

1-1 By: Taylor of Galveston S.B. No. 2127
 1-2 (In the Senate - Filed March 10, 2017; March 28, 2017, read
 1-3 first time and referred to Committee on Business & Commerce;
 1-4 April 24, 2017, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 7, Nays 2; April 24, 2017,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
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	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 2127 By: Nichols

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to limitations on the information reported by consumer
 1-22 reporting agencies.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 20.05, Business & Commerce Code, is
 1-25 amended by amending Subsection (a) and adding Subsection (d) to
 1-26 read as follows:

1-27 (a) Except as provided by Subsection (b), a consumer
 1-28 reporting agency may not furnish a consumer report containing
 1-29 information related to:

1-30 (1) a case under Title 11 of the United States Code or
 1-31 under the federal Bankruptcy Act in which the date of entry of the
 1-32 order for relief or the date of adjudication predates the consumer
 1-33 report by more than 10 years;

1-34 (2) a suit or judgment in which the date of entry
 1-35 predates the consumer report by more than seven years or the
 1-36 governing statute of limitations, whichever is longer;

1-37 (3) a tax lien in which the date of payment predates
 1-38 the consumer report by more than seven years;

1-39 (4) a record of arrest, indictment, or conviction of a
 1-40 crime in which the date of disposition, release, or parole predates
 1-41 the consumer report by more than seven years; ~~or~~

1-42 (5) a collection account with a medical industry code,
 1-43 if the consumer was covered by a health benefit plan at the time of
 1-44 the event giving rise to the collection and the collection is for an
 1-45 outstanding balance, after copayments, deductibles, and
 1-46 coinsurance, owed to an emergency care provider or a facility-based
 1-47 provider for an out-of-network benefit claim; or

1-48 (6) another item or event that predates the consumer
 1-49 report by more than seven years.

1-50 (d) In this section:

1-51 (1) "Emergency care provider" means a physician,
 1-52 health care practitioner, facility, or other health care provider
 1-53 who provides emergency care.

1-54 (2) "Facility" has the meaning assigned by Section
 1-55 324.001, Health and Safety Code.

1-56 (3) "Facility-based provider" means a physician,
 1-57 health care practitioner, or other health care provider who
 1-58 provides health care or medical services to patients of a facility.

1-59 (4) "Health care practitioner" means an individual who
 1-60 is licensed to provide health care services.

2-1 SECTION 2. This Act takes effect immediately if it receives
2-2 a vote of two-thirds of all the members elected to each house, as
2-3 provided by Section 39, Article III, Texas Constitution. If this
2-4 Act does not receive the vote necessary for immediate effect, this
2-5 Act takes effect September 1, 2017.

2-6

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