

By: Carona

S.B. No. 974

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to records of certain frivolous complaints maintained by  
3 the Texas Board of Professional Land Surveying.

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

5 SECTION 1. Section 1071.204(e), Occupations Code, is  
6 amended to read as follows:

7 (e) For any complaint determined to be frivolous or without  
8 merit, the complaint and other enforcement case information related  
9 to that complaint are confidential. The information may be used  
10 only by the board or by its employees or agents directly involved in  
11 the enforcement process for that complaint. The information is not  
12 subject to discovery, subpoena, or other disclosure [~~A frivolous~~  
13 ~~complaint is public information, except that the license holder's~~  
14 ~~name and other personal information shall be redacted].~~

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