

By: Kleinschmidt

H.B. No. 3534

A BILL TO BE ENTITLED

AN ACT

1
2 relating to liability of a political subdivision for a violation of
3 certain laws relating to local permits.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 245.006, Local Government Code, is
6 amended to read as follows:

7 Sec. 245.006. ENFORCEMENT OF CHAPTER. (a) This chapter
8 may be enforced [~~only~~] through mandamus or declaratory or
9 injunctive relief.

10 (b) A political subdivision's immunity from suit is waived
11 in regard to an action under this chapter. A political subdivision
12 is liable for damages related to a violation of this chapter.

13 SECTION 2. The change in law made by this Act applies only
14 to a cause of action that accrues on or after the effective date of
15 this Act. A cause of action that accrues before the effective date
16 of this Act is governed by the law in effect immediately before that
17 date, and that law is continued in effect for that purpose.

18 SECTION 3. This Act takes effect September 1, 2011.