

TEXAS OCCUPATIONS CODE
TITLE 2. GENERAL PROVISIONS RELATING TO LICENSING
CHAPTER 53. CONSEQUENCES OF CRIMINAL CONVICTION
SUBCHAPTER E. NOTICE OF POTENTIAL INELIGIBILITY FOR LICENSE

TOC, §53.151. DEFINITIONS.

Notwithstanding Section [53.001](#), in this subchapter, "licensing authority" and "occupational license" have the meanings assigned to those terms by Section [58.001](#).

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TOC, §53.152. NOTICE BY ENTITIES PROVIDING EDUCATIONAL PROGRAMS.

- (a) An entity that provides an educational program to prepare an individual for issuance of an initial occupational license shall notify each applicant to and enrollee in the educational program of:
- (1) the potential ineligibility of an individual who has been convicted of an offense for issuance of an occupational license on completion of the educational program;
 - (2) the current guidelines issued under Section [53.025](#) by any licensing authority that may issue an occupational license to an individual who completes the educational program;
 - (3) any other state or local restriction or guideline used by a licensing authority described by Subdivision (2) to determine the eligibility of an individual who has been convicted of an offense for an occupational license issued by the licensing authority; and
 - (4) the right to request a criminal history evaluation letter under Section [53.102](#).
- (b) The entity shall provide the notice required under Subsection (a) to each applicant and enrollee regardless of whether the applicant or enrollee has been convicted of an offense.

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TOC, §53.153. REFUND AND ORDERED PAYMENTS.

A licensing authority that determines that an entity regulated by the licensing authority has failed to provide the notice required by Section [53.152](#) to an individual entitled to receive the notice and that the individual's application for an occupational license for which the entity's educational program prepares the individual was denied because the individual has been convicted of an offense shall order the entity to:

- (1) refund the amount of any tuition paid by the individual to the entity; and
- (2) pay to the individual an amount equal to the total of the following, as applicable:
 - (A) the amount of any application fees paid by the individual to the licensing authority; and
 - (B) the amount of any examination fees paid by the individual to the licensing authority or an examination provider approved by the licensing authority.