

By: Guillen

H.B. No. 4968

A BILL TO BE ENTITLED

AN ACT

relating to the establishment of a terrorist offender registry and to the supervision of those terrorist offenders; creating criminal offenses related to terrorism.

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

SECTION 1. Title 1, Code of Criminal Procedure, is amended by adding Chapter 65 to read as follows:

CHAPTER 65. TERRORIST OFFENDER REGISTRATION PROGRAM

SUBCHAPTER A. GENERAL PROVISIONS

Art. 65.001. DEFINITIONS. In this chapter:

(1) "Authority for campus security" means the authority with primary law enforcement jurisdiction over property under the control of a public or private institution of higher education.

(2) "Centralized registration authority" means a mandatory countywide registration location designated under Article 65.005.

(3) "Department" means the Department of Public Safety.

(4) "Extrajurisdictional registrant" means a person who is required to register as a terrorist under the laws of another state with which the department has entered into a reciprocal registration agreement.

(5) "Local law enforcement authority" means the office

1 of the chief of police of a municipality, the office of the sheriff  
2 of a county in this state, or a centralized registration authority.

3 (6) "Officer" means a juvenile probation officer,  
4 community supervision and corrections department officer, or  
5 parole officer.

6 (7) "Penal institution" means:

7 (A) a confinement facility operated by or under  
8 contract with any division of the Texas Department of Criminal  
9 Justice;

10 (B) a confinement facility operated by or under  
11 contract with the Texas Juvenile Justice Department;

12 (C) a juvenile secure pre-adjudication or  
13 post-adjudication facility operated by or under a local juvenile  
14 probation department; or

15 (D) a county jail.

16 (8) "Released" means discharged, paroled, placed in a  
17 nonsecure community program for juvenile offenders, or placed on  
18 juvenile probation, community supervision, or mandatory  
19 supervision.

20 (9) "Reportable conviction or adjudication" means a  
21 conviction or adjudication, including an adjudication of  
22 delinquent conduct or deferred adjudication, that, regardless of  
23 the pendency of an appeal, is a conviction for or an adjudication  
24 for committing:

25 (A) a terroristic threat under Section  
26 22.07(a)(1), (3), (4), or (5), Penal Code;

27 (B) an offense under Chapter 76, Penal Code;

1           (C) an offense described by 18 U.S.C. Section  
2 2332b(g)(5);

3           (D) an offense under 18 U.S.C. Section 2332f,  
4 2332g, 2332h, or 2332i; or

5           (E) an offense against the Uniform Code of  
6 Military Justice, against a state or territory of the United  
7 States, or against a foreign country, where the offense contains  
8 elements that are substantially similar to the elements of an  
9 offense described by this subdivision.

10           (10) "Terrorist offender" means a person who has a  
11 reportable conviction or adjudication.

12           Art. 65.002. APPLICABILITY OF CHAPTER. (a) This chapter  
13 applies only to a reportable conviction or adjudication occurring  
14 on or after January 1, 2024.

15           (b) Except as provided by Subsection (c), the duties imposed  
16 on a person required to register under this chapter on the basis of  
17 a reportable conviction or adjudication, and the corresponding  
18 duties and powers of other entities in relation to the person  
19 required to register on the basis of that conviction or  
20 adjudication, are not affected by an appeal of the conviction or  
21 adjudication.

22           (c) If a conviction or adjudication that is the basis of a  
23 duty to register under this chapter is set aside on appeal by a  
24 court or if the person required to register under this chapter  
25 receives a pardon, the duties imposed on the person by this chapter  
26 and the corresponding duties and powers of other entities in  
27 relation to the person are terminated.

1       Art. 65.003. DETERMINATION REGARDING SUBSTANTIALLY SIMILAR  
2 ELEMENTS OF OFFENSE. (a) For purposes of this chapter, the  
3 department is responsible for determining whether an offense under  
4 the laws of another state or a foreign country, federal law, or the  
5 Uniform Code of Military Justice contains elements that are  
6 substantially similar to the elements of an offense described by  
7 Article 65.001(9)(A), (B), (C), or (D).

8       (b) The department annually shall provide or make available  
9 to each prosecuting attorney's office in this state:

10           (1) the criteria used in making a determination under  
11 Subsection (a); and

12           (2) any existing record or compilation of offenses  
13 under the laws of another state or a foreign country, federal law,  
14 and the Uniform Code of Military Justice that the department has  
15 already determined to contain elements that are substantially  
16 similar to the elements of offenses under the laws of this state.

17       Art. 65.004. DETERMINATION REGARDING PRIMARY REGISTRATION  
18 AUTHORITY. (a) Except as provided by Subsection (b), for each  
19 person subject to registration under this chapter, the department  
20 shall determine which local law enforcement authority serves as the  
21 person's registration authority based on the municipality or county  
22 in which the person resides.

