

By: Nevárez

H.B. No. 1082

A BILL TO BE ENTITLED

AN ACT

1
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 governmental body
15 after:

16 (1) the governmental body submits the grant
17 application;

18 (2) the governmental body determines it will not
19 submit the grant application; or

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

22 SECTION 2. The changes in law made by this Act apply only to
23 a request for information received by a governmental body or an
24 officer for public information on or after the effective date of

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

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