

By: Bowers

H.B. No. 3303

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the revocation of community supervision for a violation
3 of a condition of community supervision committed by a defendant
4 who is the primary caretaker of a child or is pregnant.

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

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

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

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

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

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

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