

1-1 By: Nelson S.B. No. 947
1-2 (In the Senate - Filed February 28, 2013; March 12, 2013,
1-3 read first time and referred to Committee on Jurisprudence;
1-4 April 22, 2013, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 6, Nays 0; April 22, 2013,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12			X	
1-13	X			
1-14	X			
1-15	X			

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 947 By: Rodriguez

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to adverse possession of real property as a defense to
1-20 certain offenses against property.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 30.02, Penal Code, is amended by adding
1-23 Subsection (e) to read as follows:

1-24 (e) It is not a defense to prosecution under this section
1-25 that the actor is attempting to take ownership of the real property
1-26 through adverse possession or a claim of adverse possession unless
1-27 the actor has full title subject to Section 16.030, Civil Practice
1-28 and Remedies Code.

1-29 SECTION 2. The changes in law made by this Act apply only to
1-30 an offense committed on or after the effective date of this Act. An
1-31 offense committed before the effective date of this Act is governed
1-32 by the law in effect when the offense was committed, and the former
1-33 law is continued in effect for the purpose. For purposes of this
1-34 section, an offense was committed before the effective date of this
1-35 Act if any element of the offense occurred before that date.

1-36 SECTION 3. This Act takes effect September 1, 2013.

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