

By: Minjarez

H.B. No. 126

A BILL TO BE ENTITLED

AN ACT

1
2 relating to an exception to the application of the offense of
3 possessing or delivering drug paraphernalia for persons involved in
4 certain pilot programs.

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

6 SECTION 1. This Act shall be cited as the Honorable Ruth
7 Jones McClendon Act.

8 SECTION 2. Section [481.125](#), Health and Safety Code, is
9 amended by adding Subsection (g) to read as follows:

10 (g) It is an exception to the application of Subsections (a)
11 and (b) that the person is an employee, volunteer, duly authorized
12 agent, or participant in, or is otherwise involved in operating, a
13 pilot program established under other law to prevent the spread of
14 certain infectious and communicable diseases.

15 SECTION 3. The change in law made by this Act applies only
16 to an offense committed on or after the effective date of this Act.
17 An offense committed before the effective date of this Act is
18 governed by the law in effect when the offense was committed, and
19 the former law is continued in effect for that purpose. For
20 purposes of this section, an offense is committed before the
21 effective date of this Act if any element of the offense occurs
22 before the effective date.

23 SECTION 4. This Act takes effect September 1, 2021.