

By: West, Nelson

S.B. No. 1073

A BILL TO BE ENTITLED

AN ACT

relating to convictions barring employment in certain facilities serving the elderly or persons with disabilities.

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

SECTION 1. Subsection (b), Section 250.006, Health and Safety Code, is amended to read as follows:

(b) A person [~~convicted of an offense under Chapter 31, Penal Code, that is punishable as a felony~~] may not be employed in a position the duties of which involve direct contact with a consumer in a facility before the fifth anniversary of the date the person is convicted of:

(1) an offense under Section 22.01, Penal Code (assault), that is punishable as a Class A misdemeanor or as a felony;

(2) an offense under Section 30.02, Penal Code (burglary);

(3) an offense under Chapter 31, Penal Code (theft), that is punishable as a felony;

(4) an offense under Section 32.45, Penal Code (misapplication of fiduciary property or property of a financial institution), that is punishable as a Class A misdemeanor or a felony; or

(5) an offense under Section 32.46, Penal Code (securing execution of a document by deception), that is punishable

1 as a Class A misdemeanor or a felony [~~the conviction~~].

2 SECTION 2. This Act takes effect September 1, 2003.