1-6   A BILL TO BE ENTITLED
1-7   AN ACT

1-8   relating to the penalties for the offense of criminal trespass.
1-9   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-10   SECTION 1. Subdivision (d), Section 30.05, Penal Code, is
1-11   amended to read as follows:
1-12   (d) An offense under Subsection (e) is a Class C misdemeanor
1-13   unless it is committed in a habitation or unless the actor carries a
1-14   deadly weapon on or about the actor's person during the commission
1-15   of the offense, in which event it is a Class A misdemeanor. An
1-16   offense under Subsection (a) is a Class C [B] misdemeanor, except
1-17   that the offense is:
1-18   (1) a Class B misdemeanor if it is shown on the trial
1-19   of the offense that the defendant has been previously convicted of
1-20   an offense under this section; and
1-21   (2) a Class A misdemeanor if:
1-22   (A) [(1)] the offense is committed:
1-23   (i) [(A)] in a habitation or a shelter
1-24   center;
1-25   (ii) [(B)] on a Superfund site; or
1-26   (iii)   [(C)]   on   or   in   a   critical
1-27   infrastructure facility; or
1-28   (B) [(2)] the actor carries a deadly weapon on or
1-29   about his person during the commission of the offense.
1-30   SECTION 2. The change in law made by this Act applies only
1-31   to an offense committed on or after the effective date of this Act.
1-32   An offense committed before the effective date of this Act is
1-33   governed by the law in effect when the offense was committed, and
1-34   the former law is continued in effect for that purpose.   For
1-35   purposes of this section, an offense was committed before the
1-36   effective date of this Act if any element of the offense was
1-37   committed before that date.
1-38   SECTION 3. This Act takes effect September 1, 2007.

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