

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

April 17, 2021

TO: Honorable Jeff Leach, Chair, House Committee on Judiciary & Civil Jurisprudence

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB4213 by Murr (Relating to the appeal of a party or attorney representing a party of a sanction issued by a court following a ruling on a motion to recuse.), **As Introduced**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend the Civil Practice and Remedies Code to provide that in a proceeding in which a party or an attorney representing a party files a motion to recuse the court, and following a ruling, is ordered to pay certain fees or expenses, the party or attorney may file a notice of appeal with the court within a certain number of days. Under the bill's provisions, the appealing party or attorney would be entitled to and must have the sanctions order reviewed de novo by a jury or a judge. The bill would requires the Supreme Court of Texas to promulgate changes to the Texas Rules of Civil Procedure to comply with the new section.

Based on information provided by the Office of Court Administration, no significant fiscal impact to the state court system is anticipated as a result from implementing the provisions of the bill.

Local Government Impact

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

Source Agencies: 212 Office of Court Admin

LBB Staff: JMc, SLE, BH