

1 AN ACT
2 relating to the punishment of certain assaults committed against
3 persons who contract with government and employees of those
4 persons.

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

6 SECTION 1. Section 22.01(b), Penal Code, is amended to read
7 as follows:

8 (b) An offense under Subsection (a)(1) is a Class A
9 misdemeanor, except that the offense is a felony of the third degree
10 if the offense is committed against:

11 (1) a person the actor knows is a public servant while
12 the public servant is lawfully discharging an official duty, or in
13 retaliation or on account of an exercise of official power or
14 performance of an official duty as a public servant; ~~[or]~~

15 (2) a member of the defendant's family or household, if
16 it is shown on the trial of the offense that the defendant has been
17 previously convicted of an offense against a member of the
18 defendant's family or household under this section; or

19 (3) a person who contracts with government to perform
20 a service in a facility as defined by Section 1.07(a)(14), Penal
21 Code; Section 51.02(13), Family Code; or Section 51.02(14), Family
22 Code, or an employee of that person:

23 (A) while the person or employee is engaged in
24 performing a service within the scope of the contract, if the actor

1 knows the person or employee is authorized by government to provide
2 the service; or

3 (B) in retaliation for or on account of the
4 person's or employee's performance of a service within the scope of
5 the contract.

6 SECTION 2. (a) The change in law made by this Act applies
7 only to an offense committed on or after the effective date of this
8 Act. For purposes of this section, an offense is committed before
9 the effective date of this Act if any element of the offense occurs
10 before the effective date.

11 (b) An offense committed before the effective date of this
12 Act is covered by the law in effect when the offense was committed,
13 and the former law is continued in effect for that purpose.

14 SECTION 3. This Act takes effect September 1, 2003.

David Newkum

President of the Senate

Jim Caldwell

Speaker of the House

I certify that H.B. No. 2525 was passed by the House on May 9, 2003, by a non-record vote; and that the House concurred in Senate amendments to H.B. No. 2525 on May 30, 2003, by a non-record vote.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 2525 was passed by the Senate, with amendments, on May 28, 2003, by the following vote: Yeas 31, Nays 0.

Patsy Spaw

Secretary of the Senate

APPROVED: 18 June '03

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
8:30pm O'CLOCK

JUN 18 2003
Ann Shea
Secretary of State