

1-1 By: Carona S.B. No. 379  
1-2 (In the Senate - Filed December 17, 2008; February 17, 2009,  
1-3 read first time and referred to Committee on Transportation and  
1-4 Homeland Security; April 8, 2009, reported adversely, with  
1-5 favorable Committee Substitute by the following vote: Yeas 8,  
1-6 Nays 0; April 8, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 379 By: Carona

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to an annual report by the Texas Fusion Center regarding  
1-11 criminal street gangs and gang-related crime.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 421.082, Government Code, is amended by  
1-14 adding Subsections (e), (f), and (g) to read as follows:

1-15 (e) The center shall annually submit to the governor and the  
1-16 legislature a report regarding criminal street gangs and  
1-17 gang-related crime. The report must include:

1-18 (1) an evaluation of the threat that criminal street  
1-19 gangs and gang-related crime pose to communities in this state that  
1-20 are at or near the international border between this state and the  
1-21 United Mexican States;

1-22 (2) an evaluation of the threat that criminal street  
1-23 gangs and gang-related crime occurring at or near the border pose to  
1-24 other areas of this state;

1-25 (3) identification of any law enforcement strategies  
1-26 in this state or another jurisdiction that have been effective in  
1-27 preventing the growth or proliferation of criminal street gangs or  
1-28 gang-related crime; and

1-29 (4) recommendations on actions that may be taken to:

1-30 (A) prevent criminal street gangs from  
1-31 committing human trafficking offenses;

1-32 (B) reduce criminal street gang violence  
1-33 throughout this state, with specific recommendations concerning  
1-34 reduction of criminal street gang violence at or near the border;

1-35 (C) prevent the growth or proliferation of  
1-36 criminal street gangs throughout this state, with specific  
1-37 recommendations concerning prevention of the growth or  
1-38 proliferation of criminal street gangs at or near the border; and

1-39 (D) ensure that law enforcement personnel  
1-40 receive the necessary training and education to effectively deal  
1-41 with the problems created by criminal street gangs and gang-related  
1-42 crime.

1-43 (f) On request, a criminal justice or juvenile justice  
1-44 agency of this state shall provide to the center information  
1-45 relating to criminal street gangs and gang-related crime.

1-46 (g) The report required under Subsection (e) may not contain  
1-47 any information that:

1-48 (1) is considered sensitive intelligence information  
1-49 by the agency that provided the information; or

1-50 (2) could jeopardize an ongoing investigation being  
1-51 conducted by the agency that provided the information.

1-52 SECTION 2. The Texas Fusion Center shall submit the first  
1-53 annual report regarding criminal street gangs and gang-related  
1-54 crime to the governor and the legislature as required by Subsection  
1-55 (e), Section 421.082, Government Code, as added by this Act, not  
1-56 later than September 1, 2010.

1-57 SECTION 3. This Act takes effect immediately if it receives  
1-58 a vote of two-thirds of all the members elected to each house, as  
1-59 provided by Section 39, Article III, Texas Constitution. If this  
1-60 Act does not receive the vote necessary for immediate effect, this  
1-61 Act takes effect September 1, 2009.

1-62 \* \* \* \* \*