

BILL ANALYSIS

Senate Research Center

S.B. 1332
By: Fraser
Criminal Justice
3-26-97
As Filed

DIGEST

Currently, papers regarding the requisition for the return of a person charged with a crime are filed with the Secretary of State's Office. However, the Governor's Office handles this process and maintains these records. This legislation requires those papers to be filed with the Governor's Office, rather than the Secretary of State's Office, in an effort to change the statute to comply with standard practice.

PURPOSE

As proposed, S.B. 1332 establishes the requisition for the return of a person charged with crime in this state.

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 Subdivision 3, Section 23, Article 51.13, Code of Criminal Procedure, to require one copy of the application for issuance of requisition, with the action of the Governor indicated by endorsement thereon, and one of the certified copies of the indictment, complaint, information, and affidavits, or of the judgment of conviction or of the sentence to be filed in the office of the Governor, rather than the Secretary of State. Deletes the provision requiring the certified copies to remain on record in that office.

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