

1-1 By: Noble, et al. (Senate Sponsor - Alvarado) H.B. No. 5129
 1-2 (In the Senate - Received from the House May 12, 2025;
 1-3 May 13, 2025, read first time and referred to Committee on Business
 1-4 & Commerce; May 25, 2025, reported favorably by the following vote:
 1-5 Yeas 11, Nays 0; May 25, 2025, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
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	X			
1-18	X			

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

1-21 relating to the security of certain personal identifying
 1-22 information submitted to or retained by a state agency.

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

1-24 SECTION 1. This Act may be cited as the Right to Privacy
 1-25 Act.

1-26 SECTION 2. The heading to Chapter 2062, Government Code, is
 1-27 amended to read as follows:

1-28 CHAPTER 2062. RESTRICTIONS ON STATE AGENCY USE AND DISSEMINATION
 1-29 OF CERTAIN PERSONAL [~~INDIVIDUAL-IDENTIFYING~~] INFORMATION

1-30 SECTION 3. Section 2062.001, Government Code, is amended by
 1-31 amending Subdivision (2) and adding Subdivision (3) to read as
 1-32 follows:

1-33 (2) "Personal identifying information" includes a
 1-34 person's home address, home telephone number, personal cell phone
 1-35 number, personal e-mail address, driver's license number,
 1-36 emergency contact information, and information that reveals
 1-37 whether a person has family members.

1-38 (3) "State agency" means a department, commission,
 1-39 board, office, council, authority, or other agency in the
 1-40 executive, legislative, or judicial branch of state government,
 1-41 including a university system or institution of higher education as
 1-42 defined by Section 61.003, Education Code, that is created by the
 1-43 constitution or a statute of this state.

1-44 SECTION 4. Chapter 2062, Government Code, is amended by
 1-45 adding Section 2062.003 to read as follows:

1-46 Sec. 2062.003. CONSENT REQUIRED BEFORE DISSEMINATING
 1-47 CERTAIN PERSONAL IDENTIFYING INFORMATION; RECORDS. (a) Except as
 1-48 provided by Subsection (b), a state agency may not, without written
 1-49 consent, disseminate to any person the personal identifying
 1-50 information of a person who submits information to the state agency
 1-51 for the purpose of obtaining an occupational license.

1-52 (b) A state agency may disseminate information described by
 1-53 Subsection (a) with respect to a person without the person's
 1-54 written consent if the dissemination is:

1-55 (1) required or permitted by a federal statute or by
 1-56 another law of this state; or

1-57 (2) made by or to a law enforcement agency for a law
 1-58 enforcement purpose.

1-59 (c) A state agency shall retain the written consent of a
 1-60 person obtained as required under this section in the state
 1-61 agency's records.

2-1 (d) For purposes of this section, the term "occupational
2-2 license" does not include a license or permit that is administered
2-3 by the comptroller under the Occupations Code.

2-4 SECTION 5. Section 2062.003, Government Code, as added by
2-5 this Act, applies only to information disseminated or retained by a
2-6 state agency on or after the effective date of this Act.

2-7 SECTION 6. This Act takes effect immediately if it receives
2-8 a vote of two-thirds of all the members elected to each house, as
2-9 provided by Section 39, Article III, Texas Constitution. If this
2-10 Act does not receive the vote necessary for immediate effect, this
2-11 Act takes effect September 1, 2025.

2-12

* * * * *