

1-1 By: Zaffirini S.B. No. 2587  
1-2 (In the Senate - Filed March 13, 2025; April 3, 2025, read  
1-3 first time and referred to Committee on Business & Commerce;  
1-4 May 5, 2025, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 11, Nays 0; May 5, 2025,  
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
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	X			
1-18	X			
1-19	X			

1-20 COMMITTEE SUBSTITUTE FOR S.B. No. 2587 By: Zaffirini

1-21 A BILL TO BE ENTITLED  
1-22 AN ACT

1-23 relating to the access to and use of certain criminal history record  
1-24 information, to the procedure for obtaining that information, and  
1-25 to the correct terminology for certain licenses the issuance of  
1-26 which requires a criminal history background check.

1-27 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-28 SECTION 1. Section 411.0845(e), Government Code, is amended  
1-29 to read as follows:

1-30 (e) A person entitled to receive criminal history record  
1-31 information under this section must provide the department with the  
1-32 following information regarding the person who is the subject of  
1-33 the criminal history record information requested:

1-34 (1) the person's full name, date of birth, and sex,  
1-35 [~~and social security number,~~] and the number assigned to any form of  
1-36 unexpired identification card issued by this state or another  
1-37 state, the District of Columbia, or a territory of the United States  
1-38 that includes the person's photograph;

1-39 (2) a recent electronic digital image photograph of  
1-40 the person and a complete set of the person's fingerprints as  
1-41 required by the department; and

1-42 (3) any other information required by the department.

1-43 SECTION 2. Section 411.086(b), Government Code, is amended  
1-44 to read as follows:

1-45 (b) Rules adopted by the department:

1-46 (1) shall provide for a uniform method of requesting  
1-47 criminal history record information from the department;

1-48 (2) may require a person requesting criminal history  
1-49 record information about an individual to submit to the department  
1-50 one or more of the following:

1-51 (A) the complete name, race, and sex of the  
1-52 individual;

1-53 (B) any known alias name of the individual;

1-54 (C) a complete set of the individual's  
1-55 fingerprints;

1-56 (D) a recent photograph of the individual;

1-57 (E) any known identifying number of the  
1-58 individual, including [~~social security number,~~] FBI number,  
1-59 driver's license number, or state identification number;

1-60 (F) the individual's date of birth;

1-61 (G) any known alias dates of birth of the  
1-62 individual; or

1-63 (H) any other information the department

2-1 determines is necessary to identify the individual or the record;  
2-2 (3) shall provide for the methods and formats for  
2-3 dissemination of criminal history record information; and

2-4 (4) shall provide security measures and policies that  
2-5 are designed to guard against unauthorized release or dissemination  
2-6 of criminal history record information that is maintained or  
2-7 disseminated by the department.

2-8 SECTION 3. Section 411.087(e), Government Code, is amended  
2-9 to read as follows:

2-10 (e) The department may provide access to state and national  
2-11 criminal history record information to a qualified entity  
2-12 ~~[entities]~~ entitled to that information regarding the entity's  
2-13 employees and contractors under the National Child Protection Act  
2-14 of 1993 (34 U.S.C. Section 40102) [42 U.S.C. Section 5119a]. The  
2-15 department must follow federal law and regulation, federal  
2-16 executive orders, and federal policy in releasing information under  
2-17 this subsection.

2-18 SECTION 4. Section 411.095(b), Government Code, is amended  
2-19 to read as follows:

2-20 (b) The consumer credit commissioner may not release or  
2-21 disclose to any person criminal history record information obtained  
2-22 from the Federal Bureau of Investigation under Subsection (a-1)(1),  
2-23 except to the person who is the subject of the criminal history  
2-24 record information. The consumer credit commissioner may not  
2-25 release or disclose criminal history record information obtained  
2-26 under Subsection (a-1)(2) except:

- 2-27 (1) on court order;
- 2-28 (2) to the person who is the subject of the criminal  
2-29 history record information;
- 2-30 (3) with the consent of the person who is the subject  
2-31 of the criminal history record information; or
- 2-32 (4) in a hearing where the Office of Consumer Credit  
2-33 Commissioner is a party.

