

By: LaMantia
(Moody, Toth, Cook)

S.B. No. 760

A BILL TO BE ENTITLED

1 AN ACT
2 relating to taking a blood specimen from the body of a deceased
3 person during an inquest.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Article 49.10(j), Code of Criminal Procedure, is
6 amended to read as follows:

7 (j) A justice of the peace may order a physician, qualified
8 technician, paramedic, chemist, registered professional nurse, or
9 licensed vocational nurse to take a specimen of blood from the body
10 of a person:

11 (1) who died as the result of a motor vehicle accident
12 if the justice determines that circumstances indicate that the
13 person may have been driving while intoxicated; or

14 (2) to aid in the confirmation or determination of the
15 cause and manner of death while conducting an inquest.

16 SECTION 2. This Act takes effect September 1, 2023.