

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

April 30, 2025

TO: Honorable Charles Schwertner, Chair, Senate Committee on Business & Commerce

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: SB2113 by Hughes (Relating to a special right of access under the public information law for a member of a governing board.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill grants governing board members of governmental and non-governmental entities a special right of access to public records. It is assumed that any costs associated with the bill could be absorbed using existing resources.

The bill would create a process for providing the requested information. The bill would establish a process through which the Attorney General will determine if the information requested is confidential under the law. A ruling by the Attorney General may be appealed to a Travis County district court. The bill would allow a board member to seek a writ of mandamus from a district court to compel compliance if a government or nongovernmental entity fails to comply with the requirements of the bill. The revenue impact would be dependent on the number of requests made, the timing and scale of any litigation, and associated attorney's fees, expenses, and court costs, and cannot be determined.

Local Government Impact

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

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 242 State Commission on Judicial Conduct, 302 Office of the Attorney General, 304 Comptroller of Public Accounts, 320 Texas Workforce Commission, 352 Bond Review Board, 452 Department of Licensing and Regulation, 503 Texas Medical Board, 529 Health and Human Services Commission, 582 Commission on Environmental Quality, 601 Department of Transportation, 710 Texas A&M University System Administrative and General Offices, 720 The University of Texas System Administration

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