2-34 SECTION 5. Section 411.106(a), Government Code, is amended  
2-35 to read as follows:

2-36 (a) The Texas Department of Insurance is entitled to obtain  
2-37 criminal history record information as provided by Subsection (a-1)  
2-38 that relates to a person who is:

2-39 (1) an applicant for a license, permit, certificate of  
2-40 authority, certificate of registration, or other authorization  
2-41 issued by the Texas Department of Insurance to engage in an activity  
2-42 regulated under the Insurance Code, including a person who is:

2-43 (A) an applicant for approval of an acquisition,  
2-44 change, or divestiture of control of a domestic insurer under  
2-45 Chapter 823, Insurance Code;

2-46 (B) an applicant for or holder of a surplus lines  
2-47 license under Chapter 981, Insurance Code, or associated with an  
2-48 entity that is an applicant for or holder of such a license;

2-49 (C) an applicant for or holder of a life  
2-50 insurance provider or broker license under Chapter 1111A, Insurance  
2-51 Code, or associated with an entity that is an applicant for or  
2-52 holder of such a license;

2-53 (D) an applicant for or holder of a title  
2-54 insurance agent license under Chapter 2651, Insurance Code, or  
2-55 associated with an entity that is an applicant for or holder of such  
2-56 a license;

2-57 (E) an applicant for or holder of an escrow  
2-58 officer license under Chapter 2652, Insurance Code, or associated  
2-59 with an entity that is an applicant for or holder of such a license;

2-60 (F) an applicant for or holder of an agent  
2-61 license, temporary license, or provisional permit under Chapter  
2-62 4001, Insurance Code;

2-63 (G) an applicant for or holder of a general  
2-64 property and casualty license under Chapter 4051, Insurance Code,  
2-65 or associated with an entity that is an applicant for or holder of  
2-66 such a license;

2-67 (H) an applicant for or holder of a managing  
2-68 general agent license under Chapter 4053, Insurance Code, or  
2-69 associated with an entity that is an applicant for or holder of such  
2-70 a license;

2-71 (I) an applicant for or holder of a license under

- 3-1 Chapter 4054, Insurance Code, or associated with an entity that is
- 3-2 an applicant for or holder of such a license;
- 3-3 (J) an applicant for or holder of a nonresident
- 3-4 agent license under Chapter 4056, Insurance Code, or associated
- 3-5 with an entity that is an applicant for or holder of such a license;
- 3-6 (K) an applicant for or holder of an insurance
- 3-7 adjuster license under Chapter 4101, Insurance Code, or associated
- 3-8 with an entity that is an applicant for or holder of such a license;
- 3-9 (L) an applicant for or holder of a public
- 3-10 insurance adjuster license under Chapter 4102, Insurance Code, or
- 3-11 associated with an entity that is an applicant for or holder of such
- 3-12 a license;
- 3-13 (M) an applicant for or holder of a certificate
- 3-14 of authority under Chapter 4151, Insurance Code, or associated with
- 3-15 an entity that is an applicant for or holder of such a certificate;
- 3-16 (N) an applicant for or holder of a reinsurance
- 3-17 intermediary license under Chapter 4152, Insurance Code, or
- 3-18 associated with an entity that is an applicant for or holder of such
- 3-19 a license;
- 3-20 (O) an applicant for or holder of a risk manager
- 3-21 license under Chapter 4153, Insurance Code, or associated with an
- 3-22 entity that is an applicant for or holder of such a license;
- 3-23 (P) an applicant for or holder of a certificate
- 3-24 of registration under Chapter 4201, Insurance Code, or associated
- 3-25 with an entity that is an applicant for or holder of such a
- 3-26 certificate;
- 3-27 (Q) associated with an independent review
- 3-28 organization that is an applicant for or holder of a certification
- 3-29 under Chapter 4202, Insurance Code;
- 3-30 (R) associated with a discount health care
- 3-31 program operator that is an applicant for or holder of a
- 3-32 registration under Chapter 7001, Insurance Code; and
- 3-33 (S) an applicant for or holder of a license under
- 3-34 Chapter 91, Labor Code; or
- 3-35 (2) a corporate officer or director of an insurance
- 3-36 company regulated by the Texas Department of Insurance, including a
- 3-37 company that is an applicant for or holder of a certificate of
- 3-38 authority under the following provisions of the Insurance Code:
- 3-39 (A) Chapter 801;
- 3-40 (B) Chapter 822;
- 3-41 (C) Chapter 841;
- 3-42 (D) Chapter 843;
- 3-43 (E) Chapter 844;
- 3-44 (F) Chapter 846;
- 3-45 (G) Chapter 848;
- 3-46 (H) Chapter 964;
- 3-47 (I) Chapter 1305; and
- 3-48 (J) Title 11.

