

All Prefiled Amendments for: HB 528

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**Turner, Sylvester**

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Amendment

830894

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**The following amendment was  
published on 4/22/13 8:44 AM**

13 APR 19 PM 4:22  
HOUSE OF REPRESENTATIVES



FLOOR AMENDMENT NO. \_\_\_\_\_

BY: \_\_\_\_\_

1 Amend H.B. 528 by striking all below the enacting clause and  
2 substituting the following:

3 SECTION 1. Article 44.2811, Code of Criminal Procedure, is  
4 amended to read as follows:

5 Art. 44.2811. RECORDS RELATING TO CERTAIN [~~CHILDREN~~  
6 ~~CONVICTED OF~~] FINE-ONLY MISDEMEANORS COMMITTED BY A CHILD. [~~All~~  
7 ~~records and files and information stored by electronic means or~~  
8 ~~otherwise, from which a record or file could be generated, relating~~  
9 ~~to a child who is convicted of and has satisfied the judgment for a~~  
10 ~~fine-only misdemeanor offense other than a traffic offense are~~  
11 ~~confidential and may not be disclosed to the public except as~~  
12 ~~provided under Article 45.0217(b).~~] All records and files and  
13 information stored by electronic means or otherwise, from which a  
14 record or file could be generated, relating to a criminal case  
15 [~~child whose conviction~~] for a fine-only misdemeanor, other than a  
16 traffic offense, that is committed by a child and that is appealed  
17 [~~affirmed~~] are confidential [~~upon satisfaction of the judgment~~] and  
18 may not be disclosed to the public except as provided under Article  
19 45.0217(b).

20 SECTION 2. The heading to Article 45.0217, Code of Criminal  
21 Procedure, is amended to read as follows:

22 Art. 45.0217. CONFIDENTIAL RECORDS RELATED TO CHARGES  
23 AGAINST OR THE CONVICTION OF A CHILD.

24 SECTION 3. Article 45.0217(a), Code of Criminal Procedure,  
25 is amended to read as follows:

26 (a) Except as provided by Article 15.27 and Subsection (b),  
27 all records and files, including those held by law enforcement, and  
28 information stored by electronic means or otherwise, from which a  
29 record or file could be generated, relating to a child who is

1 charged with, is convicted of, is found not guilty of, had a charge  
2 dismissed for, or is granted deferred disposition [~~and has~~  
3 ~~satisfied the judgment~~] for a fine-only misdemeanor offense other  
4 than a traffic offense are confidential and may not be disclosed to  
5 the public.

6 SECTION 4. Section 58.00711, Family Code, is amended to  
7 read as follows:

8 Sec. 58.00711. RECORDS RELATING TO CHILDREN CHARGED WITH OR  
9 CONVICTED OF FINE-ONLY MISDEMEANORS. Except as provided by Article  
10 45.0217(b), Code of Criminal Procedure, all records and files and  
11 information stored by electronic means or otherwise, from which a  
12 record or file could be generated, relating to a child who is  
13 charged with, is convicted of, is found not guilty of, had a charge  
14 dismissed for, or is granted deferred disposition [~~and has~~  
15 ~~satisfied the judgment~~] for a fine-only misdemeanor offense other  
16 than a traffic offense are confidential and may not be disclosed to  
17 the public.

18 SECTION 5. Articles 44.2811 and 45.0217, Code of Criminal  
19 Procedure, and Section 58.00711, Family Code, as amended by this  
20 Act, apply to an offense committed before, on, or after the  
21 effective date of this Act.

22 SECTION 6. This Act takes effect January 1, 2014.