

1-1 By: Parker S.B. No. 826
1-2 (In the Senate - Filed January 16, 2025; February 13, 2025,
1-3 read first time and referred to Committee on Criminal Justice;
1-4 April 3, 2025, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; April 3, 2025, sent to printer.)

1-6 COMMITTEE VOTE

1-7		Yea	Nay	Absent	PNV
1-8	Flores	X			
1-9	Parker	X			
1-10	Hagenbuch	X			
1-11	Hinojosa of Hidalgo	X			
1-12	Huffman	X			
1-13	King	X			
1-14	Miles	X			

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the operation of a motor vehicle in a school crossing
1-18 zone while intoxicated; increasing a criminal penalty.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 49.04, Penal Code, is amended by
1-21 amending Subsection (b) and adding Subsection (e) to read as
1-22 follows:

1-23 (b) Except as provided by Subsections (c), ~~and~~ (d), and
1-24 (e) and Section 49.09, an offense under this section is a Class B
1-25 misdemeanor, with a minimum term of confinement of 72 hours.

1-26 (e) If it is shown on the trial of an offense under this
1-27 section that at the time of the offense the person was operating the
1-28 motor vehicle in a school crossing zone during the time the reduced
1-29 speed limit applies to the zone, the offense is a state jail felony.
1-30 In this subsection, "school crossing zone" has the meaning assigned
1-31 by Section 541.302, Transportation Code.

1-32 SECTION 2. The change in law made by this Act applies only
1-33 to an offense committed on or after the effective date of this Act.
1-34 An offense committed before the effective date of this Act is
1-35 governed by the law in effect on the date the offense was committed,
1-36 and the former law is continued in effect for that purpose. For
1-37 purposes of this section, an offense was committed before the
1-38 effective date of this Act if any element of the offense occurred
1-39 before that date.

1-40 SECTION 3. This Act takes effect September 1, 2025.

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