3-49 SECTION 6. Section 411.1106(b), Government Code, as amended  
 3-50 by Chapters 871 (H.B. 4123) and 1089 (S.B. 1192), Acts of the 88th  
 3-51 Legislature, Regular Session, 2023, is reenacted, amended to  
 3-52 correct a typographical error, and further amended to read as  
 3-53 follows:

3-54 (b) The commission is entitled to obtain criminal history  
 3-55 record information as provided by Subsection (b-1) that relates to  
 3-56 a person who is required to be fingerprinted and is:

3-57 (1) an applicant for an employment or volunteer  
 3-58 position or an applicant for a contract with the commission in which  
 3-59 the person, as an employee, volunteer, or contractor, ~~as~~ [an]  
 3-60 applicable, would have access to sensitive personal or financial  
 3-61 information, as determined by the executive commissioner ~~[, in:~~

3-62 ~~[(A) the eligibility services division of the~~  
 3-63 ~~commission as established under Section 531.008,~~

3-64 ~~[(B) the commission's office of inspector~~  
 3-65 ~~general as established by Section 531.008 and Subchapter C, Chapter~~  
 3-66 ~~531, or~~

3-67 ~~[(C) the regulatory services division of the~~  
 3-68 ~~commission as established under Section 531.008]; or~~

3-69 (2) an employee, volunteer, or contractor of the  
 3-70 commission who has access to sensitive personal or financial  
 3-71 information, as determined by the executive commissioner.

4-1 SECTION 7. The heading to Section 411.1143, Government  
 4-2 Code, is amended to read as follows:

4-3 Sec. 411.1143. ACCESS TO CRIMINAL HISTORY RECORD  
 4-4 INFORMATION; AGENCIES ADMINISTERING OR OPERATING ~~[PART OF]~~ MEDICAL  
 4-5 ASSISTANCE AND OTHER PUBLIC BENEFITS PROGRAMS ~~[PROGRAM]~~.

4-6 SECTION 8. Section 411.1143, Government Code, is amended by  
 4-7 amending Subsections (a) and (a-1) and adding Subsection (e) to  
 4-8 read as follows:

4-9 (a) The Health and Human Services Commission, an agency  
 4-10 operating part of a public benefits program, including the medical  
 4-11 assistance program under Chapter 32, Human Resources Code, or the  
 4-12 office of inspector general established under Subchapter C, Chapter  
 4-13 544, of this code ~~[Government Code]~~, is entitled to obtain criminal  
 4-14 history record information as provided by Subsection (a-2) that  
 4-15 relates to a provider under a public benefits ~~[the medical~~  
 4-16 ~~assistance]~~ program administered by the commission or a person  
 4-17 applying to enroll as a provider under a public benefits ~~[the~~  
 4-18 ~~medical assistance]~~ program administered by the commission.

4-19 (a-1) Criminal history record information the Health and  
 4-20 Human Services Commission or the office of inspector general is  
 4-21 authorized to obtain under Subsection (a) includes criminal history  
 4-22 record information relating to:

4-23 (1) a person that:  
 4-24 (A) has a direct or indirect ownership interest,  
 4-25 or a combination of direct and indirect ownership interests, that  
 4-26 equals five percent or more in the provider or person applying to  
 4-27 enroll as a provider;

4-28 (B) owns an interest of five percent or more in a  
 4-29 mortgage, deed of trust, promissory note, or other obligation  
 4-30 secured by the provider or person applying to enroll as a provider  
 4-31 if that interest equals at least five percent of the value of the  
 4-32 property or other assets of the provider or person applying to  
 4-33 enroll as a provider;

4-34 (C) is an officer or director of the provider or  
 4-35 person applying to enroll as a provider if that provider or  
 4-36 applicant is organized as a corporation; or

