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2 relating to access to criminal history record information by the office of the attorney general. BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: 4 5 SECTION 1. Subchapter F, Chapter 411, Government Code, is 6 amended by adding Section 411.1271 to read as follows: 7 Sec. 411.1271. ACCESS TO CRIMINAL HISTORY 8 INFORMATION: OFFICE OF THE ATTORNEY GENERAL. (a) The office of 9 the attorney general is entitled to obtain from the Department of Public Safety, the Federal Bureau of Investigation identification 10 division, or another law enforcement agency criminal history record 11 12 information maintained by the department or agency that relates to 13 a person who is an applicant for a position of employment with the 14 office of the attorney general or an applicant to serve as a 15 consultant, intern, or volunteer for the office. 16 (b) The office of the attorney general is entitled to obtain from the Department of Public Safety, the Federal Bureau of 17 Investigation identification division, or another law enforcement 18 19 agency criminal history record information maintained by the 20 department or agency that relates to a person who proposes to enter into a contract with or who has a contract with the office of the 21 attorney general to supply goods or services to the office of the 22 23 attorney general. The authorization under this subsection to 24 obtain criminal history record information about a person includes

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- 1 information relating to an employee or subcontractor of the person
- 2 or an employee of the person's subcontractor.
- 3 (c) Criminal history record information obtained by the
- 4 office of the attorney general under Subsection (a) or (b) may not
- 5 be released or disclosed to any person except on court order or with
- 6 the consent of the person who is the subject of the criminal history
- 7 record information.
- 8 (d) The office of the attorney general shall destroy
- 9 criminal history record information that relates to a person after
- 10 the information is used for its authorized purpose.
- 11 SECTION 2. This Act takes effect immediately if it receives
- 12 a vote of two-thirds of all the members elected to each house, as
- 13 provided by Section 39, Article III, Texas Constitution. If this
- 14 Act does not receive the vote necessary for immediate effect, this
- 15 Act takes effect September 1, 2009.

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President of the Senate

April 2, 2009, by the following vote:

Speaker of the House

I hereby certify that S.B./No./1081 passed the Senate on

/Yeas 31, Nays 0...

I hereby certify that S.B. No. 1081 passed the House on May 26, 2009, by the following vote: Yeas 144, Nays 0, one present not voting.___

Chief Clerk of the Hou

Approved:

19 JUN 09

Date

RICK PERRY

Governor

FILED IN THE OFFICE OF THE SECRETARY OF STATE