

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

March 29, 2011

TO: Honorable Robert Duncan, Chair, Senate Committee on State Affairs

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

IN RE: SB626 by Carona (Relating to lottery winnings, including assignment of winnings, periodic payments of winnings, and the deduction of child support delinquency amounts from winnings paid to a prize winner.), **Committee Report 1st House, Substituted**

The enactment of the bill would result in an indeterminate fiscal impact due to unknown required deductions from prize payments for delinquent taxes or other money owed to a state agency.

The bill would amend the Government Code to require that the executive director of the Texas Lottery Commission (TLC) deduct delinquent child support payments from winnings paid to a prize winner. The bill would also require that the executive director of the TLC deduct delinquent taxes or other money owed to a state agency from winnings paid to a prize winner if that delinquency is reported to the comptroller under Section 403.055. The bill would prevent a person from assigning the right to receive prize payments if the person is subject to a child support order and is delinquent in making child support payments.

The bill would repeal Sections 466.407(c) and 466.4075 of the Government Code.

Based on the analysis of the Comptroller of Public Accounts, the provisions of the bill could limit prize payments, the difference of which might be available for state agency expenditure, but that amount is unknown.

Based on the analysis of the Texas Lottery Commission and the Office of the Attorney General it is assumed that duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 362 Texas Lottery Commission, 302 Office of the Attorney General, 304 Comptroller of Public Accounts

LBB Staff: JOB, KJG, MW, RAN, SD