

1 AN ACT

2 relating to a defense to prosecution for certain offenses involving
3 possession of small amounts of controlled substances, marihuana,
4 dangerous drugs, or abusable volatile chemicals, or possession of
5 drug paraphernalia for defendants seeking assistance for a
6 suspected overdose.

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

8 SECTION 1. This Act may be cited as the Jessica Sosa Act.

9 SECTION 2. Section 481.115, Health and Safety Code, is
10 amended by adding Subsections (g), (h), and (i) to read as follows:

11 (g) It is a defense to prosecution for an offense punishable
12 under Subsection (b) that the actor:

13 (1) was the first person to request emergency medical
14 assistance in response to the possible overdose of another person
15 and:

16 (A) made the request for medical assistance
17 during an ongoing medical emergency;

18 (B) remained on the scene until the medical
19 assistance arrived; and

20 (C) cooperated with medical assistance and law
21 enforcement personnel; or

22 (2) was the victim of a possible overdose for which
23 emergency medical assistance was requested, by the actor or by
24 another person, during an ongoing medical emergency.

1 (h) The defense to prosecution provided by Subsection (g) is
2 not available if:

3 (1) at the time the request for emergency medical
4 assistance was made:

5 (A) a peace officer was in the process of
6 arresting the actor or executing a search warrant describing the
7 actor or the place from which the request for medical assistance was
8 made; or

9 (B) the actor is committing another offense,
10 other than an offense punishable under Section 481.1151(b)(1),
11 481.116(b), 481.1161(b)(1) or (2), 481.117(b), 481.118(b), or
12 481.121(b)(1) or (2), or an offense under Section 481.119(b),
13 481.125(a), 483.041(a), or 485.031(a);

14 (2) the actor has been previously convicted of or
15 placed on deferred adjudication community supervision for an
16 offense under this chapter or Chapter 483 or 485;

17 (3) the actor was acquitted in a previous proceeding
18 in which the actor successfully established the defense under that
19 subsection or Section 481.1151(c), 481.116(f), 481.1161(c),
20 481.117(f), 481.118(f), 481.119(c), 481.121(c), 481.125(g),
21 483.041(e), or 485.031(c); or

22 (4) at any time during the 18-month period preceding
23 the date of the commission of the instant offense, the actor
24 requested emergency medical assistance in response to the possible
25 overdose of the actor or another person.

26 (i) The defense to prosecution provided by Subsection (g)
27 does not preclude the admission of evidence obtained by law

1 enforcement resulting from the request for emergency medical
2 assistance if that evidence pertains to an offense for which the
3 defense described by Subsection (g) is not available.

4 SECTION 3. Section 481.1151, Health and Safety Code, is
5 amended by adding Subsections (c), (d), and (e) to read as follows:

6 (c) It is a defense to prosecution for an offense punishable
7 under Subsection (b)(1) that the actor:

8 (1) was the first person to request emergency medical
9 assistance in response to the possible overdose of another person
10 and:

11 (A) made the request for medical assistance
12 during an ongoing medical emergency;

13 (B) remained on the scene until the medical
14 assistance arrived; and

15 (C) cooperated with medical assistance and law
16 enforcement personnel; or

17 (2) was the victim of a possible overdose for which
18 emergency medical assistance was requested, by the actor or by
19 another person, during an ongoing medical emergency.

20 (d) The defense to prosecution provided by Subsection (c) is
21 not available if:

22 (1) at the time the request for emergency medical
23 assistance was made:

24 (A) a peace officer was in the process of
25 arresting the actor or executing a search warrant describing the
26 actor or the place from which the request for medical assistance was
27 made; or

1 (B) the actor is committing another offense,
2 other than an offense punishable under Section 481.115(b),
3 481.116(b), 481.1161(b)(1) or (2), 481.117(b), 481.118(b), or
4 481.121(b)(1) or (2), or an offense under Section 481.119(b),
5 481.125(a), 483.041(a), or 485.031(a);

6 (2) the actor has been previously convicted of or
7 placed on deferred adjudication community supervision for an
8 offense under this chapter or Chapter 483 or 485;

9 (3) the actor was acquitted in a previous proceeding
10 in which the actor successfully established the defense under that
11 subsection or Section 481.115(g), 481.116(f), 481.1161(c),
12 481.117(f), 481.118(f), 481.119(c), 481.121(c), 481.125(g),
13 483.041(e), or 485.031(c); or

14 (4) at any time during the 18-month period preceding
15 the date of the commission of the instant offense, the actor
16 requested emergency medical assistance in response to the possible
17 overdose of the actor or another person.

