

1-1 By: Walle, et al. (Senate Sponsor - Alvarado) H.B. No. 3463  
1-2 (In the Senate - Received from the House May 19, 2025;  
1-3 May 19, 2025, read first time and referred to Committee on Criminal  
1-4 Justice; May 23, 2025, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;  
1-6 May 23, 2025, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Flores	X		
1-10	Parker	X		
1-11	Hagenbuch	X		
1-12	Hinojosa of Hidalgo	X		
1-13	Huffman	X		
1-14	King	X		
1-15	Miles	X		

1-16 COMMITTEE SUBSTITUTE FOR H.B. No. 3463 By: Flores

1-17 A BILL TO BE ENTITLED  
1-18 AN ACT

1-19 relating to the prosecution of the offense of theft of service.  
1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-21 SECTION 1. Section 31.04, Penal Code, is amended by adding  
1-22 Subsection (b-1) and amending Subsections (c) and (d) to read as  
1-23 follows:  
1-24 (b-1) For purposes of Subsection (a)(4), notice must be:  
1-25 (1) in writing;  
1-26 (2) sent by:  
1-27 (A) registered or certified mail with return  
1-28 receipt requested;  
1-29 (B) commercial delivery service;  
1-30 (C) e-mail; or  
1-31 (D) text message; and  
1-32 (3) sent to the actor using the actor's mailing  
1-33 address, e-mail address, phone number, or other method of contact,  
1-34 as appropriate, shown on:  
1-35 (A) the rental agreement or service agreement;  
1-36 (B) records of the person whose service was  
1-37 secured; or  
1-38 (C) if the actor secured performance of service  
1-39 by issuing or passing a check or similar sight order for the payment  
1-40 of money, using the actor's address shown on:  
1-41 (i) the check or order; or  
1-42 (ii) the records of the bank or other drawee  
1-43 on which the check or order is drawn.  
1-44 (c) For purposes of Subsections [(a)(4),] (b)(2), (b)(4),  
1-45 and (b)(5), notice must be:  
1-46 (1) in writing;  
1-47 (2) sent by:  
1-48 (A) registered or certified mail with return  
1-49 receipt requested; or  
1-50 (B) commercial delivery service; and  
1-51 (3) sent to the actor using the actor's mailing address  
1-52 shown on:  
1-53 (A) the rental agreement or service agreement;  
1-54 (B) records of the person whose service was  
1-55 secured; or  
1-56 (C) if the actor secured performance of service  
1-57 by issuing or passing a check or similar sight order for the payment  
1-58 of money, using the actor's address shown on:  
1-59 (i) the check or order; or  
1-60 (ii) the records of the bank or other drawee

on which the check or order is drawn.

(d) Except as otherwise provided by this subsection, if written notice is given in accordance with Subsection (b-1) or (c), it is presumed that the notice was received not later than two days after the notice was sent. For purposes of Subsections (b)(4)(A) and (B) and (b)(5), if written notice is given in accordance with Subsection (c), it is presumed that the notice was received not later than five days after the notice was sent.

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

SECTION 3. This Act takes effect September 1, 2025.

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