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AN ACT

1 relating to the establishment of a centralized sex offender
2 registration authority in certain counties in this state.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article 62.001, Code of Criminal Procedure, is
5 amended by amending Subdivision (2) and adding Subdivision (11) to
6 read as follows:
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8 (2) "Local law enforcement authority" means, as
9 applicable, the chief of police of a municipality, ~~[or]~~ the sheriff
10 of a county in this state, or a centralized registration authority.

11 (11) "Centralized registration authority" means a
12 mandatory countywide registration location designated under
13 Article 62.0045.

14 SECTION 2. Article 62.004, Code of Criminal Procedure, is
15 amended by amending Subsection (a) and adding Subsection (a-1) to
16 read as follows:

17 (a) Except as provided by Subsection (a-1), for ~~[For]~~ each
18 person subject to registration under this chapter, the department
19 shall determine which local law enforcement authority serves as the
20 person's primary registration authority based on the municipality
21 or county in which the person resides or, as provided by Article
22 62.152, the municipality or county in which the person works or
23 attends school.

24 (a-1) Notwithstanding any other provision of this chapter,

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1 if a person resides or, as described by Article 62.152, works or
2 attends school in a county with a centralized registration
3 authority, the centralized registration authority serves as the
4 person's primary registration authority under this chapter,
5 regardless of whether the person resides, works, or attends school,
6 as applicable, in any municipality located in that county.

7 SECTION 3. Subchapter A, Chapter 62, Code of Criminal
8 Procedure, is amended by adding Article 62.0045 to read as follows:

9 Art. 62.0045. CENTRALIZED REGISTRATION AUTHORITY.

10 (a) The commissioners court in a county with a population of
11 100,000 or more may designate the office of the sheriff of the
12 county or may, through interlocal agreement, designate the office
13 of a chief of police of a municipality in that county to serve as a
14 mandatory countywide registration location for persons subject to
15 this chapter.

16 (b) Notwithstanding any other provision of this chapter, a
17 person who is subject to this chapter shall register under Article
18 62.051 or verify registration under Article 62.058 only with the
19 centralized registration authority for the county, regardless of
20 whether the person resides in any municipality located in that
21 county. If the person resides in a municipality, and the local law
22 enforcement authority in the municipality does not serve as the
23 person's centralized registration authority, the centralized
24 registration authority, not later than the third day after the date
25 the person registers or verifies registration with that authority,
26 shall provide to the local law enforcement authority in that
27 municipality notice of the person's registration or verification of

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1 registration, as applicable, with the centralized registration
2 authority.

3 SECTION 4. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2009.

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Rand Newkirk
President of the Senate

Jim Strawn
Speaker of the House

I hereby certify that S.B. No. 2048 passed the Senate on April 30, 2009, by the following vote: Yeas 31, Nays 0.

Sally Spaw
Secretary of the Senate

I hereby certify that S.B. No. 2048 passed the House on May 26, 2009, by the following vote: Yeas 142, Nays 0, two present not voting.

Robert Haney
Chief Clerk of the House

Approved:

19 JUN '09
Date

RICK PERRY
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2 PM O'CLOCK
JUN 19 2009

Coley Hunter III