18 (e) The defense to prosecution provided by Subsection (c)
19 does not preclude the admission of evidence obtained by law
20 enforcement resulting from the request for emergency medical
21 assistance if that evidence pertains to an offense for which the
22 defense described by Subsection (c) is not available.

23 SECTION 4. Section 481.116, Health and Safety Code, is
24 amended by adding Subsections (f), (g), and (h) to read as follows:

25 (f) It is a defense to prosecution for an offense punishable
26 under Subsection (b) that the actor:

27 (1) was the first person to request emergency medical

1 assistance in response to the possible overdose of another person
2 and:

3 (A) made the request for medical assistance
4 during an ongoing medical emergency;

5 (B) remained on the scene until the medical
6 assistance arrived; and

7 (C) cooperated with medical assistance and law
8 enforcement personnel; or

9 (2) was the victim of a possible overdose for which
10 emergency medical assistance was requested, by the actor or by
11 another person, during an ongoing medical emergency.

12 (g) The defense to prosecution provided by Subsection (f) is
13 not available if:

14 (1) at the time the request for emergency medical
15 assistance was made:

16 (A) a peace officer was in the process of
17 arresting the actor or executing a search warrant describing the
18 actor or the place from which the request for medical assistance was
19 made; or

20 (B) the actor is committing another offense,
21 other than an offense punishable under Section [481.115\(b\)](#),
22 [481.1151\(b\)\(1\)](#), [481.1161\(b\)\(1\)](#) or (2), [481.117\(b\)](#), [481.118\(b\)](#), or
23 [481.121\(b\)\(1\)](#) or (2), or an offense under Section [481.119\(b\)](#),
24 [481.125\(a\)](#), [483.041\(a\)](#), or [485.031\(a\)](#);

25 (2) the actor has been previously convicted of or
26 placed on deferred adjudication community supervision for an
27 offense under this chapter or Chapter [483](#) or [485](#);

1 (3) the actor was acquitted in a previous proceeding
2 in which the actor successfully established the defense under that
3 subsection or Section 481.115(g), 481.1151(c), 481.1161(c),
4 481.117(f), 481.118(f), 481.119(c), 481.121(c), 481.125(g),
5 483.041(e), or 485.031(c); or

6 (4) at any time during the 18-month period preceding
7 the date of the commission of the instant offense, the actor
8 requested emergency medical assistance in response to the possible
9 overdose of the actor or another person.

10 (h) The defense to prosecution provided by Subsection (f)
11 does not preclude the admission of evidence obtained by law
12 enforcement resulting from the request for emergency medical
13 assistance if that evidence pertains to an offense for which the
14 defense described by Subsection (f) is not available.

15 SECTION 5. Section 481.1161, Health and Safety Code, is
16 amended by adding Subsections (c), (d), and (e) to read as follows:

17 (c) It is a defense to prosecution for an offense punishable
18 under Subsection (b)(1) or (2) that the actor:

19 (1) was the first person to request emergency medical
20 assistance in response to the possible overdose of another person
21 and:

22 (A) made the request for medical assistance
23 during an ongoing medical emergency;

24 (B) remained on the scene until the medical
25 assistance arrived; and

26 (C) cooperated with medical assistance and law
27 enforcement personnel; or

1 (2) was the victim of a possible overdose for which
2 emergency medical assistance was requested, by the actor or by
3 another person, during an ongoing medical emergency.

4 (d) The defense to prosecution provided by Subsection (c) is
5 not available if:

6 (1) at the time the request for emergency medical
7 assistance was made:

8 (A) a peace officer was in the process of
9 arresting the actor or executing a search warrant describing the
10 actor or the place from which the request for medical assistance was
11 made; or

12 (B) the actor is committing another offense,
13 other than an offense punishable under Section 481.115(b),
14 481.1151(b)(1), 481.116(b), 481.117(b), 481.118(b), or
15 481.121(b)(1) or (2), or an offense under Section 481.119(b),
16 481.125(a), 483.041(a), or 485.031(a);

17 (2) the actor has been previously convicted of or
18 placed on deferred adjudication community supervision for an
19 offense under this chapter or Chapter 483 or 485;

20 (3) the actor was acquitted in a previous proceeding
21 in which the actor successfully established the defense under that
22 subsection or Section 481.115(g), 481.1151(c), 481.116(f),
23 481.117(f), 481.118(f), 481.119(c), 481.121(c), 481.125(g),
24 483.041(e), or 485.031(c); or

25 (4) at any time during the 18-month period preceding
26 the date of the commission of the instant offense, the actor
27 requested emergency medical assistance in response to the possible

1 overdose of the actor or another person.

