



PRIORITY AGENDA 88TH TEXAS LEGISLATURE

PROACTIVE ISSUES

(as of February 21, 2023)

Card Fraud. IBAT was pleased to play a key role in the passage of legislation over the past two sessions to mitigate card and payment fraud. Significant progress has been made, and we are hopeful of enhancements in this session to continue to improve this process. We are working closely with Texas Department of Licensing and Regulation and other interested parties to secure enhanced funding for the Financial Crimes Intelligence Center to provide additional tools for banks and law enforcement to cooperate, securely exchange information on a “near real-time basis” and minimize fraud events. We will also continue to support initiatives to enhance investigatory and prosecutorial protocols in this area.

Privacy/Data Security. We have historically engaged with various stakeholders, lawmakers and staff on data privacy legislation. Our core priorities have been to require Gramm-Leach-Bliley standards for those entities storing personally identifiable information, hold them accountable for the monetary damages resulting from data breaches and avoid any additional requirements on community banks. We are supportive of H.B. 4 (Capriglione) and urge serious consideration of measures to protect the privacy of consumer data.

Photo ID at Point of Sale. IBAT has long attempted to bring some accountability to merchants in validating the identity of customers, especially in the purchase of gift cards using debit or credit cards. We have encountered fierce opposition from a variety of special interests. In the 85th Texas Legislative session (2017), IBAT pushed for legislation to allow a merchant to request government issued photo ID at point of sale and turn down a transaction if they so desire. A “sunset” provision was included in the legislation as finally passed, and the original legislation will no longer be valid after September 1, 2023. S.B. 761 (Hughes) and H.B. 2400 (Lambert) repeal the sunset provision to make this reasonable accommodation for the protection of consumers, retailers and financial institutions permanent.

Trustee Accounting. IBAT is supportive of H.B. 1552 (Guillen) and S.B. 843 (Hinojosa), which clarify the responsibilities of a trustee and define the time period in which accounting may be challenged by the beneficiary of a trust to 180 days.

Finance Commission Agency Initiatives. As appropriate, IBAT will support the Finance Commission agencies in their various legislative initiatives.

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