

By: Wharton

H.B. No. 3507

A BILL TO BE ENTITLED

AN ACT

relating to the punishment for the offense of theft.

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

SECTION 1. Section 31.03(e), Penal Code, is amended to read as follows:

(e) Except as provided by Subsections (f) and (f-1), an offense under this section is:

(1) a Class C misdemeanor if the value of the property stolen is less than \$100;

(2) a Class B misdemeanor if:

(A) the value of the property stolen is \$100 or more but less than \$750;

(B) the value of the property stolen is less than \$100 and the defendant has previously been convicted of any grade of theft; or

(C) the property stolen is a driver's license, commercial driver's license, or personal identification certificate issued by this state or another state;

(3) a Class A misdemeanor if the value of the property stolen is \$750 or more but less than \$2,500;

(4) a state jail felony if:

(A) the value of the property stolen is \$2,500 or more but less than \$30,000, or the property is less than 10 head of sheep, swine, or goats or any part thereof under the value of

1 \$30,000;

2 (B) regardless of value, the property is stolen
3 from the person of another or from a human corpse or grave,
4 including property that is a military grave marker;

5 (C) the property stolen is a firearm;

6 (D) the value of the property stolen is less than
7 \$2,500 and the defendant has been previously convicted two or more
8 times but less than five times of any grade of theft;

9 (E) the property stolen is an official ballot or
10 official carrier envelope for an election;

11 (F) the value of the property stolen is less than
12 \$20,000 and the property stolen is:

13 (i) aluminum;

14 (ii) bronze;

15 (iii) copper; or

16 (iv) brass; or

17 (G) the cost of replacing the property stolen is
18 less than \$30,000 and the property stolen is a catalytic converter;

19 (5) a felony of the third degree if:

20 (A) the value of the property stolen is \$30,000
21 or more but less than \$150,000;

22 (B) the value of the property stolen is less than
23 \$2,500 and the defendant has been previously convicted five or more
24 times but less than 10 times of any grade of theft;~~[7]~~ or

25 (C) the property is:

26 (i) (A) ~~[(A)]~~ cattle, horses, or exotic
27 livestock or exotic fowl as defined by Section 142.001, Agriculture

1 Code, stolen during a single transaction and having an aggregate
2 value of less than \$150,000;

3 (ii) [~~(B)~~] 10 or more head of sheep, swine,
4 or goats stolen during a single transaction and having an aggregate
5 value of less than \$150,000; or

6 (iii) [~~(C)~~] a controlled substance, having
7 a value of less than \$150,000, if stolen from:

8 (a) [~~(i)~~] a commercial building in
9 which a controlled substance is generally stored, including a
10 pharmacy, clinic, hospital, nursing facility, or warehouse; or

11 (b) [~~(ii)~~] a vehicle owned or
12 operated by a wholesale distributor of prescription drugs;

13 (6) a felony of the second degree if:

14 (A) the value of the property stolen is \$150,000
15 or more but less than \$300,000; [~~or~~]

16 (B) the value of the property stolen is less than
17 \$300,000 and the property stolen is an automated teller machine or
18 the contents or components of an automated teller machine; or

19 (C) the value of the property stolen is less than
20 \$2,500 and the defendant has been previously convicted 10 or more
21 times of any grade of theft; or

22 (7) a felony of the first degree if the value of the
23 property stolen is \$300,000 or more.

24 SECTION 2. The change in law made by this Act applies only
25 to an offense committed on or after the effective date of this Act.
26 An offense committed before the effective date of this Act is
27 governed by the law in effect on the date the offense was committed,

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

5 SECTION 3. This Act takes effect September 1, 2025.