

1-1 By: McReynolds (Senate Sponsor - Carona) H.B. No. 2323  
1-2 (In the Senate - Received from the House May 19, 2003;  
1-3 May 20, 2003, read first time and referred to Committee on State  
1-4 Affairs; May 23, 2003, reported favorably by the following vote:  
1-5 Yeas 6, Nays 0; May 23, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the transfer of certain suits regarding workers'  
1-9 compensation claims.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 410.252, Labor Code, is amended by  
1-12 adding Subsections (c) and (d) to read as follows:

1-13 (c) If a suit under this section is filed in a county other  
1-14 than the county described by Subsection (b), the court, on  
1-15 determining that it does not have jurisdiction to render judgment  
1-16 on the merits of the suit, shall transfer the case to a proper court  
1-17 in a county described by Subsection (b). Notice of the transfer of  
1-18 a suit shall be given to the parties. A suit transferred under this  
1-19 subsection shall be considered for all purposes the same as if  
1-20 originally filed in the court to which it is transferred.

1-21 (d) If a suit is initially filed within the 40-day period in  
1-22 Subsection (a), and is transferred under Subsection (c), the suit  
1-23 is considered to be timely filed in the court to which it is  
1-24 transferred.

1-25 SECTION 2. Section 410.252, Labor Code, as amended by this  
1-26 Act, applies only to a cause of action that accrues on or after the  
1-27 effective date of this Act. A cause of action that accrues before  
1-28 that date is governed by the law as it existed immediately before  
1-29 the effective date of this Act, and that law is continued in effect  
1-30 for that purpose.

1-31 SECTION 3. This Act takes effect September 1, 2003.

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