

1-1 By: Huffman S.B. No. 1020
1-2 (In the Senate - Filed January 30, 2025; February 24, 2025,
1-3 read first time and referred to Committee on Criminal Justice;
1-4 April 16, 2025, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 7, Nays 0; April 16, 2025,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 1020 By: Flores

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to personal bond offices, to the notification provided to
1-20 a judge regarding tampering with an electronic monitoring device
1-21 while released on bond or community supervision, and to the
1-22 availability of certain information regarding a person required to
1-23 submit to an electronic monitoring program or being supervised by a
1-24 community supervision and corrections department.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Sections 5(a) and (b), Article 17.42, Code of
1-27 Criminal Procedure, are amended to read as follows:

1-28 (a) A personal bond pretrial release office established
1-29 under this article shall:

1-30 (1) prepare a record containing information about any
1-31 accused person identified by case number only who, after review by
1-32 the office, is released by a court on personal bond before
1-33 sentencing in a pending case;

1-34 (2) update the record on a monthly basis; ~~and~~

1-35 (3) file a copy of the record with the district or
1-36 county clerk, as applicable based on court jurisdiction over the
1-37 categories of offenses addressed in the records, in any county
1-38 served by the office; and

1-39 (4) submit a copy of the record to the attorney
1-40 representing the state and the accused person's attorney and, as
1-41 applicable based on whether the accused person violated a condition
1-42 of release on bond in the preceding month, an update to that record.

1-43 (b) In preparing a record under Subsection (a), the office
1-44 shall include in the record a statement of:

1-45 (1) the offense with which the person is charged;

1-46 (2) the dates of any court appearances scheduled in
1-47 the matter that were previously unattended by the person;

1-48 (3) whether a warrant has been issued for the person's
1-49 arrest for failure to appear in accordance with the terms of the
1-50 person's release;

1-51 (4) whether the person has failed to comply with
1-52 conditions of release on personal bond, including failing to comply
1-53 by tampering with an electronic monitoring device; and

1-54 (5) the presiding judge or magistrate who authorized
1-55 the personal bond.

1-56 SECTION 2. Chapter 17, Code of Criminal Procedure, is
1-57 amended by adding Article 17.431 to read as follows:

1-58 Art. 17.431. NOTIFICATION BY PERSONAL BOND OFFICE REGARDING
1-59 ELECTRONIC MONITORING DEVICE VIOLATION. Immediately after a
1-60 personal bond office established under Article 17.42 determines

2-1 there is reasonable cause to believe that a defendant supervised by
2-2 the office has violated a condition of release on bond related to an
2-3 electronic monitoring device, including a global positioning
2-4 monitoring system as defined by Article 17.49, the personal bond
2-5 office shall notify the court or magistrate having jurisdiction
2-6 over the case.

2-7 SECTION 3. Chapter 17, Code of Criminal Procedure, is
2-8 amended by adding Article 17.442 to read as follows:

2-9 Art. 17.442. NOTIFICATION BY AGENCY SUPERVISING DEFENDANT
2-10 REGARDING ELECTRONIC MONITORING DEVICE VIOLATION. Immediately
2-11 after the agency designated by the magistrate to supervise a
2-12 defendant's release on bond, other than a personal bond, determines
2-13 there is reasonable cause to believe that the defendant has
2-14 violated a condition of release on bond related to an electronic
2-15 monitoring device, including a global positioning monitoring
2-16 system as defined by Article 17.49, the agency shall notify the
2-17 court or magistrate having jurisdiction over the case.

2-18 SECTION 4. Subchapter P, Chapter 42A, Code of Criminal
2-19 Procedure, is amended by adding Article 42A.7515 to read as
2-20 follows:

2-21 Art. 42A.7515. NOTIFICATION BY SUPERVISION OFFICER
2-22 REGARDING ELECTRONIC MONITORING DEVICE VIOLATION. Immediately
2-23 after a supervision officer determines there is reasonable cause to
2-24 believe that a defendant supervised by the officer has violated a
2-25 condition of community supervision related to an electronic
2-26 monitoring device, including a global positioning monitoring
2-27 system as defined by Article 17.49, the supervision officer shall
2-28 notify the judge of that violation.

2-29 SECTION 5. Section 21.013(a)(1), Government Code, is
2-30 amended to read as follows:

2-31 (1) "Judicial work product" means written,
2-32 electronic, or oral material prepared or communications made in the
2-33 course of an adjudicatory proceeding before a court determining
2-34 legal rights, powers, duties, or privileges. The term includes all
2-35 drafts of opinions or orders and memoranda of law. The term does
2-36 not include information related to a person who is required to
2-37 submit to electronic monitoring of a person's location as part of an
2-38 electronic monitoring program under Article 42.035, Code of
2-39 Criminal Procedure, or as a condition of community supervision,
2-40 parole, mandatory supervision, or release on bail.

2-41 SECTION 6. Section 76.019, Government Code, is amended by
2-42 adding Subsection (c) to read as follows:

2-43 (c) A department may release data or information, including
2-44 electronic monitoring data, reporting dates, contact information,
2-45 family and collateral contacts, and addresses, related to the
2-46 location of a person who is supervised by the department to law
2-47 enforcement or the office of the attorney representing the state
2-48 for the purpose of locating the person or serving a warrant.

2-49 SECTION 7. Articles 17.431, 17.442, and 42A.7515, Code of
2-50 Criminal Procedure, as added by this Act, apply only to a violation
2-51 of a condition of release on bond or a violation of a condition of
2-52 community supervision, as applicable, that occurs on or after the
2-53 effective date of this Act. A violation that occurs before the
2-54 effective date of this Act is governed by the law in effect on the
2-55 date the violation occurred, and the former law is continued in
2-56 effect for that purpose.

2-57 SECTION 8. This Act takes effect September 1, 2025.

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