

# Instructor Resource Guide



## **89<sup>th</sup> Legislative Update**

Course ID# 3189

Continuing Education Requirement

Created: August 2025

# ABSTRACT

This course was designed to cover the bills passed in the 89<sup>th</sup> legislative session, which affect most peace officers of the State of Texas. The content in this instructor resource guide lists the state's minimum requirements. Not all bills will be covered in this course, and the bills covered are not done so completely in-depth. This material is a general summary of selected court cases and changes to Texas' statutes that govern the laws enforced along with the administration of law enforcement officers and agencies. Instructors and students must verify all legislative changes and case-law holdings discussed in the instructor resource guide and are responsible for appropriate implementation of these changes. There is no substitute for reading the actual statutes, legislative acts, and court cases. Please consult your local city, county, or district attorney with any questions pertaining to the application of the bills and statutes covered within this resource guide.

## Instructor Resource Guide:

This is an Instructor Resource Guide (IRG), not a lesson plan. The purpose of the IRG is to outline the minimum state requirements of what must be taught for a course to be considered compliant and receive TCOLE credit. The learning objectives provided in this IRG are the minimum state requirements for the training and must not be changed or altered.

- A qualified instructor **shall** develop the IRG into a lesson plan that meets their organization and student needs and must be kept in a training file for auditing purposes.

Please note: It is the responsibility of the Academy and/or Contractual Training Provider to ensure the IRG is developed into a complete lesson plan based on the requirements outlined in the IRG for a particular topic.

## Lesson Plan:

Each organization is charged with creating their own lesson plan for how the organization will disseminate the information in the IRG.

- The IRG is designed to assist the instructor/subject matter expert in developing comprehensive lesson plans. The use of current statistics, best practice models, and scenario-based training should also be included in the lesson plan development. Instructors are encouraged to add additional activities.
- The institutions and instructors will determine how much time is spent on each topic/module, how many/what kind of examples or exercises are used during their presentation, and how in-depth they review each topic in the course they present.
- Any activity that is **suggested** is just that, an example or suggestion, and is not mandated for inclusion.
- Anything that is **required** must be included in the instructor's lesson plan.

**Note to Trainers: This curriculum must be implemented by September 1, 2025.**

It is the responsibility of the Academy and/or Training Coordinator to ensure this curriculum, and its materials are kept up to date. Refer to curriculum and legal resources for changes in subject matter or laws relating to this topic as well as the Texas Commission on Law Enforcement website at [www.tcole.texas.gov](http://www.tcole.texas.gov) for edits due to course review. Training providers must keep a complete training file on all courses reported for TCOLE credit.

**Student Prerequisites:**

- None

**Instructor Prerequisites:**

- Instructors must be subject matter experts with at least two years' experience instructing law enforcement professionals.

**Length of Course:**

- It is the training coordinator's responsibility to ensure the minimum hours are being met. Students are required to attend all classroom hours as listed in this instructor resource guide, there is no 10% attendance rule. TCOLE Rule 218.1 (C)(4) states that failure to meet the minimum course length may be grounds for denial of training. This course shall be taught the minimum hours that are listed in this guide and the student shall attend the entire class to receive credit.
- 3 hours minimum, 8 hours maximum.

**Assessment:**

- Training providers are responsible for creating student assessments and documenting the mastery of all objectives in this course using various testing assessment opportunities.
  - Assessment opportunities include oral or written testing, interaction with instructor and learners, case study and scenario, and other means of testing student's application of skills taught.
- The minimum passing score shall be 70%.

## Table of Contents

Unit 1	Changes to TCOLE Rules and Policies .....	5
Unit 2	SCOTUS/Case Law.....	5
Unit 3	School Safety .....	6
Unit 4	Health and Safety Code .....	8
Unit 5	Penal Code .....	10
Unit 6	Code of Criminal Procedure .....	21
Unit 7	Transportation Code.....	31
Unit 8	Miscellaneous Codes .....	36
A.	Government Code .....	36
B.	Local Government Code .....	42
C.	Family Code .....	42
D.	Occupations Code .....	43
E.	Business & Commerce Code.....	44
F.	Property Code.....	44
G.	Election Code .....	46
H.	Civil Practice and Remedies Code.....	46

**Instructor Note:** Throughout this course, the main statute being affected by each bill is referenced in the bill heading. Instructors should also develop any relevant content that is provided in the other affected statutes listed under each bill's "Please also see" section.

## **Unit 1      Changes to TCOLE Rules and Policies**

### **1.1      Identify changes to TCOLE rules and policies.**

- A. OCCUPATIONS CODE Sec. 1701.273 TRAINING PROGRAM RELATING TO COUNTY JAILER INTERACTIONS WITH VETERANS ([SB 1563](#))
  - i. A mandatory training program for county jailers on interacting with veterans in the criminal justice system is established.
  - ii. Please also see: Sec. 1701.310 Occupations Code, APPOINTMENT OF COUNTY JAILER; TRAINING REQUIRED
  - iii. Author: Menéndez
  - iv. Effective date: September 1, 2025
- B. OCCUPATIONS CODE Section 1701.318 CERTIFICATION REQUIRED FOR PEACE OFFICERS TO CONDUCT POLYGRAPH EXAMINATIONS ([SB 2180](#))
  - i. Peace officers who conduct polygraph examinations for a preemployment examination or a criminal investigation are required to undergo formal training and obtain certification through the Texas Commission on Law Enforcement (TCOLE). TCOLE is required to adopt rules prohibiting a peace officer to conduct a polygraph examination without training and certification. TCOLE is required to issue a certification for polygraph examinations to a peace officer who completes the required training and passes the required examination.
  - ii. Author: Hagenbuch | Flores
  - iii. Effective date: September 1, 2025

## **Unit 2      SCOTUS/Case Law**

### **2.1      Identify changes by certain SCOTUS and Texas Court of Appeals rulings.**

- A. Owens v. State, No. PD-0075-24 (Tex. App. — Bexar CO June 4, 2025): The application of Texas Penal Code Sec. 42.07 is limited in that not all offensive or repetitive speech is illegal. The applicability of the statute must be considered in tandem with the First Amendment and what is protected as free speech. Decided: June 4, 2025.
- B. State v. Hardridge, No. 05-24-00545-CR (Tex. App. — Dallas June 16, 2025): The sworn oath requirement for search warrant affidavits does require an affiant to recite a verbal oath to a qualified officer. Officers may not swear to themselves. Decided: June 16, 2025.
- C. Barnes v. Felix, 605 U.S. No. 23-1239 (2025): Struck down the "moment of threat" doctrine. An excessive force claim under the Fourth Amendment must be evaluated based on the totality of the circumstances, not solely the moment an officer perceives a threat. Decided: May 15, 2025.

## Unit 3 School Safety

### 3.1 Identify changes to policies regarding school safety.

- A. EDUCATION CODE Sec. 37.0811 SCHOOL MARSHALS: PUBLIC SCHOOLS ([SB 870](#))
  - i. Uniformed school marshals are authorized to openly carry a handgun on the marshal's person in a similar fashion to a school resource officer beginning with the 2025-2026 school year.
  - ii. Author: Birdwell
  - iii. Effective Immediately
- B. EDUCATION CODE Sec. 37.0814 ARMED SECURITY OFFICER REQUIRED ([HB 1458](#))
  - i. School district police chiefs may appoint reserve officers, including reserve deputy sheriffs, reserve police officers, and honorably retired peace officers as armed security officers on public school campuses.
  - ii. Please also see: Art. 2A.001 Code of Criminal Procedure, PEACE OFFICERS GENERALLY; Sec. 37.0816 Education Code, RESERVE POLICE OFFICERS; Sec. 1701.001 Occupations Code, DEFINITIONS
  - iii. Author: Metcalf | Capriglione
  - iv. Effective date: September 1, 2025
- C. EDUCATION CODE Sec. 37.1031 AGENCY INSPECTORS ([HB 121](#))
  - i. The Texas Education Agency may commission employees as peace officers so long as they are TCOLE certified. An employee commissioned as a peace officer has the powers, privileges, and immunities of a peace officer while they are carrying out duties as a peace officer. This Act begins in the 2025 – 2026 school year. TEA commissioned officers must have ALERRT training and a TCOLE basic peace officer license.
  - ii. Please also see: Art. 2A.001 Code of Criminal Procedure, PEACE OFFICERS GENERALLY; Sec. 7.021 Education Code, TEXAS EDUCATION AGENCY POWERS AND DUTIES; Sec. 37.0814 Education Code, ARMED SECURITY OFFICER REQUIRED; Sec. 37.1031 Education Code, AGENCY PEACE OFFICERS; Sec. 37.108 Education Code, MULTHAZARD EMERGENCY OPERATIONS PLAN; SAFETY AND SECURITY AUDIT; Sec. 37.1088 Education Code, AGENCY REPORT ON SCHOOL SAFETY; Sec. 37.115 Education Code, THREAT ASSESSMENT AND SAFE AND SUPPORTIVE SCHOOL PROGRAM AND TEAM; Sec. 37.203 Education Code, BOARD; Sec. 37.222 Education Code, RESOURCES ON SAFE FIREARM STORAGE; Sec. 37.353 Education Code, GOOD CAUSE EXCEPTION; Sec. 38.004 Education Code, CHILD ABUSE REPORTING AND PROGRAMS; Sec. 48.115 Education Code, SCHOOL SAFETY ALLOTMENT; Sec. 261.103 Family Code, REPORT MADE TO APPROPRIATE AGENCY; Sec. 85.024 Local Government Code, SCHOOL SAFETY MEETINGS. Sec. 37.2161 Education Code, SCHOOL SAFETY AND SECURITY PROGRESS REPORT is repealed.
  - iii. Author: King
  - iv. Effective date: September 1, 2025

- D. EDUCATION CODE Sec. 37.105 UNAUTHORIZED PERSONS: REFUSAL OF ENTRY, EJECTION, IDENTIFICATION ([SB 2929](#))
- i. Public school administrators, resource officers, and public school district peace officers are no longer required to issue a verbal warning and wait for persistent inappropriate behavior before ejecting a disruptive or dangerous spectator from University Interscholastic League (UIL) events.
  - ii. Author: Creighton
  - iii. Effective Immediately
- E. EDUCATION CODE Sec. 37.108 MULTHAZARD EMERGENCY OPERATIONS PLAN; SAFETY AND SECURITY AUDIT ([HB 33](#))
- i. Multihazard emergency operations plans adopted by Texas school districts now must include measures to ensure the use of standardized response protocol terminology to facilitate communication between law enforcement, emergency services, district employees, and the public. Texas school districts are required to conduct a safety and security audit of the district's facilities that includes a security review at least once every three years.
  - ii. Please also see: Sec. 12.104 Education Code, APPLICABILITY OF TITLE; Sec. 37.108 Education Code, MULTHAZARD EMERGENCY OPERATIONS PLAN; SAFETY AND SECURITY AUDIT; Sec. 37.1083 Education Code, AGENCY MONITORING OF SCHOOL DISTRICT SAFETY AND SECURITY REQUIREMENTS; Sec. 37.1087 Education Code, SECURITY REVIEW; Sec. 37.1171 Education Code, AVAILABILITY OF BREACHING TOOL AND BALLISTIC SHIELD; Sec. 51.217 Education Code, MULTHAZARD EMERGENCY OPERATIONS PLAN; SAFETY AND SECURITY AUDIT; Sec. 96.42 Education Code, ADVANCED LAW ENFORCEMENT RAPID RESPONSE TRAINING CENTER; CERTAIN DUTIES; Sec. 411.3735 Government Code, CERTIFICATION AND CONTINUING EDUCATION REQUIRED FOR CERTAIN PUBLIC INFORMATION OFFICERS; Sec. 418.059 Government Code, GUIDE ON PREPARING FOR AND RESPONDING TO ACTIVE SHOOTER INCIDENT AT SCHOOL FACILITY; Sec. 418.1873 Government Code, EVALUATION AND REPORT ON RESPONSE TO ACTIVE SHOOTER INCIDENT AT SCHOOL FACILITY REQUIRED FOR CERTAIN ENTITIES; Sec. 418.1877 Government Code, TRAINING ON RESPONSES TO ACTIVE SHOOTER INCIDENTS AT SCHOOL FACILITIES REQUIRED; Ch. 418 Subchapter K Government Code, CERTIFICATION AND CONTINUING EDUCATION REQUIRED FOR CERTAIN PUBLIC INFORMATION OFFICERS; Sec. 772.00791 Government Code, FIRST RESPONDER AND TELECOMMUNICATOR ACTIVE ATTACK INTEGRATED RESPONSE TRAINING GRANT PROGRAM; Sec. 772.013 Government Code, COMPLEX EMERGENCY RESPONSE AND INVESTIGATION PLANNING FOR DEPARTMENT OF PUBLIC SAFETY AND CERTAIN POLITICAL SUBDIVISIONS; Sec. 772.014 Government Code, MUTUAL AID AGREEMENTS BETWEEN DEPARTMENT OF PUBLIC SAFETY AND LOCAL LAW ENFORCEMENT AGENCIES; Sec. 85.024 Local Government Code, SCHOOL SAFETY MEETINGS; Sec. 391.0041 Local Government Code, MENTAL HEALTH RESOURCES PLAN

FOR FIRST RESPONDER INVOLVED IN CRITICAL INCIDENT; Sec. 1701.163 Occupations Code, MINIMUM STANDARDS FOR LAW ENFORCEMENT AGENCIES; Sec. 1701.253 Occupations Code, SCHOOL CURRICULUM; Sec. 1701.273 Occupations Code, TRAINING ON INCIDENT RESPONSE AND COMMAND; Sec. 1701.3526 Occupations Code, CONTINUING EDUCATION ON INCIDENT RESPONSE AND COMMAND. Sec. 85.024(b) Local Government Code, SCHOOL SAFETY MEETINGS is repealed.

