

1-1 By: McClendon (Senate Sponsor - Menéndez) H.B. No. 1311
1-2 (In the Senate - Received from the House May 6, 2015;
1-3 May 11, 2015, read first time and referred to Committee on Criminal
1-4 Justice; May 21, 2015, reported favorably by the following vote:
1-5 Yeas 7, Nays 0; May 21, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Whitmire	X		
1-9	Huffman	X		
1-10	Burton	X		
1-11	Creighton	X		
1-12	Hinojosa	X		
1-13	Menéndez	X		
1-14	Perry	X		

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the confidentiality of personal information concerning
1-18 certain employees currently or formerly involved in the Texas
1-19 juvenile justice system.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Section [552.117\(a\)](#), Government Code, is amended
1-22 to read as follows:

1-23 (a) Information is excepted from the requirements of
1-24 Section [552.021](#) if it is information that relates to the home
1-25 address, home telephone number, emergency contact information, or
1-26 social security number of the following person or that reveals
1-27 whether the person has family members:

1-28 (1) a current or former official or employee of a
1-29 governmental body, except as otherwise provided by Section [552.024](#);

1-30 (2) a peace officer as defined by Article [2.12](#), Code of
1-31 Criminal Procedure, or a security officer commissioned under
1-32 Section [51.212](#), Education Code, regardless of whether the officer
1-33 complies with Section [552.024](#) or [552.1175](#), as applicable;

1-34 (3) a current or former employee of the Texas
1-35 Department of Criminal Justice or of the predecessor in function of
1-36 the department or any division of the department, regardless of
1-37 whether the current or former employee complies with Section
1-38 [552.1175](#);

1-39 (4) a peace officer as defined by Article [2.12](#), Code of
1-40 Criminal Procedure, or other law, a reserve law enforcement
1-41 officer, a commissioned deputy game warden, or a corrections
1-42 officer in a municipal, county, or state penal institution in this
1-43 state who was killed in the line of duty, regardless of whether the
1-44 deceased complied with Section [552.024](#) or [552.1175](#);

1-45 (5) a commissioned security officer as defined by
1-46 Section [1702.002](#), Occupations Code, regardless of whether the
1-47 officer complies with Section [552.024](#) or [552.1175](#), as applicable;

1-48 (6) an officer or employee of a community supervision
1-49 and corrections department established under Chapter 76 who
1-50 performs a duty described by Section [76.004\(b\)](#), regardless of
1-51 whether the officer or employee complies with Section [552.024](#) or
1-52 [552.1175](#);

1-53 (7) a current or former employee of the office of the
1-54 attorney general who is or was assigned to a division of that office
1-55 the duties of which involve law enforcement, regardless of whether
1-56 the current or former employee complies with Section [552.024](#) or
1-57 [552.1175](#);

1-58 (8) a current or former employee of the Texas Juvenile
1-59 Justice Department or of the predecessors in function of the
1-60 department, regardless of whether the current or former employee
1-61 complies with Section [552.024](#) or [552.1175](#);

2-1 (9) a current or former juvenile probation or
 2-2 supervision officer certified by the Texas Juvenile Justice
 2-3 Department, or the predecessors in function of the department,
 2-4 under Title 12, Human Resources Code, regardless of whether the
 2-5 current or former officer complies with Section 552.024 or
 2-6 552.1175; or

2-7 (10) a current or former employee [~~employees~~] of a
 2-8 juvenile justice program or facility, as those terms are defined by
 2-9 Section 261.405, Family Code, regardless of whether the current or
 2-10 former employee complies with Section 552.024 or 552.1175.

2-11 SECTION 2. Section 552.1175(a), Government Code, as amended
 2-12 by Chapters 937 (H.B. 1632) and 1033 (H.B. 2733), Acts of the 83rd
 2-13 Legislature, Regular Session, 2013, is reenacted and amended to
 2-14 read as follows:

2-15 (a) This section applies only to:

2-16 (1) peace officers as defined by Article 2.12, Code of
 2-17 Criminal Procedure;

2-18 (2) county jailers as defined by Section 1701.001,
 2-19 Occupations Code;

2-20 (3) current or former employees of the Texas
 2-21 Department of Criminal Justice or of the predecessor in function of
 2-22 the department or any division of the department;

2-23 (4) commissioned security officers as defined by
 2-24 Section 1702.002, Occupations Code;

2-25 (5) employees of a district attorney, criminal
 2-26 district attorney, or county or municipal attorney whose
 2-27 jurisdiction includes any criminal law or child protective services
 2-28 matters;

