

1-1 By: Whitmire S.B. No. 1506  
1-2 (In the Senate - Filed March 9, 2009; March 17, 2009, read  
1-3 first time and referred to Committee on Criminal Justice;  
1-4 April 20, 2009, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 7, Nays 0; April 20, 2009,  
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1506 By: Hinojosa

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to the payment of the costs associated with certain  
1-11 conditions of bond.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Article 17.44, Code of Criminal Procedure, is  
1-14 amended by amending Subsection (c) and adding Subsection (e) to  
1-15 read as follows:

1-16 (c) The magistrate may revoke the bond and order the  
1-17 defendant arrested if the [If a] defendant:

1-18 (1) violates a condition of home confinement and  
1-19 electronic monitoring;

1-20 (2) [ ] refuses to submit to a test for controlled  
1-21 substances[ ] or submits to a test for controlled substances and  
1-22 the test indicates the presence of a controlled substance in the  
1-23 defendant's body; or

1-24 (3) fails to pay the costs of monitoring or testing for  
1-25 controlled substances, if payment is ordered under Subsection (e)  
1-26 as a condition of bond and the magistrate determines that the  
1-27 defendant is not indigent and is financially able to make the  
1-28 payments as ordered[ , the magistrate may revoke the bond and order  
1-29 the defendant arrested].

1-30 (e) The cost of electronic monitoring or testing for  
1-31 controlled substances under this article may be assessed as court  
1-32 costs or ordered paid directly by the defendant as a condition of  
1-33 bond.

1-34 SECTION 2. This Act takes effect September 1, 2009.

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