

1-1 By: Watson S.B. No. 1599
1-2 (In the Senate - Filed March 10, 2009; March 17, 2009, read
1-3 first time and referred to Committee on Jurisprudence;
1-4 April 14, 2009, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; April 14, 2009, sent to printer.)

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

1-8 relating to the disclosure of criminal history record information
1-9 to the Court Reporters Certification Board.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subsection (i), Section 411.081, Government
1-12 Code, is amended to read as follows:

1-13 (i) A criminal justice agency may disclose criminal history
1-14 record information that is the subject of an order of nondisclosure
1-15 to the following noncriminal justice agencies or entities only:

1-16 (1) the State Board for Educator Certification;

1-17 (2) a school district, charter school, private school,
1-18 regional education service center, commercial transportation
1-19 company, or education shared service arrangement;

1-20 (3) the Texas Medical Board;

1-21 (4) the Texas School for the Blind and Visually
1-22 Impaired;

1-23 (5) the Board of Law Examiners;

1-24 (6) the State Bar of Texas;

1-25 (7) a district court regarding a petition for name
1-26 change under Subchapter B, Chapter 45, Family Code;

1-27 (8) the Texas School for the Deaf;

1-28 (9) the Department of Family and Protective Services;

1-29 (10) the Texas Youth Commission;

1-30 (11) the Department of Assistive and Rehabilitative
1-31 Services;

1-32 (12) the Department of State Health Services, a local
1-33 mental health service, a local mental retardation authority, or a
1-34 community center providing services to persons with mental illness
1-35 or retardation;

1-36 (13) the Texas Private Security Board;

1-37 (14) a municipal or volunteer fire department;

1-38 (15) the Texas Board of Nursing;

1-39 (16) a safe house providing shelter to children in
1-40 harmful situations;

1-41 (17) a public or nonprofit hospital or hospital
1-42 district;

1-43 (18) the Texas Juvenile Probation Commission;

1-44 (19) the securities commissioner, the banking
1-45 commissioner, the savings and mortgage lending commissioner, or the
1-46 credit union commissioner;

1-47 (20) the Texas State Board of Public Accountancy;

1-48 (21) the Texas Department of Licensing and Regulation;

1-49 (22) the Health and Human Services Commission;

1-50 (23) the Department of Aging and Disability Services;

1-51 [~~and~~]

1-52 (24) the Texas Education Agency; and

1-53 (25) the Court Reporters Certification Board.

1-54 SECTION 2. Subchapter F, Chapter 411, Government Code, is
1-55 amended by adding Section 411.1403 to read as follows:

1-56 Sec. 411.1403. ACCESS TO CRIMINAL HISTORY RECORD
1-57 INFORMATION: COURT REPORTERS CERTIFICATION BOARD. (a) In this
1-58 section, "board" means the Court Reporters Certification Board
1-59 established under Chapter 52.

1-60 (b) The board is entitled to obtain from the department
1-61 criminal history record information maintained by the department
1-62 that relates to a person who is an applicant for or the holder of a
1-63 certification issued by the board.

1-64 (c) Criminal history record information obtained by the

2-1 board under Subsection (b):

2-2 (1) may be used by the board for any purpose related to
2-3 the issuance, denial, suspension, revocation, or renewal of a
2-4 certification issued by the board;

2-5 (2) may not be released or disclosed to any person
2-6 except on court order or with the consent of the person who is the
2-7 subject of the information; and

2-8 (3) shall be destroyed by the board after the
2-9 information is used for the authorized purposes.

2-10 SECTION 3. This Act takes effect September 1, 2009.

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