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H.B. No. 3009

A BILL TO BE ENTITLED

AN ACT

relating to the qualifying offenses and related information included in the Department of Public Safety's computerized central database of offenders who have committed certain violent offenses.

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

SECTION 1. Sections 411.1355(a) and (c), Government Code, are amended to read as follows:

(a) The department shall maintain a computerized central database containing information regarding persons who:

(1) on two or more occasions have been convicted of:

(A) ~~[(1)]~~ an offense under Section 22.01, 22.011, 22.02, or 22.021, Penal Code, for which an affirmative finding was made under Article 42.013, Code of Criminal Procedure;

(B) ~~[(2)]~~ an offense under Section 25.11 or 42.072, Penal Code; or

(C) ~~[(3)]~~ any combination of offenses described by Paragraph (A) or (B); or

(2) are unlawfully present in the United States and on two or more occasions have been convicted of an offense under state law, federal law, or the laws of a federally recognized Indian Tribe that has as an element the intentional or knowing use, attempted use, or threatened use of force or deadly force against any person  
~~[Subdivision (1) or (2)].~~

(c) The database maintained by the department under this

1 section must contain, to the extent the information is available to  
2 the department:

3 (1) the person's full name, each alias used by the  
4 person, and the person's date of birth;

5 (2) a physical description and recent photograph of  
6 the person;

7 (3) a list of offenses described by Subsection (a) of  
8 which the person was convicted, the date of conviction of each  
9 offense, and the punishment prescribed for each offense; ~~and~~

10 (4) an indication as to whether the person was  
11 discharged, placed on community supervision, or released on parole  
12 or to mandatory supervision following conviction of each offense;  
13 and

14 (5) for an individual described by Subsection (a)(2),  
15 the last known location of the individual.

16 SECTION 2. (a) Subject to Subsection (b) of this section,  
17 the change in law made by this Act applies to an offense committed  
18 before, on, or after the effective date of this Act. As soon as  
19 practicable after the effective date of this Act, but not later than  
20 January 1, 2026, the Department of Public Safety shall include in  
21 the database described by Section 411.1355, Government Code,  
22 information regarding each person convicted of two or more offenses  
23 described by Section 411.1355(a)(2), Government Code, as amended by  
24 this Act, committed before the effective date of this Act.

25 (b) The Department of Public Safety may not include in the  
26 database described by Section 411.1355, Government Code,  
27 information concerning a person convicted of two or more offenses

1 described by Section 411.1355(a)(2), Government Code, as amended by  
2 this Act, that were committed before the effective date of this Act  
3 if on the effective date of this Act the department would be  
4 required to remove the person's name from the database under  
5 Section 411.1355(d), Government Code, in response to a petition  
6 filed by the person under that subsection.

7       SECTION 3. This Act takes effect immediately if it receives  
8 a vote of two-thirds of all the members elected to each house, as  
9 provided by Section 39, Article III, Texas Constitution. If this  
10 Act does not receive the vote necessary for immediate effect, this  
11 Act takes effect September 1, 2025.