

By: Riddle

H.B. No. 2795

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the release on bond of certain persons arrested without
3 a warrant.

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

5 SECTION 1. Article 17.033, Code of Criminal Procedure, is
6 amended by adding Subsection (d) to read as follows:

7 (d) The time limits imposed by Subsections (a) and (b) do
8 not apply to a person arrested without a warrant who is taken to a
9 hospital, clinic, or other medical facility before being taken
10 before a magistrate under Article 15.17. For a person described by
11 this subsection, the time limits imposed by Subsections (a) and (b)
12 begin to run at the time that, following the person's release from a
13 hospital, clinic, or other medical facility, the person is taken
14 before a magistrate and the magistrate completes the performance of
15 the magistrate's duties imposed by Article 15.17.

16 SECTION 2. (a) This Act takes effect immediately if it
17 receives a vote of two-thirds of all the members elected to each
18 house, as provided by Section 39, Article III, Texas Constitution.
19 If this Act does not receive the vote necessary for immediate
20 effect, this Act takes effect September 1, 2003.

21 (b) The change in law made by this Act applies only to an
22 arrest made on or after the effective date of this Act, regardless
23 of when the offense giving rise to the arrest was committed. An
24 arrest made before the effective date of this Act is covered by the

1 law in effect when the arrest was made, and the former law is
2 continued in effect for that purpose.