

RED RIVER COUNTY

400 N. Walnut
Clarksville, Texas 75426

APPOINTMENT OF COUNSEL ON OUT-OF-COUNTY WARRANT ARRESTS SB 1517 IMPLEMENTATION

At the Article 15.17 hearing (“magistration”), the magistrate must inform a person arrested on an out-of-county warrant of the procedures for requesting counsel and must ensure reasonable assistance in completing the necessary forms.

- If possible, the magistrate should provide the arrestee with the financial form from the county where the warrant originates.

A magistrate must transmit requests for counsel to the person authorized to appoint counsel in the warrant issuing county.

The warrant issuing county must appoint counsel for those determined to be indigent within:

- 1 working day (counties with a census population of 250,000 or more)
- 3 working days (counties with a census population under 250,000)

For the arresting county, counsel must be appointed 11 days after the arrest date for matters under Chapter 11 (Habeas Corpus) or 17 (Bail), Code of Criminal Procedure, if a defendant is still in the local jail and the defendant has no counsel in the arresting county.

- The arresting county may seek reimbursement from the warrant issuing county for the actual costs paid to appointed counsel.