

By: Lambert

H.B. No. 3510

A BILL TO BE ENTITLED

1 AN ACT

2 relating to authorizing the Texas Finance Commission to ensure that
3 employees of regulated entities may work from home under certain
4 circumstances.

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

6 SECTION 1. Chapter 11, Finance Code, is amended by adding
7 Subdivision Section 11.301 to read as follows:

8 Section 11.301. Notwithstanding anything to the contrary
9 under the laws of the state of Texas, the Finance Commission shall
10 ensure that any employee of a person or entity licensed by an agency
11 within the scope of this Chapter shall be authorized to work from
12 home or another location selected by the employee ("Remote
13 Location"), provided the licensee:

14 (a) Ensures all in-person customer interactions will be
15 conducted at the physical location;

16 (b) Maintains appropriate safeguards for licensee and
17 consumer data, information, and records, including the use of
18 secure virtual private networks ("VPNs") where appropriate;

19 (c) Employs appropriate risk-based monitoring and oversight
20 processes of work performed from a Remote Location, and maintains
21 records of the same;

22 (d) Ensures consumer information and records are not
23 maintained at a Remote Location;

24 (e) Ensures consumer and licensee information and records

1 remain accessible and available for regulatory oversight and exams;

2 (f) Provides appropriate employee training to keep all
3 conversations about, and with, consumers conducted from a Remote
4 Location confidential, as if conducted from a commercial location,
5 and to ensure remote employees work in an environment conducive and
6 appropriate to that privacy.

7 SECTION 2. The Finance Commission may adopt rules regarding
8 the provisions of this chapter.

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