

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 89TH LEGISLATIVE REGULAR SESSION

May 16, 2025

TO: Honorable Giovanni Capriglione, Chair, House Committee on Delivery of Government Efficiency

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: SB2373 by Johnson (relating to financial exploitation or financial abuse using artificially generated media or phishing communications; providing a civil penalty; creating a criminal offense.),
Committee Report 2nd House, Substituted

The fiscal implications of the bill cannot be determined due to the number of filings resulting from the bill being unknown.

The bill would add a new chapter to the Civil Practice and Remedies Code to make a person liable for damages if they knowingly disseminate media or phishing communications for financial exploitation. Remedies would include actual damages, court costs, and attorney's fees, and courts could issue restraining orders or injunctions. Civil penalties of up to \$1,000 per day could be imposed and would be enforceable by the Attorney General.

The bill would add a new section to the Penal Code to create the criminal offense of financial abuse using artificially generated media or phishing tactics. Penalties would range from a Class B misdemeanor to a felony of the first degree based on the value of property taken, appropriated, obtained, retained or used.

According to the Comptroller of Public Accounts, any increase in revenue resulting from the new civil penalty and criminal offense cannot be determined due to the unknown number of filings resulting from the bill.

According to the Office of the Attorney General, any additional legal or administrative work as a result of the bill could be absorbed using existing resources.

The impact on state correctional populations or on the demand for state correctional resources cannot be determined due to a lack of data to estimate the prevalence of conduct outlined in the bill's provisions that would be subject to criminal penalties.

Local Government Impact

The impact to units of local government associated with enforcement, prosecution, supervision, or confinement cannot be determined due to a lack of data to estimate the prevalence of conduct outlined in the bill's provisions that would be subject to criminal penalties.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 302 Office of the Attorney General, 304 Comptroller of Public Accounts

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