23       (b) If a person resides, works, or attends school in a  
24 county with a centralized registration authority, the centralized  
25 registration authority serves as the person's registration  
26 authority, regardless of whether the person resides, works, or  
27 attends school in any municipality located in that county.

1       (c) The department shall notify each person subject to  
2 registration under this chapter of the person's primary  
3 registration authority in a timely manner.

4       Art. 65.005. CENTRALIZED REGISTRATION AUTHORITY. (a) The  
5 commissioners court of a county may designate the office of the  
6 sheriff or the office of a chief of police to serve as a centralized  
7 registration authority.

8       (b) A person subject to this chapter is required to perform  
9 the registration and verification requirements of Articles 65.051  
10 and 65.056 and the change of address requirements of Article 65.054  
11 only with respect to the centralized registration authority for the  
12 county, regardless of whether the person resides in any  
13 municipality located in that county. If the person resides in a  
14 municipality, and the local law enforcement authority does not  
15 serve as the person's centralized registration authority, the  
16 centralized registration authority, not later than the third day  
17 after the date the person registers or verifies registration or  
18 changes address with that authority, shall provide to the local law  
19 enforcement authority notice of the person's registration,  
20 verification of registration, or change of address, as applicable,  
21 with the centralized registration authority.

22       (c) This article does not affect a person's duty to register  
23 with a secondary terrorist offender registry under Article 65.057.

24       Art. 65.006. CENTRAL DATABASE. (a) The department shall  
25 maintain a computerized central database containing the  
26 information required for registration under this chapter.

27       (b) Except as provided by Subsections (d), (e), (g), (h),

1 and (i), the information contained in the database is confidential  
2 and not subject to disclosure under Chapter 552, Government Code.  
3 Information from the database that is received by an entity under  
4 Subsection (d), (e), (g), (h), or (i) is confidential and not  
5 subject to disclosure by the entity.

6 (c) The department shall maintain in the database any  
7 photograph of the person that is available, including through the  
8 process for obtaining or renewing a personal identification  
9 certificate or driver's license under Section 521.103 or 521.272,  
10 Transportation Code, and shall update the photographs in the  
11 database annually or as photographs otherwise become available.

12 (d) The department shall provide a licensing authority with  
13 notice of any person required to register under this chapter who  
14 holds or seeks a license that is issued by the authority.

15 (e) On the written request of a licensing authority that  
16 identifies an individual and states that the individual is an  
17 applicant for or a holder of a license issued by the authority, the  
18 department shall release any information described by Subsection  
19 (a) to the licensing authority.

20 (f) For the purposes of Subsections (d) and (e):

21 (1) "License" means a license, certificate,  
22 registration, permit, or other authorization that:

23 (A) is issued by a licensing authority; and

24 (B) a person must obtain to practice or engage in  
25 a particular business, occupation, or profession.

26 (2) "Licensing authority" means a department,  
27 commission, board, office, or other agency of the state or a

1 political subdivision of the state that issues a license.

2 (g) Not later than the third day after the date on which the  
3 applicable information becomes available through the person's  
4 registration or verification of registration or under Article  
5 65.056, the department shall send notice of any person required to  
6 register under this chapter who is or will be employed by, carrying  
7 on a vocation at, or a student at an institution of higher education  
8 in this state to:

9 (1) for an institution in this state:

10 (A) the authority for campus security; or

11 (B) if an authority for campus security does not  
12 exist, the local law enforcement authority of:

13 (i) the municipality in which the  
14 institution is located; or

15 (ii) the county in which the institution is  
16 located, if the institution is not located in a municipality; or

17 (2) for an institution in another state, any existing  
18 authority for campus security.

19 (h) On the written request of an institution of higher  
20 education described by Subsection (g) that identifies an individual  
21 and states that the individual has applied to work or study at the  
22 institution, the department shall release any information  
23 described by Subsection (a) to the institution.

24 (i) The department, for law enforcement purposes, shall  
25 release all relevant information described by Subsection (a) to a  
26 peace officer, an employee of a local law enforcement authority, or  
27 the attorney general on the request of the applicable person or

1 entity.

2 Art. 65.007. INFORMATION PROVIDED TO PEACE OFFICER ON  
3 REQUEST; ALERT. (a) The department shall establish a procedure by  
4 which a peace officer or employee of a law enforcement agency who  
5 provides the department with a driver's license number, personal  
6 identification certificate number, or license plate number is  
7 automatically provided information as to whether the person is  
8 required to register under this chapter or whether the license  
9 plate number is entered in the computerized central database under  
10 Article 65.006.

11 (b) The department shall establish an alert flag on the  
12 criminal history record information of each person who is required  
13 to register under this chapter that would be visible and accessible  
14 to a peace officer and employee of a law enforcement agency while in  
15 the performance of the officer or employee's official duties.

