

1-1 By: Hancock, Hagenbuch S.B. No. 1234
1-2 (In the Senate - Filed February 11, 2025;
1-3 February 28, 2025, read first time and referred to Committee on
1-4 Criminal Justice; April 23, 2025, reported favorably by the
1-5 following vote: Yeas 6, Nays 0; April 23, 2025, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Flores	X		
1-9	Parker	X		
1-10	Hagenbuch	X		
1-11	Hinojosa of Hidalgo	X		
1-12	Huffman	X		
1-13	King	X		
1-14	Miles		X	

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to committing the criminal offense of endangering a child,
1-18 elderly individual, or disabled individual by engaging in certain
1-19 conduct involving a controlled substance listed in Penalty Group
1-20 1-B of the Texas Controlled Substances Act.

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

1-22 SECTION 1. Section 22.041(c-1), Penal Code, is amended to
1-23 read as follows:

1-24 (c-1) For purposes of Subsection (c), it is presumed that a
1-25 person engaged in conduct that places a child, elderly individual,
1-26 or disabled individual in imminent danger of death, bodily injury,
1-27 or physical or mental impairment if:

1-28 (1) the person manufactured, possessed, or in any way
1-29 introduced into the body of any person the controlled substance
1-30 methamphetamine or a controlled substance listed in Penalty Group
1-31 1-B, Section 481.1022, Health and Safety Code, in the presence of
1-32 the child, elderly individual, or disabled individual;

1-33 (2) the person's conduct related to the proximity or
1-34 accessibility of the controlled substance methamphetamine or a
1-35 controlled substance listed in Penalty Group 1-B, Section 481.1022,
1-36 Health and Safety Code, to the child, elderly individual, or
1-37 disabled individual and an analysis of a specimen of the child's or
1-38 individual's blood, urine, or other bodily substance indicates the
1-39 presence of methamphetamine or a controlled substance listed in
1-40 Penalty Group 1-B in the body of the child or individual; or

1-41 (3) the person injected, ingested, inhaled, or
1-42 otherwise introduced a controlled substance listed in Penalty Group
1-43 1, Section 481.102, Health and Safety Code, or Penalty Group 1-B,
1-44 Section 481.1022, Health and Safety Code, into the human body when
1-45 the person was not in lawful possession of the substance as defined
1-46 by Section 481.002(24) of that code.

1-47 SECTION 2. The change in law made by this Act applies only
1-48 to an offense committed on or after the effective date of this Act.
1-49 An offense committed before the effective date of this Act is
1-50 governed by the law in effect on the date the offense was committed,
1-51 and the former law is continued in effect for that purpose. For
1-52 purposes of this section, an offense was committed before the
1-53 effective date of this Act if any element of the offense occurred
1-54 before that date.

1-55 SECTION 3. This Act takes effect September 1, 2025.

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