

1-1 By: West S.B. No. 1073
1-2 (In the Senate - Filed March 10, 2003; March 17, 2003, read
1-3 first time and referred to Committee on Health and Human Services;
1-4 April 22, 2003, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; April 22, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to convictions barring employment in certain facilities
1-9 serving the elderly or persons with disabilities.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subsection (b), Section 250.006, Health and
1-12 Safety Code, is amended to read as follows:

1-13 (b) A person [~~convicted of an offense under Chapter 31,~~
1-14 ~~Penal Code, that is punishable as a felony~~] may not be employed in a
1-15 position the duties of which involve direct contact with a consumer
1-16 in a facility before the fifth anniversary of the date the person is
1-17 convicted of:

1-18 (1) an offense under Section 22.01, Penal Code
1-19 (assault), that is punishable as a Class A misdemeanor or as a
1-20 felony;

1-21 (2) an offense under Section 30.02, Penal Code
1-22 (burglary);

1-23 (3) an offense under Chapter 31, Penal Code (theft),
1-24 that is punishable as a felony;

1-25 (4) an offense under Section 32.45, Penal Code
1-26 (misapplication of fiduciary property or property of a financial
1-27 institution), that is punishable as a Class A misdemeanor or a
1-28 felony; or

1-29 (5) an offense under Section 32.46, Penal Code
1-30 (securing execution of a document by deception), that is punishable
1-31 as a Class A misdemeanor or a felony [~~the conviction~~].

1-32 SECTION 2. This Act takes effect September 1, 2003.

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