

BILL ANALYSIS

Senate Research Center
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S.B. 816
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Criminal Justice
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As Filed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

S.B. 816 creates an exception for disclosure in immediate life-threatening situations, allowing providers of electronic communications and remote computing services to disclose electronic customer data to government entities if the provider in good faith believes that there is an immediate threat to life to assist in preventing any death or serious bodily injury.

As proposed, S.B. 816 amends current law relating to authorizing the disclosure of certain electronic customer data by a provider of an electronic communications service or a remote computing service in certain immediate life-threatening situations.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Articles 18B.502(a) and (b), Code of Criminal Procedure, as follows:

- (a) Creates an exception under Article 18B.5025.
- (b) Creates an exception under Article 18B.5025.

SECTION 2. Amends Subchapter K, Chapter 18B, Code of Criminal Procedure, by adding Article 18B.5025, as follows:

Art. 18B.5025. DISCLOSURE IN IMMEDIATE LIFE-THREATENING SITUATION. Authorizes a provider of an electronic communications service or a provider of a remote computing service to disclose electronic customer data to a governmental entity if the provider in good faith believes an immediate life-threatening situation exists that requires the immediate disclosure of the electronic customer data to assist in preventing any death or serious bodily injury that may result from the immediate life-threatening situation.

SECTION 3. Makes application of this Act prospective.

SECTION 4. Effective date: September 1, 2025.