

BILL ANALYSIS

Senate Research Center
76R4763 GWK-F

S.B. 430
By: Barrientos
Criminal Justice
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As Filed

DIGEST

Currently, a person who continues to be convicted of a Class C misdemeanor does not received an enhanced punishment, unlike a repeat offender of a Class A or Class C misdemeanor. S.B. 430 would require certain enhanced penalties for repeat offenders of a Class C misdemeanor.

PURPOSE

As proposed, S.B. 430 requires enhanced penalties for certain Class C misdemeanor habitual offenders.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 12.43, Penal Code, to require a defendant to be punished by a certain fine or confinement, or both, if a defendant has been convicted three times on any combination of a Class C misdemeanor under Section 42.01 or 49.02, and each prior offense was committed within 12 months of each other. Makes a conforming change.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 1999.

SECTION 4. Emergency clause.