

By: Guillen

H.B. No. 3629

A BILL TO BE ENTITLED

AN ACT

Relating to suit for writ of mandamus.

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

SECTION 1. Sec. 552.321, TEXAS GOVERNMENT CODE, is amended to read as follows

552.321 SUIT FOR WRIT OF MANDAMUS. (a) A requestor or the attorney general may file suit for a writ of mandamus compelling a governmental body to make information available for public inspection if the governmental body refuses to request an attorney general's decision as provided by Subchapter G or refuses to supply public information or information that the attorney general has determined is public information that is not excepted from disclosure under Subchapter C.

(b) A suit filed by a requestor under this section must be filed in a district court for the county in which the main offices of the governmental body are located. A suit filed by the attorney general under this section must be filed in a district court of Travis County, except that a suit against a municipality with a population of 100,000 or less must be filed in a district court for the county in which the main offices of the municipality are located.

(c) Under this section, a governmental body must show proof of compliance beyond a verbal or written notice

SECTION 2. This Act takes effect September 1, 2013.