

By: Cook of Colorado, et al.

H.B. No. 2297

A BILL TO BE ENTITLED

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AN ACT

relating to penalties for repeat and habitual misdemeanor offenders.

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

SECTION 1. Section 12.43(a), Penal Code, is amended to read as follows:

(a) If it is shown on the trial of a Class A misdemeanor that the defendant has been before convicted of a Class A or Class B misdemeanor or any degree of felony, on conviction the defendant [~~he~~] shall be punished by:

(1) a fine not to exceed \$4,000;

(2) confinement in jail for any term of not more than one year or less than 90 days; or

(3) both such fine and confinement.

SECTION 2. 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 covered by the law in effect when the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense was committed before that date.

SECTION 3. This Act takes effect September 1, 2005.