

By: Uresti

S.B. No. 1056

A BILL TO BE ENTITLED

AN ACT

relating to authorizing a criminal justice agency to disclose certain criminal history record information to the Guardianship Certification Board and offices of the county clerk.

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

SECTION 1. Subsection (i), Section 411.081, Government Code, is amended to read as follows:

(i) A criminal justice agency may disclose criminal history record information that is the subject of an order of nondisclosure to the following noncriminal justice agencies or entities only:

(1) the State Board for Educator Certification;

(2) a school district, charter school, private school, regional education service center, commercial transportation company, or education shared service arrangement;

(3) the Texas Medical Board;

(4) the Texas School for the Blind and Visually Impaired;

(5) the Board of Law Examiners;

(6) the State Bar of Texas;

(7) a district court regarding a petition for name change under Subchapter B, Chapter 45, Family Code;

(8) the Texas School for the Deaf;

(9) the Department of Family and Protective Services;

(10) the Texas Youth Commission;

1           (11) the Department of Assistive and Rehabilitative  
2 Services;

3           (12) the Department of State Health Services, a local  
4 mental health service, a local mental retardation authority, or a  
5 community center providing services to persons with mental illness  
6 or retardation;

7           (13) the Texas Private Security Board;

8           (14) a municipal or volunteer fire department;

9           (15) the Texas Board of Nursing;

10          (16) a safe house providing shelter to children in  
11 harmful situations;

12          (17) a public or nonprofit hospital or hospital  
13 district;

14          (18) the Texas Juvenile Probation Commission;

15          (19) the securities commissioner, the banking  
16 commissioner, the savings and mortgage lending commissioner, or the  
17 credit union commissioner;

18          (20) the Texas State Board of Public Accountancy;

19          (21) the Texas Department of Licensing and Regulation;

20          (22) the Health and Human Services Commission;

21          (23) the Department of Aging and Disability Services;

22 ~~[and]~~

23          (24) the Texas Education Agency;

24          (25) the Guardianship Certification Board; and

25          (26) a county clerk's office in relation to a  
26 proceeding for the appointment of a guardian under Chapter XIII,  
27 Texas Probate Code.

1           SECTION 2. This Act takes effect immediately if it receives  
2 a vote of two-thirds of all the members elected to each house, as  
3 provided by Section 39, Article III, Texas Constitution. If this  
4 Act does not receive the vote necessary for immediate effect, this  
5 Act takes effect September 1, 2009.