

1-1 By: Goolsby (Senate Sponsor - Carona) H.B. No. 291
1-2 (In the Senate - Received from the House April 19, 2005;
1-3 April 21, 2005, read first time and referred to Committee on
1-4 Criminal Justice; May 13, 2005, reported favorably by the
1-5 following vote: Yeas 5, Nays 0; May 13, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to victim notification regarding the release of certain
1-9 defendants following acquittal by reason of insanity.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 4(d), Article 46.03, Code of Criminal
1-12 Procedure, is amended by adding Subdivision (8) to read as follows:

1-13 (8) Victim Notification of Release. If the court
1-14 issues an order under Subdivision (4) or (5) that requires the
1-15 release of an acquitted person on discharge or on a regimen of
1-16 outpatient care, the clerk of the court issuing the order, using the
1-17 information provided on any victim impact statement received by the
1-18 court under Article 56.03 or other information made available to
1-19 the court, shall provide name, address, and phone number
1-20 information to the Texas Department of Criminal Justice victim
1-21 services division to enable the division to notify the victim or the
1-22 victim's guardian or close relative of the release. The victim
1-23 services division shall notify any victim or guardian or close
1-24 relative named in the victim impact statement or other information.
1-25 Notwithstanding Article 56.03(f), the clerk of the court may
1-26 inspect a victim impact statement for the purpose of notification
1-27 under this subdivision.

1-28 SECTION 2. This Act takes effect September 1, 2005.

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