

# SENATE AMENDMENTS

## 2<sup>nd</sup> Printing

By: Swanson, Lang, Button, Oliverson, Moody,  
et al.

H.B. No. 2446

A BILL TO BE ENTITLED

AN ACT

relating to the availability of certain information regarding  
firefighters, volunteer firefighters, and emergency medical  
services personnel.

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

SECTION 1. Section 552.117(a), Government Code, as amended  
by Chapters 34 (S.B. 1576), 190 (S.B. 42), and 1006 (H.B. 1278),  
Acts of the 85th Legislature, Regular Session, 2017, is reenacted  
and amended to read as follows:

(a) Information is excepted from the requirements of  
Section 552.021 if it is information that relates to the home  
address, home telephone number, emergency contact information, or  
social security number of the following person or that reveals  
whether the person has family members:

(1) a current or former official or employee of a  
governmental body, except as otherwise provided by Section 552.024;

(2) a peace officer as defined by Article 2.12, Code of  
Criminal Procedure, or a security officer commissioned under  
Section 51.212, Education Code, regardless of whether the officer  
complies with Section 552.024 or 552.1175, as applicable;

(3) a current or former employee of the Texas  
Department of Criminal Justice or of the predecessor in function of  
the department or any division of the department, regardless of  
whether the current or former employee complies with Section

1 552.1175;

2 (4) a peace officer as defined by Article 2.12, Code of  
3 Criminal Procedure, or other law, a reserve law enforcement  
4 officer, a commissioned deputy game warden, or a corrections  
5 officer in a municipal, county, or state penal institution in this  
6 state who was killed in the line of duty, regardless of whether the  
7 deceased complied with Section 552.024 or 552.1175;

8 (5) a commissioned security officer as defined by  
9 Section 1702.002, Occupations Code, regardless of whether the  
10 officer complies with Section 552.024 or 552.1175, as applicable;

11 (6) an officer or employee of a community supervision  
12 and corrections department established under Chapter 76 who  
13 performs a duty described by Section 76.004(b), regardless of  
14 whether the officer or employee complies with Section 552.024 or  
15 552.1175;

16 (7) a current or former employee of the office of the  
17 attorney general who is or was assigned to a division of that office  
18 the duties of which involve law enforcement, regardless of whether  
19 the current or former employee complies with Section 552.024 or  
20 552.1175;

21 (8) a current or former employee of the Texas Juvenile  
22 Justice Department or of the predecessors in function of the  
23 department, regardless of whether the current or former employee  
24 complies with Section 552.024 or 552.1175;

25 (9) a current or former juvenile probation or  
26 supervision officer certified by the Texas Juvenile Justice  
27 Department, or the predecessors in function of the department,

1 under Title 12, Human Resources Code, regardless of whether the  
2 current or former officer complies with Section 552.024 or  
3 552.1175;

4 (10) a current or former employee of a juvenile  
5 justice program or facility, as those terms are defined by Section  
6 261.405, Family Code, regardless of whether the current or former  
7 employee complies with Section 552.024 or 552.1175;

8 (11) a current or former member of the Texas military  
9 forces, as that term is defined by Section 437.001; ~~[or]~~

10 (12) a current or former district attorney, criminal  
11 district attorney, or county or municipal attorney whose  
12 jurisdiction includes any criminal law or child protective services  
13 matters, regardless of whether the current or former attorney  
14 complies with Section 552.024 or 552.1175; ~~[or]~~

15 (13) a current or former employee of a district  
16 attorney, criminal district attorney, or county or municipal  
17 attorney whose jurisdiction includes any criminal law or child  
18 protective services matters, regardless of whether the current or  
19 former employee complies with Section 552.024 or 552.1175;i

20 (14) ~~[(12)]~~ a current or former employee of the Texas  
21 Civil Commitment Office or of the predecessor in function of the  
22 office or a division of the office, regardless of whether the  
23 current or former employee complies with Section 552.024 or  
24 552.1175;i

25 (15) ~~[(12)]~~ a current or former federal judge or state  
26 judge, as those terms are defined by Section 13.0021(a), Election  
27 Code, or a spouse of a current or former federal judge or state

1 judge; or

2 (16) a firefighter or volunteer firefighter or  
3 emergency medical services personnel as defined by Section 773.003,  
4 Health and Safety Code, regardless of whether the firefighter or  
5 volunteer firefighter or emergency medical services personnel  
6 comply with Section 552.024 or 552.1175, as applicable [~~(13) a~~  
7 ~~current or former district attorney, criminal district attorney, or~~  
8 ~~county attorney whose jurisdiction includes any criminal law or~~  
9 ~~child protective services matter~~].

