

By: Carona

S.B. No. 375

A BILL TO BE ENTITLED

AN ACT

relating to the release of motor vehicle accident report information.

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

SECTION 1. Section 550.065, Transportation Code, is amended by amending Subsections (a), (b), and (d) and adding Subsections (e) and (f) to read as follows:

(a) This section applies only to information that is held by the department or another governmental entity and relates to a motor vehicle accident reported under this chapter or Section 601.004, including accident report information compiled under Section 201.805, as added by Chapter 1407, Acts of the 80th Legislature, Regular Session, 2007.

(b) Except as provided by Subsection (c) or (e), the information is privileged and for the confidential use of:

(1) the department; and

(2) an agency of the United States, this state, or a local government of this state that has use for the information for accident prevention purposes.

(d) The fee for a copy of the report or accident information is \$6 [~~or the actual cost of the preparation of the copy, whichever is less~~]. The copy may be certified by the department or the governmental entity for an additional fee of \$2. The department or the governmental entity may issue a certification that no report or

1 information is on file for a fee of \$6.

2 (e) In addition to the information required to be released
3 under Subsection (c), the department may release aggregated or
4 statistical information relating to motor vehicle accidents that
5 the department compiles under Section 201.805, as added by Chapter
6 1407, Acts of the 80th Legislature, Regular Session, 2007. The
7 department may not release under this subsection information that:

8 (1) is personal information, as defined by Section
9 730.003; or

10 (2) identifies a specific accident.

11 (f) The fee for information provided under Subsection (e) is
12 the actual cost of preparing the information.

13 SECTION 2. This Act takes effect immediately if it receives
14 a vote of two-thirds of all the members elected to each house, as
15 provided by Section 39, Article III, Texas Constitution. If this
16 Act does not receive the vote necessary for immediate effect, this
17 Act takes effect September 1, 2009.