4-37 (D) is a partner in the provider or person  
 4-38 applying to enroll as a provider if that provider or applicant is  
 4-39 organized as a partnership ~~[a person with a direct or indirect~~  
 4-40 ~~ownership or control interest, as defined by 42 C.F.R. Section~~  
 4-41 ~~455.101, in a provider of five percent or more]; and~~

4-42 (2) a managing employee of the provider or person  
 4-43 applying to enroll as a provider ~~[a person whose information is~~  
 4-44 ~~required to be disclosed in accordance with 42 C.F.R. Part 1001].~~

4-45 (e) In this section:

4-46 (1) "Managing employee", with respect to a provider or  
 4-47 person applying to enroll as a provider, means an individual,  
 4-48 including a general manager, business manager, administrator, or  
 4-49 director, who:

4-50 (A) exercises operational or managerial control  
 4-51 over all or part of the provider or applicant; or

4-52 (B) directly or indirectly conducts the daily  
 4-53 operations of all or part of the provider or applicant.

4-54 (2) "Ownership interest", with respect to a provider  
 4-55 or person applying to enroll as a provider, means having equity in  
 4-56 the provider's or applicant's capital, stock, or profits.

4-57 (3) "Provider" means an individual or entity that  
 4-58 engages in the delivery of health care services and is authorized to  
 4-59 deliver those services in this state, including an individual or  
 4-60 entity that delivers health care services to recipients under the  
 4-61 medical assistance program.

4-62 SECTION 9. Section 411.122(d), Government Code, is amended  
 4-63 to read as follows:

4-64 (d) The following state agencies are subject to this  
 4-65 section:

4-66 (1) Texas Appraiser Licensing and Certification  
 4-67 Board;

4-68 (2) Texas Board of Architectural Examiners;

4-69 (3) Texas Board of Chiropractic Examiners;

4-70 (4) State Board of Dental Examiners;

4-71 (5) Texas Board of Professional Engineers and Land

- 5-1 Surveyors;
- 5-2 (6) Texas Funeral Service Commission;
- 5-3 (7) Texas Board of Professional Geoscientists;
- 5-4 (8) Health and Human Services Commission, except as
- 5-5 provided by Section 411.110, and agencies attached to the
- 5-6 commission;
- 5-7 (9) Texas Department of Licensing and Regulation;
- 5-8 (10) Texas Commission on Environmental Quality;
- 5-9 (11) Executive Council of Physical Therapy and
- 5-10 Occupational Therapy Examiners;
- 5-11 (12) Texas Optometry Board;
- 5-12 (13) Texas State Board of Pharmacy;
- 5-13 (14) Texas State Board of Plumbing Examiners;
- 5-14 (15) Texas Behavioral Health Executive Council [~~State~~
- 5-15 ~~Board of Examiners of Psychologists~~];
- 5-16 (16) Texas Real Estate Commission;
- 5-17 (17) Texas Department of Transportation;
- 5-18 (18) State Board of Veterinary Medical Examiners;
- 5-19 (19) Texas Department of Housing and Community
- 5-20 Affairs;
- 5-21 (20) secretary of state;
- 5-22 (21) state fire marshal;
- 5-23 (22) Texas Education Agency;
- 5-24 (23) Department of Agriculture; and
- 5-25 (24) Texas Department of Motor Vehicles.

5-26 SECTION 10. Section 411.12506(a), Government Code, is

5-27 amended to read as follows:

5-28 (a) The Texas Commission on Environmental Quality is

5-29 entitled to obtain criminal history record information as provided

5-30 by Subsection (b) that relates to a person who:

5-31 (1) is an applicant for [~~a license, permit, or~~

5-32 ~~registration under~~]:

5-33 (A) a water supply system operator license

5-34 required by Section 341.033 [Chapters 341, 361, and 366], Health

5-35 and Safety Code;

5-36 (B) a backflow prevention assembly tester

5-37 license required by Section 341.034(c), Health and Safety Code

5-38 [Chapter 1903, Occupations Code]; [or]

5-39 (C) a customer service inspector license

5-40 required by Section 341.034(d), Health and Safety Code [Chapters 26

5-41 and 37, Water Code];

5-42 (D) a municipal solid waste facility supervisor

5-43 license required by Section 361.027, Health and Safety Code;

5-44 (E) an on-site sewage facility installer license

5-45 or apprentice registration required by Section 366.071(a), Health

5-46 and Safety Code;

