

By: Zwiener

H.B. No. 4869

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the confidentiality of certain home address information
3 in certain documents.

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

5 SECTION 1. Section 13.004(c), Election Code, is amended to
6 read as follows:

7 (c) The following information furnished on a registration
8 application is confidential and does not constitute public
9 information for purposes of Chapter 552, Government Code:

10 (1) a social security number;

11 (2) a Texas driver's license number;

12 (3) a number of a personal identification card issued
13 by the Department of Public Safety;

14 (4) the residence address of the applicant, if the
15 applicant is a federal judge, including a federal bankruptcy judge,
16 a marshal of the United States Marshals Service, a United States
17 attorney, or a state judge, a family member of a federal judge,
18 including a federal bankruptcy judge, a marshal of the United
19 States Marshals Service, a United States attorney, or a state
20 judge, the spouse of a peace officer as defined by Article 2.12,
21 Code of Criminal Procedure, or an individual to whom Section
22 552.1175, Government Code, or Section 521.1211, Transportation
23 Code, applies and the applicant:

24 (A) included an affidavit with the registration

1 application describing the applicant's status under this
2 subdivision, if the applicant is a federal judge, including a
3 federal bankruptcy judge, a marshal of the United States Marshals
4 Service, a United States attorney, or a state judge or a family
5 member of a federal judge, including a federal bankruptcy judge, a
6 marshal of the United States Marshals Service, a United States
7 attorney, or a state judge;

8 (B) provided the registrar with an affidavit
9 describing the applicant's status under this subdivision, if the
10 applicant is a federal judge, including a federal bankruptcy judge,
11 a marshal of the United States Marshals Service, a United States
12 attorney, or a state judge or a family member of a federal judge,
13 including a federal bankruptcy judge, a marshal of the United
14 States Marshals Service, a United States attorney, or a state
15 judge; or

16 (C) provided the registrar with a completed form
17 approved by the secretary of state for the purpose of notifying the
18 registrar of the applicant's status under this subdivision;

19 (5) the residence address of the applicant, if the
20 applicant, the applicant's child, or another person in the
21 applicant's household is a victim of family violence as defined by
22 Section 71.004, Family Code, who provided the registrar with:

23 (A) a copy of a protective order issued under
24 Chapter 85, Family Code, or a magistrate's order for emergency
25 protection issued under Article 17.292, Code of Criminal Procedure;
26 or

27 (B) other independent documentary evidence

1 necessary to show that the applicant, the applicant's child, or
2 another person in the applicant's household is a victim of family
3 violence;

4 (6) the residence address of the applicant, if the
5 applicant, the applicant's child, or another person in the
6 applicant's household is a victim of sexual assault or abuse,
7 stalking, or trafficking of persons who provided the registrar
8 with:

9 (A) a copy of a protective order issued under
10 Subchapter A or B, Chapter 7B, Code of Criminal Procedure, or a
11 magistrate's order for emergency protection issued under Article
12 17.292, Code of Criminal Procedure; or

13 (B) other independent documentary evidence
14 necessary to show that the applicant, the applicant's child, or
15 another person in the applicant's household is a victim of sexual
16 assault or abuse, stalking, or trafficking of persons;

17 (7) the residence address of the applicant, if the
18 applicant:

19 (A) is a participant in the address
20 confidentiality program administered by the attorney general under
21 Subchapter B, Chapter 58, Code of Criminal Procedure; and

22 (B) provided the registrar with proof of
23 certification under Article 58.059, Code of Criminal Procedure;
24 [~~or~~]

25 (8) the telephone number of any applicant submitting
26 documentation under Subdivision (4), (5), (6), or (7); or

27 (9) the residence address of the applicant, if the

1 applicant is an employee of or a volunteer or contractor for a
2 clinic or facility that provides abortion services or
3 gender-affirming health care services.

4 SECTION 2. Section 25.025(a), Tax Code, is amended to read
5 as follows:

6 (a) This section applies only to:

7 (1) a current or former peace officer as defined by
8 Article 2.12, Code of Criminal Procedure, and the spouse or
9 surviving spouse of the peace officer;

10 (2) the adult child of a current peace officer as
11 defined by Article 2.12, Code of Criminal Procedure;

12 (3) a current or honorably retired county jailer as
13 defined by Section 1701.001, Occupations Code;

14 (4) an employee of the Texas Department of Criminal
15 Justice;

16 (5) a commissioned security officer as defined by
17 Section 1702.002, Occupations Code;

18 (6) an individual who shows that the individual, the
19 individual's child, or another person in the individual's household
20 is a victim of family violence as defined by Section 71.004, Family
21 Code, by providing:

