

## **BILL ANALYSIS**

Senate Research Center

S.B. 1109  
By: Duncan  
Jurisprudence  
3-21-97  
As Filed

### **DIGEST**

Currently, the law is ambiguous with regards to the award of attorney's fees against municipalities. This bill provides that attorney's fees should not be awarded against a municipality.

### **PURPOSE**

As proposed, S.B. 1109 provides that attorney's fees should not be awarded against a municipality.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 101.060(a), Civil Practice and Remedies Code, to provide that this chapter does not apply to a claim arising from the removal or destruction of road warning signs by a third person, unless a government unit fails to correct the removal or destruction within a reasonable time after receiving actual written notice.

SECTION 2. Effective date: September 1, 1997.  
Makes application of this Act prospective.

SECTION 3. Emergency clause.