

Amend CSHB 189 (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Section 5, Article 42.12, Code of Criminal Procedure, is amended by adding Subsection (d-1) to read as follows:

(d-1) If a judge places on deferred adjudication a defendant convicted of an offense under Section 49.04, 49.05, 49.06, or 49.065, Penal Code, the judge shall order as a condition of community supervision that the defendant serve not less than three days in jail.

SECTION _____. Chapter 49, Penal Code, is amended by adding Section 49.091 to read as follows:

Sec. 49.091. MANDATORY MINIMUM SENTENCE FOLLOWING REVOCATION OF DEFERRED ADJUDICATION. Notwithstanding the provisions of Sections 49.04, 49.05, 49.06, and 49.065, the minimum term of confinement for a defendant convicted of an offense under one of those sections is 14 days if the defendant is initially placed on deferred adjudication community supervision for the offense and after a violation of the terms of supervision the judge enters an order of conviction on final disposition of the case.