

BILL ANALYSIS

Senate Research Center
82R28636 MAW-D

C.S.H.B. 290
By: Jackson, Jim et al. (Nelson)
Criminal Justice
5/21/2011
Committee Report (Substituted)

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

It is the state's responsibility to protect and prevent the exploitation of children. C.S.H.B. 290 creates a stronger penalty for employing a minor at a sexually oriented business to reflect the serious nature of such employment.

C.S.H.B. 290 amends current law relating to the punishment for the offense of employment harmful to children.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 43.251(c), Penal Code, as follows:

(c) Provides that an offense under this section relating to employment harmful to children is a Class A misdemeanor, except that the offense is:

(1) a state jail felony if it is shown on the trial of the offense that the defendant has been previously convicted one time of an offense under this section; and

(2) a felony of the third degree if it is shown on the trial of the offense that the defendant has been previously convicted two or more times of an offense under this section.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 2011.