

By: West, et al.

S.B. No. 1080

A BILL TO BE ENTITLED

AN ACT

relating to the revocation of an occupational license from certain license holders and the issuance of a provisional occupational license to certain applicants with criminal convictions.

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

SECTION 1. Section 53.021, Occupations Code, is amended by adding Subsection (a-2) and amending Subsection (b) to read as follows:

(a-2) A licensing authority may revoke a license holder's license on the grounds of the license holder's imprisonment following a felony conviction.

(b) A license holder's license shall be revoked on the license holder's imprisonment following a:

(1) felony conviction for:

(A) an offense that directly relates to the duties and responsibilities of the licensed occupation;

(B) an offense listed in Article 42A.054, Code of Criminal Procedure; or

(C) a sexually violent offense, as defined by Article 62.001, Code of Criminal Procedure;

(2) [] felony community supervision revocation;

(3) [] revocation of parole; [] or

(4) revocation of mandatory supervision.

SECTION 2. Section 53.0211, Occupations Code, is amended by

amending Subsections (b) and (c) and adding Subsections (b-1) and (h) to read as follows:

(b) Notwithstanding any law other than Subsection (a) and unless the applicant has been convicted of an offense described by Section 53.021(a), a licensing authority shall issue to an otherwise qualified applicant who has been convicted of an offense:

(1) the license for which the applicant applied; or

(2) a provisional license under Subsection (b-1) valid for a term of 12 months ~~[described by Subsection (c)]~~.

(b-1) A licensing authority may issue a provisional license to an applicant who has been convicted of an offense, including an applicant who:

(1) is:

(A) an inmate imprisoned in the Texas Department of Criminal Justice; or

(B) a person released on parole or mandatory supervision and residing at a place described by Section 508.118 or 508.119, Government Code; and

(2) is enrolled in or has completed an educational program offered by:

(A) the Windham School District; or

(B) an institution of higher education, as defined by Section 61.003, Education Code.

(c) The term of a provisional license issued to an applicant who is an inmate imprisoned in the Texas Department of Criminal Justice begins on the date the applicant is released ~~[A licensing authority may issue a provisional license for a term of six months~~

1 ~~to an applicant who has been convicted of an offense].~~

2 (h) On request of a licensing authority, the Texas
3 Department of Criminal Justice shall provide to the licensing
4 authority information regarding an applicant who is an inmate
5 imprisoned in the Texas Department of Criminal Justice for purposes
6 of determining the inmate's eligibility for a license.

7 SECTION 3. Section 508.313(c), Government Code, is amended
8 to read as follows:

9 (c) The department, on request or in the normal course of
10 official business, shall provide information that is confidential
11 and privileged under Subsection (a) to:

12 (1) the governor;
13 (2) a member of the board or a parole commissioner;
14 (3) the Criminal Justice Policy Council in performing
15 duties of the council under Section 413.017; ~~or~~

16 (4) a licensing authority requesting information
17 concerning an inmate or releasee who has submitted an application
18 for an occupational license to the licensing authority; or

19 (5) an eligible entity requesting information for a
20 law enforcement, prosecutorial, correctional, clemency, or
21 treatment purpose.

22 SECTION 4. This Act takes effect immediately if it receives
23 a vote of two-thirds of all the members elected to each house, as
24 provided by Section 39, Article III, Texas Constitution. If this
25 Act does not receive the vote necessary for immediate effect, this
26 Act takes effect September 1, 2025.