

By: Nelson

S.B. No. 57

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to information collected by a regional tollway authority,  
3 regional transportation authority, or coordinated county  
4 transportation authority.

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

6 SECTION 1. Section 366.178(b-1), Transportation Code, is  
7 amended to read as follows:

8 (b-1) As an alternative to requiring payment of a toll at  
9 the time a vehicle is driven or towed through a toll assessment  
10 facility, the authority shall use video recordings, photography,  
11 electronic data, transponders, or other tolling methods to permit  
12 the registered owner of the nonpaying vehicle to pay the toll at a  
13 later date or provide toll exemptions. Information collected under  
14 this subsection, including contact, payment, and other account  
15 information and trip data, is confidential and not subject to  
16 disclosure under Chapter 552, Government Code.

17 SECTION 2. Sections 366.179(a) and (d), Transportation  
18 Code, are amended to read as follows:

19 (a) For purposes of this section, a transponder is a device  
20 placed on or within a motor vehicle [~~an automobile~~] that is capable  
21 of transmitting or receiving information used to assess or collect  
22 tolls or provide toll exemptions. A transponder is insufficiently  
23 funded if there is no money in the account for which the transponder  
24 was issued.

1 (d) Transponder [~~customer~~] account information, including  
2 contact and payment information and trip data, is confidential and  
3 not subject to disclosure under Chapter 552, Government Code.

4 SECTION 3. Section 372.102(a), Transportation Code, is  
5 amended to read as follows:

6 (a) Notwithstanding the confidentiality of electronic toll  
7 collection customer account information, including confidentiality  
8 under Sections 228.057(e), 366.178(b-1), 366.179(d), and  
9 370.178(d), a toll project entity may publish a list of the names of  
10 the registered owners or lessees of nonpaying vehicles who at the  
11 time of publication are liable for the payment of past due and  
12 unpaid tolls or administrative fees. The list may include only the  
13 persons' names and, for each person listed:

- 14 (1) the city and state of the person's residence;  
15 (2) the total number of events of nonpayment; and  
16 (3) the total amount due for the tolls and  
17 administrative fees.

18 SECTION 4. Section 452.061, Transportation Code, is amended  
19 by adding Subsection (e) to read as follows:

20 (e) Personal identifying information collected by an  
21 authority is confidential and not subject to disclosure under  
22 Chapter 552, Government Code, including a person's:

- 23 (1) name, address, e-mail address, and phone number;  
24 (2) account number, password, payment transaction  
25 activity, toll or charge record, or credit, debit, or other payment  
26 card number; and  
27 (3) other personal financial information.

1 SECTION 5. Section 460.109, Transportation Code, is amended  
2 by adding Subsection (e) to read as follows:

3 (e) Personal identifying information collected by an  
4 authority is confidential and not subject to disclosure under  
5 Chapter 552, Government Code, including a person's:

6 (1) name, address, e-mail address, and phone number;

7 (2) account number, password, payment transaction  
8 activity, toll or charge record, or credit, debit, or other payment  
9 card number; and

10 (3) other personal financial information.

11 SECTION 6. The changes in law made by this Act apply only to  
12 a request for information that is received by a coordinated county  
13 transportation authority, regional tollway authority, or regional  
14 transportation authority on or after the effective date of this  
15 Act. A request for information that was received before the  
16 effective date of this Act is governed by the law in effect on the  
17 date the request was received, and the former law is continued in  
18 effect for that purpose.

19 SECTION 7. This Act takes effect immediately if it receives  
20 a vote of two-thirds of all the members elected to each house, as  
21 provided by Section 39, Article III, Texas Constitution. If this  
22 Act does not receive the vote necessary for immediate effect, this  
23 Act takes effect September 1, 2015.