

By: Turner of Tarrant, Herrero, Fletcher,
Villalba, et al.

H.B. No. 1061

A BILL TO BE ENTITLED

AN ACT

relating to the prosecution of the offense of interference with
public duties.

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

SECTION 1. Section 38.15, Penal Code, is amended by adding
Subsections (d-1) and (d-2) to read as follows:

(d-1) Except as provided by Subsection (d-2), in a
prosecution for an offense under Subsection (a)(1), there is a
rebuttable presumption that the actor interferes with a peace
officer if it is shown on the trial of the offense that the actor
intentionally disseminated the home address, home telephone
number, emergency contact information, or social security number of
the officer or a family member of the officer or any other
information that is specifically described by Section 552.117(a),
Government Code.

(d-2) The presumption in Subsection (d-1) does not apply to
information disseminated by:

(1) a radio or television station that holds a license
issued by the Federal Communications Commission; or

(2) a newspaper that is:

(A) a free newspaper of general circulation or
qualified to publish legal notices;

(B) published at least once a week; and

(C) available and of interest to the general

1 public.

2 SECTION 2. The change in law made by this Act applies only
3 to an offense committed on or after the effective date of this Act.
4 An offense committed before the effective date of this Act is
5 governed by the law in effect on the date the offense was committed,
6 and the former law is continued in effect for that purpose. For
7 purposes of this section, an offense was committed before the
8 effective date of this Act if any element of the offense occurred
9 before that date.

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