

1-1 By: Callegari (Senate Sponsor - West) H.B. No. 555
 1-2 (In the Senate - Received from the House May 8, 2013;
 1-3 May 9, 2013, read first time and referred to Committee on Criminal
 1-4 Justice; May 17, 2013, reported favorably by the following vote:
 1-5 Yeas 7, Nays 0; May 17, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to certain criminal offenses for violations of the law
 1-18 regulating metal recycling entities.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 1956.040(a-2), Occupations Code, is
 1-21 amended to read as follows:

1-22 (a-2) An offense under Subsection (a-1) is a Class A
 1-23 misdemeanor, except that any [punishable by a] fine imposed may not
 1-24 [to] exceed \$10,000. If [, unless] it is shown on trial of an [the]
 1-25 offense under Subsection (a-1) that the person has previously been
 1-26 convicted of a violation of that subsection, [Subsection (a-1), in
 1-27 which event] the offense is a state jail felony.

1-28 SECTION 2. Subchapter E, Chapter 1956, Occupations Code, is
 1-29 amended by adding Section 1956.204 to read as follows:

1-30 Sec. 1956.204. GENERAL CRIMINAL PENALTY. (a) A person
 1-31 commits an offense if the person violates this chapter or a rule
 1-32 adopted under this chapter, including a rule, charter, or ordinance
 1-33 adopted, an order issued, or a standard imposed by a county,
 1-34 municipality, or political subdivision under Section 1956.003.

1-35 (b) An offense under this section is a Class C misdemeanor.

1-36 (c) If conduct that constitutes an offense under this
 1-37 section also constitutes an offense under another section in this
 1-38 chapter, the person may be prosecuted only under that other
 1-39 section.

1-40 SECTION 3. The change in law made by this Act applies only
 1-41 to an offense committed on or after the effective date of this Act.
 1-42 An offense committed before the effective date of this Act is
 1-43 governed by the law in effect on the date the offense was committed,
 1-44 and the former law is continued in effect for that purpose. For
 1-45 purposes of this section, an offense was committed before the
 1-46 effective date of this Act if any element of the offense occurred
 1-47 before that date.

1-48 SECTION 4. This Act takes effect September 1, 2013.

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