

By: Zaffirini

S.B. No. 35

A BILL TO BE ENTITLED

1 AN ACT
2 relating to increasing the criminal penalty for making a false
3 report of a bomb threat involving certain locations.

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

5 SECTION 1. Section 42.06(b), Penal Code, is amended to read
6 as follows:

7 (b) An offense under this section is a Class A misdemeanor,
8 except that the offense is:

9 (1) a state jail felony if ~~[unless]~~ the false report is
10 of an emergency involving a public or private institution of higher
11 education or involving a public primary or secondary school, public
12 communications, public transportation, public water, gas, or power
13 supply or other public service; or

14 (2) a felony of the third degree if the false report is
15 of a bombing involving:

16 (A) a public or private primary or secondary
17 school;

18 (B) a public or private institution of higher
19 education;

20 (C) a proprietary, vocational, or technical
21 school; or

22 (D) an established place of religious worship [~~7~~
23 in which event the offense is a state jail felony].

24 SECTION 2. The change in law made by this Act applies only

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

8 SECTION 3. This Act takes effect on the 91st day after the
9 last day of the legislative session.