10 SECTION 2. The heading to Section 552.1175, Government  
11 Code, is amended to read as follows:

12 Sec. 552.1175. EXCEPTION: CONFIDENTIALITY OF CERTAIN  
13 PERSONAL IDENTIFYING INFORMATION OF PEACE OFFICERS AND OTHER  
14 OFFICIALS PERFORMING SENSITIVE GOVERNMENTAL FUNCTIONS [~~, COUNTY~~  
15 ~~JAILERS, SECURITY OFFICERS, EMPLOYEES OF CERTAIN STATE AGENCIES OR~~  
16 ~~CERTAIN CRIMINAL OR JUVENILE JUSTICE AGENCIES OR OFFICES, AND~~  
17 ~~FEDERAL AND STATE JUDGES~~].

18 SECTION 3. Section 552.1175(a), Government Code, is amended  
19 to read as follows:

20 (a) This section applies only to:

21 (1) peace officers as defined by Article 2.12, Code of  
22 Criminal Procedure;

23 (2) county jailers as defined by Section 1701.001,  
24 Occupations Code;

25 (3) current or former employees of the Texas  
26 Department of Criminal Justice or of the predecessor in function of  
27 the department or any division of the department;

1           (4) commissioned security officers as defined by  
2 Section 1702.002, Occupations Code;

3           (5) a current or former district attorney, criminal  
4 district attorney, or county or municipal attorney whose  
5 jurisdiction includes any criminal law or child protective services  
6 matters;

7           (5-a) a current or former employee of a district  
8 attorney, criminal district attorney, or county or municipal  
9 attorney whose jurisdiction includes any criminal law or child  
10 protective services matters;

11           (6) officers and employees of a community supervision  
12 and corrections department established under Chapter 76 who perform  
13 a duty described by Section 76.004(b);

14           (7) criminal investigators of the United States as  
15 described by Article 2.122(a), Code of Criminal Procedure;

16           (8) police officers and inspectors of the United  
17 States Federal Protective Service;

18           (9) current and former employees of the office of the  
19 attorney general who are or were assigned to a division of that  
20 office the duties of which involve law enforcement;

21           (10) current or former juvenile probation and  
22 detention officers certified by the Texas Juvenile Justice  
23 Department, or the predecessors in function of the department,  
24 under Title 12, Human Resources Code;

25           (11) current or former employees of a juvenile justice  
26 program or facility, as those terms are defined by Section 261.405,  
27 Family Code;

1           (12) current or former employees of the Texas Juvenile  
2 Justice Department or the predecessors in function of the  
3 department;

4           (13) federal judges and state judges as defined by  
5 Section 13.0021, Election Code; ~~and~~

6           (14) current or former employees of the Texas Civil  
7 Commitment Office or of the predecessor in function of the office or  
8 a division of the office; and

9           (15) a firefighter or volunteer firefighter or  
10 emergency medical services personnel as defined by Section 773.003,  
11 Health and Safety Code.

12         SECTION 4. Subchapter C, Chapter 552, Government Code, is  
13 amended by adding Section 552.159 to read as follows:

14         Sec. 552.159. EXCEPTION: CONFIDENTIALITY OF CERTAIN WORK  
15 SCHEDULES. A work schedule or a time sheet of a firefighter or  
16 volunteer firefighter or emergency medical services personnel as  
17 defined by Section 773.003, Health and Safety Code, is confidential  
18 and excepted from the requirements of Section 552.021.

19         SECTION 5. Section 25.025(a), Tax Code, as amended by  
20 Chapters 34 (S.B. 1576), 41 (S.B. 256), 193 (S.B. 510), 1006 (H.B.  
21 1278), and 1145 (H.B. 457), Acts of the 85th Legislature, Regular  
22 Session, 2017, is reenacted and amended to read as follows:

23         (a) This section applies only to:

24           (1) a current or former peace officer as defined by  
25 Article 2.12, Code of Criminal Procedure, and the spouse or  
26 surviving spouse of the peace officer;

27           (2) the adult child of a current peace officer as

defined by Article 2.12, Code of Criminal Procedure;

(3) a county jailer as defined by Section 1701.001, Occupations Code;

(4) an employee of the Texas Department of Criminal Justice;

(5) a commissioned security officer as defined by Section 1702.002, Occupations Code;

