

AN ACT

relating to the required disclosure under the public information law of information pertaining to an employee or trustee of a public employee pension system.

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

SECTION 1. Subchapter B, Chapter 552, Government Code, is amended by adding Section 552.0221 to read as follows:

Sec. 552.0221. EMPLOYEE OR TRUSTEE OF PUBLIC EMPLOYEE PENSION SYSTEM. (a) Information concerning the employment of an employee of a public employee pension system is public information under the terms of this chapter, including information concerning the income, salary, benefits, and bonuses received from the pension system by the employee in the person's capacity as an employee of the system, and is not removed from the application of this chapter, made confidential, or otherwise excepted from the requirements of Section 552.021 by any statute intended to protect the records of persons as members, beneficiaries, or retirees of a public employee pension system in their capacity as such.

(b) Information concerning the service of a trustee of a public employee pension system is public information under the terms of this chapter, including information concerning the income, salary, benefits, and bonuses received from the pension system by the trustee in the person's capacity as a trustee of the system, and is not removed from the application of this chapter, made

1 confidential, or otherwise excepted from the requirements of
2 Section 552.021 by any statute intended to protect the records of
3 persons as members, beneficiaries, or retirees of a public employee
4 pension system in their capacity as such.

5 (c) Information subject to Subsections (a) and (b) must be
6 released only to the extent the information is not excepted from
7 required disclosure under this subchapter or Subchapter C.

8 (d) For purposes of this section, "benefits" does not
9 include pension benefits provided to an individual by a pension
10 system under the statutory plan covering the individual as a
11 member, beneficiary, or retiree of the pension system.

12 SECTION 2. Section 552.0221, Government Code, as added by
13 this Act, applies only in relation to a request for public
14 information made on or after the effective date of this Act.

15 SECTION 3. 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.

S.B. No. 1071

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1071 passed the Senate on April 21, 2009, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 1071 passed the House on May 6, 2009, by the following vote: Yeas 138, Nays 0, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor