

AN ACT

relating to the penalty for an offense involving motor vehicle
airbags.

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

SECTION 1. Section 547.614, Transportation Code, is amended
by amending Subsection (b) and adding Subsection (e) to read as
follows:

(b) Except as provided by Subsections (c), ~~[and]~~ (d), and
(e), an offense under this section is a state jail felony [~~Class A~~
~~misdemeanor~~].

(e) An offense under this section is a felony of the first
degree if it is shown on the trial of the offense that the offense
resulted in the death of a person.

SECTION 2. The change in law made by this Act applies only
to an offense committed on or after the effective date of this Act.
An offense committed before the effective date of this Act is
covered by the law in effect on the date the offense was committed,
and the former law is continued in effect for that purpose. For
purposes of this section, an offense was committed before the
effective date of this Act if any element of the offense occurred
before that date.

SECTION 3. This Act takes effect September 1, 2013.

President of the Senate

Speaker of the House

I certify that H.B. No. 38 was passed by the House on April 10, 2013, by the following vote: Yeas 143, Nays 1, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 38 on May 24, 2013, by the following vote: Yeas 115, Nays 25, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 38 was passed by the Senate, with amendments, on May 22, 2013, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor