

BILL ANALYSIS

Senate Research Center

H.B. 3375
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Criminal Justice
5-17-97
Engrossed

DIGEST

Currently, Texas law does not address instances when a person intentionally uses another person's identification and gives false information. The use of false or stolen official identification by persons intent on committing a criminal offense is a problem for law enforcement officials and private citizens. This bill makes it a crime for an individual to use the official identification of another person to commit an offense; evade detention or arrest; or avoid prosecution, conviction, or punishment.

PURPOSE

As proposed, H.B. 3375 makes it a crime for an individual to use the official identification of another person to commit an offense; evade detention or arrest; or avoid prosecution, conviction, or punishment.

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 38, Penal Code, by adding Section 38.021, as follows:

Sec. 38.021. USING FALSE IDENTIFICATION. Defines "official identification." Provides that a person commits an offense if the person uses the official identification of another to commit or attempt to commit an offense; evade or attempt to evade detention or arrest for any offense; or avoid or attempt to avoid prosecution, conviction, or punishment for any offense. Provides circumstances under which an offense is a Class C or B misdemeanor, or a felony of the third degree.

SECTION 2. Effective date: September 1, 1997.

SECTION 3. Emergency clause.