(6) an individual who shows that the individual, the individual's child, or another person in the individual's household is a victim of family violence as defined by Section 71.004, Family Code, by providing:

(A) a copy of a protective order issued under Chapter 85, Family Code, or a magistrate's order for emergency protection issued under Article 17.292, Code of Criminal Procedure; or

(B) other independent documentary evidence necessary to show that the individual, the individual's child, or another person in the individual's household is a victim of family violence;

(7) ~~[(6)]~~ an individual who shows that the individual, the individual's child, or another person in the individual's household is a victim of sexual assault or abuse, stalking, or trafficking of persons by providing:

(A) a copy of a protective order issued under Chapter 7A or Article 6.09, Code of Criminal Procedure, or a magistrate's order for emergency protection issued under Article 17.292, Code of Criminal Procedure; or

1 (B) other independent documentary evidence  
2 necessary to show that the individual, the individual's child, or  
3 another person in the individual's household is a victim of sexual  
4 assault or abuse, stalking, or trafficking of persons;

5 (8) [~~(7)~~] a participant in the address  
6 confidentiality program administered by the attorney general under  
7 Subchapter C, Chapter 56, Code of Criminal Procedure, who provides  
8 proof of certification under Article 56.84, Code of Criminal  
9 Procedure;

10 (9) [~~(8)~~] a federal judge, a state judge, or the  
11 spouse of a federal judge or state judge;

12 (10) a current or former district attorney, criminal  
13 district attorney, or county or municipal attorney whose  
14 jurisdiction includes any criminal law or child protective services  
15 matters;

16 (11) [~~(9)~~] a current or former employee of a district  
17 attorney, criminal district attorney, or county or municipal  
18 attorney whose jurisdiction includes any criminal law or child  
19 protective services matters;

20 (12) [~~(10)~~] an officer or employee of a community  
21 supervision and corrections department established under Chapter  
22 76, Government Code, who performs a duty described by Section  
23 76.004(b) of that code;

24 (13) [~~(11)~~] a criminal investigator of the United  
25 States as described by Article 2.122(a), Code of Criminal  
26 Procedure;

27 (14) [~~(12)~~] a police officer or inspector of the



1 United States Federal Protective Service;

2           (15) [~~(13)~~] a current or former United States attorney  
3 or assistant United States attorney and the spouse and child of the  
4 attorney;

5           (16) [~~(14)~~] a current or former employee of the office  
6 of the attorney general who is or was assigned to a division of that  
7 office the duties of which involve law enforcement;

8           (17) [~~(15)~~] a medical examiner or person who performs  
9 forensic analysis or testing who is employed by this state or one or  
10 more political subdivisions of this state;

11           (18) [~~(16)~~] a current or former member of the United  
12 States armed forces who has served in an area that the president of  
13 the United States by executive order designates for purposes of 26  
14 U.S.C. Section 112 as an area in which armed forces of the United  
15 States are or have engaged in combat;

16           (19) [~~(17)~~] a current or former employee of the Texas  
17 Juvenile Justice Department or of the predecessors in function of  
18 the department;

19           (20) [~~(18)~~] a current or former juvenile probation or  
20 supervision officer certified by the Texas Juvenile Justice  
21 Department, or the predecessors in function of the department,  
22 under Title 12, Human Resources Code;

23           (21) [~~(19)~~] a current or former employee of a juvenile  
24 justice program or facility, as those terms are defined by Section  
25 261.405, Family Code; [~~and~~]

26           (22) [~~(18)~~] a current or former employee of the Texas  
27 Civil Commitment Office or of the predecessor in function of the

1 office or a division of the office;

2 (23) [~~(18)~~] a current or former employee of a federal  
3 judge or state judge; and

4 (24) a firefighter or volunteer firefighter or  
5 emergency medical services personnel as defined by Section 773.003,  
6 Health and Safety Code.

7 SECTION 6. The changes in law made by this Act apply only to  
8 a request for information that is received by a governmental body or  
9 an officer on or after the effective date of this Act. A request for  
10 information that was received before the effective date of this Act  
11 is governed by the law in effect on the date the request was  
12 received, and the former law is continued in effect for that  
13 purpose.

14 SECTION 7. To the extent of any conflict, this Act prevails  
15 over another Act of the 86th Legislature, Regular Session, 2019,  
16 relating to nonsubstantive additions to and corrections in enacted  
17 codes.

