

1-1 By: Wentworth S.B. No. 175  
1-2 (In the Senate - Filed January 9, 2007; January 29, 2007,  
1-3 read first time and referred to Committee on State Affairs;  
1-4 February 27, 2007, reported favorably by the following vote:  
1-5 Yeas 8, Nays 0; February 27, 2007, sent to printer.)

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

1-8 relating to the calculation of certain deadlines under the public  
1-9 information law.

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

1-11 SECTION 1. Subsection (f), Section 552.263, Government  
1-12 Code, is amended to read as follows:

1-13 (f) A requestor who fails to make a deposit or post a bond  
1-14 required under Subsection (a) before the 10th business day after  
1-15 the date the deposit or bond is required is considered to have  
1-16 withdrawn the request for the copy of the public information that  
1-17 precipitated the requirement of the deposit or bond.

1-18 SECTION 2. Subsection (a), Section 552.306, Government  
1-19 Code, is amended to read as follows:

1-20 (a) Except as provided by Section 552.011, the attorney  
1-21 general shall promptly render a decision requested under this  
1-22 subchapter, consistent with the standards of due process,  
1-23 determining whether the requested information is within one of the  
1-24 exceptions of Subchapter C. The attorney general shall render the  
1-25 decision not later than the 45th business [~~working~~] day after the  
1-26 date the attorney general received the request for a decision. If  
1-27 the attorney general is unable to issue the decision within the  
1-28 45-day period, the attorney general may extend the period for  
1-29 issuing the decision by an additional 10 business [~~working~~] days by  
1-30 informing the governmental body and the requestor, during the  
1-31 original 45-day period, of the reason for the delay.

1-32 SECTION 3. Subsection (b), Section 552.307, Government  
1-33 Code, is amended to read as follows:

1-34 (b) If a decision is not requested under Subsection (a), the  
1-35 governmental body shall release the information to the person with  
1-36 a special right of access under Section 552.023 not later than the  
1-37 10th business day after the date of receiving the request for  
1-38 information.

1-39 SECTION 4. The changes in law made by this Act to Sections  
1-40 552.263, 552.306, and 552.307, Government Code, apply only in  
1-41 relation to a request for public information that is made under  
1-42 Chapter 552, Government Code, on or after the effective date of this  
1-43 Act.

1-44 SECTION 5. This Act takes effect immediately if it receives  
1-45 a vote of two-thirds of all the members elected to each house, as  
1-46 provided by Section 39, Article III, Texas Constitution. If this  
1-47 Act does not receive the vote necessary for immediate effect, this  
1-48 Act takes effect September 1, 2007.

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