

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			

1-15 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~~  
 1-35 ~~violence shelter center or victims of trafficking shelter center;~~

1-36 ~~[(3)]~~ the name, home address, home telephone number,  
 1-37 or numeric identifier of a current or former client of a family  
 1-38 violence shelter center, victims of trafficking shelter center, or  
 1-39 sexual assault program;

1-40 (3) ~~[(4)]~~ the provision of services, including  
 1-41 counseling and sheltering, to a current or former client of a family  
 1-42 violence shelter center, victims of trafficking shelter center, or  
 1-43 sexual assault program;

1-44 (4) ~~[(5)]~~ the name, home address, or home telephone  
 1-45 number of a private donor to a family violence shelter center,  
 1-46 victims of trafficking shelter center, or sexual assault program;  
 1-47 or

1-48 (5) ~~[(6)]~~ the home address or home telephone number of  
 1-49 a member of the board of directors or the board of trustees of a  
 1-50 family violence shelter center, victims of trafficking shelter  
 1-51 center, or sexual assault program, regardless of whether the board  
 1-52 member complies with Section 552.024.

1-53 (b-1) Information that relates to the location or physical  
 1-54 layout of a family violence shelter center or victims of  
 1-55 trafficking shelter center is confidential.

1-56 (c) A governmental body may redact information maintained  
 1-57 by a family violence shelter center, victims of trafficking shelter  
 1-58 center, or sexual assault program that may be withheld under  
 1-59 Subsection (b)(1) or (5) or that is confidential under Subsection  
 1-60 (b-1) [(6)] from any information the governmental body discloses  
 1-61 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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