

1-1 By: Zaffirini S.B. No. 52  
1-2 (In the Senate - Filed November 10, 2008; February 10, 2009,  
1-3 read first time and referred to Committee on Transportation and  
1-4 Homeland Security; March 9, 2009, reported favorably by the  
1-5 following vote: Yeas 8, Nays 0; March 9, 2009, sent to printer.)

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

1-8 relating to the penalties for the illegal use of a parking space or  
1-9 area designated specifically for persons with disabilities.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subsections 681.011(g), (h), (i), and (j),  
1-12 Section 681.011, Transportation Code, are amended to read as  
1-13 follows:

1-14 (g) Except as provided by Subsections (h)-(k), an offense  
1-15 under this section is a misdemeanor punishable by a fine of not less  
1-16 than \$500 [~~\$250~~] or more than \$750 [~~\$500~~].

1-17 (h) If it is shown on the trial of an offense under this  
1-18 section that the person has been previously convicted one time of an  
1-19 offense under this section, the offense is punishable by:

1-20 (1) a fine of not less than \$550 [~~\$300~~] or more than  
1-21 \$800 [~~\$600~~]; and

1-22 (2) 10 hours of community service.

1-23 (i) If it is shown on the trial of an offense under this  
1-24 section that the person has been previously convicted two times of  
1-25 an offense under this section, the offense is punishable by:

1-26 (1) a fine of not less than \$550 [~~\$300~~] or more than  
1-27 \$800 [~~\$600~~]; and

1-28 (2) not less than 20 [~~10~~] or more than 30 [~~20~~] hours of  
1-29 community service.

1-30 (j) If it is shown on the trial of an offense under this  
1-31 section that the person has been previously convicted three times  
1-32 of an offense under this section, the offense is punishable by:

1-33 (1) a fine of not less than \$800 [~~\$500~~] or more than  
1-34 \$1,100 [~~\$1,000~~]; and

1-35 (2) [~~not less than 20 or more than~~] 50 hours of  
1-36 community service.

1-37 SECTION 2. (a) The change in law made by this Act applies  
1-38 only to an offense committed on or after September 1, 2009.

1-39 (b) An offense committed before September 1, 2009, is  
1-40 covered by the law in effect when the offense was committed, and the  
1-41 former law is continued in effect for that purpose. For purposes of  
1-42 this subsection, an offense was committed before September 1, 2009,  
1-43 if any element of the offense was committed before that date.

1-44 SECTION 3. This Act takes effect September 1, 2009.

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