
HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 613 by Representative Abramson

1 AMENDMENT NO. 1

2 On page 1, delete lines 10 through 20 in their entirety and on page 2, delete lines 1 through
3 12 in their entirety and insert the following:

4 "~~(1) A suit where the amount of no individual petitioner's cause of action~~
5 ~~exceeds fifty thousand dollars exclusive of interest and costs, except as follows: or~~
6 ~~proceeding, including consolidated and class actions, involving:~~

7 (a) Only one petitioner where the amount of the petitioner's cause of action
8 does not exceed fifty thousand dollars exclusive of interest and costs; or

9 (b) Two or more petitioners where:

10 (i) No individual petitioner's cause of action exceeds fifty thousand dollars
11 exclusive of interest and costs; or

12 (ii) The aggregate amount of all petitioners' causes of action does not exceed
13 one hundred thousand dollars exclusive of interest and costs.

14 ~~(a)(c) If an individual petitioner stipulates the petitioner in an action under~~
15 ~~Subsubparagraph (a) of this Subparagraph or all of the petitioners in an action under~~
16 ~~Subsubparagraph (b) of this Subparagraph stipulate or otherwise judicially admits~~
17 ~~sixty admit:~~

18 (i) Sixty days or more prior to trial that the amount of the individual
19 petitioner's cause of action or the aggregate amount of all of the petitioners' causes
20 of action does not exceed fifty thousand dollars the applicable monetary limitations
21 provided by Subsubparagraph (a) or (b) of this Subparagraph, exclusive of interest
22 and costs, a no defendant shall not be entitled to a trial by jury.

23 ~~(b) If an individual petitioner stipulates or otherwise judicially admits for the~~
24 ~~first time less~~

25 (ii) Less than sixty days prior to trial that the amount of the individual
26 petitioner's cause of action or the aggregate of all of the petitioners' causes of action
27 does not exceed fifty thousand dollars the applicable monetary limitations provided
28 by Subsubparagraph (a) or (b) of this Subparagraph, exclusive of interest and costs,
29 any other party a defendant may retain the right to a trial by jury if that party is
30 entitled to a trial by jury pursuant to this Article and defendant has otherwise
31 complied with the procedural requirements for obtaining a trial by jury.

32 ~~(c)(d) Notwithstanding Subsubparagraphs (a) and (b) Subsubparagraph (c)~~
33 ~~of this Subparagraph, if, as a result of a compromise or dismissal of one or more~~
34 ~~claims or parties which occurs less than sixty days prior to trial, an individual~~
35 ~~petitioner stipulates or otherwise judicially admits that the amount of the individual~~
36 ~~petitioner's cause of action does not exceed fifty thousand dollars exclusive of~~
37 ~~interest and costs, a defendant shall not be entitled to a trial by jury the petitioner in~~
38 ~~an action under Subsubparagraph (a) of this Subparagraph or all of the petitioners~~
39 ~~under Subsubparagraph (b) of this Subparagraph stipulate or otherwise judicially~~
40 ~~admit that the amount of all of the remaining causes of action do not exceed the~~
41 ~~applicable monetary limitations provided by Subparagraph (a) or (b) of this~~
42 ~~Paragraph, exclusive of interest and costs, no defendant shall be entitled to a trial by~~
43 ~~jury."~~