

1-1 By: Zaffirini S.B. No. 689
1-2 (In the Senate - Filed February 23, 2005; March 2, 2005,
1-3 read first time and referred to Committee on Criminal Justice;
1-4 April 13, 2005, reported favorably by the following vote: Yeas 6,
1-5 Nays 0; April 13, 2005, sent to printer.)

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

1-8 relating to a feasibility study regarding the creation of a federal
1-9 criminal history record clearinghouse at the Department of Public
1-10 Safety of the State of Texas.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. (a) The Department of Public Safety of the
1-13 State of Texas shall conduct a feasibility study regarding the
1-14 creation of a federal criminal history record clearinghouse at the
1-15 department to allow access to federal criminal history record
1-16 information for persons with a need for that access without
1-17 violating federal regulations regarding the dissemination of that
1-18 information.

1-19 (b) In completing the study, the Department of Public Safety
1-20 of the State of Texas shall seek input from persons interested in
1-21 accessing federal criminal history record information, including:

1-22 (1) state agencies charged with protecting elderly
1-23 individuals or children;

1-24 (2) advocates for nursing home residents and other
1-25 at-risk populations;

1-26 (3) volunteer organizations providing services to
1-27 elderly individuals or children; and

1-28 (4) other appropriate persons as determined by the
1-29 department.

1-30 (c) The feasibility study must:

1-31 (1) determine the manner in which material contained
1-32 in federal criminal history record information may be categorized
1-33 for release to a person requesting the information in a manner that
1-34 complies with federal regulations;

1-35 (2) estimate the cost of providing clearinghouse
1-36 services to persons interested in accessing federal criminal
1-37 history record information; and

1-38 (3) identify barriers to the implementation of the
1-39 clearinghouse and possible solutions.

1-40 (d) The Department of Public Safety of the State of Texas
1-41 shall complete the study and report to the legislature on or before
1-42 September 1, 2006.

1-43 (e) This Act expires September 1, 2007.

1-44 SECTION 2. This Act takes effect September 1, 2005.

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