

By: Naishtat

H.B. No. 1306

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a feasibility study regarding the creation of a federal
3 criminal history record clearinghouse at the Department of Public
4 Safety.

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

6 SECTION 1. (a) The Department of Public Safety shall
7 conduct a feasibility study regarding the creation of a federal
8 criminal history record clearinghouse at the department to allow
9 access to federal criminal history record information for persons
10 with a need for that access without violating federal regulations
11 regarding the dissemination of that information.

12 (b) In completing the study, the Department of Public Safety
13 shall seek input from persons interested in accessing federal
14 criminal history record information, including:

15 (1) state agencies charged with protecting elderly
16 individuals or children;

17 (2) advocates for nursing home residents and other
18 at-risk populations;

19 (3) volunteer organizations providing services to
20 elderly individuals or children; and

21 (4) other appropriate persons as determined by the
22 department.

23 (c) The feasibility study must:

24 (1) determine the manner in which material contained

1 in federal criminal history record information may be categorized
2 for release to a person requesting the information in a manner that
3 complies with federal regulations;

4 (2) estimate the cost of providing clearinghouse
5 services to persons interested in accessing federal criminal
6 history record information; and

7 (3) identify barriers to the implementation of the
8 clearinghouse and possible solutions.

9 (d) The Department of Public Safety shall complete the study
10 and report to the legislature on or before September 1, 2006.

11 (e) This Act expires September 1, 2007.

12 SECTION 2. This Act takes effect September 1, 2005.