

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

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

**March 29, 2021**

**TO:** Honorable Jeff Leach, Chair, House Committee on Judiciary & Civil Jurisprudence

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

**IN RE: HB3295** by Thompson, Senfronia (Relating to the prosecution of certain actions by district and county attorneys under the Deceptive Trade Practices-Consumer Protection Act.), **As Introduced**

<p><b>No significant fiscal implication to the State is anticipated.</b></p>
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The bill would amend the Business & Commerce Code related to the duties of district and county attorneys in certain deceptive trade practice and consumer protection cases, to provide that in an action prosecuted for a violation of Section 17.46(b)(33), which relates to certain massage establishments, three quarters of any civil penalty awarded by a court must be paid to the county where the court is located. The bill would provide that a district or county attorney is not required to obtain permission from the consumer protection division to prosecute an action under Business & Commerce Code Chapter 17, Subchapter E (Deceptive Trade Practices and Consumer Protection Act) for a violation of Section 17.46(b)(33) if the attorney provides certain written notice.

Based on information provided by the Office of Court Administration, no significant fiscal impact to the state court system is anticipated as a result from implementing the provisions of the bill.

**Local Government Impact**

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

**Source Agencies:** 212 Office of Court Admin

**LBB Staff:** JMc, SLE, MW, BH