

## **BILL ANALYSIS**

Senate Research Center

S.B. 1584  
By: Van de Putte  
Jurisprudence  
3/22/2001  
As Filed

### **DIGEST AND PURPOSE**

Currently, some evidence may be excluded from admission at trial. As proposed, S.B. 1584 provides that evidence which proves or tends to prove that the accused is innocent of the offense for which the accused is charged is relevant and prohibits such evidence from being excluded on the basis that it prejudices the state's case.

### **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 Chapter 38, Code of Criminal Procedures, by adding Article 38.02, as follows:

Art. 38.02. EVIDENCE OF INNOCENCE. Provides that evidence which proves or tends to prove that the accused is innocent of the offense for which the accused is charged is relevant. Prohibits such evidence from being excluded on the basis that it prejudices the state's case.

SECTION 2. Effective date: September 1, 2001.