

1-1 By: Rose (Senate Sponsor - Johnson) H.B. No. 1184
 1-2 (In the Senate - Received from the House May 1, 2023;
 1-3 May 1, 2023, read first time and referred to Committee on Criminal
 1-4 Justice; May 17, 2023, reported favorably by the following vote:
 1-5 Yeas 7, Nays 0; May 17, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to access to criminal history record information for use
 1-18 in certain research or statistical projects.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 411.083(b), Government Code, is amended
 1-21 to read as follows:

1-22 (b) The department shall grant access to criminal history
 1-23 record information to:

1-24 (1) criminal justice agencies;

1-25 (2) noncriminal justice agencies authorized by
 1-26 federal statute or executive order or by state statute to receive
 1-27 criminal history record information;

1-28 (3) the person who is the subject of the criminal
 1-29 history record information;

1-30 (4) a person, including a research organization or
 1-31 public or private institution of higher education, working on a
 1-32 research or statistical project that is related to the
 1-33 administration of criminal justice and approved by the department
 1-34 and that:

1-35 (A) is funded in whole or in part by a criminal
 1-36 justice grant or government [state] funds; or

1-37 (B) meets the requirements of Part 22, Title 28,
 1-38 Code of Federal Regulations[, and is approved by the department];

1-39 (5) an individual or an agency that has a specific
 1-40 agreement with a criminal justice agency to provide services
 1-41 required for the administration of criminal justice under that
 1-42 agreement, if the agreement:

1-43 (A) specifically authorizes access to
 1-44 information;

1-45 (B) limits the use of information to the purposes
 1-46 for which it is given;

1-47 (C) ensures the security and confidentiality of
 1-48 the information;

1-49 (D) provides for sanctions if a requirement
 1-50 imposed under Paragraph (A), (B), or (C) is violated; and

1-51 (E) requires the individual or agency to perform
 1-52 the applicable services in a manner prescribed by the department;

1-53 (6) an individual or an agency that has a specific
 1-54 agreement with a noncriminal justice agency to provide services
 1-55 related to the use of criminal history record information
 1-56 disseminated under this subchapter, if the agreement:

1-57 (A) specifically authorizes access to
 1-58 information;

1-59 (B) limits the use of information to the purposes
 1-60 for which it is given;

1-61 (C) ensures the security and confidentiality of

2-1 the information;
2-2 (D) provides for sanctions if a requirement
2-3 imposed under Paragraph (A), (B), or (C) is violated; and
2-4 (E) requires the individual or agency to perform
2-5 the applicable services in a manner prescribed by the department;
2-6 (7) a county or district clerk's office; and
2-7 (8) the Office of Court Administration of the Texas
2-8 Judicial System.
2-9 SECTION 2. This Act takes effect September 1, 2023.

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