

By: Frank

H.B. No. 1550

Substitute the following for H.B. No. 1550:

By: Allen

C.S.H.B. No. 1550

A BILL TO BE ENTITLED

1

AN ACT

2 relating to the confinement in a county jail of a person pending a
3 transfer to the Texas Department of Criminal Justice and to the
4 reimbursement of certain costs of confinement.

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

6 SECTION 1. Chapter 493, Government Code, is amended by
7 adding Section 493.032 to read as follows:

8 Sec. 493.032. TRANSPORTATION PLAN FOR CERTAIN INMATES. The
9 department shall develop and implement a plan to effectively and
10 efficiently take custody of and transport from a county jail an
11 inmate described by Section 499.121(c) or a person described by
12 Section 508.281(a) not later than the fifth day after the date on
13 which all processing required for transferring the inmate or person
14 has been completed.

15 SECTION 2. Subchapter F, Chapter 499, Government Code, is
16 amended by adding Section 499.1215 to read as follows:

17 Sec. 499.1215. REIMBURSEMENT TO COUNTIES. (a) A county is
18 entitled to reimbursement from the department for the cost of
19 confining an inmate described by Section 499.121(c) in a county
20 jail at a rate of \$45 for each day the inmate remains confined
21 beginning on the sixth day after the date on which all processing
22 required for transfer has been completed.

23 (b) A county judge may request reimbursement by submitting
24 to the comptroller a statement of the amount for which the county is

1 entitled to reimbursement under Subsection (a). On receipt of a
2 statement from a county under this subsection, the comptroller
3 shall reimburse the county in the amount requested from funds
4 appropriated to the department.

5 SECTION 3. Subchapter I, Chapter 508, Government Code, is
6 amended by adding Section 508.285 to read as follows:

7 Sec. 508.285. REIMBURSEMENT TO COUNTIES. (a) A county is
8 entitled to reimbursement from the department for the cost of
9 confining a person described by Section 508.281(a) in a county jail
10 at a rate of \$45 for each day the person remains confined beginning
11 on the sixth day after the date on which the county's processing
12 related to the transfer of the person to the department has been
13 completed if the person is confined after an ineligible release or
14 only on a charge that the person has committed an administrative
15 violation of release.

16 (b) A county judge may request reimbursement by submitting
17 to the comptroller a statement of the amount for which the county is
18 entitled to reimbursement under Subsection (a). On receipt of a
19 statement from a county under this subsection, the comptroller
20 shall reimburse the county in the amount requested from funds
21 appropriated to the department.

22 SECTION 4. As soon as practicable after the effective date
23 of this Act, the Texas Department of Criminal Justice shall develop
24 and implement the plan required by Section 493.032, Government
25 Code, as added by this Act.

26 SECTION 5. Section 499.1215, Government Code, as added by
27 this Act, applies only to the reimbursement of a county for the cost

1 of confinement of an inmate described by Section 499.1215(a) that
2 occurs on or after September 1, 2019, regardless of whether all
3 processing required for transfer of the inmate to the Texas
4 Department of Criminal Justice is completed before, on, or after
5 September 1, 2019.

6 SECTION 6. Section 508.285, Government Code, as added by
7 this Act, applies only to a person who is arrested on or after
8 September 1, 2019. A person arrested before September 1, 2019, is
9 governed by the law in effect immediately before the effective date
10 of this Act, and the former law is continued in effect for that
11 purpose.

12 SECTION 7. This Act takes effect September 1, 2017.