

HB 538 -- Civil Cases

Sponsor: Walton Gray

This bill gives any person aggrieved by a final judgment entered summarily or voluntarily, with prejudice, in a civil case tried without a jury the right to either a trial de novo or a direct appeal on the record to the appropriate appellate court.

In all proceedings reviewable on appeal by trial de novo or by an appellate court, the appeal must go directly to the court having jurisdiction, but lack of jurisdiction must not be a ground for dismissal, and the proceeding must be transferred to the circuit or appellate court having jurisdiction. An original action filed in a court lacking jurisdiction or venue must be transferred to the appropriate court.