16 Art. 65.008. GENERAL IMMUNITY. The following persons are  
17 immune from liability for good faith conduct under this chapter:

18 (1) an employee or officer of the department, the  
19 Texas Department of Criminal Justice, the Texas Juvenile Justice  
20 Department, the Board of Pardons and Paroles, or a local law  
21 enforcement authority;

22 (2) an employee or officer of a community supervision  
23 and corrections department or a juvenile probation department; and

24 (3) a member of the judiciary.

25 Art. 65.009. RULEMAKING AUTHORITY. The department, the  
26 Texas Department of Criminal Justice, and the Texas Juvenile  
27 Justice Department may adopt any rule necessary to implement this



1 chapter.

2 SUBCHAPTER B. REGISTRATION AND VERIFICATION REQUIREMENTS; RELATED

3 NOTICE

4 Art. 65.051. REGISTRATION: GENERAL. (a) A person who is  
5 required to register under this chapter as a condition of parole,  
6 release to mandatory supervision, or community supervision shall  
7 register or, if the person is a person for whom registration is  
8 completed under this chapter, verify registration, as provided by  
9 Subsection (f), with the local law enforcement authority in any  
10 municipality where the person resides or intends to reside for more  
11 than seven days. If the person does not reside or intend to reside  
12 in a municipality, the person shall register or verify registration  
13 in any county where the person resides or intends to reside for more  
14 than seven days. The person shall satisfy the requirements of this  
15 subsection not later than:

16 (1) the seventh day after the person's arrival in the  
17 municipality or county; or

18 (2) the first date the local law enforcement authority  
19 of the municipality or county by policy allows the person to  
20 register or verify registration, as applicable.

21 (b) The department shall provide the Texas Department of  
22 Criminal Justice, the Texas Juvenile Justice Department, and each  
23 local law enforcement authority, authority for campus security,  
24 county jail, and court with a form for registering persons required  
25 by this chapter to register.

26 (c) The registration form shall require:

27 (1) the person's full name, date of birth, sex, race,

1 height, weight, eye color, hair color, social security number, and  
2 driver's license number;

3 (2) the address at which the person resides or intends  
4 to reside or a detailed description of the geographical location at  
5 which the person resides or intends to reside;

6 (3) each alias used by the person and any home, work,  
7 or cellular telephone number;

8 (4) a recent color photograph or an electronic digital  
9 image of the person and a complete set of the person's fingerprints;

10 (5) the type of offense for which the person is  
11 required to register, the date of conviction or adjudication, and  
12 the punishment received;

13 (6) an indication as to whether the person is  
14 discharged, paroled, or released on juvenile probation, community  
15 supervision, or mandatory supervision;

16 (7) an indication of each license, as defined by  
17 Article 65.006, that is held or sought by the person;

18 (8) an indication as to whether the person is or will  
19 be employed by, carrying on a vocation at, or a student at an  
20 institution of higher education, and the name and address of that  
21 institution;

22 (9) the vehicle registration information of any  
23 vehicle owned by the person, including the make, model, vehicle  
24 identification number, color, and license plate number; and

25 (10) any other information required by the department.

26 (d) The registration form must contain a description of any  
27 registration duties the person has under this chapter.

1       (e) Not later than the third day after a person registers,  
2 the local law enforcement authority shall send a copy of the  
3 registration form to the department and, if the person resides on  
4 the campus of a public or private institution of higher education,  
5 to any authority for campus security for that institution.

6       (f) Not later than the seventh day after the date on which  
7 the person is released, a person for whom registration is completed  
8 under this chapter shall report to the applicable local law  
9 enforcement authority to verify the information in the registration  
10 form received by the authority under this chapter. The authority  
11 shall require the person to produce proof of the person's identity  
12 and residence before the authority gives the registration form to  
13 the person for verification. If the information in the registration  
14 form is complete and accurate, the person shall verify registration  
15 by signing the form. If the information is not complete or  
16 accurate, the person shall make any necessary additions or  
17 corrections before signing the form.

18       (g) A person who is required to register or verify  
19 registration under this chapter shall ensure that the person's  
20 registration form is complete and accurate with respect to each  
21 piece of information required by the form in accordance with  
22 Subsection (c).

23       (h) If a person subject to registration under this chapter  
24 does not move to an intended residence by the end of the seventh day  
25 after the date on which the person is released or the date on which  
26 the person leaves a previous residence, the person shall:

27           (1) report to the officer supervising the person by

1 not later than the seventh day after the date the person is released  
2 or the date on which the person leaves a previous residence, and  
3 provide the officer with the address of the person's temporary  
4 residence; and

5 (2) continue to report to the officer weekly during  
6 the time in which the person has not moved to an intended residence  
7 and provide the officer with the address of the person's temporary  
8 residence.

9 (i) If the other state has a registration requirement for a  
10 terrorist offender, a person who has a reportable conviction or  
11 adjudication, who resides in this state, and who is employed by,  
12 carries on a vocation at, or is a student at an institution of  
13 higher education in another state shall, not later than the 10th day  
14 after the date on which the person begins to work or attend school  
15 in the other state, register with the law enforcement authority  
16 that is identified by the department as the authority designated by  
17 that state to receive registration information. If the person is  
18 employed by, carries on a vocation at, or is a student at a public or  
19 private institution of higher education in the other state and if an  
20 authority for campus security exists at the institution, the person  
21 shall also register with that authority not later than the 10th day  
22 after the date on which the person begins to work or attend school.