18 SECTION 8. This Act takes effect immediately if it receives  
19 a vote of two-thirds of all the members elected to each house, as  
20 provided by Section 39, Article III, Texas Constitution. If this  
21 Act does not receive the vote necessary for immediate effect, this  
22 Act takes effect September 1, 2019.

ADOPTED

MAY 22 2019

*Larry Spaw*  
Secretary of the Senate

By: Fallon

H.B. No. 2446

Substitute the following for \_\_\_\_B. No. \_\_\_\_:

By: Robert Lee Nichols

C.S. H.B. No. 2446

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the availability of certain information regarding  
3 firefighters, volunteer firefighters, emergency medical services  
4 personnel, and fire safety inspectors and the certification and  
5 training for fire safety inspectors.

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

7 SECTION 1. Section 411.1235(a), Government Code, is amended  
8 to read as follows:

9 (a) A volunteer fire department or a fire department  
10 operated by an emergency services district is entitled to obtain  
11 from the department criminal history record information maintained  
12 by the department that relates to a person who:

13 (1) is required to be certified by the Texas  
14 Commission on Fire Protection and:

15 (A) [~~1~~] is an applicant for a beginning  
16 position with the fire department; or

17 (B) [~~2~~] currently holds a position with that  
18 fire department; or

19 (2) holds a position with the fire department and  
20 seeks to conduct fire safety inspections without becoming certified  
21 as a fire inspector by the Texas Commission on Fire Protection.

22 SECTION 2. Section 411.129(a), Government Code, is amended  
23 to read as follows:

24 (a) Except as provided by Subsection (b), a municipality is

1 entitled to obtain from the department criminal history record  
2 information maintained by the department that relates to a person  
3 who:

4           (1) is:

5           (A) [~~1~~] an applicant for employment by the  
6 municipality;

7           (B) [~~2~~] an employee of the municipality;

8           (C) [~~3~~] an applicant for employment by or an  
9 employee of a business or person that contracts with the  
10 municipality;

11           (D) [~~4~~] a volunteer with the municipality; or

12           (E) [~~5~~] an applicant for a volunteer position  
13 with the municipality; or

14           (2) seeks the municipality's authorization to conduct  
15 fire safety inspections without becoming certified as a fire  
16 inspector by the Texas Commission on Fire Protection.

17           SECTION 3. Section 419.909, Government Code, is amended by  
18 amending Subsection (a) and adding Subsections (a-1) and (a-2) to  
19 read as follows:

20           (a) Except as provided by Subsection (a-1), only [~~Only~~] an  
21 individual certified by the commission as a fire inspector may  
22 conduct a fire safety inspection required by a state or local law,  
23 rule, regulation, or ordinance. The following entities may provide  
24 training related to fire safety inspections:

25           (1) the commission or a training facility certified by  
26 the commission;

27           (2) the State Firefighters' and Fire Marshals'

1 Association of Texas or a training facility approved by that  
2 association;

3 (3) any state agency with authority over fire safety  
4 inspections; or

5 (4) any local agency authorized to provide the  
6 training by a state agency described by Subdivision (3).

7 (a-1) Subject to Subsection (a-2), for purposes of  
8 conducting a fire safety inspection under Subsection (a), an  
9 individual is not required to be certified by the commission if:

10 (1) the individual:

11 (A) has completed a course of training on fire  
12 safety inspections offered by an entity described by Subsection (a)  
13 that complies with NFPA Standard 1031: Fire Inspector I, 2014  
14 Edition, "Standard for Professional Qualifications for Fire  
15 Inspector and Plan Examiner," as published by the National Fire  
16 Protection Association;

17 (B) is:

18 (i) a member of a volunteer fire  
19 department; or

20 (ii) authorized to conduct fire safety  
21 inspections by a municipality in which an emergency services  
22 district is located if the municipality has adopted a fire safety  
23 code; and

24 (C) has not been convicted of an offense that  
25 involves family violence, as defined by Section 71.004, Family  
26 Code, or a felony; and

27 (2) the inspection is conducted in:

1                   (A) a county with a population of less than  
2 100,000; or

3                   (B) a political subdivision of this state that  
4 employs fewer than five firefighters regulated by the commission.

5           (a-2) A volunteer fire department or a municipality  
6 described by Subsection (a-1)(1)(B)(ii) may obtain an individual's  
7 criminal history record information for use in conducting a  
8 criminal history background check before authorizing the  
9 individual to conduct fire safety inspections.

