

1-1 By: Estes S.B. No. 1421
 1-2 (In the Senate - Filed March 7, 2017; March 16, 2017, read
 1-3 first time and referred to Committee on Criminal Justice, March 21,
 1-4 2017, rereferred to Committee on Natural Resources & Economic
 1-5 Development; March 30, 2017, reported favorably by the following
 1-6 vote: Yeas 10, Nays 0; March 30, 2017, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16			X	
1-17	X			
1-18	X			
1-19	X			

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

1-22 relating to access to criminal history record information by the
 1-23 Railroad Commission of Texas.

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

1-25 SECTION 1. Subchapter F, Chapter 411, Government Code, is
 1-26 amended by adding Section 411.1403 to read as follows:

1-27 Sec. 411.1403. ACCESS TO CRIMINAL HISTORY RECORD
 1-28 INFORMATION: RAILROAD COMMISSION OF TEXAS. (a) The Railroad
 1-29 Commission of Texas is entitled to obtain from the department, the
 1-30 Federal Bureau of Investigation Criminal Justice Information
 1-31 Services Division, or another law enforcement agency criminal
 1-32 history record information maintained by the department, division,
 1-33 or agency that relates to a person who is:

1-34 (1) an applicant for employment with, or who is or has
 1-35 been employed by, the commission; or

1-36 (2) a consultant, contract employee, independent
 1-37 contractor, intern, or volunteer for the commission or an applicant
 1-38 to serve in one of those positions.

1-39 (b) Criminal history record information obtained by the
 1-40 Railroad Commission of Texas under Subsection (a) may be used only
 1-41 to evaluate an applicant for employment with, or a current or former
 1-42 employee of, the commission.

1-43 (c) The Railroad Commission of Texas may not release or
 1-44 disclose information obtained under Subsection (a) except on court
 1-45 order or with the consent of the person who is the subject of the
 1-46 criminal history record information.

1-47 (d) After the expiration of any probationary term of the
 1-48 person's employment or not later than the 180th day after the date
 1-49 of receipt of the information, whichever is later, the Railroad
 1-50 Commission of Texas shall destroy all criminal history record
 1-51 information obtained under Subsection (a).

1-52 SECTION 2. This Act takes effect immediately if it receives
 1-53 a vote of two-thirds of all the members elected to each house, as
 1-54 provided by Section 39, Article III, Texas Constitution. If this
 1-55 Act does not receive the vote necessary for immediate effect, this
 1-56 Act takes effect September 1, 2017.

1-57 * * * * *