22 (A) a copy of a protective order issued under
23 Chapter 85, Family Code, or a magistrate's order for emergency
24 protection issued under Article 17.292, Code of Criminal Procedure;
25 or

26 (B) other independent documentary evidence
27 necessary to show that the individual, the individual's child, or

1 another person in the individual's household is a victim of family
2 violence;

3 (7) an individual who shows that the individual, the
4 individual's child, or another person in the individual's household
5 is a victim of sexual assault or abuse, stalking, or trafficking of
6 persons by providing:

7 (A) a copy of a protective order issued under
8 Subchapter A or B, Chapter 7B, Code of Criminal Procedure, or a
9 magistrate's order for emergency protection issued under Article
10 17.292, Code of Criminal Procedure; or

11 (B) other independent documentary evidence
12 necessary to show that the individual, the individual's child, or
13 another person in the individual's household is a victim of sexual
14 assault or abuse, stalking, or trafficking of persons;

15 (8) a participant in the address confidentiality
16 program administered by the attorney general under Subchapter B,
17 Chapter 58, Code of Criminal Procedure, who provides proof of
18 certification under Article 58.059, Code of Criminal Procedure;

19 (9) a federal judge, a federal bankruptcy judge, a
20 marshal of the United States Marshals Service, a state judge, or a
21 family member of a federal judge, a federal bankruptcy judge, a
22 marshal of the United States Marshals Service, or a state judge;

23 (10) a current or former district attorney, criminal
24 district attorney, or county or municipal attorney whose
25 jurisdiction includes any criminal law or child protective services
26 matters;

27 (11) a current or former employee of a district

1 attorney, criminal district attorney, or county or municipal
2 attorney whose jurisdiction includes any criminal law or child
3 protective services matters;

4 (12) an officer or employee of a community supervision
5 and corrections department established under Chapter 76,
6 Government Code, who performs a duty described by Section 76.004(b)
7 of that code;

8 (13) a criminal investigator of the United States as
9 described by Article 2.122(a), Code of Criminal Procedure;

10 (14) a current or honorably retired police officer or
11 inspector of the United States Federal Protective Service;

12 (15) a current or former United States attorney,
13 assistant United States attorney, federal public defender, deputy
14 federal public defender, or assistant federal public defender and
15 the spouse and child of the attorney or public defender;

16 (16) a current or former employee of the office of the
17 attorney general who is or was assigned to a division of that office
18 the duties of which involve law enforcement;

19 (17) a medical examiner or person who performs
20 forensic analysis or testing who is employed by this state or one or
21 more political subdivisions of this state;

22 (18) a current or former member of the United States
23 armed forces who has served in an area that the president of the
24 United States by executive order designates for purposes of 26
25 U.S.C. Section 112 as an area in which armed forces of the United
26 States are or have engaged in combat;

27 (19) a current or former employee of the Texas

1 Juvenile Justice Department or of the predecessors in function of
2 the department;

3 (20) a current or former juvenile probation or
4 supervision officer certified by the Texas Juvenile Justice
5 Department, or the predecessors in function of the department,
6 under Title 12, Human Resources Code;

7 (21) a current or former employee of a juvenile
8 justice program or facility, as those terms are defined by Section
9 [261.405](#), Family Code;

10 (22) a current or former employee of the Texas Civil
11 Commitment Office or the predecessor in function of the office or a
12 division of the office;

13 (23) a current or former employee of a federal judge or
14 state judge;

15 (24) a current or former child protective services
16 caseworker, adult protective services caseworker, or investigator
17 for the Department of Family and Protective Services or a current or
18 former employee of a department contractor performing child
19 protective services caseworker, adult protective services
20 caseworker, or investigator functions for the contractor on behalf
21 of the department;

22 (25) an elected public officer; ~~and~~

23 (26) a firefighter or volunteer firefighter or
24 emergency medical services personnel as defined by Section [773.003](#),
25 Health and Safety Code;

26 (27) an employee of or a volunteer or contractor for a
27 clinic or facility that provides abortion services or

1 gender-affirming health care services; and

2 (28) an employee of or a volunteer or contractor for an
3 organization that provides logistical or financial support to
4 individuals seeking an abortion or gender-affirming health care.

5 SECTION 3. This Act takes effect immediately if it receives
6 a vote of two-thirds of all the members elected to each house, as
7 provided by Section 39, Article III, Texas Constitution. If this
8 Act does not receive the vote necessary for immediate effect, this
9 Act takes effect September 1, 2023.