



April 24, 2023

Senator Roger Niello
1021 O Street, Rm 7110
Sacramento, CA 95814

RE: SB 585 (Niello) Disability Access: Construction-Related Accessibility Claims: Statutory Damages -
SUPPORT

Dear Senator Niello:

The California Builders Alliance is pleased to support Senate Bill 585, which would delay legal action for construction-related accessibility claims until the defendant is served with a demand letter detailing the alleged violations and given 120 days to address them. If the defendant fixes the issue within this time frame, they will not be held liable for statutory damages, attorney's fees, or costs. Additionally, the bill would prevent plaintiffs from circumventing the notice and opportunity to correct provisions by claiming general discrimination damages under the Americans with Disabilities Act for violations of California's physical accessibility standards.

The California Builders Alliance (CBA) represents the combined membership of 18 Builders' Exchanges throughout the State of California. CBA's membership includes more than 4,000 commercial construction companies comprised of general contractors, subcontractors, suppliers, architects and engineers with companies ranging in size from sole proprietorships to firms in excess of 1,000 employees.

CBA's purpose is to advance and promote the built environment in the State of California. This includes providing industry education to legislators on the value of the construction industry in California, supporting consistent public works and infrastructure system funding, advocating for the State's investment in consistent and well-funded workforce development programs in the construction trades, and addressing legislative and regulatory issues that place onerous requirements upon the construction industry.

If you have any questions regarding our support of this legislation, please contact our legislative advocate, Mark Smith, at mark.smith@calbuilders.org or 916-335-5072.

Sincerely,

A handwritten signature in black ink that reads "Tim Murphy". The signature is stylized and cursive.

Tim Murphy
President, California Builders Alliance