87R6113 SGM-F

By:  Vasut H.B. No. 2789

A BILL TO BE ENTITLED

AN ACT

relating to charges imposed by a governmental body for providing copies of public information under the public information law.

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

SECTION 1.  Section 552.261, Government Code, is amended by adding Subsection (f) to read as follows:

(f)  A governmental body may not impose a charge under this subchapter for providing a copy of public information if:

(1)  the information is a report required to be filed with the governmental body under Subchapter C or D, Chapter 254, Election Code, unless all of those reports filed with the governmental body during the preceding three years are available to the public on the governmental body's Internet website;

(2)  the governmental body fails to disclose the information on or before the 10th business day after the date of receiving the requestor's written request, unless the governmental body:

(A)  sends a written request for clarification under Section 552.222(b); or

(B)  requests a decision from the attorney general under Section 552.301; or

(3)  the governmental body requests a decision from the attorney general under Section 552.301 and:

(A)  the governmental body fails to comply with Subsection (d) of that section; or

(B)  the attorney general determines the requested information must be disclosed.

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

SECTION 3.  This Act takes effect September 1, 2021.