

By: Keffer, Deshotel, Hardcastle, et al.

H.B. No. 2061

Substitute the following for H.B. No. 2061:

By: Farabee

C.S.H.B. No. 2061

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the disclosure of the social security number of a living
3 person by a governmental body, including by a district or county
4 clerk.

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

6 SECTION 1. Section 552.147, Government Code, is amended to
7 read as follows:

8 Sec. 552.147. [~~EXCEPTION.~~] SOCIAL SECURITY NUMBERS [~~NUMBER~~
9 ~~OF LIVING PERSON~~]. (a) The social security number of a living
10 person is excepted from the requirements of Section 552.021, but is
11 not confidential under this chapter.

12 (b) A governmental body may redact the social security
13 number of a living person from any information the governmental
14 body discloses under Section 552.021 without the necessity of
15 requesting a decision from the attorney general under Subchapter G.

16 (c) Notwithstanding any other law, a county or district
17 clerk may disclose in the ordinary course of business a social
18 security number that is contained in information held by the
19 clerk's office, and that disclosure is not official misconduct and
20 does not subject the clerk to civil or criminal liability of any
21 kind under the law of this state, including any claim for damages in
22 a lawsuit or the criminal penalty imposed by Section 552.352.

23 (d) A county or district clerk shall establish a procedure
24 under which a social security number of a living person that is

1 contained in information held by the clerk, including information
2 available on an Internet website maintained by or under the control
3 of the clerk, shall be redacted within a reasonable time by the
4 clerk on receipt of a written request from the living person or that
5 person's authorized representative that identifies the specific
6 document or documents from which the social security number shall
7 be redacted.

8 SECTION 2. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect on the 91st day after the last day of the
13 legislative session.