

Amend CSHB 867 (House Committee Printing) as follows:

(1) On page 6, strike lines 24-26 and substitute the following:

Art. 62.002. APPLICABILITY OF CHAPTER. (a) On or after September 1, 2005, a person, as a result of a reportable conviction or adjudication, has a duty to register under this chapter only if the person:

(1) had a duty to register:

(A) under this chapter at the time the person was convicted, received a grant of deferred adjudication, or was found to have engaged in delinquent conduct under the laws of this state as described by this chapter; or

(B) under the laws of another state, federal law, the laws of a foreign country, or the Uniform Code of Military Justice as a result of a conviction or adjudication of delinquent conduct under the laws of that jurisdiction or code, if the duty arose at the time the person was convicted or was found to have engaged in the delinquent conduct; or

(2) would have had a duty to register under this chapter at the time the person was convicted or was found to have engaged in delinquent conduct under the laws of another state, federal law, the laws of a foreign country, or the Uniform Code of Military Justice because the offense for which the person was convicted, or the offense based on which the person was found to have engaged in delinquent conduct, contains elements that are substantially similar to the elements of an offense requiring registration under this chapter.

(b) Subsection (a) does not affect:

(1) the authority of a court, the Board of Pardons and Paroles, or the Texas Youth Commission to require a person to register under this chapter as a condition of parole, release to mandatory supervision, community supervision, or juvenile probation; or

(2) the duties of a person who is required to register under this chapter as a condition of parole, release to mandatory supervision, community supervision, or juvenile probation.

(2) On page 6, line 27, strike "(b)" and substitute "(c)".

(3) On page 6, line 27, strike "Subsection (c)" and substitute "Subsection (d)".

(4) On page 7, line 8, strike "(c)" and substitute "(d)".

(5) In ARTICLE 3 of the bill, insert the following appropriately numbered SECTION of the bill and renumber subsequent SECTIONS accordingly:

SECTION 3.____. The following laws are repealed:

(1) Section 11, Chapter 668, Acts of the 75th Legislature, Regular Session, 1997; and

(2) Section 26, Chapter 1415, Acts of the 76th Legislature, Regular Session, 1999.