

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.