

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 1, 2017

TO: Honorable John T. Smithee, Chair, House Committee on Judiciary & Civil Jurisprudence

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB2552** by Thompson, Senfronia (Relating to prostitution and trafficking of persons and to certain criminal and civil consequences of that conduct.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Business and Commerce Code to add to the list of false, misleading, or deceptive acts or practices the operation of a massage establishment that is unlicensed, not in compliance with licensing requirements, or in violation of applicable local ordinances.

The bill would amend the Civil Practice and Remedies Code to allow certain arrest records, law enforcement testimony, or lawsuit history to serve as prima facie evidence that the defendant knowingly tolerated prostitution-related activity and did not make a reasonable attempt to abate the activity.

The bill would amend the Government Code to require the bureau of information and records to compile certain statistics regarding prostitution-related criminal offenses.

The bill would amend the Penal Code to expand the definition of promotion of prostitution.

The bill would amend the Property Code terminate tenant's right to possession if the tenant is using the property for prostitution related activities or human trafficking.

This analysis assumes the provisions of the bill addressing felony sanctions for criminal offenses would not result in a significant impact on state correctional agencies.

Based on the analysis of the Department of Public Safety, Office of Court Administration, Office of the Attorney General, and Department of Licensing and Regulation, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

The bill would take effect September 1, 2017.

Local Government Impact

No significant 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, 405 Department of Public Safety, 452 Department of Licensing and Regulation

LBB Staff: UP, JQ, LBO, JSm