

## **BILL ANALYSIS**

Senate Research Center  
77R1581 JD-D

S.B. 222  
By: Carona  
Jurisprudence  
3/5/2001  
As Filed

### **DIGEST AND PURPOSE**

According to the American Medical Association, from 1985 to 1996, 64 percent of child passenger deaths involving a drinking driver occurred while the child was riding with a drinking driver. As proposed, S.B. 222 increases the penalty for drunk driving to a Class A misdemeanor if a person younger than 16 was in the vehicle driven by the defendant.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 49.09(a), Penal Code, to make an offense of driving while intoxicated a Class A misdemeanor if it is shown on the trial of the offense that at the time of the offense a person younger than 16 was a passenger in the motor vehicle being operated by the defendant.

SECTION 2. Effective date: September 1, 2001.  
Makes application of this Act prospective.