

By: Whitmire

S.B. No. 2191

A BILL TO BE ENTITLED

AN ACT

relating to the confinement of a defendant pending trial.

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

SECTION 1. Chapter 17, Code of Criminal Procedure, is amended by adding Article 17.154 to read as follows:

Art. 17.154. CONFINEMENT OF DEFENDANT DENIED BAIL. If a judge or magistrate denies a defendant's release on bail pending trial, the judge or magistrate shall order that the defendant be confined in a jail that is located in this state.

SECTION 2. Article 17.27, Code of Criminal Procedure, is amended to read as follows:

Art. 17.27. WHEN BAIL IS NOT PROVIDED [~~GIVEN~~]. If, after the allowance of a reasonable period [~~time~~], the accused is unable to provide the required bail bond [~~security be not given~~], the magistrate shall [~~make an~~] order that [~~committing~~] the accused be confined in a [~~to~~] jail that is located in this state [~~to be kept safely until legally discharged, and he shall issue a commitment accordingly~~].

SECTION 3. The change in law made by this Act applies only to a person who is arrested on or after the effective date of this Act. A person arrested before the effective date of this Act is governed by the law in effect on the date the person was arrested, and the former law is continued in effect for that purpose.

SECTION 4. This Act takes effect September 1, 2019.