23 (j) If a person subject to registration under this chapter  
24 is released from a penal institution without being released to  
25 parole or placed on any other form of supervision, and the person  
26 does not move to the address indicated on the registration form as  
27 the person's intended residence or does not indicate an address on

1 the registration form, the person shall, not later than the seventh  
2 day after the date on which the person is released:

3 (1) report in person to the local law enforcement  
4 authority for the municipality or county, as applicable, in which  
5 the person is residing and provide that authority with the address  
6 at which the person is residing or, if the person's residence does  
7 not have a physical address, a detailed description of the  
8 geographical location of the person's residence; and

9 (2) until the person indicates the person's current  
10 address on the registration form or otherwise complies with the  
11 requirements of Article 65.054, as appropriate, continue to report,  
12 in the manner required by Subdivision (1), to that authority not  
13 less than once in each succeeding 30-day period and provide that  
14 authority with the address at which the person is residing or, if  
15 applicable, a detailed description of the geographical location of  
16 the person's residence.

17 (k) A person required to register under this chapter may not  
18 refuse or otherwise fail to provide any information required for  
19 the accurate completion of the registration form.

20 Art. 65.052. REGISTRATION: EXTRAJURISDICTIONAL  
21 REGISTRANTS. (a) An extrajurisdictional registrant is required to  
22 comply with the annual verification requirements of Article 65.056.

23 (b) The duty to register for an extrajurisdictional  
24 registrant expires on the date the person's duty to register would  
25 expire under the laws of the other state or foreign country had the  
26 person remained in that state or foreign country, under federal  
27 law, or under the Uniform Code of Military Justice, as applicable.

1       Art. 65.053. PRERELEASE NOTIFICATION. (a) Before a person  
2 who will be subject to registration under this chapter is due to be  
3 released from a penal institution, an official of the penal  
4 institution shall:

5               (1) inform the person that:

6                       (A) not later than the seventh day after the date  
7 on which the person is released or after the date on which the  
8 person moves from a previous residence to a new residence in this  
9 state, or not later than the first date the applicable local law  
10 enforcement authority by policy allows the person to register or  
11 verify registration, the person must register or verify  
12 registration with the local law enforcement authority in the  
13 municipality or county in which the person intends to reside;

14                       (B) not later than the seventh day after the date  
15 on which the person is released or the date on which the person  
16 moves from a previous residence to a new residence in this state,  
17 the person must, if the person has not moved to an intended  
18 residence, report to the applicable entity or entities as required  
19 by Article 65.051 or 65.054;

20                       (C) not later than the seventh day before the  
21 date on which the person moves to a new residence in this state or  
22 another state, the person must report in person to the local law  
23 enforcement authority designated as the person's registration  
24 authority and to the officer supervising the person;

25                       (D) not later than the 10th day after the date on  
26 which the person arrives in another state in which the person  
27 intends to reside, the person must register with the law

1 enforcement agency that is identified by the department as the  
2 agency designated in that state to receive registration  
3 information, if the other state has a registration requirement;

4 (E) not later than the 30th day after the date on  
5 which the person is released, the person must apply to the  
6 department in person for the issuance of an original or renewal  
7 driver's license or personal identification certificate and a  
8 failure to apply to the department as required by this paragraph  
9 results in the automatic revocation of any driver's license or  
10 personal identification certificate issued by the department to the  
11 person; and

12 (F) the person must notify appropriate entities  
13 of any change in status as described by Article 65.055;

14 (2) require the person to sign a written statement  
15 confirming that the person was informed of the person's duties as  
16 described by Subdivision (1) or, if the person refuses to sign the  
17 statement, certify that the person was so informed;

18 (3) obtain the address or, if applicable, a detailed  
19 description of the geographical location where the person expects  
20 to reside on the person's release and other registration  
21 information, including a photograph and complete set of  
22 fingerprints; and

23 (4) complete the registration form for the person.

24 (b) On the seventh day before the date on which a person who  
25 will be subject to registration under this chapter is due to be  
26 released from a penal institution, or on receipt of notice by a  
27 penal institution that a person who will be subject to registration

1 under this chapter is due to be released in less than seven days, an  
2 official of the penal institution shall send the person's completed  
3 registration form to the department and to:

4 (1) the applicable local law enforcement authority in  
5 the municipality or county in which the person expects to reside in  
6 this state, if the person expects to reside in this state; or

7 (2) the law enforcement agency that is identified by  
8 the department as the agency designated by another state to receive  
9 registration information, if the person expects to reside in that  
10 other state and that other state has a registration requirement for  
11 terrorist offenders.

