

By: Moody

H.B. No. 2961

A BILL TO BE ENTITLED

AN ACT

relating to access under the public information law to certain information held by a law enforcement agency or prosecutor.

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

SECTION 1. Section 552.108(d), Government Code, as added by Chapter 986 (H.B. 30), Acts of the 88th Legislature, Regular Session, 2023, is redesignated as Section 552.108(c-1), Government Code, and amended to read as follows:

(c-1) [~~(d)~~] The exceptions [~~exception~~] to disclosure provided by Subsections [~~Subsection~~] (a)(2) and (b)(2) do [~~does~~] not apply to information, records, or notations if:

(1) a person who is described by or depicted in the information, record, or notation, other than a peace officer, is deceased or incapacitated; or

(2) each person who is described by or depicted in the information, record, or notation, other than a person who is deceased or incapacitated, consents to the release of the information, record, or notation.

SECTION 2. The changes in law made by this Act to Section 552.108, Government Code, apply only to a request for information that is received by a governmental body or an officer or employee of a governmental body on or after the effective date of this Act. A request for information that was received before the effective date of this Act is governed by the law in effect on the date the request

1 was received, and the former law is continued in effect for that
2 purpose.

3 SECTION 3. To the extent of any conflict, this Act prevails
4 over another Act of the 89th Legislature, Regular Session, 2025,
5 relating to nonsubstantive additions to and corrections in enacted
6 codes.

7 SECTION 4. This Act takes effect September 1, 2025.