

By: Martinez Fischer

H.B. No. 1495

A BILL TO BE ENTITLED

AN ACT

1
2 relating to certain standards applicable to certain inmates
3 confined in a county jail pending transfer to the Texas Department
4 of Criminal Justice.

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

6 SECTION 1. Section 511.009, Government Code, is amended by
7 adding Subsection (d) to read as follows:

8 (d) Notwithstanding Subsection (a), the commission may not
9 adopt a rule that establishes classification requirements and
10 minimum housing standards for any inmate who is confined in county
11 jail awaiting transfer to the institutional division of the Texas
12 Department of Criminal Justice following conviction of a felony or
13 revocation of community supervision, parole, or release on
14 mandatory supervision and for whom all paperwork and processing
15 under Section 8(a), Article 42.09, Code of Criminal Procedure, for
16 transfer has been completed. The sheriff shall establish the
17 classification requirements and minimum housing standards that
18 apply to an inmate described by this subsection.

19 SECTION 2. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2005.