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| BILL ANALYSIS |

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| H.B. 324 |
| By: Murr |
| Criminal Jurisprudence |
| Committee Report (Unamended) |

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| **BACKGROUND AND PURPOSE** It has been suggested that there is ambiguity in what constitutes an improper relationship between an educator and a student. H.B. 324 seeks to clarify the definition of sexual contact for such purposes in an effort to better enable the prosecution of educators who engage in such a relationship.  |
| **CRIMINAL JUSTICE IMPACT**It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision. |
| **RULEMAKING AUTHORITY** It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution. |
| **ANALYSIS** H.B. 324 amends the Penal Code to define "sexual contact," as that term relates to an offense of improper relationship between an educator and a student, as the following acts, if committed with the intent to arouse or gratify the sexual desire of any person:* any touching by an employee of a public or private primary or secondary school of the anus, breast, or any part of the genitals of a person enrolled in such a school; or
* any touching of any part of the body of a person enrolled in a public or private primary or secondary school with the anus, breast, or any part of the genitals of an employee of such a school.

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| **EFFECTIVE DATE** September 1, 2019. |