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HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY: Cair

1 Amend C.S.H.B. No. 1540 (house committee report) on page 10
2 by striking lines 11 through 17 and substituting the following:

3 SECTION 20. Sections 651.259(b) and (e), Occupations Code,
4 are amended to read as follows:

5 (b) Any applicant for a license under this section shall
6 file a sworn application that includes:

7 (1) a statement that:

8 (A) the applicant is the person to whom the
9 license was issued;

10 (B) the applicant has good moral character;

11 (C) no proceeding has been instituted against the
12 applicant for the cancellation, suspension, or revocation of the
13 license in the state, country, or territory that issued the
14 license; and

15 (D) [~~(C)~~] no prosecution is pending against the
16 applicant in a state or federal court for an offense that, under the
17 laws of this state, is a felony, or is a misdemeanor related to the
18 practice of embalming or funeral directing; and

19 (2) an affidavit of a person described by Subsection
20 (c) verifying that:

21 (A) the accompanying license has not been
22 canceled, suspended, or revoked; and

23 (B) the statement of the qualifications made in
24 the application for licensure in this state is correct.

25 (e) The commission shall conduct a criminal background
26 check on each applicant. [~~An applicant is not eligible for a~~
27 ~~license under this section if the applicant has, in the 10 years~~
28 ~~preceding the date of the application, been finally convicted of a~~
29 ~~misdemeanor involving moral turpitude or a felony.]~~