

By: Alvarado

S.B. No. 1804

A BILL TO BE ENTITLED

AN ACT

relating to restitution and compensation paid to victims of certain offenses for tattoo removal related to the offense.

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

SECTION 1. The heading to Article 42.0372, Code of Criminal Procedure, is amended to read as follows:

Art. 42.0372. MANDATORY RESTITUTION FOR [CHILD] VICTIMS OF TRAFFICKING OF PERSONS OR [COMPELLING] PROSTITUTION RELATED OFFENSES.

SECTION 2. Article 42.0372(a), Code of Criminal Procedure, is amended to read as follows:

(a) The court shall order a defendant convicted of an offense under Chapter 20A or Subchapter A, Chapter 43 [~~Section 20A.02 or 43.05(a)(2)~~], Penal Code, to pay restitution in an amount equal to:

(1) the cost of necessary rehabilitation, including medical, psychiatric, and psychological care and treatment; and

(2) the cost of the removal of a tattoo the victim received as a result of force, fraud, or coercion related to the offense [~~, for any victim of the offense who is younger than 18 years of age~~].

SECTION 3. Article 56B.003(10), Code of Criminal Procedure, is amended to read as follows:

(10) "Pecuniary loss" means the amount of the expense

1 reasonably and necessarily incurred as a result of personal injury
2 or death for:

3 (A) medical, hospital, nursing, or psychiatric
4 care or counseling, or physical therapy;

5 (B) actual loss of past earnings and anticipated
6 loss of future earnings and necessary travel expenses because of:

7 (i) a disability resulting from the
8 personal injury;

9 (ii) the receipt of medically indicated
10 services related to the disability; or

11 (iii) participation in or attendance at
12 investigative, prosecutorial, or judicial processes or any
13 postconviction or postadjudication proceeding relating to
14 criminally injurious conduct;

15 (C) care of a child or dependent, including
16 specialized care for a child who is a victim;

17 (D) funeral and burial expenses, including, for a
18 family member or household member of the victim, the necessary
19 expenses of traveling to and attending the funeral;

20 (E) loss of support to a dependent, consistent
21 with Article [56B.057\(b\)\(5\)](#);

22 (F) reasonable and necessary costs of cleaning
23 the crime scene;

24 (G) reasonable replacement costs for clothing,
25 bedding, or property of the victim seized as evidence or rendered
26 unusable as a result of the criminal investigation;

27 (H) reasonable and necessary costs for

1 relocation and housing rental assistance payments as provided by
2 Articles 56B.106(c) and (c-1);

3 (I) for a family member or household member of a
4 deceased victim, bereavement leave; ~~and~~

5 (J) reasonable and necessary costs of traveling
6 to and from a place of execution to witness the execution, including
7 lodging near the place where the execution is conducted; and

8 (K) tattoo removal as provided by Article
9 56B.106(c-4).

10 SECTION 4. Article 56B.106, Code of Criminal Procedure, is
11 amended by adding Subsection (c-4) to read as follows:

12 (c-4) A victim of trafficking of persons may receive
13 compensation in an amount not to exceed \$3,000 for the removal of a
14 tattoo the victim received as a result of force, fraud, or coercion
15 related to the applicable offense.

16 SECTION 5. The changes in law made by this Act apply only to
17 an offense committed on or after the effective date of this Act. An
18 offense committed before the effective date of this Act is governed
19 by the law in effect on the date the offense was committed, and the
20 former law is continued in effect for that purpose. For purposes of
21 this section, an offense was committed before the effective date of
22 this Act if any element of the offense occurred before that date.

23 SECTION 6. This Act takes effect September 1, 2025.