

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL 964
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, after “Washington,” insert “Tarrant.”; in the same line, strike “and Smigiel” and substitute “Smigiel, Barkley, Barnes, Braveboy, Hucker, Jameson, McHale, and Vaughn”; in line 2, after “Protection” insert “and Exclusions”; and in line 10, after “information;” insert “prohibiting an employee from downloading certain unauthorized information or data to certain Web sites or Web-based accounts; providing that an employer, based on the receipt of certain information regarding the use of certain Web sites or certain Web-based accounts, is not prevented from conducting certain investigations for certain purposes;”.

AMENDMENT NO. 2

On page 2, after line 29, insert:

“(D) AN EMPLOYEE MAY NOT DOWNLOAD UNAUTHORIZED EMPLOYER PROPRIETARY INFORMATION OR FINANCIAL DATA TO AN EMPLOYEE’S PERSONAL WEB SITE, AN INTERNET WEB SITE, A WEB-BASED ACCOUNT, OR A SIMILAR ACCOUNT.

(E) THIS SECTION DOES NOT PREVENT AN EMPLOYER:

(1) BASED ON THE RECEIPT OF INFORMATION ABOUT THE USE OF A PERSONAL WEB SITE, INTERNET WEB SITE, WEB-BASED ACCOUNT, OR SIMILAR ACCOUNT BY AN EMPLOYEE FOR BUSINESS PURPOSES, FROM CONDUCTING AN INVESTIGATION FOR THE PURPOSE OF ENSURING COMPLIANCE WITH APPLICABLE SECURITIES OR FINANCIAL LAW, OR REGULATORY REQUIREMENTS; OR

(Over)

(2) BASED ON THE RECEIPT OF INFORMATION ABOUT THE UNAUTHORIZED DOWNLOADING OF AN EMPLOYER'S PROPRIETARY INFORMATION OR FINANCIAL DATA TO A PERSONAL WEB SITE, INTERNET WEB SITE, WEB-BASED ACCOUNT, OR SIMILAR ACCOUNT BY AN EMPLOYEE, FROM INVESTIGATING AN EMPLOYEE'S ACTIONS UNDER SUBSECTION (D) OF THIS SECTION."