

By: Uresti

S.B. No. 1169

A BILL TO BE ENTITLED

AN ACT

relating to confinement as a condition of community supervision.

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

SECTION 1. Article 42A.302, Code of Criminal Procedure, is amended by amending Subsection (c) and adding Subsection (d) to read as follows:

(c) A judge may impose a term of confinement as a condition of community supervision under this article on placing the defendant on supervision or at any time during the supervision period. Notwithstanding the requirement of Subsection (a) that a defendant be confined in a county jail, if the judge imposes as a condition of community supervision in a felony case that the defendant submit to a term of confinement at the beginning of the period of community supervision, the judge may require the defendant to submit to confinement in a county jail or the Texas Department of Criminal Justice.

(d) The judge may impose terms of confinement as a condition of community supervision in increments smaller than the maximum terms provided by Subsection (a), except that the judge may not impose terms of confinement that, if added together, exceed the maximum terms provided by Subsection (a).

SECTION 2. The change in law made by this Act applies to a defendant placed on community supervision on or after the effective date of this Act, regardless of whether the offense for which the

S.B. No. 1169

1 defendant was placed on community supervision was committed before,
2 on, or after the effective date of this Act.

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