

By: Lewis

H.B. No. 2579

A BILL TO BE ENTITLED

AN ACT

relating to mandatory conditions of community supervision, parole,
or mandatory supervision concerning certain searches.

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

SECTION 1. Subchapter F, Chapter 508, Government Code, is
amended by adding Section 508.193 to read as follows:

Sec. 508.193. SEARCHES. A parole panel shall require as a
condition of parole or mandatory supervision that, at the request
of a parole officer and regardless of whether the officer has a
warrant authorizing the search, a releasee allow the requesting
officer to search the releasee's person, vehicle, or residence,
including the curtilage of the residence, for the purpose of
supervising the releasee's compliance with conditions of parole or
mandatory supervision that prohibit the releasee from possessing
certain specified materials, objects, or substances.

SECTION 2. Section 11, Article 42.12, Code of Criminal
Procedure, is amended by adding Subsection (j) to read as follows:

(j) If a judge grants community supervision to a defendant
convicted of a felony, the judge shall require as a condition of
community supervision that, at the request of a supervision officer
and regardless of whether the officer has a warrant authorizing the
search, the defendant allow the requesting officer to search the
defendant's person, vehicle, or residence, including the curtilage
of the residence, for the purpose of supervising the defendant's

1 compliance with conditions of community supervision that prohibit
2 the defendant from possessing certain specified materials,
3 objects, or substances.

4 SECTION 3. This Act takes effect September 1, 2009.