

1-1 By: Rose, et al. (Senate Sponsor - West) H.B. No. 1528
 1-2 (In the Senate - Received from the House May 1, 2019;
 1-3 May 7, 2019, read first time and referred to Committee on Criminal
 1-4 Justice; May 9, 2019, reported favorably by the following vote:
 1-5 Yeas 5, Nays 0; May 9, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Whitmire	X			
1-8 Huffman	X			
1-9 Buckingham	X			
1-10 Flores			X	
1-11 Hughes			X	
1-12 Miles	X			
1-13 Perry	X			

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the reporting of certain information involving family
 1-18 violence offenses.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Article 66.102(f), Code of Criminal Procedure,
 1-21 is amended to read as follows:

1-22 (f) Information in the computerized criminal history system
 1-23 relating to sentencing must include for each sentence:

1-24 (1) the sentencing date;

1-25 (2) the sentence for each offense, by offense code and
 1-26 incident number;

1-27 (3) if the offender was sentenced to confinement:

1-28 (A) the agency that receives custody of the
 1-29 offender;

1-30 (B) the length of the sentence for each offense;

1-31 and

1-32 (C) if multiple sentences were ordered, whether
 1-33 the sentences were ordered to be served consecutively or
 1-34 concurrently;

1-35 (4) if the offender was sentenced to pay a fine, the
 1-36 amount of the fine;

1-37 (5) if a sentence to pay a fine or to confinement was
 1-38 ordered but was deferred, probated, suspended, or otherwise not
 1-39 imposed:

1-40 (A) the length of the sentence or the amount of
 1-41 the fine that was deferred, probated, suspended, or otherwise not
 1-42 imposed; and

1-43 (B) the offender's name, offense code, and
 1-44 incident number; ~~and~~

1-45 (6) if a sentence other than a fine or confinement was
 1-46 ordered, a description of the sentence ordered; and

1-47 (7) whether the judgment imposing the sentence
 1-48 reflects an affirmative finding entered under Article 42.013
 1-49 (Finding of Family Violence).

1-50 SECTION 2. Article 66.252, Code of Criminal Procedure, is
 1-51 amended by amending Subsection (b) and adding Subsection (g) to
 1-52 read as follows:

1-53 (b) The arresting law enforcement agency shall prepare a
 1-54 uniform incident fingerprint card described by Article 66.251 and
 1-55 initiate the reporting process for each offender charged with:

1-56 (1) a felony;

1-57 (2) ~~or~~ a misdemeanor for which a term of confinement
 1-58 may be imposed; or

1-59 (3) a misdemeanor punishable by fine only that
 1-60 involves family violence, as defined by Section 71.004, Family Code
 1-61 [other than a misdemeanor punishable by fine only].

2-1 (g) On disposition of a case in which an offender is charged
2-2 with a misdemeanor described by Subsection (b)(3), the clerk of the
2-3 court exercising jurisdiction over the case shall report the
2-4 applicable information regarding the person's citation or arrest
2-5 and the disposition of the case to the Department of Public Safety
2-6 using a uniform incident fingerprint card described by Article
2-7 66.251 or an electronic methodology approved by the Department of
2-8 Public Safety.

2-9 SECTION 3. The change in law made by this Act applies only
2-10 to an offense committed on or after the effective date of this Act.
2-11 An offense committed before the effective date of this Act is
2-12 covered by the law in effect on the date the offense was committed,
2-13 and the former law is continued in effect for that purpose. For
2-14 purposes of this section, an offense was committed before the
2-15 effective date of this Act if any element of the offense occurred
2-16 before that date.

2-17 SECTION 4. This Act takes effect September 1, 2019.

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