

By: Brimer

S.B. No. 1526

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to collection and use of information in connection with  
3 licensing regarding a retail installment transaction involving a  
4 motor vehicle.

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

6 SECTION 1. Subchapter A, Chapter 348, Finance Code, is  
7 amended by adding Section 348.013 to read as follows:

8 Sec. 348.013. CONFIDENTIALITY OF CERTAIN INFORMATION.

9 (a) Except as provided by Subsection (b), information contained in  
10 an application for a license under Section 348.502 or other  
11 information relating to a license holder or license applicant that  
12 is on file with the commissioner is confidential and not open to  
13 public inspection.

14 (b) Information made confidential by this section may be  
15 disclosed in a judicial or administrative proceeding pursuant to a  
16 lawful subpoena.

17 SECTION 2. Subchapter F, Chapter 348, Finance Code, is  
18 amended by adding Section 348.5045 to read as follows:

19 Sec. 348.5045. FINGERPRINTS. Notwithstanding any other  
20 law, the commissioner may not:

21 (1) require a person to provide the person's  
22 fingerprints if the person is not regularly engaged in a business of  
23 an applicant or license holder that is regulated or to be regulated  
24 under this chapter; or

1           (2) suspend or revoke a license under Section 348.508  
2 or deny an application for a license under Section 348.504 because  
3 the applicant or license holder did not provide the fingerprints of  
4 a person who is not regularly engaged in a business of the applicant  
5 or license holder that is regulated or to be regulated under this  
6 chapter.

7           SECTION 3. This Act takes effect September 1, 2003.