

1-1 By: Miller, Rose, et al. (Senate Sponsor - Fraser) H.B. No. 240
1-2 (In the Senate - Received from the House April 7, 2003;
1-3 April 9, 2003, read first time and referred to Subcommittee on
1-4 Agriculture; May 7, 2003, reported to Committee on Natural
1-5 Resources; May 23, 2003, reported favorably by the following vote:
1-6 Yeas 7, Nays 0; May 23, 2003, sent to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to the punishment for criminal mischief committed by
1-10 intentionally introducing infectious diseases into livestock.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 28.03, Penal Code, is amended by adding
1-13 Subsection (i) to read as follows:

1-14 (i) Notwithstanding Subsection (b), an offense under this
1-15 section is a felony of the first degree if the property is livestock
1-16 and the damage is caused by introducing bovine spongiform
1-17 encephalopathy, commonly known as mad cow disease, or a disease
1-18 described by Section 161.041(a), Agriculture Code. In this
1-19 subsection, "livestock" has the meaning assigned by Section
1-20 161.001, Agriculture Code.

1-21 SECTION 2. (a) The change in law made by this Act applies
1-22 only to an offense committed on or after the effective date of this
1-23 Act. For purposes of this section, an offense is committed before
1-24 the effective date of this Act if any element of the offense occurs
1-25 before the effective date.

1-26 (b) An offense committed before the effective date of this
1-27 Act is governed by the law in effect when the offense was committed,
1-28 and the former law is continued in effect for that purpose.

1-29 SECTION 3. This Act takes effect September 1, 2003.

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