

## **BILL ANALYSIS**

Senate Research Center

H.B. 73  
By: Garcia (West, Royce)  
Criminal Justice  
5/3/2001  
Engrossed

### **DIGEST AND PURPOSE**

Current law does not prohibit the photographing or visual recording of a non-consenting person for the arousal or gratification of a person's sexual desire. H.B. 73 provides that a person commits a state jail felony if the person photographs, videotapes, or by other electronic means, visually records another without that person's consent and with the intent to arouse or gratify the sexual desire of any person.

### **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 21, Penal Code, by adding Section 21.15, as follows:

Sec. 21.15. IMPROPER PHOTOGRAPHY OR VISUAL RECORDING. Provides that a person commits a state jail felony if the person photographs or by videotape or other electronic means visually records another without the other person's consent and with intent to arouse or gratify the sexual desire of any person.

SECTION 2. Effective date: September 1, 2001.