

**BILL ANALYSIS**

Senate Research Center  
77R1315 GWK-D

S.B. 128  
By: Shapiro  
Criminal Justice  
..... 1/1/23/2001  
As Filed

**DIGEST AND PURPOSE**

Under current Texas law, the statute of limitations for prosecution of sexual assault is five years from the date of the offense, unless committed against a minor, in which case it is ten years past the minor’s 18th birthday. As proposed, S.B. 128 extends the statute of limitations on sexual assault cases to 10 years.

**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 provide that in the case of a sexual assault, except as provided by Subdivision (5) or as provided in Article 12.03, a felony indictment is authorized to be presented within the limit of ten years from the date of the commission of the offense, and not afterward. Makes conforming and nonsubstantive changes.

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