- iii. Author: McLaughlin | Guillen | Moody | Leo Wilson | Louderback
- iv. Effective date: September 1, 2025

## **Unit 4     Health and Safety Code**

### **4.1     Identify changes to the Health and Safety Code.**

- A. HEALTH AND SAFETY CODE Sec. 161.122 PROHIBITION RELATING TO CERTAIN SIGNS; EXCEPTIONS ([SB 1316](#))
  - i. Signage advertising e-cigarettes is prohibited within 1,000 feet of a church or school.
  - ii. Please also see: Sec. 161.121 Health and Safety Code, DEFINITIONS
  - iii. Author: Cook
  - iv. Effective date: September 1, 2025
- B. HEALTH AND SAFETY CODE Sec. 161.124 PROHIBITED IMAGES AND SIGNAGE; CRIMINAL OFFENSE ([SB 1313](#))
  - i. It is a Class B misdemeanor for a retailer to market the sale of cigarettes, e-cigarettes, or tobacco products using signs that depict a cartoon-like fictional character primarily aimed at entertaining minors, imitate or mimic the trademarks or visual appearance of products primarily marketed to minors, include a symbol primarily used to market products to minors, include an image of a celebrity, or include an image resembling a food product, such as candy or juice.
  - ii. Author: Cook
  - iii. Effective date: September 1, 2025
- C. HEALTH AND SAFETY CODE Sec. 281.057 EMPLOYMENT OF DISTRICT PEACE OFFICERS ([SB 434](#))
  - i. The Harris County Hospital District may employ and commission peace officers for the district.
  - ii. Please also see: Art. 2A.001 Code of Criminal Procedure, PEACE OFFICERS GENERALLY
  - iii. Author: Miles
  - iv. Effective date: September 1, 2025
- D. HEALTH AND SAFETY CODE Sec. 481.002 DEFINITIONS ([SB 1936](#))



- i. SB 1936 replaces existing language that references square dimensions with a new threshold of 10 milligrams of paper when the carrier medium is unmarked or unperforated.
  - ii. Author: Hinojosa, Juan "Chuy"
  - iii. Effective date: September 1, 2025
- E. HEALTH AND SAFETY CODE Sec. 573.001 APPREHENSION BY PEACE OFFICER WITHOUT WARRANT ([SB 1164](#))
  - i. A peace officer may take someone into custody without a warrant if they believe the person has a mental illness. This may happen if the person is a serious risk to themselves or others, is severely emotionally distressed, or cannot understand their symptoms or the need for treatment. The peace officer must also believe that without immediate detention, the person is likely to suffer serious harm or cause serious harm to someone else. The emergency detention form peace officers are required to fill out when transporting a person in these circumstances has been updated and can be found in the text of the statute. Peace officers are also authorized to leave the facility immediately after the person is taken into custody by appropriate facility staff and the notification of emergency detention is provided to the facility.
  - ii. Please also see: Sec. 573.002 Health and Safety Code, PEACE OFFICER'S NOTIFICATION OF EMERGENCY DETENTION; Sec. 573.003 Health and Safety Code, TRANSPORTATION FOR EMERGENCY DETENTION BY GUARDIAN; Sec. 573.012 Health and Safety Code, ISSUANCE OF WARRANT; Sec. 573.022 Health and Safety Code, EMERGENCY ADMISSION AND DETENTION; Sec. 574.001 Health and Safety Code, APPLICATION FOR COURT-ORDERED MENTAL HEALTH SERVICES; Sec. 574.011 Health and Safety Code, CERTIFICATE OF MEDICAL EXAMINATION FOR MENTAL ILLNESS; Sec. 574.034 Health and Safety Code, ORDER FOR TEMPORARY INPATIENT MENTAL HEALTH SERVICES; Sec. 574.035 Health and Safety Code, ORDER FOR TEMPORARY OUTPATIENT MENTAL HEALTH SERVICES; Sec. 574.064 Health and Safety Code, APPREHENSION AND RELEASE UNDER TEMPORARY DETENTION ORDER. Sec. 573.001(b) Health and Safety Code, DEFINITIONS is repealed; Sec. 573.003(b) Health and Safety Code, TRANSPORTATION FOR EMERGENCY DETENTION BY GUARDIAN is repealed; Sec. 573.012(c) Health and Safety Code, ISSUANCE OF WARRANT is repealed.
  - iii. Author: Zaffirini
  - iv. Effective date: September 1, 2025
- F. HEALTH AND SAFETY CODE Sec. 775.1025 CERTIFICATION REQUIREMENTS FOR DISTRICTS LOCATED IN CERTAIN COUNTIES ([HB 3687](#))
  - i. If acting as a peace officer, a fire marshal and any related officer, inspector, or investigator must hold a permanent peace officer license issued by the

Texas Commission on Law Enforcement. This applies to counties with a population of 100,00 or more.

- ii. Please also see: Sec. 352.0125 Local Government Code, CERTIFICATION REQUIREMENTS IN CERTAIN COUNTIES
- iii. Author: Harless
- iv. Effective date: September 1, 2025

G. HEALTH AND SAFETY CODE Chapter 786 SENIOR RETIREMENT COMMUNITIES ([SB 1283](#))

- i. New resident safety requirements for senior retirement communities are established. A senior retirement community may not prevent or inhibit a resident from communicating with a law enforcement officer, social worker, family member, or other interested person regarding the safety and security of the retirement community. A senior retirement community may not prevent a law enforcement officer from entering a common area of the retirement community to conduct a voluntary interview with a resident as part of an investigation into criminal activity at the retirement community.
- ii. Author: Parker
- iii. Effective date: September 1, 2025

## **Unit 5 Penal Code**

### **5.1 Identify changes to the Penal Code.**

A. PENAL CODE Sec. 9.55. USE OF LESS-LETHAL FORCE WEAPON ([SB 2570](#))

- i. A defense to prosecution is created for correctional facility guards and peace officers who use less-lethal force weapons while carrying out official duties in substantial compliance with the person's training.
- ii. Author: Flores
- iii. Effective date: September 1, 2025

B. PENAL CODE Sec. 15.01 CRIMINAL ATTEMPT ([HB 1871](#))

- i. The punishment for attempted capital murder of a peace officer is increased to imprisonment for life or for any term of not more than 99 years or less than 25 years.
- ii. Please also see: Sec. 508.145 Government Code, ELIGIBILITY FOR RELEASE ON PAROLE; COMPUTATION OF PAROLE ELIGIBILITY DATE; Sec. 508.149 Government Code, INMATES INELIGIBLE FOR MANDATORY SUPERVISION
- iii. Author: Dyson | Wharton | Louderback | Wilson | Cook
- iv. Effective date: September 1, 2025

C. PENAL CODE Sec. 20A.02 TRAFFICKING OF PERSONS ([SB 955](#))

- i. The criminal penalty for trafficking of persons is now a felony of the first degree if the offender recruited, enticed, or obtained the trafficked person on the premises of or within 1,000 feet of the premises of a shelter or facility operating as a residential treatment center that serves runaway youth, foster

children, the homeless, or persons subjected to human trafficking, domestic violence, or sexual assault. This enhancement also applies to an offender recruiting, enticing, or obtaining a person who is confined to a correctional facility.

- ii. Author: Parker
- iii. Effective date: September 1, 2025

D. PENAL CODE Sec. 20A.02 TRAFFICKING OF PERSONS ([SB 1212](#))

- i. Additional parameters are added around the offense of trafficking of people. A person commits an offense of trafficking regardless of whether they know the age of the child or whether they know the victim is disabled.
- ii. Author: Paxton
- iii. Effective date: September 1, 2025

E. PENAL CODE Sec. 21.03 CONTINUOUS SEXUAL ABUSE ([HB 1422](#))

- i. A person commits an offense if, during a period of 30 days or more, the person commits two or more acts of sexual abuse against two or more victims and is 17 years of age or older at the time of each act of sexual abuse.
- ii. Please also see: Art. 42A.054 Code of Criminal Procedure, LIMITATION ON JUDGE-ORDERED COMMUNITY SUPERVISION; Art. 42A.102 Code of Criminal Procedure, ELIGIBILITY FOR DEFERRED ADJUDICATION COMMUNITY SUPERVISION; Art. 56A.306 Code of Criminal Procedure, PROCEDURES FOR TRANSFER AND PRESERVATION OF EVIDENCE; Art. 62.001 Code of Criminal Procedure, DEFINITIONS; Sec. 420.0735 Government Code, CONSENT FOR RELEASE OF CERTAIN EVIDENCE; Sec. 420.0736 Government Code, LIMITED CONSENT FOR DNA TESTING OF CERTAIN EVIDENCE; Sec. 499.027 Government Code, ELIGIBLE INMATES; Sec. 508.145 Government Code, ELIGIBILITY FOR RELEASE ON PAROLE, COMPUTATION OF PAROLE ELIGIBILITY DATE; Sec. 508.149 Government Code, INMATES INELIGIBLE FOR MANDATORY SUPERVISION; Sec. 508.151 Government Code, PRESUMPTIVE PAROLE DATE; Sec. 508.189 Government Code, PAROLE FEE FOR CERTAIN RELEASEES; Sec. 3.03 Penal Code, SENTENCES FOR OFFENSES ARISING OUT OF SAME CRIMINAL EPISODE; Sec. 12.35 Penal Code, STATE JAIL FELONY PUNISHMENT; Sec. 12.42 Penal Code, PENALTIES FOR REPEAT AND HABITUAL FELONY OFFENDERS ON TRIAL FOR FIRST, SECOND, OR THIRD DEGREE FELONY; Sec. 12.502 Penal Code, PENALTY IF OFFENSE COMMITTED ON PREMISES OF POSTSECONDARY EDUCATIONAL INSTITUTION; Sec. 15.031 Penal Code, CRIMINAL SOLICITATION OF A MINOR; Sec. 15.032 Penal Code, CHILD GROOMING; Sec. 21.17 Penal Code, VOYEURISM; Sec. 21.18 Penal Code, SEXUAL COERCION; Sec. 22.021 Penal Code, AGGRAVATED SEXUAL ASSAULT
- iii. Author: Hull
- iv. Effective date: September 1, 2025

- F. PENAL CODE Sec. 21.15 INVASIVE VISUAL RECORDING ([HB 1465](#))
  - i. Adds a definition of a "place in which a person has a reasonable expectation of privacy." The term includes a bathroom, bedroom, and changing room. A person who commits the offense of invasive visual recording can be registered as a sex offender.
  - ii. Please also see: Art. 62.001 Code of Criminal Procedure, DEFINITIONS; Sec. 21.15 Penal Code, INVASIVE VISUAL RECORDING
  - iii. Author: Hickland | Bowers | Louderback | Gámez | Cook
  - iv. Effective date: September 1, 2025
- G. PENAL CODE Sec. 22.011 SEXUAL ASSAULT ([HB 3073](#))
  - i. The Summer Willis Act gives a definition to consent and amends the offense of sexual assault, where a sexual assault is without the consent of the other person if the actor knows the victim is unaware that the sexual assault is occurring, knows the victim has withdrawn consent but persists in the act, or knows the victim cannot consent because of intoxication or impairment by any substance.
  - ii. Author: Howard | Troxclair | Johnson | Cook | Collier
  - iii. Effective date: September 1, 2025
- H. PENAL CODE Sec. 22.012 INDECENT ASSAULT ([HB 2593](#))
  - i. The penalty for indecent assault against elderly or disabled individuals is enhanced to a felony of the second degree.
  - ii. Author: Metcalf | Plesa | Simmons | Leo Wilson
  - iii. Effective date: September 1, 2025
- I. PENAL CODE Sec. 22.02 AGGRAVATED ASSAULT ([SB 3031](#))
  - i. The offense of aggravated assault is amended to include road rage shooting incidents in which the perpetrator discharges their firearm while going to or from a vehicle, or when the shot causes property damage or puts someone in fear of serious injury.
  - ii. Author: Huffman
  - iii. Effective date: September 1, 2025
- J. PENAL CODE Sec. 22.041 ABANDONING OR ENDANGERING A CHILD, ELDERLY INDIVIDUAL, OR DISABLED INDIVIDUAL ([HB 166](#))
  - i. A person commits an offense if the person manufactured, possessed, or in any way introduced into the body of any person the controlled substance methamphetamine or a controlled substance listed in Penalty Group 1-B in the presence of the child, elderly individual, or disabled individual.
  - ii. Author: Capriglione
  - iii. Effective date: September 1, 2025
- K. PENAL CODE Sec. 22.05 DEADLY CONDUCT ([SB 1637](#))

- i. The presumption of “recklessness and danger” does not apply to a peace officer engaging in the lawful discharge of their official duties. The assaultive offense of deadly conduct does not apply to a peace officer if, at the time of the offense, the officer was engaged in the actual discharge of their official duties or reasonably believed that the discharge was justified.
  - ii. Author: King
  - iii. Effective date: September 1, 2025
- L. PENAL CODE Sec. 25.07 VIOLATION OF CERTAIN COURT ORDERS OR CONDITIONS OF BOND IN A FAMILY VIOLENCE, CHILD ABUSE OR NEGLECT, SEXUAL ASSAULT OR ABUSE, INDECENT ASSAULT, STALKING, OR TRAFFICKING CASE ([HB 2073](#))
  - i. The penalty for violation of a court order or bond conditions is enhanced to a felony of the second degree if the offender possesses a deadly weapon during the violation. The penalty for repeated violation of a court order or bond condition is enhanced if the offender engaged in conduct punishable as a state jail felony.
  - ii. Please also see: Sec. 25.072 Penal Code, REPEATED VIOLATION OF CERTAIN COURT ORDERS OR CONDITIONS OF BOND IN FAMILY VIOLENCE, CHILD ABUSE OR NEGLECT, SEXUAL ASSAULT OR ABUSE, INDECENT ASSAULT, STALKING, OR TRAFFICKING CASE
  - iii. Author: Hughes
  - iv. Effective date: September 1, 2025
- M. PENAL CODE Sec. 29.04 JUGGING ([HB 1902](#))
  - i. A person commits the criminal offense of jugging if the person knowingly travels from a commercial business or financial institution on the same path or route as another person while in possession of two or more criminal instruments with the intent to commit theft of another person’s money. The criminal offense of jugging constitutes a state jail felony.
  - ii. Author: Cook | Bonnen | Moody | Smithee | Louderback
  - iii. Effective date: September 1, 2025
- N. PENAL CODE Sec. 30.06, TRESPASS BY LICENSE HOLDER WITH A CONCEALED HANDGUN ([HB 4995](#))
  - i. It is a defense to prosecution if a tactical medical professional who is licensed to carry a handgun is engaged in their professional duties while carrying out an action under Penal Code Sec. 30.06 or 30.07. DPS is required to establish training standards for licensed tactical medical professionals, including an initial training course and a continuing education course.
  - ii. Please also see Sec. 30.07 and Sec. 46.15, PENAL CODE; Sec. 773.003 Health and Safety Code, DEFINITIONS; Sec. 411.1884 Government Code, TRAINING COURSE FOR TACTICAL MEDICAL PROFESSIONALS; Section 112.001 Civil Practice and Remedies Code, CERTAIN ACTIONS OF FIRST RESPONDERS,

