

By: Madden

H.B. No. 433

A BILL TO BE ENTITLED

1 AN ACT

2 relating to disclosure by the inspector general of the Texas
3 Department of Criminal Justice of the identifying information of
4 victims of sex offenses who are confined in a facility operated by
5 or under contract with the department.

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

7 SECTION 1. Article 57.02, Code of Criminal Procedure, is
8 amended by adding Subsection (i) to read as follows:

9 (i) This article does not prohibit the inspector general of
10 the Texas Department of Criminal Justice from disclosing a victim's
11 identifying information to an employee of the department if the
12 victim is an inmate or state jail defendant confined in a facility
13 operated by or under contract with the department.

14 SECTION 2. Article 57.03, Code of Criminal Procedure, is
15 amended by adding Subsection (c-1) to read as follows:

16 (c-1) It is an exception to the application of this article
17 that:

18 (1) the person who discloses the name, address, or
19 telephone number of a victim is the inspector general of the Texas
20 Department of Criminal Justice;

21 (2) the victim is an inmate or state jail defendant
22 confined in a facility operated by or under contract with the Texas
23 Department of Criminal Justice; and

24 (3) the person to whom the disclosure is made is an

1 employee of the department.

2 SECTION 3. Article 57.03(c-1), Code of Criminal Procedure,
3 as added by this Act, applies only to an offense committed on or
4 after the effective date of this Act. An offense committed before
5 the effective date of this Act is governed by the law in effect when
6 the offense was committed, and the former law is continued in effect
7 for that purpose. For purposes of this section, an offense was
8 committed before the effective date of this Act if any element of
9 the offense was committed before that date.

10 SECTION 4. This Act takes effect September 1, 2007.