

By: Gervin-Hawkins

H.B. No. 3695

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the authority to issue a citation in lieu of arrest for  
3 certain Class A and B misdemeanors.

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

5 SECTION 1. Article 14.06(c), Code of Criminal Procedure, is  
6 amended to read as follows:

7 (c) If the person resides in this state [~~the county where~~  
8 ~~the offense occurred~~], a peace officer who is charging a person with  
9 committing an offense that is a Class A or B misdemeanor may,  
10 instead of taking the person before a magistrate, issue a citation  
11 to the person that contains written notice of the time and place the  
12 person must appear before a magistrate of this state as described by  
13 Subsection (a), the name and address of the person charged, and the  
14 offense charged.

15 SECTION 2. The change in law made by this Act applies only  
16 to an offense committed on or after the effective date of this Act.  
17 An offense committed before the effective date of this Act is  
18 governed by the law in effect on the date the offense was committed,  
19 and the former law is continued in effect for that purpose. For  
20 purposes of this section, an offense was committed before the  
21 effective date of this Act if any element of the offense occurred  
22 before that date.

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