

1-1 By: Holland, Longoria (Senate Sponsor - Estes) H.B. No. 2580
1-2 (In the Senate - Received from the House May 1, 2017;
1-3 May 3, 2017, read first time and referred to Committee on Natural
1-4 Resources & Economic Development; May 9, 2017, reported favorably
1-5 by the following vote: Yeas 11, Nays 0; May 9, 2017, sent to
1-6 printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Estes	X		
1-10	Zaffirini	X		
1-11	Burton	X		
1-12	Garcia	X		
1-13	Hancock	X		
1-14	Hinojosa	X		
1-15	Huffines	X		
1-16	Miles	X		
1-17	Rodríguez	X		
1-18	Seliger	X		
1-19	Taylor of Collin	X		

1-20 A BILL TO BE ENTITLED
1-21 AN ACT

1-22 relating to criminal history record information obtained by the
1-23 savings and mortgage lending commissioner.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 411.1385, Government Code, is amended to
1-26 read as follows:

1-27 Sec. 411.1385. ACCESS TO CRIMINAL HISTORY RECORD
1-28 INFORMATION: SAVINGS AND MORTGAGE LENDING COMMISSIONER. (a) The
1-29 savings and mortgage lending commissioner is entitled to obtain
1-30 from the department criminal history record information maintained
1-31 by the department that relates to a person who is:

1-32 (1) an applicant for or holder of a license, charter,
1-33 or other authority granted or issued by the savings and mortgage
1-34 lending commissioner under:

1-35 (A) Subtitle B or C, Title 3, Finance Code; or

1-36 (B) Chapter 156, ~~or~~ 157, 158, or 180, Finance
1-37 Code;

1-38 (2) an employee of or volunteer with the Department of
1-39 Savings and Mortgage Lending;

1-40 (3) an applicant for employment or an internship with
1-41 the Department of Savings and Mortgage Lending; or

1-42 (4) a contractor or subcontractor of the Department of
1-43 Savings and Mortgage Lending.

1-44 (b) Except as provided by Subsection (c), the savings and
1-45 mortgage lending commissioner may not release or disclose criminal
1-46 history record information obtained under this section unless:

1-47 (1) the information is obtained from a
1-48 fingerprint-based search; and

1-49 (2) the information is released or disclosed:

1-50 (A) on court order;

1-51 (B) to the person who is the subject of the
1-52 criminal history record information; or

1-53 (C) with the consent of the person who is the
1-54 subject of the criminal history record information.

1-55 (c) Criminal history record information obtained by the
1-56 savings and mortgage lending commissioner under Subsection (a) with
1-57 respect to the issuance of a license under Chapter 156, Finance
1-58 Code, may be released or disclosed only as provided by Section
1-59 156.206, Finance Code.

1-60 SECTION 2. This Act takes effect September 1, 2017.

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