

Amend **HB 3584** (Senate committee report) as follows:

(1) In SECTION 1 of the bill, in added Section 31.16, Penal Code (page 1, between lines 39 and 40), following added Subsection (d), add the following:

(e) For the purposes of punishment, an offense under this section or an offense described by Section 31.03(e)(1) or (e)(2) is increased to the next highest category of offense if it is shown at the trial of the offense that the defendant, with the intent that a distraction from the commission of the offense be created, intentionally, knowingly, or recklessly caused an alarm to sound or otherwise become activated during the commission of the offense.

(2) Add the following appropriately numbered SECTION to the bill and renumber subsequent SECTIONS of the bill accordingly

SECTION _____. The change in law made by this Act in adding Section 31.16(e), Penal Code, 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 governed by the law in effect at the time the offense was committed, and the former law is continued in effect for that purpose. For the purposes of this section, an offense is committed before the effective date of this Act if any element of the offense occurs before that date.