10           SECTION 4. Section 552.117(a), Government Code, as amended  
11 by Chapters 34 (S.B. 1576), 190 (S.B. 42), and 1006 (H.B. 1278),  
12 Acts of the 85th Legislature, Regular Session, 2017, is reenacted  
13 and amended to read as follows:

14           (a) Information is excepted from the requirements of  
15 Section 552.021 if it is information that relates to the home  
16 address, home telephone number, emergency contact information, or  
17 social security number of the following person or that reveals  
18 whether the person has family members:

19                   (1) a current or former official or employee of a  
20 governmental body, except as otherwise provided by Section 552.024;

21                   (2) a peace officer as defined by Article 2.12, Code of  
22 Criminal Procedure, or a security officer commissioned under  
23 Section 51.212, Education Code, regardless of whether the officer  
24 complies with Section 552.024 or 552.1175, as applicable;

25                   (3) a current or former employee of the Texas  
26 Department of Criminal Justice or of the predecessor in function of  
27 the department or any division of the department, regardless of

1 whether the current or former employee complies with Section  
2 552.1175;

3 (4) a peace officer as defined by Article 2.12, Code of  
4 Criminal Procedure, or other law, a reserve law enforcement  
5 officer, a commissioned deputy game warden, or a corrections  
6 officer in a municipal, county, or state penal institution in this  
7 state who was killed in the line of duty, regardless of whether the  
8 deceased complied with Section 552.024 or 552.1175;

9 (5) a commissioned security officer as defined by  
10 Section 1702.002, Occupations Code, regardless of whether the  
11 officer complies with Section 552.024 or 552.1175, as applicable;

12 (6) an officer or employee of a community supervision  
13 and corrections department established under Chapter 76 who  
14 performs a duty described by Section 76.004(b), regardless of  
15 whether the officer or employee complies with Section 552.024 or  
16 552.1175;

17 (7) a current or former employee of the office of the  
18 attorney general who is or was assigned to a division of that office  
19 the duties of which involve law enforcement, regardless of whether  
20 the current or former employee complies with Section 552.024 or  
21 552.1175;

22 (8) a current or former employee of the Texas Juvenile  
23 Justice Department or of the predecessors in function of the  
24 department, regardless of whether the current or former employee  
25 complies with Section 552.024 or 552.1175;

26 (9) a current or former juvenile probation or  
27 supervision officer certified by the Texas Juvenile Justice

1 Department, or the predecessors in function of the department,  
2 under Title 12, Human Resources Code, regardless of whether the  
3 current or former officer complies with Section 552.024 or  
4 552.1175;

5 (10) a current or former employee of a juvenile  
6 justice program or facility, as those terms are defined by Section  
7 261.405, Family Code, regardless of whether the current or former  
8 employee complies with Section 552.024 or 552.1175;

9 (11) a current or former member of the Texas military  
10 forces, as that term is defined by Section 437.001; [~~or~~]

11 (12) a current or former district attorney, criminal  
12 district attorney, or county or municipal attorney whose  
13 jurisdiction includes any criminal law or child protective services  
14 matters, regardless of whether the current or former attorney  
15 complies with Section 552.024 or 552.1175; [~~or~~]

16 (13) a current or former employee of a district  
17 attorney, criminal district attorney, or county or municipal  
18 attorney whose jurisdiction includes any criminal law or child  
19 protective services matters, regardless of whether the current or  
20 former employee complies with Section 552.024 or 552.1175;

21 (14) [~~(12)~~] a current or former employee of the Texas  
22 Civil Commitment Office or of the predecessor in function of the  
23 office or a division of the office, regardless of whether the  
24 current or former employee complies with Section 552.024 or  
25 552.1175;

26 (15) [~~(12)~~] a current or former federal judge or state  
27 judge, as those terms are defined by Section 13.0021(a), Election



1 Code, or a spouse of a current or former federal judge or state  
2 judge; or

3 (16) a firefighter or volunteer firefighter or  
4 emergency medical services personnel as defined by Section 773.003,  
5 Health and Safety Code, regardless of whether the firefighter or  
6 volunteer firefighter or emergency medical services personnel  
7 comply with Section 552.024 or 552.1175, as applicable [~~(13) a~~  
8 ~~current or former district attorney, criminal district attorney, or~~  
9 ~~county attorney whose jurisdiction includes any criminal law or~~  
10 ~~child protective services matter~~].