5-47 (F) an on-site sewage facility maintenance

5-48 provider license or maintenance technician registration required

5-49 by Section 366.071(a), Health and Safety Code;

5-50 (G) an on-site sewage facility designated

5-51 representative license required by Section 366.071(b), Health and

5-52 Safety Code;

5-53 (H) an on-site sewage facility site evaluator

5-54 license required by Section 366.071(c), Health and Safety Code;

5-55 (I) a landscape irrigator or irrigation

5-56 technician license required by Section 1903.251(a), Occupations

5-57 Code;

5-58 (J) an irrigation inspector license required by

5-59 Section 1903.251(a), Occupations Code;

5-60 (K) a water treatment specialist certificate

5-61 required by Section 1904.052, Occupations Code;

5-62 (L) a wastewater treatment plant operator

5-63 license required by Section 26.0301(c), Water Code;

5-64 (M) a wastewater collection system operator

5-65 license required by Section 26.0301(c), Water Code;

5-66 (N) a leaking petroleum storage tank corrective

5-67 action project manager or specialist license required by Section

5-68 26.366, Water Code; or

5-69 (O) an underground storage tank on-site

5-70 supervisor license required by Section 26.456, Water Code;

5-71 (2) is the holder of a license, registration, or

6-1 ~~certificate[, permit, or registration]~~ under a provision listed in  
6-2 Subdivision (1); or  
6-3 (3) requests a determination of eligibility for a  
6-4 ~~license, registration, or certificate[, permit, or registration]~~  
6-5 from the agency under a provision listed in Subdivision (1).

6-6 SECTION 11. Section [411.12508](#)(a), Government Code, is  
6-7 amended to read as follows:

6-8 (a) The manufactured housing division of the Texas  
6-9 Department of Housing and Community Affairs is entitled to obtain  
6-10 criminal history record information as provided by Subsection (b)  
6-11 that relates to a person who is:

- 6-12 (1) an applicant for or holder of:
  - 6-13 (A) a manufacturer's license required by Section  
6-14 [1201.101](#)(a), Occupations Code;
  - 6-15 (B) a retailer's license required by Section  
6-16 [1201.101](#)(b) or (e), Occupations Code;
  - 6-17 (C) a broker's license required by Section  
6-18 [1201.101](#)(c), Occupations Code;
  - 6-19 (D) an installer's license required by Section  
6-20 [1201.101](#)(d), Occupations Code; or
  - 6-21 (E) a salesperson's license required by Section  
6-22 [1201.101](#)(f) [~~a license under Chapter 1201~~], Occupations Code; or
- 6-23 (2) an owner, officer, or related person or manager of  
6-24 a person described by Subdivision (1).

6-25 SECTION 12. Section [411.12509](#)(a), Government Code, is  
6-26 amended to read as follows:

6-27 (a) The state fire marshal is entitled to obtain criminal  
6-28 history record information as provided by Subsection (b) that  
6-29 relates to a person who is an applicant for or holder of:

- 6-30 (1) a fire extinguisher license or apprentice permit  
6-31 under Chapter [6001](#), Insurance Code;
- 6-32 (2) a fire alarm technician or residential fire alarm  
6-33 technician license, a residential fire alarm superintendent  
6-34 license, or a fire alarm planning superintendent license required  
6-35 by Section [6002.154](#), Insurance Code;
- 6-36 (3) a fire alarm training school or instructor  
6-37 approval required under Section [6002.158](#), Insurance Code;
- 6-38 (4) a fire protection sprinkler system contractor  
6-39 registration certificate or a responsible managing employee  
6-40 license required by Chapter [6003](#), Insurance Code; or
- 6-41 (5) a license required by Subchapters C and D, Chapter  
6-42 [2154](#), Occupations Code [~~a license issued by the state fire~~  
6-43 ~~marshal~~].

