

Amend SB 11 (senate committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Chapter 104, Code of Criminal Procedure, is amended by adding Article 104.005 to read as follows:

Art. 104.005. COMPENSATION TO COUNTY FOR DETENTION IN COUNTY JAIL OF PERSONS IMPROPERLY ENTERING FROM FOREIGN NATION.

(a) In this section, "cost of detainment" means the cost to the county for a person's detainment based on a daily rate equal to the daily rate calculated for housing a federal detainee.

(b) If a person is detained in a county jail for an offense under Section 38.20, Penal Code, instead of in a facility described by Subsection (g) of that section, the state shall compensate the county in an amount equal to the sum of:

(1) the cost of detainment for each day that the person is detained in the county jail;

(2) the cost to the county for any medical services provided to the person that are outside of those minor medical services already included in the cost of detainment;

(3) the county's cost per case estimate for a felony case, not to exceed \$2,000 per case; and

(4) any other costs related to the judicial process with respect to the person.

(c) Before requesting a county to detain a person in a county jail for an offense under Section 38.20, the state shall enter into a contract with the county to specify the amount or rate associated with each cost described by Subsections (b)(1), (2), (3), and (4) for which the state will compensate the county under this article.