

By: Davis of Dallas

H.B. No. 836

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to excepting the birth date of a governmental official or  
3 employee and certain other information that could be used for the  
4 purpose of identity theft from required disclosure under the public  
5 information law.

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

7 SECTION 1. Subchapter C, Chapter 552, Government Code, is  
8 amended by adding Section 552.148 to read as follows:

9 Sec. 552.148. EXCEPTION: BIRTH DATE AND OTHER IDENTIFYING  
10 INFORMATION OF GOVERNMENTAL OFFICIAL OR EMPLOYEE. (a) This  
11 section does not apply to information described by Section  
12 552.117(a).

13 (b) The birth date of a current or former official or  
14 employee of a governmental body and any other information about  
15 such a person that in reasonable probability could be used for the  
16 purpose of identity theft is excepted from the requirements of  
17 Section 552.021.

18 (c) A governmental body may redact the birth date of a  
19 current or former official or employee of the governmental body  
20 from any information the governmental body discloses under Section  
21 552.021 without the necessity of requesting a decision from the  
22 attorney general under Subchapter G.

23 SECTION 2. This Act takes effect immediately if it receives  
24 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this  
2 Act does not receive the vote necessary for immediate effect, this  
3 Act takes effect September 1, 2007.