

1-1 By: Slawson (Senate Sponsor - Flores) H.B. No. 420
 1-2 (In the Senate - Received from the House April 20, 2023;
 1-3 April 25, 2023, read first time and referred to Committee on
 1-4 Criminal Justice; May 17, 2023, reported adversely, with favorable
 1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;
 1-6 May 17, 2023, 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 COMMITTEE SUBSTITUTE FOR H.B. No. 420 By: Hinojosa

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the offense of providing an alcoholic beverage to a
 1-20 minor; increasing a criminal penalty.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. This Act may be cited as Kyle and Ethan's Law.

1-23 SECTION 2. Section 106.06(a), Alcoholic Beverage Code, as
 1-24 amended by Chapters 437 (S.B. 55) and 934 (H.B. 1445), Acts of the
 1-25 73rd Legislature, Regular Session, 1993, is reenacted and amended
 1-26 to read as follows:

1-27 (a) Except as provided in Subsection (b) [~~of this section~~],
 1-28 a person commits an offense if the person [~~he~~] purchases an
 1-29 alcoholic beverage for or gives [~~or with criminal negligence makes~~
 1-30 ~~available~~] an alcoholic beverage to a minor [~~with criminal~~
 1-31 ~~negligence~~].

1-32 SECTION 3. Section 106.06, Alcoholic Beverage Code, is
 1-33 amended by amending Subsection (c) and adding Subsection (c-1) to
 1-34 read as follows:

1-35 (c) Except as provided by Subsection (c-1), an [An] offense
 1-36 under this section is a Class A misdemeanor.

1-37 (c-1) An offense under this section is a state jail felony
 1-38 if it is shown on the trial of the offense that the person purchased
 1-39 an alcoholic beverage for or gave an alcoholic beverage to a minor
 1-40 who, as a result of the consumption of the alcoholic beverage,
 1-41 caused another person to suffer serious bodily injury or death.

1-42 SECTION 4. The changes in law made by this Act apply only to
 1-43 an offense committed on or after the effective date of this Act. An
 1-44 offense committed before the effective date of this Act is governed
 1-45 by the law in effect when the offense was committed, and that law is
 1-46 continued in effect for that purpose. For the purposes of this
 1-47 section, an offense is committed before the effective date of this
 1-48 Act if any element of the offense occurs before that date.

1-49 SECTION 5. This Act takes effect September 1, 2023.

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