

1-1 By: Zaffirini S.B. No. 46  
 1-2 (In the Senate - Filed November 10, 2014; January 26, 2015,  
 1-3 read first time and referred to Committee on Business and Commerce;  
 1-4 March 23, 2015, reported adversely, with favorable Committee  
 1-5 Substitute by the following vote: Yeas 9, Nays 0; March 23, 2015,  
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 46 By: Creighton

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to the confidentiality of certain property tax appraisal  
 1-22 photographs.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Subchapter C, Chapter 552, Government Code, is  
 1-25 amended by adding Section 552.155 to read as follows:

1-26 Sec. 552.155. EXCEPTION: CONFIDENTIALITY OF CERTAIN  
 1-27 PROPERTY TAX APPRAISAL PHOTOGRAPHS. (a) Except as provided by  
 1-28 Subsection (b) or (c), a photograph that is taken by the chief  
 1-29 appraiser of an appraisal district or the chief appraiser's  
 1-30 authorized representative for property tax appraisal purposes and  
 1-31 that shows the interior of an improvement to property is  
 1-32 confidential and excepted from the requirements of Section 552.021.

1-33 (b) A governmental body shall disclose a photograph  
 1-34 described by Subsection (a) to a requestor who had an ownership  
 1-35 interest in the improvement to property shown in the photograph on  
 1-36 the date the photograph was taken.

1-37 (c) A photograph described by Subsection (a) may be used as  
 1-38 evidence in and provided to the parties to a protest under Chapter  
 1-39 41, Tax Code, or an appeal of a determination by the appraisal  
 1-40 review board under Chapter 42, Tax Code, if it is relevant to the  
 1-41 determination of a matter protested or appealed. A photograph that  
 1-42 is used as evidence:

1-43 (1) remains confidential in the possession of the  
 1-44 person to whom it is disclosed; and

1-45 (2) may not be disclosed or used for any other purpose.

1-46 SECTION 2. Section 552.222, Government Code, is amended by  
 1-47 amending Subsection (a) and adding Subsection (c-1) to read as  
 1-48 follows:

1-49 (a) The officer for public information and the officer's  
 1-50 agent may not make an inquiry of a requestor except to establish  
 1-51 proper identification or except as provided by Subsection (b), ~~(c)~~  
 1-52 (c), or (c-1).

1-53 (c-1) If the information requested includes a photograph  
 1-54 described by Section 552.155(a), the officer for public information  
 1-55 or the officer's agent may require the requestor to provide  
 1-56 additional information sufficient for the officer or the officer's  
 1-57 agent to determine whether the requestor is eligible to receive the  
 1-58 information under Section 552.155(b).

1-59 SECTION 3. This Act takes effect September 1, 2015.

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