

1-1 By: Uresti S.B. No. 1056
1-2 (In the Senate - Filed February 20, 2009; March 13, 2009,
1-3 read first time and referred to Committee on Jurisprudence;
1-4 March 30, 2009, reported favorably by the following vote: Yeas 6,
1-5 Nays 0; March 30, 2009, sent to printer.)

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

1-8 relating to authorizing a criminal justice agency to disclose
1-9 certain criminal history record information to the Guardianship
1-10 Certification Board and offices of the county clerk.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subsection (i), Section 411.081, Government
1-13 Code, is amended to read as follows:

1-14 (i) A criminal justice agency may disclose criminal history
1-15 record information that is the subject of an order of nondisclosure
1-16 to the following noncriminal justice agencies or entities only:

1-17 (1) the State Board for Educator Certification;

1-18 (2) a school district, charter school, private school,
1-19 regional education service center, commercial transportation
1-20 company, or education shared service arrangement;

1-21 (3) the Texas Medical Board;

1-22 (4) the Texas School for the Blind and Visually
1-23 Impaired;

1-24 (5) the Board of Law Examiners;

1-25 (6) the State Bar of Texas;

1-26 (7) a district court regarding a petition for name
1-27 change under Subchapter B, Chapter 45, Family Code;

1-28 (8) the Texas School for the Deaf;

1-29 (9) the Department of Family and Protective Services;

1-30 (10) the Texas Youth Commission;

1-31 (11) the Department of Assistive and Rehabilitative
1-32 Services;

1-33 (12) the Department of State Health Services, a local
1-34 mental health service, a local mental retardation authority, or a
1-35 community center providing services to persons with mental illness
1-36 or retardation;

1-37 (13) the Texas Private Security Board;

1-38 (14) a municipal or volunteer fire department;

1-39 (15) the Texas Board of Nursing;

1-40 (16) a safe house providing shelter to children in
1-41 harmful situations;

1-42 (17) a public or nonprofit hospital or hospital
1-43 district;

1-44 (18) the Texas Juvenile Probation Commission;

1-45 (19) the securities commissioner, the banking
1-46 commissioner, the savings and mortgage lending commissioner, or the
1-47 credit union commissioner;

1-48 (20) the Texas State Board of Public Accountancy;

1-49 (21) the Texas Department of Licensing and Regulation;

1-50 (22) the Health and Human Services Commission;

1-51 (23) the Department of Aging and Disability Services;

1-52 [~~and~~]

1-53 (24) the Texas Education Agency;

1-54 (25) the Guardianship Certification Board; and

1-55 (26) a county clerk's office in relation to a
1-56 proceeding for the appointment of a guardian under Chapter XIII,
1-57 Texas Probate Code.

1-58 SECTION 2. This Act takes effect immediately if it receives
1-59 a vote of two-thirds of all the members elected to each house, as
1-60 provided by Section 39, Article III, Texas Constitution. If this
1-61 Act does not receive the vote necessary for immediate effect, this
1-62 Act takes effect September 1, 2009.

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