

By: Marquez

H.B. No. 1671

A BILL TO BE ENTITLED

AN ACT

relating to allowing a governmental body to redact certain personal information under the public information law without the necessity of requesting a decision from the attorney general and the calculation of certain deadlines under the public information law.

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

SECTION 1. Section 552.130, Government Code, is amended by adding Subsection (c) to read as follows:

(c) Subject to Chapter 730, Transportation Code, a governmental body may redact information described by Subsection (a) from any information the governmental body discloses under Section 552.021 without the necessity of requesting a decision from the attorney general under Subchapter G.

SECTION 2. Section 552.136, Government Code, is amended by adding Subsection (c) to read as follows:

(c) A governmental body may redact information that must be withheld under Subsection (b) from any information the governmental body discloses under Section 552.021 without the necessity of requesting a decision from the attorney general under Subchapter G.

SECTION 3. Section 552.263, Government Code, is amended by adding Subsection (e-1) to read as follows:

(e-1) If a requestor modifies the request in response to the requirement of a deposit or bond authorized by this section, the modified request is considered a separate request for the purposes

1 of this chapter and is considered received on the date the
2 governmental body receives the written modified request.

3 SECTION 4. Section 552.301, Government Code, is amended by
4 adding Subsection (a-1) to read as follows:

5 (a-1) For the purposes of this subchapter, if a governmental
6 body receives a written request by the United States mail and cannot
7 adequately establish the actual date on which the governmental body
8 received the request, the written request is considered to have
9 been received by the governmental body on the third business day
10 after the date of the postmark on a properly addressed request.

11 SECTION 5. The changes in law made by this Act to Sections
12 552.263 and 552.301, Government Code, apply only to a request for
13 information that is received by a governmental body or an officer
14 for public information on or after the effective date of this Act.
15 A request for information that was received before the effective
16 date of this Act is governed by the law in effect on the date the
17 request was received, and the former law is continued in effect for
18 that purpose.

19 SECTION 6. This Act takes effect September 1, 2011.