TACTICAL MEDICAL PROFESSIONALS, AND VOLUNTEER EMERGENCY  
SERVICES PERSONNEL

- iii. Author: Wilson
  - iv. Effective date: September 1, 2025
- O. PENAL CODE Sec. 31.16 ORGANIZED RETAIL THEFT ([SB 1300](#))
- i. Broadens the scope of what is considered organized retail theft and enhances penalties for the offense. SB 1300 also adds a definition for "merchant" and clarifies legal procedures involved in its prosecution.
  - ii. Please also see: Art. 21.155 Code of Criminal Procedure, ORGANIZED RETAIL THEFT; Art. 38.51 Code of Criminal Procedure, EVIDENCE IN PROSECUTION FOR ORGANIZED RETAIL THEFT; Sec. 31.01 Penal Code, DEFINITIONS; Sec. 31.08 Penal Code, VALUE
  - iii. Author: Flores | Hagenbuch | Hinojosa, Juan "Chuy" | Huffman | King | Parker
  - iv. Effective date: September 1, 2025
- P. PENAL CODE Sec. 31.20 MAIL THEFT ([SB 1281](#))
- i. The penalties for offenses involving the appropriation of mail or negotiable instruments are escalated based on the number of addressees or instruments involved, with increased penalties if the victim is a disabled or elderly individual. It is now a felony of the third degree for an individual to obtain, possess, duplicate, transfer, or use a postal service lock or key to, with intent to harm or defraud another person, deprive that person of their property. It is a felony of the second degree if it is shown that an offender has committed a previous offense under this section.
  - ii. Please see also: Subchapter D, Chapter 32 Penal Code, UNLAWFUL CONDUCT INVOLVING MAIL RECEPTABLE KEY OR LOCK
  - iii. Author: Parker
  - iv. Effective: September 1, 2025
- Q. PENAL CODE Sec. 31.22 UNAUTHORIZED POSSESSION OF CERTAIN COPPER OR BRASS MATERIAL ([SB 1646](#))
- i. Penal Code Sec. 28.03 and Sec. 31.01 are amended to add language for criminal conduct surrounding the theft, damage, or destruction of copper or brass. New offenses for the unauthorized possession of certain copper or brass material are created. DPS is tasked with creating training on identifying certain copper or brass material for metal recycling entities.
  - ii. Please also see: Sec. 28.03 Penal Code, CRIMINAL MISCHIEF; Sec. 31.01 Penal Code, DEFINITIONS; Sec. 31.03 Penal Code, THEFT; Sec. 71.02 Penal Code, ENGAGING IN ORGANIZED CRIMINAL ACTIVITY; Sec. 1956.001 Occupations Code, DEFINITIONS; Sec. 1956.018 Occupations Code, TRAINING ON IDENTIFYING CERTAIN COPPER OR BRASS MATERIAL; Sec. 1956.019 Occupations Code, STUDY ON EFFECT OF REGULATIONS ON INCIDENTS OF

THEFT OF COPPER OR BRASS MATERIAL; Ch 1956 Occupations Code  
Subchapter C-2, TRANSACTIONS INVOLVING CERTAIN COPPER OR BRASS  
MATERIAL

- iii. Author: King
- iv. Effective Immediately

R. PENAL CODE Sec. 32.21 FORGERY ([SB 1379](#))

- i. The penalty for forgery is increased from a Class A misdemeanor to a state jail felony. Enhanced penalties for forgery under certain circumstances are created.
- ii. Author: Flores
- iii. Effective date: September 1, 2025

S. PENAL CODE Sec. 32.24 STEALING OR RECEIVING STOLEN CHECK OR SIMILAR  
SIGHT ORDER ([SB 1451](#))

- i. The penalty for stealing or receiving a stolen check or similar sight order is enhanced to a state jail felony.
- ii. Author: Flores
- iii. Effective date: September 1, 2025

T. PENAL CODE Sec. 32.49 REFUSAL TO EXECUTE RELEASE OF FRAUDULENT LIEN OR  
CLAIM ([HB 4996](#))

- i. An offense committed under Section 32.49 Penal Code constitutes a felony of the third degree if the owner of the real or personal property subject to the fraudulent lien or claim is a person the actor knows is a public servant.
- ii. Author: Dyson | Lujan
- iii. Effective date: September 1, 2025

U. PENAL CODE Sec. 32.56 FRAUDULENT USE, POSSESSION, OR TAMPERING WITH  
GIFT CARD, GIFT CARD PACKAGING, OR GIFT CARD DATA OR REDEMPTION  
INFORMATION ([SB 1809](#))

- i. It is an offense for a person to possess, tamper with, or fraudulently use a gift card, gift card packaging, or gift card data or redemption information with the intent to harm or defraud another.
- ii. Author: Flores
- iii. Effective date: September 1, 2025

V. PENAL CODE Sec. 38.11 PROHIBITED SUBSTANCES AND ITEMS IN CORRECTIONAL  
OR CIVIL COMMITMENT FACILITY ([HB 3464](#))

- i. It is a felony of the second degree for an individual to provide or possess with the intent to provide an alcoholic beverage, controlled substance, or dangerous drug to a person in the custody of a correctional facility or residing in a civil commitment facility if the actor is employed by the facility. It is a felony of the first degree if the actor is employed by the facility and the

administration of the provided substance causes the death of the person in custody.

- ii. Author: Meza | Lalani
- iii. Effective date: September 1, 2025

W. PENAL CODE Sec. 38.111 IMPROPER CONTACT WITH VICTIM ([SB 1021](#))

- i. Individuals charged with stalking are considered to have improper contact with victim if the individual, while confined in a correctional facility, contacts victim or family member of victim by letter, telephone, or any other method of contact including through a third party. This does not apply if the director of the correctional facility has received a contact consent form under certain circumstances prior to contact with victim. Individuals who are found guilty of stalking are not eligible for judge-ordered community supervision.
- ii. Please also see: Art. 42A.054 Code of Criminal Procedure, LIMITATION ON JUDGE-ORDERED COMMUNITY SUPERVISION; Sec. 773.0614 Health and Safety Code, AUTHORITY TO REVOKE, SUSPEND, DISQUALIFY FOR, OR DENY CERTIFICATION OF EMERGENCY MEDICAL SERVICES PERSONNEL FOR CERTAIN CRIMINAL OFFENSES; Sec. 773.06141 Health and Safety Code, SUSPENSION, REVOCATION, OR DENIAL OF EMERGENCY MEDICAL SERVICES PROVIDER LICENSE
- iii. Author: Huffman
- iv. Effective date: September 1, 2025

X. PENAL CODE Sec. 38.12 BARRATRY AND SOLICITATION OF PROFESSIONAL EMPLOYMENT ([HB 2733](#))

- i. The criminal offense of barratry is amended to include illegal solicitation of professional services through digital communication tools.
- ii. Author: Canales
- iii. Effective date: September 1, 2025

Y. PENAL CODE Sec. 38.15 INTERFERENCE WITH PUBLIC DUTIES ([SB 482](#))

- i. Utility employees are now included in the list of individuals whose duties are protected from interference. Criminal penalties for assault and harassment offenses committed against employees or agents of utilities and for interference with their public duties are enhanced.
- ii. Please also see: Sec. 12.50 Penal Code, PENALTY IF OFFENSE COMMITTED IN DISASTER AREA OR EVACUATED AREA; Sec. 22.01 Penal Code, ASSAULT; Sec. 42.07 Penal Code, HARASSMENT
- iii. Author: Alvarado | Blanco | Cook | Hinojosa, Juan "Chuy"
- iv. Effective date: September 1, 2025

Z. PENAL CODE Sec. 39.06 MISUSE OF OFFICIAL INFORMATION ([HB 2001](#))

- i. The penalty for misuse of official information by a public servant is enhanced on a tiered basis depending on the amount of financial gain. A gain of less



than \$150,000 is now a felony of the third degree, a gain between \$150,000 and \$300,000 is now a felony of the second degree, and a gain of more than \$300,000 is now a felony of the first degree.

- ii. Author: Meyer | Anchía | King
- iii. Effective date: September 1, 2025

AA. PENAL CODE Sec. 42.05 DISRUPTING MEETING OR PROCESSION ([HB 5238](#))

- i. Penal code is amended to include disruption of a meeting by electronic means such as hacking any virtual component of the meeting, procession, or gathering as an offense.
- ii. Author: Lopez, Ray | Capriglione
- iii. Effective date: September 1, 2025

BB. PENAL CODE Sec. 42.074 UNLAWFUL DISCLOSURE OF RESIDENCE ADDRESS OR TELEPHONE NUMBER ([HB 3425](#))

- i. The criminal offense of unlawful disclosure of a person's residence address or telephone number with the intent to cause or threaten harm now includes sharing that information through electronic communication in addition to posting on a website.
- ii. Please also see: Sec. 36.06 Penal Code, OBSTRUCTION OR RETALIATION
- iii. Author: Capriglione | Moody | Curry | Plesa | Noble
- iv. Effective date: September 1, 2025

CC. PENAL CODE Sec. 42.092 CRUELTY TO NONLIVESTOCK ANIMALS ([HB 285](#))

- i. Cruelty to nonlivestock animals is amended to include criminal negligence.
- ii. Author: Ordaz | Leach | Meyer | Moody | Cook
- iii. Effective date: September 1, 2025

DD. PENAL CODE Sec. 42.15 OPERATION OF UNMANNED AIRCRAFT OVER AIRPORT OR MILITARY INSTALLATION ([SB 1197](#))

- i. It is an offense to operate an unmanned aircraft over an airport, military installation, or spaceport.
- ii. Author: Birdwell
- iii. Effective date: September 1, 2025

EE. PENAL CODE Sec. 43.032 CONTINUOUS PROMOTION OF PROSTITUTION ([HB 1778](#))

- i. It is a felony of the first degree if a person, during a period of 30 or more days, engages in the promotion of prostitution two, or more than two, times. Additional parameters are added around the offense of trafficking of people, where a person commits the offense of trafficking regardless of whether they know the age of the child or whether they know the victim is disabled. The penalty for possession of visual material depicting sexual assault of a child is increased to a felony of the first degree.

- ii. Please also see: Sec. 71.0353 Government Code, TRAFFICKING OF PERSONS INFORMATION; Sec. 402.034 Government Code, HUMAN TRAFFICKING PREVENTION COORDINATING COUNCIL; Sec. 402.035 Government Code, HUMAN TRAFFICKING PREVENTION TASK FORCE; Sec. 402.0351 Government Code, REQUIRED POSTING OF HUMAN TRAFFICKING SIGNS BY CERTAIN ENTITIES; CIVIL PENALTY; Sec. 402.0353 Government Code, STATEWIDE HUMAN TRAFFICKING DATA REPOSITORY, ANNUAL REPORT; Sec. 146.0075 Health and Safety Code, REQUIRED HUMAN TRAFFICKING TRAINING; Sec. 1603.302 Occupations Code, CONTINUING EDUCATION REGARDING HUMAN TRAFFICKING; Sec. 20A.02 Penal Code, TRAFFICKING OF PERSONS; Sec. 43.021 Penal Code, SOLICITATION OF PROSTITUTION; Art. 17.081 Code of Criminal Procedure, ADDITIONAL REQUISITES OF BAIL BOND GIVEN BY CERTAIN DEFENDANTS; Art. 17.465 Code of Criminal Procedure, CONDITIONS FOR DEFENDANT CHARGED WITH CERTAIN TRAFFICKING OR PROSTITUTION RELATED OFFENSES INVOLVING ADULT VICTIMS; Art. 42A.054 Code of Criminal Procedure, LIMITATION ON JUDGE-ORDERED COMMUNITY SUPERVISION; Art. 56B.003 Code of Criminal Procedure, DEFINITIONS; Art. 58.051 Code of Criminal Procedure, DEFINITIONS; Sec. 169.002 Health and Safety Code, AUTHORITY TO ESTABLISH PROGRAM; ELIGIBILITY; Sec. 455.005 Occupations Code, EFFECT ON LOCAL LAW; Sec. 455.152 Occupations Code, INELIGIBILITY FOR LICENSE; Sec. 455.251 Occupations Code, GROUNDS FOR LICENSE DENIAL, DISCIPLINARY ACTION, OR ADMINISTRATIVE PENALTY; Sec. 43.26 Penal Code, POSSESSION OR PROMOTION OF CHILD PORNOGRAPHY; Art. 12.01 Code of Criminal Procedure, FELONIES; Art. 38.072 Code of Criminal Procedure, HEARSAY STATEMENT OF CERTAIN ABUSE VICTIMS; Art. 38.37 Code of Criminal Procedure, EVIDENCE OF EXTRANEIOUS OFFENSES OR ACTS; Sec. 38.17 Penal Code, FAILURE TO STOP OR REPORT SEXUAL OR ASSAULTIVE OFFENSE AGAINST CHILD. Art. 2A.205 Code of Criminal Procedure, REPORTING OF CERTAIN LAW ENFORCEMENT AGENCIES: REPORT CONCERNING HUMAN TRAFFICKING CASES, is transferred to Subchapter B, Chapter 402 Government Code and redesignated as Sec. 402.0352 Government Code, REPORTING OF HUMAN TRAFFICKING CASES. Sec. 43.26(d-1) and (d-2) Penal Code, POSSESSION OR PROMOTION OF CHILD PORNOGRAPHY are repealed.
- iii. Author: Thompson | Simmons | Jones, Jolanda
- iv. Effective date: September 1, 2025

FF. PENAL CODE Sec. 43.231 PROMOTION OR POSSESSION OF CHILD-LIKE SEX DOLL ([HB 1443](#))

- i. Adds a definition for “child-like sex doll” and creates an offense for knowingly promoting or possessing a child-like sex doll. This includes possessing with the intent to promote a child-like sex doll. A person who possesses two or more child-like sex dolls is presumed to possess with intent to promote.

- ii. Author: Schatzline | Patterson | Holt | Richardson | Money
- iii. Effective date: September 1, 2025

GG. PENAL CODE Sec. 43.235 POSSESSION, PROMOTION, OR PRODUCTION OF CERTAIN VISUAL MATERIAL APPEARING TO DEPICT CHILD ([SB 20](#))

- i. It is a state jail felony for an individual to knowingly possess, access with intent to view, or promote obscene visual material depicting a child appearing to be under 18 years of age engaging in certain activities regardless of whether the depiction is a real child, a cartoon or animation, or an image created by artificial intelligence or other computer software.
- ii. Please also see: Sec. 3.03 Penal Code, SENTENCES FOR OFFENSES ARISING OUT OF SAME CRIMINAL EPISODE; Sec. 71.02 Penal Code, ENGAGING IN ORGANIZED CRIMINAL ACTIVITY
- iii. Author: Flores | Hagenbuch | Hinojosa, Juan "Chuy" | Huffman | King | Parker
- iv. Effective date: September 1, 2025

HH. PENAL CODE Sec. 43.24 SALE, DISTRIBUTION, OR DISPLAY OF HARMFUL MATERIAL TO MINOR ([SB 412](#))

- i. Penal Code is amended to repeal the provision that establishes an affirmative defense to prosecution for the sale, distribution, or display of harmful material to a minor if the sale, distribution, or exhibition was by a person having scientific, educational, or governmental purpose. It is an affirmative defense to prosecution if the sale, distribution, or display of harmful material to a minor is conducted by a judicial or law enforcement officer discharging the officer's official duties at the time of the offense.
- ii. Please also see: Sec. 43.25 Penal Code, SEXUAL PERFORMANCE BY A CHILD
- iii. Author: Middleton
- iv. Effective date: September 1, 2025

II. PENAL CODE Sec. 43.26 POSSESSION OR PROMOTION OF CHILD PORNOGRAPHY ([SB 1621](#))

- i. Penal Code is amended to increase the penalty for possession and promotion of sexually explicit content depicting children, including computer-generated materials.
- ii. Please also see: Art. 38.45 Code of Criminal Procedure, EVIDENCE DEPICTING OR DESCRIBING ABUSE OF OR SEXUAL CONDUCT BY CHILD OR MINOR; Art 39.15 Code of Criminal Procedure, DISCOVERY OF EVIDENCE DEPICTING OR DESCRIBING ABUSE OF OR SEXUAL CONDUCT BY CHILD OR MINOR; Sec. 21.16 Penal Code, UNLAWFUL DISCLOSURE OR PROMOTION OF INTIMATE VISUAL MATERIAL; Sec. 43.261 Penal Code, ELECTRONIC TRANSMISSION OF CERTAIN VISUAL MATERIAL DEPICTING MINOR; Sec. 43.262 Penal Code, POSSESSION OR PROMOTION OF LEWD VISUAL MATERIAL DEPICTING CHILD.

Sec 43.26(b), (c), (d), (d-1), (d-2), and (i) Penal Code, POSSESSION OR PROMOTION OF CHILD PORNOGRAPHY are repealed.

iii. Author: Huffman | Flores | Hinojosa, Juan “Chuy” | King | Parker

iv. Effective date: September 1, 2025

JJ. PENAL CODE Sec. 46.05 PROHIBITED WEAPONS ([SB 1596](#))

i. Short-barrel firearms are no longer considered prohibited weapons under the penal code.

ii. Please also see: Sec. 46.01 (10) Penal Code, DEFINITIONS, is repealed.

iii. Author: Hagenbuch

iv. Effective date: September 1, 2025

KK. PENAL CODE Sec. 48.02 PROHIBITION OF THE PURCHASE AND SALE OF HUMAN ORGANS ([SB 456](#))

i. The penalty for engaging in the criminal offense of purchase or sale of human organs is enhanced to a state jail felony.

ii. Please also see: Sec. 164.0571 Occupations Code, REQUIRED REVOCATION OF LICENSE FOR PROCEDURE INVOLVING CERTAIN HUMAN ORGANS

iii. Author: Middleton

iv. Effective date: September 1, 2025

LL. PENAL CODE Sec. 49.04 DRIVING WHILE INTOXICATED ([SB 826](#))

i. The penalty for a DWI that occurs in a school zone is enhanced to a state jail felony.

ii. Author: Parker

iii. Effective date: September 1, 2025

MM. PENAL CODE Sec. 49.09 ENHANCED OFFENSES AND PENALTIES ([SB 745](#))

i. The penalty for intoxication manslaughter is enhanced from a felony of the second degree to a felony of the first degree if it is shown during the trial of the offense that the actor caused the death of more than one person during the same criminal transaction.

ii. Author: Kolkhorst

iii. Effective date: September 1, 2025

NN. PENAL CODE Sec. 76.045 TRANSNATIONAL REPRESSION ([SB 1349](#))

i. SB 1349 introduces transnational repression and unauthorized enforcement of foreign law as offenses and establishes parameters surrounding their conduct.

ii. Please also see: Sec. 76.046 Penal Code, UNAUTHORIZED ENFORCEMENT OF FOREIGN LAW; Sec. 411.02098 Government Code, TRANSNATIONAL REPRESSION TRAINING PROGRAM

iii. Author: Hughes

iv. Effective date: September 1, 2025

## Unit 6 Code of Criminal Procedure

### 6.1 Identify changes to the Code of Criminal Procedure.

- A. CODE OF CRIMINAL PROCEDURE Chapter 2A OFFICERS; POWERS AND DUTIES ([HB 1620](#))
  - i. HB 1620 is a part of the state's continuing statutory revision program under Chapter 323, Government Code. HB 1620 codifies without making substantive changes, conform codes enacted by the 88th Legislature, revises enacted codes without any substantive changes, makes necessary corrections to enacted codes, and renumbers or redesignates titles, chapters, and sections of codes that duplicate title, chapter, or section designations.
  - ii. Please also see: HB 1620 amends numerous sections of Agriculture Code, Civil Practices and Remedies Code, Code of Criminal Procedure, Education Code, Family Code, Government Code, Health and Safety Code, Human Resources Code, Insurance Code, Labor Code, Local Government Code, Natural Resources Code, Occupations Code, Parks and Wildlife Code, Penal Code, Special District Local Laws Code, Tax Code, Transportation Code, Utilities Code.
  - iii. Author: Leach
  - iv. Effective date: September 1, 2025
- B. CODE OF CRIMINAL PROCEDURE Art. 2A.001 PEACE OFFICERS GENERALLY ([SB 502](#))
  - i. Officers commissioned and employed by the Health and Human Services Commission's office of inspector general are classified as peace officers.
  - ii. Please also see: Sec. 544.0107 Government Code, EMPLOYMENT OF PEACE OFFICERS; Sec. 659.301 Government Code, DEFINITIONS; Sec. 661.918 Government Code, INJURY LEAVE FOR CERTAIN PEACE OFFICERS
  - iii. Author: Perry
  - iv. Effective date: September 1, 2025
- C. CODE OF CRIMINAL PROCEDURE Art. 2A.002 SPECIAL INVESTIGATORS ([HB 1866](#))
  - i. Within the boundaries of a national park or national recreation area, a commissioned law enforcement officer of the National Park Service has the power to execute any arrest warrant or search warrant issued under the laws of this state and the powers granted to a peace officer by Chapters 573 and 574 Health and Safety Code.
  - ii. Author: Lujan | LaHood | Campos | Lopez, Ray
  - iii. Effective Immediately
- D. CODE OF CRIMINAL PROCEDURE Art. 2A.003 PEACE OFFICERS COMMISSIONED BY TRIBAL COUNCIL ([SB 906](#))
  - i. The tribal council of the Ysleta del Sur Pueblo may employ and commission peace officers to enforce state laws within the tribe's reservation.

- ii. Author: Blanco
  - iii. Effective date: September 1, 2025
- E. CODE OF CRIMINAL PROCEDURE Art. 2A.067 PROVISION OF CERTAIN INFORMATION TO ATTORNEY GENERAL ([HB 3711](#))
- i. A law enforcement agency that submits a report to the office of a district, criminal district, or county attorney stating there is probable cause an identified person has committed an offense under Chapter 551 of the Government Code shall submit a copy of that report to the open record's division of the attorney general's office. Upon request, the law enforcement agency shall provide all requested information that has not been made publicly available on the investigations surrounding the offense. Law enforcement agencies may request the assistance of the open records division of the attorney general's office to aid in the investigation.
  - ii. Please also see: Art. 2A.112 Code of Criminal Procedure, INVESTIGATION OF OPEN MEETING OFFENSES; Sec. 402.02801 Government Code, INVESTIGATION OF OPEN MEETING OFFENSES
  - iii. Author: Capriglione | Harris Davila | Cook
  - iv. Effective date: September 1, 2025
- F. CODE OF CRIMINAL PROCEDURE Chapters 5, 9, 49, and 50 ([HB 1610](#))
- i. HB 1610 is intended as a codification, and no substantive change in the law is intended. Chapters 5, 9, 49, and 50 of Code of Criminal Procedure are repealed, and Chapters 5A, 9A, 49A, and 50A are added to Title 1 of Code of Criminal Procedure.
  - ii. Please also see: Art. 2A.202 Code of Criminal Procedure, PEACE OFFICERS: REPORT CONCERNING CERTAIN ASSAULTIVE OR TERRORISTIC OFFENSES; Art. 63.056 Code of Criminal Procedure, COLLECTION OF SAMPLES FROM UNIDENTIFIED HUMAN REMAINS; Sec. 81.007 Family Code, PROSECUTING ATTORNEY; Sec. 264.501 Family Code, DEFINITIONS; Sec. 264.514 Family Code, PROCEDURE IN THE EVENT OF REPORTABLE DEATH; Sec. 27.0545 Government Code, EXCHANGE OF BENCHES: INQUESTS; Sec. 501.055 Government Code, REPORT OF INMATE DEATH; Sec. 552.108 Government Code, EXCEPTION: CERTAIN LAW ENFORCEMENT, CORRECTIONS, AND PROSECUTORIAL INFORMATION; Sec. 81.045 Health and Safety Code, REPORTS OF DEATH; Sec. 88.006 Health and Safety Code, REPORTS OF HOSPITALIZATION, DEATH; Sec. 193.0025 Health and Safety Code, EXPEDITED DEATH CERTIFICATES FOR RELIGIOUS PURPOSES IN CERTAIN COUNTIES; Sec. 193.005 Health and Safety Code, PERSONAL INFORMATION; Sec. 672.001 Health and Safety Code, DEFINITIONS; Sec. 672.013 Health and Safety Code, PROCEDURE IN THE EVENT OF REPORTABLE DEATH; Sec. 711.004 Health and Safety Code, REMOVAL OF REMAINS; Sec. 1001.241 Health and Safety Code, MATERNAL MORTALITY REPORTING AND INVESTIGATION INFORMATION; Sec. 42.0448 Human Resources Code, NOTIFICATION OF FAMILY VIOLENCE

CALLS; Sec. 42.0449 Human Resources Code, REQUIRED ACTIONS AFTER NOTICE OF FAMILY VIOLENCE CALL; Sec. 651.456 Occupations Code, UNETHICAL CONDUCT REGARDING CUSTODY OF DEAD HUMAN BODY; Sec. 38.19 Penal Code, FAILURE TO PROVIDE NOTICE AND REPORT OF DEATH OF RESIDENT OF INSTITUTION; Sec. 39.05 Penal Code, FAILURE TO REPORT DEATH OF PRISONER; Sec. 547.751 Transportation Code, ADDITIONAL LIGHTING EQUIPMENT AUTHORIZED FOR MEDICAL EXAMINER VEHICLES; Sec. 547.752 Transportation Code, ADDITIONAL LIGHTING EQUIPMENT AUTHORIZED FOR VEHICLES OPERATED BY JUSTICES OF THE PEACE IN CERTAIN CIRCUMSTANCES

iii. Author: Leach

iv. Effective date: April 1, 2027

G. CODE OF CRIMINAL PROCEDURE Art. 7B.001 APPLICATION FOR PROTECTIVE ORDER ([HB 2596](#))

i. Protective orders for victims of certain sexual assault, stalking, and trafficking offenses are now extended to first- and second-degree victims of burglary of a habitation, regardless of the victim's relationship with the alleged offender.

ii. Please also see: Art. 7B.002 Code of Criminal Procedure, TEMPORARY EX PARTE ORDER; Art. 7B.003 Code of Criminal Procedure, REQUIRED FINDINGS; ISSUANCE OF PROTECTIVE ORDER; Art. 7B.007 Code of Criminal Procedure, DURATION OF PROTECTIVE ORDER; RESCISSION; Art. 56A.052 Code of Criminal Procedure, ADDITIONAL RIGHTS OF VICTIMS OF SEXUAL ASSAULT, INDECENT ASSAULT, STALKING, OR TRAFFICKING

iii. Author: Metcalf

iv. Effective date: September 1, 2025

H. CODE OF CRIMINAL PROCEDURE Chapter 7C PROHIBITION ON RECOGNITION, SERVICE, AND ENFORCEMENT OF EXTREME RISK PROTECTIVE ORDERS ([SB 1362](#))

i. Enforcement of extreme risk protective orders is now prohibited unless otherwise specifically authorized by state law. An extreme risk protective order is defined as a written order, warrant, or executive order issued by a court that is not based on conduct which resulted in a criminal charge. Its primary purpose is to reduce the risk of death or injury related to a firearm by prohibiting a person from owning, possessing, or receiving a firearm, or by requiring the surrender or removal of firearms from that person. Unlawful enforcement of an extreme risk protective order against a person in Texas is now a state jail felony.

ii. Please also see: Art. 7C.001 Code of Criminal Procedure, DEFINITIONS; Art. 7C.002 Code of Criminal Procedure, LOCAL REGULATION PROHIBITED; Art. 7C.003 Code of Criminal Procedure, CERTAIN FEDERAL LAWS UNENFORCEABLE; Art. 7C.004 Code of Criminal Procedure, ACCEPTING CERTAIN FEDERAL GRANTS PROHIBITED; Art. 7C.005 Code of Criminal



Procedure, OFFENSE; Art. 7C.006 Code of Criminal Procedure,  
INAPPLICABILITY

- iii. Author: Hughes
- iv. Effective date: September 1, 2025

I. CODE OF CRIMINAL PROCEDURE Art. 12.01 FELONIES ([SB 127](#))

- i. The statute of limitations for the offense of failing to report child abuse or neglect is increased.
- ii. Please see also: Art. 12.02 Code of Criminal Procedure, MISDEMEANORS
- iii. Author: Hall
- iv. Effective date: September 1, 2025

J. CODE OF CRIMINAL PROCEDURE Art. 12.01 FELONIES ([SB 2798](#))

- i. The statute of limitations for most fraud offenses under the Penal Code is now extended to seven years from the date of the offense.
- ii. Author: Creighton
- iii. Effective date: September 1, 2025

