

By: Smith, Thompson of Harris, et al.

H.B. No. 904

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the transfer of certain inmates to the Texas Department  
3 of Criminal Justice following pronouncement of the inmate's  
4 sentence.

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

6 SECTION 1. Section 3, Article 42.09, Code of Criminal  
7 Procedure, is amended to read as follows:

8 Sec. 3. If a defendant [~~is~~] convicted of a felony is [~~and~~]  
9 sentenced to death or to [~~7~~] life [~~, or a term of more than ten~~  
10 ~~years~~] in the Texas Department of Criminal Justice or is ineligible  
11 for release on bail pending appeal under Article 44.04(b) and [~~he~~]  
12 gives notice of appeal, the defendant [~~he~~] shall be transferred to  
13 the department on a commitment pending a mandate from the court of  
14 appeals or the Court of Criminal Appeals.

15 SECTION 2. This Act takes effect September 1, 2015.