2 (e) The defense to prosecution provided by Subsection (c)
3 does not preclude the admission of evidence obtained by law
4 enforcement resulting from the request for emergency medical
5 assistance if that evidence pertains to an offense for which the
6 defense described by Subsection (c) is not available.

7 SECTION 6. Section 481.117, Health and Safety Code, is
8 amended by adding Subsections (f), (g), and (h) to read as follows:

9 (f) It is a defense to prosecution for an offense punishable
10 under Subsection (b) that the actor:

11 (1) was the first person to request emergency medical
12 assistance in response to the possible overdose of another person
13 and:

14 (A) made the request for medical assistance
15 during an ongoing medical emergency;

16 (B) remained on the scene until the medical
17 assistance arrived; and

18 (C) cooperated with medical assistance and law
19 enforcement personnel; or

20 (2) was the victim of a possible overdose for which
21 emergency medical assistance was requested, by the actor or by
22 another person, during an ongoing medical emergency.

23 (g) The defense to prosecution provided by Subsection (f) is
24 not available if:

25 (1) at the time the request for emergency medical
26 assistance was made:

27 (A) a peace officer was in the process of

1 arresting the actor or executing a search warrant describing the
2 actor or the place from which the request for medical assistance was
3 made; or

4 (B) the actor is committing another offense,
5 other than an offense punishable under Section 481.115(b),
6 481.1151(b)(1), 481.116(b), 481.1161(b)(1) or (2), 481.118(b), or
7 481.121(b)(1) or (2), or an offense under Section 481.119(b),
8 481.125(a), 483.041(a), or 485.031(a);

9 (2) the actor has been previously convicted of or
10 placed on deferred adjudication community supervision for an
11 offense under this chapter or Chapter 483 or 485;

12 (3) the actor was acquitted in a previous proceeding
13 in which the actor successfully established the defense under that
14 subsection or Section 481.115(g), 481.1151(c), 481.116(f),
15 481.1161(c), 481.118(f), 481.119(c), 481.121(c), 481.125(g),
16 483.041(e), or 485.031(c); or

17 (4) at any time during the 18-month period preceding
18 the date of the commission of the instant offense, the actor
19 requested emergency medical assistance in response to the possible
20 overdose of the actor or another person.

21 (h) The defense to prosecution provided by Subsection (f)
22 does not preclude the admission of evidence obtained by law
23 enforcement resulting from the request for emergency medical
24 assistance if that evidence pertains to an offense for which the
25 defense described by Subsection (f) is not available.

26 SECTION 7. Section 481.118, Health and Safety Code, is
27 amended by adding Subsections (f), (g), and (h) to read as follows:

1 (f) It is a defense to prosecution for an offense punishable
2 under Subsection (b) that the actor:

3 (1) was the first person to request emergency medical
4 assistance in response to the possible overdose of another person
5 and:

6 (A) made the request for medical assistance
7 during an ongoing medical emergency;

8 (B) remained on the scene until the medical
9 assistance arrived; and

10 (C) cooperated with medical assistance and law
11 enforcement personnel; or

12 (2) was the victim of a possible overdose for which
13 emergency medical assistance was requested, by the actor or by
14 another person, during an ongoing medical emergency.

