

By: Moody, Alonzo

H.B. No. 511

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the prosecution of certain offenses committed against a
3 person in custody.

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

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

7 (1) "Correctional facility" means:

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

9 [~~or~~]

10 (B) any place or facility designated for the
11 detention of a person suspected of violating a provision of the
12 Immigration and Nationality Act (8 U.S.C. Section 1101 et seq.); or

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

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

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

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

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

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

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

7 SECTION 4. This Act takes effect September 1, 2015.