

By: Duncan

S.B. No. 1650

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to appeals in cases arising under the Federal Arbitration  
3 Act.

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

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

8 Sec. 51.016. APPEAL ARISING UNDER FEDERAL ARBITRATION ACT.  
9 In a matter subject to the Federal Arbitration Act (9 U.S.C. Section  
10 1 et seq.), a person may take an appeal or writ of error to the court  
11 of appeals from the judgment or interlocutory order of a district  
12 court, county court at law, or county court under the same  
13 circumstances that an appeal from a federal district court's order  
14 or decision would be permitted by 9 U.S.C. Section 16.

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

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

23 SECTION 3. This Act takes effect September 1, 2009.