

By: Miles

H.B. No. 1471

Substitute the following for H.B. No. 1471:

By: Gallego

C.S.H.B. No. 1471

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to enhancing the penalty prescribed for certain acts of  
3 official oppression.

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

5 SECTION 1. Section 39.03, Penal Code, is amended by  
6 amending Subsection (d) and adding Subsection (e) to read as  
7 follows:

8 (d) An offense under this section is a Class A misdemeanor,  
9 unless at the time of the commission of the offense the actor was a  
10 licensed peace officer and the actor intentionally or knowingly  
11 caused bodily injury to another, in which event it is a felony of  
12 the third degree.

13 (e) If conduct constituting an offense under this section  
14 also constitutes an offense under another section of this code, the  
15 actor may be prosecuted under either section or both sections.

16 SECTION 2. The change in law made by this Act applies only  
17 to an offense committed on or after the effective date of this Act.  
18 An offense committed before the effective date of this Act is  
19 covered by the law in effect when the offense was committed, and the  
20 former law is continued in effect for that purpose. For purposes of  
21 this section, an offense was committed before the effective date of  
22 this Act if any element of the offense occurred before that date.

23 SECTION 3. This Act takes effect September 1, 2011.