

1-1 By: King of Uvalde (Senate Sponsor - Creighton) H.B. No. 3356  
1-2 (In the Senate - Received from the House May 8, 2017;  
1-3 May 9, 2017, read first time and referred to Committee on State  
1-4 Affairs; May 19, 2017, reported favorably by the following vote:  
1-5 Yeas 9, Nays 0; May 19, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Huffman	X		
1-9	Hughes	X		
1-10	Birdwell	X		
1-11	Creighton	X		
1-12	Estes	X		
1-13	Lucio	X		
1-14	Nelson	X		
1-15	Schwertner	X		
1-16	Zaffirini	X		

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

1-19 relating to privacy of certain structured settlement information.  
1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-21 SECTION 1. Section 141.006, Civil Practice and Remedies  
1-22 Code, is amended by adding Subsections (d) and (e) to read as  
1-23 follows:

1-24 (d) If the application under this chapter for approval of a  
1-25 transfer of structured settlement payment rights includes a written  
1-26 request by the payee to conceal from public inspection the  
1-27 personally identifiable information of the payee and the court and  
1-28 each interested party required to receive notice under Subsection  
1-29 (b) receive complete, unredacted copies of the application, other  
1-30 pleadings, and any order in the time provided by Subsection (b), as  
1-31 applicable:

1-32 (1) in any application, other pleadings, or any order  
1-33 filed or submitted, the court shall permit the full redaction of the  
1-34 name of the payee, the address of the payee, and other information  
1-35 that could reasonably be used to determine the identity or address  
1-36 of the payee, including the names of dependents, family members,  
1-37 and beneficiaries; and

1-38 (2) with respect to any order issued approving or  
1-39 denying the transfer of structured settlement payment rights:

1-40 (A) a copy of the order, with the information  
1-41 described by Subdivision (1) redacted, shall be filed as part of the  
1-42 public record;

1-43 (B) at the same time as the filing under  
1-44 Paragraph (A), an unredacted copy of the order shall be issued under  
1-45 seal and shall be provided to the transferee and each interested  
1-46 party entitled to notice under Subsection (b); and

1-47 (C) not earlier than six months after the date  
1-48 the order is issued, the court on its own initiative may, or on the  
1-49 motion of any person including a member of the general public shall,  
1-50 unseal the unredacted order and make the order part of the public  
1-51 record.

1-52 (e) Except as provided by this subsection, Rule 76a, Texas  
1-53 Rules of Civil Procedure, applies to all court proceedings and  
1-54 filings under this chapter. A party is not required to comply with  
1-55 that rule in order to redact the payee's personally identifiable  
1-56 information under Subsection (d)(1) or for the purpose of issuing  
1-57 an unredacted copy of the order under seal under Subsection (d)(2).

1-58 SECTION 2. This Act takes effect immediately if it receives  
1-59 a vote of two-thirds of all the members elected to each house, as  
1-60 provided by Section 39, Article III, Texas Constitution. If this  
1-61 Act does not receive the vote necessary for immediate effect, this

2-1 Act takes effect September 1, 2017.

2-2 \* \* \* \* \*