

By: Morales of Maverick

H.B. No. 3418

Substitute the following for H.B. No. 3418:

By: Smithee

C.S.H.B. No. 3418

A BILL TO BE ENTITLED

AN ACT

relating to prohibitions on certain employment for sex offenders.

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

SECTION 1. Article 62.053(a), Code of Criminal Procedure, is amended to read as follows:

(a) Before a person who will be subject to registration under this chapter is due to be released from a penal institution, the Texas Department of Criminal Justice or the Texas Juvenile Justice Department shall determine the person's level of risk to the community using the sex offender screening tool developed or selected under Article 62.007 and assign to the person a numeric risk level of one, two, or three. Before releasing the person, an official of the penal institution shall:

(1) inform the person that:

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

(B) not later than the seventh day after the date on which the person is released or the date on which the person

1 moves from a previous residence to a new residence in this state,  
2 the person must, if the person has not moved to an intended  
3 residence, report to the applicable entity or entities as required  
4 by Article 62.051(h) or (j) or 62.055(e);

5 (C) not later than the seventh day before the  
6 date on which the person moves to a new residence in this state or  
7 another state, the person must report in person to the local law  
8 enforcement authority designated as the person's primary  
9 registration authority by the department and to the juvenile  
10 probation officer, community supervision and corrections  
11 department officer, or parole officer supervising the person;

12 (D) not later than the 10th day after the date on  
13 which the person arrives in another state in which the person  
14 intends to reside, the person must register with the law  
15 enforcement agency that is identified by the department as the  
16 agency designated by that state to receive registration  
17 information, if the other state has a registration requirement for  
18 sex offenders;

19 (E) not later than the 30th day after the date on  
20 which the person is released, the person must apply to the  
21 department in person for the issuance of an original or renewal  
22 driver's license or personal identification certificate and a  
23 failure to apply to the department as required by this paragraph  
24 results in the automatic revocation of any driver's license or  
25 personal identification certificate issued by the department to the  
26 person;

27 (F) the person must notify appropriate entities

1 of any change in status as described by Article 62.057;

2 (G) certain types of employment are prohibited  
3 under Article 62.063 [~~for a person with a reportable conviction or~~  
4 ~~adjudication for a sexually violent offense involving a victim~~  
5 ~~younger than 14 years of age and occurring on or after September 1,~~  
6 ~~2013~~];

7 (H) certain locations of residence are  
8 prohibited under Article 62.064 for a person with a reportable  
9 conviction or adjudication for an offense occurring on or after  
10 September 1, 2017, except as otherwise provided by that article;  
11 and

12 (I) if the person enters the premises of a school  
13 as described by Article 62.065 and is subject to the requirements of  
14 that article, the person must immediately notify the administrative  
15 office of the school of the person's presence and the person's  
16 registration status under this chapter;

17 (2) require the person to sign a written statement  
18 that the person was informed of the person's duties as described by  
19 Subdivision (1) or Subsection (g) or, if the person refuses to sign  
20 the statement, certify that the person was so informed;

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

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

27 SECTION 2. Article 62.063(a), Code of Criminal Procedure,

1 is amended by adding Subdivision (3) to read as follows:

2 (3) "Transportation network company" has the meaning  
3 assigned by Section 2402.001, Occupations Code.

4 SECTION 3. Article 62.063, Code of Criminal Procedure, is  
5 amended by adding Subsection (c) to read as follows:

6 (c) A person subject to registration under this chapter may  
7 not:

8 (1) for compensation, provide or offer to provide  
9 passenger transportation through a prearranged ride for a  
10 transportation network company; or

11 (2) log in as a driver on a transportation network  
12 company's digital network.

13 SECTION 4. The change in law made by this Act in amending  
14 Chapter 62, Code of Criminal Procedure, applies to a person who is  
15 required to register under Chapter 62, Code of Criminal Procedure,  
16 on or after the effective date of this Act, regardless of whether  
17 the offense or conduct for which the person is required to register  
18 occurs before, on, or after the effective date of this Act.

19 SECTION 5. This Act takes effect September 1, 2025.