

AN ACT

relating to the exception of certain personal information from required disclosure under the public information law.

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

SECTION 1. Subsection (a), Section 552.024, Government Code, is amended to read as follows:

(a) Each employee or official of a governmental body and each former employee or official of a governmental body shall choose whether to allow public access to the information in the custody of the governmental body that relates to the person's home address, home telephone number, emergency contact information, or social security number, or that reveals whether the person has family members.

SECTION 2. Subsection (a), Section 552.117, Government Code, is amended to read as follows:

(a) Information is excepted from the requirements of Section 552.021 if it is information that relates to the home address, home telephone number, emergency contact information, or social security number of the following person or that reveals whether the person has family members:

(1) a current or former official or employee of a governmental body, except as otherwise provided by Section 552.024;

(2) a peace officer as defined by Article 2.12, Code of Criminal Procedure, or a security officer commissioned under

1 Section 51.212, Education Code, regardless of whether the officer  
2 complies with Section 552.024 or 552.1175, as applicable;

3 (3) a current or former employee of the Texas  
4 Department of Criminal Justice or of the predecessor in function of  
5 the department or any division of the department, regardless of  
6 whether the current or former employee complies with Section  
7 552.1175;

8 (4) a peace officer as defined by Article 2.12, Code of  
9 Criminal Procedure, or other law, a reserve law enforcement  
10 officer, a commissioned deputy game warden, or a corrections  
11 officer in a municipal, county, or state penal institution in this  
12 state who was killed in the line of duty, regardless of whether the  
13 deceased complied with Section 552.024 or 552.1175;

14 (5) a commissioned security officer as defined by  
15 Section 1702.002, Occupations Code, regardless of whether the  
16 officer complies with Section 552.024 or 552.1175, as applicable;  
17 or

18 (6) an officer or employee of a community supervision  
19 and corrections department established under Chapter 76 who  
20 performs a duty described by Section 76.004(b), regardless of  
21 whether the officer or employee complies with Section 552.024 or  
22 552.1175.

23 SECTION 3. Subsection (b), Section 552.1175, Government  
24 Code, is amended to read as follows:

25 (b) Information that relates to the home address, home  
26 telephone number, emergency contact information, or social  
27 security number of an individual to whom this section applies, or

1 that reveals whether the individual has family members is  
2 confidential and may not be disclosed to the public under this  
3 chapter if the individual to whom the information relates:

4 (1) chooses to restrict public access to the  
5 information; and

6 (2) notifies the governmental body of the individual's  
7 choice on a form provided by the governmental body, accompanied by  
8 evidence of the individual's status.

9 SECTION 4. Subsection (a), Section 552.130, Government  
10 Code, is amended to read as follows:

11 (a) Information is excepted from the requirements of  
12 Section 552.021 if the information relates to:

13 (1) a motor vehicle operator's or driver's license or  
14 permit issued by an agency of this state or another state or  
15 country;

16 (2) a motor vehicle title or registration issued by an  
17 agency of this state or another state or country; or

18 (3) a personal identification document issued by an  
19 agency of this state or another state or country or a local agency  
20 authorized to issue an identification document.

21 SECTION 5. Subsection (b), Section 552.139, Government  
22 Code, is amended to read as follows:

23 (b) The following information is confidential:

24 (1) a computer network vulnerability report; ~~and~~

25 (2) any other assessment of the extent to which data  
26 processing operations, a computer, a computer program, network,  
27 system, or system interface, or software of a governmental body or

1 of a contractor of a governmental body is vulnerable to  
2 unauthorized access or harm, including an assessment of the extent  
3 to which the governmental body's or contractor's electronically  
4 stored information containing sensitive or critical information is  
5 vulnerable to alteration, damage, erasure, or inappropriate use;  
6 and

7 (3) a photocopy or other copy of an identification  
8 badge issued to an official or employee of a governmental body.

9 SECTION 6. This Act takes effect immediately if it receives  
10 a vote of two-thirds of all the members elected to each house, as  
11 provided by Section 39, Article III, Texas Constitution. If this  
12 Act does not receive the vote necessary for immediate effect, this  
13 Act takes effect September 1, 2011.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 1638 passed the Senate on April 19, 2011, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 1638 passed the House on May 23, 2011, by the following vote: Yeas 142, Nays 0, one present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor