

1-1 By: Nelson S.B. No. 611
1-2 (In the Senate - Filed February 20, 2003; February 26, 2003,
1-3 read first time and referred to Committee on Business and Commerce;
1-4 March 19, 2003, reported favorably by the following vote: Yeas 9,
1-5 Nays 0; March 19, 2003, sent to printer.)

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

1-8 relating to printing a social security number on an identification
1-9 card or other identification device.

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

1-11 SECTION 1. Subchapter D, Chapter 35, Business & Commerce
1-12 Code, is amended by adding Section 35.58 to read as follows:

1-13 Sec. 35.58. CONFIDENTIALITY OF SOCIAL SECURITY NUMBER.

1-14 (a) A person may not display an individual's social security
1-15 number on a card or other device required to access a product or
1-16 service provided by the person.

1-17 (b) A person who violates this section is liable to the
1-18 state for a civil penalty in an amount not to exceed \$500 for each
1-19 violation. The attorney general or the prosecuting attorney in the
1-20 county in which the violation occurs may bring suit to recover the
1-21 civil penalty imposed under this section. The attorney general may
1-22 bring an action in the name of the state to restrain or enjoin a
1-23 person from violating this section.

1-24 (c) This section does not apply to:

1-25 (1) the collection, use, or release of a social
1-26 security number that is required by state or federal law, including
1-27 Chapter 552, Government Code; or

1-28 (2) the use of a social security number for internal
1-29 verification or administrative purposes.

1-30 SECTION 2. (a) This Act takes effect January 1, 2004.

1-31 (b) This Act applies to a card or other device that is issued
1-32 in connection with an insurance policy only if the policy is
1-33 delivered, issued for delivery, or renewed on or after January 1,
1-34 2005. A card or other device issued in connection with a policy
1-35 delivered, issued for delivery, or renewed before January 1, 2005,
1-36 is governed by the law as it existed immediately before the
1-37 effective date of this Act, and that law is continued in effect for
1-38 that purpose.

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