

By: Wu, Thompson of Harris, Moody, Phillips

H.B. No. 1442

A BILL TO BE ENTITLED

AN ACT

relating to the release of certain defendants pending a motion for new trial or an appeal from a misdemeanor conviction.

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

SECTION 1. Article 44.04, Code of Criminal Procedure, is amended by adding Subsection (i) to read as follows:

(i) Notwithstanding any other law, pending the determination of a defendant's motion for new trial or the defendant's appeal from a misdemeanor conviction, the defendant is entitled to be released after completion of a sentence of confinement imposed for the conviction. The trial court may require the defendant to give a personal bond but may not, either instead of or in addition to the personal bond, require:

(1) any condition of the personal bond;

(2) another type of bail bond; or

(3) a surety or other security.

SECTION 2. This Act takes effect September 1, 2017.