

By: Talarico

H.B. No. 347

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the prosecution of the offense of invasive visual
3 recording in a lactation room.

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

5 SECTION 1. Section 21.15(a), Penal Code, is amended by
6 adding Subdivision (5) to read as follows:

7 (5) "Lactation room" means a room or portioned area
8 provided for or primarily used for the purpose of:

9 (A) expressing breast milk;

10 (B) breast-feeding an infant child; or

11 (C) addressing other needs related to
12 breast-feeding.

13 SECTION 2. Section 21.15(b), Penal Code, is amended to read
14 as follows:

15 (b) A person commits an offense if, without the other
16 person's consent and with intent to invade the privacy of the other
17 person, the person:

18 (1) photographs or by videotape or other electronic
19 means records, broadcasts, or transmits a visual image of an
20 intimate area of another person if the other person has a reasonable
21 expectation that the intimate area is not subject to public view;

22 (2) photographs or by videotape or other electronic
23 means records, broadcasts, or transmits a visual image of another
24 in a bathroom, ~~or~~ changing room, or lactation room; or

1 (3) knowing the character and content of the
2 photograph, recording, broadcast, or transmission, promotes a
3 photograph, recording, broadcast, or transmission described by
4 Subdivision (1) or (2).

5 SECTION 3. 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 4. This Act takes effect September 1, 2025.