

By: Thompson of Harris

H.B. No. 798

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to certain actions taken by certain licensing authorities  
3 regarding a license holder or applicant who has been convicted of a  
4 Class C misdemeanor.

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

6 SECTION 1. Section 53.021(a), Occupations Code, is amended  
7 to read as follows:

8 (a) A licensing authority may suspend or revoke a license,  
9 disqualify a person from receiving a license, or deny to a person  
10 the opportunity to take a licensing examination on the grounds that  
11 the person has been convicted of an offense, other than an offense  
12 punishable as a Class C misdemeanor, that:

13 (1) [~~an offense that~~] directly relates to the duties  
14 and responsibilities of the licensed occupation;

15 (2) [~~an offense that~~] does not directly relate to the  
16 duties and responsibilities of the licensed occupation and that was  
17 committed less than five years before the date the person applies  
18 for the license;

19 (3) is [~~an offense~~] listed in Section 3g, Article  
20 42.12, Code of Criminal Procedure; or

21 (4) is a sexually violent offense, as defined by  
22 Article 62.001, Code of Criminal Procedure.

23 SECTION 2. The change in law made by this Act applies to an  
24 application for, or a disciplinary proceeding regarding, a license

1 or other authorization that is pending with a licensing authority  
2 on the effective date of this Act or an application filed or a  
3 disciplinary proceeding commenced on or after that date.

4 SECTION 3. This Act takes effect September 1, 2013.