

By: McReynolds

H.B. No. 2323

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the transfer of certain suits regarding workers'
3 compensation claims.

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

5 SECTION 1. Section 410.252, Labor Code, is amended by
6 adding Subsections (c) and (d) to read as follows:

7 (c) If a suit under this section is filed in a county other
8 than the county described by Subsection (b), the court, on
9 determining that it does not have jurisdiction to render judgment
10 on the merits of the suit, shall transfer the case to a proper court
11 in a county described by Subsection (b). Notice of the transfer of
12 a suit shall be given to the parties. A suit transferred under this
13 subsection shall be considered for all purposes the same as if
14 originally filed in the court to which it is transferred.

15 (d) If a suit is initially filed within the 40-day period in
16 Subsection (a), and is transferred under Subsection (c), the suit
17 is considered to be timely filed in the court to which it is
18 transferred.

19 SECTION 2. Section 410.252, Labor Code, as amended by this
20 Act, applies only to a cause of action that accrues on or after the
21 effective date of this Act. A cause of action that accrues before
22 that date is governed by the law as it existed immediately before
23 the effective date of this Act, and that law is continued in effect
24 for that purpose.

1 SECTION 3. This Act takes effect September 1, 2003.