

By: Laubenberg

H.B. No. 1224

A BILL TO BE ENTITLED

AN ACT

relating to the authority of general-law municipalities to restrict where sex offenders may live in the municipality.

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

SECTION 1. Chapter 214, Local Government Code, is amended by adding Section 214.907 to read as follows:

Sec. 214.907. LIMITATIONS ON RESIDENCE OF REGISTERED SEX OFFENDERS. (a) To provide for the public safety, the governing body of a general-law municipality by ordinance may restrict in the municipality the proximity of the residence of an individual who is required to register as a sex offender under Chapter 62, Code of Criminal Procedure, to the location of a premises where children commonly gather.

(b) For purposes of this section:

(1) "Premises where children commonly gather" includes a school, day-care facility, playground, public or private youth center, public swimming pool, or video arcade facility.

(2) "Playground," "premises," "school," "video arcade facility," and "youth center" have the meanings assigned by Section 481.134, Health and Safety Code.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2009.