

## **BILL ANALYSIS**

Senate Research Center  
81R6957 MCK-D

S.B. 788  
By: Nelson  
Health & Human Services  
3/16/2009  
As Filed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

It is currently a Class B misdemeanor for a person who has cause to believe a child's physical or mental health or welfare has been or may be adversely affected by abuse or neglect to knowingly fail to make a report.

As proposed, S.B. 788 amends Section 261.101 (Persons Required to Report; Time to Report), to match Section 261.109 (Failure to Report; Penalty) to require a person having cause to believe a child's physical or mental health or welfare has been or may be adversely affected by abuse or neglect by any person to immediately make a report.

### **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 Section 261.101(a), Family Code, to require a person having cause to believe that a child's physical or mental health or welfare has been or may be adversely affected by abuse or neglect by any person to immediately make a report as provided by this subchapter.

SECTION 2. Effective date: September 1, 2009.