

1-1 By: Johnson S.B. No. 2121  
1-2 (In the Senate - Filed March 10, 2025; March 24, 2025, read  
1-3 first time and referred to Committee on Business & Commerce;  
1-4 April 16, 2025, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 11, Nays 0; April 16, 2025,  
1-6 sent to printer.)

1-7 COMMITTEE VOTE

1-8		Yea	Nay	Absent	PNV
1-9	Schwertner	X			
1-10	King	X			
1-11	Blanco	X			
1-12	Campbell	X			
1-13	Creighton	X			
1-14	Johnson	X			
1-15	Kolkhorst	X			
1-16	Menéndez	X			
1-17	Middleton	X			
1-18	Nichols	X			
1-19	Zaffirini	X			

1-20 COMMITTEE SUBSTITUTE FOR S.B. No. 2121 By: Johnson

1-21 A BILL TO BE ENTITLED  
1-22 AN ACT

1-23 relating to the regulation of certain business entities that act as  
1-24 data brokers.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Section 509.001(4), Business & Commerce Code, as  
1-27 added by Chapter 963 (S.B. 2105), Acts of the 88th Legislature,  
1-28 Regular Session, 2023, is amended to read as follows:

1-29 (4) "Data broker" means a business entity that  
1-30 collects, processes, or transfers ~~[whose principal source of~~  
1-31 ~~revenue is derived from the collecting, processing, or transferring~~  
1-32 ~~of]~~ personal data that the business entity did not collect directly  
1-33 from the individual linked or linkable to the data.

1-34 SECTION 2. Section 509.003(a), Business & Commerce Code, as  
1-35 added by Chapter 963 (S.B. 2105), Acts of the 88th Legislature,  
1-36 Regular Session, 2023, is amended to read as follows:

1-37 (a) Except as provided by Subsection (b), this chapter  
1-38 applies only to a data broker that, in a 12-month period, derives:

1-39 (1) more than 50 percent of the data broker's revenue  
1-40 from processing or transferring personal data ~~[that the data broker~~  
1-41 ~~did]~~ not collected by the data broker ~~[collect]~~ directly from the  
1-42 individuals to whom the data pertains; or

1-43 (2) revenue from processing or transferring the  
1-44 personal data of more than 50,000 individuals ~~[that the data broker~~  
1-45 ~~did]~~ not collected by the data broker ~~[collect]~~ directly from the  
1-46 individuals to whom the data pertains.

1-47 SECTION 3. It is the intent of the 89th Legislature, Regular  
1-48 Session, 2025, that the amendments made by this Act be harmonized  
1-49 with another Act of the 89th Legislature, Regular Session, 2025,  
1-50 relating to nonsubstantive additions to and corrections in enacted  
1-51 codes.

1-52 SECTION 4. This Act takes effect September 1, 2025.

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