

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**May 5, 2003**

**TO:** Honorable Joe Nixon, Chair, House Committee on Civil Practices

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HB3248** by Callegari (Relating to liability of the state and certain political subdivisions for certain recreational activities.), **Committee Report 1st House, Substituted**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill amends Section 75.002(e), (f), and (g) of the Civil Practices and Remedies Code relating to liability of the state and certain political subdivisions for certain recreational activities and only if the activities take place in or on an indoor or outdoor facility owned, operated, or maintained by the state or a municipality or county. The bill would limit the liability for damages arising directly from hockey, in-line hockey, skating, in-line skating, roller-skating, skateboarding, and roller-blading activities except for gross negligence or acts conducted in bad faith or with malicious intent. The bill requires these facilities to post and maintain a clearly readable sign in a clearly visible location on or near the facility. The Act takes effect September 1, 2003 and applies only to a cause of action that accrues on or after the effective date of the Act.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated. Counties may see savings in liability insurance premiums and costs to print, post, and maintain warning signs, but these savings and costs are not expected to be significant.

**Source Agencies:** 302 Office of the Attorney General

**LBB Staff:**

JK, GO, BL, KG