

By: Leach

H.B. No. 4272

A BILL TO BE ENTITLED

AN ACT

relating to the disclosure of certain documentation and records concerning victims of sexual assault and other sex offenses.

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

SECTION 1. Article 56A.252, Code of Criminal Procedure, is amended by adding Subsection (c-1) to read as follows:

(c-1) For purposes of this subsection, "intimate parts" and "visual material" have the meanings assigned by Section 21.16, Penal Code. In providing documentation in support of additional reimbursement under Subsection (c)(1)(B), a health care provider or sexual assault examiner may redact any personally identifiable information of a sexual assault survivor and withhold any visual material depicting a sexual assault survivor with the survivor's intimate parts exposed or otherwise depicting the survivor in an intimate state.

SECTION 2. Section 420.072, Government Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) For purposes of this subsection, "intimate parts" and "visual material" have the meanings assigned by Section 21.16, Penal Code. In disclosing a communication or record for purposes of an audit, an evaluation, or research under Subsection (a)(5)(B), an advocate or sexual assault program may redact any personally identifiable information of a survivor and withhold any visual material depicting a survivor with the survivor's intimate parts

1 exposed or otherwise depicting the survivor in an intimate state.

2 SECTION 3. This Act takes effect September 1, 2023.