

By: Hinojosa

S.B. No. 316

A BILL TO BE ENTITLED

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AN ACT

2 relating to the prosecution of the offense of burglary.

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

4 SECTION 1. Section 30.02, Penal Code, is amended by adding  
5 Subsection (e) to read as follows:

6 (e) If conduct constituting an offense under this section  
7 also constitutes an offense under another section of this code, the  
8 actor may be prosecuted under either section or under both  
9 sections.

10 SECTION 2. (a) This Act takes effect September 1, 2003.

11 (b) The change in law made by this Act applies only to an  
12 offense committed on or after September 1, 2003. An offense  
13 committed before September 1, 2003, is covered by the law in effect  
14 when the offense was committed, and the former law is continued in  
15 effect for that purpose. For the purposes of this subsection, an  
16 offense was committed before September 1, 2003, if any element of  
17 the offense occurred before that date.