

1-1 By: Flores S.B. No. 2570
 1-2 (In the Senate - Filed March 13, 2025; April 3, 2025, read
 1-3 first time and referred to Committee on Criminal Justice;
 1-4 April 16, 2025, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 5, Nays 1, one present not
 1-6 voting; April 16, 2025, sent to printer.)

1-7 COMMITTEE VOTE

| | Yea | Nay | Absent | PNV |
|--------------------------|-----|-----|--------|-----|
| 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 | | |

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 2570 By: Parker

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

1-19 relating to a legal justification for the use of force with a
 1-20 less-lethal force weapon by a correctional facility guard or a
 1-21 peace officer.

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

1-23 SECTION 1. Subchapter E, Chapter 9, Penal Code, is amended
 1-24 by adding Section 9.55 to read as follows:

1-25 Sec. 9.55. USE OF LESS-LETHAL FORCE WEAPON. (a) In this
 1-26 section, "less-lethal force weapon" means:

1-27 (1) any weapon, device, or munition that is designed,
 1-28 made, or adapted to expel a projectile or multiple projectiles
 1-29 against a target to temporarily incapacitate the target while
 1-30 minimizing the risk of serious bodily injury or death;

1-31 (2) a chemical dispensing device;

1-32 (3) a device used to strike a person; or

1-33 (4) a stun gun, as defined by Section 38.14.

1-34 (b) This section applies only to a guard employed by a
 1-35 correctional facility or a peace officer.

1-36 (c) A person to whom this section applies is justified in
 1-37 using force with a less-lethal force weapon against another to the
 1-38 degree reasonably necessary to accomplish the person's official
 1-39 duties as a guard or officer if the person's use of the weapon was in
 1-40 substantial compliance with the person's training.

1-41 SECTION 2. The change in law made by this Act applies only
 1-42 to an offense committed on or after the effective date of this Act.
 1-43 An offense committed before the effective date of this Act is
 1-44 governed by the law in effect on the date the offense was committed,
 1-45 and the former law is continued in effect for that purpose. For
 1-46 purposes of this section, an offense was committed before the
 1-47 effective date of this Act if any element of the offense occurred
 1-48 before that date.

1-49 SECTION 3. This Act takes effect immediately if it receives
 1-50 a vote of two-thirds of all the members elected to each house, as
 1-51 provided by Section 39, Article III, Texas Constitution. If this
 1-52 Act does not receive the vote necessary for immediate effect, this
 1-53 Act takes effect September 1, 2025.

1-54 * * * * *