

1-1 By: Williams S.B. No. 2195
1-2 (In the Senate - Filed March 13, 2009; March 31, 2009, read
1-3 first time and referred to Committee on International Relations and
1-4 Trade; April 16, 2009, reported favorably by the following vote:
1-5 Yeas 6, Nays 0; April 16, 2009, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the creation of and penalties for certain offenses that
1-9 take place at or involve an attempt to cross an international
1-10 border.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subchapter D, Chapter 12, Penal Code, is amended
1-13 by adding Section 12.50 to read as follows:

1-14 Sec. 12.50. PENALTIES FOR CERTAIN OFFENSES COMMITTED ON
1-15 INTERNATIONAL BRIDGE. An offense under Section 31.07, 46.02, or
1-16 46.05 is a felony of the second degree if the person who committed
1-17 the offense was, at the time the offense was committed, traveling on
1-18 an international bridge toward Mexico.

1-19 SECTION 2. Section 38.05, Penal Code, is amended by
1-20 amending Subsection (c) and adding Subsection (e) to read as
1-21 follows:

1-22 (c) Except as provided by Subsections [~~Subsection~~] (d) and
1-23 (e), an offense under this section is a Class A misdemeanor.

1-24 (e) An offense under this section is a felony of the second
1-25 degree if the person who harbored or concealed another, provided
1-26 another with a means of avoiding arrest or effecting an escape, or
1-27 warned another of discovery or apprehension had the intent to
1-28 transport the other person across an international boundary.

1-29 SECTION 3. Chapter 46, Penal Code, is amended by adding
1-30 Section 46.14 to read as follows:

1-31 Sec. 46.14. UNLAWFUL TRANSPORTATION OF CURRENCY. (a) A
1-32 person commits an offense if the person, with the intent to evade a
1-33 currency reporting requirement under 31 U.S.C. Section 5316 while
1-34 traveling on an international bridge toward Mexico, knowingly
1-35 conceals more than \$10,000 in currency or other monetary
1-36 instruments on the person or in any conveyance, article of luggage,
1-37 merchandise, or other container.

1-38 (b) An offense under this section is a felony of the second
1-39 degree.

1-40 SECTION 4. The change in law made by this Act applies only
1-41 to an offense committed on or after September 1, 2009. An offense
1-42 committed before September 1, 2009, is governed by the law in effect
1-43 when the offense was committed, and the former law is continued in
1-44 effect for that purpose. For purposes of this section, an offense
1-45 was committed before September 1, 2009, if any element of the
1-46 offense occurred before that date.

1-47 SECTION 5. This Act takes effect September 1, 2009.

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