

By: Blanco

H.B. No. 4256

A BILL TO BE ENTITLED

AN ACT

relating to the jurisdiction of courts in criminal matters involving allegations of sexual assault by a member of the state military forces.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter A, Chapter 432, Government Code, is amended by adding Section 432.006 to read as follows:

Sec. 432.006. PROSECUTION OF SEXUAL ASSAULT. (a) A criminal case alleging a sexual assault committed by a member of the state military forces must first be tried in an appropriate state court with jurisdiction over the case.

(b) A military court may not try a person subject to this chapter for committing an offense described by Subsection (a) until any state prosecution of the offense is complete.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2017.