
HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 314
by Representative James

1 AMENDMENT NO. 1

2 On page 1, line 3, after "through" and before "relative" change "1956," to "1955,"

3 AMENDMENT NO. 2

4 On page 1, delete line 4 in its entirety and insert "public educational institutions from
5 requesting or requiring certain individuals to"

6 AMENDMENT NO. 3

7 On page 1, at the beginning of line 5, delete "observation of, or"

8 AMENDMENT NO. 4

9 On page 1, line 6, change "social media;" to "online accounts;" and after "and" and before
10 "educational" insert "public"

11 AMENDMENT NO. 5

12 On page 1, line 7, after "failure to" delete the remainder of the line and insert "disclose"

13 AMENDMENT NO. 6

14 On page 1, line 8, after "personal" change "social media;" to "online accounts;"

15 AMENDMENT NO. 7

16 On page 1, delete lines 10 and 11 in their entirety and insert "personal online account; and"

17 AMENDMENT NO. 8

18 On page 1, line 15, after "through" and before "is" change "1956," to "1955,"

19 AMENDMENT NO. 9

20 On page 1, line 16, after "CHAPTER 28." and before "PRIVACY" change "SOCIAL
21 MEDIA" to "PERSONAL ONLINE ACCOUNT"

22 AMENDMENT NO. 10

23 On page 1, at the end of line 18, after "the" change "Social Media" to "Personal Online
24 Account"

25 AMENDMENT NO. 11

26 On page 2, delete lines 4 and 5 in their entirety.

27 AMENDMENT NO. 12

28 On page 2, at the beginning of line 6, change "(2)" to "(1)"

1 AMENDMENT NO. 13

2 On page 2, line 6, after "public" and before "educational" delete "or private"

3 AMENDMENT NO. 14

4 On page 2, line 7. after "public" and before "educational" delete "or private"

5 AMENDMENT NO. 15

6 On page 2, at the beginning of line 18, change "(I)" to "(i)" and after "public" and before
7 "educational" delete "or private"

8 AMENDMENT NO. 16

9 On page 2, at the beginning of line 20, change "(3)" to "(2)"

10 AMENDMENT NO. 17

11 On page 2, delete lines 23 through 26 in their entirety and insert the following:

12 "(3) "Personal online account" means an online account that is used
13 by an individual primarily or exclusively for personal communication."

14 AMENDMENT NO. 18

15 On page 3, delete lines 1 through 3 in their entirety and insert the following:

16 "(1) Request or require an employee or an applicant for employment
17 to disclose any user name, password, or other authentication information that
18 allows access to the employee's or applicant's personal online account."

19 AMENDMENT NO. 19

20 On page 3, at the end of line 5, after "failure to" delete the remainder of the line and delete
21 lines 6 and 7 in their entirety and insert "disclose any information specified in this
22 Subsection."

23 AMENDMENT NO. 20

24 On page 3, at the end of line 9, after "disclose" change "access information to" to "any user
25 name, password, or other authentication information to"

26 AMENDMENT NO. 21

27 On page 3, line 11, after "paid for" and before "in whole" insert "or supplied"

28 AMENDMENT NO. 22

29 On page 3, at the beginning of line 18, change "social media" to "online account"

30 AMENDMENT NO. 23

31 On page 3, at the beginning of line 22, change "social media," to "online account,"

32 AMENDMENT NO. 24

33 On page 3, at the end of line 26, after "personal" change "social media," to "online account."

1 AMENDMENT NO. 25

2 On page 3, between lines 26 and 27, insert the following:

3 "(4) Conducting an investigation or requiring an employee to
4 cooperate in an investigation as specified in this Subsection, including
5 requiring the employee to share the content that has been reported in order
6 to make a factual determination, without obtaining the user name and
7 password to the employee's personal online account."

8 AMENDMENT NO. 26

9 On page 3, at the beginning of line 27, change "(4)" to "(5)"

10 AMENDMENT NO. 27

11 On page 3, line 28, after "paid for" and before "in whole" insert "or supplied"

12 AMENDMENT NO. 28

13 On page 4, delete lines 3 through 8 in their entirety and insert the following:

14 "C. If through the use of an electronic device or program that
15 monitors an employer's network or the use of an employer provided device,
16 an employer inadvertently receives an employee's user name, password, or
17 other authentication information, the employer is not liable for having the
18 information, but may not use the information to access an employee's
19 personal online account."

20 AMENDMENT NO. 29

21 On page 4, at the beginning of line 9, change "C." to "D."

22 AMENDMENT NO. 30

23 On page 4, at the end of line 11, after "law" and before the period "." insert a comma "," and
24 "rules or regulations, case law, or rules of self-regulatory organizations"

25 AMENDMENT NO. 31

26 On page 4, at the beginning of line 12, change "D." to "E."

27 AMENDMENT NO. 32

28 On page 4, line 14, after "without" and before "or" change "any required access information"
29 to "the information specified in Paragraph (A)(1) of this Section"

30 AMENDMENT NO. 33

31 On page 4, delete lines 18 through 20 in their entirety and insert the following:

32 "(1) Request or require a student or prospective student to disclose
33 any user name, password, or other authentication information that allows
34 access to the student's or prospective student's personal online account."

35 AMENDMENT NO. 34

36 On page 4, line 22, after "failure to" delete the remainder of the line and delete lines 23 and
37 24 in their entirety and insert "disclose any information specified in this Subsection."

1 AMENDMENT NO. 35

2 On page 4, line 26, after "disclose" and before "to the" change "access information" to "any
3 user name, password, or other authentication information"

4 AMENDMENT NO. 36

5 On page 5, line 1, after "paid for" and before "in whole" insert "or supplied"

6 AMENDMENT NO. 37

7 On page 5, line 9, after "without" and before "or" change "any required access information"
8 to "the information specified in Paragraph (A)(1) of this Section"

9 AMENDMENT NO. 38

10 On page 5, at the end of line 13, change "social media." to "online account."

11 AMENDMENT NO. 39

12 On page 5, line 16, after "student" delete the remainder of the line and insert "to"

13 AMENDMENT NO. 40

14 On page 5, line 17, after "access to" and before "the employee's," delete "or observation of"

15 AMENDMENT NO. 41

16 On page 5, at the end of line 18, change "social media." to "online account."

17 AMENDMENT NO. 42

18 On page 5, delete lines 19 through 29 in their entirety.