11 SECTION 5. The heading to Section 552.1175, Government  
12 Code, is amended to read as follows:

13 Sec. 552.1175. EXCEPTION: CONFIDENTIALITY OF CERTAIN  
14 PERSONAL IDENTIFYING INFORMATION OF PEACE OFFICERS AND OTHER  
15 OFFICIALS PERFORMING SENSITIVE GOVERNMENTAL FUNCTIONS [~~, COUNTY~~  
16 ~~JAILERS, SECURITY OFFICERS, EMPLOYEES OF CERTAIN STATE AGENCIES OR~~  
17 ~~CERTAIN CRIMINAL OR JUVENILE JUSTICE AGENCIES OR OFFICES, AND~~  
18 ~~FEDERAL AND STATE JUDGES~~].

19 SECTION 6. Section 552.1175(a), Government Code, is amended  
20 to read as follows:

21 (a) This section applies only to:

22 (1) peace officers as defined by Article 2.12, Code of  
23 Criminal Procedure;

24 (2) county jailers as defined by Section 1701.001,  
25 Occupations Code;

26 (3) current or former employees of the Texas  
27 Department of Criminal Justice or of the predecessor in function of

1 the department or any division of the department;

2 (4) commissioned security officers as defined by

3 Section 1702.002, Occupations Code;

4 (5) a current or former district attorney, criminal

5 district attorney, or county or municipal attorney whose

6 jurisdiction includes any criminal law or child protective services

7 matters;

8 (5-a) a current or former employee of a district

9 attorney, criminal district attorney, or county or municipal

10 attorney whose jurisdiction includes any criminal law or child

11 protective services matters;

12 (6) officers and employees of a community supervision

13 and corrections department established under Chapter 76 who perform

14 a duty described by Section 76.004(b);

15 (7) criminal investigators of the United States as

16 described by Article 2.122(a), Code of Criminal Procedure;

17 (8) police officers and inspectors of the United

18 States Federal Protective Service;

19 (9) current and former employees of the office of the

20 attorney general who are or were assigned to a division of that

21 office the duties of which involve law enforcement;

22 (10) current or former juvenile probation and

23 detention officers certified by the Texas Juvenile Justice

24 Department, or the predecessors in function of the department,

25 under Title 12, Human Resources Code;

26 (11) current or former employees of a juvenile justice

27 program or facility, as those terms are defined by Section 261.405,

1 Family Code;

2 (12) current or former employees of the Texas Juvenile  
3 Justice Department or the predecessors in function of the  
4 department;

5 (13) federal judges and state judges as defined by  
6 Section 13.0021, Election Code; ~~and~~

7 (14) current or former employees of the Texas Civil  
8 Commitment Office or of the predecessor in function of the office or  
9 a division of the office; and

10 (15) a firefighter or volunteer firefighter or  
11 emergency medical services personnel as defined by Section 773.003,  
12 Health and Safety Code.

13 SECTION 7. Subchapter C, Chapter 552, Government Code, is  
14 amended by adding Section 552.159 to read as follows:

15 Sec. 552.159. EXCEPTION: CONFIDENTIALITY OF CERTAIN WORK  
16 SCHEDULES. A work schedule or a time sheet of a firefighter or  
17 volunteer firefighter or emergency medical services personnel as  
18 defined by Section 773.003, Health and Safety Code, is confidential  
19 and excepted from the requirements of Section 552.021.

20 SECTION 8. Section 25.025(a), Tax Code, as amended by  
21 Chapters 34 (S.B. 1576), 41 (S.B. 256), 193 (S.B. 510), 1006 (H.B.  
22 1278), and 1145 (H.B. 457), Acts of the 85th Legislature, Regular  
23 Session, 2017, is reenacted and amended to read as follows:

24 (a) This section applies only to:

25 (1) a current or former peace officer as defined by  
26 Article 2.12, Code of Criminal Procedure, and the spouse or  
27 surviving spouse of the peace officer;

1 (2) the adult child of a current peace officer as  
2 defined by Article 2.12, Code of Criminal Procedure;

3 (3) a county jailer as defined by Section 1701.001,  
4 Occupations Code;

5 (4) an employee of the Texas Department of Criminal  
6 Justice;

7 (5) a commissioned security officer as defined by  
8 Section 1702.002, Occupations Code;

9 (6) an individual who shows that the individual, the  
10 individual's child, or another person in the individual's household  
11 is a victim of family violence as defined by Section 71.004, Family  
12 Code, by providing:

13 (A) a copy of a protective order issued under  
14 Chapter 85, Family Code, or a magistrate's order for emergency  
15 protection issued under Article 17.292, Code of Criminal Procedure;  
16 or

