

BILL SUMMARY
1st Session of the 56th Legislature

Bill No.:	HB 1468
Version:	PCS
Request Number:	6770
Author:	Rep. Bush
Date:	2/13/2017
Impact:	Increased time to prosecute, possible increase in court cases and convictions

Research Analysis

The committee substitute to HB 1468 creates the “Hidden Predator Act”. The measure provides that the prosecution of rape, forcible sodomy and other related sex crimes must be commenced by the forty-fifth birthday of the alleged victim. The measure removes the requirement that the victim notified law enforcement within 12 years after the discovery of the crime. The measure provides that no prosecution may be based upon the memory of the victim that has been recovered through psychotherapy unless there is some independent evidence. Any person who knowingly and willfully makes a false claim that the person knows lacks factual foundation may be reported to local law enforcement for criminal investigation and, upon conviction, shall be guilty of a felony.

Prepared By: Brad Wolgamott

Fiscal Analysis

The measure alters the time frame for prosecution in cases of certain crimes against children from within 12 years of the crime to up until the victim’s 45th birthday. This extends the time allowed for these cases to be brought to court and could minimally increase court workload. This increase is contingent upon how many additional cases that fit into the new requirements are prosecuted. This could also increase incarcerations if the additional cases prosecuted result in convictions.

Prepared By: Kristina King

Other Considerations

None.