

By: Hall, et al.

S.B. No. 386

A BILL TO BE ENTITLED

AN ACT

relating to the prosecution of a capital murder committed against a peace officer or fireman.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. This Act may be cited as the Richard Houston II Act.

SECTION 2. Section 19.03, Penal Code, is amended by adding Subsection (d) to read as follows:

(d) For purposes of Subsection (a)(1), the actor is presumed to have known the person murdered was a peace officer or fireman if the person:

(1) was wearing a distinctive uniform or badge indicating the person's employment as a peace officer or fireman;
or

(2) made an identification as a peace officer or fireman to the actor.

SECTION 3. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed, and the former law is continued in effect for that purpose.

SECTION 4. This Act takes effect September 1, 2023.