

1-1 By: Duncan S.B. No. 1167
1-2 (In the Senate - Filed March 5, 2007; March 14, 2007, read
1-3 first time and referred to Committee on State Affairs;
1-4 April 16, 2007, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 7, Nays 0; April 16, 2007,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1167 By: Harris

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to appeals in cases arising under the Federal Arbitration
1-11 Act.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter B, Chapter 51, Civil Practice and
1-14 Remedies Code, is amended by adding Section 51.016 to read as
1-15 follows:

1-16 Sec. 51.016. APPEAL ARISING UNDER FEDERAL ARBITRATION ACT.

1-17 In a matter subject to the Federal Arbitration Act (9 U.S.C. Section
1-18 1 et seq.), a person may take an appeal or writ of error to the court
1-19 of appeals from the judgment or interlocutory order of a district
1-20 court, county court at law, or county court under the same
1-21 circumstances that an appeal from a federal district court's order
1-22 or decision would be permitted by 9 U.S.C. Section 16.

1-23 SECTION 2. (a) Except as provided by this section, the
1-24 change in law made by this Act applies to an action filed on or after
1-25 the effective date of this Act or pending on the effective date of
1-26 this Act.

1-27 (b) The change in law made by this Act does not apply to the
1-28 appeal of an interlocutory order in an action pending on the
1-29 effective date of this Act if the appeal of the order is initiated
1-30 before the effective date of this Act.

1-31 SECTION 3. This Act takes effect September 1, 2007.

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