

By: Wu

H.B. No. 328

A BILL TO BE ENTITLED

AN ACT

relating to the punishment for the offense of attempted murder.

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

SECTION 1. Section 15.01, Penal Code, is amended by amending Subsection (d) and adding Subsection (e) to read as follows:

(d) Except as provided by Subsection (e), an [An] offense under this section is one category lower than the offense attempted, and if the offense attempted is a state jail felony, the offense is a Class A misdemeanor.

(e)(1) This subsection applies only to the attempted commission of an offense under Section 19.02 that would otherwise be punishable as a felony of the second degree under Subsection (d).

(2) The maximum term of imprisonment for an offense described by Subdivision (1) is increased to 40 years if the actor causes serious bodily injury that results in a persistent vegetative state.

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

1 committed before that date.

2 SECTION 3. This Act takes effect September 1, 2015.