

1-1 By: Gervin-Hawkins, Patterson H.B. No. 2416
 1-2 (Senate Sponsor - Powell)
 1-3 (In the Senate - Received from the House May 17, 2021;
 1-4 May 17, 2021, read first time and referred to Committee on State
 1-5 Affairs; May 21, 2021, reported favorably by the following vote:
 1-6 Yeas 8, Nays 0; May 21, 2021, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
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	X			

1-18 A BILL TO BE ENTITLED
 1-19 AN ACT

1-20 relating to the recovery of attorney's fees as compensatory damages
 1-21 for certain claims.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Chapter 38, Civil Practice and Remedies Code, is
 1-24 amended by adding Section 38.0015 to read as follows:

1-25 Sec. 38.0015. RECOVERY OF ATTORNEY'S FEES AS COMPENSATORY
 1-26 DAMAGES. (a) A person may recover reasonable attorney's fees from
 1-27 an individual, corporation, or other entity from which recovery is
 1-28 permitted under Section 38.001 as compensatory damages for breach
 1-29 of a construction contract as defined by Section 130.001.

1-30 (b) This section may not be construed to create or imply a
 1-31 private cause of action or independent basis to recover attorney's
 1-32 fees.

1-33 SECTION 2. The change in law made by this Act applies only
 1-34 to a cause of action that accrues on or after the effective date of
 1-35 this Act.

1-36 SECTION 3. This Act takes effect September 1, 2021.

1-37 * * * * *