

By: Whitmire, Garcia

S.B. No. 581

A BILL TO BE ENTITLED

AN ACT

relating to the requirements for a change of name for a person with a final felony conviction or a person required to register as a sex offender.

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

SECTION 1. Section 45.103, Family Code, is amended by amending Subsections (b) and (c) and adding Subsection (d) to read as follows:

(b) A court may order a change of name under this subchapter for a person with a final felony conviction if:

(1) ~~(1)~~ in addition to the requirements of Subsection (a), the person has:

(A) ~~(1)~~ received a certificate of discharge by the Texas Department of Criminal Justice or completed a period of community supervision or juvenile probation ordered by a court and not less than two years have passed from the date of the receipt of discharge or completion of community supervision or juvenile probation; or

(B) ~~(2)~~ been pardoned; or

(2) the person is requesting to change the person's name to the primary name used in the person's criminal history record information.

(c) A court may order a change of name under this subchapter for a person subject to the registration requirements of Chapter

62, Code of Criminal Procedure, if the person:

(1) meets~~[, in addition to]~~ the requirements of Subsection (a) or is requesting to change the person's name to the primary name used in the person's criminal history record information; and

(2) ~~[, the person]~~ provides the court with proof that the person has notified the appropriate local law enforcement authority of the proposed name change.

(d) In this section:

(1) "Criminal history record information" has the meaning assigned by Section 411.082, Government Code.

(2) "Local [subsection, "local] law enforcement authority" has the meaning assigned by Article 62.001, Code of Criminal Procedure.

SECTION 2. Section 45.103, Family Code, as amended by this Act, applies only to a petition for a change of name that is filed on or after the effective date of this Act. A petition filed before the effective date of this Act is governed by the law in effect on the date the petition was filed, and the former law is continued in effect for that purpose.

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