

By: Whitmire

S.B. No. 955

A BILL TO BE ENTITLED

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

AN ACT

relating to use of electronically readable information on a driver's license or personal identification certificate by certain organizations that sponsor youth programs.

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

SECTION 1. Subsection (d), Section 521.126, Transportation Code, as amended by Chapters 391 and 1189, Acts of the 79th Legislature, Regular Session, 2005, is amended to read as follows:

(d) The prohibition provided by Subsection (b) does not apply to a person who accesses, uses, compiles, or maintains a database of the information for a law enforcement or governmental purpose, including:

(1) an officer or employee of the department carrying out law enforcement or government purposes;

(2) a peace officer, as defined by Article 2.12, Code of Criminal Procedure, acting in the officer's official capacity;

(3) a license deputy, as defined by Section 12.702, Parks and Wildlife Code, issuing a license, stamp, tag, permit, or other similar item through use of a point-of-sale system under Section 12.703, Parks and Wildlife Code;

(4) a person acting as authorized by Section 109.61, Alcoholic Beverage Code; ~~[or]~~

(5) a person establishing the identity of a voter under Chapter 63, Election Code;

1           (6) [~~(5)~~] a person acting as authorized by Section  
2 161.0825, Health and Safety Code; or

3           (7) a person screening an individual who will work  
4 with or have access to children if the person is an employee or an  
5 agent of an employee of a public school district or an organization  
6 exempt from federal income tax under Section 501(c)(3), Internal  
7 Revenue Code of 1986, as amended, that sponsors a program for youth.

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 September 1, 2007.