

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

1 Subsection (d) of that section; or

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

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

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