

1-1 By: Meyer, et al. H.B. No. 2789
 1-2 (Senate Sponsor - Huffman, Lucio, Zaffirini)
 1-3 (In the Senate - Received from the House April 26, 2019;
 1-4 April 29, 2019, read first time and referred to Committee on State
 1-5 Affairs; May 10, 2019, reported favorably by the following vote:
 1-6 Yeas 9, Nays 0; May 10, 2019, 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 A BILL TO BE ENTITLED
 1-19 AN ACT

1-20 relating to the creation of the criminal offense of unlawful
 1-21 electronic transmission of sexually explicit visual material.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Chapter 21, Penal Code, is amended by adding
 1-24 Section 21.19 to read as follows:

1-25 Sec. 21.19. UNLAWFUL ELECTRONIC TRANSMISSION OF SEXUALLY
 1-26 EXPLICIT VISUAL MATERIAL. (a) In this section, "intimate parts,"
 1-27 "sexual conduct," and "visual material" have the meanings assigned
 1-28 by Section 21.16.

1-29 (b) A person commits an offense if the person knowingly
 1-30 transmits by electronic means visual material that:

1-31 (1) depicts:

1-32 (A) any person engaging in sexual conduct or with
 1-33 the person's intimate parts exposed; or

1-34 (B) covered genitals of a male person that are in
 1-35 a discernibly turgid state; and

1-36 (2) is not sent at the request of or with the express
 1-37 consent of the recipient.

1-38 (c) An offense under this section is a Class C misdemeanor.

1-39 (d) If conduct that constitutes an offense under this
 1-40 section also constitutes an offense under any other law, the actor
 1-41 may be prosecuted under this section or the other law.

1-42 SECTION 2. This Act takes effect September 1, 2019.

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