

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

May 17, 2011

TO: Honorable Robert Duncan, Chair, Senate Committee on State Affairs

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

IN RE: HB720 by Hartnett (Relating to the designation of a person as a vexatious litigant.), As Engrossed

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| No significant fiscal implication to the State is anticipated. |
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The bill would amend the Civil Practice and Remedies Code to permit explicitly a person who has been found to be a vexatious litigant subject to a prefiling order to file an appeal or writ of mandamus with the court of appeals within 30 days of the decision. The bill would require a clerk to provide the Office of Court Administration (OCA) with copies of prefiling orders within 30 days of the order being signed. Persons found to be vexatious litigants could request that OCA post the person is appealing that designation. To the extent the bill would increase filings in the courts of appeals or require clerks to forward copies of certain orders within 30 days; no significant increase is anticipated to the workloads of the appellate courts statewide. The bill would take effect September 1, 2011.

Local Government Impact

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

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

LBB Staff: JOB, KJG, KKR, JT, TB