

By: Giddings

H.B. No. 532

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to creating the offense of improper sexual relations  
3 between employees of a public or private primary or secondary  
4 school and certain students.

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

6 SECTION 1. Chapter 21, Penal Code, is amended by adding  
7 Section 21.12 to read as follows:

8 Sec. 21.12. IMPROPER RELATIONSHIP BETWEEN EDUCATOR AND  
9 STUDENT. (a) An employee of a public or private primary or  
10 secondary school commits an offense if the employee engages in  
11 sexual contact, sexual intercourse, or deviate sexual intercourse  
12 with a person who is enrolled in a public or private primary or  
13 secondary school and who is not the employee's spouse.

14 (b) An offense under this section is a felony of the second  
15 degree.

16 (c) If conduct constituting an offense under this section  
17 also constitutes an offense under another section of this code, the  
18 actor may be prosecuted under either section or both sections.

19 SECTION 2. This Act takes effect September 1, 2003.