

# Public Safety Report System (PSRS) Frequently Asked Questions (FAQs)

FAQ Table Key	
Category Code	Description
BM	Bond Modification
DPS	Department of Public Safety
F	Forms
P	Process
SC	System Customization
SF	System Functionality

## FAQs Table by Category

Order	Category	Question:	Answer:
1	BM	How does the PSRS handle 17.16 and 17.19 AFSS's from Bail Bonds Companies with the consequent revocation of bond and issuance of Capias Orders for the arrest of the defendant?	For 17.16, 17.18, and 17.19 determinations, the magistrate must consider criminal history but isn't required to consider a PSR. However, the magistrate must submit a bail form reflecting the newly determined bond.
2	BM	What if a Judge grants a PR bond or reduces a bond to someone who is/has been in jail, will that judge have to enter the bond modification form or the judge/jp who did the original magistrate?	The judge making the new bail decision or their designee.
3	BM	If a defendant is arrested on a bond forfeiture, motion to revoke, surety off bond warrant – do we enter a bond modification or a new entry? Who enters the bond form/modification on those arrests/warrants?	It will be a bond modification. The modifications would be entered by whoever you determine locally, which could be jail staff, magistrate/staff, or the staff/judge of the court issuing the warrant. Note that if only conditions are modified and not type/ amount, a new bail form is not needed.
4	BM	Will the modification form be submitted for warrant arrests?	If bond is already set on a given charge, you would submit a bail form modification if new bail is set. No bail form is created when issuing an initial arrest warrant based on PC.
5	BM	If a person gets arrested again due to the bond revocation, do we enter the new arrest with the new magistration form or modify the original arrest?	A bail form modification would be submitted once the trial court modified or revoked the original bail.

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6	DPS	What is the turn-around time to get ORI?	It takes 4-6 weeks to get an ORI.
7	F	Are the forms in the system required to be used in each county?	The forms are part of the system and built for those counties that may not have a CMS for their process. They are not required to be used in the system and can be adapted to each jurisdiction's CMS.
8	F	Can the forms be modified to include additional information (so long as the current language is included)?	Yes. Your local administrative user (LAU) will have the necessary permissions in the system to make those changes.
9	F	Will the forms be available in other languages?	The <i>Notice to Defendant of Conditions of Bond</i> form is available in the system in English and Spanish.
10	F	Will the forms include statutory language for consequences of bond under TCCP 17.51(e)(2)?	Yes.
11	F	17.53 appears to prescribe forms to be used by a court to facilitate refunds of monetary bonds and application to court costs, fines and fees. Presumably, that would apply to Class C offenses with a monetary bond.	Correct. The forms can be found on the OCA website.
12	P	Will the sheriff's office be inputting this initial information?	If the Sheriff's office is normally responsible for getting this data for magistration, then yes, the Sheriff's office could be entering this data into the system. However, that decision will be made at the local level.
13	P	What if our jurisdiction already supplies all of this information?	Art. 17.022 of the Code of Criminal Procedure provides that the initial magistrate must consider the public safety report (PSR). A magistrate may consider other sources of information in addition to the PSR.
14	P	As a Magistrate, we appoint attorneys based on the Affidavit of Indigence and Application for Appointed Attorney (AIAAA). How will PSRS allow us to continue to do so?	The PSRS will not impact the process for appointing attorneys for indigent defendants.
15	P	Will the system allow the Magistrate to assign a pre-filing Magistrate case number?	The PSRS does not automatically assign case numbers. If your agency participates in the API, your case management system may be able to assign case numbers that would appear in the arrest information.

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16	P	How does the PSRS integrate with the 16.22 Mental Health Assessments and potential Evaluation Orders?	The PSRS will not impact the process under Art. 16.22 for detecting mental health issues and ordering mental health evaluations.
17	P	How will we magistrate out-of-county warrants?	The process within the PSRS will be the same for out-of-county warrants, and the bail form and other records will be viewable, by the magistrate who issued the warrant, through the PSRS. The PSRS will not be used for out of State warrants.
18	P	If a person was arrested and that information is entered into the PSR system by law enforcement, then a video Magistration was done, how do they certify the data that was entered after bond is set?	The person who enters the arrest will save that information and then either continue with querying the criminal history for the PSR or another person will do that. The magistrate may view the PSR electronically or in paper form. The magistrate or their designee will certify the bail form-either by being present for the magistration or by consulting the magistrate's notes.
19	P	Are Protective Orders part of the conditions?	No, a Magistration Order for Emergency Protection is a separate order, rather than a bond condition, so it wouldn't be included in the bond conditions.
20	P	If a PSR is generated, and the bond form has to be completed and certified to complete the process, if the judge finds no probable cause, is there a place to show that?	In that situation no bail form would be generated since no bail was set. We recommend you continue to use whatever order you currently use in the situation where no PC is found. You may delete the arrest record from the PSRS.
21	P	Does a Class C assault-FV qualify as a "violent offense" in 17.50(a)(3)? If so, does 17.50(a)(3)(B) impose a duty on a magistrate who sets a bail condition on a Class C assault-FV to report such to local law enforcement? (Probably doesn't happen often at AMC or DACC)	Yes, since it says "any offense" involving family violence counts. So yes, those bond conditions must be reported as required by Art. 17.50(b) and (c).

