## IN THE SUPREME COURT OF TEXAS

Misc. Docket No. 20-9011

# ORDER AMENDING TEXAS RULE OF EVIDENCE 103(c)

### **ORDERED** that:

- 1. The Court approves the following amendments to Rule 103(c) of the Texas Rules of Evidence.
- 2. The amendments take effect June 1, 2020.
- 3. The amendments may be changed before June 1, 2020 in response to public comments. Written comments should be sent to <u>rulescomments@txcourts.gov</u>. The Court requests that comments be sent by May 1, 2020.
- 4. The Clerk is directed to:
  - a. file a copy of this order with the Secretary of State;
  - b. cause a copy of this order to be mailed to each registered member of the State Bar of Texas by publication in the *Texas Bar Journal*;
  - c. send a copy of this order to each elected member of the Legislature; and
  - d. submit a copy of the order for publication in the *Texas Register*.

Dated: January 22, 2020

Nathan L. Hecht, Chief Justice

Green, Justice Paul W va M. Guzman, Justice Debra ehrmann Justice uslice John P. Dev e, Justice Blacklock, Justice Jai Busby, Justice N. Bland, Justice Jan

# IN THE COURT OF CRIMINAL APPEALS OF TEXAS

Misc. Docket No. 20-001

### ORDER AMENDING TEXAS RULE OF EVIDENCE 103(c)

#### **ORDERED** that:

- 1. The Court approves the following amendments to Rule 103(c) of the Texas Rules of Evidence.
- 2. The amendments take effect June 1, 2020.
- 3. The amendments may be changed before June 1, 2020 in response to public comments. Written comments should be sent to <u>rulescomments@txcourts.gov</u>. The Court requests that comments be sent by May 1, 2020.
- 4. The Clerk is directed to:
  - a. file a copy of this order with the Secretary of State;
  - b. cause a copy of this order to be mailed to each registered member of the State Bar of Texas by publication in the *Texas Bar Journal*;
  - c. send a copy of this order to each elected member of the Legislature; and
  - d. submit a copy of the order for publication in the *Texas Register*.

Dated: January 22, 2020

Shanon Kelle

Sharon Keller, Presiding Judge

Michael Keasler, Judge

Barbara P. Hervey, Judge

Bert Richardson, Judge

Kevin P. Yeary, Judge

David Newell, Judge

Judge eel.

Scott Walker, Judge

Michelle M. Slaughter, Judge

## Rule 103. Rulings on Evidence

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(c) Court's Statement About the Ruling; Directing an Offer of Proof. The court may make any statement about the character or form of the evidence, the objection made, and the ruling. The court must allow a party to make an offer of proof outside the jury's presence as soon as practicable.— In a jury trial, the court must allow a party to make the offer outside the jury's presence and before the court reads its charge to the jury. The court may make any statement about the character or form of the evidence, the objection made, and the ruling. At a party's request, the court must direct that an offer of proof be made in question-and-answer form. Or the court may do so on its own.

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