

BILL ANALYSIS

Senate Research Center

S.B. 857
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Jurisprudence
3-20-97
As Filed

DIGEST

Currently, an application for a subpoena in certain cases is required to be in writing. This bill will authorize the application to be made by electronic means.

PURPOSE

As proposed, S.B. 857 authorizes an application for a subpoena in certain cases to be made by electronic means.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Article 24.03(a), Code of Criminal Procedure, to require a defendant or the State's attorney to make a sworn application in writing or by electronic means to the clerk of the court before the clerk or his deputy shall be required or permitted to issue a subpoena in any felony case pending in any district or criminal district court of this state. Makes a conforming and nonsubstantive change.

SECTION 2. Emergency clause.
Effective date: upon passage.