6-44 SECTION 13. Sections [411.12510](#)(a) and (d), Government Code,  
6-45 are amended to read as follows:

6-46 (a) The Texas Medical Board is entitled to obtain criminal  
6-47 history record information as provided by Subsection (b) that  
6-48 relates to a person who is:

- 6-49 (1) an applicant for or holder of a license to practice  
6-50 medicine;
- 6-51 (2) an applicant for or holder of a license to practice  
6-52 as a physician assistant;
- 6-53 (3) an applicant for or holder of a license to practice  
6-54 as an acupuncturist;
- 6-55 (4) an applicant for or holder of a certificate to  
6-56 practice as an acudetox specialist;
- 6-57 (5) an applicant for or holder of a license to practice  
6-58 as a surgical assistant;
- 6-59 (6) an applicant for or holder of a general  
6-60 certificate to perform radiologic procedures, limited certificate  
6-61 to perform radiologic procedures only on specific parts of the  
6-62 body, or radiologist assistant certificate;
- 6-63 (7) an applicant for or holder of a placement on the  
6-64 registry of noncertified technicians;
- 6-65 (8) an employee of an applicant for a hardship  
6-66 exemption;
- 6-67 (9) an applicant for or holder of a license to practice  
6-68 as a medical physicist;
- 6-69 (10) an applicant for or holder of a license to  
6-70 practice as a perfusionist;
- 6-71 (11) an applicant for or holder of a license to

7-1 practice as a respiratory care practitioner; ~~and~~  
 7-2 (12) an applicant for or holder of a pain management  
 7-3 clinic certificate; and  
 7-4 (13) an applicant for employment at or current  
 7-5 employee of the Texas Medical Board.  
 7-6 (d) The Texas Medical Board is not prohibited from  
 7-7 disclosing criminal history record information obtained under  
 7-8 Subsection (b)(2) in a hearing conducted by the Texas Medical Board  
 7-9 or its advisory boards or by the State Office of Administrative  
 7-10 Hearings.  
 7-11 SECTION 14. Section 411.12511(a), Government Code, is  
 7-12 amended to read as follows:  
 7-13 (a) The Texas Department of Motor Vehicles is entitled to  
 7-14 obtain criminal history record information as provided by  
 7-15 Subsection (b) that relates to a person:  
 7-16 (1) who is an applicant for or holds a general  
 7-17 distinguishing number under Chapter 503, Transportation Code;  
 7-18 (2) who is an applicant for or holds a license under  
 7-19 Chapter 2301 or 2302, Occupations Code; ~~or~~  
 7-20 (3) who is an owner, officer, director, member,  
 7-21 manager, principal, partner, trustee, or trust beneficiary of an  
 7-22 applicant, general distinguishing number holder, or license  
 7-23 holder; or  
 7-24 (4) who is an employee designated as an authorized  
 7-25 representative by ~~[other person acting in a representative capacity~~  
 7-26 ~~for]~~ an applicant, general distinguishing number holder, or license  
 7-27 holder and whose act or omission in the course or scope of the  
 7-28 person's representation would be cause for denying, revoking, or  
 7-29 suspending a general distinguishing number or license issued under  
 7-30 Chapter 503, Transportation Code, or Chapter 2301 or 2302,  
 7-31 Occupations Code.  
 7-32 SECTION 15. Section 411.12517, Government Code, is amended  
 7-33 by amending Subsections (a) and (b) and adding Subsections (a-1),  
 7-34 (a-2), (g), and (h) to read as follows:  
 7-35 (a) The Texas State Board of Pharmacy is entitled to obtain  
 7-36 criminal history record information as provided by Subsection (b)  
 7-37 that relates to a person who:  
 7-38 (1) is an applicant for or holder of a ~~[license,~~  
 7-39 ~~certificate,~~ registration as a pharmacist-intern under Section  
 7-40 557.001~~[, permit, or other authorization under Chapters 557, 558,~~  
 7-41 ~~559, and 568]~~, Occupations Code;  
 7-42 (2) is an applicant for or holder of a ~~[Class A, Class~~  
 7-43 ~~B, Class C, Class D, or Class E pharmacy]~~ license by examination to  
 7-44 practice pharmacy under Section 558.051 ~~[Chapters 560 and 561]~~,  
 7-45 Occupations Code;  
 7-46 (3) is an applicant for or holder of a license by  
 7-47 reciprocity to practice pharmacy under Section 558.101,  
 7-48 Occupations Code;  
 7-49 (4) is an applicant for or holder of a provisional  
 7-50 license to practice pharmacy under Subchapter D, Chapter 558,  
 7-51 Occupations Code;  
 7-52 (5) is an applicant for or holder of a registration as  
 7-53 a pharmacy technician or a pharmacy technician trainee under  
 7-54 Section 568.002, Occupations Code;  
 7-55 (6) ~~(3)~~ requests a determination of eligibility for  
 7-56 a license, certificate, registration, permit, or other  
 7-57 authorization from the Texas State Board of Pharmacy under  
 7-58 Subchapter D, Chapter 53, Occupations Code; or  
 7-59 (7) ~~(4)~~ is an applicant for employment at or current  
 7-60 employee of the Texas State Board of Pharmacy.  
 7-61 (a-1) The Texas State Board of Pharmacy is entitled to  
 7-62 obtain a complete set of fingerprints from a person described by  
 7-63 Subsection (a).  
 7-64 (a-2) The Texas State Board of Pharmacy is entitled to  
 7-65 obtain criminal history record information as provided by  
 7-66 Subsection (b) that relates to a person who is:  
 7-67 (1) a partner, officer, director, managing employee,  
 7-68 or owner or person who controls the owner of a pharmacy; and  
 7-69 (2) an applicant for or a holder of a Class A, B, C, D,  
 7-70 or E pharmacy license issued under Section 560.051, Occupations  
 7-71 Code.

