

1-1 By: Naishtat (Senate Sponsor - Zaffirini) H.B. No. 2966
1-2 (In the Senate - Received from the House April 27, 2011;
1-3 May 3, 2011, read first time and referred to Committee on Criminal
1-4 Justice; May 21, 2011, reported favorably by the following vote:
1-5 Yeas 6, Nays 0; May 21, 2011, sent to printer.)

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

1-8 relating to the confidentiality of certain communications and
1-9 records made or collected in reference to certain sexual assault
1-10 survivors.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Article 56.065, Code of Criminal Procedure, is
1-13 amended by adding Subsection (j) to read as follows:

1-14 (j) A communication or record that contains identifying
1-15 information regarding a person who receives a forensic medical
1-16 examination under this article and that is created by, provided to,
1-17 or in the control or possession of the department is confidential
1-18 for purposes of Section 552.101, Government Code. In this
1-19 subsection, "identifying information" includes:

1-20 (1) information revealing the identity, personal
1-21 history, or background of the person; or

1-22 (2) information concerning the victimization of the
1-23 person.

1-24 SECTION 2. This Act takes effect immediately if it receives
1-25 a vote of two-thirds of all the members elected to each house, as
1-26 provided by Section 39, Article III, Texas Constitution. If this
1-27 Act does not receive the vote necessary for immediate effect, this
1-28 Act takes effect September 1, 2011.

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