

By: Gerdes

H.B. No. 1789

A BILL TO BE ENTITLED

AN ACT

relating to enhancing the criminal penalty for the offense of  
intoxication manslaughter in certain circumstances.

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

SECTION 1. Section 49.09(b-2), Penal Code, is amended to  
read as follows:

(b-2) An offense under Section 49.08 is a felony of the  
first degree if it is shown on the trial of the offense that the  
person caused the death of:

(1) a person described by Subsection (b-1); or

(2) more than one person during the same criminal  
transaction.

SECTION 2. The change in law made by this Act applies only  
to an offense committed on or after the effective date of this Act.  
An offense committed before the effective date of this Act is  
governed by the law in effect on the date the offense was committed,  
and the former law is continued in effect for that purpose. For  
purposes of this section, an offense was committed before the  
effective date of this Act if any element of the offense occurred  
before that date.

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