

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

May 3, 2007

TO: Honorable David Dewhurst, Lieutenant Governor, Senate

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: SB1389 by Van de Putte (Relating to the processing of consumer rebates.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend the Business and Commerce Code and require persons who offer rebates to pay the rebate to the consumer within the time period specified in the offer or, if silent, no later than the thirtieth day after the properly completed rebate request was received. The bill also provides conditions under which the rebate issuer can reject a rebate request and establishes notification requirements for rejection of a rebate request. It also establishes that a manufacturer or person offering a rebate is liable for the acts of an independent entity that processes rebate requests for that person.

The Office of the Attorney General indicates that new investigations may arise out of provisions within the bill; however, any additional costs associated with implementing provisions of the bill could be absorbed within existing state resources

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 302 Office of the Attorney General

LBB Staff: JOB, JRO, JM