

By: Zaffirini

S.B. No. 1888

A BILL TO BE ENTITLED

1 AN ACT
2 relating to a requirement that a county report the number of certain
3 persons with mental illness detained in that county's jail.

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

5 SECTION 1. Section 511.0101(a), Government Code, is amended
6 to read as follows:

7 (a) Each county shall submit to the commission on or before
8 the fifth day of each month a report containing the following
9 information:

10 (1) the number of prisoners confined in the county
11 jail on the first day of the month, classified on the basis of the
12 following categories:

- 13 (A) total prisoners;
- 14 (B) pretrial Class C misdemeanor offenders;
- 15 (C) pretrial Class A and B misdemeanor offenders;
- 16 (D) convicted misdemeanor offenders;
- 17 (E) felony offenders whose penalty has been
18 reduced to a misdemeanor;
- 19 (F) pretrial felony offenders;
- 20 (G) convicted felony offenders;
- 21 (H) prisoners detained on bench warrants;
- 22 (I) prisoners detained for parole violations;
- 23 (J) prisoners detained for federal officers;
- 24 (K) prisoners awaiting transfer to the

1 institutional division of the Texas Department of Criminal Justice
2 following conviction of a felony or revocation of probation,
3 parole, or release on mandatory supervision and for whom paperwork
4 and processing required for transfer have been completed;

5 (L) prisoners detained after having been
6 transferred from another jail and for whom the commission has made a
7 payment under Subchapter F, Chapter 499 [~~Government Code~~];

8 (M) prisoners for whom an immigration detainer
9 has been issued by United States Immigration and Customs
10 Enforcement; and

11 (N) other prisoners;

12 (2) the total capacity of the county jail on the first
13 day of the month;

14 (3) the total number of prisoners who were confined in
15 the county jail during the preceding month, based on a count
16 conducted on each day of that month, who were known or had been
17 determined to be pregnant;

18 (3-a) the total number of prisoners who were confined
19 in the county jail during the preceding month who were not charged
20 with a criminal offense and were apprehended by a peace officer:

21 (A) for emergency detention without a warrant
22 under Section 573.001, Health and Safety Code;

23 (B) for emergency detention with a warrant issued
24 under Section 573.012, Health and Safety Code; or

25 (C) for protective custody with an order issued
26 under Section 574.022, Health and Safety Code;

27 (4) the total cost to the county during the preceding

1 month of housing prisoners described by Subdivision (1)(M),
2 calculated based on the average daily cost of housing a prisoner in
3 the county jail; and

4 (5) certification by the reporting official that the
5 information in the report is accurate.

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