| **House Bill 798**Senate AmendmentsSection-by-Section Analysis |
| --- |
| HOUSE VERSION | SENATE VERSION (CS) | CONFERENCE |
| SECTION 1. Section 53.021(a), Occupations Code, is amended to read as follows:(a) A licensing authority may suspend or revoke a license, disqualify a person from receiving a license, or deny to a person the opportunity to take a licensing examination on the grounds that the person has been convicted of an offense, other than an offense punishable as a Class C misdemeanor, that:(1) [~~an offense that~~] directly relates to the duties and responsibilities of the licensed occupation;(2) [~~an offense that~~] does not directly relate to the duties and responsibilities of the licensed occupation and that was committed less than five years before the date the person applies for the license;(3) is [~~an offense~~] listed in Section 3g, Article 42.12, Code of Criminal Procedure; or(4) is a sexually violent offense, as defined by Article 62.001, Code of Criminal Procedure. | No equivalent provision, but see SECTION 1 below.  |  |
| No equivalent provision, but see SECTION 1 above. | SECTION 1. Section 53.021, Occupations Code, is amended by adding Subsection (a-1) to read as follows:(a-1) Subsection (a) does not apply to a person who has been convicted only of an offense punishable as a Class C misdemeanor unless:(1) the person is an applicant for or the holder of a license that authorizes the person to possess a firearm; and(2) the offense for which the person was convicted is a misdemeanor crime of domestic violence as that term is defined by 18 U.S.C. Section 921. |  |
| SECTION 2. The change in law made by this Act applies to an application for, or a disciplinary proceeding regarding, a license or other authorization that is pending with a licensing authority on the effective date of this Act or an application filed or a disciplinary proceeding commenced on or after that date. | SECTION 2. Same as House version. |  |
| SECTION 3. This Act takes effect September 1, 2013. | SECTION 3. Same as House version. |  |