

BILL SUMMARY
1st Session of the 57th Legislature

Bill No.:	SB 798
Version:	ENGR
Request Number:	
Author:	Rep. Kannady
Date:	3/26/2019
Impact:	\$0

Research Analysis

SB 798 requires law enforcement agencies in this state that conduct eyewitness identification procedures to adopt a detailed, written policy. The policy requires photo arrays and live lineups to be conducted using a blind administrator or a technique of blinded administration as well as fillers to be provided that match the witness's description of the suspect. Eyewitnesses must also be informed that the suspect may or may not appear in the lineup or photo array. Upon identifying the suspect, an eyewitness must state his or her certainty in the suspect's identity. Eyewitness identification procedures must also include policies related to record keeping and conducting a show-up procedure only when a suspect is detained within a reasonably short time frame following the offense.

Prepared By: Brad Wolgamott

Fiscal Analysis

SB 798, which deals with photo array and lineup procedure, has no fiscal or revenue implications for the state.

Prepared By: Kristina King

Other Considerations

None.