

By: Nelson

S.B. No. 45

A BILL TO BE ENTITLED

AN ACT

relating to the definition of serious bodily injury for the purposes of criminal prosecutions.

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

SECTION 1. Section 1.07(a)(46), Penal Code, is amended to read as follows:

(46) "Serious bodily injury" means:

(A) bodily injury that creates a substantial risk of death or that causes death, serious permanent disfigurement, or protracted loss or impairment of the function of any bodily member or organ; or

(B) strangulation by impeding normal breathing or circulation of the blood of another person by applying pressure on the person's throat or neck or blocking the person's nose or mouth.

SECTION 2. The change in law made by this Act applies only to an offense committed on or after September 1, 2007. An offense committed before September 1, 2007, is governed 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 September 1, 2007, if any element of the offense was committed before that date.

SECTION 3. This Act takes effect September 1, 2007.