

By: Dominguez, Guillen, Morales of Maverick

H.B. No. 1108

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the eligibility of an individual to be issued a license  
3 to operate as a dispensing organization under the Texas  
4 Compassionate-Use Act, or to act as a director, manager, or  
5 employee of a dispensing organization, based on a criminal history  
6 background check.

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

8 SECTION 1. Section 487.105, Health and Safety Code, is  
9 amended by adding Subsection (c-1) to read as follows:

10 (c-1) The criteria established under Subsection (c) must  
11 provide that an individual's conviction of or placement on deferred  
12 adjudication community supervision for an offense involving the  
13 possession of marihuana that was punishable as a misdemeanor does  
14 not prevent the individual from passing the criminal history  
15 background check for the purposes of this section.

16 SECTION 2. The change in law made by this Act to Section  
17 487.105, Health and Safety Code, applies to an individual's  
18 eligibility to be issued a license to operate as a dispensing  
19 organization, or to act as a director, manager, or employee of a  
20 dispensing organization, based on a criminal history background  
21 check conducted on or after the effective date of this Act,  
22 regardless of when a conviction reported as part of the  
23 individual's criminal history occurred.

24 SECTION 3. This Act takes effect September 1, 2021.