

1-1 By: Paxton S.B. No. 2794
1-2 (In the Senate - Filed March 14, 2025; April 3, 2025, read
1-3 first time and referred to Committee on Criminal Justice;
1-4 May 7, 2025, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; May 7, 2025, sent to printer.)

1-6 COMMITTEE VOTE

1-7		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			

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

1-17 relating to the criminal offense of interference with child
1-18 custody.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Sections 25.03(b) and (d), Penal Code, are
1-21 amended to read as follows:

1-22 (b) A ~~[noncustodial]~~ parent commits an offense if, with the
1-23 intent to interfere with the lawful custody of a child younger than
1-24 18 years, the ~~[noncustodial]~~ parent knowingly entices or persuades
1-25 the child to leave the custody of:

1-26 (1) the other ~~[the custodial]~~ parent or a~~[7]~~ guardian
1-27 of the child;~~[7]~~ or

1-28 (2) a person standing in the stead of the ~~[custodial]~~
1-29 parent or guardian of the child described by Subdivision (1).

1-30 (d) An offense under Subsection (a) ~~[this section]~~ is a
1-31 state jail felony. An offense under Subsection (b) is a Class C
1-32 misdemeanor punishable by a fine of \$500, except that the offense is
1-33 a state jail felony if it is shown on the trial of the offense that
1-34 the defendant:

1-35 (1) has previously been convicted two or more times of
1-36 an offense under that subsection; or

1-37 (2) enticed or persuaded the child to leave the state.

1-38 SECTION 2. The change in law made by this Act applies only
1-39 to an offense committed on or after the effective date of this
1-40 Act. An offense committed before the effective date of this Act is
1-41 governed by the law in effect on the date the offense was committed,
1-42 and the former law is continued in effect for that purpose. For
1-43 purposes of this section, an offense was committed before the
1-44 effective date of this Act if any element of the offense occurred
1-45 before that date.

1-46 SECTION 3. This Act takes effect September 1, 2025.

1-47 * * * * *