

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

April 20, 2021

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

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB3069 by Holland (relating to statutes of limitation and repose for certain claims involving the construction or repair of an improvement to real property or equipment attached to real property.),
Committee Report 1st House, Substituted

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend the Civil Practice and Remedies Code to provide that a governmental entity must bring suit for damages for certain claims listed in Section 16.008(b) against certain registered or licensed professionals who design, plan, or inspect the construction of an improvement to real property or equipment attached thereto within a certain amount of time after substantial completion of the improvement or beginning of operation of the equipment. The bill would extend the limitations period by a certain amount of time where the claimant presents a written claim to the professional within the applicable limitations period.

The bill would provide that a governmental entity must bring suit for damages for certain claim listed in Section 16.009(b) against a person who constructs or repairs an improvement to real property within a certain amount of time after substantial completion of the improvement. The bill would extend the limitations period by a certain amount of time where the claimant presents a written claim to the professional within the applicable limitations period.

Based on information provided by the Office of Court Administration, no significant fiscal impact to the state court system is anticipated as a result from implementing the provisions of the bill.

Local Government Impact

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

Source Agencies: 212 Office of Court Admin

LBB Staff: JMc, SLE, BH, MW