

By: Leach

H.B. No. 5067

A BILL TO BE ENTITLED

AN ACT

relating to the jurisdiction of the Fifteenth Court of Appeals.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 22.220(d), Government Code, is amended read as follows:

(d) The Court of Appeals for the Fifteenth Court of Appeals District has exclusive intermediate appellate jurisdiction over the following matters arising out of or related to a civil case:

(1) matters brought by or against the state or a board, commission, department, office, or other agency in the executive branch of the state government, including a university system or institution of higher education as defined by Section 61.003, Education Code, or by or against an officer or employee of the state or a board, commission, department, office, or other agency in the executive branch of the state government arising out of that officer's or employee's official conduct, other than:

(A) a proceeding brought under the Family Code and any related motion or proceeding;

(B) a proceeding brought under Chapter 7B or Article 17.292, Code of Criminal Procedure;

(C) a proceeding brought against a district attorney, a criminal district attorney, or a county attorney with criminal jurisdiction;

(D) a proceeding relating to a mental health

1 commitment;

2 (E) a proceeding relating to civil asset  
3 forfeiture;

4 (F) a condemnation proceeding for the  
5 acquisition of land or a proceeding related to eminent domain;

6 (G) a proceeding brought under Chapter 101, Civil  
7 Practice and Remedies Code;

8 (H) a claim of personal injury or wrongful death;

9 (I) a proceeding brought under Chapter 125, Civil  
10 Practice and Remedies Code, to enjoin a common nuisance;

11 (J) a proceeding brought under Chapter 55, Code  
12 of Criminal Procedure;

13 (K) a proceeding under Chapter 22A, Government  
14 Code;

15 (L) a proceeding brought under Subchapter E-1,  
16 Chapter 411, Government Code;

17 (M) a proceeding brought under Chapter 21, Labor  
18 Code;

19 (N) a removal action under Chapter 87, Local  
20 Government Code; or

21 (O) a proceeding brought under Chapter 841,  
22 Health and Safety Code;

23 (2) matters in which a party to the proceeding files a  
24 petition, motion, or other pleading challenging the  
25 constitutionality or validity of a state statute or rule and the  
26 attorney general is a party to the case; and

27 (3) any other matter as provided by law.

1           (4) No civil notice of appeal filed in a trial court  
2 shall designate that it should be assigned to the Court of Appeals  
3 for the Fifteenth Court of Appeals District unless a matter being  
4 appealed falls within the Court of Appeals for the Fifteenth Court  
5 of Appeals District's exclusive jurisdiction.

6           SECTION 2. The changes in law made by this Act apply only to  
7 an appeal commenced by the filing of a notice of appeal on or after  
8 the effective date of this Act. An appeal commenced by filing a  
9 notice of appeals before the effective date of this Act is governed  
10 by the law applicable to that appeal immediately before the  
11 effective date of this Act, and that law is continued in effect for  
12 that purpose.

13           SECTION 3. This Act takes effect immediately if it receives  
14 a vote of two-thirds of all the members elected to each house, as  
15 provided by Section 39, Article III, Texas Constitution. If this  
16 Act does not receive the vote necessary for immediate effect, this  
17 Act takes effect September 1, 2025.