

1-1 By: Hinojosa S.B. No. 275  
 1-2 (In the Senate - Filed January 4, 2021; March 3, 2021, read  
 1-3 first time and referred to Committee on State Affairs;  
 1-4 April 19, 2021, reported favorably by the following vote: Yeas 9,  
 1-5 Nays 0; April 19, 2021, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

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

1-19 relating to the use of an entity name that falsely implies  
 1-20 governmental affiliation.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Title 6, Civil Practice and Remedies Code, is  
 1-23 amended by adding Chapter 150C to read as follows:

1-24 CHAPTER 150C. ENTITY NAME FALSELY IMPLYING GOVERNMENTAL  
 1-25 AFFILIATION

1-26 Sec. 150C.001. DEFINITION. In this chapter, "governmental  
 1-27 unit" has the meaning assigned by Section 101.001.

1-28 Sec. 150C.002. FALSELY IMPLYING GOVERNMENTAL AFFILIATION.

1-29 (a) A governmental unit is entitled to enjoin another person's use  
 1-30 of an entity name that might falsely imply governmental affiliation  
 1-31 with the governmental unit.

1-32 (b) In an action brought under this section, the  
 1-33 governmental unit is entitled to injunctive relief throughout the  
 1-34 state.

1-35 (c) If the court finds that the person against whom the  
 1-36 injunctive relief is sought wilfully intended to imply governmental  
 1-37 affiliation with the governmental unit, the court, in the court's  
 1-38 discretion, may:

1-39 (1) enter judgment in an amount not to exceed three  
 1-40 times the amount of the entity's profits and the governmental unit's  
 1-41 damages; and

1-42 (2) award reasonable attorney's fees to the  
 1-43 governmental unit.

1-44 SECTION 2. This Act takes effect September 1, 2021.

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