

## **BILL ANALYSIS**

Senate Research Center  
78R15650 SLO-D

C.S.S.B. 449  
By: Williams  
Jurisprudence  
5/15/2003  
Committee Report (Substituted)

### **DIGEST AND PURPOSE**

Currently, the three member Ninth Court of Appeals is attempting to perform the caseload of a four member court. Therefore, there has been a high number of transferred cases and high ratio of cases assigned per judge. C.S.S.B. 449 adds a fourth justice to the Court of Appeals for the Ninth Court of Appeals and removes a justice from the Court of Appeals for the Eighth Court of Appeals District.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 22.216(h), Government Code, to provide that the Court of Appeals for the Eighth Court of Appeals District consists of a chief justice and two, rather than three, justices.

SECTION 2. Amends Section 22.216(i), Government Code, to provide that the Court of Appeals for the Ninth Court of Appeals District consists of a chief justice and three, rather than two, justices.

SECTION 3. Provides that the Eighth Court of Appeals consists of a chief justice and three justices until a vacancy occurs or the term of a justice expires, whichever occurs first, notwithstanding Section 22.216(h), Government Code, as amended by this Act. Establishes that Section 22.216(h), Government Code, as amended by this Act, does not affect the office of a justice of the Eighth Court of Appeals serving September 1, 2003, and the justice, unless otherwise removed, continues to serve for the term to which the justice was elected.

SECTION 4. (a) Specifies that except as provided by Subsection (b) of this section, this Act takes effect September 1, 2003.

(b) Provides that Section 2 of this Act takes effect January 1, 2005.