

BILL SUMMARY
2nd Session of the 58th Legislature

Bill No.:	HB 3941
Version:	FULLPCS1
Request Number:	10446
Author:	Rep. Culver
Date:	2/28/2022
Impact:	Please see previous summary of this measure

Research Analysis

HB 3941 the proposed committee substitute, modifies the rules and procedures agencies and officials of the executive branch should follow in acquiring legal representation from a private party.

The measure establishes certain modifications such as:

- Allowing contracts with law firms;
- Requiring the list of attorneys and law firms desiring to furnish services to be maintained and made available to the public;
- Creating a fee schedule for contingency fees;
- Requiring the Attorney General to develop a standard clause to be in every contract for contingency fee attorney services describing expectations for both the contracted attorney and the state and states the requirements to be used in the standard clause;
- Requiring the private attorney or law firm contracted to the state under a contingency fee basis to maintain current records of financial transactions and contemporaneous time records related to the attorney services for at least 5 years after termination of the contract. The records should be made available to the Attorney General upon request; and
- Requiring the agency or executive branch official to include the justification for the selection of a contract in their proposed contract to the Attorney General.

Prepared By: Keana Swadley

Fiscal Analysis

The measure is currently under review and impact information will be completed.

Prepared By: Mark Tygret

Other Considerations

None.