

1-1 By: Harper-Brown, et al. (Senate Sponsor - Hegar) H.B. No. 927  
1-2 (In the Senate - Received from the House April 27, 2011;  
1-3 May 2, 2011, read first time and referred to Committee on Criminal  
1-4 Justice; May 23, 2011, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 6, Nays 0;  
1-6 May 23, 2011, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 927 By: Hegar

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to the punishment for the offense of indecent exposure.  
1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-12 SECTION 1. Section 21.08, Penal Code, is amended by  
1-13 amending Subsection (b) and adding Subsection (c) to read as  
1-14 follows:

1-15 (b) An offense under this section is a Class B misdemeanor,  
1-16 except that the offense is:

1-17 (1) a Class A misdemeanor if it is shown on the trial  
1-18 of the offense that the defendant has been previously convicted one  
1-19 time of an offense under this section; and

1-20 (2) a state jail felony if it is shown on the trial of  
1-21 the offense that the defendant has been previously convicted two or  
1-22 more times of an offense under this section.

1-23 (c) For purposes of Subsection (b), a defendant has been  
1-24 previously convicted under this section if the defendant was  
1-25 adjudged guilty of the offense or entered a plea of guilty or nolo  
1-26 contendere in return for a grant of deferred adjudication,  
1-27 regardless of whether the sentence for the offense was ever imposed  
1-28 or whether the sentence was probated and the defendant was  
1-29 subsequently discharged from community supervision.

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 covered by the law in effect when the offense was committed, and the  
1-34 former law is continued in effect for that purpose. For purposes of  
1-35 this section, an offense was committed before the effective date of  
1-36 this Act if any element of the offense occurred before that date.

1-37 SECTION 3. This Act takes effect September 1, 2011.

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