15 (g) The defense to prosecution provided by Subsection (f) is
16 not available if:

17 (1) at the time the request for emergency medical
18 assistance was made:

19 (A) a peace officer was in the process of
20 arresting the actor or executing a search warrant describing the
21 actor or the place from which the request for medical assistance was
22 made; or

23 (B) the actor is committing another offense,
24 other than an offense punishable under Section [481.115\(b\)](#),
25 [481.1151\(b\)\(1\)](#), [481.116\(b\)](#), [481.1161\(b\)\(1\)](#) or (2), [481.117\(b\)](#), or
26 [481.121\(b\)\(1\)](#) or (2), or an offense under Section [481.119\(b\)](#),
27 [481.125\(a\)](#), [483.041\(a\)](#), or [485.031\(a\)](#);

1 (2) the actor has been previously convicted of or
2 placed on deferred adjudication community supervision for an
3 offense under this chapter or Chapter 483 or 485;

4 (3) the actor was acquitted in a previous proceeding
5 in which the actor successfully established the defense under that
6 subsection or Section 481.115(g), 481.1151(c), 481.116(f),
7 481.1161(c), 481.117(f), 481.119(c), 481.121(c), 481.125(g),
8 483.041(e), or 485.031(c); or

9 (4) at any time during the 18-month period preceding
10 the date of the commission of the instant offense, the actor
11 requested emergency medical assistance in response to the possible
12 overdose of the actor or another person.

13 (h) The defense to prosecution provided by Subsection (f)
14 does not preclude the admission of evidence obtained by law
15 enforcement resulting from the request for emergency medical
16 assistance if that evidence pertains to an offense for which the
17 defense described by Subsection (f) is not available.

18 SECTION 8. Section 481.119, Health and Safety Code, is
19 amended by adding Subsections (c), (d), and (e) to read as follows:

20 (c) It is a defense to prosecution for an offense under
21 Subsection (b) that the actor:

22 (1) was the first person to request emergency medical
23 assistance in response to the possible overdose of another person
24 and:

25 (A) made the request for medical assistance
26 during an ongoing medical emergency;

27 (B) remained on the scene until the medical

1 assistance arrived; and

2 (C) cooperated with medical assistance and law
3 enforcement personnel; or

4 (2) was the victim of a possible overdose for which
5 emergency medical assistance was requested, by the actor or by
6 another person, during an ongoing medical emergency.

7 (d) The defense to prosecution provided by Subsection (c) is
8 not available if:

9 (1) at the time the request for emergency medical
10 assistance was made:

11 (A) a peace officer was in the process of
12 arresting the actor or executing a search warrant describing the
13 actor or the place from which the request for medical assistance was
14 made; or

15 (B) the actor is committing another offense,
16 other than an offense punishable under Section 481.115(b),
17 481.1151(b)(1), 481.116(b), 481.1161(b)(1) or (2), 481.117(b),
18 481.118(b), or 481.121(b)(1) or (2), or an offense under Section
19 481.125(a), 483.041(a), or 485.031(a);

20 (2) the actor has been previously convicted of or
21 placed on deferred adjudication community supervision for an
22 offense under this chapter or Chapter 483 or 485;

23 (3) the actor was acquitted in a previous proceeding
24 in which the actor successfully established the defense under that
25 subsection or Section 481.115(g), 481.1151(c), 481.116(f),
26 481.1161(c), 481.117(f), 481.118(f), 481.121(c), 481.125(g),
27 483.041(e), or 485.031(c); or

1 (4) at any time during the 18-month period preceding
2 the date of the commission of the instant offense, the actor
3 requested emergency medical assistance in response to the possible
4 overdose of the actor or another person.

5 (e) The defense to prosecution provided by Subsection (c)
6 does not preclude the admission of evidence obtained by law
7 enforcement resulting from the request for emergency medical
8 assistance if that evidence pertains to an offense for which the
9 defense described by Subsection (c) is not available.

10 SECTION 9. Section 481.121, Health and Safety Code, is
11 amended by adding Subsections (c), (d), and (e) to read as follows:

12 (c) It is a defense to prosecution for an offense punishable
13 under Subsection (b)(1) or (2) that the actor:

14 (1) was the first person to request emergency medical
15 assistance in response to the possible overdose of another person
16 and:

17 (A) made the request for medical assistance
18 during an ongoing medical emergency;

19 (B) remained on the scene until the medical
20 assistance arrived; and

21 (C) cooperated with medical assistance and law
22 enforcement personnel; or

23 (2) was the victim of a possible overdose for which
24 emergency medical assistance was requested, by the actor or by
25 another person, during an ongoing medical emergency.

