

By: Dominguez

H.B. No. 1108

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the eligibility of an individual to be issued a license
3 to operate as a dispensing organization under the Texas
4 Compassionate-Use Act, or to act as a director, manager, or
5 employee of a dispensing organization, based on a criminal history
6 background check.

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

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

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

16 SECTION 2. The change in law made by this Act to Section
17 487.105, Health and Safety Code, applies to an individual's
18 eligibility to be issued a license to operate as a dispensing
19 organization, or to act as a director, manager, or employee of a
20 dispensing organization, based on a criminal history background
21 check conducted on or after the effective date of this Act,
22 regardless of when a conviction reported as part of the
23 individual's criminal history occurred.

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