

1 AN ACT

2 relating to records of certain frivolous complaints maintained by  
3 the Texas Board of Professional Land Surveying.

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

5 SECTION 1. Section 1071.204(e), Occupations Code, is  
6 amended to read as follows:

7 (e) For any complaint determined to be frivolous or without  
8 merit, the complaint and other enforcement case information related  
9 to that complaint are confidential. The information may be used  
10 only by the board or by its employees or agents directly involved in  
11 the enforcement process for that complaint. The information is not  
12 subject to discovery, subpoena, or other disclosure [~~A frivolous~~  
13 ~~complaint is public information, except that the license holder's~~  
14 ~~name and other personal information shall be redacted].~~

15 SECTION 2. This Act takes effect immediately if it receives  
16 a vote of two-thirds of all the members elected to each house, as  
17 provided by Section 39, Article III, Texas Constitution. If this  
18 Act does not receive the vote necessary for immediate effect, this  
19 Act takes effect September 1, 2009.

David Newkirk

President of the Senate

Jim Strawn

Speaker of the House

I certify that H.B. No. 1411 was passed by the House on April 22, 2009, by the following vote: Yeas 149, Nays 0, 1 present, not voting.

Robert Haney

Chief Clerk of the House

I certify that H.B. No. 1411 was passed by the Senate on May 14, 2009, by the following vote: Yeas 31, Nays 0.

Betsy Spaw

Secretary of the Senate

APPROVED: 27 MAY '09

Date

RICK PERRY

Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
5:06 PM O'CLOCK

Hope Radtke  
MAY 27 2009  
Secretary of State