

1-1 By: Blanco S.B. No. 2105
1-2 (In the Senate - Filed March 7, 2025; March 24, 2025, read
1-3 first time and referred to Committee on Criminal Justice;
1-4 May 7, 2025, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 7, Nays 0; May 7, 2025, sent
1-6 to printer.)

1-7	COMMITTEE VOTE				
1-8		Yea	Nay	Absent	PNV
1-9	Flores	X			
1-10	Parker	X			
1-11	Hagenbuch	X			
1-12	Hinojosa of Hidalgo	X			
1-13	Huffman	X			
1-14	King	X			
1-15	Miles	X			

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 2105 By: Flores

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to the authority of a county attorney or district attorney
1-20 to enforce human trafficking awareness and prevention in commercial
1-21 lodging establishments.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-23 SECTION 1. Section 114.0102, Business & Commerce Code, is
1-24 amended to read as follows:

1-25 Sec. 114.0102. OPPORTUNITY TO CURE. If the attorney
1-26 general or the county or district attorney of the county in which a
1-27 commercial lodging establishment is located has reason to believe
1-28 an operator of a commercial lodging establishment has violated this
1-29 chapter, the attorney general, county attorney, or district
1-30 attorney shall provide written notice to the operator that:

- 1-31 (1) describes the operator's violation;
1-32 (2) states that the commercial lodging establishment
1-33 may be liable for a civil penalty if the operator does not cure the
1-34 violation before the 30th day after the date the operator receives
1-35 the notice; and

- 1-36 (3) includes the maximum potential civil penalty that
1-37 may be imposed for the violation.

1-38 SECTION 2. Section 114.0104, Business & Commerce Code, is
1-39 amended to read as follows:

1-40 Sec. 114.0104. ACTION BY ATTORNEY GENERAL OR COUNTY OR
1-41 DISTRICT ATTORNEY. (a) The attorney general or a county attorney
1-42 or district attorney may bring an action in the name of the state:

- 1-43 (1) to recover a civil penalty imposed under Section
1-44 114.0103; or

- 1-45 (2) for injunctive relief to require compliance with
1-46 this chapter.

1-47 (b) An action under this section by the attorney general may
1-48 be brought in a district court in:

- 1-49 (1) Travis County; or
1-50 (2) a county in which any part of the violation or
1-51 threatened violation occurs.

1-52 (b-1) A county attorney or district attorney shall notify
1-53 the attorney general before bringing an action under this section.
1-54 Notice under this subsection must be in a form and manner prescribed
1-55 by the attorney general.

1-56 (b-2) An action under this section by a county attorney or
1-57 district attorney shall be brought in a district court in a county
1-58 in which any part of the violation or threatened violation occurs.

1-59 (c) The attorney general, county attorney, or district
1-60 attorney may recover reasonable expenses incurred in obtaining

2-1 injunctive relief or a civil penalty under this section, including
2-2 court costs, reasonable attorney's fees, and investigatory costs.

2-3 (d) A civil penalty recovered by a county attorney or
2-4 district attorney under this section is payable to the county in
2-5 which the district court that heard the action is located.

2-6 SECTION 3. This Act takes effect September 1, 2025.

2-7 * * * * *