

By: Harris

S.B. No. 235

A BILL TO BE ENTITLED

AN ACT

relating to the composition of a county bail bond board.

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

SECTION 1. Section 1704.053, Occupations Code, is amended to read as follows:

Sec. 1704.053. BOARD COMPOSITION. A board consists of:

(1) the sheriff or a designee from the sheriff's office who must be the sheriff's administrator or a deputy sheriff of the rank of at least sergeant;

(2) a district judge of the county having jurisdiction over criminal matters and designated by the presiding judge of the administrative judicial district or a designee of the district judge who is approved by the presiding judge;

(3) the county judge, a member of the commissioners court designated by the county judge, or a designee approved by the commissioners court;

(4) a judge of a county court or county court at law in the county having jurisdiction over criminal matters and designated by the commissioners court or a designee of the judge who is approved by the commissioners court;

(5) the district attorney or an assistant district attorney designated by the district attorney;

(6) a licensed bail bond surety or agent for a corporate surety in the county elected under Section 1704.0535, or

1 a bail bond surety or agent for a corporate surety licensed in the
2 county who is designated by the elected surety or agent;

3 (7) a justice of the peace;

4 (8) the district clerk or the clerk's designee;

5 (9) the county clerk or the clerk's designee, if the
6 county clerk has responsibility over criminal matters;

7 (10) if appointed by the board, a presiding judge of a
8 municipal court in the county;

9 (11) if the county's principal municipality designates
10 a presiding judge in the municipal court system, the presiding
11 judge or a municipal judge from the system designated by the
12 presiding judge;

13 (12) the county treasurer or the treasurer's designee
14 or, if appointed by the commissioners court in a county that does
15 not have a county treasurer, the person designated by the county
16 commissioners court to perform the duties of the county treasurer;
17 and

18 (13) a criminal defense attorney practicing in the
19 county and elected by other attorneys whose principal places of
20 business are located in the county and who are not legally
21 prohibited from representing criminal defendants or the designee of
22 the criminal defense attorney.

23 SECTION 2. The changes in law made by this Act regarding the
24 composition of a county bail bond board do not affect the
25 entitlement of a member serving on a board immediately before the
26 effective date of this Act to continue to serve and function as a
27 member of the board for the remainder of the member's term. Those

1 changes in law apply only to a member appointed on or after the
2 effective date of this Act.

3 SECTION 3. This Act takes effect September 1, 2007.