

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

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**April 12, 2021**

**TO:** Honorable Chris Turner, Chair, House Committee on Business & Industry

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB2942** by Bernal (Relating to investigations and actions by district or county attorneys in connection with the deceptive trade practice of charging exorbitant or excessive prices for necessities during a declared disaster.), **As Introduced**

**The fiscal implication to the State cannot be estimated because potential collection amounts from settlements and penalties are unknown.**

The bill would amend the Business and Commerce Code to allow district attorneys and county attorneys to bring a legal action for the deceptive trade practice of charging excessive or exorbitant prices for food, fuel, medicine, lodging, during a disaster declared by the Governor or the President.

Under the bill's provisions, settlements and penalties collected by the district or county attorney for violations related to deceptive trade practice of charging excessive or exorbitant prices for food, fuel, medicine, lodging, during a disaster declared by the Governor or the President would be equally divided between the General Revenue Fund and the county.

Based on the analysis of the Office of Court Administration and the Comptroller of Public Accounts, although the bill could result in an increase to state revenue, the fiscal impact cannot be estimated as the collection amounts are undetermined. In addition, no significant fiscal impact to the state court system is anticipated with the implementation of the bill.

**Local Government Impact**

The Texas District & County Attorneys Association does not expect a negative fiscal impact to prosecutors.

**Source Agencies:** 212 Office of Court Admin, 304 Comptroller of Public Accounts

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