

Amend the Van Arsdale amendment to **CSHB 3** by striking the text of the amendment and substituting:

Amend **CSHB 3** by inserting a new appropriately numbered Article and renumbering subsequent articles accordingly:

ARTICLE ____ . APPEAL

SECTION ____ . (a) The constitutionality and other validity under the state or federal constitution of all or any part of Article 1 of this Act may be determined in an action for declaratory judgment in a district court in Travis County under Chapter 37, Civil Practice and Remedies Code.

(b) An appeal of a declaratory judgment or order, however characterized, of a district court, including an appeal of the judgment of an appellate court, holding or otherwise determining that all or any part of Article 1 of this Act is constitutional or unconstitutional, or otherwise valid or invalid, under the state or federal constitution is an accelerated appeal.

(c) If the judgment or order is interlocutory, an interlocutory appeal may be taken from the judgment or order and is an accelerated appeal.

(d) A district court in Travis County may grant or deny a temporary or otherwise interlocutory injunction or a permanent injunction on the grounds of the constitutionality or unconstitutionality, or other validity or invalidity, under the state or federal constitution of all or any part of Article 1 of this Act.

(e) There is a direct appeal to the supreme court from an order, however characterized, of a trial court granting or denying a temporary or otherwise interlocutory injunction or a permanent injunction on the grounds of the constitutionality or unconstitutionality, or other validity or invalidity, under the state or federal constitution of all or any part of Article 1 of this Act. The direct appeal is an accelerated appeal.

(f) This section exercises the authority granted by Section 3-b, Article V, Texas Constitution.

(g) An appeal under this section, including an interlocutory, accelerated, or direct appeal, is governed, as applicable, by the Texas Rules of Appellate Procedure, including

Rules 25.1(d)(6), 26.1(b), 28.1, 28.3, 32.1(g), 37.3(a)(1), 38.6(a) and (b), 40.1(b), and 49.4.

(h) A district court shall issue its order on or before the 120th day after the day an action described by this section is filed before it.

(i) The supreme court shall issue its decision on or before the 120th day after the day it receives an appeal described by this section.

SECTION __. (a) The supreme court has exclusive jurisdiction over a challenge to the constitutionality of any part of this Act, other than Article 1 of this Act, and may issue injunctive or declaratory relief in connection with the challenge.

(b) The supreme court shall rule on a challenge filed under this section on or before the 120th day after the date the challenge is filed.

SECTION __. This article applies only to an action filed on or after the effective date of this Act.