

By: Wu

H.B. No. 2579

A BILL TO BE ENTITLED

AN ACT

relating to the prosecution of certain offenses committed against a person in custody.

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

SECTION 1. Section 39.04(e)(1), Penal Code, is amended to read as follows:

(1) "Correctional facility" means:

(A) any place described by Section 1.07(a)(14);

~~or~~

(B) any place or facility at which a person suspected of a violation of federal immigration law is detained; or

(C) a "secure correctional facility" or "secure detention facility" as defined by Section 51.02, Family Code.

SECTION 2. Section 8B(a), Article 18.20, Code of Criminal Procedure, is amended to read as follows:

(a) In this section, "correctional facility" means:

(1) any place described by Section 1.07(a)(14), Penal Code; or

(2) a "secure correctional facility" or "secure detention facility" as defined by Section 51.02, Family Code ~~[has the meaning assigned by Section 39.04(e), Penal Code].~~

SECTION 3. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is

1 governed by the law in effect on the date the offense was committed,
2 and the former law is continued in effect for that purpose. For
3 purposes of this section, an offense was committed before the
4 effective date of this Act if any element of the offense occurred
5 before that date.

6 SECTION 4. This Act takes effect September 1, 2013.