2-29 (6) officers and employees of a community supervision
 2-30 and corrections department established under Chapter 76 who perform
 2-31 a duty described by Section 76.004(b);

2-32 (7) criminal investigators of the United States as
 2-33 described by Article 2.122(a), Code of Criminal Procedure;

2-34 (8) police officers and inspectors of the United
 2-35 States Federal Protective Service;

2-36 (9) current and former employees of the office of the
 2-37 attorney general who are or were assigned to a division of that
 2-38 office the duties of which involve law enforcement; [~~and~~]

2-39 (10) current or former juvenile probation and
 2-40 detention officers certified by the Texas Juvenile Justice
 2-41 Department, or the predecessors in function of the department,
 2-42 under Title 12, Human Resources Code;

2-43 (11) current or former employees of a juvenile justice
 2-44 program or facility, as those terms are defined by Section 261.405,
 2-45 Family Code; [~~and~~]

2-46 (12) current or former employees of the Texas Juvenile
 2-47 Justice Department or the predecessors in function of the
 2-48 department; and

2-49 (13) [~~(10)~~] federal judges and state judges as defined
 2-50 by Section 13.0021, Election Code.

2-51 SECTION 3. Section 25.025(a), Tax Code, as reenacted and
 2-52 amended by Chapters 996 (H.B. 2267) and 1028 (H.B. 2676), Acts of
 2-53 the 83rd Legislature, Regular Session, 2013, is reenacted and
 2-54 amended to read as follows:

2-55 (a) This section applies only to:

2-56 (1) a current or former peace officer as defined by
 2-57 Article 2.12, Code of Criminal Procedure;

2-58 (2) a county jailer as defined by Section 1701.001,
 2-59 Occupations Code;

2-60 (3) an employee of the Texas Department of Criminal
 2-61 Justice;

2-62 (4) a commissioned security officer as defined by
 2-63 Section 1702.002, Occupations Code;

2-64 (5) a victim of family violence as defined by Section
 2-65 71.004, Family Code, if as a result of the act of family violence
 2-66 against the victim, the actor is convicted of a felony or a Class A
 2-67 misdemeanor;

2-68 (6) a federal judge, a state judge, or the spouse of a
 2-69 federal judge or state judge;

3-1 (7) a current or former employee of a district
3-2 attorney, criminal district attorney, or county or municipal
3-3 attorney whose jurisdiction includes any criminal law or child
3-4 protective services matters;

3-5 (8) an officer or employee of a community supervision
3-6 and corrections department established under Chapter 76,
3-7 Government Code, who performs a duty described by Section 76.004(b)
3-8 of that code;

3-9 (9) a criminal investigator of the United States as
3-10 described by Article 2.122(a), Code of Criminal Procedure;

3-11 (10) a police officer or inspector of the United
3-12 States Federal Protective Service;

3-13 (11) a current or former United States attorney or
3-14 assistant United States attorney and the spouse and child of the
3-15 attorney;

3-16 (12) a current or former employee of the office of the
3-17 attorney general who is or was assigned to a division of that office
3-18 the duties of which involve law enforcement; ~~and~~

3-19 (13) a medical examiner or person who performs
3-20 forensic analysis or testing who is employed by this state or one or
3-21 more political subdivisions of this state;

3-22 (14) ~~(13)~~ a current or former member of the United
3-23 States armed forces who has served in an area that the president of
3-24 the United States by executive order designates for purposes of 26
3-25 U.S.C. Section 112 as an area in which armed forces of the United
3-26 States are or have engaged in combat;

3-27 (15) a current or former employee of the Texas
3-28 Juvenile Justice Department or of the predecessors in function of
3-29 the department;

3-30 (16) a current or former juvenile probation or
3-31 supervision officer certified by the Texas Juvenile Justice
3-32 Department, or the predecessors in function of the department,
3-33 under Title 12, Human Resources Code; and

3-34 (17) a current or former employee of a juvenile
3-35 justice program or facility, as those terms are defined by Section
3-36 261.405, Family Code.

3-37 SECTION 4. To the extent of any conflict, this Act prevails
3-38 over another Act of the 84th Legislature, Regular Session, 2015,
3-39 relating to nonsubstantive additions to and corrections in enacted
3-40 codes.

3-41 SECTION 5. This Act takes effect immediately if it receives
3-42 a vote of two-thirds of all the members elected to each house, as
3-43 provided by Section 39, Article III, Texas Constitution. If this
3-44 Act does not receive the vote necessary for immediate effect, this
3-45 Act takes effect September 1, 2015.

3-46 * * * * *