

By: Cook of Colorado

H.B. No. 1530

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to creating a presumption regarding a person's alcohol  
3 concentration level.

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

5 SECTION 1. Title 9, Chapter 49, Penal Code, is amended by  
6 adding Section 49.12 to read as follows:

7 Section 49.12. PRESUMPTION REGARDING ANALYSIS. For  
8 purposes of this chapter, it is presumed that at the time of  
9 operating a motor vehicle, aircraft, or watercraft, the operator  
10 had an alcohol concentration level equal to or higher than the level  
11 shown by an analysis of breath or blood taken from the operator at  
12 or not later than three hours after the time the person was  
13 operating the motor vehicle, aircraft, or watercraft.

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