

- SUBJECT:** Required documents for transferring a defendant to the TDCJ
- COMMITTEE:** Corrections — favorable, without amendment
- VOTE:** 9 ayes — McReynolds, Madden, Hodge, Kolkhorst, Marquez, Martinez, S. Miller, Ortiz, Sheffield
- 0 nays
- 2 absent — Dutton, England
- WITNESSES:** For — (*Registered, but did not testify:* Cindy Segovia, Bexar County Commissioners Court)
- Against — None
- On — Bryan Collier, Texas Department of Criminal Justice
- BACKGROUND:** Code of Criminal Procedure, ch. 42 establishes procedures for rendering judgments and imposing sentences on defendants. Art. 42.09 requires that a county transferring a defendant to the Texas Department of Criminal Justice (TDCJ) also deliver a number of documents, including copies of the judgment, the indictment or information for each offense, the arrest record for each offense, any victim impact statement that has been prepared, any presentence or postsentence investigation report that was prepared, any psychological or psychiatric evaluation of the defendant that was prepared, and a written report stating the nature and seriousness of each offense.
- DIGEST:** HB 3671 would eliminate the requirement that a separate copy of the arrest record for each offense be delivered along with a defendant transferred from a county to the TDCJ. It would also make technical changes to eliminate references to the Code of Criminal Procedure.
- The bill would take effect September 1, 2009.