AN ACT

relating to the applicability of open meetings requirements to certain meetings of a governing body relating to information technology security practices.

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

SECTION 1. Section 551.089, Government Code, is amended to read as follows:

Sec. 551.089. DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS; CLOSED MEETING [DEPARTMENT OF INFORMATION RESOURCES]. This chapter does not require a governmental body [the governing board of the Department of Information Resources] to conduct an open meeting to deliberate:

(1) security assessments or deployments relating to information resources technology;

(2) network security information as described by Section 2059.055(b); or

(3) the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices.

SECTION 2. Section 2059.055(b), Government Code, is amended to read as follows:

(b) Network security information is confidential under this section if the information is:

(1) related to passwords, personal identification
numbers, access codes, encryption, or other components of the
security system of a governmental entity [state agency];
(2) collected, assembled, or maintained by or for a
governmental entity to prevent, detect, or investigate criminal
activity; or
(3) related to an assessment, made by or for a
governmental entity or maintained by a governmental entity, of the
vulnerability of a network to criminal activity.

SECTION 3. This Act takes effect September 1, 2017.
S.B. No. 564

I hereby certify that S.B. No. 564 passed the Senate on April 10, 2017, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 564 passed the House on May 24, 2017, by the following vote: Yeas 146, Nays 0, two present not voting.

Chief Clerk of the House

Approved:

6 - 9 - 2017

Date

Governor

FILED IN THE OFFICE OF THE SECRETARY OF STATE 7:00 PM O'CLOCK

Secretary of State
TO: Honorable Kelly Hancock, Chair, Senate Committee on Business & Commerce

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB564 by Campbell (Relating to the applicability of open meetings requirements to certain meetings of a governing body relating to information technology security practices.), As Introduced

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code to exempt a governmental body, as defined in Chapter 551, from open meeting requirements when deliberating certain security-related topics. The bill would also specify that certain network security information of a governmental entity is confidential. It is assumed that any costs to implement the provisions of the bill can be absorbed within existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 313 Department of Information Resources

LBB Staff: UP, CL, NV, LCO