

By: Thompson of Harris

H.B. No. 3800

A BILL TO BE ENTITLED

AN ACT

relating to required reporting of human trafficking cases by peace officers and prosecutors.

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

SECTION 1. Chapter 2, Code of Criminal Procedure, is amended by adding Article 2.305 to read as follows:

Art. 2.305. REPORT REQUIRED CONCERNING HUMAN TRAFFICKING CASES. (a) This article applies only to a municipal police department, sheriff's department, constable's office, county attorney's office, district attorney's office, and criminal district attorney's office, as applicable, in a county with a population of more than 50,000.

(b) A peace officer who investigates the alleged commission of an offense under Chapter 20A, Penal Code, shall prepare and submit to a university designated by the attorney general a written report that includes the following information:

(1) the offense being investigated, including a brief description of the alleged prohibited conduct;

(2) regarding each person suspected of the offense and each victim of the offense, the person's:

(A) name;

(B) age;

(C) gender; and

(D) race or ethnicity, as defined by Article

1 2.132;

2 (3) the date, time, and location of the alleged
3 offense;

4 (4) the type of human trafficking involved, including:

5 (A) forced labor or services, as defined by
6 Section 20A.01, Penal Code;

7 (B) causing the victim by force, fraud, or
8 coercion to engage in prohibited conduct involving one or more
9 sexual activities, including conduct described by Section
10 20A.02(a)(3), Penal Code; or

11 (C) causing a child victim by any means to engage
12 in, or become the victim of, prohibited conduct involving one or
13 more sexual activities, including conduct described by Section
14 20A.02(a)(7), Penal Code; and

15 (5) the disposition of the investigation, regardless
16 of the manner of disposition.

17 (c) An attorney representing the state who prosecutes the
18 alleged commission of an offense under Chapter 20A, Penal Code,
19 shall prepare and submit to a university designated by the attorney
20 general a written report that includes the following information:

21 (1) the offense being prosecuted, including a brief
22 description of the alleged prohibited conduct;

23 (2) the information described by Subsections (b)(2),
24 (3), and (4); and

25 (3) the disposition of the prosecution, regardless of
26 the manner of disposition.

27 (d) The attorney general may prescribe:

1 (1) the form and manner of submission of a report
2 required by Subsection (b) or (c); and

3 (2) additional information to include in a report
4 required by Subsection (b) or (c).

5 SECTION 2. This Act takes effect September 1, 2019.