

1-1 By: Darby, et al. (Senate Sponsor - Creighton) H.B. No. 2394
 1-2 (In the Senate - Received from the House April 20, 2015;
 1-3 April 27, 2015, read first time and referred to Committee on
 1-4 Business and Commerce; May 7, 2015, reported favorably by the
 1-5 following vote: Yeas 8, Nays 0; May 7, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13			X	
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the compelled production of certain customer records by
 1-20 a financial institution.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 59.006, Finance Code, is amended by
 1-23 adding Subsection (b-1) to read as follows:

1-24 (b-1) If the requesting party has not paid a financial
 1-25 institution's costs or posted a cost bond as required by Subsection
 1-26 (b)(2), a court may not:

1-27 (1) order the financial institution to produce a
 1-28 record in response to the record request; or

1-29 (2) find the financial institution to be in contempt
 1-30 of court for failing to produce the record.

1-31 SECTION 2. The changes in law made by this Act apply only to
 1-32 a record request submitted on or after the effective date of this
 1-33 Act. A record request submitted before the effective date of this
 1-34 Act is governed by the law in effect on the date the request was
 1-35 submitted, and the former law is continued in effect for that
 1-36 purpose.

1-37 SECTION 3. This Act takes effect September 1, 2015.

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