

By: Thompson

H.B. No. 1838

Substitute the following for H.B. No. 1838:

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C.S.H.B. No. 1838

A BILL TO BE ENTITLED

1

AN ACT

2 relating to the prosecution of the offense of insurance fraud;  
3 providing a penalty.

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

5 SECTION 1. Section 35.02, Penal Code, is amended by adding  
6 Subsection (e) to read as follows:

7 (e) The court shall order a defendant convicted of an  
8 offense under this section to pay restitution, including court  
9 costs and attorney's fees, to an affected insurer.

10 SECTION 2. (a) This Act takes effect September 1, 2003.

11 (b) The change in law made by this Act applies only to an  
12 offense committed on or after September 1, 2003. An offense  
13 committed before September 1, 2003, is covered by the law in effect  
14 when the offense was committed, and the former law is continued in  
15 effect for that purpose. For the purposes of this subsection, an  
16 offense was committed before September 1, 2003, if any element of  
17 the offense was committed before that date.