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22	P	During a 15.17 magistration, a magistrate is required to determine whether a defendant can pay a cash bond if there is a bond schedule or standing order related to setting bail in that defendant's case, "if applicable." Is a release to appear the equivalent to a \$0 personal bond granted sua sponte? If so, is that the equivalent of a bond schedule (\$0) or a standing order (personal bond). If that is so, must a magistrate inform the defendant that he may file the affidavit described by Art 17.028(f) even though it is a \$0 bail and a personal bond? NOTE: Art 17.028(f) appears to limit requiring notifying a defendant of his right to file this affidavit to Class B and above. Therefore, is this not "applicable" to Class C offenses?	The warning/right to file an affidavit only applies to Class B and above, so isn't applicable to Class C offenses. Note that 17.151 does require the release of a person unable to make bond on a Class C offense within 5 days if the state isn't ready for trial. We don't think a personal recognizance release counts, but the person could never "not make" a personal recognizance release, so the issue may be moot. Additionally, most defendants charged with only a Class C offense should be released on a personal bond, albeit potentially with a monetary amount and/or conditions attached.
23	P	Does the defendant receive a copy of this bail form? What if this isn't entered into the system prior to the defendant bonding out since we have 72 hours after magistration to enter this bail form?	The law doesn't mandate that the bail form be given to the defendant (though it certainly can be). The judge/magistrate should have an order determining the bond/conditions which is given to the defendant.
24	P	What do I have to do to put a bond amount on an arrest warrant? Ex: The police brought an unsigned arrest warrant.	No entry into the PSRS is needed for an arrest warrant on PC. When the person is arrested, the magistrate will review a PSR, make a bail decision, and submit a bail form.
25	P	If a DA brings a warrant for arrest for a judge to set a bond amount, does the PSRS have to be used?	No entry into the PSRS is needed for an arrest warrant on PC. When the person is arrested, the magistrate will review a PSR, make a bail decision, and submit a bail form.
26	P	Can a user enter City Ordinance offenses that the defendant was arrested on?	Those are going to only be fine-only misdemeanors, so use of the PSRS is not required.
27	P	If we have more than one judge that magistrates, do we put the magistration location of the judge? or the location of where the charge is out of?	The location of the person making the bail decision.
28	P	Our probation department will sometimes file an application for revocation and no new offense is alleged originally, however they may later file an amended application that alleges a new offense, but no new warrant is done at this time. Would we report this somehow?	If the defendant is not arrested on the new offense, then no new entry would be made into the PSRS, since there is no new bail decision happening.

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29	P	Regarding the notification of persons listed in bond condition forms, whose responsibility is it to do that, and is the State (DA) responsible for providing the contact information for all witnesses at the PC hearing?	Processes for PC hearings have not changed. The statutes provide that it is the court/clerk's responsibility to get bond condition info to protected persons.
30	P	Whose responsibility will it be to remove from this system the information when we receive the orders for expunction?	OCA will handle all expunctions based on the expunction orders we receive.
31	P	Do we need to put Violation of Probation or Bond Surrender Charges into PSRS?	"Charges" don't go into the PSRS, but if there is a modification of an existing bond, or creation of a new bond, a bail form will need to be submitted
32	P	What approval exactly is needed from the court/Judge that has the pending felony before we set bond on the current felony charge?	If the offense is in the same county as the pending felony, only the court where the original felony is pending can set bail (or they may designate another court/magistrate to do so). If it is in a different county, you set bail as normal, and then notify the original court promptly, as they may wish to modify/revoke the bond in the pending case.
33	P	What if an individual gets arrested on a Parole violation for instance what offense code would we use?	You will enter the underlying offense. Magistrates may conduct an Article 15.17 hearing and set bail when a person is arrested for an administrative parole violation, but only if the parole division of the Texas Department of Criminal Justice has authorized the person's release on bond, and the magistrate determines the person is not a threat to public safety. Government Code § 508.254.
34	P	How do we enter an individual arrested on an out of state warrant/charge?	Out of State arrests are not entered in the PSRS.
35	P	Do judges who only magistrate Class C misdemeanors need to use the PSRS?	The PSRS or PSR do not need to be considered for a magistration involving a Class C misdemeanor, however, criminal history must be considered.
36	P	How do we handle a PSRS entry for a defendant who is already incarcerated, given a new charge/offense (while incarcerated), and magistrated on the new charge?	Proceed as you would with a new arrest and in the arrest date, enter the date the warrant was served.
37	P	Do we need to use the PSRS when a defendant has an arrest warrant outstanding and the defendant's attorney and prosecutor have agreed to a "walk through"? The defendant is not yet in custody, and the PSRS system seems to require that we enter an	Several counties have asked about systems such as these, which aren't expressly authorized by the Code of Criminal Procedure. Art. 17.022 requires that a PSR be considered before a bail decision after arrest is made. We would strongly recommend that a PSR is considered before a bail decision is made on a case like this where a walk through" is done

