

By: Wentworth

S.B. No. 1071

A BILL TO BE ENTITLED

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.