

1-1 By: Leach, et al. (Senate Sponsor - Paxton, et al.) H.B. No. 748
 1-2 (In the Senate - Received from the House April 9, 2025;
 1-3 May 6, 2025, read first time and referred to Committee on State
 1-4 Affairs; May 15, 2025, reported favorably by the following vote:
 1-5 Yeas 10, Nays 0; May 15, 2025, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
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	X			

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

1-21 relating to the enforceability of certain nondisclosure or
 1-22 confidentiality provisions with respect to an act of sexual abuse.

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

1-24 SECTION 1. This Act may be cited as Trey's Law.

1-25 SECTION 2. Title 6, Civil Practice and Remedies Code, is
 1-26 amended by adding Chapter 129C to read as follows:

1-27 CHAPTER 129C. AGREEMENTS PROHIBITING DISCLOSURES REGARDING SEXUAL
 1-28 ABUSE

1-29 Sec. 129C.001. DEFINITION. In this chapter, "act of sexual
 1-30 abuse" means conduct described by:

1-31 (1) Section 261.001(1)(E), (F), (G), (H), (K), or (L),
 1-32 Family Code; or

1-33 (2) one or more of the following penal laws:
 1-34 (A) indecency with a child under Section 21.11,

1-35 Penal Code;
 1-36 (B) sexual assault under Section 22.011, Penal

1-37 Code;
 1-38 (C) aggravated sexual assault under Section

1-39 22.021, Penal Code;
 1-40 (D) sexual performance by a child under Section

1-41 43.25, Penal Code;
 1-42 (E) trafficking of persons under Section

1-43 20A.02(a)(3), (4), (7), or (8), Penal Code; and
 1-44 (F) compelling prostitution under Section 43.05,

1-45 Penal Code.
 1-46 Sec. 129C.002. CERTAIN PROVISIONS UNENFORCEABLE. Any

1-47 provision of a nondisclosure or confidentiality agreement or
 1-48 nondisclosure or confidentiality provision of an employment

1-49 agreement, settlement agreement, or any other agreement is void and
 1-50 unenforceable as against the public policy of this state to the

1-51 extent the provision prohibits a person, including a party, from
 1-52 disclosing an act of sexual abuse or facts related to an act of

1-53 sexual abuse to any other person. Nothing in this section may be
 1-54 construed to prohibit a person, including a party, from agreeing to

1-55 keep confidential any other provision of a settlement agreement,
 1-56 including the amount or payment terms of a settlement.

1-57 SECTION 3. (a) Subject to Subsection (b) of this section,
 1-58 the change in law made by this Act applies to an agreement entered
 1-59 into before, on, or after the effective date of this Act.

1-60 (b) A person, including a party, may not enforce or attempt
 1-61 to enforce an agreement or a provision of an agreement described by

2-1 Section 129C.002, Civil Practice and Remedies Code, as added by
2-2 this Act, entered into before the effective date of this Act unless
2-3 the person obtains a declaratory judgment under Chapter 37, Civil
2-4 Practice and Remedies Code, that is final and not subject to appeal
2-5 and declares that the agreement or provision is enforceable.

2-6 SECTION 4. This Act takes effect September 1, 2025.

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