

By: Campos, Garcia, Jones of Harris, Howard

H.B. No. 1429

A BILL TO BE ENTITLED

AN ACT

relating to the definitions of family violence and household member for purposes of crime victims' compensation.

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

SECTION 1. Articles 56B.003(6) and (7), Code of Criminal Procedure, are amended to read as follows:

(6) "Family violence" means:

(A) an act by a member of a family or household against another member of the family or household that is intended to result in physical harm, bodily injury, assault, or sexual assault or that is a threat that reasonably places the member in fear of imminent physical harm, bodily injury, assault, or sexual assault, but does not include defensive measures to protect oneself;

(B) abuse, as that term is defined by Sections 261.001(1)(A), (B), (C), (D), (E), (G), (H), (I), (J), (K), and (M), Family Code, by a member of a family or household toward a child of the family or household; or

(C) dating violence, as that term is defined by Section 71.0021 ~~[has the meaning assigned by Section 71.004(1)]~~, Family Code.

(7) "Household member" means an individual who ~~[+~~

~~[(A) is related by consanguinity or affinity to the victim; and~~

1 [~~(B)~~] resided in the same permanent household as
2 the victim at the time that the criminally injurious conduct
3 occurred.

4 SECTION 2. The change in law made by this Act applies only
5 to compensation for criminally injurious conduct occurring on or
6 after the effective date of this Act. Compensation for criminally
7 injurious conduct occurring before the effective date of this Act
8 is governed by the law in effect on the date the conduct occurred,
9 and the former law is continued in effect for that purpose. For
10 purposes of this section, criminally injurious conduct occurred
11 before the effective date of this Act if any element of the offense
12 underlying the conduct occurred before that date.

13 SECTION 3. This Act takes effect September 1, 2023.