

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 15, 2009

TO: Honorable Robert Duncan, Chair, Senate Committee on State Affairs

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

IN RE: SB1201 by Carona (Relating to an affidavit required to be filed in a cause of action against certain licensed or registered professionals.), **Committee Report 1st House, Substituted**

No fiscal implication to the State is anticipated.

The bill would re-enact Section 150.001 and Section 150.002 of the Civil Practice and Remedies Code, and would add registered landscape architect to the definitions of licensed or registered professionals.

The bill would require an affidavit of a third-party licensed architect, licensed professional engineer, or registered professional land surveyor to be filed in actions and arbitrations alleging professional negligence by a licensed or registered professional. The bill would require an affidavit to specify at least one negligent act, error, or omission that is the basis for the claim, and would add filing requirements for the plaintiff. The bill would take effect September 1, 2009.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: JOB, KJG, TP