26 (d) The defense to prosecution provided by Subsection (c) is
27 not available if:

1 (1) at the time the request for emergency medical
2 assistance was made:

3 (A) a peace officer was in the process of
4 arresting the actor or executing a search warrant describing the
5 actor or the place from which the request for medical assistance was
6 made; or

7 (B) the actor is committing another offense,
8 other than an offense punishable under Section 481.115(b),
9 481.1151(b)(1), 481.116(b), 481.1161(b)(1) or (2), 481.117(b), or
10 481.118(b), or an offense under Section 481.119(b), 481.125(a),
11 483.041(a), or 485.031(a);

12 (2) the actor has been previously convicted of or
13 placed on deferred adjudication community supervision for an
14 offense under this chapter or Chapter 483 or 485;

15 (3) the actor was acquitted in a previous proceeding
16 in which the actor successfully established the defense under that
17 subsection or Section 481.115(g), 481.1151(c), 481.116(f),
18 481.1161(c), 481.117(f), 481.118(f), 481.119(c), 481.125(g),
19 483.041(e), or 485.031(c); or

20 (4) at any time during the 18-month period preceding
21 the date of the commission of the instant offense, the actor
22 requested emergency medical assistance in response to the possible
23 overdose of the actor or another person.

24 (e) The defense to prosecution provided by Subsection (c)
25 does not preclude the admission of evidence obtained by law
26 enforcement resulting from the request for emergency medical
27 assistance if that evidence pertains to an offense for which the

1 defense described by Subsection (c) is not available.

2 SECTION 10. Section 481.125, Health and Safety Code, is
3 amended by adding Subsections (g), (h), and (i) to read as follows:

4 (g) It is a defense to prosecution for an offense under
5 Subsection (a) that the actor:

6 (1) was the first person to request emergency medical
7 assistance in response to the possible overdose of another person
8 and:

9 (A) made the request for medical assistance
10 during an ongoing medical emergency;

11 (B) remained on the scene until the medical
12 assistance arrived; and

13 (C) cooperated with medical assistance and law
14 enforcement personnel; or

15 (2) was the victim of a possible overdose for which
16 emergency medical assistance was requested, by the actor or by
17 another person, during an ongoing medical emergency.

18 (h) The defense to prosecution provided by Subsection (g) is
19 not available if:

20 (1) at the time the request for emergency medical
21 assistance was made:

22 (A) a peace officer was in the process of
23 arresting the actor or executing a search warrant describing the
24 actor or the place from which the request for medical assistance was
25 made; or

26 (B) the actor is committing another offense,
27 other than an offense punishable under Section 481.115(b),

1 481.1151(b)(1), 481.116(b), 481.1161(b)(1) or (2), 481.117(b),
2 481.118(b), or 481.121(b)(1) or (2), or an offense under Section
3 481.119(b), 483.041(a), or 485.031(a);

4 (2) the actor has been previously convicted of or
5 placed on deferred adjudication community supervision for an
6 offense under this chapter or Chapter 483 or 485;

7 (3) the actor was acquitted in a previous proceeding
8 in which the actor successfully established the defense under that
9 subsection or Section 481.115(g), 481.1151(c), 481.116(f),
10 481.1161(c), 481.117(f), 481.118(f), 481.119(c), 481.121(c),
11 483.041(e), or 485.031(c); or

12 (4) at any time during the 18-month period preceding
13 the date of the commission of the instant offense, the actor
14 requested emergency medical assistance in response to the possible
15 overdose of the actor or another person.

16 (i) The defense to prosecution provided by Subsection (g)
17 does not preclude the admission of evidence obtained by law
18 enforcement resulting from the request for emergency medical
19 assistance if that evidence pertains to an offense for which the
20 defense described by Subsection (g) is not available.

21 SECTION 11. Section 483.041, Health and Safety Code, is
22 amended by adding Subsections (e), (f), and (g) to read as follows:

23 (e) It is a defense to prosecution for an offense under
24 Subsection (a) that the actor:

25 (1) was the first person to request emergency medical
26 assistance in response to the possible overdose of another person
27 and:

1 (A) made the request for medical assistance
2 during an ongoing medical emergency;

3 (B) remained on the scene until the medical
4 assistance arrived; and

5 (C) cooperated with medical assistance and law
6 enforcement personnel; or

7 (2) was the victim of a possible overdose for which
8 emergency medical assistance was requested, by the actor or by
9 another person, during an ongoing medical emergency.

