

1-1 By: Phelan, Fallon (Senate Sponsor - Nichols) H.B. No. 2589
1-2 (In the Senate - Received from the House May 5, 2015;
1-3 May 6, 2015, read first time and referred to Committee on Criminal
1-4 Justice; May 21, 2015, reported favorably by the following vote:
1-5 Yeas 7, Nays 0; May 21, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the prosecution of and punishment for assaulting a
1-18 disabled individual; increasing a criminal penalty.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 22.021(b), Penal Code, is amended by
1-21 amending Subdivision (2) and adding Subdivision (3) to read as
1-22 follows:

1-23 (2) "Elderly individual" has and ~~and~~ "disabled
1-24 individual" ~~have~~ the meaning ~~meanings~~ assigned by Section
1-25 22.04(c).

1-26 (3) "Disabled individual" means a person older than 13
1-27 years of age who by reason of age or physical or mental disease,
1-28 defect, or injury is substantially unable to protect the person's
1-29 self from harm or to provide food, shelter, or medical care for the
1-30 person's self.

1-31 SECTION 2. The change in law made by this Act applies only
1-32 to an offense committed on or after the effective date of this Act.
1-33 An offense committed before the effective date of this Act is
1-34 governed by the law in effect on the date the offense was committed,
1-35 and the former law is continued in effect for that purpose. For
1-36 purposes of this section, an offense was committed before the
1-37 effective date of this Act if any element of the offense was
1-38 committed before that date.

1-39 SECTION 3. This Act takes effect September 1, 2015.

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