

By: Creighton

S.B. No. 2799

A BILL TO BE ENTITLED

AN ACT

relating to increasing the criminal penalty for the offense of reckless driving.

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

SECTION 1. Section 545.401, Transportation Code, is amended by amending Subsection (b) and adding Subsections (b-1), (e), and (f) to read as follows:

(b) Subject to Subsection (b-1), an ~~[An]~~ offense under this section is a misdemeanor punishable by:

(1) a fine not to exceed \$200;

(2) confinement in county jail for not more than 30 days; or

(3) both the fine and the confinement.

(b-1) Notwithstanding Subsection (b), an offense under this section is:

(1) a state jail felony if it is shown on the trial of the offense that another person suffered bodily injury as a result of the offense; and

(2) a felony of the third degree if it is shown on the trial of the offense that another person suffered serious bodily injury as a result of the offense.

(e) If conduct that constitutes an offense under this section also constitutes an offense under any other law, the actor may be prosecuted under this section, the other law, or both.

1 (f) In this section, "bodily injury" and "serious bodily
2 injury" have the meanings assigned by Section 1.07, Penal Code.

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

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