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		arrest time and date as well as the time of arraignment, neither of which has occurred.	in lieu of arrest. The above presumes that we are discussing an arrest warrant issued BEFORE the case is filed with the trial court. If the arrest warrant is issued after filing by the trial court, a PSR is not required to be considered, but a bail form should be submitted after the defendant is ordered to post the bond.
38	P	We are not seeing “attempted”, “conspiracy to commit”, or “solicitation of” (Chapter 15 offenses) in the PSRS offense table-what do we do?	Sec. 15.05 states that “attempt or conspiracy to commit, or solicitation of, a preparatory offense defined in this chapter is not an offense.” We are only capturing offenses in the system. When you add an offense to a defendant's arrest record, you can now select a Qualifier for the offense. Available options are Enhanced, Attempted/Conspiracy, and Other Mitigated. You can select only one qualifier for each offense.
39	P	Request for Opinion: Re: Whether a magistrate has authority to modify a bond set by a magistrate in a different county where the accused was arrested ( <a href="#">RQ-0452-KP</a> )	A court would likely conclude that a magistrate who issued an arrest warrant executed in another county may, until charges are filed in the appropriate court, modify a bond set by a magistrate from the arresting county pursuant to article 17.09, section 3, of the Code of Criminal Procedure. Article 17.09 does not expressly condition the authority to modify bonds on whether new bond conditions sought are mandatory or discretionary under the law.
40	SC	Can we issue local standard conditions of bond or even special individualized conditions?	Yes, the magistrate will be able to customize which bond conditions are imposed on individual defendants in the PSRS.
41	SF	Is the PSRS live chat open 24/7?	Automon support will be available from 8 am - 5 pm Central time. Only priority 1 (aka system is completely down) will be addressed immediately if reported after hours. Otherwise, the question/issue will be reviewed on the next business day.
42	SF	Will this system be available from any computer or just from computers at police or court facilities?	The PSRS will be available from any computer.
43	SF	Will the forms print to pdf or integrate into Odyssey or other systems?	Forms do print to PDF. An integration with case management systems is available. You will need to contact your IT department or case management vendor for status update.
44	SF	Is there a document repository in system?	The PSRS will not have a document repository.

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45	SF	Can we set bond compliance hearings in PSRS? Is it done on Ignition Interlock cases?	The PSRS will not have the ability to set bond compliance hearings.
46	SF	Are the finished documents envisioned as printed hard-copy documents to be signed by pen and ink, or to be digital documents to be signed digitally?	Users will have the option to print out documents from the PSRS. The Notice of Conditions will have to be printed since it must be provided to the defendant.
47	SF	How will the system address reporting on an arrestee with multiple offenses?	Records will be defendant-based so all records for arrests for a specific defendant will appear in a single file. Each offense in the same arrest date will be listed along with its bond amount and type. You can split felony from misdemeanor offenses.
48	SF	Can attorneys be appointed using the magistration forms?	The PSRS will not impact the process for appointing attorneys for indigent defendants.
49	SF	Can bond modification, Habeas Corpus and Examining Trial hearings be set?	The PSRS will not be used to schedule hearings.
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51	SF	If we have a bond amount for each offense and specific bond conditions per offense, then we need to complete a split bond form for each offense?	Each offense in an arrest will be listed separately with the bond type and amount. You may split felony from misdemeanor offenses.
52	SF	Is there going to be a way to add manually to the criminal history? There have been instances in which arrests and convictions have not shown up on the TLETS but are in our own County Database.	The PSRS may not be used to add items to a person's criminal history.
53	SF	Will OCA also be providing the additional form admonishing defendants of the potential consequence of violating the bail conditions?	Yes, it is currently within the Automon system.
54	SF	How do we submit a modified bail form?	You will go to the existing bail form and click on the pencil/edit icon. For edit reason, choose "Bond/condition modification". A new bail form will open with the previous information copied to it. Make your necessary changes, certify the new bail form and click complete.