17 (B) other independent documentary evidence  
18 necessary to show that the individual, the individual's child, or  
19 another person in the individual's household is a victim of family  
20 violence;

21 (7) [~~(6)~~] an individual who shows that the individual,  
22 the individual's child, or another person in the individual's  
23 household is a victim of sexual assault or abuse, stalking, or  
24 trafficking of persons by providing:

25 (A) a copy of a protective order issued under  
26 Chapter 7A or Article 6.09, Code of Criminal Procedure, or a  
27 magistrate's order for emergency protection issued under Article

1 17.292, Code of Criminal Procedure; or

2 (B) other independent documentary evidence

3 necessary to show that the individual, the individual's child, or

4 another person in the individual's household is a victim of sexual

5 assault or abuse, stalking, or trafficking of persons;

6 (8) [~~(7)~~] a participant in the address

7 confidentiality program administered by the attorney general under

8 Subchapter C, Chapter 56, Code of Criminal Procedure, who provides

9 proof of certification under Article 56.84, Code of Criminal

10 Procedure;

11 (9) [~~(8)~~] a federal judge, a state judge, or the

12 spouse of a federal judge or state judge;

13 (10) a current or former district attorney, criminal

14 district attorney, or county or municipal attorney whose

15 jurisdiction includes any criminal law or child protective services

16 matters;

17 (11) [~~(9)~~] a current or former employee of a district

18 attorney, criminal district attorney, or county or municipal

19 attorney whose jurisdiction includes any criminal law or child

20 protective services matters;

21 (12) [~~(10)~~] an officer or employee of a community

22 supervision and corrections department established under Chapter

23 76, Government Code, who performs a duty described by Section

24 76.004(b) of that code;

25 (13) [~~(11)~~] a criminal investigator of the United

26 States as described by Article 2.122(a), Code of Criminal

27 Procedure;

1           (14) [~~(12)~~] a police officer or inspector of the  
2 United States Federal Protective Service;

3           (15) [~~(13)~~] a current or former United States attorney  
4 or assistant United States attorney and the spouse and child of the  
5 attorney;

6           (16) [~~(14)~~] a current or former employee of the office  
7 of the attorney general who is or was assigned to a division of that  
8 office the duties of which involve law enforcement;

9           (17) [~~(15)~~] a medical examiner or person who performs  
10 forensic analysis or testing who is employed by this state or one or  
11 more political subdivisions of this state;

12           (18) [~~(16)~~] a current or former member of the United  
13 States armed forces who has served in an area that the president of  
14 the United States by executive order designates for purposes of 26  
15 U.S.C. Section 112 as an area in which armed forces of the United  
16 States are or have engaged in combat;

17           (19) [~~(17)~~] a current or former employee of the Texas  
18 Juvenile Justice Department or of the predecessors in function of  
19 the department;

20           (20) [~~(18)~~] a current or former juvenile probation or  
21 supervision officer certified by the Texas Juvenile Justice  
22 Department, or the predecessors in function of the department,  
23 under Title 12, Human Resources Code;

24           (21) [~~(19)~~] a current or former employee of a juvenile  
25 justice program or facility, as those terms are defined by Section  
26 261.405, Family Code; ~~and~~

27           (22) [~~(18)~~] a current or former employee of the Texas

1 Civil Commitment Office or of the predecessor in function of the  
2 office or a division of the office;

3 (23) [~~18~~] a current or former employee of a federal  
4 judge or state judge; and

5 (24) a firefighter or volunteer firefighter or  
6 emergency medical services personnel as defined by Section 773.003,  
7 Health and Safety Code.

8 SECTION 9. The changes in law made by this Act apply only to  
9 a request for information that is received by a governmental body or  
10 an officer on or after the effective date of this Act. A request for  
11 information that was received before the effective date of this Act  
12 is governed by the law in effect on the date the request was  
13 received, and the former law is continued in effect for that  
14 purpose.

15 SECTION 10. To the extent of any conflict, this Act prevails  
16 over another Act of the 86th Legislature, Regular Session, 2019,  
17 relating to nonsubstantive additions to and corrections in enacted  
18 codes.

19 SECTION 11. This Act takes effect immediately if it  
20 receives a vote of two-thirds of all the members elected to each  
21 house, as provided by Section 39, Article III, Texas Constitution.  
22 If this Act does not receive the vote necessary for immediate  
23 effect, this Act takes effect September 1, 2019.

