

1-1 By: Herrero (Senate Sponsor - Whitmire) H.B. No. 3724
1-2 (In the Senate - Received from the House May 12, 2015;
1-3 May 13, 2015, read first time and referred to Committee on Criminal
1-4 Justice; May 21, 2015, reported favorably by the following vote:
1-5 Yeas 7, Nays 0; May 21, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Whitmire	X		
1-9	Huffman	X		
1-10	Burton	X		
1-11	Creighton	X		
1-12	Hinojosa	X		
1-13	Menéndez	X		
1-14	Perry	X		

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the consideration of certain scientific evidence
1-18 constituting the basis for an application for a writ of habeas
1-19 corpus.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Article 11.073(d), Code of Criminal Procedure,
1-22 is amended to read as follows:

1-23 (d) In making a finding as to whether relevant scientific
1-24 evidence was not ascertainable through the exercise of reasonable
1-25 diligence on or before a specific date, the court shall consider
1-26 whether the field of scientific knowledge, a testifying expert's
1-27 scientific knowledge, or a scientific method on which the relevant
1-28 scientific evidence is based has changed since:

1-29 (1) the applicable trial date or dates, for a
1-30 determination made with respect to an original application; or

1-31 (2) the date on which the original application or a
1-32 previously considered application, as applicable, was filed, for a
1-33 determination made with respect to a subsequent application.

1-34 SECTION 2. This Act takes effect September 1, 2015.

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