K. CODE OF CRIMINAL PROCEDURE Art. 14.03 AUTHORITY OF PEACE OFFICERS ([SB 1610](#))

- i. A peace officer is now authorized to arrest, without a warrant, anyone they have probable cause to believe committed a felony offense while civilly committed as a sexually violent predator.
- ii. Please also see: Sec. 12.42 Penal Code, PENALTIES FOR REPEAT AND HABITUAL FELONY OFFENDERS ON TRIAL FOR FIRST, SECOND, OR THIRD DEGREE FELONY; Sec. 21.08 Penal Code, INDECENT EXPOSURE; Sec. 22.01 Penal Code, ASSAULT; Sec. 22.012 Penal Code, INDECENT ASSAULT; Sec. 22.02 Penal Code, AGGRAVATED ASSAULT; Sec. 22.11 Penal Code, HARASSMENT BY PERSONS IN CERTAIN FACILITIES; HARASSMENT OF PUBLIC SERVANT; Sec. 36.06 Penal Code, OBSTRUCTION OR RETALIATION; Art. 13A.554 Code of Criminal Procedure, FAILURE TO COMPLY WITH SEXUALLY VIOLENT PREDATOR CIVIL COMMITMENT REQUIREMENT; Art. 15.17 Code of Criminal Procedure, DUTIES OF ARRESTING OFFICER AND MAGISTRATE; Art. 17.151 Code of Criminal Procedure, RELEASE BECAUSE OF DELAY; Art. 17.411 Code of Criminal Procedure, CONDITIONS FOR CIVILLY COMMITTED SEXUALLY VIOLENT PREDATORS; Art. 42.08 Code of Criminal Procedure, CUMULATIVE OR CONCURRENT SENTENCE; Art. 62.001 Code of Criminal Procedure, DEFINITIONS; Art. 62.058 Code of Criminal Procedure, LAW ENFORCEMENT VERIFICATION OF REGISTRATION INFORMATION; Art. 62.063 Code of Criminal Procedure, PROHIBITED EMPLOYMENT; Art. 62.101 Code of Criminal Procedure, EXPIRATION OF DUTY TO REGISTER; Art. 66.102 Code of Criminal Procedure, INFORMATION CONTAINED IN COMPUTERIZED CRIMINAL HISTORY SYSTEM; Sec. 14A.056 Civil Practice and Remedies Code, HEARING; Sec. 41.302 Government Code, GENERAL FUNCTION OF SPECIAL



PROSECUTION UNIT; Sec. 41.311 Government Code, PROSECUTION OF CERTAIN OFFENSES; Sec. 411.1389 Government Code, ACCESS TO CRIMINAL HISTORY RECORD INFORMATION: TEXAS CIVIL COMMITMENT OFFICE; Sec. 420A.013 Government Code, FAMILY UNITY AND PARTICIPATION; Sec. 2155.144 Government Code, PROCUREMENTS BY HEALTH AND HUMAN SERVICES AGENCIES; Sec. 841.003 Health and Safety Code, SEXUALLY VIOLENT PREDATOR; Sec. 841.021 Health and Safety Code, NOTICE OF POTENTIAL PREDATOR; Sec. 841.022 Health and Safety Code, MULTIDISCIPLINARY TEAM; Sec. 841.083 Health and Safety Code, TREATMENT; SUPERVISION; Sec. 841.0835 Health and Safety Code, COMMITTED PERSONS WITH SPECIAL NEEDS; Sec. 841.084 Health and Safety Code, PAYMENT OF COSTS BY COMMITTED PERSON; Sec. 841.147 Health and Safety Code, IMMUNITY; Sec. 841.148 Health and Safety Code, ATTORNEY GENERAL REPRESENTATION. Sec. 14A.001(1) Civil Practice and Remedies Code, DEFINITIONS is repealed; Sec. 14A.054(f) Civil Practice and Remedies Code, COURT FEES, COURT COSTS, OTHER COSTS is repealed.

iii. Author: Perry | Flores

iv. Effective date: September 1, 2025

L. CODE OF CRIMINAL PROCEDURE Art. 14.06 MUST TAKE OFFENDER BEFORE MAGISTRATE ([SB 1896](#))

- i. Upon presenting the arrested person to the magistrate, the arresting peace officer shall provide all relevant information regarding the arrestee that is necessary for the issuance of a magistrate's order for emergency protection to said magistrate. This includes information on the defendant and victim of the offense, as well as any applicable information described by Sec. 411.042(b)(6), Government Code. The officer may use a form from the Office of Court Administration of the Texas Judicial System for this purpose.
- ii. Please also see: Art. 15.052 Code of Criminal Procedure, ADDITIONAL INFORMATION FOR COMPLAINTS FOR CERTAIN OFFENSES; Art. 15.17 Code of Criminal Procedure, DUTIES OF ARRESTING OFFICER AND MAGISTRATE; Art. 17.292 Code of Criminal Procedure, MAGISTRATE'S ORDER FOR EMERGENCY PROTECTION

iii. Author: Huffman

iv. Effective date: September 1, 2025

M. CODE OF CRIMINAL PROCEDURE Art. 17.291 FURTHER DETENTION OF CERTAIN PERSONS ([HB 2492](#))

- i. It is now mandatory for law enforcement to hold individuals arrested for family violence for up to four hours after bond is posted if there is probable cause to believe the violence will continue.
- ii. Author: Bowers | Morales, Christina | Simmons | Plesa
- iii. Effective date: September 1, 2025

- N. CODE OF CRIMINAL PROCEDURE Art. 17.292 MAGISTRATE'S ORDER FOR EMERGENCY PROTECTION ([SB 2196](#))
- i. Emergency protective orders issued for victims of family violence, trafficking, sexual assault, indecent assault, aggravated sexual assault, or stalking are to remain in effect up to the 91st day but not less than 61 days after the date of issuance. Emergency protective orders issued for victims of a family violence offense involving the use or exhibition of a deadly weapon during the commission of an assault are to remain in effect up to the 121st day but not less than 91 days after the date of issuance.
  - ii. Author: Johnson
  - iii. Effective date: September 1, 2025
- O. CODE OF CRIMINAL PROCEDURE Art. 18.0215 ACCESS TO CELLULAR TELEPHONE OR OTHER WIRELESS COMMUNICATIONS DEVICE. ([SB 1497](#))
- i. "Skimmers," or wireless communications devices capable of unlawfully intercepting electronic communications or data to perpetrate fraud, are excluded from the prohibition on warrantless searches by peace officers under this article.
  - ii. Author: Perez, Mary Ann
  - iii. Effective date: September 1, 2025
- P. CODE OF CRIMINAL PROCEDURE Art. 18.067 EXECUTION OF WARRANT FOR BLOOD SPECIMEN IN INTOXICATION OFFENSE ([SB 1886](#))
- i. A warrant to collect blood from a person suspected of committing an intoxication offense can be executed by any peace officer in any county adjacent to the county where the warrant was issued.
  - ii. Author: Sparks
  - iii. Effective date: September 1, 2025
- Q. CODE OF CRIMINAL PROCEDURE Art. 18.17 DISPOSITION OF ABANDONED OR UNCLAIMED PROPERTY ([HB 1261](#))
- i. A one-time online notice for abandoned or unclaimed property seized by a law enforcement agency shall be placed on the agency's internet website and social networking website. The notice must describe the property being held, give the name and address of the officer holding the property, and state that if the owner does not claim the property before the 90th day after the date of the notice, the property will be disposed of and the proceeds placed in the treasury of the municipality or county giving the notice.
  - ii. Author: Cunningham
  - iii. Effective date: September 1, 2025
- R. CODE OF CRIMINAL PROCEDURE Art. 18B.001 DEFINITIONS ([SB 739](#))

- i. Investigators commissioned by the commissioner of insurance to enforce insurance fraud laws are now recognized as authorized peace officers for laws related to using tracking devices and accessing certain communications.
  - ii. Author: Kolkhorst
  - iii. Effective date: September 1, 2025
- S. CODE OF CRIMINAL PROCEDURE Art. 42.09 COMMENCEMENT OF SENTENCE; STATUS DURING APPEAL; PEN PACKET ([SB 2938](#))
  - i. Counties that transfer a defendant to the TDCJ shall include the defendant's veteran status in their delivery to an officer designated by the department and submit a weekly report identifying each prisoner whose veteran status was verified during the previous week to the Texas Veterans Commission and any applicable veteran's county service officers.
  - ii. Please also see: Sec. 501.024 Government Code, VERIFICATION OF INMATE VETERAN STATUS; Sec. 511.009 Government Code, GENERAL DUTIES
  - iii. Author: Menéndez
  - iv. Effective date: September 1, 2025
- T. CODE OF CRIMINAL PROCEDURE Art. 47.13 PETROLEUM PRODUCT ([SB 1806](#))
  - i. An officer who takes custody of a stolen petroleum product may make arrangements to sell the product. The proceeds of the sale are to be deposited in the same way as seized money and disposed of. A law enforcement agency may contract with a private entity to sell the seized petroleum product. Commissioned DPS officers, who receive the necessary training, may inspect any cargo tank used to transport a petroleum product on a public road or railroad within Texas. A new offense is created for drilling or converting existing wells to dispose of oil and gas waste without a permit and the offense of theft of petroleum product is expanded to include theft of oil and gas equipment.
  - ii. Please also see: Art. 47.07 Code of Criminal Procedure, OWNER MAY RECOVER; Sec. 411.0185 Government Code, AUTHORIZED INSPECTION OF CARGO TANKS CONTAINING CERTAIN PETROLEUM PRODUCTS; Sec. 31.19 Penal Code, THEFT OF PETROLEUM PRODUCT OR OIL AND GAS EQUIPMENT; Sec. 27.031 Water Code, PERMIT FROM RAILROAD COMMISSION, CRIMINAL PENALTY
  - iii. Author: Sparks
  - iv. Effective date: September 1, 2025
- U. CODE OF CRIMINAL PROCEDURE Art. 56A.051 GENERAL RIGHTS ([SB 1120](#))
  - i. Victims of family violence are entitled to the rights and protections found under Chapter 56A, Code of Criminal Procedure. SB 1120 makes changes to a victim's general rights regarding notification of a defendant's release on parole, their requirements, and adds additional rights for victims of certain family violence offenses, stalking, and protective order violations.

- ii. Please also see: Art. 56A.001 Code of Criminal Procedure, DEFINITIONS; Art. 56A.052 Code of Criminal Procedure, ADDITIONAL RIGHTS OF VICTIMS OF SEXUAL ASSAULT, INDECENT ASSAULT, OR TRAFFICKING; Art. 56A.0521 Code of Criminal Procedure, ADDITIONAL RIGHTS OF VICTIMS OF CERTAIN FAMILY VIOLENCE OFFENSES, STALKING, AND VIOLATION OF PROTECTIVE ORDER OR CONDITION OF BOND; Art. 56A.501 Code of Criminal Procedure, DEFINITION; Sec. 85.001 Family Code, REQUIRED FINDINGS AND ORDERS; Sec. 85.025 Family Code, DURATION OF PROTECTIVE ORDER; Sec. 508.313 Government Code, CONFIDENTIAL INFORMATION
  - iii. Author: Hinojosa, Juan "Chuy" | Huffman
  - iv. Effective date: September 1, 2025
  
- V. CODE OF CRIMINAL PROCEDURE Art. 56A.3515 PRESENCE OF SEXUAL ASSAULT PROGRAM ADVOCATE OR OTHER VICTIM'S REPRESENTATIVE DURING LAW ENFORCEMENT INTERVIEW ([SB 761](#))
  - i. Victims of sexual assault are allowed to have an advocate or attorney present in an investigative interview, even when that interview takes place outside of a law enforcement agency. Prior to conducting an investigative interview, a peace officer must offer sexual assault victims the chance to have an advocate from a sexual assault program present if one is available at the time of the interview. The definition of consent is added to the assaultive section of the Penal Code.
  - ii. Please also see: Art. 26.13 Code of Criminal Procedure, PLEA OF GUILTY; Art. 56A.051 Code of Criminal Procedure, GENERAL RIGHTS; Art. 56A.0531 Code of Criminal Procedure, ASSERTION OF RIGHTS; Art. 56A.351 Code of Criminal Procedure, PRESENCE OF SEXUAL ASSAULT PROGRAM ADVOCATE; Art. 56A.451 Code of Criminal Procedure, NOTIFICATION OF RIGHTS; Art. 56A.452 Code of Criminal Procedure, NOTIFICATION OF SCHEDULED COURT PROCEEDINGS; Art. 56A.453 Code of Criminal Procedure, NOTIFICATION OF PLEA BARGAIN AGREEMENT
  - iii. Author: Hinojosa, Juan "Chuy"
  - iv. Effective date: September 1, 2025
  
- W. CODE OF CRIMINAL PROCEDURE Art. 56A.401 NOTIFICATION OF RIGHTS ([HB 47](#))
  - i. The notification of victim rights given in writing at initial contact or at the earliest possible time after initial contact must now include information about compensation for forensic medical examinations within 30 days. The definition of "victim" is amended to include individuals under 17 years of age who are a victim of assault or involved in a family violence case.
  - ii. Please also see: Art. 29.14 Code of Criminal Procedure, CONSIDERATION OF IMPACT ON CERTAIN VICTIMS; Art. 56A.051 Code of Criminal Procedure, GENERAL RIGHTS; Art. 56A.052 Code of Criminal Procedure, ADDITIONAL RIGHTS OF VICTIMS OF SEXUAL ASSAULT, INDECENT ASSAULT, STALKING, OR TRAFFICKING; Art. 56A.451 Code of Criminal Procedure, NOTIFICATION OF

RIGHTS; Art. 62.063 Code of Criminal Procedure, PROHIBITED EMPLOYMENT; Sec. 57.002 Family Code, VICTIM'S RIGHTS; Sec. 420.011 Government Code, CERTIFICATION BY ATTORNEY GENERAL; RULES; Sec. 323.0046 Health and Safety Code, BASIC SEXUAL ASSAULT RESPONSE POLICY AND TRAINING FOR CERTAIN HEALTH CARE FACILITY PERSONNEL; Sec. 323.005 Health and Safety Code, INFORMATION FORM; Sec. 323.0051 Health and Safety Code, INFORMATION FORM FOR SEXUAL ASSAULT SURVIVORS AT CERTAIN FACILITIES; Sec. 323.0052 Health and Safety Code, INFORMATION FORM FOR SEXUAL ASSAULT SURVIVORS WHO HAVE NOT REPORTED ASSAULT; Sec. 323.053 Health and Safety Code, MINIMUM STANDARDS FOR SAFE PROGRAMS; Sec. 351.257 Local Government Code, REPORT; Sec. 351.2571 Local Government Code, NONCOMPLIANCE; Sec. 156.057 Occupations Code, CONTINUING EDUCATION IN FORENSIC EVIDENCE COLLECTION; Sec. 204.1563 Occupations Code, CONTINUING EDUCATION IN FORENSIC EVIDENCE COLLECTION; Sec. 2402.107 Occupations Code, DRIVER REQUIREMENTS; Sec. 92.0161 Property Code, RIGHT TO VACATE AND AVOID LIABILITY FOLLOWING CERTAIN SEX OFFENSES OR STALKING. Sec. 323.005(d) Health and Safety Code, INFORMATION FORM is repealed.

