

By: Whitmire

S.B. No. 1151

A BILL TO BE ENTITLED

AN ACT

relating to the authority of corporations to act as sureties on bail bonds.

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

SECTION 1. Article 17.06, Code of Criminal Procedure, is amended to read as follows:

Art. 17.06. CORPORATION AS SURETY. (a) In ~~[Wherever in]~~ this chapter ~~[Chapter]~~, if a ~~[any]~~ person is required or authorized to give or execute a a ~~[any]~~ bail bond, the ~~[such]~~ bail bond may be given or executed by the ~~[such]~~ principal and a ~~[any]~~ corporation authorized by law to act as surety, subject to all applicable ~~[the]~~ provisions of this chapter ~~[Chapter]~~ regulating and governing the giving of bail bonds by personal surety ~~[insofar as the same is applicable]~~.

(b) A corporation may not act as a surety on a bail bond for a defendant unless the corporation requires the defendant before release to pay a fee to the corporation equal to not less than 10 percent of the total amount of the bail set for the defendant.

SECTION 2. Article 17.06, Code of Criminal Procedure, as amended by this Act, applies only to a bail bond executed on or after the effective date of this Act. A bail bond executed before the effective date of this Act is governed by the law in effect on the date the bail bond was executed, and the former law is continued in effect for that purpose.

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