

BILL ANALYSIS

C.S.H.B. 669
By: Canales
Criminal Jurisprudence
Committee Report (Substituted)

BACKGROUND AND PURPOSE

Concerned observers note the difficulty in determining the originating courts of certain court orders. C.S.H.B. 669 seeks to address this issue by requiring signed court orders to include the magistrate's name in legible handwriting, legible typewritten form, or legible stamp print.

CRIMINAL JUSTICE IMPACT

It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

C.S.H.B. 669 amends the Code of Criminal Procedure to require any signed order that is issued by a magistrate under that code or any signed order pertaining to a criminal matter that is issued by a magistrate under other state law to include, with the magistrate's signature, the magistrate's name in legible handwriting, legible typewritten form, or legible stamp print.

EFFECTIVE DATE

September 1, 2017.

COMPARISON OF ORIGINAL AND SUBSTITUTE

While C.S.H.B. 669 may differ from the original in minor or nonsubstantive ways, the following comparison is organized and formatted in a manner that indicates the substantial differences between the introduced and committee substitute versions of the bill.

INTRODUCED

SECTION 1. Chapter 2, Code of Criminal Procedure, is amended by adding Article 2.101 to read as follows:

Art. 2.101. MAGISTRATE'S NAME ON SIGNED ORDER. Any signed order that is issued by a magistrate under this code or any signed order pertaining to a criminal matter that is issued by a magistrate under

HOUSE COMMITTEE SUBSTITUTE

SECTION 1. Chapter 2, Code of Criminal Procedure, is amended by adding Article 2.101 to read as follows:

Art. 2.101. MAGISTRATE'S NAME ON SIGNED ORDER. Any signed order that is issued by a magistrate under this code or any signed order pertaining to a criminal matter that is issued by a magistrate under

the Family Code, Government Code, or other law of this state must include the magistrate's name in typewritten form with the magistrate's signature.

SECTION 2. The change in law made by this Act in adding Article 2.101, Code of Criminal Procedure, applies to a signed order issued by a magistrate on or after the effective date of this Act. A signed order issued by a magistrate before the effective date of this Act is governed by the law in effect on the date the order was issued, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2017.

the Family Code, Government Code, or other law of this state must include, with the magistrate's signature, the magistrate's name in legible handwriting, legible typewritten form, or legible stamp print.

SECTION 2. Same as introduced version.

SECTION 3. Same as introduced version.