

1-1 By: Fletcher (Senate Sponsor - Estes) H.B. No. 2152
1-2 (In the Senate - Received from the House April 27, 2015;
1-3 April 28, 2015, read first time and referred to Committee on
1-4 Veteran Affairs and Military Installations; May 8, 2015, reported
1-5 adversely, with favorable Committee Substitute by the following
1-6 vote: Yeas 7, Nays 0; May 8, 2015, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	<u>X</u>			
1-10	<u>X</u>			
1-11	<u>X</u>			
1-12	<u>X</u>			
1-13	<u>X</u>			
1-14	<u>X</u>			
1-15	<u>X</u>			

1-16 COMMITTEE SUBSTITUTE FOR H.B. No. 2152 By: Hall

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to the confidentiality of certain information concerning
1-20 service members of the state military forces.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter E, Chapter 437, Government Code, is
1-23 amended by adding Section 437.232 to read as follows:

1-24 Sec. 437.232. CONFIDENTIALITY OF MILITARY PERSONNEL
1-25 INFORMATION. (a) In this section, "military personnel
1-26 information" means a service member's name, home address, rank,
1-27 official title, pay rate or grade, state active duty orders,
1-28 deployment locations, military duty addresses, awards and
1-29 decorations, length of military service, and medical records.

1-30 (b) A service member's military personnel information is
1-31 confidential and not subject to disclosure under Chapter 552.

1-32 SECTION 2. Section 552.117(a), Government Code, is amended
1-33 to read as follows:

1-34 (a) Information is excepted from the requirements of
1-35 Section 552.021 if it is information that relates to the home
1-36 address, home telephone number, emergency contact information, or
1-37 social security number of the following person or that reveals
1-38 whether the person has family members:

1-39 (1) a current or former official or employee of a
1-40 governmental body, except as otherwise provided by Section 552.024;

1-41 (2) a peace officer as defined by Article 2.12, Code of
1-42 Criminal Procedure, or a security officer commissioned under
1-43 Section 51.212, Education Code, regardless of whether the officer
1-44 complies with Section 552.024 or 552.1175, as applicable;

1-45 (3) a current or former employee of the Texas
1-46 Department of Criminal Justice or of the predecessor in function of
1-47 the department or any division of the department, regardless of
1-48 whether the current or former employee complies with Section
1-49 552.1175;

1-50 (4) a peace officer as defined by Article 2.12, Code of
1-51 Criminal Procedure, or other law, a reserve law enforcement
1-52 officer, a commissioned deputy game warden, or a corrections
1-53 officer in a municipal, county, or state penal institution in this
1-54 state who was killed in the line of duty, regardless of whether the
1-55 deceased complied with Section 552.024 or 552.1175;

1-56 (5) a commissioned security officer as defined by
1-57 Section 1702.002, Occupations Code, regardless of whether the
1-58 officer complies with Section 552.024 or 552.1175, as applicable;

1-59 (6) an officer or employee of a community supervision
1-60 and corrections department established under Chapter 76 who

2-1 performs a duty described by Section 76.004(b), regardless of
2-2 whether the officer or employee complies with Section 552.024 or
2-3 552.1175;

2-4 (7) a current or former employee of the office of the
2-5 attorney general who is or was assigned to a division of that office
2-6 the duties of which involve law enforcement, regardless of whether
2-7 the current or former employee complies with Section 552.024 or
2-8 552.1175;

2-9 (8) a current or former employee of the Texas Juvenile
2-10 Justice Department or of the predecessors in function of the
2-11 department, regardless of whether the current or former employee
2-12 complies with Section 552.1175;

2-13 (9) a juvenile probation or supervision officer
2-14 certified by the Texas Juvenile Justice Department, or the
2-15 predecessors in function of the department, under Title 12, Human
2-16 Resources Code; ~~or~~

2-17 (10) employees of a juvenile justice program or
2-18 facility, as those terms are defined by Section 261.405, Family
2-19 Code; or

2-20 (11) a current or former member of the Texas military
2-21 forces, as that term is defined by Section 437.001.

2-22 SECTION 3. The changes in law made by this Act apply only to
2-23 a request for information that is received by a governmental body or
2-24 an officer for public information on or after the effective date of
2-25 this Act. A request for information that was received before the
2-26 effective date of this Act is governed by the law in effect on the
2-27 date the request was received, and the former law is continued in
2-28 effect for that purpose.

2-29 SECTION 4. This Act takes effect September 1, 2015.

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