

By: Miller

H.B. No. 946

A BILL TO BE ENTITLED

AN ACT

1
2 relating to conduct that constitutes the offense of endangering a
3 child.

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

5 SECTION 1. Section 22.041(c-1), Penal Code, is amended to
6 read as follows:

7 (c-1) For purposes of Subsection (c), it is presumed that a
8 person engaged in conduct that places a child in imminent danger of
9 death, bodily injury, or physical or mental impairment if:

10 (1) the person manufactured, possessed, or in any way
11 introduced into the body of any person the controlled substance
12 methamphetamine in the presence of the child; or

13 (2) the person's conduct related to the proximity or
14 accessibility of the controlled substance methamphetamine to the
15 child and an analysis of a specimen of the child's blood, urine, or
16 other bodily substance indicates the presence of methamphetamine in
17 the child's body.

18 SECTION 2. The change in law made by this Act applies only
19 to an offense committed on or after the effective date of this Act.
20 An offense committed before the effective date of this Act is
21 governed by the law in effect when the offense was committed, and
22 the former law is continued in effect for that purpose. For
23 purposes of this section, an offense was committed before the
24 effective date of this Act if any element of the offense was

1 committed before that date.

2 SECTION 3. This Act takes effect September 1, 2007.