

By: Miles

S.B. No. 2384

A BILL TO BE ENTITLED

AN ACT

relating to criminal defendants bail findings and post hearing  
evaluation

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

SECTION 1. Article 16.22, Code of Criminal Procedure, is  
amended by adding Subsection (a)(4) to read as follows:

(4) A defendant may request an evaluation under of  
this section.

SECTION 2. Article 15.17, Code of Criminal Procedure, is  
amended by adding Subsections (g), (g-1), and (h) to read as  
follows:

(g) If a magistrate determines that a bond is required to  
ensure the defendant's return to court, the magistrate shall make a  
written statement regarding the method used to determine the bond  
amount.

(g-1) The written statement must include any findings  
related to the defendant's financial situation, mental health, or  
intellectual and developmental disability.

(h) The magistrate shall notify a defendant and make a good  
faith effort to notify the defendant's next of kin of the  
defendant's right to appeal based on any newly discovered findings  
regarding the defendant's financial situation, mental health, or  
intellectual and developmental disability.

SECTION 3. This Act takes effect September 1, 2023.