

BILL ANALYSIS

Senate Research Center

S.B. 1896
By: Whitmire
Criminal Justice
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Enrolled

DIGEST AND PURPOSE

Currently, if a person confesses to a peace officer to committing a felony, the peace officer cannot arrest the person. S.B. 1896 allows a peace officer to make a warrantless arrest when a person confesses to committing a felony, the confession would otherwise be admissible, and there is probable cause.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Article 14.03(a), Code of Criminal Procedure, to add a new subdivision to provide that a person who makes a statement to a peace officer that would be admissible against the person under Article 38.21 and establishes probable cause to believe that the person has committed a felony, may be arrested by the peace officer without a warrant. Makes a nonsubstantive change.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 2003.