

By: Manuel

H.B. No. 2096

A BILL TO BE ENTITLED

AN ACT

relating to the release on personal bond of certain defendants charged with, or released on bail or community supervision for, certain family violence misdemeanors.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Article 17.03(b-2), Code of Criminal Procedure, is amended to read as follows:

(b-2) Except as provided by Articles 15.21, 17.033, and 17.151, a defendant may not be released on personal bond if the defendant:

(1) is charged with:

(A) an offense involving violence; or

(B) an offense under Section 22.01(a)(1), Penal Code, punishable as a Class A misdemeanor and involving family violence as defined by Section 71.004, Family Code; or

(2) while released on bail or community supervision for an offense described by Subdivision (1) [involving violence], is charged with committing:

(A) any offense punishable as a felony; or

(B) an offense under the following provisions of the Penal Code:

(i) Section 22.01(a)(1) (assault);

(ii) Section 22.05 (deadly conduct);

(iii) Section 22.07 (terroristic threat);

1 or

2 (iv) Section 42.01(a)(7) or (8) (disorderly  
3 conduct involving firearm).

4 SECTION 2. The change in law made by this Act applies only  
5 to a person who is arrested on or after the effective date of this  
6 Act. A person arrested before the effective date of this Act is  
7 governed by the law in effect on the date the person was arrested,  
8 and the former law is continued in effect for that purpose.

9 SECTION 3. This Act takes effect September 1, 2023.