

CHAPTER 799

H.B. No. 1493

AN ACT

relating to the transfer of persons serving determinate sentences from the Texas Youth Commission to the institutional division of the Texas Department of Criminal Justice.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 51.13(c), Family Code, is amended to read as follows:

(c) A child may not be committed or transferred to a penal institution or other facility used primarily for the execution of sentences of persons convicted of crime, except:

(1) for temporary detention in a jail or lockup pending juvenile court hearing or disposition under conditions meeting the requirements of Section 51.12 of this code;

(2) after transfer for prosecution in criminal court under Section 54.02 of this code; or

(3) [~~on or after the 18th birthday of the child,~~] after transfer from the Texas Youth Commission under Section 61.084, Human Resources Code.

SECTION 2. Section 499.053(a), Government Code, is amended to read as follows:

(a) The institutional division shall accept persons [~~18 years old or older~~] transferred to the division from the Texas Youth Commission *under Section 61.084, Human Resources Code.*

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 7, 1993: Yeas 137, Nays 0, 1 present, not voting; the House refused to concur in Senate amendments to H.B. No. 1493 on May 24, 1993, and requested the appointment of a conference committee to consider the differences between the two houses; the House adopted the conference committee report on H.B. No. 1493 on May 30, 1993: Yeas 143, Nays 0, 1 present, not voting; passed by the Senate, with amendments, on May 21, 1993: Yeas 31, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; the Senate adopted the conference committee report on H.B. No. 1493 on May 30, 1993: Yeas 31, Nays 0.

Approved June 18, 1993.

Effective June 18, 1993.