12 (c) If a person who is subject to registration under this  
13 chapter receives an order deferring adjudication, placing the  
14 person on community supervision or juvenile probation, or imposing  
15 only a fine, the court pronouncing the order or sentence shall  
16 ensure that the prerelease notification and registration  
17 requirements are conducted on the day of entering the order or  
18 sentencing. If a community supervision and corrections department  
19 representative is available in court at the time a court pronounces  
20 a sentence of deferred adjudication or community supervision, the  
21 representative shall immediately conduct the prerelease  
22 notification and registration requirements. In any other case in  
23 which the court pronounces a sentence under this subsection, the  
24 court shall designate another appropriate individual to conduct the  
25 prerelease notification and registration requirements.

26 (d) If a person who will be subject to registration under  
27 this chapter is placed under the supervision of the parole division



1 of the Texas Department of Criminal Justice or a community  
2 supervision and corrections department under Section 510.017,  
3 Government Code, the division or department, as applicable, shall  
4 conduct the prerelease notification and registration requirements  
5 on the date the person is placed under supervision.

6 (e) Before a person who will be subject to registration  
7 under this chapter is due to be released from a penal institution in  
8 this state, an official of the penal institution shall inform the  
9 person that:

10 (1) if the person intends to reside in another state  
11 and to work or attend school in this state, the person must, not  
12 later than the seventh day after the date on which the person begins  
13 to work or attend school or the first date the applicable local law  
14 enforcement authority allows the person to register or verify  
15 registration, register or verify registration with the local law  
16 enforcement authority in the municipality or county in which the  
17 person intends to work or attend school; and

18 (2) if the person intends to reside in this state and  
19 to work or attend school in another state and if the other state has  
20 a registration requirement for terrorist offenders, the person  
21 must, not later than the 10th day after the date on which the person  
22 begins to work or attend school in the other state, register with  
23 the law enforcement authority that is identified by the department  
24 as the authority designated by that state to receive registration  
25 information.

26 Art. 65.054. CHANGE OF ADDRESS; LACK OF ADDRESS. (a) If a  
27 person required to register under this chapter intends to change

1 address, the person shall, not later than the seventh day before the  
2 intended change, report in person to the local law enforcement  
3 authority designated as the person's registration authority and the  
4 officer supervising the person and provide the authority and the  
5 officer with the person's anticipated move date and new address. If  
6 a person required to register under this chapter changes address,  
7 the person shall, not later than the seventh day after changing the  
8 address or the first date the applicable local law enforcement  
9 authority allows the person to report, report in person to the local  
10 law enforcement authority in the municipality or county in which  
11 the person's new residence is located and provide the authority  
12 with proof of identity and proof of residence.

13 (b) Not later than the third day after receiving a report  
14 under Subsection (a), the officer supervising the person shall  
15 forward the information provided under Subsection (a) to the local  
16 law enforcement authority designated as the person's primary  
17 registration authority by the department and, if the person intends  
18 to move to another municipality or county in this state, to the  
19 applicable local law enforcement authority in that municipality or  
20 county.

21 (c) If the person moves to another state that has a  
22 registration requirement for terrorist offenders, the person  
23 shall, not later than the 10th day after the date on which the  
24 person arrives in the other state, register with the law  
25 enforcement agency that is identified by the department as the  
26 agency designated by that state to receive registration  
27 information.

1       (d) Not later than the third day after receipt of  
2 information under Subsection (a) or (b), whichever is earlier, the  
3 local law enforcement authority shall forward the information to  
4 the department and, if the person intends to move to another  
5 municipality or county in this state, to the applicable local law  
6 enforcement authority in that municipality or county.

7       (e) If a person who reports to a local law enforcement  
8 authority under Subsection (a) does not move on or before the  
9 anticipated move date or does not move to the new address provided  
10 to the authority, the person shall:

11           (1) not later than the seventh day after the  
12 anticipated move date, and not less than weekly after that seventh  
13 day, report to the local law enforcement authority designated as  
14 the person's primary registration authority by the department and  
15 provide an explanation to the authority regarding any changes in  
16 the anticipated move date and intended residence; and

17           (2) report to the officer supervising the person not  
18 less than weekly during any period in which the person has not moved  
19 to an intended residence.

20       (f) If the person moves to another municipality or county in  
21 this state, the department shall inform the applicable local law  
22 enforcement authority in the new area of the person's residence not  
23 later than the third day after the date the person moves.

24       (g) If the person moves to another state, the department  
25 shall, immediately on receiving information under Subsection (d):

26           (1) inform the agency that is designated by the other  
27 state to receive registration information, if that state has a

1 registration requirement for terrorist offenders; and

2 (2) send to the Federal Bureau of Investigation a copy  
3 of the person's registration form, including the record of  
4 conviction and a complete set of fingerprints.

