

1-1 By: Walle (Senate Sponsor - Whitmire) H.B. No. 2897  
 1-2 (In the Senate - Received from the House May 3, 2023;  
 1-3 May 5, 2023, read first time and referred to Committee on Criminal  
 1-4 Justice; May 17, 2023, reported favorably by the following vote:  
 1-5 Yeas 7, Nays 0; May 17, 2023, sent to printer.)

1-6 COMMITTEE VOTE

|      | Yea | Nay | Absent | PNV |
|------|-----|-----|--------|-----|
| 1-7  | X   |     |        |     |
| 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 the offense of theft of service.  
 1-18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
 1-19 SECTION 1. Section 31.04(c), Penal Code, is amended to read  
 1-20 as follows:  
 1-21 (c) For purposes of Subsections (a)(4), (b)(2), (b)(4), and  
 1-22 (b)(5), notice must be:  
 1-23 (1) in writing;  
 1-24 (2) sent by:  
 1-25 (A) registered or certified mail with return  
 1-26 receipt requested; or  
 1-27 (B) commercial delivery service; and  
 1-28 (3) sent to the actor using the actor's mailing address  
 1-29 shown on:  
 1-30 (A) the rental agreement or service agreement;  
 1-31 (B) records of the person whose service was  
 1-32 secured; or  
 1-33 (C) if the actor secured performance of service  
 1-34 by issuing or passing a check or similar sight order for the payment  
 1-35 of money, using the actor's address shown on:  
 1-36 (i) the check or order; or  
 1-37 (ii) the records of the bank or other drawee  
 1-38 on which the check or order is drawn.  
 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, 2023.

1-48 \* \* \* \* \*