

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

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**March 27, 2017**

**TO:** Honorable John T. Smithee, Chair, House Committee on Judiciary & Civil Jurisprudence

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB1463** by Smithee (Relating to procedures for asserting claims under the Americans with Disabilities Act; providing a civil penalty.), **As Introduced**

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

The bill would amend the Civil Practices and Remedies Code by requiring a claimant that intends to bring a claim for a respondent's failure to comply with certain standards under the Americans with Disabilities Act (ADA) give notice to the respondent of the claimant's intent to file the claim no later than the 150th day before the date the action asserting the claim is filed. The bill provides for the information that must be included in the notice. The bill would allow a respondent of an alleged violation an opportunity to correct an alleged violation after receiving notice from the claimant.

The Office of the Attorney General and the Office of Court Administration anticipate any additional work resulting from the passage of the bill could be reasonably absorbed within current resources.

The bill would take effect September 1, 2017.

**Local Government Impact**

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

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council, 302 Office of the Attorney General

**LBB Staff:** UP, LBO, NV, JSm, PBO