

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 23, 2013

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB2935** by Hunter (Relating to the interlocutory appeal of a denial of a motion to dismiss in an action involving the exercise of certain constitutional rights.), **As Passed 2nd House**

<p>No significant fiscal implication to the State is anticipated.</p>
--

The bill would amend the Civil Practice and Remedies Code to allow an appeal from an interlocutory order denying a motion to dismiss based on the exercise of certain constitutional rights. The bill would repeal the Civil Practice and Remedies Code Section 27.008(c) relating to the timeline for certain appeals. The bill also amends Civil Practice and Remedies Code provisions relating to hearings, discovery procedure, and evidentiary standards in certain cases.

The bill would take effect immediately if receiving a two-thirds vote of each house, otherwise the bill would take effect September 1, 2013. Although it is anticipated that the bill may increase the number of appeals, no significant fiscal impact to the court system is expected to result from the bill.

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: UP, AG, AM, TB, CL