

Bill Summary
2nd Session of the 58th Legislature

Bill No.:	SB 1742
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Bill Analysis

SB 1742 provides that defendants may appeal the denial of a pretrial motion seeking immunity from prosecution for the use of physical or deadly defensive force within 10 days of the denial. The court shall give priority to such appeals and an order staying proceedings shall be entered pending the outcome of the appeal. Appeals not brought within 10 days of the denial shall constitute the defendant waiving appellate review of his or her claim of immunity from prosecution and shall be dismissed. The measure also modifies acceptable appeals to the Court of Criminal Appeals to include an order, decision, or judgment finding that a defendant is immune from or not subject to criminal prosecution.

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