

BILL ANALYSIS

Senate Research Center

S.B. 1218
By: Patterson
Criminal Justice
3-21-97
As Filed

DIGEST

Currently, Section 32.41 of the Penal Code defines the offense of passing a bad check but does not define venue. This legislation allows for the collection of bad checks in the jurisdiction where the check is sent or passed for payment.

PURPOSE

As proposed, S.B. 1218 establishes the venue for the prosecution of the offense of issuing a bad check.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Chapter 13, Code of Criminal Procedure, by adding Article 13.26, as follows:

Sec. 13.26. ISSUANCE OF BAD CHECK. Authorizes an offense under Section 32.41, Penal Code, regarding issuance of a bad check, notwithstanding Articles 4.12 and 45.22, to be tried in any justice court precinct in the county in which the offense was committed, or the victim of the alleged offense received by mail or similar delivery service the check or similar sight order issued or passed by the defendant.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 1997.

SECTION 4. Emergency clause.