

By: Phillips

H.B. No. 2828

A BILL TO BE ENTITLED

AN ACT

relating to background checks for certain municipal and county employees and volunteers.

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

SECTION 1. Sec. 411.129, Government Code, is amended as follows: ACCESS TO CRIMINAL HISTORY RECORD INFORMATION: EMPLOYMENT BY MUNICIPALITY. (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: ~~an applicant for employment by the municipality.~~

(1) an applicant for employment with the municipality;

(2) an employee of the municipality;

(3) an applicant for employment with or an employee of a business or person that contracts with the municipality;

(4) a volunteer with the municipality; or

(5) a volunteer applicant to the municipality.

Not later than September 1, 2000, the department shall make available through electronic means the information available to municipalities under this section.

SECTION 2. Sec. 411.1295, Government Code, is amended as follows:

Sec. 411.1295. ACCESS TO CRIMINAL HISTORY RECORD INFORMATION: EMPLOYMENT BY COUNTY. (a) Except as provided by

1 Subsection (b), a county is entitled to obtain from the department
2 criminal history record information maintained by the department
3 that relates to a person who is: ~~an applicant for employment by the~~
4 ~~county.~~

5 (1) an applicant for employment with the county;

6 (2) an employee of the county;

7 (3) an applicant for employment with or an employee of
8 a business or person that contracts with the county;

9 (4) a volunteer with the county; or

10 (5) a volunteer applicant to the county.

11 SECTION 3. This Act takes effect immediately if it receives
12 a vote of two-thirds of all the members elected to each house, as
13 provided by Section 39, Article III, Texas Constitution. If this
14 Act does not receive the vote necessary for immediate effect, this
15 Act takes effect September 1, 2015.