

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

**FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION**

**May 16, 2005**

**TO:** Honorable Frank Madla, Chair, Senate Committee on Intergovernmental Relations

**FROM:** John S. O'Brien, Deputy Director, Legislative Budget Board

**IN RE: HB2215** by Bailey (Relating to the operation of property owners' associations.), **As Engrossed**

**No fiscal implication to the State is anticipated.**

The bill would amend the Property Code as it relates to the operation of property owners' associations, including prohibiting, except as provided by a restriction created prior to September 1, 2005, an association from foreclosing a property owners' association's assessment lien unless the association first obtains a court judgment foreclosing the lien and providing for issuance of an order of sale.

**Local Government Impact**

A property owners' association is not a government entity. A court in which a judgment is sought would not experience a significant fiscal impact from the addition of any applicable cases filed.

**Source Agencies:**

**LBB Staff:** JOB, JRO, DLBa