10 (f) The defense to prosecution provided by Subsection (e) is
11 not available if:

12 (1) at the time the request for emergency medical
13 assistance was made:

14 (A) a peace officer was in the process of
15 arresting the actor or executing a search warrant describing the
16 actor or the place from which the request for medical assistance was
17 made; or

18 (B) the actor is committing another offense,
19 other than an offense punishable under Section [481.115\(b\)](#),
20 [481.1151\(b\)\(1\)](#), [481.116\(b\)](#), [481.1161\(b\)\(1\)](#) or (2), [481.117\(b\)](#),
21 [481.118\(b\)](#), or [481.121\(b\)\(1\)](#) or (2), or an offense under Section
22 [481.119\(b\)](#), [481.125\(a\)](#), or [485.031\(a\)](#);

23 (2) the actor has been previously convicted of or
24 placed on deferred adjudication community supervision for an
25 offense under this chapter or Chapter [481](#) or [485](#);

26 (3) the actor was acquitted in a previous proceeding
27 in which the actor successfully established the defense under that

1 subsection or Section 481.115(g), 481.1151(c), 481.116(f),
2 481.1161(c), 481.117(f), 481.118(f), 481.119(c), 481.121(c),
3 481.125(g), or 485.031(c); or

4 (4) at any time during the 18-month period preceding
5 the date of the commission of the instant offense, the actor
6 requested emergency medical assistance in response to the possible
7 overdose of the actor or another person.

8 (g) The defense to prosecution provided by Subsection (e)
9 does not preclude the admission of evidence obtained by law
10 enforcement resulting from the request for emergency medical
11 assistance if that evidence pertains to an offense for which the
12 defense described by Subsection (e) is not available.

13 SECTION 12. Section 485.031, Health and Safety Code, is
14 amended by adding Subsections (c), (d), and (e) to read as follows:

15 (c) It is a defense to prosecution for an offense under
16 Subsection (a) that the actor:

17 (1) was the first person to request emergency medical
18 assistance in response to the possible overdose of another person
19 and:

20 (A) made the request for medical assistance
21 during an ongoing medical emergency;

22 (B) remained on the scene until the medical
23 assistance arrived; and

24 (C) cooperated with medical assistance and law
25 enforcement personnel; or

26 (2) was the victim of a possible overdose for which
27 emergency medical assistance was requested, by the actor or by

1 another person, during an ongoing medical emergency.

2 (d) The defense to prosecution provided by Subsection (c) is
3 not available if:

4 (1) at the time the request for emergency medical
5 assistance was made:

6 (A) a peace officer was in the process of
7 arresting the actor or executing a search warrant describing the
8 actor or the place from which the request for medical assistance was
9 made; or

10 (B) the actor is committing another offense,
11 other than an offense punishable under Section 481.115(b),
12 481.1151(b)(1), 481.116(b), 481.1161(b)(1) or (2), 481.117(b),
13 481.118(b), or 481.121(b)(1) or (2), or an offense under Section
14 481.119(b), 481.125(a), or 483.041(a);

15 (2) the actor has been previously convicted of or
16 placed on deferred adjudication community supervision for an
17 offense under this chapter or Chapter 481 or 483;

18 (3) the actor was acquitted in a previous proceeding
19 in which the actor successfully established the defense under that
20 subsection or Section 481.115(g), 481.1151(c), 481.116(f),
21 481.1161(c), 481.117(f), 481.118(f), 481.119(c), 481.121(c),
22 481.125(g), or 483.041(e); or

23 (4) at any time during the 18-month period preceding
24 the date of the commission of the instant offense, the actor
25 requested emergency medical assistance in response to the possible
26 overdose of the actor or another person.

27 (e) The defense to prosecution provided by Subsection (c)

1 does not preclude the admission of evidence obtained by law
2 enforcement resulting from the request for emergency medical
3 assistance if that evidence pertains to an offense for which the
4 defense described by Subsection (c) is not available.

5 SECTION 13. The change in law made by this Act applies only
6 to an offense committed on or after the effective date of this Act.
7 An offense committed before the effective date of this Act is
8 governed by the law in effect on the date the offense was committed,
9 and the former law is continued in effect for that purpose. For
10 purposes of this section, an offense was committed before the
11 effective date of this Act if any element of the offense occurred
12 before that date.

13 SECTION 14. This Act takes effect September 1, 2021.

President of the Senate

Speaker of the House

I certify that H.B. No. 1694 was passed by the House on April 21, 2021, by the following vote: Yeas 145, Nays 2, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1694 was passed by the Senate on May 24, 2021, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor