

By: Miles

S.B. No. 1846

A BILL TO BE ENTITLED

AN ACT

relating to the use of restraints on a pregnant woman in the custody of the Texas Department of Criminal Justice.

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

SECTION 1. Section 501.066(a), Government Code, is amended to read as follows:

(a) The department may not use restraints to control the movement of a pregnant woman in the custody of the department at any time after the woman's first trimester and until the woman has recovered [~~during which the woman is in labor or delivery or recovering~~] from delivery, unless the director or director's designee determines that the use of restraints is necessary to:

(1) ensure the safety and security of the woman or her infant, department or medical personnel, or any member of the public; or

(2) prevent a substantial risk that the woman will attempt escape.

SECTION 2. This Act takes effect September 1, 2019.