

By: White

H.B. No. 2707

A BILL TO BE ENTITLED

AN ACT

relating to the manner in which a bail bond or personal bond is forfeited.

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

SECTION 1. Article 22.02, Code of Criminal Procedure, is amended to read as follows:

Art. 22.02. MANNER OF TAKING A FORFEITURE. Bail bonds and personal bonds are forfeited in the following manner: The name of the defendant shall be called distinctly at the courthouse door, and if the defendant does not appear within a reasonable time after such call is made, judgment shall be entered that the State of Texas recover of the defendant the amount of money in which the defendant ~~he~~ is bound, and of the defendant's ~~his~~ sureties, if any, the amount of money in which the sureties ~~they~~ are respectively bound, and the ~~which~~ judgment shall state that the judgment ~~same~~ will be made final, unless good cause be shown why the defendant did not appear. For purposes of this article, a reasonable time is presumed to be not less than 72 hours.

SECTION 2. The change in law made by this Act applies only to a bail bond or personal bond executed on or after the effective date of this Act. A bail bond or personal bond executed before the effective date of this Act is governed by the law in effect when the bond was executed, and the former law is continued in effect for that purpose.

1       SECTION 3.   This Act takes effect September 1, 2017.