

By: Herrero

H.B. No. 4129

A BILL TO BE ENTITLED

AN ACT

relating to disciplinary action against bingo operators and bingo registry workers for prohibited conduct and criminal convictions.

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

SECTION 1. The heading to Section 2001.353, Occupations Code, is amended to read as follows:

Sec. 2001.353. DISCIPLINE OF LICENSE AND REGISTRATION HOLDERS; PROHIBITED PARTICIPATION.

SECTION 2. Section 2001.353, Occupations Code, is amended by adding Subsections (e), (f), (g), (h), and (i) to read as follows:

(e) The commission may not take disciplinary action against a licensed authorized organization that has on file for a person who participates in the conduct of bingo for the organization the person's criminal history record information obtained from a local law enforcement agency or the Department of Public Safety that does not contain a record of a conviction for an offense involving conduct described by Subsection (f).

(f) The commission may prohibit a person from participating in the conduct of bingo for a licensed authorized organization if, after notice and a requested hearing, the person is finally determined to have:

(1) been convicted of an offense described by Section 2001.105(b);

1           (2) converted bingo equipment located in a premises to  
2 an improper use;

3           (3) converted funds in a bingo account of an  
4 organization or funds that should have been in a bingo account of an  
5 organization;

6           (4) taken any action, individually or in concert with  
7 another person, that affects the integrity of any bingo game to  
8 which this chapter applies; or

9           (5) participated in any violation of this chapter or  
10 rules adopted by the commission for the administration of this  
11 chapter.

12           (g) The commission shall immediately notify a licensed  
13 authorized organization if the commission:

14           (1) obtains for a person who participates in the  
15 conduct of bingo for the organization criminal history record  
16 information that contains a record of a conviction involving  
17 conduct described by Subsection (f); or

18           (2) prohibits the person from participating in the  
19 conduct of bingo for the organization under Subsection (f).

20           (h) A licensed authorized organization that receives a  
21 notification described by Subsection (g) may not allow the person  
22 to participate in the conduct of bingo for the organization after  
23 receipt of the notification.

24           (i) The commission may take disciplinary action against a  
25 licensed authorized organization that allows a person to  
26 participate in the conduct of bingo for the organization after the  
27 organization receives the notification required under Subsection

1 (g).

2 SECTION 3. Section [2001.313](#), Occupations Code, is repealed.

3 SECTION 4. This Act takes effect September 1, 2017.