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S.B. No. 1266

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to increasing the criminal penalty for certain offenses  
3 committed in a disaster area or an evacuated area.

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

5 SECTION 1. Sections 12.50(b) and (c), Penal Code, are  
6 amended to read as follows:

7 (b) The increase in punishment authorized by this section  
8 applies only to an offense under:

- 9 (1) Section 20.05;
- 10 (2) Section 20.06;
- 11 (3) Section 20.07;
- 12 (4) Section 22.01;
- 13 (5) (2) ~~Section 28.02~~;
- 14 (6) (3) ~~Section 29.02~~;
- 15 (7) (4) ~~Section 30.02~~;
- 16 (8) (5) ~~Section 30.03~~;
- 17 (9) (6) ~~Section 30.04~~;
- 18 (10) (7) ~~Section 30.05~~; and
- 19 (11) (8) ~~Section 31.03~~.

20 (c) If an offense listed under Subsection (b) [~~(b)(1), (5),~~  
21 ~~(6), (7), or (8)~~] is punishable as a Class A misdemeanor, the  
22 minimum term of confinement for the offense is increased to 180  
23 days. If an offense listed under Subsection (b) [~~(b)(2), (4), or~~  
24 ~~(8)~~] is punishable as a felony of the first degree, the punishment

1 for that offense may not be increased under this section.

2           SECTION 2. The change in law made by this Act applies only  
3 to an offense committed on or after the effective date of this  
4 Act. An offense committed before the effective date of this Act is  
5 governed by the law in effect on the date the offense was committed,  
6 and the former law is continued in effect for that purpose. For  
7 purposes of this section, an offense was committed before the  
8 effective date of this Act if any element of the offense occurred  
9 before that date.

10           SECTION 3. This Act takes effect September 1, 2023.