

CIVIL PRACTICE AND REMEDIES CODE

TITLE 4. LIABILITY IN TORT

Chapter 100B, consisting of Secs. 100B.001 to 100B.004, was added by Acts 2025, 89th Leg., R.S., Ch. 1154 (S.B. [2373](#)), Sec. 1. For another Chapter 100B, consisting of Secs. 100B.001 to 100B.003, added by Acts 2025, 89th Leg., R.S., Ch. 654 (H.B. [4281](#)), Sec. 1, see Sec. 100B.001 et seq., post.

CHAPTER 100B. LIABILITY FOR FINANCIAL EXPLOITATION

Sec. 100B.001. DEFINITIONS. In this chapter:

(1) "Artificial intelligence" means a machine-based system that can, for a given set of explicit or implicit objectives, make predictions, recommendations, or decisions that influence real or virtual environments.

(2) "Artificially generated media" means an image, an audio file, a video file, a radio broadcast, written text, or other media created or modified using artificial intelligence or other computer software with the intent to deceive.

(3) "Financial exploitation" has the meaning assigned by Section [281.001](#), Finance Code.

(4) "Phishing communication" means an attempt to deceive or manipulate a person into providing personal, financial, or identifying information through e-mail, electronic communication, or other digital means.

Added by Acts 2025, 89th Leg., R.S., Ch. 1154 (S.B. [2373](#)), Sec. 1, eff. September 1, 2025.

Sec. 100B.002. CAUSE OF ACTION FOR DISSEMINATION OF CERTAIN COMMUNICATIONS FOR FINANCIAL EXPLOITATION. (a) A person is liable for damages resulting from a knowing or intentional dissemination of artificially generated media or a phishing communication for the purpose of financial exploitation.

(b) A court shall award a claimant who prevails in an action brought under this section:

(1) actual damages, including damages for mental anguish and the defendant's profits attributable to the dissemination of the artificially generated media or phishing

communication; and

(2) court costs and reasonable attorney's fees incurred in bringing the action.

(c) A court in which an action is brought under this section, on a motion of a claimant, may issue a temporary restraining order or a temporary or permanent injunction to restrain and prevent the further dissemination of artificially generated media or a phishing communication to the claimant.

(d) This section may not be construed to impose liability, for content provided by another person, on:

(1) the provider of an interactive computer service, as defined by 47 U.S.C. Section 230(f);

(2) a telecommunications service, as defined by 47 U.S.C. Section 153; or

(3) a radio or television station licensed by the Federal Communications Commission.

Added by Acts 2025, 89th Leg., R.S., Ch. 1154 (S.B. [2373](#)), Sec. 1, eff. September 1, 2025.

Sec. 100B.003. CIVIL PENALTY FOR DISSEMINATION OF CERTAIN COMMUNICATIONS FOR FINANCIAL EXPLOITATION. (a) A person who knowingly or intentionally disseminates artificially generated media or a phishing communication for purposes of financial exploitation is subject to a civil penalty not to exceed \$1,000 per day the media or communication is disseminated. The attorney general may bring an action to collect the civil penalty.

(b) An action brought by the attorney general under this section shall be filed in a district court:

(1) in Travis County; or

(2) in any county in which all or part of the events or omissions giving rise to the action occurred.

(c) This section may not be construed to impose liability, for content provided by another person, on:

(1) the provider of an interactive computer service, as defined by 47 U.S.C. Section 230(f);

(2) a telecommunications service, as defined by 47 U.S.C. Section 153; or

(3) a radio or television station licensed by the Federal Communications Commission.

Added by Acts 2025, 89th Leg., R.S., Ch. 1154 (S.B. 2373), Sec. 1, eff. September 1, 2025.

Sec. 100B.004. CONFIDENTIAL IDENTITY IN ACTION FOR DISSEMINATION OF CERTAIN COMMUNICATIONS. (a) In this section, "confidential identity" means:

(1) the use of a pseudonym; and

(2) the absence of any other identifying information, including address, telephone number, and social security number.

(b) In an action brought under Section 100B.002 or 100B.003, the court shall:

(1) notify the person who is the subject of the action as early as possible in the action that the person may use a confidential identity in relation to the action;

(2) allow a person who is the subject of the action to use a confidential identity in all petitions, filings, and other documents presented to the court;

(3) use the person's confidential identity in all of the court's proceedings and records relating to the action, including any appellate proceedings; and

(4) maintain the records relating to the action in a manner that protects the person's confidentiality.

(c) In an action brought under Section 100B.002 or 100B.003, only the following persons are entitled to know the true identifying information about the person who is the subject of the action:

(1) the court;

(2) a party to the action;

(3) an attorney representing a party to the action;

and

(4) a person authorized by a written order of the court specific to that person.

(d) The court shall order that a person entitled to know the true identifying information under Subsection (c) may not divulge that information to anyone without a written order of the

court. The court shall hold a person who violates the order in contempt.

Text of subsection effective until December 04, 2025

(e) Notwithstanding Section [22.004](#), Government Code, the supreme court may not amend or adopt rules in conflict with this section.

Text of subsection effective on December 04, 2025

(e) Repealed by Acts 2025, 89th Leg., 2nd C.S., Ch. 7 (H.B. [16](#)), Sec. 12.10(17), eff. December 4, 2025.

(f) A person is not required to use a confidential identity as provided by this section.

Added by Acts 2025, 89th Leg., R.S., Ch. 1154 (S.B. [2373](#)), Sec. 1, eff. September 1, 2025.

Amended by:

Acts 2025, 89th Leg., 2nd C.S., Ch. 7 (H.B. [16](#)), Sec. 12.10(17), eff. December 4, 2025.