By:  LaMantia S.B. No. 760

(In the Senate - Filed February 7, 2023; March 1, 2023, read first time and referred to Committee on Criminal Justice; April 19, 2023, reported favorably by the following vote: Yeas 7, Nays 0; April 19, 2023, sent to printer.)

COMMITTEE VOTE

               Yea Nay Absent  PNV

Whitmire        X

Flores          X

Bettencourt     X

Hinojosa        X

Huffman         X

King            X

Miles           X

A BILL TO BE ENTITLED

AN ACT

relating to taking a blood specimen from the body of a deceased person during an inquest.

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

SECTION 1.  Article 49.10(j), Code of Criminal Procedure, is amended to read as follows:

(j)  A justice of the peace may order a physician, qualified technician, paramedic, chemist, registered professional nurse, or licensed vocational nurse to take a specimen of blood from the body of a person:

(1)  who died as the result of a motor vehicle accident if the justice determines that circumstances indicate that the person may have been driving while intoxicated; or

(2)  to aid in the confirmation or determination of the cause and manner of death while conducting an inquest.

SECTION 2.  This Act takes effect September 1, 2023.

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