

By: Phillips

H.B. No. 2828

A BILL TO BE ENTITLED

AN ACT

relating to the authority of a municipality or county to obtain criminal history record information for certain persons, including employees, independent contractors, and volunteers.

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

SECTION 1. Section 411.129, Government Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) Except as provided by Subsection (b), a municipality is entitled to obtain from the department criminal history record information maintained by the department that relates to a person who is:

- (1) an applicant for employment by the municipality;
- (2) an employee of the municipality;
- (3) an applicant for employment by or an employee of a business or person that contracts with the municipality;
- (4) a volunteer with the municipality; or
- (5) an applicant for a volunteer position with the municipality.

(a-1) The ~~[Not later than September 1, 2000, the]~~ department shall make available through electronic means the information available to municipalities under this section.

SECTION 2. Section 411.1295(a), Government Code, is amended to read as follows:

(a) Except as provided by Subsection (b), a county is entitled to obtain from the department criminal history record information maintained by the department that relates to a person who is:

- (1) an applicant for employment by the county;
- (2) an employee of the county;
- (3) an applicant for employment by or an employee of a business or person that contracts with the county;
- (4) a volunteer with the county; or
- (5) an applicant for a volunteer position with the county.

SECTION 3. This Act takes effect September 1, 2015.