

By: Duncan

S.B. No. 1167

A BILL TO BE ENTITLED

AN ACT

relating to appeals in cases arising under the Federal Arbitration Act.

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

SECTION 1. Subchapter B, Chapter 51, Civil Practice and Remedies Code, is amended by adding Section 51.016 to read as follows:

Sec. 51.016. APPEAL ARISING UNDER FEDERAL ARBITRATION ACT.

In a matter subject to the Federal Arbitration Act (9 U.S.C. Section 1 et seq.), a person may take an appeal or writ of error to the court of appeals from the judgment or interlocutory order of a district court, county court at law, or county court under the same circumstances that an appeal from a federal district court's order or decision would be permitted by 9 U.S.C. Section 16.

SECTION 2. (a) Except as provided by this section, the change in law made by this Act applies to an action filed on or after the effective date of this Act or pending on the effective date of this Act.

(b) The change in law made by this Act does not apply to the appeal of an interlocutory order in an action pending on the effective date of this Act if the appeal of the order is initiated before the effective date of this Act.

SECTION 3. This Act takes effect September 1, 2007.