iii. Author: Howard | Oliverson | Hull | Cook

iv. Effective date: September 1, 2025

X. CODE OF CRIMINAL PROCEDURE Art. 56A.403 DUTIES OF PEACE OFFICERS REGARDING VICTIMS OF SEXUAL ASSAULT ([SB 836](#))

- i. Peace officers responding to adult victims of sexual assault are required to inform the victim of their right to use a pseudonym in all public files and records concerning the offense.
- ii. Please also see: Art. 38.435 Code of Criminal Procedure, PROHIBITED USE OF EVIDENCE FROM FORENSIC MEDICAL EXAMINATION PERFORMED ON VICTIM OF SEXUAL ASSAULT; Art. 38.451 Code of Criminal Procedure, EVIDENCE DEPICTING INVASIVE VISUAL RECORDING OF CHILD; Art. 39.152 Code of Criminal Procedure, DISCOVERY OF EVIDENCE DEPICTING INVASIVE VISUAL RECORDING OF PERSON 14 YEARS OF AGE OR OLDER; Art. 39.153 Code of Criminal Procedure, DISCOVERY OF PROPERTY OR MATERIAL FROM FORENSIC MEDICAL EXAMINATION PERFORMED ON VICTIM OF SEXUAL ASSAULT OR OTHER SEX OFFENSE; Art. 56A.403 Code of Criminal Procedure, DUTIES OF PEACE OFFICERS REGARDING VICTIMS OF SEXUAL ASSAULT; Art. 58.102 Code of Criminal Procedure, DESIGNATION OF PSEUDONYM; PSEUDONYM FORM; Art. 58.103 Code of Criminal Procedure, VICTIM INFORMATION CONFIDENTIAL; Sec. 21.014 Government Code, ELECTRONIC TRANSMISSION OF COURT PROCEEDINGS IN CERTAIN CASES PROHIBITED

iii. Author: Paxton

iv. Effective date: September 1, 2025

Y. CODE OF CRIMINAL PROCEDURE Art. 58.151 DEFINITION ([SB 487](#))

- i. Victims of indecent assault or invasive visual recording are entitled to the same confidentiality requirements as victims of stalking.
  - ii. Author: Morales Shaw | Plesa | Wu
  - iii. Effective date: September 1, 2025
- Z. CODE OF CRIMINAL PROCEDURE Art. 59.01 DEFINITIONS ([SB 1498](#))
  - i. The Code of Criminal Procedure is amended to include provisions for the civil asset forfeiture of digital currencies and similar properties, such as non-fungible tokens and stablecoins. Definitions related to these types of digital currencies have been added or amended. Specific procedures for law enforcement regarding the seizure and custody of these digital assets, including the requirement to transfer them to secure wallets not connected to exchanges or networks, are outlined. Forfeiture proceedings for digital assets can be initiated in the county where the law enforcement agency that seized the property is located.
  - ii. Please also see: Art. 59.023 Code of Criminal Procedure, SUIT FOR PROCEEDS; Art. 59.03 Code of Criminal Procedure, SEIZURE OF CONTRABAND; Art. 59.04 Code of Criminal Procedure, NOTIFICATION OF FORFEITURE PROCEEDING; Art. 59.12 Code of Criminal Procedure, SEIZURE OF ACCOUNTS AND ASSETS AT REGULATED FINANCIAL INSTITUTION
  - iii. Author: Nichols
  - iv. Effective date: September 1, 2025
- AA. CODE OF CRIMINAL PROCEDURE Art. 62.001 DEFINITIONS ([HB 2000](#))
  - i. A person who has committed the offense of child grooming must register as a sex offender.
  - ii. Author: Ashby | Holt | Bumgarner | Guillen | González, Jessica
  - iii. Effective date: September 1, 2025
- BB. CODE OF CRIMINAL PROCEDURE Art. 63.00905 LAW ENFORCEMENT REQUIREMENTS FOR REPORT OF MISSING CHILD ([HB 908](#))
  - i. In addition to current reporting requirements of a missing child, law enforcement agencies must enter all applicable information from the report into the National Center for Missing and Exploited Children.
  - ii. Author: Spiller | Lalani
  - iii. Effective date: September 1, 2025
- CC. CODE OF CRIMINAL PROCEDURE Art. 102.011 REIMBURSEMENT FEES FOR SERVICES OF PEACE OFFICERS ([HB 2282](#))
  - i. The fee a defendant convicted of a felony or misdemeanor shall pay to reimburse a peace officer for executing or processing an issued arrest warrant, capias, or capias pro fine is increased to \$75.
  - ii. Author: Lopez, Janie | Harless | Cook | Bowers | Tepper
  - iii. Effective date: September 1, 2025

## Unit 7      **Transportation Code**

### **7.1      Identify changes to the Transportation Code.**

- A. TRANSPORTATION CODE Sec. 393.001 DEFINITIONS ([HB 3611](#))
  - i. The definition of person is amended to include a person who illegally places a sign on the highway right-of-way, or also a person who has an employee, agent, or contractor place the sign for them. A written notice of violation must be issued prior to enforcement action on a first offense to allow for voluntary removal of the sign. If the sign is not removed after written notice, the first offense may incur a civil penalty up to \$1,000. Written notice is not required prior to second or subsequent violations, which incur civil penalties up to \$2,500 and \$5,000, respectively.
  - ii. Please also see: Sec. 393.007 Transportation Code, CIVIL PENALTY
  - iii. Author: Creighton
  - iv. Effective date: September 1, 2025
  
- B. TRANSPORTATION CODE Sec. 501.098 EXCEPTION TO TITLE REQUIREMENT FOR CERTAIN VEHICLES ([HB 5436](#))
  - i. Used automotive parts recyclers are authorized to purchase a motor vehicle without obtaining a title if the criteria prescribed by Transportation Code Sec. 501.098 are met. A person commits an offense if the person knowingly falsifies information required by this section or sells a vehicle that is the subject of a security interest.
  - ii. Please also see: Sec. 501.109 Transportation Code, OFFENSES
  - iii. Author: Bell, Keith | Harless
  - iv. Effective date: September 1, 2025
  
- C. TRANSPORTATION CODE Sec. 502.146 CERTAIN FARM VEHICLES AND DRILLING AND CONSTRUCTION EQUIPMENT ([HB 2686](#))
  - i. A “frac tank” is defined as a portable or stationary high-volume holding vessel designed and constructed for use in separating, storing, or temporarily holding materials used in or resulting from fracturing techniques in oil and gas exploration. Specific license plates distinguishing frac tanks are now allowed. This license plate will not expire or require annual registration, and the registration receipt is not required to be carried with the vehicle.
  - ii. Author: Dean
  - iii. Effective date: September 1, 2025
  
- D. TRANSPORTATION CODE Sec. 504.2025 PEACE OFFICERS WITH DISABILITIES ([SB 2001](#))
  - i. A disabled peace officer who is disabled as a result of an injury suffered during the course of their professional duties may register for their own motor vehicle a disabled peace officer (DPO) license plate without any fees for registration.



- ii. Please also see: Sec. 372.053 Transportation Code, PEACE OFFICER AND VETERAN DISCOUNT PROGRAM; Sec. 502.410 Transportation Code, FALSIFICATION OR FORGERY; Sec. 681.004 Transportation Code, ISSUANCE OF PARKING PLACARD; EXPIRATION; Sec. 681.008 Transportation Code, PARKING PRIVILEGES: CERTAIN PEACE OFFICERS, VETERANS, AND MILITARY AWARD RECIPIENTS; Sec. 681.009 Transportation Code, DESIGNATION OF PARKING SPACES BY POLITICAL SUBDIVISION OR PRIVATE PROPERTY OWNER; Sec. 681.011 Transportation Code, OFFENSES; PRESUMPTION
  - iii. Author: King
  - iv. Effective date: September 1, 2025
- E. TRANSPORTATION CODE Sec. 504.901 REMOVAL AND TRANSFER OF LICENSE PLATES ([SB 1902](#))
  - i. Dealers are required to transfer removed license plates from the sale or transfer of a motor vehicle to a motor vehicle purchased from the dealer if the plates are appropriate for the class of the vehicle to which the plates are being transferred. A license plate removed from a vehicle that is not being transferred to another motor vehicle must be disposed of in a manner prescribed by TxDMV not later than the tenth day after the date the license plate is removed.
  - ii. Please also see: Sec. 503.0633 Transportation Code, DEPARTMENT REGULATION OF DEALER-ISSUED LICENSE PLATES AND ACCESS TO DATABASE OF DEALER-ISSUED LICENSE PLATES
  - iii. Author: Nichols
  - iv. Effective date: July 1, 2025
- F. TRANSPORTATION CODE Sec. 521.1211 DRIVER'S LICENSE FOR PAROLE OFFICERS, PEACE OFFICERS, PROBATION OFFICERS, AND PROSECUTORS ([SB 523](#))
  - i. Parole officers and probation officers are now permitted to use an alternate address on their drivers license.
  - ii. Author: Zaffirini
  - iii. Effective date: September 1, 2025
- G. TRANSPORTATION CODE Sec. 521.221 IMPOSITION OF SPECIAL RESTRICTIONS AND ENDORSEMENTS. ([HB 647](#))
  - i. The TxDMV is required to remove the corrective lens restriction from a license holder's record if they provide a written statement from a licensed physician or optometrist confirming that their vision has been surgically corrected. The license holder must pay a required fee. The department cannot issue a new driver's license without the corrective lens restriction to individuals whose records indicate they are subject to registration requirements under Chapter 62 of the Code of Criminal Procedure.
  - ii. Authors: Patterson | Hold | Leo Wilson



iii. Effective date: September 1, 2025

H. TRANSPORTATION CODE Sec. 521.348 AUTOMATIC REVOCATION FOR CERTAIN SEX OFFENDERS AND TERRORISTS ([HB 4804](#))

- i. DPS is required to automatically revoke personal identification issued to certain individuals who are subject to registration as a sex offender or terrorist.
- ii. Please also see: Sec. 521.101 Transportation Code, PERSONAL IDENTIFICATION CERTIFICATE. Sec. 521.297(b) Transportation Code, SUSPENSION, REVOCATION, OR DISQUALIFICATION EFFECTIVE DATE is repealed; Sec. 522.087(b) Transportation Code, PROCEDURES APPLICABLE TO DISQUALIFICATION is repealed.
- iii. Author: Hefner
- iv. Effective date: September 1, 2025

I. TRANSPORTATION CODE Sec. 541.001 PERSONS ([SB 2039](#))

- i. "Sidewalk users" now include individuals lawfully operating a bicycle, motor-assisted scooter, electric personal assistive mobility device, skateboard, or roller skates on a sidewalk. Provisions applicable to pedestrians under Transportation Code Sections 544.007, 545.256, 552.001, and 552.002 are now applicable to sidewalk users. New guidelines are established regarding right-of-way for sidewalk users at crosswalks and stop signs.
- ii. Please also see: Sec. 544.007 Transportation Code, TRAFFIC-CONTROL SIGNALS IN GENERAL; Sec. 545.256 Transportation Code, EMERGING FROM AN ALLEY, DRIVEWAY, OR BUILDING; Sec. 552.001 Transportation Code, TRAFFIC CONTROL SIGNALS; Sec. 552.002 Transportation Code, PEDESTRIAN RIGHT-OF-WAY IF CONTROL SIGNAL PRESENT; Sec. 552.0035 Transportation Code, SIDEWALK USER RIGHT-OF-WAY AT CROSSWALK; Sec. 552.0036 Transportation Code, SIDEWALK USER RIGHT-OF-WAY AT STOP SIGN
- iii. Author: Hancock
- iv. Effective date: September 1, 2025

J. TRANSPORTATION CODE Chapter 545, Subchapter J OPERATION OF AUTOMATED MOTOR VEHICLES ([SB 2807](#))

- i. Regulations for the operation of automated motor vehicles and the operation of automated motor vehicles for commercial purposes are created. The Texas Department of Motor vehicles is required to create rules for the authorization of the use of automated motor vehicles for commercial purposes by December 1, 2025.
- ii. Please also see: Ch. 644A Transportation Code, MOTOR CARRIER SAFETY IMPROVEMENT: EMPLOYMENT STATUS; Sec. 1954.003 Insurance Code,

APPLICABILITY TO AUTOMATED MOTOR VEHICLES; Sec. 2402.001 Occupations Code, DEFINITIONS; Sec. 2402.005 Occupations Code, APPLICABILITY TO AUTOMATED MOTOR VEHICLES; Sec. 2402.111 Occupations Code, VEHICLE REQUIREMENTS; Sec. 2402.113 Occupations Code, ACCESSIBILITY PILOT PROGRAM; Sec. 643.054 Transportation Code, DEPARTMENT APPROVAL AND DENIAL; ISSUANCE OF CERTIFICATE; Sec. 643.058 Transportation Code, RENEWAL OF REGISTRATION; Sec. 643.0585 Transportation Code, REREGISTRATION; Sec. 643.252 Transportation Code, ADMINISTRATIVE SANCTIONS

iii. Author: Curry | Simmons | Perez, Mary Ann | Craddick | Rose

iv. Effective date: September 1, 2025

K. TRANSPORTATION CODE Sec. 545.157 PASSING CERTAIN VEHICLES ([SB 305](#))

i. The operator of a vehicle commits an offense if the operator fails to vacate the lane closest to the vehicle or slow to a specified speed when passing a vehicle operated by an animal control officer or authorized individual removing an animal or animal carcass from a roadway or a vehicle operated by an employee of a local authority for the purpose of issuing a parking citation.

ii. Author: Perry

iii. Effective date: September 1, 2025

L. TRANSPORTATION CODE Sec. 545.251 OBEDIENCE TO SIGNAL INDICATING APPROACH OF TRAIN OR OTHER ON-TRACK EQUIPMENT. ([SB 2129](#))

i. The fines for offenses related to the operation of vehicles at railroad grade crossings are increased, establishing a base penalty of not less than \$100 and not more than \$400 if it is proven that the operator disregarded a warning given by a flagger.

ii. Author: Johnson

iii. Effective date: September 1, 2025

M. TRANSPORTATION CODE Sec. 545.305 AUTHORIZED REMOVAL OF CERTAIN MOTOR VEHICLES ([SB 857](#))

i. Peace officers and DPS license and weight inspectors are authorized to remove or require the operator of a vehicle to remove a vehicle from the highway if the operator is driving without a valid license, in violation of liability insurance requirements, or operating a vehicle without a license as a minor.

ii. Author: Schwertner

iii. Effective date: September 1, 2025

N. TRANSPORTATION CODE Sec. 545.429 OPERATION OF MINIATURE VEHICLE ([SB 1816](#))

- i. A person may operate a miniature vehicle on a highway if the vehicle has been registered and titled in accordance with Texas state laws and the vehicle is capable of operating in compliance with applicable traffic laws.
- ii. Please also see: Sec. 501.009 Transportation Code, TITLE FOR MINIATURE VEHICLE; Sec. 502.001 Transportation Code, DEFINITIONS; Sec. 502.006 Transportation Code, REGISTRATION OF MINIATURE VEHICLE
- iii. Author: Hancock
- iv. Effective Immediately

