

AN ACT

relating to information collected by a regional tollway authority, regional mobility authority, regional transportation authority, metropolitan rapid transit authority, or coordinated county transportation authority.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 366.178(b-1), Transportation Code, is amended to read as follows:

(b-1) As an alternative to requiring payment of a toll at the time a vehicle is driven or towed through a toll assessment facility, the authority shall use video recordings, photography, electronic data, transponders, or other tolling methods to permit the registered owner of the nonpaying vehicle to pay the toll at a later date or provide toll exemptions. Information collected under this subsection, including contact, payment, and other account information and trip data, is confidential and not subject to disclosure under Chapter 552, Government Code.

SECTION 2. Sections 366.179(a) and (d), Transportation Code, are amended to read as follows:

(a) For purposes of this section, a transponder is a device placed on or within a motor vehicle [~~an automobile~~] that is capable of transmitting or receiving information used to assess or collect tolls or provide toll exemptions. A transponder is insufficiently funded if there is no money in the account for which the transponder

1 was issued.

2 (d) Transponder [~~customer~~] account information, including
3 contact and payment information and trip data, is confidential and
4 not subject to disclosure under Chapter 552, Government Code.

5 SECTION 3. Section 370.177, Transportation Code, is amended
6 by adding Subsection (m) to read as follows:

7 (m) Information collected for the purposes of this section,
8 including contact, payment, and other account information and trip
9 data, is confidential and not subject to disclosure under Chapter
10 552, Government Code.

11 SECTION 4. Sections 370.178(a) and (d), Transportation
12 Code, are amended to read as follows:

13 (a) For purposes of this section, "transponder" means a
14 device placed on or within a motor vehicle [~~an automobile~~] that is
15 capable of transmitting or receiving information used to assess or
16 collect tolls or provide toll exemptions. A transponder is
17 insufficiently funded if there is no money in the account for which
18 the transponder was issued.

19 (d) Transponder [~~customer~~] account information, including
20 contact and payment information and trip data, is confidential and
21 not subject to disclosure under Chapter 552, Government Code.

22 SECTION 5. Section 372.102(a), Transportation Code, is
23 amended to read as follows:

24 (a) Notwithstanding the confidentiality of electronic toll
25 collection customer account information, including confidentiality
26 under Sections 228.057(e), 366.178(b-1), 366.179(d), 370.177(m),
27 and 370.178(d), a toll project entity may publish a list of the

1 names of the registered owners or lessees of nonpaying vehicles who
2 at the time of publication are liable for the payment of past due
3 and unpaid tolls or administrative fees. The list may include only
4 the persons' names and, for each person listed:

- 5 (1) the city and state of the person's residence;
- 6 (2) the total number of events of nonpayment; and
- 7 (3) the total amount due for the tolls and
8 administrative fees.

9 SECTION 6. Section 451.061, Transportation Code, is amended
10 by adding Subsection (f) to read as follows:

11 (f) Personal identifying information collected by an
12 authority is confidential and not subject to disclosure under
13 Chapter 552, Government Code, including a person's:

- 14 (1) name, address, e-mail address, and phone number;
- 15 (2) account number, password, payment transaction
16 activity, toll or charge record, or credit, debit, or other payment
17 card number; and
- 18 (3) other personal financial information.

19 SECTION 7. Section 452.061, Transportation Code, is amended
20 by adding Subsection (e) to read as follows:

21 (e) Personal identifying information collected by an
22 authority is confidential and not subject to disclosure under
23 Chapter 552, Government Code, including a person's:

- 24 (1) name, address, e-mail address, and phone number;
- 25 (2) account number, password, payment transaction
26 activity, toll or charge record, or credit, debit, or other payment
27 card number; and

1 (3) other personal financial information.

2 SECTION 8. Section 460.109, Transportation Code, is amended
3 by adding Subsection (e) to read as follows:

4 (e) Personal identifying information collected by an
5 authority is confidential and not subject to disclosure under
6 Chapter 552, Government Code, including a person's:

7 (1) name, address, e-mail address, and phone number;

8 (2) account number, password, payment transaction
9 activity, toll or charge record, or credit, debit, or other payment
10 card number; and

11 (3) other personal financial information.

12 SECTION 9. The changes in law made by this Act apply only to
13 a request for information that is received by a regional tollway
14 authority, regional mobility authority, regional transportation
15 authority, metropolitan rapid transit authority, or coordinated
16 county transportation authority on or after the effective date of
17 this Act. A request for information that was received before the
18 effective date of this Act is governed by the law in effect on the
19 date the request was received, and the former law is continued in
20 effect for that purpose.

21 SECTION 10. This Act takes effect immediately if it
22 receives a vote of two-thirds of all the members elected to each
23 house, as provided by Section 39, Article III, Texas Constitution.
24 If this Act does not receive the vote necessary for immediate
25 effect, this Act takes effect September 1, 2015.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 57 passed the Senate on April 9, 2015, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendments on May 28, 2015, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 57 passed the House, with amendments, on May 23, 2015, by the following vote: Yeas 140, Nays 0, one present not voting.

Chief Clerk of the House

Approved:

Date

Governor