

1-1 By: Dale (Senate Sponsor - Perry) H.B. No. 1779
 1-2 (In the Senate - Received from the House May 1, 2017;
 1-3 May 4, 2017, read first time and referred to Committee on Criminal
 1-4 Justice; May 17, 2017, reported favorably by the following vote:
 1-5 Yeas 8, Nays 0; May 17, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15			X	
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the authority of the Department of Public Safety to
 1-20 obtain and use criminal history record information for the purpose
 1-21 of performing certain departmental functions.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 411.0891(a), Government Code, is amended
 1-24 to read as follows:

1-25 (a) Subject to Section 411.087, the department is
 1-26 authorized to obtain and use criminal history record information
 1-27 maintained by the Federal Bureau of Investigation or the department
 1-28 that relates to a person who:

1-29 (1) is an applicant for or holds a Capitol access pass
 1-30 issued by the department under Section 411.0625;

1-31 (2) is an applicant for or holds a license to carry a
 1-32 handgun issued by the department under Subchapter H or is an
 1-33 applicant for or holds a certification as a qualified handgun
 1-34 instructor issued by the department under that subchapter;

1-35 (3) [~~registration issued by the director under~~
 1-36 ~~Subchapter C, Chapter 481, Health and Safety Code, that authorizes~~
 1-37 ~~the person to manufacture, distribute, analyze, or conduct research~~
 1-38 ~~with a controlled substance; (2)] is an applicant for or holds a
 1-39 chemical precursor transfer permit issued by the director under
 1-40 Section 481.078, Health and Safety Code;~~

1-41 (4) [~~(3)~~] is an applicant for or holds a chemical
 1-42 laboratory apparatus transfer permit issued by the director under
 1-43 Section 481.081, Health and Safety Code;

1-44 (5) is an applicant for or holds a license to operate
 1-45 as a dispensing organization issued by the department under Chapter
 1-46 487, Health and Safety Code, or is an applicant for or holds a
 1-47 registration as a director, manager, or employee of a dispensing
 1-48 organization issued by the department under that chapter;

1-49 (6) is an applicant for or holds any private security
 1-50 license, registration, or commission issued by the department under
 1-51 Chapter 1702, Occupations Code;

1-52 (7) [~~(4)~~] is an applicant for certification by the
 1-53 department as an inspection station or an inspector under
 1-54 Subchapter G, Chapter 548, Transportation Code, holds an inspection
 1-55 station or inspector certificate issued under that subchapter, or
 1-56 is the owner of an inspection station operating under that chapter;
 1-57 or

1-58 (8) [~~(5)~~] is an applicant for approval or has been
 1-59 approved as a program sponsor by the department under Chapter 662,
 1-60 Transportation Code, is an applicant for certification by the
 1-61 department as an instructor under that chapter, or holds an

2-1 instructor certificate issued under that chapter.
2-2 SECTION 2. This Act takes effect immediately if it receives
2-3 a vote of two-thirds of all the members elected to each house, as
2-4 provided by Section 39, Article III, Texas Constitution. If this
2-5 Act does not receive the vote necessary for immediate effect, this
2-6 Act takes effect September 1, 2017.

2-7 * * * * *