O. TRANSPORTATION CODE Sec. 547.323 STOPLAMPS REQUIRED ([SB 1493](#))

- i. A high-mounted stoplamp is considered to be compliant with federal standards if the stoplamp meets the criteria prescribed by Transportation Code Sec. 547.323.
- ii. Author: Parker
- iii. September 1, 2025

P. TRANSPORTATION CODE Sec. 550.065 RELEASE OF CERTAIN INFORMATION RELATING TO COLLISIONS ([SB 1598](#))

- i. Confidential motor vehicle collision report information may be used by a government agency to conduct criminal investigations. Confidential report information may include vehicle identification number and specific collision information and may be released to an investigating officer or a person acting on behalf of the agency authorized to receive the information.
- ii. Author: Hagenbuch
- iii. Effective date: September 1, 2025

Q. TRANSPORTATION CODE Sec. 730.007 PERMITTED DISCLOSURES OF CERTAIN PERSONAL INFORMATION ([HB 1893](#))

- i. License plate numbers captured in videos are no longer considered confidential records. Law enforcement agencies are not required to redact any license plate numbers captured on video before releasing them to requests for public information.
- ii. Please also see: Sec. 552.130 Government Code, EXCEPTION: CONFIDENTIALITY OF CERTAIN MOTOR VEHICLE RECORDS
- iii. Author: Cook | Noble | Tinderholt | Bhojani | Capriglione
- iv. Effective date: September 1, 2025

- R. TRANSPORTATION CODE Sec. 750.001 AUTHORITY OF STATE AGENCY OR STATE IMPLEMENTATION PLAN TO IMPOSE CERTAIN RESTRICTIONS WITH RESPECT TO MOTOR VEHICLE ([HB 2440](#))
  - i. Restriction of the sale of vehicles based on engine type is prohibited. The state also shall not restrict the purchase of a vehicle as part of the state's air quality implementation plan.
  - ii. Author: Curry | Toth
  - iii. Effective date: September 1, 2025
  
- S. TRANSPORTATION CODE ([HB 718](#))
  - i. Passed in the 88<sup>th</sup> Legislative Session, HB 718 amends current law relating to the issuance of certain tags, permits, and license plates authorizing the movement of vehicles. Six types of paper tags and permits are eliminated, and four new metal license plates are created to replace paper tags and permits. Dealers are required to use webDEALER to submit transactions. Dealers are also required to submit a Vehicle Transfer Notification (VTN) at the time of a sale or transfer. Criminal penalties regarding misuse of plates are established.
  - ii. Please note: Instructors are required to cover the material in HB 718 (88R) in depth. Please use the power point provided with this guide.
  - iii. Author: Goldman | Turner | Sherman, Sr. | Leach | González, Jessica
  - iv. Effective date: July 1, 2025

## **Unit 8      Miscellaneous Codes**

### **8.1      Identify changes to additional codes.**

#### **A.    Government Code**

- i. GOVERNMENT CODE Section 76.019 SUPERVISION OFFICER MEETINGS AND VISITS ([SB 1020](#))
  - 1. A department may release data or information related to the location of a person under their supervision to law enforcement for the purpose of locating the person or serving a warrant. This information includes electronic monitoring data, reporting dates, contact information, family and collateral contacts, and addresses.
  - 2. Please also see: Article 17.42 Code of Criminal Procedure, PERSONAL BOND OFFICE; Art. 17.431 Code of Criminal Procedure, NOTIFICATION BY PERSONAL BOND OFFICE REGARDING ELECTRONIC MONITORING DEVICE VIOLATION; Art. 17.442 Code of Criminal Procedure, NOTIFICATION BY AGENCY SUPERVISING DEFENDANT REGARDING ELECTRONIC MONITORING DEVICE VIOLATION; Art. 42A.7515 Code of Criminal Procedure, NOTIFICATION BY SUPERVISION OFFICER REGARDING ELECTRONIC MONITORING DEVICE VIOLATION; Sec. 21.013 Government

Code, CONFIDENTIALITY OF JUDICIAL WORK PRODUCT; CRIMINAL  
OFFENSE

3. Author: Huffman
4. Effective date: September 1, 2025

ii. GOVERNMENT CODE Chapter 92 PROTECTION OF PERSONAL IDENTIFYING  
INFORMATION OF AT-RISK INDIVIDUALS ([HB 5081](#))

1. Judges, court clerks, and their employees are considered "at risk individuals" and are entitled to protections regarding their personal identifying information. It is a criminal offense for a person to intentionally post information on an at-risk individual or their immediate family member on an internet website where the information was posted to cause harm or threaten the individual or their immediate family member.
2. Author: Leach
3. Effective Date: September 1, 2025

iii. GOVERNMENT CODE Chapter 402, Subchapter D PROSECUTION OF  
TRAFFICKING OF PERSONS OFFENSE ([HB 45](#))

1. A law enforcement agency that submits a report to a prosecuting attorney stating there is probable cause an identified person has committed an offense under Chapter 20A of the Penal Code shall submit a copy of that report to the attorney general. Upon request, the law enforcement agency shall provide all requested information that has not been made publicly available on the investigations surrounding the criminal offense.
2. Please also see: Sec. 51.014 Civil Practice and Remedies Code, APPEAL FROM INTERLOCUTORY ORDER; Sec. 20A.05 Penal Code, PROSECUTION BY ATTORNEY GENERAL
3. Author: Hull | Noble | Leach | Metcalf | Patterson
4. Effective date: September 1, 2025

iv. GOVERNMENT CODE Sec. 406.0091 OFFENSE OF NOTARIZATION FOR  
PERSON NOT PERSONALLY APPEARING ([SB 693](#))

1. A person commits an offense if, while acting as a notary public, performs any notarization with the knowledge that the signer or guarantor did not personally appear before the notary public at the time of the notarization.
2. Please also see: Sec. 406.006 Government Code, QUALIFICATION; Section 406.009 Government Code, REJECTION OF APPOINTMENT, SUSPENSION OR REVOCATION OF COMMISSION
3. Author: West

4. Effective date: September 1, 2025
- v. GOVERNMENT CODE Chapter 411, Subchapter C-1 ORGANIZED OILFIELD THEFT PREVENTION UNIT ([HB 48](#))
  1. Creates the Organized Oilfield Theft Prevention Unit within DPS. The unit shall coordinate with federal, state, and local law enforcement agencies in order to carry out their duties. The unit shall develop and deploy specialized training, resources, and policing strategies tailored to investigating and preventing theft of petroleum products to local law enforcement agencies.
  2. Author: Darby | Morales, Eddie | Craddick | Landgraf
  3. Effective Immediately
- vi. GOVERNMENT CODE Sec. 411.141 DEFINITIONS ([SB 1723](#))
  1. "Rapid DNA analysis" is defined and a pilot program for law enforcement agencies to implement and use rapid DNA analysis is introduced. The director of DPS shall establish standards for rapid DNA analysis that authorized law enforcement agencies use. A law enforcement agency may perform a rapid DNA analysis if they request to use a system capable of performing rapid DNA analyses and the director gives the authorization to use the system to perform rapid DNA analyses.
  2. Please also see: Sec. 411.142 Government Code, DNA DATABASE; Sec. 411.143 Government Code, PURPOSES; Sec. 411.144 Government Code, REGULATION OF DNA LABORATORIES, PENALTIES; Sec. 411.146 Government Code, DNA SAMPLES; Sec. 411.1465 Government Code, RAPID DNA ANALYSIS PILOT PROGRAM; Sec. 411.147 Government Code, ACCESS TO DNA DATABASE INFORMATION; Sec. 411.1471 Government Code, DNA RECORDS OF PERSONS ARRESTED FOR OR CONVICTED OF CERTAIN OFFENSES; Sec. 411.1473 DNA RECORDS OF CERTAIN REGISTERED SEX OFFENDERS AND TERRORIST OFFENDERS
  3. Author: Creighton
  4. Effective date: September 1, 2025
- vii. GOVERNMENT CODE Sec. 411.173 NONRESIDENT LICENSE ([SB 706](#))
  1. Texas recognizes valid licenses to carry a handgun that were issued out of state. DPS shall publish and annually update online a list of states where a license to carry a handgun issued by Texas is recognized.
  2. Please also see: Sec. 411.173(c) and (d) Government Code, NONRESIDENT LICENSE, are repealed.
  3. Author: Schwertner
  4. Effective date: September 1, 2025

- viii. GOVERNMENT CODE Sec. 411.185 LICENSE RENEWAL PROCEDURE ([HB 668](#))
  - 1. Establishes a grace period for renewing a handgun license. A license holder must renew their license on or before the first anniversary of the date the license expires.
  - 2. Author: Bell, Cecil | Wilson | Cain | Ashby | Holt
  - 3. Effective date: September 1, 2025
  
- ix. GOVERNMENT CODE Sec. 420.034 STATEWIDE ELECTRONIC TRACKING SYSTEM ([SB 608](#))
  - 1. The reporting requirement for the Statewide Electronic Tracking System Report is amended. The report must now include the number of evidence collection kits that a law enforcement agency did not take possession of within a required period.
  - 2. Please also see: Sec. 351.257 Local Government Code, REPORT
  - 3. Author: Flores
  - 4. Effective date: September 1, 2025
  
- x. GOVERNMENT CODE Sec. 423.008 REPORTING BY LAW ENFORCEMENT AGENCY ([SB 2569](#))
  - 1. The reporting requirement for agency use of unmanned aircraft has been amended. Agencies are no longer required to send these reports to the governor, lieutenant governor, or members of the legislature. These reports must be either posted on a public-facing website or otherwise made available to the public.
  - 2. Author: Flores
  - 3. Effective Immediately
  
- xi. GOVERNMENT CODE Sec. 426.001 DEFINITIONS ([SB 1499](#))
  - 1. Provisions relating to the financial crimes intelligence center are transferred from Occupations Code to Government Code. References to card fraud in the newly designated Chapter 426 of Government Code are replaced with references to payment fraud, expanding on the type of fraud addressed by the center. Definitions of “payment fraud,” “check fraud,” “electronic fund transfer,” and “unauthorized payment order” are added for purposes of provisions governing the center.
  - 2. Please also see: Sec. 426.002 Government Code, RULES; Sec. 426.051 Government Code, FINANCIAL CRIMES INTELLIGENCE CENTER ESTABLISHED; Sec. 426.052 Government Code, PURPOSES OF CENTER; Sec. 426.053 Government Code, OPERATION AGREEMENTS AUTHORIZED; DIRECTOR; Sec. 426.054 Government Code, POWERS AND DUTIES; Sec.

426.055 Government Code, ANNUAL REPORT; Sec. 426.101 Government Code, FUNDING; Sec. 426.102 Government Code, AWARD OF GRANTS

3. Author: Nichols
4. Effective date: September 1, 2025

xii. GOVERNMENT CODE Sec. 508.193 REQUIRED APPROVAL OF CERTAIN HOSPITAL VISITS ([HB 2854](#))

1. Parole officers shall notify either the chief law enforcement officer for a general hospital or a local law enforcement agency of the date and time of a potentially violent parolee's intended visit to the general hospital.
2. Author: Anchía | Rose | Phelan | Cook | Buckley
3. Effective date: September 1, 2025

xiii. GOVERNMENT CODE Sec. 508.2525 WARRANT FOR CERTAIN VIOLATIONS OF SUPER-INTENSIVE SUPERVISION PROGRAM ([HB 1024](#))

1. A law enforcement agency shall execute a warrant issued for the return of a releasee in the super-intensive supervision program. The warrant is based on a violation of a condition of parole or mandatory supervision related to the electronic monitoring of the releasee.
2. Author: Shaheen
3. Effective date: September 1, 2025

xiv. GOVERNMENT CODE Sec. 614.124 HONORABLY RETIRED PEACE OFFICER ([HB 3686](#))

1. Identification cards for honorably retired and qualified retired peace officers will now include the position or rank held by the peace officer at the time of their retirement.
2. Please also see: Section 614.1241 Government Code, QUALIFIED RETIRED LAW ENFORCEMENT OFFICER
3. Author: Harless
4. Effective date: September 1, 2025

xv. GOVERNMENT CODE Chapter 753 IMMIGRATION LAW ENFORCEMENT AGREEMENTS BETWEEN CERTAIN SHERIFFS AND FEDERAL GOVERNMENT ([SB 8](#))

1. Introduces the term "immigration law enforcement agreement." Sheriffs of each county that operates a jail or contract with a private vendor to operate a jail shall request and enter into an immigration law enforcement agreement to authorize the sheriff and officers to enforce federal immigration law.



