

By: Burns

H.B. No. 1765

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the redaction of certain information from a document
3 posted on the Internet by a county clerk or district clerk on
4 request of a person to whom the information relates or the judicial
5 security division of the Office of Court Administration of the
6 Texas Judicial System.

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

8 SECTION 1. Section 552.117, Government Code, is amended by
9 amending Subsection (b) and adding Subsection (b-1) to read as
10 follows:

11 (b) Except as provided by Subsection (b-1), all ~~[All]~~
12 documents filed with a county clerk and all documents filed with a
13 district clerk are exempt from this section.

14 (b-1) A county clerk or district clerk shall on request of a
15 person to whom this section applies redact information described by
16 Subsection (a) from the electronic image of a document posted by the
17 clerk on an Internet website that relates to the person making the
18 request if the clerk has the ability to electronically redact the
19 information from the electronic image of the posted document. A
20 county clerk or district clerk shall on request of the judicial
21 security division of the Office of Court Administration of the
22 Texas Judicial System redact information described by Subsection
23 (a) in the manner and under the conditions prescribed by this
24 subsection. A clerk that redacts an electronic image of a posted

1 document under this subsection shall include on the website a
2 statement advising members of the public that one or more documents
3 posted on the website have been redacted as required by state law.

4 SECTION 2. Section 552.1175, Government Code, is amended by
5 amending Subsection (e) and adding Subsection (e-1) to read as
6 follows:

7 (e) Except as provided by Subsection (e-1), all ~~[All]~~
8 documents filed with a county clerk and all documents filed with a
9 district clerk are exempt from this section.

10 (e-1) A county clerk or district clerk shall on request of a
11 person to whom this section applies redact information described by
12 Subsection (b) from the electronic image of a document posted by the
13 clerk on an Internet website that relates to the person making the
14 request if the clerk has the ability to electronically redact the
15 information from the electronic image of the posted document. A
16 county clerk or district clerk shall on request of the judicial
17 security division of the Office of Court Administration of the
18 Texas Judicial System redact information described by Subsection
19 (b) in the manner and under the conditions prescribed by this
20 subsection. A clerk that redacts an electronic image of a posted
21 document under this subsection shall include on the website a
22 statement advising members of the public that one or more documents
23 posted on the website have been redacted as required by state law.

24 SECTION 3. This Act takes effect immediately if it receives
25 a vote of two-thirds of all the members elected to each house, as
26 provided by Section 39, Article III, Texas Constitution. If this
27 Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2023.