

By: Canales, Capriglione

H.B. No. 349

Substitute the following for H.B. No. 349:

By: Elkins

C.S.H.B. No. 349

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the disclosure under the public information law of
3 certain information related to parades, concerts, or other
4 entertainment events open to the general public that are paid for
5 with public funds.

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

7 SECTION 1. Section 552.104, Government Code, is amended by
8 amending Subsection (b) and adding Subsection (c) to read as
9 follows:

10 (b) Except as provided by Subsection (c), the [The]
11 requirement of Section 552.022 that a category of information
12 listed under Section 552.022(a) is public information and not
13 excepted from required disclosure under this chapter unless
14 expressly confidential under law does not apply to information that
15 is excepted from required disclosure under this section.

16 (c) Subsection (b) does not apply to information described
17 by Section 552.022(a) relating to the receipt or expenditure of
18 public or other funds by a governmental body for a parade, concert,
19 or other entertainment event open to the general public and paid for
20 in whole or part with public funds. A person, including a
21 governmental body, may not include a provision in a contract
22 related to an event described by this subsection that prohibits or
23 would otherwise prevent the disclosure of information described by
24 this subsection. A contract provision that violates this

1 subsection is void.

2 SECTION 2. The change in law made by this Act applies only
3 to:

4 (1) a request for information that is received by a
5 governmental body or an officer for public information on or after
6 the effective date of this Act; and

7 (2) a contract entered into or renewed on or after the
8 effective date of this Act.

9 SECTION 3. This Act takes effect immediately if it receives
10 a vote of two-thirds of all the members elected to each house, as
11 provided by Section 39, Article III, Texas Constitution. If this
12 Act does not receive the vote necessary for immediate effect, this
13 Act takes effect September 1, 2017.