

2021 Post-Legislative Conference


Legislation Affecting Human Trafficking, Sex Offenses, and Victims

Christian von Wupperfeld





Agenda

- Human Trafficking
 - > HB 1540
 - > HB 420
 - > SB 1831
 - > SB 315
 - > SB 766
 - > SB 800
- Victims
 - > HB 1172
 - > HB 2675
 - > HB 918
 - > HB 39
 - > HB 2462
 - > HB 2706
 - > SB 295
 - > SB 623
 - > SB 798
 - > SB 957




2021 Post-Legislative Conference
8th Legislative Session




Human Trafficking

- HB 1540
 - > Confidentiality
 - o § 98.007 Civil Practice and Remedies Code
 - o § 301.0221 Government Code
 - > Attorney's Fees
 - o § 125.005 Civil Practice and Remedies Code
 - > Penal Code
 - o § 20A.01
 - o § 20A.02



2021 Post-Legislative Conference
8th Legislative Session



Human Trafficking

- HB 1540 (cont.)
 - Penal Code
 - § 20A.01—expanded definition of “coercion”
 - § 20A.02—adds offenses
 - § 33.021—enhancement
 - § 43.02—enhancement
 - Notices at Schools
 - § 37.086 Education Code



Human Trafficking

- HB 402
 - Use of Forfeiture Funds
 - § 59.06 Code of Criminal Procedure
- SB 1831
 - Notices at schools
 - Human Trafficking Prevention Information
 - § 1001.1021 Education Code
 - Notices at Certain Entities
 - § 402.0531 Government Code
 - Penal Code



Human Trafficking

- SB 315
 - Prohibition of Minors on the Premises of SOB's
 - § 106.17 Alcoholic Beverage Code
 - § 102.0031 Business and Commerce Code
 - Common Nuisance
 - § 125.0015(a) Civil Practice and Remedies Code
 - SOB's May Not Employ Individuals Younger than 21
 - § 51.016 Labor Code



Human Trafficking

- SB 766
 - SOB's Must use E-Verify and May Not Employ Individuals Younger than 21
 - § 51.016 Labor Code
- SB 800
 - Report Required Concerning Human Trafficking Cases
 - § 2.305 Code of Criminal Procedure
 - Trafficking in Person Information
 - § 71.0353 Government Code
 - Human Trafficking Prevention Coordinating Council Report
 - § 402.034 Government Code



Victims

- HB 1172
 - Protecting Rights of Victims of Sexual Assault or other Prohibited Sex Conduct
 - § 15.051 Code of Criminal Procedure
 - § 56A.3515 Code of Criminal Procedure
 - § 56A.352 Code of Criminal Procedure
- HB 2675
 - License to Carry a Handgun for a Person at Increased Risk of Becoming a Victim of Violence.
 - § 411.184 Government Code



Victims

- HB 918
 - License to Carry a Handgun for a Certain Young Adults
 - § 411.172 Government Code
- HB 39
 - Protective Orders
 - § 85.005 Family Code
 - § 85.006 Family Code
 - § 85.026 Family Code
 - § 7B.001 Code of Criminal Procedure
 - § 7B.007 Code of Criminal Procedure
 - § 56A.052(d) Code of Criminal Procedure



Victims

• HB 2462

➢ Rights of Crime Victims

- § 56A.052 Code of Criminal Procedure—Time for forensic medical exam
- § 56A.2505 Code of Criminal Procedure
- § 56A.2506 Code of Criminal Procedure
- § 56A.251 Code of Criminal Procedure—Forensic medical exam time and documentation
- § 56A.252 Code of Criminal Procedure—Payment of Costs of Examination
- § 56A.304 Code of Criminal Procedure—Payment of Costs of Examination
- § 420.034 Government Code
- § 420.045 Government Code is Redesignated as 420.034(h)
- § 420.035 Government Code—Evidence Release
- § 420.042 Government Code



2021 Post-Legislative Conference
87th Legislative Session



Victims

• HB 2706

➢ Use of Evidence

- § 38.435 Code of Criminal Procedure

➢ Rights of Crime Victims

- § 56A.252 Code of Criminal Procedure—Payment of Costs of Examination
- § 56A.304 Code of Criminal Procedure—Payment of Costs of Examination
- § 56A.303 Code of Criminal Procedure—Time for Forensic Medical Exam

➢ Emergency Services

- § 323.001-008 Health and Safety Code
- § 323.051-054 Health and Safety Code—SAFE Program (NEW)



2021 Post-Legislative Conference
87th Legislative Session



Victims

• SB 295

➢ Confidential Communications and Records

- § 420.071 Government Code
- § 420.072 Government Code
- § 420.074 Government Code

• SB 623

➢ Vanessa Guillén Act

- § 432 Government Code—Texas Code of Military Justice



2021 Post-Legislative Conference
87th Legislative Session



Victims

- SB 798
 - Issuance of Birth Record, Driver's License, or ID to Victims of Family or Dating Violence
 - § 11.00491 Health and Safety Code—Birth Record
 - § 521.1016 Transportation Code—Personal Identification Certificate
 - § 521.1811 Transportation Code—Driver's License
- SB 957
 - Denial or Reduction of Award Under Crime Victim's Compensation Fund
 - § 56B.107 Code of Criminal Procedure



2021 Post-Legislative Conference

Legislation Affecting
Human Trafficking,
Sex Offenses, and
Victims

Christian von Wupperfeld