

Amend HB 664 (house committee report) as follows:

(1) Strike page 1, lines 5 and 6, and substitute the following:

SECTION 1. Article 42A.751, Code of Criminal Procedure, is amended by amending Subsections (c) and (d) and adding Subsection (c-1) to read as follows:

(2) Strike page 1, lines 16-18, and substitute the following:

offense. Except as provided by Subsection (c-1), ~~[except that]~~ only the judge who ordered the arrest for the alleged violation may authorize the defendant's release on bail. The defendant may be

(3) On page 1, between lines 21 and 22, insert the following:

(c-1) Any magistrate in the county in which a defendant is arrested for an alleged violation of a condition of community supervision may release the defendant on bail if:

(1) the defendant is on community supervision for an offense punishable as a misdemeanor;

(2) the alleged violation of community supervision for which the arrest is ordered involves only conduct constituting the commission of a nonviolent offense that is punishable as a misdemeanor; and

(3) the defendant is arrested in the same county in which the defendant is under community supervision.

(d) If the defendant has not been released on bail as permitted under this article ~~[Subsection (c)]~~, on motion by the defendant, the judge who ordered the arrest for the alleged violation of a condition of community supervision shall cause the defendant to be brought before the judge for a hearing on the alleged violation within 20 days of the date the motion is filed. After a hearing without a jury, the judge may continue, extend, modify, or revoke the community supervision.