

By: Nelson
(Simmons)

S.B. No. 57

Substitute the following for S.B. No. 57:

By: Pickett

C.S.S.B. No. 57

A BILL TO BE ENTITLED

1 AN ACT
2 relating to information collected by a regional tollway authority,
3 regional transportation authority, metropolitan rapid transit
4 authority, or coordinated county 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 451.061, Transportation Code, is amended
19 by adding Subsection (f) to read as follows:

20 (f) 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 452.061, 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. Section 460.109, Transportation Code, is amended
12 by adding Subsection (e) to read as follows:

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

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

17 (2) account number, password, payment transaction
18 activity, toll or charge record, or credit, debit, or other payment
19 card number; and

20 (3) other personal financial information.

21 SECTION 7. The changes in law made by this Act apply only to
22 a request for information that is received by a regional tollway
23 authority, regional transportation authority, metropolitan rapid
24 transit authority, or coordinated county transportation authority
25 on or after the effective date of this Act. A request for
26 information that was received before the effective date of this Act
27 is governed by the law in effect on the date the request was

1 received, and the former law is continued in effect for that
2 purpose.

3 SECTION 8. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2015.