

1-1 By: Nelson S.B. No. 199
1-2 (In the Senate - Filed January 11, 2007; January 29, 2007,
1-3 read first time and referred to Committee on Health and Human
1-4 Services; February 13, 2007, reported favorably by the following
1-5 vote: Yeas 7, Nays 0; February 13, 2007, sent to printer.)

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

1-8 relating to certain convictions barring employment at certain
1-9 facilities 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 (a), Section 250.006, Health and
1-12 Safety Code, is amended to read as follows:

1-13 (a) A person for whom the facility is entitled to obtain
1-14 criminal history record information may not be employed in a
1-15 facility if the person has been convicted of an offense listed in
1-16 this subsection:

1-17 (1) an offense under Chapter 19, Penal Code (criminal
1-18 homicide);

1-19 (2) an offense under Chapter 20, Penal Code
1-20 (kidnapping and unlawful restraint);

1-21 (3) an offense under Section 21.11, Penal Code
1-22 (indecent exposure);

1-23 (4) an offense under Section 22.011, Penal Code
1-24 (sexual assault);

1-25 (5) an offense under Section 22.02, Penal Code
1-26 (aggravated assault);

1-27 (6) an offense under Section 22.04, Penal Code (injury
1-28 to a child, elderly individual, or disabled individual);

1-29 (7) an offense under Section 22.041, Penal Code
1-30 (abandoning or endangering child);

1-31 (8) an offense under Section 22.08, Penal Code (aiding
1-32 suicide);

1-33 (9) an offense under Section 25.031, Penal Code
1-34 (agreement to abduct from custody);

1-35 (10) an offense under Section 25.08, Penal Code (sale
1-36 or purchase of a child);

1-37 (11) an offense under Section 28.02, Penal Code
1-38 (arson);

1-39 (12) an offense under Section 29.02, Penal Code
1-40 (robbery);

1-41 (13) an offense under Section 29.03, Penal Code
1-42 (aggravated robbery); ~~[or]~~

1-43 (14) an offense under Section 21.08, Penal Code
1-44 (indecent exposure);

1-45 (15) an offense under Section 21.12, Penal Code
1-46 (improper relationship between educator and student);

1-47 (16) an offense under Section 21.15, Penal Code
1-48 (improper photography or visual recording);

1-49 (17) an offense under Section 22.05, Penal Code
1-50 (deadly conduct);

1-51 (18) an offense under Section 22.021, Penal Code
1-52 (aggravated sexual assault);

1-53 (19) an offense under Section 22.07, Penal Code
1-54 (terroristic threat);

1-55 (20) an offense under Section 33.021, Penal Code
1-56 (online solicitation of a minor);

1-57 (21) an offense under Section 34.02, Penal Code (money
1-58 laundering);

1-59 (22) an offense under Section 35A.02, Penal Code
1-60 (Medicaid fraud);

1-61 (23) an offense under Section 37.12, Penal Code (false
1-62 identification as peace officer);

1-63 (24) an offense under Section 38.02(d), Penal Code
1-64 (failure to identify);

2-1 (25) an offense under Section 42.01(a)(7),
2-2 42.01(a)(8), or 42.01(a)(9), Penal Code (disorderly conduct);

2-3 (26) an offense under Section 42.09, Penal Code
2-4 (cruelty to animals); or

2-5 (27) a conviction under the laws of another state,
2-6 federal law, or the Uniform Code of Military Justice for an offense
2-7 containing elements that are substantially similar to the elements
2-8 of an offense listed under Subdivisions (1)-(26)[(13)].

2-9 SECTION 2. This Act takes effect September 1, 2007.

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