

By: Schofield

H.B. No. 3817

A BILL TO BE ENTITLED

AN ACT

relating to a waiver of the statute of limitations in the prosecution of offenses against public administration, including ethics offenses.

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

SECTION 1. Section 411.0255(d), Government Code, is amended to read as follows:

(d) The prosecutor selected under this section may pursue a waiver to extend the statute of limitations by no more than two years. The waiver is only valid if it is in writing, specifies the end date of the waiver, and is signed by the prosecuting attorney and the defendant or the defendant's counsel. If the waiver adds less than two years to limitations, the prosecutor may pursue a successive waiver for good cause shown to the court, providing that the total time of all waivers does not exceed two years.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2017.