

By: Macias

H.B. No. 3453

A BILL TO BE ENTITLED

AN ACT

relating to permissible inquiries by a public information officer of an educational institution to a requestor requesting information about a student under the public information law.

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

SECTION 1. Section 552.222, Government Code, is amended by amending Subsection (a) and adding Subsection (d) to read as follows:

(a) The officer for public information and the officer's agent may not make an inquiry of a requestor except to establish proper identification or except as provided by Subsection (b), ~~(c)~~ (c), or (d).

(d) If the information requested relates to information in a student record of a student at a primary or secondary school funded wholly or partly by state revenue, the officer for public information or the officer's agent may, to the extent allowed by federal law:

(1) ask the requestor to state whether the requestor is required to register as a sex offender under Chapter 62, Code of Criminal Procedure, or under the laws of another state or the United States, and

(2) refuse to produce the information if the requestor is required to register as a sex offender under Chapter 62, Code of Criminal Procedure, or under the laws of another state or the United

1 States.

2 SECTION 2. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2007.