

By: Whitmire

S.B. No. 1812

A BILL TO BE ENTITLED

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AN ACT

relating to the right to severance for offenses under the Transportation Code where the maximum punishment is by fine only.

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

SECTION 1. Section 3.04(c), Penal Code is amended to read as follows:

Sec. 3.04(c) The right to severance under this section does not apply to a prosecution for offenses described by Section 3.03(b)(2) or offenses under the Transportation Code where the maximum punishment is by fine only unless the court determines that the defendant or the state would be unfairly prejudiced by a joinder of offenses, in which event the judge may order the offenses to be tried separately or may order other relief as justice requires.

SECTION 2. This Act takes effect September 1, 2003.