

By: Larson, Lavender, Fletcher, Bonnen,  
et al.

H.B. No. 684

Substitute the following for H.B. No. 684:

By: Smith of Harris

C.S.H.B. No. 684

A BILL TO BE ENTITLED

AN ACT

relating to housing prisoners in a tent or other facility in lieu of  
a county jail.

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

SECTION 1. The heading to Section 351.0035, Local  
Government Code, is amended to read as follows:

Sec. 351.0035. ~~[TEMPORARY]~~ HOUSING PRISONERS IN TENTS OR  
OTHER FACILITIES IN LIEU OF COUNTY JAIL.

SECTION 2. Sections 351.0035(a) and (b), Local Government  
Code, are amended to read as follows:

(a) ~~A [On request of the sheriff and the commissioners court  
of a county, the Commission on Jail Standards shall authorize a]~~  
county may [to] house a prisoner in a tent or other facility that is  
not a county jail for the duration of the prisoner's sentence.

(b) The Commission on Jail Standards shall adopt rules that  
govern the ~~[temporary]~~ housing of prisoners in a tent or other  
facility that is not a county jail, including a specific  
requirement for:

- (1) the classification and separation of prisoners;
- (2) the supervision of prisoners;
- (3) safety, sanitation, and health;
- (4) the structure and maintenance of the facility;
- (5) the provision of bunks or sleeping areas for  
prisoners or other furnishings for the facility;

1           (6) the space and capacity in the facility; and  
2           (7) the enforcement of a rule the commission adopts  
3 under this subsection.

4           SECTION 3. This Act takes effect immediately if it receives  
5 a vote of two-thirds of all the members elected to each house, as  
6 provided by Section 39, Article III, Texas Constitution. If this  
7 Act does not receive the vote necessary for immediate effect, this  
8 Act takes effect September 1, 2011.