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**May 23, 2019**

**TO:** Honorable Dennis Bonnen, Speaker of the House, House of Representatives

**FROM:** John McGeady, Assistant Director     Sarah Keyton, Assistant Director  
Legislative Budget Board

**IN RE: HB2446** by Swanson (Relating to the availability of certain information regarding firefighters, volunteer firefighters, emergency medical services personnel, and fire safety inspectors and the certification and training for fire safety inspectors. ), **As Passed 2nd House**

<b>The fiscal implications of the bill cannot be determined at this time</b>
--

Based on analysis by the Texas Commission on Fire Protection, the provisions of the bill relating to testing and certification of fire inspectors will result in a revenue loss to the state. The revenue loss would be attributed to a reduction in examination, certification, and renewal fees. However, because the volume of fire inspectors not seeking state certification cannot be reasonably estimated, the fiscal impact to the state cannot be determined at this time.

**Local Government Impact**

The Tarrant County Fire Marshall reports that the bill could have a fiscal impact on counties with populations in excess of 100,000, but in an amount that cannot be determined.

The Texas Municipal League does not anticipate a significant fiscal impact to cities.

**Source Agencies:**     411 Commission on Fire Protection, 302 Office of the Attorney General,  
   304 Comptroller of Public Accounts

**LBB Staff:** WP, SD, JMO, AF, CLo, LCO



**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**May 20, 2019**

**TO:** Honorable Kelly Hancock, Chair, Senate Committee on Business & Commerce

**FROM:** John McGeady, Assistant Director    Sarah Keyton, Assistant Director  
Legislative Budget Board

**IN RE: HB2446** by Swanson (Relating to the availability of certain information regarding firefighters, volunteer firefighters, emergency medical services personnel, and fire safety inspectors and the certification and training for fire safety inspectors.), **Committee Report 2nd House, Substituted**

<b>The fiscal implications of the bill cannot be determined at this time</b>
--

Based on analysis by the Texas Commission on Fire Protection, the provisions of the bill relating to testing and certification of fire inspectors will result in a revenue loss to the state. The revenue loss would be attributed to a reduction in examination, certification, and renewal fees. However, because the volume of fire inspectors not seeking state certification cannot be reasonably estimated, the fiscal impact to the state cannot be determined at this time.

**Local Government Impact**

The Tarrant County Fire Marshall reports that the bill could have a fiscal impact on counties with populations in excess of 100,000, but in an amount that cannot be determined.

The Texas Municipal League does not anticipate a significant fiscal impact to cities.

**Source Agencies:**        411 Commission on Fire Protection, 302 Office of the Attorney General,  
                                     304 Comptroller of Public Accounts

**LBB Staff:** WP, JMO, AF, CLo, LCO

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**May 10, 2019**

**TO:** Honorable Kelly Hancock, Chair, Senate Committee on Business & Commerce

**FROM:** John McGeady, Assistant Director    Sarah Keyton, Assistant Director  
Legislative Budget Board

**IN RE: HB2446** by Swanson (Relating to the availability of certain information regarding firefighters, volunteer firefighters, and emergency medical services personnel.), **As Engrossed**

<b>No fiscal implication to the State is anticipated.</b>
---

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:**    302 Office of the Attorney General, 304 Comptroller of Public Accounts

**LBB Staff:** WP, CLo, JMO, AF, LCO

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**April 23, 2019**

**TO:** Honorable Angie Chen Button, Chair, House Committee on Urban Affairs

**FROM:** John McGeady, Assistant Director   Sarah Keyton, Assistant Director  
Legislative Budget Board

**IN RE: HB2446** by Swanson (Relating to the availability of certain information regarding firefighters, volunteer firefighters, and emergency medical services personnel.),  
**Committee Report 1st House, Substituted**

<b>No fiscal implication to the State is anticipated.</b>
---

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:**    302 Office of the Attorney General, 304 Comptroller of Public Accounts

**LBB Staff:** WP, JMO, AF, LCO

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**April 9, 2019**

**TO:** Honorable Angie Chen Button, Chair, House Committee on Urban Affairs

**FROM:** John McGeady, Assistant Director   Sarah Keyton, Assistant Director  
Legislative Budget Board

**IN RE: HB2446** by Swanson (Relating to the availability of personal information of firefighters, volunteer firefighters, and emergency medical services personnel.), **As Introduced**

<b>No fiscal implication to the State is anticipated.</b>
---

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:**    302 Office of the Attorney General, 304 Comptroller of Public Accounts

**LBB Staff:** WP, AF, JMO, LCO