

## **BILL ANALYSIS**

Senate Research Center  
78R11335 KEL-D

C.S.S.B. 52  
By: Zaffirini  
Criminal Justice  
4/25/2003  
Committee Report (Substituted)

### **DIGEST AND PURPOSE**

Currently, law enforcement agencies are not required to report certain information regarding sexual assaults to the Texas Department of Public Safety (DPS). C.S.S.B. 52 requires law enforcement agencies to report certain information about certain sexual offenses to DPS so that DPS can perform a statistical breakdown of offenses.

### **RULEMAKING AUTHORITY**

Rulemaking authority is expressly granted to the Department of Public Safety of the State of Texas in SECTION 1 (Section 411.042, Government Code) and SECTION 2 of this bill.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 411.042, Government Code, by amending Subsections (b) and (g) and adding Subsections (h) and (i), as follows:

(b) Requires the bureau of identification and records to take certain actions.

(g) Authorizes the Department of Public Safety (DPS) to adopt reasonable rules under this section relating to certain actions, reports, and orders. Makes nonsubstantive changes.

(h) Requires information collected to perform a statistical breakdown of offenses under Sections 22.011 (Sexual Assault) and 22.021 (Aggravated Sexual Assault), Penal Code, as required by Subsection (b)(2) to include certain information.

(i) Requires a law enforcement agency to report offenses under Section 22.011 or 22.021, Penal Code, to DPS in the form and manner and at regular intervals as prescribed by rules adopted by DPS. Requires the report to include the information described by Subsection (h).

SECTION 2. Requires DPS, in consultation with statewide, nonprofit sexual assault programs, to establish the rules and procedures necessary to comply with Section 411.042, Government Code, as added by this Act, not later than October 1, 2003.

SECTION 3. Effective date: September 1, 2003.