86R14061 JRR-D

By:  Bowers H.B. No. 3303

A BILL TO BE ENTITLED

AN ACT

relating to the revocation of community supervision for a violation of a condition of community supervision committed by a defendant who is the primary caretaker of a child or is pregnant.

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

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

(h-1)  Notwithstanding Subsection (d), the court may not revoke the community supervision of a defendant for a violation of a condition of community supervision if, at the revocation hearing, the court finds that:

(1)  the defendant is the primary caretaker of a child younger than 18 years of age or is pregnant; and

(2)  the violation does not involve being arrested for, charged with, or convicted of an offense that is punishable as a Class B misdemeanor or any higher category of offense.

SECTION 2.  The change in law made by this Act applies to a person on community supervision on or after the effective date of this Act, regardless of whether the person was placed on community supervision before, on, or after the effective date of this Act.

SECTION 3.  This Act takes effect September 1, 2019.