

CHAPTER 511

H.B. No. 502

AN ACT

relating to the adjudication and disposition of children who engage in certain conduct involving the inhalation of certain substances.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 51.03(b), Family Code, is amended to read as follows:

(b) Conduct indicating a need for supervision is:

(1) conduct, other than a traffic offense [~~or other than an offense included in Subdivision (5) of this subsection~~], that on three or more occasions violates either of the following:

(A) the penal laws of this state of the grade of misdemeanor that are punishable by fine only; or

(B) the penal ordinances of any political subdivision of this state;

(2) the unexcused voluntary absence of a child on 10 or more days or parts of days within a six-month period or three or more days or parts of days within a four-week period from school;

(3) the voluntary absence of a child from his home without the consent of his parent or guardian for a substantial length of time or without intent to return; *or*

(4) conduct which violates the laws of this state prohibiting driving while intoxicated or under the influence of intoxicating liquor (first or subsequent offense) or driving while under the influence of any narcotic drug or of any other drug to a degree which renders him incapable of safely driving a vehicle (first or subsequent offense); ~~or~~

~~[(5) conduct prohibited by city ordinance or by state law involving the inhalation of the fumes or vapors of paint and other protective coatings or glue and other adhesives].~~

SECTION 2. (a) This Act takes effect September 1, 1987, and applies only to conduct occurring on or after that date. Conduct violating the penal law of this state occurs on or after the effective date of this Act if every element of the violation occurs on or after that date.

(b) A juvenile proceeding for conduct occurring before the effective date is governed by the law existing at the time the conduct occurred and that law is continued in effect for that purpose only.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed by the House on May 6, 1987, by a non-record vote. Passed by the Senate on May 22, 1987, by the following vote: Yeas 30, Nays 0.

Approved June 17, 1987.

Effective Sept. 1, 1987.