

By: Birdwell

S.B. No. 782

A BILL TO BE ENTITLED

AN ACT

relating to the employment of a chief privacy officer in the Department of Information Resources.

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

SECTION 1. Subchapter B, Chapter 2054, Government Code, is amended by adding Section 2054.0287 to read as follows:

Sec. 2054.0287. CHIEF PRIVACY OFFICER. (a) The executive director shall employ a chief privacy officer to provide assistance to state agencies on legal and policy matters involving data privacy. The chief privacy officer shall:

(1) conduct a biennial privacy review that compiles information about the data privacy practices of state agencies, including, for each agency, information about:

(A) the specific privacy policies implemented;

(B) the type of data collected;

(C) how the data collected by the agency is obtained, shared, secured, stored, and discarded;

(D) the persons with whom the agency shares the data; and

(E) how the agency deidentifies or anonymizes the data;

(2) develop and implement best practices among state agencies to ensure compliance with privacy laws;

(3) provide state agencies and their employees with

1 guidance related to best practices on data privacy; and

2 (4) coordinate data protection in cooperation with the  
3 chief information officer and the chief data officer described by  
4 Sections 2054.0285 and 2054.0286, respectively.

5 (b) Each state agency shall cooperate with the chief privacy  
6 officer in fulfilling the requirements of this section.

7 (c) The chief privacy officer may assist local governments  
8 and the public with data privacy and protection concerns by:

9 (1) developing and promoting the dissemination of best  
10 practices for the collection and storage of personally identifiable  
11 information, including establishing and conducting training  
12 programs for local governments; and

13 (2) educating consumers about the use of personally  
14 identifiable information on mobile and digital networks and  
15 measures that can help protect the user's data.

16 SECTION 2. As soon as practicable after the effective date  
17 of this Act, the executive director of the Department of  
18 Information Resources shall employ a chief privacy officer as  
19 required by Section 2054.0287, Government Code, as added by this  
20 Act.

21 SECTION 3. This Act takes effect September 1, 2023.