

By: Canales

H.B. No. 1329

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to notice provided to a court regarding a defendant  
3 confined in a state jail felony facility.

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

5 SECTION 1. Article [42A.558](#), Code of Criminal Procedure, is  
6 amended by adding Subsections (b-1) and (b-2) to read as follows:

7 (b-1) On request of the judge, the Texas Department of  
8 Criminal Justice shall, not later than the 60th day after the date  
9 the defendant is received into the custody of a state jail felony  
10 facility, notify the judge of the date on which the defendant will  
11 have served 75 days in the facility. The notice must be provided by  
12 e-mail or other electronic communication.

13 (b-2) For purposes of Subsection (b-1), the judge may submit  
14 a single request to the Texas Department of Criminal Justice with  
15 respect to all applicable defendants sentenced in the judge's  
16 court.

17 SECTION 2. The change in law made by this Act to Article  
18 [42A.558](#), Code of Criminal Procedure, applies only to a defendant  
19 who receives a sentence of confinement in a state jail on or after  
20 the effective date of this Act. A defendant who receives a sentence  
21 of confinement in a state jail before the effective date of this Act  
22 is governed by the law in effect at the time of sentencing, and the  
23 former law is continued in effect for that purpose.

24 SECTION 3. This Act takes effect September 1, 2021.