

By: Darby, et al.

H.B. No. 2394

A BILL TO BE ENTITLED

AN ACT

relating to the compelled production of certain customer records by a financial institution.

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

SECTION 1. Section 59.006, Finance Code, is amended by adding Subsection (b-1) to read as follows:

(b-1) If the requesting party has not paid a financial institution's costs or posted a cost bond as required by Subsection (b)(2), a court may not:

(1) order the financial institution to produce a record in response to the record request; or

(2) find the financial institution to be in contempt of court for failing to produce the record.

SECTION 2. The changes in law made by this Act apply only to a record request submitted on or after the effective date of this Act. A record request submitted before the effective date of this Act is governed by the law in effect on the date the request was submitted, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2015.