SECTION 1. Section 1.016, Election Code, is repealed.

SECTION 2. The change in law made by the repeal of Section 1.016, Election Code, by this Act does not affect the validity of a person's action taken before the effective date of this Act, including a person's registration to vote, if the person was qualified to take such action before the effective date of this Act.

SECTION 3. This Act takes effect September 1, 2009.

Passed by the House on May 12, 2009: Yeas 149, Nays 0, 1 present, not voting; passed by the Senate on May 27, 2009: Yeas 31, Nays 0.

Approved June 19, 2009.

Effective September 1, 2009.

CHAPTER 434

H.B. No. 2186

AN ACT relating to the payment of a vehicle registration fee by a check drawn against insufficient funds.

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

SECTION 1. Section 502.181(a), Transportation Code, is amended to read as follows:

(a) A county assessor-collector who receives from any person a check or draft drawn on a bank or trust company in payment of a registration fee for a registration year that has not ended on a motor vehicle, trailer, or motorcycle sidecar that is returned unpaid because of insufficient funds or no funds in the bank or trust company to the credit of the drawer of the check or draft shall immediately certify the fact to the sheriff or a constable or highway patrol officer in the county after attempts to contact the person fail to result in the collection of payment. The certification must be made before the 30th day after the date the check or draft is returned unpaid and:

(1) be under the assessor-collector's official seal;

(2) include the name and address of the person who gave the assessor-collector the check or draft;

(3) include the license plate number and make of the vehicle; [and]

(4) be accompanied by the check or draft; and

(5) be accompanied by documentation of any attempt to contact the person and collect payment.

SECTION 2. The change in law made by this Act applies only to a payment of a registration fee submitted to a county assessor-collector on or after the effective date of this Act. A payment submitted before the effective date of this Act is governed by the law in effect on the date the payment was submitted, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2009.

Passed by the House on April 22, 2009: Yeas 149, Nays 0, 1 present, not voting; passed by the Senate on May 21, 2009: Yeas 31, Nays 0.

Approved June 19, 2009.

Effective September 1, 2009.
CHAPTER 435
H.B. No. 2187
AN ACT relating to the prosecution and punishment of offenses involving coercing, inducing, or soliciting membership in a criminal street gang.

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

SECTION 1. The heading to Section 71.022, Penal Code, is amended to read as follows:
Sec. 71.022. COERCING, INDUCING, OR SOLICITING MEMBERSHIP IN A CRIMINAL STREET GANG.

SECTION 2. Section 71.022, Penal Code, is amended by adding Subsections (a-1) and (d) to read as follows:
(a-1) A person commits an offense if, with intent to coerce, induce, or solicit a child to actively participate in the activities of a criminal street gang, the person:
(1) threatens the child or a member of the child's family with imminent bodily injury; or
(2) causes bodily injury to the child or a member of the child's family.
(d) In this section:
(1) "Child" means an individual younger than 17 years of age.
(2) "Family" has the meaning assigned by Section 71.003, Family Code.

SECTION 3. Section 22.015, Penal Code, is repealed.

SECTION 4. (a) The change in law made by this Act in amending Section 71.022, Penal Code, applies only to an offense committed on or after the effective date of this Act. An offense committed before the effective date of this Act is covered by the law in effect when the offense was committed, and the former law is continued in effect for that purpose. For purposes of this section, an offense was committed before the effective date of this Act if any element of the offense occurred before that date.
(b) The repeal by this Act of Section 22.015, Penal Code, does not apply to an offense committed under that section before the effective date of the repeal. An offense committed before the effective date of the repeal is covered by that section as it existed on the date on which the offense was committed, and the former law is continued in effect for that purpose. For purposes of this subsection, an offense is committed before the effective date of the repeal if any element of the offense occurs before that date.

SECTION 5. This Act takes effect September 1, 2009.

Passed by the House on April 24, 2009: Yeas 139, Nays 0, 1 present, not voting; the House concurred in Senate amendments to H.B. No. 2187 on May 23, 2009: Yeas 140, Nays 1, 1 present, not voting; passed by the Senate, with amendments, on May 21, 2009: Yeas 31, Nays 0.

Approved June 19, 2009.
Effective September 1, 2009.

CHAPTER 436
H.B. No. 2191
AN ACT relating to prohibiting contact between an employee of a facility that serves the elderly or disabled persons, whose criminal history has not been verified, and a patient or resident of the facility.

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

SECTION 1. Section 250.003, Health and Safety Code, is amended by adding Subsection (a-1) to read as follows:
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