

1-1 By: Deshotel, et al. (Senate Sponsor - Campbell) H.B. No. 3091
1-2 (In the Senate - Received from the House May 8, 2019;
1-3 May 10, 2019, read first time and referred to Committee on Criminal
1-4 Justice; May 19, 2019, reported favorably by the following vote:
1-5 Yeas 6, Nays 0; May 19, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Whitmire	X			
1-8 Huffman		X		
1-9 Buckingham	X			
1-10 Flores	X			
1-11 Hughes	X			
1-12 Miles	X			
1-13 Perry	X			
1-14				

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the confidentiality of and prohibiting disclosure of
1-18 the location or physical layout of a family violence shelter center
1-19 or victims of trafficking shelter center; creating a criminal
1-20 offense.

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

1-22 SECTION 1. Section 552.138, Government Code, is amended by
1-23 amending Subsections (b) and (c) and adding Subsection (b-1) to
1-24 read as follows:

1-25 (b) Information maintained by a family violence shelter
1-26 center, victims of trafficking shelter center, or sexual assault
1-27 program is excepted from the requirements of Section 552.021 if it
1-28 is information that relates to:

1-29 (1) the home address, home telephone number, or social
1-30 security number of an employee or a volunteer worker of a family
1-31 violence shelter center, victims of trafficking shelter center, or
1-32 sexual assault program, regardless of whether the employee or
1-33 worker complies with Section 552.024;

1-34 (2) ~~the location or physical layout of a family~~
~~violence shelter center or victims of trafficking shelter center,~~
1-35 ~~[+3]~~ the name, home address, home telephone number,
1-36 or numeric identifier of a current or former client of a family
1-37 violence shelter center, victims of trafficking shelter center, or
1-38 sexual assault program;

1-39 (3) ~~[+4]~~ the provision of services, including
1-40 counseling and sheltering, to a current or former client of a family
1-41 violence shelter center, victims of trafficking shelter center, or
1-42 sexual assault program;

1-43 (4) ~~[+5]~~ the name, home address, or home telephone
1-44 number of a private donor to a family violence shelter center,
1-45 victims of trafficking shelter center, or sexual assault program;
1-46 or

1-47 (5) ~~[+6]~~ the home address or home telephone number of
1-48 a member of the board of directors or the board of trustees of a
1-49 family violence shelter center, victims of trafficking shelter
1-50 center, or sexual assault program, regardless of whether the board
1-51 member complies with Section 552.024.

1-52 (b-1) Information that relates to the location or physical
1-53 layout of a family violence shelter center or victims of
1-54 trafficking shelter center is confidential.

1-55 (c) A governmental body may redact information maintained
1-56 by a family violence shelter center, victims of trafficking shelter
1-57 center, or sexual assault program that may be withheld under
1-58 Subsection (b)(1) or ~~(5)~~ or that is confidential under Subsection
1-59 (b-1) ~~[+6]~~ from any information the governmental body discloses
1-60 under Section 552.021 without the necessity of requesting a

2-1 decision from the attorney general under Subchapter G.

2-2 SECTION 2. Chapter 42, Penal Code, is amended by adding
2-3 Section 42.075 to read as follows:

2-4 Sec. 42.075. DISCLOSURE OF CONFIDENTIAL INFORMATION
2-5 REGARDING FAMILY VIOLENCE OR VICTIMS OF TRAFFICKING SHELTER CENTER.
2-6 (a) In this section, "family violence shelter center" and "victims
2-7 of trafficking shelter center" have the meanings assigned by
2-8 Section 552.138, Government Code.

2-9 (b) A person commits an offense if the person, with the
2-10 intent to threaten the safety of any inhabitant of a family violence
2-11 shelter center or victims of trafficking shelter center, discloses
2-12 or publicizes the location or physical layout of the center.

2-13 (c) An offense under this section is a Class A misdemeanor.

2-14 (d) If conduct constituting an offense under this section
2-15 also constitutes an offense under Section 552.352, Government Code,
2-16 the actor may be prosecuted under either section.

2-17 SECTION 3. The change in law made by this Act applies only
2-18 to a request for public information received on or after the
2-19 effective date of this Act. A request received before the effective
2-20 date of this Act is governed by the law in effect on the date the
2-21 request was received, and the former law is continued in effect for
2-22 that purpose.

2-23 SECTION 4. This Act takes effect September 1, 2019.

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