

1-1 By: Watson S.B. No. 966
 1-2 (In the Senate - Filed February 21, 2017; March 1, 2017,
 1-3 read first time and referred to Committee on Criminal Justice;
 1-4 April 20, 2017, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 6, Nays 0; April 20, 2017,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10			X	
1-11			X	
1-12	X			
1-13	X			
1-14	X			
1-15			X	
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 966 By: Perry

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to criminal offenses regarding the consumption or
 1-22 possession of alcoholic beverages by a minor.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 106.04, Alcoholic Beverage Code, is
 1-25 amended by adding Subsections (f) and (g) to read as follows:

1-26 (f) Except as provided by Subsection (g), Subsection (a)
 1-27 does not apply to a minor who reports the sexual assault of the
 1-28 minor or another person, or is the victim of a sexual assault
 1-29 reported by another person, to:

1-30 (1) a health care provider treating the victim of the
 1-31 sexual assault;

1-32 (2) an employee of a law enforcement agency, including
 1-33 an employee of a campus police department of an institution of
 1-34 higher education; or

1-35 (3) the Title IX coordinator of an institution of
 1-36 higher education or another employee of the institution responsible
 1-37 for responding to reports of sexual assault.

1-38 (g) A minor who commits a sexual assault that is reported
 1-39 under Subsection (f) is not entitled to raise the defense provided
 1-40 by Subsection (f) in the prosecution of the minor for an offense
 1-41 under this section.

1-42 SECTION 2. Section 106.05, Alcoholic Beverage Code, is
 1-43 amended by adding Subsections (e) and (f) to read as follows:

1-44 (e) Except as provided by Subsection (f), Subsection (a)
 1-45 does not apply to a minor who reports the sexual assault of the
 1-46 minor or another person, or is the victim of a sexual assault
 1-47 reported by another person, to:

1-48 (1) a health care provider treating the victim of the
 1-49 sexual assault;

1-50 (2) an employee of a law enforcement agency, including
 1-51 an employee of a campus police department of an institution of
 1-52 higher education; or

1-53 (3) the Title IX coordinator of an institution of
 1-54 higher education or another employee of the institution responsible
 1-55 for responding to reports of sexual assault.

1-56 (f) A minor who commits a sexual assault that is reported
 1-57 under Subsection (e) is not entitled to raise the defense provided
 1-58 by Subsection (e) in the prosecution of the minor for an offense
 1-59 under this section.

1-60 SECTION 3. The change in law made by this Act applies only

2-1 to an offense committed on or after the effective date of this Act.
2-2 An offense committed before the effective date of this Act is
2-3 governed by the law in effect on the date the offense was committed,
2-4 and the former law is continued in effect for that purpose. For
2-5 purposes of this section, an offense was committed before the
2-6 effective date of this Act if any element of the offense occurred
2-7 before that date.

2-8 SECTION 4. This Act takes effect September 1, 2017.

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