

1-1 By: Huffman S.B. No. 1697
 1-2 (In the Senate - Filed March 13, 2015; March 23, 2015, read
 1-3 first time and referred to Committee on Criminal Justice;
 1-4 April 27, 2015, reported adversely, with favorable Committee
 1-5 Substitute; May 5, 2015, recommitted to Committee on Criminal
 1-6 Justice; May 6, 2015, reported adversely, with favorable Committee
 1-7 Substitute by the following vote: Yeas 6, Nays 1; May 6, 2015, sent
 1-8 to printer.)

1-9 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-10				
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. 1697 By: Huffman

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

1-21 relating to the confidentiality of certain information regarding
 1-22 procedures and substances used in the execution of a convict.

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 552.1081 to read as follows:

1-26 Sec. 552.1081. EXCEPTION: CONFIDENTIALITY OF CERTAIN
 1-27 INFORMATION REGARDING EXECUTION OF CONVICT. Information is
 1-28 excepted from the requirements of Section 552.021 if it contains
 1-29 identifying information under Article 43.14, Code of Criminal
 1-30 Procedure, including that of:

1-31 (1) any person who participates in an execution
 1-32 procedure, including a person who uses, supplies, or administers a
 1-33 substance during the execution; and

1-34 (2) any person or entity that manufactures,
 1-35 transports, tests, procures, compounds, prescribes, dispenses, or
 1-36 provides a substance or supplies used in an execution.

1-37 SECTION 2. Article 43.14, Code of Criminal Procedure, is
 1-38 amended to read as follows:

1-39 Art. 43.14. EXECUTION OF CONVICT: CONFIDENTIAL INFORMATION
 1-40 [CONVICT]. (a) Whenever the sentence of death is pronounced
 1-41 against a convict, the sentence shall be executed at any time after
 1-42 the hour of 6 p.m. on the day set for the execution, by intravenous
 1-43 injection of a substance or substances in a lethal quantity
 1-44 sufficient to cause death and until such convict is dead, such
 1-45 execution procedure to be determined and supervised by the director
 1-46 of the correctional institutions division of the Texas Department
 1-47 of Criminal Justice.

1-48 (b) The name, address, and other identifying information of
 1-49 the following is confidential and excepted from disclosure under
 1-50 Section 552.021, Government Code:

1-51 (1) any person who participates in an execution
 1-52 procedure described by Subsection (a), including a person who uses,
 1-53 supplies, or administers a substance during the execution; and

1-54 (2) any person or entity that manufactures,
 1-55 transports, tests, procures, compounds, prescribes, dispenses, or
 1-56 provides a substance or supplies used in an execution.

1-57 SECTION 3. The changes in law made by this Act apply only to
 1-58 a request for information that is received by a governmental body or
 1-59 an officer for public information on or after the effective date of
 1-60 this Act. A request for information that was received before the

2-1 effective date of this Act is governed by the law in effect on the
2-2 date the request was received, and the former law is continued in
2-3 effect for that purpose.

2-4 SECTION 4. This Act takes effect immediately if it receives
2-5 a vote of two-thirds of all the members elected to each house, as
2-6 provided by Section 39, Article III, Texas Constitution. If this
2-7 Act does not receive the vote necessary for immediate effect, this
2-8 Act takes effect September 1, 2015.

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