

1-1 By: Whitmire S.B. No. 1697
1-2 (In the Senate - Filed March 6, 2019; March 14, 2019, read
1-3 first time and referred to Committee on Criminal Justice;
1-4 April 23, 2019, reported favorably by the following vote: Yeas 6,
1-5 Nays 0; April 23, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Whitmire	X		
1-9	Huffman	X		
1-10	Buckingham	X		
1-11	Flores	X		
1-12	Hughes		X	
1-13	Miles	X		
1-14	Perry	X		

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

1-17 relating to the requirements for a change of name for a person with
1-18 a final felony conviction or a person required to register as a sex
1-19 offender.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Section 45.103, Family Code, is amended by
1-22 amending Subsections (b) and (c) and adding Subsection (d) to read
1-23 as follows:

1-24 (b) A court may order a change of name under this subchapter
1-25 for a person with a final felony conviction if:

1-26 (1) [✓] in addition to the requirements of Subsection
1-27 (a), the person has:

1-28 (A) [~~(1)~~] received a certificate of discharge by
1-29 the Texas Department of Criminal Justice or completed a period of
1-30 community supervision or juvenile probation ordered by a court and
1-31 not less than two years have passed from the date of the receipt of
1-32 discharge or completion of community supervision or juvenile
1-33 probation; or

1-34 (B) [~~(2)~~] been pardoned; or

1-35 (2) the person is requesting to change the person's
1-36 name to the primary name used in the person's criminal history
1-37 record information.

1-38 (c) A court may order a change of name under this subchapter
1-39 for a person subject to the registration requirements of Chapter
1-40 62, Code of Criminal Procedure, if the person:

1-41 (1) meets[, in addition to] the requirements of
1-42 Subsection (a) or is requesting to change the person's name to the
1-43 primary name used in the person's criminal history record
1-44 information; and

1-45 (2) [, the person] provides the court with proof that
1-46 the person has notified the appropriate local law enforcement
1-47 authority of the proposed name change.

1-48 (d) In this section:

1-49 (1) "Criminal history record information" has the
1-50 meaning assigned by Section 411.082, Government Code.

1-51 (2) "Local [subsection, "local] law enforcement
1-52 authority" has the meaning assigned by Article 62.001, Code of
1-53 Criminal Procedure.

1-54 SECTION 2. Section 45.103, Family Code, as amended by this
1-55 Act, applies only to a petition for a change of name that is filed on
1-56 or after the effective date of this Act. A petition filed before
1-57 the effective date of this Act is governed by the law in effect on
1-58 the date the petition was filed, and the former law is continued in
1-59 effect for that purpose.

1-60 SECTION 3. This Act takes effect September 1, 2019.

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