

BILL ANALYSIS

Senate Research Center

H.B. 2185
By: Clardy; Faircloth (Huffman)
Criminal Justice
5/20/2015
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

H.B. 2185 amends current law relating to the execution of a search warrant for taking a DNA specimen.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Chapter 18, Code of Criminal Procedure, by adding Article 18.065, as follows:

Art. 18.065. WARRANT FOR DNA SPECIMEN MAY BE EXECUTED IN ANY COUNTY. Provides that a warrant issued under Article 18.02(10) (relating to property or items authorized to be issued to search for and seizure by a search warrant) to collect a DNA specimen from a person for the purpose of connecting that person to an offense may be executed in any county in this state. Requires a warrant executed outside of the county in which the warrant was issued be signed by a judge of a district court with jurisdiction over the original offense.

SECTION 2. Provides that the change in law made by this Act applies only to a search warrant issued on or after the effective date of this Act. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 2015.