

By: Wilson

H.B. No. 1928

A BILL TO BE ENTITLED

AN ACT

relating to employment information and records regarding certain persons licensed by the Texas Commission on Law Enforcement.

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

SECTION 1. Section 1701.451(a-1), Occupations Code, is amended to read as follows:

(a-1) A law enforcement agency that obtains a consent form described by Subsection (a)(2)(B) shall make an electronic copy of the person's employment records available to a hiring law enforcement agency on request. The commission by rule shall prescribe the manner by which a law enforcement agency shall make a person's employment records electronically available to a hiring law enforcement agency. The rules must provide appropriate security protections.

SECTION 2. Subchapter J, Chapter 1701, Occupations Code, is amended by adding Section 1701.459 to read as follows:

Sec. 1701.459. CERTAIN AGREEMENTS RELATED TO EMPLOYMENT INFORMATION PROHIBITED. A person licensed under this chapter may not enter into an agreement with a law enforcement agency employing the person under which the agency is prohibited from:

(1) making the person's employment records available to another law enforcement agency under Section 1701.451(a-1); or

(2) disclosing information about the person's employment to another law enforcement agency or a potential

1 employer in a related field.

2 SECTION 3. (a) Not later than December 1, 2021, the Texas
3 Commission on Law Enforcement shall adopt rules as necessary to
4 comply with Section 1701.451, Occupations Code, as amended by this
5 Act.

6 (b) Section 1701.451, Occupations Code, as amended by this
7 Act, applies only to the hiring of a person by a law enforcement
8 agency that occurs on or after December 1, 2021. The hiring of a
9 person by a law enforcement agency that occurs before that date is
10 governed by the law in effect immediately before the effective date
11 of this Act, and the former law is continued in effect for that
12 purpose.

13 SECTION 4. This Act takes effect September 1, 2021.