2. Author: Schwertner | Huffman
3. Effective date: January 1, 2026

xvi. GOVERNMENT CODE Sec. 772.0065 FAMILY VIOLENCE CRIMINAL HOMICIDE PREVENTION TASK FORCE ([SB 1946](#))

1. The Family Violence Criminal Homicide Prevention Task Force is created and given certain responsibilities including analysis of criminal homicide risk factors, prevention, and investigation, and assisting the state in providing survivors of violence with resources and services.
2. Author: Zaffirini
3. Effective date: September 1, 2025

xvii. GOVERNMENT CODE Sec. 772.0075 BULLETPROOF VEST AND BODY ARMOR GRANT PROGRAM ([SB 1858](#))

1. Independent school districts are now eligible to apply for the bulletproof vest and body armor grant program.
2. Author: Hagenbuch
3. Effective date: September 1, 2025

xviii. GOVERNMENT CODE Sec. 772.00791 GRANT PROGRAM TO ASSIST LOCAL LAW ENFORCEMENT IN SOLVING VIOLENT AND SEXUAL OFFENSES ([SB 2177](#))

1. A grant fund has been established within the Office of the Governor's Criminal Justice Division to help law enforcement agencies improve clearance rates for violent and sexual offenses. The grant authorizes money awarded under this section to be used for investigative personnel, technology upgrades, forensic processing, and crime analysis efforts. Recipients of the grant are required to submit detailed annual reporting outlined in the section to the Criminal Justice Division.
2. Author: Hagenbuch
3. Effective Immediately

xix. GOVERNMENT CODE Sec. 772.013 GRANT PROGRAM TO EQUIP VEHICLES USED BY PEACE OFFICERS WITH BULLET-RESISTANT COMPONENTS ([HB 2217](#))

1. The governor's criminal justice division is required to establish and administer a grant program to provide financial assistance to a law enforcement agency to purchase and install bullet-resistant windshields, side windows, rear windows, and door panels in motor vehicles used by peace officers in discharging official duties. A law enforcement agency which receives the grant must give proof of purchase and installation to the criminal justice division as soon as possible after spending the money.
2. Author: Wharton | Dyson | Louderback | Guillen | Ashby
3. Effective date: September 1, 2025

## B. Local Government Code

- i. LOCAL GOVERNMENT CODE Sec. 342.003 FIRE REGULATIONS ([SB 2284](#))
  - 1. SB 2284 adds Archery Equipment to the list of items a municipality may not adopt certain prohibitions on.
  - 2. Please also see: Sec. 229.001 Local Government Code, FIREARMS; AIR GUNS; ARCHERY EQUIPMENT; KNIVES; EXPLOSIVES; Sec. 235.042 Local Government Code, AUTHORITY TO REGULATE; Sec. 236.001 Local Government Code, DEFINITIONS; Sec. 236.002 Local Government Code, FIREARMS; AIR GUNS; ARCHERY EQUIPMENT; SPORT SHOOTING RANGE
  - 3. Author: Hinojosa, Adam
  - 4. Effective date: September 1, 2025
- ii. LOCAL GOVERNMENT CODE Sec. 352.024 AUTHORITY TO COMMISSION CERTAIN FIRE PROTECTION OFFICERS AS PEACE OFFICERS ([SB 2143](#))
  - 1. A county may commission a fire marshal, fire officer, fire inspector, or fire investigator as a peace officer to support fire-related operations, enforce building-related codes, and make recommendations involving building safety.
  - 2. Please see also: LOCAL GOVERNMENT CODE Sec. 362.006 ESTABLISHMENT OF CERTAIN LAW ENFORCEMENT AGENCIES
  - 3. Author: Perry
  - 4. Effective: September 1, 2025
- iii. LOCAL GOVERNMENT CODE Sec. 379B.0046 EMPLOYMENT OF AUTHORITY PEACE OFFICERS ([HB 3248](#))
  - 1. Defense base development authorities may employ and commission peace officers for the authority to prevent or abate the commission of offenses relating to port functions, facilities, and operations under state or local law. A commissioned peace officer's jurisdiction includes the property owned or controlled by the authority.
  - 2. Please also see: Art. 2A.001 Code of Criminal Procedure, PEACE OFFICERS GENERALLY
  - 3. Author: Cortez | Dorazio | Lujan | Lopez, Ray
  - 4. Effective date: September 1, 2025

## C. Family Code

- i. FAMILY CODE Sec. 54.031 HEARSAY STATEMENT OF CERTAIN ABUSE VICTIMS ([SB 1019](#))
  - 1. SB 1019 revises the applicability of provisions relating to admitting the hearsay statements of a child or a person with a disability who is alleged to be a delinquent child and is the alleged victim of certain sexual, assaultive, or trafficking offenses.

2. Author: Huffman
3. Effective date: September 1, 2025

D. Occupations Code

- i. OCCUPATIONS CODE Sec. 51.551 ANTI-TRAFFICKING ACTIVITIES ([SB 610](#))
  1. Information that identifies an individual as a victim of human trafficking is confidential.
  2. Please also see: Sec. 51.552 Occupations Code, RULES; Sec. 51.553 Occupations Code, CONFIDENTIALITY OF RECORDS IDENTIFYING VICTIMS OF HUMAN TRAFFICKING
  3. Author: Paxton
  4. Effective date: September 1, 2025
- ii. OCCUPATIONS CODE Sec. 1701.701 DEFINITIONS ([SB 1619](#))
  1. The definition of “epinephrine auto-injector” is updated to “epinephrine delivery system.” This definition means a medical delivery device approved by the United States Food and Drug Administration that delivers a dose of epinephrine intended for use to treat anaphylaxis, including an epinephrine auto-injector and an epinephrine nasal spray.
  2. Please also see: Sec. 38.0151 Education Code, POLICIES FOR CARE OF CERTAIN STUDENTS AT RISK FOR ANAPHYLAXIS; Sec. 38.201 Education Code, DEFINITIONS; Sec. 38.202 Education Code, ADVISORY COMMITTEE: ESTABLISHMENT AND COMPOSITION; Sec. 38.207 Education Code, ADVISORY COMMITTEE: DUTIES; Sec. 38.208 Education Code, MAINTENANCE AND ADMINISTRATION OF EPINEPHRINE DELIVERY SYSTEMS AND MEDICATION FOR RESPIRATORY DISTRESS; Sec. 38.209 Education Code, REPORT ON ADMINISTERING EPINEPHRINE DELIVERY SYSTEM; Sec. 38.210 Education Code, TRAINING; Sec. 38.211 Education Code, PRESCRIPTION OF EPINEPHRINE DELIVERY SYSTEMS AND MEDICATION FOR RESPIRATORY DISTRESS; Sec. 38.215 Education Code, NOTICE TO PARENTS; Sec. 51.881 Education Code, DEFINITIONS; Sec. 51.882 Education Code, MAINTENANCE, STORAGE, ADMINISTRATION, AND DISPOSAL OF EPINEPHRINE DELIVERY SYSTEMS; Sec. 51.883, Education Code, REPORT ON ADMINISTERING EPINEPHRINE AUTO-INJECTOR; Sec. 51.884 Education Code, TRAINING; Sec. 51.885 Education Code, PRESCRIPTION OF EPINEPHRINE DELIVERY SYSTEMS; Sec. 51.888 Education Code, IMMUNITY FROM LIABILITY; Sec. 773.003 Health and Safety Code, DEFINITIONS; Sec. 773.014 Health and Safety Code, ADMINISTRATION OF EPINEPHRINE BY EMERGENCY MEDICAL SERVICES PERSONNEL; Sec. 773.0145 Health and Safety Code, POSSESSION AND ADMINISTRATION OF EPINEPHRINE BY CERTAIN ENTITIES; Sec. 773.050 Health and Safety Code, MINIMUM STANDARDS; Sec. 42.067 Human Resources Code, EPINEPHRINE DELIVERY SYSTEMS; IMMUNITY FROM

LIABILITY; Sec. 42.067 Human Resources Code, EPINEPHRINE AUTO-INJECTORS; IMMUNITY FROM LIABILITY; Sec. 562.057 Occupations Code, ADMINISTRATION OF EPINEPHRINE; Sec. 1701.702 Occupations Code, ADMINISTRATION OF EPINEPHRINE; Sec. 1701.703 Occupations Code, PRESCRIPTION OF EPINEPHRINE; Sec. 1701.704 Occupations Code, MAINTENANCE AND ADMINISTRATION OF EPINEPHRINE AUTO-INJECTORS; Sec. 1701.705 Occupations Code, NOTIFICATION OF ADMINISTRATION OF EPINEPHRINE AUTO-INJECTOR; Sec. 1701.707 Occupations Code, NOT PRACTICE OF HEALTH CARE; Sec. 1701.708 Occupations Code, IMMUNITY FROM LIABILITY

3. Author: Zaffirini
4. Effective Immediately

iii. OCCUPATIONS CODE Sec. 2312.001 DEFINITIONS ([HB 201](#))

1. New definitions for "motor fuel manipulation device" and "motor fuel theft" are added to the Occupations Code. The definition of "skimmer" is amended to include a credit card shimmer. On request of a law enforcement or other governmental agency, the financial crimes intelligence center may assist regarding any matter within the center's expertise.
2. Please also see: Sec. 2312.052 Occupations Code, PURPOSES OF CENTER; Sec. 2312.054 Occupations Code, POWERS AND DUTIES; Sec. 2312.055 Occupations Code, ANNUAL REPORT; Sec. 2312.055 Occupations Code, AWARD OF GRANTS
3. Author: Perez, Mary Ann
4. Effective date: September 1, 2025

E. Business & Commerce Code

i. BUSINESS AND COMMERCE CODE Chapter 607A PAYMENT CARD SKIMMERS ON ELECTRONIC TERMINALS ([SB 2371](#))

1. Service technicians or their employers must now report skimmers found in or on gas pump terminals to law enforcement. Criminal offenses are created if a person refuses to allow an inspection of the electric terminal at a business, or if the terminal is disposed of recklessly, negligently, or intentionally.
2. Author: Nichols
3. Effective Immediately

F. Property Code

i. PROPERTY CODE Sec. 11.008 PERSONAL INFORMATION IN REAL PROPERTY RECORDS ([HB 4350](#))

1. Peace officers are now authorized to request the redaction of personal information, specifically Social Security numbers, driver's license numbers, and residential addresses, from online real property records.
  2. Author: Capriglione | Oliverson
  3. Effective Immediately
- ii. PROPERTY CODE Sec. 24.0061 WRIT OF POSSESSION ([SB 38](#))
1. A writ of possession must be issued by a sheriff or constable to a tenant not later than the fifth business day after the date the writ is issued. If the writ of possession is not served within this time period, the landlord prevailing in the eviction suit may have the writ served by any other law enforcement officer.
  2. Please also see: Sec. 24.004 Property Code, JURISDICTION; DISMISSAL; Sec. 24.0041 Property Code, VENUE; Sec. 24.0042 Property Code, COMPUTATION OF TIME; Sec. 24.0043 Property Code, AUTHORITY TO MODIFY OR SUSPEND EVICTION PROCEDURES; Sec. 24.005 Property Code, NOTICE TO VACATE PRIOR TO FILING EVICTION SUIT; Sec. 24.00505 Property Code, PETITION; Sec. 24.00506 Property Code, RULES OF COURT; Sec. 24.0051 Property Code, PROCEDURES APPLICABLE IN SUIT TO EVICT AND RECOVER UNPAID RENT; Sec. 24.005105 Property Code, ELECTRONIC PROCEEDINGS; Sec. 24.005106 Property Code, SUMMARY DISPOSITION AND TRIAL; Sec. 24.005107 Property Code, APPEAL TO COUNTY COURT; Sec. 24.00511 Property Code, APPEAL BOND FOR CERTAIN EVICTION SUITS; Sec. 24.00512 Property Code, CONTEST OF CERTAIN APPEAL BONDS; Sec. 24.0052 Property Code, TENANT APPEAL ON STATEMENT OF INABILITY TO AFFORD PAYMENT OF COURT COSTS; Sec. 24.0053 Property Code, PAYMENT OF RENT DURING APPEAL OF EVICTION; Sec. 24.0054 Property Code, TENANT'S FAILURE TO PAY RENT DURING APPEAL; Sec. 24.011 Property Code, NONLAWYER REPRESENTATION. Sec. 24.005 (f), (f-1), (f-2), (g), (h), and (i) NOTICE TO VACATE PRIOR TO FILING EVICTION SUIT are repealed; Sec. 24.0053 (a-4) Property Code, PAYMENT OF RENT DURING APPEAL OF EVICTION is repealed; Sec. 24.0054 (a-3), (a-4), (b), (c), (d), and (e) Property Code, TENANT'S FAILURE TO PAY RENT DURING APPEAL are repealed.
  3. Author: Bettencourt | Blanco | Campbell | Creighton | Hagenbuch | Huffman | Hughes | Kolkhorst | Middleton | Parker | Paxton | Sparks
  4. Effective date: January 1, 2026. Section 16 of this Act takes effect September 1, 2025.
- iii. PROPERTY CODE Sec. 24B.001 RIGHT TO REQUEST REMOVAL OF UNAUTHORIZED OCCUPANT OF DWELLING BY SHERIFF OR CONSTABLE ([SB 1333](#))
1. A property owner or their agent may now request a sheriff or constable remove someone who has entered and is living in a home without

permission, as long as the property was not open to the public, there is no ongoing legal dispute with the person, the person has been told to leave but has not, and the person is not a current or former tenant or family member. The owner or agent must file a sworn complaint with the sheriff or constable, who must verify the ownership and serve notice to the occupant to leave immediately. Offenses are created for anyone who uses fake documents to claim they have the legal right to enter or stay on a property, or who fraudulently sells, rents, or leases a property.

2. Please also see: Sec. 28.03 Penal Code, CRIMINAL MISCHIEF; Sec. 32.56 Penal Code, FALSE, FRAUDULENT, OR FICTITIOUS DOCUMENT CONVEYING REAL PROPERTY INTEREST
3. Author: Hull
4. Effective date: September 1, 2025

#### G. Election Code

##### i. ELECTION CODE Sec. 51.005 NUMBER OF BALLOTS ([HB 1661](#))

1. New offenses are added for authorities that intentionally fail to provide the required number of ballots or do not promptly supplement distributed ballots upon request from a polling place, both classified as Class A misdemeanors. HB 1661 also increases penalties for certain election-related offenses.
2. Please also see: Sec. 51.008 Election Code, SUPPLEMENTING DISTRIBUTED BALLOTS; Sec. 51.010 Election Code, FAILURE TO DISTRIBUTE OR DELIVER SUPPLIES; Sec. 51.011 Election Code, OBSTRUCTING DISTRIBUTION OF SUPPLIES; Sec. 61.007 Election Code, UNLAWFULLY REVEALING INFORMATION BEFORE POLLS CLOSE
3. Author: Vasut | Schofield | Swanson | Cain | Wilson
4. Effective date: September 1, 2025

##### ii. ELECTION CODE Sec. 276.013 ELECTION FRAUD ([HB 5115](#))

1. New offenses are added to the definition of election fraud including counting invalid votes, altering reports to include or exclude valid votes, and discarding or destroying a voter's completed ballot without consent. The penalties for these offenses are elevated to a felony of the second degree, with harsher penalties for elected officials committing these offenses, which would be classified as a felony of the first degree.
2. Please also see: Sec. 276.013(c) Election Code, ELECTION FRAUD and Sec. 276.014 Election Code, OTHER ELECTION OFFENSES are repealed.
3. Author: Shaheen | Patterson | McQueeney | Fairly | Leo Wilson
4. Effective date: September 1, 2025

#### H. Civil Practice and Remedies Code

- i. CIVIL PRACTICE AND REMEDIES CODE Chapter 98C LIABILITY FOR ONLINE IMPERSONATION ([HB 783](#))
  - 1. A person is civilly liable to another person if they knowingly and with the intent to harm, defraud, intimidate, or threaten, use an online impersonation to create a false identity and the impersonation causes injury to that other person. This liability does not apply to a law enforcement agency or law enforcement agency employee acting within the scope of employment in investigating Internet crimes.
  - 2. Author: Lalani | Darby
  - 3. Effective date: September 1, 2025
- ii. CIVIL PRACTICES AND REMEDIES CODE Chapter 129C AGREEMENTS PROHIBITING DISCLOSURES REGARDING SEXUAL ABUSE ([SB 835](#))
  - 1. Trey's Law establishes that nondisclosure or confidentiality agreements are void and unenforceable if they prohibit a person, including a party, from disclosing an act of sexual abuse or any facts related to the act to any other person.
  - 2. Author: Paxton
  - 3. Effective date: September 1, 2025