8-1 (b) Subject to Section 411.087 and consistent with the  
8-2 public policy of this state, the Texas State Board of Pharmacy is  
8-3 entitled to:

8-4 (1) obtain through the Federal Bureau of Investigation  
8-5 criminal history record information maintained or indexed by that  
8-6 bureau that pertains to a person described by Subsection (a) or  
8-7 (a-2); and

8-8 (2) obtain from the department or any other criminal  
8-9 justice agency in this state criminal history record information  
8-10 maintained by the department or that criminal justice agency that  
8-11 relates to a person described by Subsection (a) or (a-2).

8-12 (g) The failure or refusal of an employee of or an applicant  
8-13 for employment at the Texas State Board of Pharmacy to provide the  
8-14 following on request constitutes good cause for dismissal or  
8-15 refusal to hire:

8-16 (1) a complete set of fingerprints;

8-17 (2) a true and complete name; or

8-18 (3) other information necessary for a law enforcement  
8-19 entity to obtain criminal history record information.

8-20 (h) An applicant for renewal of a license or registration  
8-21 described by Subsection (a) who has not yet submitted a complete set  
8-22 of fingerprints as part of a previous application for the license or  
8-23 registration shall submit to the Texas State Board of Pharmacy a  
8-24 complete set of fingerprints with the person's completed  
8-25 application for renewal. Failure to submit a complete set of  
8-26 fingerprints under this subsection may result in a suspension or  
8-27 refusal to renew the applicable license or registration by the  
8-28 Texas State Board of Pharmacy.

8-29 SECTION 16. Section 411.136(c), Government Code, is amended  
8-30 to read as follows:

8-31 (c) The public or nonprofit hospital or hospital district  
8-32 shall adopt a uniform method to obtain criminal history record  
8-33 information from persons described by Subsection (b). The hospital  
8-34 or district may require the complete name, driver's license number,  
8-35 or fingerprints~~[, or social security number]~~ of those persons.

8-36 SECTION 17. Section 503.308, Occupations Code, is amended  
8-37 to read as follows:

8-38 Sec. 503.308. ASSOCIATE [~~TEMPORARY~~] LICENSE. (a) The  
8-39 executive council by rule may provide for the issuance of an  
8-40 associate [~~a temporary~~] license. Rules adopted under this  
8-41 subsection must provide a time limit for the period an associate [~~a~~  
8-42 ~~temporary~~] license is valid.

8-43 (b) The executive council by rule may adopt a system under  
8-44 which an associate [~~a temporary~~] license may be issued to a person  
8-45 who:

8-46 (1) meets all of the academic and examination  
8-47 requirements for licensing; and

8-48 (2) enters into a supervisory agreement with a  
8-49 supervisor approved by the executive council.

8-50 SECTION 18. To the extent of any conflict, this Act prevails  
8-51 over another Act of the 89th Legislature, Regular Session, 2025,  
8-52 relating to nonsubstantive additions to and corrections in enacted  
8-53 codes.

8-54 SECTION 19. This Act takes effect September 1, 2025.

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