

By: Naishtat

H.B. No. 270

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the collection, analysis, and dissemination of  
3 information relating to certain sexual offenses.

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

5 SECTION 1. Subchapter D, Chapter 411, Government Code, is  
6 amended by adding Section 411.049 to read as follows:

7 Sec. 411.049. SEXUAL ASSAULT REPORTING. (a) The  
8 department shall establish and maintain a central repository for  
9 the collection and analysis of information relating to the  
10 commission of an offense under Section 22.011 or 22.021, Penal  
11 Code, including information regarding the victim and the  
12 perpetrator of the offense and information indicating the results  
13 of any forensic medical examination described by Article 56.06,  
14 Code of Criminal Procedure, and the results of any prosecution of  
15 the offense. On establishing the repository, the department shall  
16 develop a procedure to monitor, record, classify, and analyze  
17 information under this subsection.

18 (b) Local law enforcement agencies shall report the  
19 commission of offenses under Sections 22.011 and 22.021, Penal  
20 Code, and other related information required by Subsection (a) in  
21 the form and manner and at regular intervals as prescribed by rules  
22 adopted by the department. The department shall summarize and  
23 analyze information received under this subsection and any other  
24 corresponding information possessed by the department.

1       (c) The department shall make information, records, and  
2 statistics collected under this section available to any local law  
3 enforcement agency, political subdivision, or state agency to the  
4 extent the information is reasonably necessary or useful to the  
5 agency or subdivision in carrying out duties imposed by law on the  
6 agency or subdivision. This subsection may not be construed to  
7 limit access to information, records, or statistics if access is  
8 permitted by other law. Dissemination of the names of perpetrators  
9 and victims is subject to all confidentiality requirements  
10 otherwise imposed by law.

11       SECTION 2. The Department of Public Safety of the State of  
12 Texas shall establish the rules and procedures necessary to comply  
13 with Section 411.049, Government Code, as added by this Act, not  
14 later than October 1, 2003.

15       SECTION 3. This Act takes effect September 1, 2003.