

BILL ANALYSIS

Senate Research Center

H.B. 1153
By: Puente (Wentworth)
Criminal Justice
5/13/1999
Engrossed

DIGEST

Currently, a judge may require an adult to submit to a period of confinement for up to 30 days as a condition of probation. H.B. 1153 authorizes a court to place a juvenile in a certified juvenile detention facility for up to 30 days as a condition of probation. It also authorizes a court to place the child in a detention facility more than once during the same period of probation as long as the total period of detention does not exceed 30 days

PURPOSE

As proposed, H.B. 1153 sets forth guidelines relating to the placement of a child in a county detention facility as a condition of probation.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Chapter 54, Family Code, by adding Section 54.0406, as follows:

Sec. 54.0406. CHILD PLACED IN COUNTY DETENTION FACILITY AS CONDITION OF PROBATION. Authorizes a court, as a condition of the probation, to place a child, for not more than 30 days, in a certified juvenile detention facility operated by or under contract with the county in which a disposition under Section 54.04(d)(1) is made. Authorizes a court to place a child in a detention facility at the time the court makes the disposition placing the child on probation or at any time during the period of probation in an order to modify the disposition under Section 54.05. Authorizes a court to place a child in a certified juvenile detention facility as provided by Subsection (a) more than once during the same period of probation, except that the total amount of time that the child is placed in the facility is prohibited from exceeding 30 days.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 1999.

SECTION 4. Emergency clause.