

## **BILL ANALYSIS**

Senate Research Center  
77R9073 JMG-D

H.B. 460  
By: Hartnett (West, Royce)  
Criminal Justice  
5/11/2001  
Engrossed

### **DIGEST AND PURPOSE**

Current law provides that the first conviction of a person who knowingly engages in or offers or agrees to engage in sexual conduct for a fee, or solicits another in a public place to engage in sexual conduct for hire (prostitution) is a Class B misdemeanor. The penalty for subsequent convictions is a Class A misdemeanor. H.B. 460 provides that prostitution is a state jail felony if a person has been previously convicted of prostitution three or more times, and the offense was committed in or within 300 feet of a residential area.

### **RULEMAKING AUTHORITY**

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

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 43.02, Penal Code, by amending Subsection (c) and by adding Subsection (d), to amend provisions regarding the offense of prostitution and related penalties.

SECTION 2. Effective date: September 1, 2001.  
Makes application of this Act prospective.