

By: Whitmire

S.B. No. 1506

A BILL TO BE ENTITLED

AN ACT

relating to the payment of the costs associated with certain conditions of bond.

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

SECTION 1. Article 17.44, Code of Criminal Procedure, is amended by amending Subsection (c) and adding Subsection (e) to read as follows:

(c) The magistrate may revoke the bond and order the defendant arrested if the ~~[If a]~~ defendant:

(1) violates a condition of home confinement and electronic monitoring;

(2) [T] refuses to submit to a test for controlled substances[T] or submits to a test for controlled substances and the test indicates the presence of a controlled substance in the defendant's body; or

(3) fails to pay the costs of monitoring or testing for controlled substances, if payment is ordered under Subsection (e) as a condition of bond and the magistrate determines that the defendant is not indigent and is financially able to make the payments as ordered~~[, the magistrate may revoke the bond and order the defendant arrested].~~

(e) The cost of electronic monitoring or testing for controlled substances under this article may be assessed as court costs or ordered paid directly by the defendant as a condition of

1 bond.

2           SECTION 2.   This Act takes effect September 1, 2009.