87R114 GCB-D

By:  Dominguez, Guillen, Morales of Maverick H.B. No. 1108

A BILL TO BE ENTITLED

AN ACT

relating to the eligibility of an individual to be issued a license to operate as a dispensing organization under the Texas Compassionate-Use Act, or to act as a director, manager, or employee of a dispensing organization, based on a criminal history background check.

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

SECTION 1.  Section 487.105, Health and Safety Code, is amended by adding Subsection (c-1) to read as follows:

(c-1)  The criteria established under Subsection (c) must provide that an individual's conviction of or placement on deferred adjudication community supervision for an offense involving the possession of marihuana that was punishable as a misdemeanor does not prevent the individual from passing the criminal history background check for the purposes of this section.

SECTION 2.  The change in law made by this Act to Section 487.105, Health and Safety Code, applies to an individual's eligibility to be issued a license to operate as a dispensing organization, or to act as a director, manager, or employee of a dispensing organization, based on a criminal history background check conducted on or after the effective date of this Act, regardless of when a conviction reported as part of the individual's criminal history occurred.

SECTION 3.  This Act takes effect September 1, 2021.