

1-1 By: Hancock S.B. No. 1588
1-2 (In the Senate - Filed February 24, 2025; March 10, 2025,
1-3 read first time and referred to Committee on Criminal Justice;
1-4 May 5, 2025, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; May 5, 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 failure to report child abuse or neglect;
1-18 increasing a criminal penalty.

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

1-20 SECTION 1. Section 261.109(c), Family Code, is amended to
1-21 read as follows:

1-22 (c) An offense under Subsection (a-1) is a Class A
1-23 misdemeanor, except that the offense is a state jail felony if it is
1-24 shown on the trial of the offense that:

1-25 (1) the actor intended to conceal the abuse or
1-26 neglect; or

1-27 (2) the conduct the actor failed to report:

1-28 (A) constitutes the offense of:

1-29 (i) continuous sexual abuse of young child
1-30 under Section 21.02, Penal Code;

1-31 (ii) indecency with a child under Section
1-32 21.11, Penal Code;

1-33 (iii) sexual assault under Section 22.011,
1-34 Penal Code;

1-35 (iv) aggravated sexual assault under
1-36 Section 22.021, Penal Code;

1-37 (v) trafficking of persons under Section
1-38 20A.02(a)(7) or (8), Penal Code;

1-39 (vi) solicitation of prostitution under
1-40 Section 43.021, Penal Code; or

1-41 (vii) compelling prostitution under
1-42 Section 43.05(a)(2), Penal Code;

1-43 (B) is compelling or encouraging the child to
1-44 engage in sexual conduct as defined by Section 43.01, Penal Code;

1-45 (C) is causing, permitting, encouraging,
1-46 engaging in, or allowing the photographing, filming, or depicting
1-47 of the child if the person knew or should have known that the
1-48 resulting photograph, film, or depiction of the child is obscene as
1-49 defined by Section 43.21, Penal Code, or pornographic; or

1-50 (D) is causing, permitting, encouraging,
1-51 engaging in, or allowing a sexual performance by a child as defined
1-52 by Section 43.25, Penal Code.

1-53 SECTION 2. The changes in law made by this Act apply only to
1-54 an offense committed on or after the effective date of this Act. An
1-55 offense committed before the effective date of this Act is governed
1-56 by the law in effect on the date the offense was committed, and that
1-57 law is continued in effect for that purpose. For purposes of this
1-58 section, an offense was committed before the effective date of this
1-59 Act if any element of the offense occurred before that date.

1-60 SECTION 3. This Act takes effect September 1, 2025.

1-61 * * * * *