

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION

March 17, 2019

TO: Honorable Jeff Leach, Chair, House Committee on Judiciary & Civil Jurisprudence

FROM: John McGeady, Assistant Director Sarah Keyton, Assistant Director
Legislative Budget Board

IN RE: HB2899 by Leach (Relating to civil liability and responsibility for defects in the plans, specifications, or other documents for the construction or repair of roads, highways, and related improvements.), **As Introduced**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend the Transportation Code to specify that a contractor who enters into a contract with certain governmental entities for construction or repair of a road or highway is not civilly liable or responsible for project specifications and any damage caused by a defect in project specifications or certain faults of the governmental entity related to the project specifications. The bill would define "governmental entity" as the Texas Department of Transportation (TxDOT) or any political subdivision of the state acting under Transportation Code Chapters 284 (certain counties), 366 (regional tollway authority), 370 (regional mobility authority), or 431 (transportation corporation).

Based on the information provided by TxDOT, it is assumed any costs or duties associated with implementing the provisions of the bill could be absorbed with in the agency's existing resources.

Local Government Impact

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

Source Agencies: 601 Department of Transportation

LBB Staff: WP, SLE, SGr, TG, CW