

By: Meza

H.B. No. 2339

A BILL TO BE ENTITLED

AN ACT

relating to the entry into the Texas Crime Information Center of information concerning the release on bond of persons charged with committing a violent offense.

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

SECTION 1. Chapter 17, Code of Criminal Procedure, is amended by adding Article 17.50 to read as follows:

Art. 17.50. ENTRY OF BOND STATUS INTO TEXAS CRIME INFORMATION CENTER; DUTIES OF MAGISTRATES, SHERIFFS, AND DEPARTMENT OF PUBLIC SAFETY. (a) In this article:

(1) "Database" means the statewide law enforcement information system maintained by the Department of Public Safety, also known as the Texas Crime Information Center.

(2) "Violent offense" means:

(A) an offense under any of the following sections of the Penal Code:

(i) Section 19.02 (murder);

(ii) Section 19.03 (capital murder);

(iii) Section 20.03 (kidnapping);

(iv) Section 20.04 (aggravated kidnapping);

(v) Section 21.11 (indecent with a child);

(vi) Section 22.011 (sexual assault);

(vii) Section 22.02 (aggravated assault);

1 (viii) Section 22.021 (aggravated sexual
2 assault);

3 (ix) Section 22.04 (injury to a child,
4 elderly individual, or disabled individual);

5 (x) Section 29.03 (aggravated robbery);

6 (xi) Section 21.02 (continuous sexual abuse
7 of young child or children); or

8 (xii) Section 20A.03 (continuous
9 trafficking of persons); and

10 (B) any offense involving family violence as
11 defined by Section 71.004, Family Code.

12 (b) As soon as practicable but not later than the next
13 business day after the date a magistrate releases on bond a person
14 charged with committing a violent offense, the magistrate shall
15 notify the sheriff of the release and provide to the sheriff the
16 following information:

17 (1) the name, sex, race, date of birth, personal
18 descriptors, address, and county of residence of the person
19 released;

20 (2) any known identifying number of the person
21 released, including the person's social security number or driver's
22 license number; and

23 (3) if applicable, any condition of bond imposed, the
24 name and county of residence of any named person the condition of
25 bond is intended to protect, and the name and county of residence of
26 the victim of the alleged offense.

27 (c) On receipt of the information described by Subsection

1 (b), the sheriff shall enter the information into the database.

2 (d) As soon as practicable but not later than the next
3 business day after the date a magistrate revokes the bond of a
4 person charged with committing a violent offense, modifies the
5 terms of or removes a condition of bond imposed on the person, or
6 disposes of the underlying criminal charges in the person's case,
7 the magistrate shall notify the sheriff and provide the sheriff
8 with information that is sufficient to enable the sheriff to update
9 the database accordingly.

10 (e) The Department of Public Safety shall modify the
11 database to enable the database to accept and maintain detailed
12 information regarding the release on bond of a person charged with
13 committing a violent offense and any associated conditions of bond,
14 including information described by Subsections (b) and (d).

15 SECTION 2. Not later than January 1, 2020, the Department of
16 Public Safety of the State of Texas shall modify the statewide law
17 enforcement information system maintained by the department, also
18 known as the Texas Crime Information Center, to enable the database
19 to accept and maintain detailed information regarding the release
20 on bond of a person charged with committing a violent offense and
21 any associated conditions of bond, as required by Article 17.50(e),
22 Code of Criminal Procedure, as added by this Act.

23 SECTION 3. (a) Except as provided by Subsection (b) of this
24 section, this Act takes effect January 1, 2020.

25 (b) Section 2 of this Act takes effect September 1, 2019.