House Bill 358
Senate Amendments
Section-by-Section Analysis

HOUSE VERSION	SENATE VERSION	CONFERENCE
SECTION 1. Section 47.01, Penal Code, is amended by adding Subdivision (4-a) to read as follows: (4-a) "Device" or "contrivance" means all or part of an electronic, electromechanical, or mechanical contrivance, machine, or apparatus.	No equivalent provision.	
SECTION 2. (a) The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. For 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. (b) An offense committed before the effective date of this Act is covered by the law in effect immediately before the effective date of this Act, and the former law is continued in effect for that purpose.	No equivalent provision.	
No equivalent provision.	SECTION 1. Chapter 18, Code of Criminal Procedure, is amended by adding Article 18.095 to read as follows: Art. 18.095. SEIZURE OF CIRCUIT BOARD OF GAMBLING DEVICE, EQUIPMENT, OR PARAPHERNALIA. For purposes of this chapter, an officer directed under a search warrant to search for and seize a gambling device or equipment, altered gambling equipment, or gambling paraphernalia in the discretion of the officer may: (1) seize only the programmable main circuit board of the device, equipment, or paraphernalia if that circuit	

1

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	board is designed as a subassembly or essential part of the device, equipment, or paraphernalia to provide the information necessary for the device, equipment, or paraphernalia to operate as a gambling device or equipment, altered gambling equipment, or gambling paraphernalia; (2) carry the circuit board before the magistrate; and (3) retain custody of the circuit board as the property seized pursuant to the warrant as required under this chapter.	
SECTION 3. This Act takes effect September 1, 2009.	SECTION 2. Same as House version.	