

By: White of Tyler

H.B. No. 1566

A BILL TO BE ENTITLED

AN ACT

relating to conditions of bond for defendants charged with certain offenses involving the operation of a motor vehicle while intoxicated.

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

SECTION 1. Chapter 17, Code of Criminal Procedure, is amended by adding Article 17.442 to read as follows:

Art. 17.442. CONDITION FOR DEFENDANT CHARGED WITH DRIVING WHILE INTOXICATED. (a) This article applies to a defendant charged with an offense under:

(1) Section 49.04 or 49.045, Penal Code; or

(2) Section 49.07 or 49.08, Penal Code, involving the operation of a motor vehicle while intoxicated.

(b) A magistrate may require as a condition of release on bond that a defendant to whom this article applies refrain from operating a motor vehicle in any public place pending the conclusion of criminal proceedings against the defendant for an offense described by Subsection (a).

(c) The magistrate may revoke the bond and order the defendant arrested if the defendant violates the condition imposed under this article.

SECTION 2. The change in law made by this Act applies only to a defendant released on bond in connection with an offense committed on or after the effective date of this Act. A defendant

1 released on bond in connection with an offense committed before the
2 effective date of this Act is governed by the law in effect on the
3 date the offense was committed, and the former law is continued in
4 effect for that purpose. For purposes of this section, an offense
5 was committed before the effective date of this Act if any element
6 of the offense occurred before that date.

7 SECTION 3. This Act takes effect September 1, 2015.