

1-1 By: Taylor S.B. No. 1037
 1-2 (In the Senate - Filed February 22, 2019; March 7, 2019,
 1-3 read first time and referred to Committee on Business & Commerce;
 1-4 March 27, 2019, reported favorably by the following vote: Yeas 7,
 1-5 Nays 2; March 27, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7	X			
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 limitations on the information reported by consumer
 1-20 reporting agencies.

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

1-22 SECTION 1. Section 20.05, Business & Commerce Code, is
 1-23 amended by amending Subsection (a) and adding Subsection (d) to
 1-24 read as follows:

1-25 (a) Except as provided by Subsection (b), a consumer
 1-26 reporting agency may not furnish a consumer report containing
 1-27 information related to:

1-28 (1) a case under Title 11 of the United States Code or
 1-29 under the federal Bankruptcy Act in which the date of entry of the
 1-30 order for relief or the date of adjudication predates the consumer
 1-31 report by more than 10 years;

1-32 (2) a suit or judgment in which the date of entry
 1-33 predates the consumer report by more than seven years or the
 1-34 governing statute of limitations, whichever is longer;

1-35 (3) a tax lien in which the date of payment predates
 1-36 the consumer report by more than seven years;

1-37 (4) a record of arrest, indictment, or conviction of a
 1-38 crime in which the date of disposition, release, or parole predates
 1-39 the consumer report by more than seven years; ~~[or]~~

1-40 (5) a collection account with a medical industry code,
 1-41 if the consumer was covered by a health benefit plan at the time of
 1-42 the event giving rise to the collection and the collection is for an
 1-43 outstanding balance, after copayments, deductibles, and
 1-44 coinsurance, owed to an emergency care provider or a facility-based
 1-45 provider for an out-of-network benefit claim; or

1-46 (6) another item or event that predates the consumer
 1-47 report by more than seven years.

1-48 (d) In this section:

1-49 (1) "Emergency care provider" means a physician,
 1-50 health care practitioner, facility, or other health care provider
 1-51 who provides emergency care.

1-52 (2) "Facility" has the meaning assigned by Section
 1-53 324.001, Health and Safety Code.

1-54 (3) "Facility-based provider" means a physician,
 1-55 health care practitioner, or other health care provider who
 1-56 provides health care or medical services to patients of a facility.

1-57 (4) "Health care practitioner" means an individual who
 1-58 is licensed to provide health care services.

1-59 SECTION 2. This Act takes effect immediately if it receives
 1-60 a vote of two-thirds of all the members elected to each house, as
 1-61 provided by Section 39, Article III, Texas Constitution. If this

2-1 Act does not receive the vote necessary for immediate effect, this
2-2 Act takes effect September 1, 2019.

2-3

* * * * *