

1-1 By: Miller (Senate Sponsor - Nelson) H.B. No. 298  
1-2 (In the Senate - Received from the House April 25, 2003;  
1-3 April 29, 2003, read first time and referred to Committee on  
1-4 Natural Resources; May 23, 2003, reported favorably by the  
1-5 following vote: Yeas 9, Nays 0; May 23, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to prohibiting the disclosure of personal customer  
1-9 information by the Parks and Wildlife Department.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 11.030, Parks and Wildlife Code, is  
1-12 amended by amending Subsections (a) and (c) and adding Subsection  
1-13 (c-1) to read as follows:

1-14 (a) The name, ~~[and]~~ address, e-mail address, ~~[and a]~~  
1-15 telephone number, social security number, driver's license number,  
1-16 bank account number, credit card number, or charge card number of a  
1-17 person who purchases customer products, licenses, or services from  
1-18 the department may not be disclosed except as authorized under this  
1-19 section or Section 12.0251.

1-20 (c) The commission by rule shall adopt policies relating to:  
1-21 (1) the release of the customer information; and  
1-22 (2) the use of the customer information by the  
1-23 department ~~[, and~~

1-24 ~~[(3) the sale of a mailing list consisting of the names~~  
1-25 ~~and addresses of persons who purchase customer products, licenses,~~  
1-26 ~~or services].~~

1-27 (c-1) The policies adopted by the commission under  
1-28 Subsection (c) must prohibit the sale of a mailing list that  
1-29 contains any customer information described by Subsection (a) that  
1-30 relates to a person who does not hold a commercial license issued by  
1-31 the department. Notwithstanding Subsection (d), the policies  
1-32 adopted by the commission may not be construed to restrict access to  
1-33 customer information described by Subsection (a) by a person who is  
1-34 entitled to receive the information under this section or other  
1-35 applicable law. In this subsection and Subsection (d), "mailing  
1-36 list" means one or more items of customer information described by  
1-37 Subsection (a) relating to more than one person.

1-38 SECTION 2. This Act takes effect immediately if it receives  
1-39 a vote of two-thirds of all the members elected to each house, as  
1-40 provided by Section 39, Article III, Texas Constitution. If this  
1-41 Act does not receive the vote necessary for immediate effect, this  
1-42 Act takes effect September 1, 2003.

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