

By: Rodriguez of Bexar

H.B. No. 1057

A BILL TO BE ENTITLED

1 AN ACT

2 relating to certain conditions imposed on defendants convicted of
3 an offense of graffiti or juveniles adjudicated as having engaged
4 in conduct involving graffiti.

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

6 SECTION 1. Section 11(k), Article 42.12, Code of Criminal
7 Procedure, is amended to read as follows:

8 (k) A court granting community supervision to a defendant
9 convicted of an offense under Section 28.08, Penal Code, shall
10 require as a condition of community supervision that the defendant
11 perform:

12 (1) at least 20 [~~15~~] hours of community service if the
13 amount of pecuniary loss resulting from the commission of the
14 offense is \$50 or more but less than \$500; or

15 (2) at least 40 [~~30~~] hours of community service if the
16 amount of pecuniary loss resulting from the commission of the
17 offense is \$500 or more.

18 SECTION 2. Section 54.046(d), Family Code, is amended to
19 read as follows:

20 (d) If a juvenile court places on probation under Section
21 54.04(d) a child adjudicated as having engaged in conduct in
22 violation of Section 28.08, Penal Code, in addition to other
23 conditions of probation, the court shall order the child to
24 perform:

1 (1) at least 20 [~~15~~] hours of community service if the
2 amount of pecuniary loss resulting from the conduct is \$50 or more
3 but less than \$500; or

4 (2) at least 40 [~~30~~] hours of community service if the
5 amount of pecuniary loss resulting from the conduct is \$500 or more.

6 SECTION 3. The change in law made by this Act applies only
7 to an offense committed on or after the effective date of this Act.
8 An offense committed before the effective date of this Act is
9 governed by the law in effect on the date the offense was committed,
10 and the former law is continued in effect for that purpose. For
11 purposes of this section, an offense was committed before the
12 effective date of this Act if any element of the offense occurred
13 before that date.

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