

By: Eiland

H.B. No. 2952

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to venue for the prosecution and punishment of certain  
3 offenses committed on the boundaries of two or more counties.

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

5 SECTION 1. Article 13.04, Code of Criminal Procedure, is  
6 amended to read as follows:

7 Art. 13.04. OFFENSES COMMITTED ON THE BOUNDARIES OF  
8 COUNTIES. (a) An offense committed on the boundaries of two or  
9 more counties, or within four hundred yards of those boundaries  
10 [~~thereof~~], may be prosecuted and punished in any one of those [~~such~~]  
11 counties. This subsection does not apply to an offense committed  
12 under Subtitle E, Title 7, Transportation Code.

13 (b) An [~~and any~~] offense committed on the premises of any  
14 airport operated jointly by two municipalities and situated in two  
15 counties may be prosecuted and punished in either county.

16 SECTION 2. The change in law made by this Act applies only  
17 to venue for the trial of an offense committed on or after the  
18 effective date of this Act. Venue for the trial of an offense  
19 committed before the effective date of this Act is covered by the  
20 law in effect when the offense was committed, and the former law is  
21 continued in effect for that purpose. For purposes of this section,  
22 an offense was committed before the effective date of this Act if  
23 any element of the offense occurred before that date.

24 SECTION 3. This Act takes effect September 1, 2009.