

By: Bucy

H.B. No. 1426

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to a prohibition on the issuance or enforcement of a search  
3 warrant, subpoena, or other court order for certain menstrual  
4 health data.

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

6 SECTION 1. Chapter 18, Code of Criminal Procedure, is  
7 amended by adding Article 18.0216 to read as follows:

8 Art. 18.0216. MENSTRUAL HEALTH DATA: SEARCH AND SEIZURE  
9 PROHIBITED. (a) In this article, "menstrual health data" means any  
10 information, recorded in any format, that is created or received by  
11 an entity and that relates to or is used to determine, predict, or  
12 estimate an individual's past, present, or future menstrual health  
13 or menstrual cycles.

14 (b) Notwithstanding Article 18.02 or any other provision of  
15 this code, a magistrate may not issue a search warrant, subpoena, or  
16 other court order, and a law enforcement agency may not serve,  
17 execute, or otherwise enforce a search warrant, subpoena, or other  
18 court order for purposes of searching for, seizing, or ordering the  
19 production of the menstrual health data of an individual, including  
20 data stored on a computer, computer network, or other device  
21 containing electronic or digital information.

22 (c) Menstrual health data obtained in violation of this  
23 article and expert testimony related to the data are inadmissible  
24 in a criminal action.

1 SECTION 2. This Act takes effect September 1, 2025.