

1-1 By: Birdwell S.B. No. 405
1-2 (In the Senate - Filed January 22, 2019; February 14, 2019,
1-3 read first time and referred to Committee on Criminal Justice;
1-4 April 23, 2019, reported favorably by the following vote: Yeas 6,
1-5 Nays 0; April 23, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Whitmire	X			
1-8 Huffman	X			
1-9 Buckingham	X			
1-10 Flores	X			
1-11 Hughes			X	
1-12 Miles	X			
1-13 Perry	X			
1-14				

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the criminal offense of making a false report to a peace
1-18 officer, federal special investigator, law enforcement employee,
1-19 corrections officer, or jailer.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. The heading to Section 37.08, Penal Code, is
1-22 amended to read as follows:

1-23 Sec. 37.08. FALSE REPORT TO PEACE OFFICER, FEDERAL SPECIAL
1-24 INVESTIGATOR, [OR] LAW ENFORCEMENT EMPLOYEE, CORRECTIONS OFFICER,
1-25 OR JAILER.

1-26 SECTION 2. Section 37.08(a), Penal Code, is amended to read
1-27 as follows:

1-28 (a) A person commits an offense if, with intent to deceive,
1-29 he knowingly makes a false statement that is material to a criminal
1-30 investigation and makes the statement to:

1-31 (1) a peace officer or federal special investigator
1-32 conducting the investigation; [or]

1-33 (2) any employee of a law enforcement agency that is
1-34 authorized by the agency to conduct the investigation and that the
1-35 actor knows is conducting the investigation; or

1-36 (3) a corrections officer or jailer.

1-37 SECTION 3. The change in law made by this Act applies only
1-38 to an offense committed on or after the effective date of this Act.
1-39 An offense committed before the effective date of this Act is
1-40 governed by the law in effect on the date the offense was committed,
1-41 and the former law is continued in effect for that purpose. For
1-42 purposes of this section, an offense was committed before the
1-43 effective date of this Act if any element of the offense occurred
1-44 before that date.

1-45 SECTION 4. This Act takes effect September 1, 2019.

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