

## CHAPTER 866

## H.B. No. 181

## AN ACT

relating to the registration of certain persons convicted of obscenity offenses under the sexual offenders registration program.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 1(5), Article 6252-13c.1, Revised Statutes, is amended to read as follows:

(5) "Reportable conviction or adjudication" means:

(A) a conviction for violation of Section 21.11 (Indecency with a child), 22.011 (Sexual assault), 22.021 (Aggravated sexual assault), ~~or~~ 25.02 (Incest), Penal Code;

(B) a conviction for violation of Section 43.25 (Sexual performance by a child) or 43.26 (Possession or promotion of child pornography), Penal Code;

(C) the fourth conviction for a violation of Section 21.08 (Indecent exposure), Penal Code; ~~or~~

(D) ~~(C)~~ an adjudication of delinquent conduct based on a violation of one of the offenses listed in Paragraph (A) or (B) of this subdivision or for which four violations of the offenses listed in Paragraph (C) ~~(B)~~ of this subdivision are shown; or

(E) a deferred adjudication for an offense listed in Paragraph (A) or (B) of this subdivision.

SECTION 2. Section 3(b), Article 6252-13c.1, Revised Statutes, is amended to read as follows:

(b) If a person who is subject to registration under this article receives an order deferring adjudication, probation, or only a fine, the court pronouncing the order or sentence shall conduct the prerelease notification specified in Subsection (a) of this section on the day of entering the order or sentencing.

SECTION 3. Section 8(a), Article 6252-13c.1, Revised Statutes, is amended to read as follows:

(a) This article applies only to a reportable conviction or adjudication:

(1) occurring on or after:

*(A) September 1, 1991, if the conviction is for or the adjudication is based on an offense listed in Section 1(5)(A) or (C) of this article; or*

*(B) September 1, 1993, if the conviction is for or the adjudication is based on an offense listed in Section 1(5)(B) of this article; or*

*(2) for which an order of deferred adjudication is entered by the court on or after September 1, 1993.*

SECTION 4. Section 9, Article 6252-13c.1, Revised Statutes, is amended by adding Subsection (c) to read as follows:

*(c) The duty to register for a person with a reportable conviction or adjudication based on an order of deferred adjudication under Section 1(5)(E) of this Act ends on the date:*

*(1) the court dismisses the criminal proceedings against the person and discharges the person; or*

*(2) the person discharges parole or probation, if the court proceeds to final adjudication in the case.*

SECTION 5. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 7, 1993, by a non-record vote; passed by the Senate on May 30, 1993: Yeas 31, Nays 0.

Approved June 18, 1993.

Effective Aug. 30, 1993, 90 days after date of adjournment.