

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 27, 2009

TO: Honorable Steve Ogden, Chair, Senate Committee on Finance

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

IN RE: SB2350 by Ogden (Relating to the payment of cy pres funds in an action by the attorney general.), **As Introduced**

No significant fiscal implication to the State is anticipated.

This bill would amend the Civil Practice and Remedies Code and create the cy pres account as a dedicated account in General Revenue Fund. The Office of the Attorney General (OAG) would retain cy pres funds awarded by the courts and deposit those funds into the newly created account and would distribute those funds to nonprofit, charitable, or educational entities for programs that provide assistance to consumers. It is assumed that all revenue generated as a result of the provisions of the bill would be distributed by the OAG to eligible entities. The OAG has indicated that any additional costs associated with implementation of the bill could be absorbed within existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 302 Office of the Attorney General, 304 Comptroller of Public Accounts

LBB Staff: JOB, MN, MS, JM