

By: Dutton

H.B. No. 1023

A BILL TO BE ENTITLED

AN ACT

relating to requiring notice and the dissemination of criminal history record information to the subject of the information in certain circumstances.

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

SECTION 1. Subchapter F, Chapter 411, Government Code, is amended by adding Section 411.0831 to read as follows:

Sec. 411.0831. REQUIRED DISSEMINATION TO SUBJECT OF CRIMINAL HISTORY RECORD INFORMATION. (a) If an individual or entity requests access to criminal history record information under Section 411.083, the department shall provide written notice by mail to the person who is the subject of the information at the same time the department discloses or disseminates the information to the requesting individual or entity. The notice must:

(1) inform the person that an individual or entity requested access to the person's criminal history record information;

(2) identify the individual or entity; and

(3) include a copy of the criminal history record information provided to the individual or entity in response to the request.

(b) Subsection (a) does not apply to requests for access to criminal history record information made under Section 411.083(b)(1) or (3).

1           SECTION 2. The change in law made by this Act applies only  
2 to requests for access to criminal history record information made  
3 on or after the effective date of this Act.

4           SECTION 3. This Act takes effect September 1, 2011.