

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**April 21, 2013**

**TO:** Honorable Tryon D. Lewis, Chair, House Committee on Judiciary & Civil Jurisprudence

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: SB130** by Nelson (Relating to representation by prosecuting attorneys in proceedings for protective orders against family violence and in certain other actions.), **As Engrossed**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Family Code to resolve potential legal representation conflict of interest issues relating to protective orders. The bill specifies that subject to the Texas Disciplinary Rules of Professional Conduct, prosecuting attorneys in protective order cases are not precluded from previous, concurrent, or subsequent representation of a party in a protective order proceeding or representation of the Department of Family and Protective Services in another proceeding involving the party. The bill would take effect immediately if it received a vote of two-thirds of each house. Otherwise, the bill would take effect September 1, 2013.

**Local Government Impact**

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

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council, 530 Family and Protective Services, Department of

**LBB Staff:** UP, AM, CL