

By: Creighton

S.B. No. 1441

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the right of certain appellants to supersede a judgment
3 or order on appeal.

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

5 SECTION 1. Section 22.004, Government Code, is amended by
6 adding Subsection (i) to read as follows:

7 (i) The supreme court shall adopt rules to provide that the
8 right of an appellant under Section 6.001(b)(1), (2), or (3), Civil
9 Practice and Remedies Code, to supersede a judgment or order on
10 appeal is not subject to being counter-superseded under Rule
11 24.2(a)(3), Texas Rules of Appellate Procedure, or any other rule.

12 SECTION 2. The Texas Supreme Court shall adopt the rules
13 required by Section 22.004(i), Government Code, as added by this
14 Act, before May 1, 2018.

15 SECTION 3. This Act takes effect September 1, 2017.