

By: Nevárez

H.B. No. 1082

Substitute the following for H.B. No. 1082:

By: Elkins

C.S.H.B. No. 1082

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the applicability to certain draft grant applications
3 of the exception from disclosure under the public information law
4 for agency memoranda.

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

6 SECTION 1. Section 552.111, Government Code, is amended to
7 read as follows:

8 Sec. 552.111. EXCEPTION: AGENCY MEMORANDA. (a) Except as
9 provided by Subsection (b), an [An] interagency or intraagency
10 memorandum or letter that would not be available by law to a party
11 in litigation with the agency is excepted from the requirements of
12 Section 552.021.

13 (b) The exception under this section does not apply to a
14 draft grant application prepared by or for a state agency or
15 governmental entity with taxing authority after:

16 (1) the state agency or governmental entity with
17 taxing authority submits the grant application;

18 (2) the state agency or governmental entity with
19 taxing authority determines it will not submit the grant
20 application; or

21 (3) the deadline to submit the grant application has
22 passed.

23 SECTION 2. The changes in law made by this Act apply only to
24 a request for information received by a governmental body or an

1 officer for public information on or after the effective date of
2 this Act. A request for information received before the effective
3 date of this Act is governed by the law in effect when the request
4 was received, and the former law is continued in effect for that
5 purpose.

6 SECTION 3. This Act takes effect September 1, 2017.