|  |
| --- |
| BILL ANALYSIS |

|  |
| --- |
| H.B. 2121 |
| By: Cyrier |
| Judiciary & Civil Jurisprudence |
| Committee Report (Unamended) |

|  |
| --- |
| **BACKGROUND AND PURPOSE** Interested parties note inconsistencies regarding a party's ability to recover attorney’s fees in a contract claim against a governmental entity depending on the entity involved. H.B. 2121 addresses this inconsistency by providing for recovery of attorney's fees in certain contract claims against the state. |
| **CRIMINAL JUSTICE IMPACT**It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision. |
| **RULEMAKING AUTHORITY** It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution. |
| **ANALYSIS** H.B. 2121 amends the Government Code to authorize an award of damages in certain contract claims against the state to include attorney's fees if the claim is for breach of a written contract for engineering, architectural, or construction services, or materials related to such services, and the amount in controversy is less than $250,000, excluding penalties, costs, expenses, prejudgment interest, and attorney's fees.  |
| **EFFECTIVE DATE** On passage, or, if the bill does not receive the necessary vote, September 1, 2017. |