

1-1 By: Menendez (Senate Sponsor - Paxton) H.B. No. 38  
 1-2 (In the Senate - Received from the House April 11, 2013;  
 1-3 April 17, 2013, read first time and referred to Committee on  
 1-4 Transportation; May 16, 2013, reported adversely, with favorable  
 1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;  
 1-6 May 16, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14			X	
1-15	X			
1-16			X	
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR H.B. No. 38 By: Hancock

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to the penalty for an offense involving motor vehicle  
 1-22 airbags.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 547.614, Transportation Code, is amended  
 1-25 by amending Subsection (b) and adding Subsection (e) to read as  
 1-26 follows:

1-27 (b) Except as provided by Subsections (c), ~~and~~ (d), and  
 1-28 (e), an offense under this section is a state jail felony [~~Class A~~  
 1-29 ~~misdemeanor~~].

1-30 (e) An offense under this section is a felony of the first  
 1-31 degree if it is shown on the trial of the offense that the offense  
 1-32 resulted in the death of a person.

1-33 SECTION 2. The change in law made by this Act applies only  
 1-34 to an offense committed on or after the effective date of this Act.  
 1-35 An offense committed before the effective date of this Act is  
 1-36 covered by the law in effect on the date the offense was committed,  
 1-37 and the former law is continued in effect for that purpose. For  
 1-38 purposes of this section, an offense was committed before the  
 1-39 effective date of this Act if any element of the offense occurred  
 1-40 before that date.

1-41 SECTION 3. This Act takes effect September 1, 2013.

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