

By: West

S.B. No. 1684

A BILL TO BE ENTITLED

AN ACT

relating to the punishment for the offense of forgery relating to a writing of a metal recycling entity.

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

SECTION 1. Section 32.21, Penal Code, is amended by amending Subsection (e-2) and adding Subsection (e-3) to read as follows:

(e-2) Notwithstanding any other provision of this section, an offense under this section is a state jail felony if the writing is or purports to be a check, authorization to debit an account at a financial institution, or similar sight order issued by a metal recycling entity as defined by Section 1956.001, Occupations Code, regardless of the value of any property or service obtained or sought to be obtained.

(e-3) Notwithstanding any other provision of this section, an offense under this section, other than an offense described for purposes of punishment by Subsection (e-1)(7) or (e-2), is increased to the next higher category of offense if it is shown on the trial of the offense that the offense was committed against an elderly individual as defined by Section 22.04.

SECTION 2. The change in law made by this Act applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is governed by the law in effect on the date the offense was committed,

1 and the former law is continued in effect for that purpose. For  
2 purposes of this section, an offense was committed before the  
3 effective date of this Act if any element of the offense occurred  
4 before that date.

5 SECTION 3. This Act takes effect September 1, 2019.