

1-1 By: Wentworth S.B. No. 1071
1-2 (In the Senate - Filed February 23, 2009; March 13, 2009, read
1-3 first time and referred to Committee on State Affairs;
1-4 April 8, 2009, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; April 8, 2009,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1071 By: Lucio

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the required disclosure under the public information
1-11 law of information pertaining to an employee or trustee of a public
1-12 employee pension system.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Subchapter B, Chapter 552, Government Code, is
1-15 amended by adding Section 552.0221 to read as follows:

1-16 Sec. 552.0221. EMPLOYEE OR TRUSTEE OF PUBLIC EMPLOYEE
1-17 PENSION SYSTEM. (a) Information concerning the employment of an
1-18 employee of a public employee pension system is public information
1-19 under the terms of this chapter, including information concerning
1-20 the income, salary, benefits, and bonuses received from the pension
1-21 system by the employee in the person's capacity as an employee of
1-22 the system, and is not removed from the application of this chapter,
1-23 made confidential, or otherwise excepted from the requirements of
1-24 Section 552.021 by any statute intended to protect the records of
1-25 persons as members, beneficiaries, or retirees of a public employee
1-26 pension system in their capacity as such.

1-27 (b) Information concerning the service of a trustee of a
1-28 public employee pension system is public information under the
1-29 terms of this chapter, including information concerning the income,
1-30 salary, benefits, and bonuses received from the pension system by
1-31 the trustee in the person's capacity as a trustee of the system, and
1-32 is not removed from the application of this chapter, made
1-33 confidential, or otherwise excepted from the requirements of
1-34 Section 552.021 by any statute intended to protect the records of
1-35 persons as members, beneficiaries, or retirees of a public employee
1-36 pension system in their capacity as such.

1-37 (c) Information subject to Subsections (a) and (b) must be
1-38 released only to the extent the information is not excepted from
1-39 required disclosure under Subchapter C.

1-40 SECTION 2. Section 552.0221, Government Code, as added by
1-41 this Act, applies only in relation to a request for public
1-42 information made on or after the effective date of this Act.

1-43 SECTION 3. This Act takes effect immediately if it receives
1-44 a vote of two-thirds of all the members elected to each house, as
1-45 provided by Section 39, Article III, Texas Constitution. If this
1-46 Act does not receive the vote necessary for immediate effect, this
1-47 Act takes effect September 1, 2009.

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