5 (h) If a person required to register under this chapter  
6 resides for more than seven days at a location or locations to which  
7 a physical address has not been assigned by a governmental entity,  
8 the person, not less than once in each 30-day period, shall confirm  
9 the person's location or locations by:

10 (1) reporting to the local law enforcement authority  
11 in the municipality where the person resides or, if the person does  
12 not reside in a municipality, the local law enforcement authority  
13 in the county in which the person resides; and

14 (2) providing a detailed description of the applicable  
15 location or locations.

16 Art. 65.055. STATUS REPORT BY SUPERVISING OFFICER OR LOCAL  
17 LAW ENFORCEMENT AUTHORITY. (a) If the officer supervising a person  
18 subject to registration under this chapter receives information to  
19 the effect that the person's status has changed in any manner that  
20 affects proper supervision of the person, including a change in the  
21 person's name, physical health, job or educational status,  
22 including higher educational status, incarceration, or terms of  
23 release, the officer shall promptly notify the appropriate local  
24 law enforcement authority or authorities of that change. If the  
25 person required to register intends to change address, the officer  
26 shall notify the local law enforcement authorities designated by  
27 Article 65.054(b). Not later than the seventh day after the date the

1 officer receives the relevant information, the officer shall notify  
2 the local law enforcement authority of any change in the person's  
3 job or educational status in which the person:

4 (1) becomes employed, begins to carry on a vocation,  
5 or becomes a student at a particular institution of higher  
6 education; or

7 (2) terminates the person's status in that capacity.

8 (b) Not later than the seventh day after the date of the  
9 change or the first date the applicable authority by policy allows  
10 the person to report, a person subject to registration under this  
11 chapter shall report to the local law enforcement authority  
12 designated as the person's registration authority any change in the  
13 person's name or job or educational status or if the person is  
14 hospitalized for any reason.

15 Art. 65.056. LAW ENFORCEMENT VERIFICATION OF REGISTRATION  
16 INFORMATION. (a) A person subject to registration under this  
17 chapter who has, with respect to an offense described by Article  
18 65.001(9), been convicted two or more times, received an order of  
19 deferred adjudication two or more times, or been convicted and  
20 received an order of deferred adjudication shall report to the  
21 local law enforcement authority designated as the person's  
22 registration authority not less than once in each 90-day period  
23 following the date the person first registered under this chapter  
24 to verify the information in the registration form maintained by  
25 the authority for that person. A person subject to registration  
26 under this chapter who is not subject to the 90-day reporting  
27 requirement described by this subsection shall report to the local

1 law enforcement authority designated as the person's registration  
2 authority once each year not earlier than the 30th day before and  
3 not later than the 30th day after the anniversary of the person's  
4 date of birth to verify the information in the registration form  
5 maintained by the authority for that person.

6 (b) A local law enforcement authority designated as a  
7 person's registration authority by the department may direct the  
8 person to report to the authority to verify the information in the  
9 registration form maintained by the department for that person.

10 The authority may direct the person to report under this subsection  
11 once in each 90-day period following the date the person first  
12 registered under this chapter, if the person is required to report  
13 not less than once in each 90-day period under Subsection (a), or  
14 once in each year not earlier than the 30th day before and not later  
15 than the 30th day after the anniversary of the person's date of  
16 birth, if the person is required to report once each year under  
17 Subsection (a). A local law enforcement authority may not direct a  
18 person to report to the authority under this subsection if the  
19 person is required to report under Subsection (a) and is in  
20 compliance with the reporting requirements of that subsection.

21 (c) The local law enforcement authority shall require the  
22 person to produce proof of the person's identity and residence  
23 before the authority gives the registration form to the person for  
24 verification. If the information in the registration form is  
25 complete and accurate, the person shall verify registration by  
26 signing the form. If the information is not complete or not  
27 accurate, the person shall make any necessary additions or

1 corrections before signing the form.

2 (d) A local law enforcement authority designated as a  
3 person's primary registration authority by the department may at  
4 any time mail a nonforwardable verification form to the last  
5 reported address of the person. Not later than the 21st day after  
6 receipt of a verification form under this subsection, the person  
7 shall:

8 (1) indicate on the form whether the person still  
9 resides at the last reported address or the person's new address;

10 (2) complete any other information required by the  
11 form;

12 (3) sign the form; and

13 (4) return the form to the authority.

14 (e) For purposes of this article, a person receives multiple  
15 convictions or orders of deferred adjudication regardless of  
16 whether:

17 (1) the judgments or orders are entered on different  
18 dates; or

19 (2) the offenses for which the person was convicted or  
20 placed on deferred adjudication arose out of different criminal  
21 transactions.

22 Art. 65.057. REGISTRATION OF PERSONS REGULARLY VISITING  
23 LOCATION. (a) A person subject to this chapter who on at least  
24 three occasions during any month spends more than 48 consecutive  
25 hours in a municipality or county in this state, other than the  
26 municipality or county in which the person is registered under this  
27 chapter, before the last day of that month shall report that fact

1 to:

2 (1) the local law enforcement authority of the  
3 municipality in which the person is a visitor; or

4 (2) if the person is a visitor in a location that is  
5 not a municipality, the local law enforcement authority of the  
6 county in which the person is a visitor.

