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HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Connick to Engrossed House Bill No. 917 by Representative Garofalo

1 AMENDMENT NO. 1

2 On page 1, line 2, change "Article 1732" to "Articles 1732 and 1734.1(A)"

3 AMENDMENT NO. 2

4 On page 1, line 4, after "trial;" and before "and" insert the following:

5 "to provide procedures for fixing and paying of the cash deposit for costs of a trial
6 by jury;"

7 AMENDMENT NO. 3

8 On page 1, line 6, change "Article 1732 is" to "Articles 1732 and 1734.1(A) are"

9 AMENDMENT NO. 4

10 On page 2, after line 19, add the following:

11 "* * *

12 Art. 1734.1. Cash deposit; procedure

13 A. When the case has been set for trial, the court may order, in lieu of the

14 bond required in Article 1734, a non-refundable deposit for costs, which shall be a

15 specific cash amount, and the court shall fix the time for making the deposit, which

16 shall be no later than thirty days prior to trial. The deposit shall include sufficient

17 funds for payment of all costs associated with a jury trial, including juror fees and

18 expenses and charges of the jury commission, clerk of court, and sheriff. The

19 required deposit shall not exceed ~~two~~ four thousand dollars for the first day and ~~four~~

20 ~~hundred~~ one thousand dollars per day for each additional day the court estimates the

21 trial will last. Notice of the fixing of the deposit shall be served on all parties. If the

22 deposit is not timely made, any other party shall have an additional ten days to make

23 the required deposit. Failure to post the cash deposit shall constitute a waiver of a

24 trial by jury. However, no cash deposit shall be required of an applicant for a jury

25 trial under the provisions of this Article if waived or an order is rendered, pursuant

26 to Chapter 5 of Title I of Book IX of the Code of Civil Procedure, permitting the

27 applicant to litigate or continue to litigate without payment of costs in advance or

28 furnishing security therefor.

29 * * *"

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.