

1-1 By: Elkins (Senate Sponsor - Wentworth) H.B. No. 1083
1-2 (In the Senate - Received from the House May 12, 2009;
1-3 May 13, 2009, read first time and referred to Committee on
1-4 Jurisprudence; May 21, 2009, reported favorably by the following
1-5 vote: Yeas 5, Nays 0; May 21, 2009, sent to printer.)

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

1-8 relating to mediation orders in certain arbitration proceedings.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Section 154.021, Civil Practice and Remedies
1-11 Code, is amended by adding Subsection (c) to read as follows:

1-12 (c) Except as provided by agreement of the parties, a court
1-13 may not order mediation in an action that is subject to the Federal
1-14 Arbitration Act (9 U.S.C. Sections 1-16).

1-15 SECTION 2. The change in law made by this Act applies only
1-16 to an action that is commenced on or after the effective date of
1-17 this Act. An action that is commenced before the effective date of
1-18 this Act is governed by the law as it existed immediately before
1-19 that date, and that law is continued in effect for that purpose.

1-20 SECTION 3. This Act takes effect immediately if it receives
1-21 a vote of two-thirds of all the members elected to each house, as
1-22 provided by Section 39, Article III, Texas Constitution. If this
1-23 Act does not receive the vote necessary for immediate effect, this
1-24 Act takes effect September 1, 2009.

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