

1-1 By: Johnson, et al.
1-2 (Senate Sponsor - Parker, et al.) H.B. No. 2761
1-3 (In the Senate - Received from the House May 12, 2025;
1-4 May 13, 2025, read first time and referred to Committee on Criminal
1-5 Justice; May 23, 2025, reported favorably by the following vote:
1-6 Yeas 7, Nays 0; May 23, 2025, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Flores	X		
1-10	Parker	X		
1-11	Hagenbuch	X		
1-12	Hinojosa of Hidalgo	X		
1-13	Huffman	X		
1-14	King	X		
1-15	Miles	X		

1-16 A BILL TO BE ENTITLED
1-17 AN ACT

1-18 relating to the prosecution of the offenses of trafficking of
1-19 persons, continuous trafficking of persons, and compelling
1-20 prostitution.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 20A.02, Penal Code, is amended by adding
1-23 Subsection (e) to read as follows:

1-24 (e) This subsection applies only to a prosecution for an
1-25 offense under Subsection (a)(7) or (8), in which the actor is
1-26 alleged to have caused a trafficked child or disabled individual to
1-27 engage in or become the victim of prostitution, as defined by
1-28 Section 43.01. It is not a defense to a prosecution described by
1-29 this subsection that the trafficked child or disabled individual:

1-30 (1) lacks the culpable mental state to engage in the
1-31 act of prostitution; or

1-32 (2) did not complete the act of prostitution.

1-33 SECTION 2. Section 20A.03, Penal Code, is amended by adding
1-34 Subsection (f) to read as follows:

1-35 (f) This subsection applies only to a prosecution for an
1-36 offense under this section based on conduct constituting an offense
1-37 under Section 20A.02(a)(7) or (8), in which the actor is alleged to
1-38 have caused for one or more times a trafficked child or disabled
1-39 individual to engage in or become the victim of prostitution as
1-40 defined by Section 43.01. It is not a defense to a prosecution
1-41 described by this subsection that the trafficked child or disabled
1-42 individual:

1-43 (1) lacks the culpable mental state to engage in the
1-44 act of prostitution; or

1-45 (2) did not complete the act of prostitution.

1-46 SECTION 3. Section 43.05, Penal Code, is amended by adding
1-47 Subsection (e) to read as follows:

1-48 (e) It is not a defense to prosecution under Subsection
1-49 (a)(2) or (3) that the child or disabled individual:

1-50 (1) lacks the culpable mental state to engage in the
1-51 act of prostitution; or

1-52 (2) did not complete the act of prostitution.

1-53 SECTION 4. The change in law made by this Act applies only
1-54 to an offense committed on or after the effective date of this Act.
1-55 An offense committed before the effective date of this Act is
1-56 governed by the law in effect on the date the offense was committed,
1-57 and the former law is continued in effect for that purpose. For
1-58 purposes of this section, an offense was committed before the
1-59 effective date of this Act if any element of the offense was
1-60 committed before that date.

1-61 SECTION 5. This Act takes effect September 1, 2025.

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