



April 15, 2025

The Honorable Roger Niello
Member, California State Senate
1021 O Street, Suite 7110
Sacramento, CA 95814

RE: SB 84 (Niello), as Introduced, SUPPORT – Right to Cure Under ADA

Dear Senator Niello:

The Civil Justice Association of California (CJAC), and the organizations listed below, **SUPPORT** your **SB 84** which would prohibit construction-related accessibility claims under the ADA and the Unruh Civil Rights Act from being initiated until a small business defendant has been served with a demand letter specifying each alleged violation and given 120 days to correct them. This is common sense legislation that will provide meaningful protection for small businesses and greater access for the disability community.

Due to California's current statutory framework for construction-related accessibility claims, businesses, especially small businesses, have been targeted by a limited group of attorneys to leverage settlements for technical construction-related standards, regardless of whether the alleged violation actually impedes physical access to the facility for patrons with disabilities. Alleged violations for something as simple as not having the appropriate signage or symbol can prompt a claim even when the alleged violations can be quickly resolved.

Unfortunately, businesses are pressured into paying settlements for these lawsuits instead of focusing their financial resources on improving access at their place of business. This is especially true for small businesses, which have limited resources.

SB 84 would address this issue by providing small businesses with an opportunity to fix all the alleged violations within 120 days of receiving a demand letter, which will improve access in California and allow businesses to avoid high price tag shakedowns.

For the foregoing reasons, CJAC and the organizations listed below **SUPPORT SB 84**.

If you have any questions, please contact Chris Micheli at cmicheli@snodgrassmicheli.com or 916-743-6802.

Sincerely,



Kyla Christoffersen Powell
President & Chief Executive Officer

On behalf of the below-listed organizations:

Civil Justice Association of California – Kyla Christoffersen Powell
Alhambra Chamber of Commerce – John Bwarie
American Subcontractors Association of California – Naomi Padron
Anaheim Chamber of Commerce – Jerry Jordan
Associated General Contractors of California – Matthew Easley
Associated General Contractors, San Diego Chapter – Matthew Easley
Building Owners and Managers Association of California – Matthew Hargrove
Brea Chamber of Commerce – Lacy Schoen
California Builders Alliance – Mark Smith
California Business Properties Association – Matthew Hargrove
California Chamber of Commerce – Ashley Hoffman
California Craft Brewers Association – Kelsey McQuaid-Craig

California Fuels + Convenience Alliance – Alessandra Magnasco
California Grocers Association – Daniel Conway
California Hispanic Chambers of Commerce – Yolanda Benson
California Hotel + Lodging Association – A.J. Rossitto
California Restaurant Association – Matthew Sutton
California Retailers Association – Sarah Pollo Moo
California Self Storage Association – Naomi Padron
California Sheet Metal and Air Conditioning Contractors Association
Carlsbad Chamber of Commerce – Bret Schnazenbach
Carson Chamber of Commerce – Leah Skinner
Chino Valley Chamber of Commerce – Zeb Welborn
Coalition of Small and Disabled Veteran Businesses – Phil Vermeulen
El Dorado County Chamber of Commerce – Laurel Brent-Bumb
El Dorado Hills Chamber of Commerce – Debbie Manning
Elk Grove Chamber of Commerce – Angela Perry
Flasher Barricade Association – Phil Vermeulen
Folsom Chamber of Commerce – Joe Gagliardi
Fresno Business Council – Genelle Taylor Kumpe
Garden Grove Chamber of Commerce – Henry Rogers
Gateway Chambers Alliance – Caren Spilsbury
Glendora Chamber of Commerce – Joe Cina
Greater Conejo Valley Chamber of Commerce – Danielle Borja
Greater High Desert Chamber of Commerce – Mark Creffield
Hollywood Chamber of Commerce – Aaron Taxy
Lincoln Area Chamber of Commerce – Tom Indrieri
Livermore Valley Chamber of Commerce – Sherri Souza
Lompoc Valley Chamber of Commerce – DeVika Stalling
Lomita Chamber of Commerce – Heidi Butzine
Long Beach Area Chamber of Commerce – Celeste Wilson
Los Angeles County Business Federation – Tracy Hernandez
Mission Viejo Chamber of Commerce – Dave Benson
National Federation of Independent Business – Tim Taylor
New California Coalition – Micah Weinberg
Newport Beach Chamber of Commerce – Steve Rosansky
North San Diego Business Chamber of Commerce – Sophia Hernandez
Norwalk Chamber of Commerce – Caren Spilsbury
Oceanside Chamber of Commerce – Scott Ashton
Orange Chamber of Commerce and Visitors Bureau – Pattie Cordova
Porterville Chamber of Commerce – Kristy Martin
Poway Chamber of Commerce – Mike Leland
Rancho Cordova Chamber of Commerce – Diann Rogers
Rancho Cucamonga Chamber of Commerce – Heather Polk
Rancho Mirage Chamber of Commerce – Katie Slimko Stice
Redondo Beach Chamber of Commerce – Henry Rogers
Rocklin Chamber of Commerce – Robin Trimble
Roseville Area Chamber of Commerce – Rana Ghadban
Sacramento Regional Builders Exchange – Mark Smith
San Joaquin Valley Manufacturing Alliance – Genelle Taylor Kumpe
San Marcos Chamber of Commerce – Rick Rungaitis
San Pedro Chamber of Commerce – Elise Swanson
Santa Ana Chamber of Commerce – Timothy Jemal

Santa Barbara South Coast Chamber of Commerce – Dustin Hoiseth
Santa Clarita Valley Chamber of Commerce -- Mitchell van Bekkum
Shingle Springs/Cameron Park Chamber of Commerce – Colette Thiel
South Bay Association of Chambers of Commerce – Henry Rogers
Southwest California Legislative Council – Adam Ruiz
Torrance Chamber of Commerce – Donna Duperron
Truckee Chamber of Commerce – Jessica Penman
Tulare Chamber of Commerce – Donnette Silva Carter
United Chamber Advocacy Network – Rana Ghadban
Valley Industry & Commerce Association – Victor Reyes-Morelos
Vista Chamber of Commerce – Rachel Bell
Western Electrical Contractors Association – Richard Markuson
West Ventura County Business Alliance – Andy Conli
Wine Institute – Anna Ferrera

cc: Members, Senate Judiciary Committee
Amanda Mattson, Counsel, Senate Judiciary Committee
Morgan Branch, Senate Republican Caucus
Calvin Rusch, Legislative Director, Office of Senator Niello