

AN ACT

relating to the enforceability of certain state agency and local government contract language regarding required security incident notifications.

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

SECTION 1. Section 2054.603, Government Code, is amended by adding Subsection (e) to read as follows:

(e) Contract language in a cybersecurity insurance contract or other contract for goods or services prohibiting or restricting a state agency's or local government's compliance with this section or otherwise circumventing the requirements of this section is void and unenforceable.

SECTION 2. Section 2054.603(e), Government Code, as added by this Act, is intended to clarify rather than change existing law.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2025.

H.B. No. 5331

---

President of the Senate

---

Speaker of the House

I certify that H.B. No. 5331 was passed by the House on May 8, 2025, by the following vote: Yeas 145, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 5331 on May 28, 2025, by the following vote: Yeas 115, Nays 19, 2 present, not voting.

---

Chief Clerk of the House

I certify that H.B. No. 5331 was passed by the Senate, with amendments, on May 25, 2025, by the following vote: Yeas 31, Nays 0.

---

Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

---

Governor