

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

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

**March 10, 2005**

**TO:** Honorable Rodney Ellis, Chair, Senate Committee on Government Organization

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

**IN RE: SB399** by Madla (Relating to liability of certain individuals for certain governmental fines or penalties.), **As Introduced**

<b>No fiscal implication to the State is anticipated.</b>
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The bill would amend the Property Code to prohibit a landlord or a landlord's manager from charging or seeking reimbursement from a tenant for a fine imposed on the landlord by a governmental entity unless the tenant or another occupant of the tenant's dwelling actually caused the damage or other condition for which the fine was imposed. Additionally, the bill would protect from civil and criminal liability an employee of the owner of real property and an employee of a company that manages the property for which a citation for a violation of a county or municipal rule or ordinance is issued if the individual provides contact information about the owner or management company to the enforcement official.

The proposed change in statute would apply to individuals, landlords, and property management companies and would not have a fiscal impact on state or local government entities.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:**

**LBB Staff:** JOB, DLBa