

AN ACT

relating to the confidentiality of certain information regarding,
and to the compensation of, a crime victim.

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

SECTION 1. Subchapter C, Chapter 552, Government Code, is amended by adding Section 552.1325 to read as follows:

Sec. 552.1325. CRIME VICTIM IMPACT STATEMENT: CERTAIN INFORMATION CONFIDENTIAL. (a) In this section:

(1) "Crime victim" means a person who is a victim as defined by Article 56.32, Code of Criminal Procedure.

(2) "Victim impact statement" means a victim impact statement under Article 56.03, Code of Criminal Procedure.

(b) The following information that is held by a governmental body or filed with a court and that is contained in a victim impact statement or was submitted for purposes of preparing a victim impact statement is confidential:

(1) the name, social security number, address, and telephone number of a crime victim; and

(2) any other information the disclosure of which would identify or tend to identify the crime victim.

SECTION 2. Subdivision (9), Subsection (a), Article 56.32, Code of Criminal Procedure, is amended to read as follows:

(9) "Pecuniary loss" means the amount of expense reasonably and necessarily incurred as a result of personal injury

1 or death for:

2 (A) medical, hospital, nursing, or psychiatric
3 care or counseling, or physical therapy;

4 (B) actual loss of past earnings and anticipated
5 loss of future earnings and necessary travel expenses because of:

6 (i) a disability resulting from the
7 personal injury;

8 (ii) the receipt of medically indicated
9 services related to the disability resulting from the personal
10 injury; or

11 (iii) participation in or attendance at
12 investigative, prosecutorial, or judicial processes related to the
13 criminally injurious conduct and participation in or attendance at
14 any postconviction or postadjudication proceeding relating to
15 criminally injurious conduct;

16 (C) care of a child or dependent;

17 (D) funeral and burial expenses;

18 (E) loss of support to a dependent, consistent
19 with Article 56.41(b)(5);

20 (F) reasonable and necessary costs of cleaning
21 the crime scene;

22 (G) reasonable replacement costs for clothing,
23 bedding, or property of the victim seized as evidence or rendered
24 unusable as a result of the criminal investigation; ~~and~~

25 (H) reasonable and necessary costs, as provided
26 by Article 56.42(d), incurred by a victim of family violence or a
27 victim of sexual assault who is assaulted in the victim's place of

1 residence for relocation and housing rental assistance payments;
2 and

3 (I) reasonable and necessary costs of traveling
4 to and from a place of execution for the purpose of witnessing the
5 execution, including one night's lodging near the place at which
6 the execution is conducted.

7 SECTION 3. The change in law made by this Act in amending
8 Subdivision (9), Subsection (a), Article 56.32, Code of Criminal
9 Procedure, applies only to compensation for costs incurred on or
10 after the effective date of this Act. Compensation for costs
11 incurred before the effective date of this Act is covered by the law
12 in effect on the date the costs were incurred, and the former law is
13 continued in effect for that purpose.

14 SECTION 4. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2003.

David Bushner
President of the Senate

Jim Coakley
Speaker of the House

I hereby certify that S.B. No. 1015 passed the Senate on April 16, 2003, by the following vote: Yeas 31, Nays 0; May 29, 2003, Senate refused to concur in House amendments and requested appointment of Conference Committee; May 30, 2003, House granted request of the Senate; May 31, 2003, Senate adopted Conference Committee Report by the following vote: Yeas 30, Nays 0.

Sally Gau
Secretary of the Senate

I hereby certify that S.B. No. 1015 passed the House, with amendments, on May 25, 2003, by the following vote: Yeas 117, Nays 0, two present not voting; May 30, 2003, House granted request of the Senate for appointment of Conference Committee; May 31, 2003, House adopted Conference Committee Report by the following vote: Yeas 146, Nays 0, one present not voting.

Robert Haney
Chief Clerk of the House

Approved:

21 JUN 03

Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3:30 P.M. O'CLOCK

4 JUN 21 2003
Ann Shea
Secretary of State