

1 performed may not be held liable under this section.

2 (e) A physician who violates Subsection (c) by failing to
3 provide the appropriate medical treatment to a child born alive
4 after an abortion or an attempted abortion is liable to the state
5 for a civil penalty of not less than \$100,000. The attorney general
6 may bring a suit to collect the penalty. In addition to the civil
7 penalty, the attorney general may recover reasonable attorney's
8 fees. The civil penalty described in this subsection is in addition
9 to any other recovery authorized under other law.

10 (f) A person who has knowledge of a failure to comply with
11 this section shall report to the attorney general. The identity and
12 any personally identifiable information of the person reporting the
13 failure to comply with this section is confidential under Chapter
14 552, Government Code.

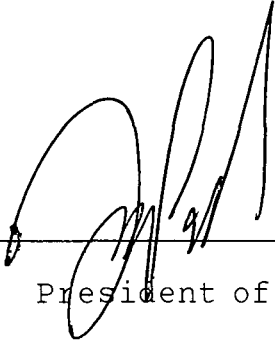
15 (g) A physician or health care practitioner who violates
16 Subsection (c) by failing to provide the appropriate medical
17 treatment to a child born alive after an abortion or an attempted
18 abortion commits an offense. An offense under this subsection is a
19 felony of the third degree.

20 SECTION 3. Section 151.002, Family Code, as amended by this
21 Act, applies only to a child born alive on or after the effective
22 date of this Act.

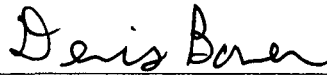
23 SECTION 4. The change in law made by this Act applies only
24 to the prosecution of an offense committed on or after the effective
25 date of this Act. The prosecution of an offense committed before
26 the effective date of this Act is governed by the law in effect on
27 the date the offense was committed, and the former law is continued

1 in effect for that purpose. For purposes of this section, an
2 offense is committed before the effective date of this Act if any
3 element of the offense occurs before the effective date.

4 SECTION 5. This Act takes effect September 1, 2019.



President of the Senate



Speaker of the House

I certify that H.B. No. 16 was passed by the House on April 17, 2019, by the following vote: Yeas 94, Nays 2, 49 present, not voting; and that the House concurred in Senate amendments to H.B. No. 16 on May 23, 2019, by the following vote: Yeas 84, Nays 57, 2 present, not voting.



Chief Clerk of the House

I certify that H.B. No. 16 was passed by the Senate, with amendments, on May 16, 2019, by the following vote: Yeas 21, Nays 10.



Secretary of the Senate

APPROVED: 6-13-2019

Date



Governor

FILED IN THE OFFICE OF THE SECRETARY OF STATE

16:00 ^{am} O'CLOCK

JUN 14 2019



Secretary of State