

BILL ANALYSIS

Senate Research Center
77R2272 GWK-D

S.B. 328
By: Jackson
Criminal Justice
1/24/2001
As Filed

DIGEST AND PURPOSE

Under current Texas law, the statute of limitations to prosecute a case involving injury to a child, an elderly individual, or a disabled individual is three years, a term which can cause an undue and unnecessary burden on the prosecution of such cases. As proposed, S.B. 328 increases the statute of limitations from three to ten years for these felony offenses.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Article 12.01, Code of Criminal Procedure, to authorize felony indictments, except as provided in Article 12.03, to be presented within certain limits, including within ten years from the date of the commission of the offense involving injury to a child, an elderly individual, or a disabled individual punishable as a felony of the first degree under Section 22.04 (Injury to a Child, Elderly Individual, or Disabled Individual), Penal Code, and not afterward.

SECTION 2. Effective date: September 1, 2001.
Makes application of this Act prospective.