

1-1 By: Nelson S.B. No. 281
1-2 (In the Senate - Filed November 12, 2008; February 11, 2009,
1-3 read first time and referred to Committee on State Affairs;
1-4 April 6, 2009, reported favorably by the following vote: Yeas 8,
1-5 Nays 0; April 6, 2009, sent to printer.)

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

1-8 relating to the confidentiality of the home address information of
1-9 the spouses of certain federal judges and certain state judges.

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

1-11 SECTION 1. Subsection (b), Section 13.0021, Election Code,
1-12 is amended to read as follows:

1-13 (b) If the registration applicant is a federal judge, a ~~or~~
1-14 state judge or the spouse of a state judge or a federal judge who
1-15 seeks to have the applicant's residence address omitted from the
1-16 registration list, the applicant shall include with the application
1-17 an affidavit stating that the applicant is a federal judge or state
1-18 judge or the spouse of a federal judge or state judge.

1-19 SECTION 2. Subsections (c) and (d), Sections 13.004,
1-20 Election Code, are amended to read as follows:

1-21 (c) The following information furnished on a registration
1-22 application is confidential and does not constitute public
1-23 information for purposes of Chapter 552, Government Code:

1-24 (1) a social security number;

1-25 (2) a Texas driver's license number;

1-26 (3) a number of a personal identification card issued
1-27 by the Department of Public Safety;

1-28 (4) an indication that an applicant is interested in
1-29 working as an election judge; or

1-30 (5) the residence address of the applicant, if the
1-31 applicant is a federal judge or state judge, as defined by Section
1-32 13.0021, or the spouse of a federal judge or state judge, and
1-33 included an affidavit with the registration application under
1-34 Section 13.0021 or the registrar has received an affidavit
1-35 submitted under Section 15.0215.

1-36 (d) The voter registrar or other county official who has
1-37 access to the information furnished on a registration application
1-38 may not post the following information on a website:

1-39 (1) a telephone number;

1-40 (2) a social security number;

1-41 (3) a driver's license number or a number of a personal
1-42 identification card;

1-43 (4) a date of birth; or

1-44 (5) the residence address of a voter who is a federal
1-45 judge or state judge, as defined by Section 13.0021, or the spouse
1-46 of a federal judge or state judge, if the voter included an
1-47 affidavit with the application under Section 13.0021 or the
1-48 registrar has received an affidavit submitted under Section
1-49 15.0215.

1-50 SECTION 3. Subsection (b), Section 15.0215, Election Code,
1-51 is amended to read as follows:

1-52 (b) A federal judge, a ~~or~~ state judge or the spouse of a
1-53 federal judge or state judge who is registered to vote may at any
1-54 time submit to the registrar of the county in which the judge
1-55 resides an affidavit stating that the voter is a federal judge or
1-56 state judge or the spouse of a federal judge or state judge.

1-57 SECTION 4. Subsection (d), Section 15.081, Election Code,
1-58 is amended to read as follows:

1-59 (d) Notwithstanding Subsection (b), the suspense list may
1-60 not contain the residence address of a voter who is a federal judge,
1-61 a ~~or~~ state judge, or the spouse of a federal judge or state judge,
1-62 if the voter included an affidavit with the voter's registration
1-63 application under Section 13.0021 or the registrar received an
1-64 affidavit submitted under Section 15.0215 before the list was

2-1 prepared. In this subsection, "federal judge" and "state judge"
 2-2 have the meanings assigned by Section 13.0021.

2-3 SECTION 5. Subsection (c), Section 18.005, Election Code,
 2-4 is amended to read as follows:

2-5 (c) The original or supplemental list of registered voters
 2-6 may not contain the residence address of a voter who is a federal
 2-7 judge, a ~~or~~ state judge, or the spouse of a federal judge or state
 2-8 judge, if the voter included an affidavit with the voter's
 2-9 registration application under Section 13.0021 or the registrar
 2-10 received an affidavit submitted under Section 15.0215 before the
 2-11 list was prepared. In this subsection, "federal judge" and "state
 2-12 judge" have the meanings assigned by Section 13.0021.

2-13 SECTION 6. Subsection (b), Section 18.066, Election Code,
 2-14 is amended to read as follows:

2-15 (b) Information furnished under this section may not
 2-16 include:

2-17 (1) a voter's social security number; or
 2-18 (2) the residence address of a voter who is a federal
 2-19 judge or state judge, as defined by Section 13.0021, or the spouse
 2-20 of a federal judge or state judge, if the voter included an
 2-21 affidavit with the voter's registration application under Section
 2-22 13.0021 or the applicable registrar has received an affidavit
 2-23 submitted under Section 15.0215.

2-24 SECTION 7. Subsection (a), Section 25.025, Tax Code, as
 2-25 amended by Chapters 594 (H.B. 41), 621 (H.B. 455), and 851 (H.B.
 2-26 1141), Acts of the 80th Legislature, Regular Session, 2007, is
 2-27 reenacted and amended to read as follows:

2-28 (a) This section applies only to:

2-29 (1) a current or former peace officer as defined by
 2-30 Article 2.12, Code of Criminal Procedure;

2-31 (2) a county jailer as defined by Section 1701.001,
 2-32 Occupations Code;

2-33 (3) an employee of the Texas Department of Criminal
 2-34 Justice;

2-35 (4) a commissioned security officer as defined by
 2-36 Section 1702.002, Occupations Code;

2-37 (5) a victim of family violence as defined by Section
 2-38 71.004, Family Code, if as a result of the act of family violence
 2-39 against the victim, the actor is convicted of a felony or a Class A
 2-40 misdemeanor; ~~and~~

2-41 (6) a federal judge, a ~~or~~ state judge, or the spouse
 2-42 of a federal judge or state judge;

2-43 ~~(7) ~~(6)~~~~ a current or former employee of a district
 2-44 attorney, criminal district attorney, or county or municipal
 2-45 attorney whose jurisdiction includes any criminal law or child
 2-46 protective services matters; and

2-47 ~~(8) ~~(6)~~~~ an officer or employee of a community
 2-48 supervision and corrections department established under Chapter
 2-49 76, Government Code, who performs a duty described by Section
 2-50 76.004(b) of that code.

2-51 SECTION 8. This Act takes effect September 1, 2009.

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