7 (b) A person described by Subsection (a) shall provide the  
8 local law enforcement authority with:

9 (1) all information the person is required to provide  
10 under Article 65.051(c);

11 (2) the address of any location in the municipality or  
12 county, as appropriate, at which the person was lodged during the  
13 month; and

14 (3) a statement as to whether the person intends to  
15 return to the municipality or county during the succeeding month.

16 Art. 65.058. REQUIREMENTS RELATING TO DRIVER'S LICENSE OR  
17 PERSONAL IDENTIFICATION CERTIFICATE. (a) A person subject to  
18 registration under this chapter shall apply to the department in  
19 person for the issuance of an original or renewal driver's license  
20 under Section 521.272, Transportation Code, a personal  
21 identification certificate under Section 521.103, Transportation  
22 Code, or a commercial driver's license or commercial learner's  
23 permit under Section 522.033, Transportation Code, not later than  
24 the 30th day after the date:

25 (1) the person is released from a penal institution or  
26 by a court; or

27 (2) the department sends written notice to the person



1 of the requirements of this article.

2 (b) The person shall annually renew in person the driver's  
3 license or personal identification certificate until the person's  
4 duty to register under this chapter expires.

5 Art. 65.059. DNA SPECIMEN. A person required to register  
6 under this chapter shall comply with a request for a DNA specimen  
7 made by a law enforcement agency under Section 411.1473, Government  
8 Code.

9 Art. 65.060. PROHIBITED LOCATION OF RESIDENCE. A person  
10 subject to registration under this chapter may not reside on the  
11 campus of an institution of higher education unless the institution  
12 approves the person to reside on the institution's campus.

13 SUBCHAPTER C. EXPIRATION OF DUTY TO REGISTER; OFFENSE

14 Art. 65.101. EXPIRATION OF DUTY TO REGISTER. The duty to  
15 register for a person ends when the person dies if the person has a  
16 reportable conviction or adjudication.

17 Art. 65.102. FAILURE TO COMPLY WITH REGISTRATION  
18 REQUIREMENTS. (a) A person commits an offense if the person is  
19 required to register and fails to comply with any requirement of  
20 this chapter.

21 (b) Except as provided by Subsection (c), an offense under  
22 this article is a felony of the third degree.

23 (c) An offense is a felony of the second degree if it is  
24 shown at the trial of a person:

25 (1) for an offense or an attempt to commit an offense  
26 under this article that the person has previously been convicted  
27 under this article; and

1           (2) for an offense or an attempt to commit an offense  
2 under this article that the person fraudulently used identifying  
3 information in violation of Section 32.51, Penal Code, during the  
4 commission or attempted commission of the offense.

5           SUBCHAPTER D. REMOVAL OF REGISTRATION INFORMATION

6           Art. 65.151. REMOVING REGISTRATION INFORMATION WHEN DUTY TO  
7 REGISTER EXPIRES. (a) When a person is no longer required to  
8 register as a terrorist offender under this chapter, the department  
9 shall remove all information about the person from the terrorist  
10 offender registry.

11           (b) The duty to remove information under Subsection (a)  
12 arises if the department has received notice from a local law  
13 enforcement authority or the person's representative that the  
14 person has died and the department verifies the information.

15           (c) When the department has removed information under  
16 Subsection (a), the department shall notify all local law  
17 enforcement authorities that have provided registration  
18 information to the department about the person of the removal. A  
19 local law enforcement authority that receives notice from the  
20 department under this subsection shall remove all registration  
21 information about the person from its registry.

22           SECTION 2. The heading to Section 411.1473, Government  
23 Code, is amended to read as follows:

24           Sec. 411.1473. DNA RECORDS OF CERTAIN REGISTERED SEX  
25 OFFENDERS AND TERRORIST OFFENDERS.

26           SECTION 3. Sections 411.1473(a) and (b), Government Code,  
27 are amended to read as follows:

1 (a) This section applies only to a person who is required to  
2 register under Chapter 62 or 65, Code of Criminal Procedure.

3 (b) The department by rule shall require a law enforcement  
4 agency serving as a person's primary registration authority under  
5 Chapter 62 or 65, Code of Criminal Procedure, to:

6 (1) take one or more specimens from a person described  
7 by Subsection (a) for the purpose of creating a DNA record; and

8 (2) preserve the specimen and maintain a record of the  
9 collection of the specimen.

10 SECTION 4. Section 15.02(d), Penal Code, is amended to read  
11 as follows:

12 (d) An offense under this section is one category lower than  
13 the most serious felony that is the object of the conspiracy, and if  
14 the most serious felony that is the object of the conspiracy is a  
15 state jail felony, the offense is a Class A misdemeanor. This  
16 subsection does not apply to an offense under Section 76.02.

17 SECTION 5. The Penal Code is amended by adding Title 12 to  
18 read as follows:

19 TITLE 12. TERRORISM

20 CHAPTER 76. TERRORISTIC OFFENSES

21 Sec. 76.01. DEFINITIONS. In this chapter:

22 (1) "Material support or resources" means:

23 (A) currency or other financial securities;

24 (B) financial services;

25 (C) instruments of value;

26 (D) lodging;

27 (E) training;

- 1                   (F) safehouses;
- 2                   (G) false documentation or identification;
- 3                   (H) communications equipment;
- 4                   (I) computer equipment;
- 5                   (J) software;
- 6                   (K) facilities;
- 7                   (L) a deadly weapon;
- 8                   (M) lethal substances;
- 9                   (N) an explosive weapon or components of an
- 10 explosive weapon, a chemical dispensing device, or a hoax bomb, as
- 11 those terms are defined by Section 46.01;
- 12                   (O) personnel;
- 13                   (P) transportation; and
- 14                   (Q) other tangible assets, other than medical
- 15 care provided by a licensed health care provider or religious
- 16 materials.

17                   (2) "Training" means teaching or demonstrating

18 directly to another person, either in person or through a writing or

19 by use of a computer or computer network, the use, application, or

20 making of:

- 21                   (A) a weapon prohibited by Section 46.05;
- 22                   (B) a deadly weapon;
- 23                   (C) a component of an explosive weapon, as
- 24 defined by Section 46.01; or
- 25                   (D) an incendiary device capable of causing
- 26 injury or death to persons.

27                   Sec. 76.02. TERRORISM. (a) A person commits an offense if

1 the person:

2 (1) commits or conspires to commit an offense under:

3 (A) Chapter 19;

4 (B) Section 20.02;

5 (C) Section 20.03;

6 (D) Section 20.05;

7 (E) Section 20A.02;

8 (F) Section 22.02;

9 (G) Section 22.021;

10 (H) Section 22.05;

11 (I) Section 22.07;

12 (J) Section 22.09;

13 (K) Section 28.02;

14 (L) Section 28.07;

15 (M) Section 29.03;

16 (N) Section 30.05;

17 (O) Section 31.07;

18 (P) Section 38.152;

19 (Q) Section 42.02;

20 (R) Section 42.06;

21 (S) Section 42.062;

22 (T) Section 42.14; or

23 (U) Section 46.08; and

24 (2) commits or conspires to commit that offense with

25 the intent to:

26 (A) intimidate or coerce the civilian

27 population; or

1           (B) influence, by intimidation or coercion, the  
2 policy, conduct, or activities of this state, a political  
3 subdivision of this state, or the United States.

4           (b) An offense under this section is one category higher  
5 than the most serious offense listed in Subsection (a) that was  
6 committed or conspired to commit, except that:

7           (1) if the most serious offense is a Class A  
8 misdemeanor, the offense under this section is a Class A  
9 misdemeanor with a minimum term of confinement of 180 days; and

10           (2) if the most serious offense is a felony of the  
11 first degree, the offense under this section is a felony of the  
12 first degree with a minimum term of confinement of 15 years.

13           Sec. 76.03. AIDING IN COMMISSION OF TERRORISM. (a) A  
14 person commits an offense if the person intentionally raises,  
15 solicits, collects, or provides material support or resources with  
16 intent or knowledge that the material support or resources will be  
17 used, wholly or partly, to solicit, direct, supervise, plan,  
18 prepare, promote, carry out, assist, or aid in committing an  
19 offense under Section 76.02.

20           (b) An offense under this section is of the same degree as  
21 the offense under Section 76.02 that the person aided.

22           Sec. 76.04. HINDERING PROSECUTION OF TERRORISM. (a) A  
23 person commits an offense if, with intent to hinder the arrest,  
24 prosecution, conviction, or punishment of another for an offense  
25 under Section 76.02 or 76.03, the person:

26           (1) harbors or conceals the other;

27           (2) provides or aids in providing the other with any

1 means of avoiding arrest or effecting escape;

2 (3) warns the other of impending discovery or  
3 apprehension; or

4 (4) tampers with any physical evidence that might aid  
5 in the discovery or apprehension of the other.

6 (b) An offense under this section is of the same degree as  
7 the offense under Section 76.02 or 76.03 for which the person  
8 committed the act described by Subsection (a).

9 Sec. 76.05. ASSISTANCE BY ATTORNEY GENERAL. (a) The  
10 attorney general, if requested to do so by the attorney  
11 representing the state, may assist the attorney representing the  
12 state in the investigation or prosecution of an offense under this  
13 chapter.

14 (b) The attorney general shall designate one individual in  
15 the division of the attorney general's office that assists in the  
16 prosecution of criminal cases to coordinate responses to requests  
17 to assist in prosecution made under this section.

18 SECTION 6. This Act takes effect September 1, 2023.