

By: Rose

H.B. No. 3042

A BILL TO BE ENTITLED

AN ACT

1
2 relating to certain convictions barring employment at certain
3 facilities serving the elderly or persons with disabilities.

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

5 SECTION 1. Section 250.006(a), Health and Safety Code, is
6 amended to read as follows:

7 (a) A person for whom the facility is entitled to obtain
8 criminal history record information may not be employed in a
9 facility if the person has been convicted of an offense listed in
10 this subsection:

11 (1) an offense under Chapter 19, Penal Code (criminal
12 homicide);

13 (2) an offense under Chapter 20, Penal Code
14 (kidnapping and unlawful restraint);

15 (3) an offense under Section 21.11, Penal Code
16 (indecent with a child);

17 (4) an offense under Section 22.011, Penal Code
18 (sexual assault);

19 (5) an offense under Section 22.02, Penal Code
20 (aggravated assault);

21 (6) an offense under Section 22.04, Penal Code (injury
22 to a child, elderly individual, or disabled individual);

23 (7) an offense under Section 22.041, Penal Code
24 (abandoning or endangering child);

- 1 (8) an offense under Section 22.08, Penal Code (aiding
2 suicide);
- 3 (9) an offense under Section 25.031, Penal Code
4 (agreement to abduct from custody);
- 5 (10) an offense under Section 25.08, Penal Code (sale
6 or purchase of a child);
- 7 (11) an offense under Section 28.02, Penal Code
8 (arson);
- 9 (12) an offense under Section 29.02, Penal Code
10 (robbery);
- 11 (13) an offense under Section 29.03, Penal Code
12 (aggravated robbery);
- 13 (14) an offense under Section 21.08, Penal Code
14 (indecent exposure);
- 15 (15) an offense under Section 21.12, Penal Code
16 (improper relationship between educator and student);
- 17 (16) an offense under Section 21.15, Penal Code
18 (improper photography or visual recording);
- 19 (17) an offense under Section 22.05, Penal Code
20 (deadly conduct);
- 21 (18) an offense under Section 22.021, Penal Code
22 (aggravated sexual assault);
- 23 (19) an offense under Section 22.07, Penal Code
24 (terroristic threat);
- 25 (20) an offense under Section 33.021, Penal Code
26 (online solicitation of a minor);
- 27 (21) an offense under Section 34.02, Penal Code (money

1 laundering);

2 (22) an offense under Section 35A.02, Penal Code
3 (Medicaid fraud);

4 (23) an offense under Section 37.12, Penal Code (false
5 identification as peace officer);

6 (24) an offense under Section 38.02(d), Penal Code
7 (failure to identify);

8 (25) an offense under Section 42.01(a)(7),
9 42.01(a)(8), or 42.01(a)(9), Penal Code (disorderly conduct);

10 (26) an offense under Section 42.09, Penal Code
11 (cruelty to animals); or

12 (27) [~~(14)~~] a conviction under the laws of another
13 state, federal law, or the Uniform Code of Military Justice for an
14 offense containing elements that are substantially similar to the
15 elements of an offense listed under Subdivisions (1)-(26) [~~(13)~~].

16 SECTION 2. This Act takes effect September 1, 2007.