

# “Citizen’s-Arrest Procedure”.

2017 Texas Statutes: Title 1; Code of Criminal Procedure;  
Chapter 14, Arrest Without Warrant.

<https://statutes.capitol.texas.gov/Docs/CR/htm/CR.14.htm#14.01>  
<https://law.justia.com/codes/texas/2017/code-of-criminal-procedure/title-1/chapter-14/>

## Art. 14.06. Must Take Offender Before Magistrate.

(a) Except as otherwise provided by this article, in each case enumerated in this Code,

the Person Making the Arrest

or the person having custody of the person arrested

Shall Take the Person Arrested

or have him taken without unnecessary delay, but not later than 48 hours after the person is arrested,

Before the Magistrate who may have ordered the arrest,

Before Some Magistrate of the county where

the arrest was made without an order, or,

to provide more expeditiously to the person arrested the warnings described by Article [15.17](#) of this Code,

Before a Magistrate In Any Other County of this State.

The magistrate shall immediately perform the duties described in Article [15.17](#) of this Code.

(b) A peace officer who is charging a person, including a child, with committing an offense that is a Class C misdemeanor, other than an offense under Section [49.02](#), Penal Code, may, instead of taking the person before a magistrate, issue a citation to the person that contains:

- (1) written notice of the time and place the person must appear before a magistrate;
- (2) the name and address of the person charged; (3) the offense charged; ...