

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

March 2, 2005

TO: Honorable Joe Nixon, Chair, House Committee on Civil Practices

FROM: John S. O'Brien, Deputy Director, Legislative Budget Board

IN RE: HB1294 by Rose (Relating to permissive interlocutory appeals in civil actions.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would make changes in procedure allowing for appeals from interlocutory orders in situations where the order to be appealed involves a controlling question of law as to which there is a substantial ground for difference of opinion or where and immediate appeal from the order may materially advance the ultimate termination of the litigation. The First, Seventh, and Eighth Courts of Appeals indicate the bill would generate additional appeals and more casework for court staff. However, this estimate assumes that the cost of processing additional appeals is not a significant fiscal impact statewide.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 221 First Court of Appeals District, Houston, 227 Seventh Court of Appeals District, Amarillo, 228 Eighth Court of Appeals District, El Paso

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