

1-1 By: Kolkhorst S.B. No. 1804
1-2 (In the Senate - Filed March 7, 2019; March 18, 2019, read
1-3 first time and referred to Committee on Criminal Justice;
1-4 March 27, 2019, reported favorably by the following vote: Yeas 6,
1-5 Nays 0; March 27, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Whitmire	X		
1-9	Huffman	X		
1-10	Buckingham	X		
1-11	Flores	X		
1-12	Hughes		X	
1-13	Miles	X		
1-14	Perry	X		

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the entry into the Texas Crime Information Center of
1-18 certain information regarding conditions of bond imposed in
1-19 criminal cases involving family violence.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Article 17.49, Code of Criminal Procedure, is
1-22 amended by adding Subsections (m), (n), (o), (p), (q), (r), (s), and
1-23 (t) to read as follows:

1-24 (m) As soon as possible but not later than the next business
1-25 day after the date the magistrate issues an order imposing a
1-26 condition of bond or modifying or removing a condition imposed
1-27 under this article, the magistrate shall send a copy of the order to
1-28 the chief of police in the municipality where the victim of the
1-29 offense resides, if the victim resides in a municipality, or to the
1-30 sheriff of the county where the victim resides, if the victim does
1-31 not reside in a municipality. The clerk of the court shall send a
1-32 copy of the order to the victim at the victim's last known address
1-33 as soon as possible but not later than the next business day after
1-34 the date the order is issued.

1-35 (n) A magistrate or clerk of the court may delay sending a
1-36 copy of the order under Subsection (m) only if the magistrate or
1-37 clerk lacks information necessary to ensure service and
1-38 enforcement.

1-39 (o) If an order described by Subsection (m) prohibits a
1-40 defendant from going to or near a child care facility or school, the
1-41 magistrate shall send a copy of the order to the applicable child
1-42 care facility or school.

1-43 (p) The copy of the order and any related information may be
1-44 sent under Subsection (m) or (o) electronically or in another
1-45 manner that can be accessed by the recipient.

1-46 (q) If the victim of the offense is not present when an order
1-47 described by Subsection (m) is issued, the magistrate shall order a
1-48 peace officer to make a good faith effort to provide notice of the
1-49 order to the victim within 24 hours by calling the victim's last
1-50 known phone number.

1-51 (r) Not later than the third business day after the date of
1-52 receipt of the copy of an order described by Subsection (m) by the
1-53 applicable law enforcement agency, the law enforcement agency shall
1-54 enter the following information into the statewide law enforcement
1-55 information system maintained by the Department of Public Safety or
1-56 shall modify or remove that information, as appropriate:

1-57 (1) the information listed in Section 411.042(b)(6),
1-58 Government Code, as that information relates to an order issued
1-59 under this article;

1-60 (2) the date the order releasing the defendant on bond
1-61 was issued; and

