

By: Huffman

S.B. No. 1371

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the reporting of certain incidents of sexual  
3 harassment, sexual assault, dating violence, or stalking at certain  
4 public or private institutions of higher education.

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

6 SECTION 1. Section 51.252, Education Code, is amended by  
7 amending Subsection (b) and adding Subsection (c-1) to read as  
8 follows:

9 (b) Except as provided by Subsection (c) or (c-1), the  
10 report must include all information concerning the incident known  
11 to the reporting person that is relevant to the investigation and,  
12 if applicable, redress of the incident, including whether an  
13 alleged victim has expressed a desire for confidentiality in  
14 reporting the incident.

15 (c-1) A campus peace officer employed by a postsecondary  
16 educational institution who receives information regarding an  
17 incident described by Subsection (a) from an alleged victim who  
18 chooses to complete a pseudonym form described by Article 58.102,  
19 58.152, 58.202, or 58.252, Code of Criminal Procedure, shall, in  
20 making a report under this section, state only the type of incident  
21 reported and may not include the victim's name, phone number,  
22 address, or other information that may directly or indirectly  
23 reveal the victim's identity.

24 SECTION 2. Section 51.256(c), Education Code, is amended to

1 read as follows:

2 (c) Nothing in this section may be construed as prohibiting  
3 a victim from making a report to a law enforcement agency using a  
4 ~~[the]~~ pseudonym form described by Article 58.102, 58.152, 58.202,  
5 or 58.252 ~~[57.02]~~, Code of Criminal Procedure.

6 SECTION 3. To the extent of any conflict, this Act prevails  
7 over another Act of the 87th Legislature, Regular Session, 2021,  
8 relating to nonsubstantive additions to and corrections in enacted  
9 codes.

10 SECTION 4. This Act takes effect immediately if it receives  
11 a vote of two-thirds of all the members elected to each house, as  
12 provided by Section 39, Article III, Texas Constitution. If this  
13 Act does not receive the vote necessary for immediate effect, this  
14 Act takes effect September 1, 2021.