

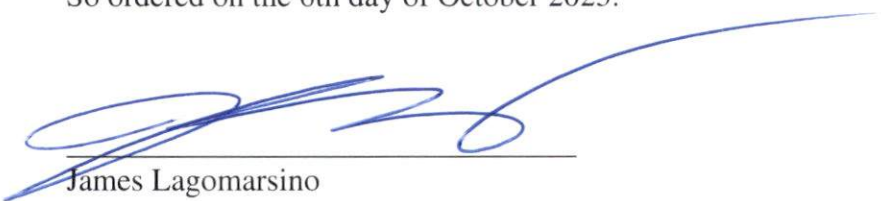
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IN THE DISTRICT COURT OF
NAVARRO COUNTY, TEXAS
13TH JUDICIAL DISTRICT

STANDING ORDER (CRIMINAL) – REVIEW OF BAIL DECISION – 17.029

Pursuant to Section 17.029 of the Texas Code of Criminal Procedure, the Court orders that the District Clerk of Navarro County immediately transmit via electronic communication to the Court Coordinator for the 13th District Court a request for review of bail decision. The review of bail decision will occur within 24 hours or the next business day and placed on the record. The District Court will, if necessary, conduct the review of bail decision on weekends and holidays to be in compliance with the statute if the District Court is unable to conduct the review of bail decision on the next business day.

So ordered on the 6th day of October 2025.


James Lagomarsino
District Judge

FILED
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JOSHUA A. MCNETT
DISTRICT CLERK
NAVARRO COUNTY, TX


defendant does not have counsel.

(j) The magistrate may enter an order or take other action authorized by Article 16.22 with respect to a defendant who does not appear capable of executing an affidavit under Subsection (f).

(k) This article may not be construed to require the filing of an affidavit before a magistrate considers the defendant's ability to make bail under Article 17.15.

(l) A written or oral statement obtained under this article or evidence derived from the statement may be used only to determine whether the defendant is indigent, to impeach the direct testimony of the defendant, or to prosecute the defendant for an offense under Chapter 37, Penal Code.

(m) Notwithstanding Subsection (a), a magistrate may make a bail decision regarding a defendant who is charged only with a misdemeanor punishable by fine only or a defendant who receives a citation under Article 14.06(c) without considering the factor required by Article 17.15(a)(6).

Added by Acts 2021, 87th Leg., 2nd C.S., Ch. 11 (S.B. 6), Sec. 5, eff. January 1, 2022.

Art. 17.029. REVIEW OF BAIL DECISION. (a) This article applies only to a bail decision:

(1) regarding a defendant charged with or arrested for an offense punishable as a felony; and

(2) that was made under Article 17.028 by the magistrate of a court that does not have jurisdiction to try the offense with which the defendant is charged.

(b) Notwithstanding any other law, a district judge in any county in which the offense for which the person was arrested will be tried or in any county in which the charge for that offense will be filed has jurisdiction to modify a bail decision to which this article applies, regardless of whether the defendant has been previously indicted or an information has been previously filed for the offense for which the defendant was arrested.

(c) The local administrative judge for each county shall establish a procedure for the district clerk to notify each district judge in the county that the district clerk received a request to review a bail decision under this article.

(d) A district judge must review a bail decision as soon as practicable but not later than the next business day after the date a request to review the bail decision is filed with the district clerk by an attorney representing the state.

(e) A district judge reviewing a bail decision under this article shall comply with Article 17.09 and shall consider the facts presented and the rules established by Article 17.15(a) in setting the defendant's bail.

(f) If a district judge modifies a bail decision under this article to increase the amount of bail or to require additional conditions of bail for a defendant who is not in custody, the judge shall:

- (1) issue a summons for the defendant to appear before the judge; and
- (2) give the defendant a reasonable opportunity to appear before issuing a warrant for the defendant's arrest.

Added by Acts 2025, 89th Leg., R.S., Ch. 339 (S.B. 9), Sec. 6, eff. September 1, 2025.

Art. 17.03. PERSONAL BOND. (a) Except as otherwise provided by this chapter, a magistrate may, in the magistrate's discretion, release the defendant on personal bond without sureties or other security.

(b) Only the court before whom the case is pending may release on personal bond a defendant who:

(1) is charged with an offense under the following sections of the Penal Code:

- (A) Section 30.02 (Burglary); or
- (B) Section 71.02 (Engaging in Organized Criminal

Activity);

(2) is charged with a felony under Chapter 481, Health and Safety Code, or Section 485.033, Health and Safety Code, punishable by imprisonment for a minimum term or by a maximum fine that is more than a minimum term or maximum fine for a first degree felony; or

(3) does not submit to testing for the presence of a controlled substance in the defendant's body as requested by the court or magistrate under Subsection (c) of this article or submits to testing and the test shows evidence of the presence of a