

1-1 By: Hughes S.B. No. 2876
1-2 (In the Senate - Filed March 14, 2025; April 7, 2025, read
1-3 first time and referred to Committee on Criminal Justice;
1-4 April 9, 2025, re-referred to Committee on State Affairs;
1-5 April 22, 2025, reported favorably by the following vote: Yeas 10,
1-6 Nays 0; April 22, 2025, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Hughes	X		
1-10	Paxton	X		
1-11	Bettencourt	X		
1-12	Birdwell	X		
1-13	Hall	X		
1-14	Hinojosa of Nueces	X		
1-15	Middleton	X		
1-16	Parker	X		
1-17	Perry		X	
1-18	Schwertner	X		
1-19	Zaffirini	X		

1-20 A BILL TO BE ENTITLED
1-21 AN ACT

1-22 relating to increasing the criminal penalty for participating in a
1-23 riot while wearing a mask or other face covering.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 42.02(f), Penal Code, is amended to read
1-26 as follows:

1-27 (f) An offense under this section is:

1-28 (1) an offense of the same classification as any
1-29 offense of a higher grade committed by anyone engaged in the riot if
1-30 the offense was:

1-31 (A) [~~(1)~~] in the furtherance of the purpose of
1-32 the assembly; or

1-33 (B) [~~(2)~~] an offense which should have been
1-34 anticipated as a result of the assembly; or

1-35 (2) a Class A misdemeanor if it is shown on the trial
1-36 of the offense that at the time of the offense the actor was wearing
1-37 a mask or other face covering with the intent to conceal the actor's
1-38 identity.

1-39 SECTION 2. The change in law made by this Act applies only
1-40 to an offense committed on or after the effective date of this Act.
1-41 An offense committed before the effective date of this Act is
1-42 governed by the law in effect on the date the offense was committed,
1-43 and the former law is continued in effect for that purpose. For
1-44 purposes of this section, an offense was committed before the
1-45 effective date of this Act if any element of the offense occurred
1-46 before that date.

1-47 SECTION 3. This Act takes effect September 1, 2025.

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