

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 42 By Senator Murray

KEYWORD AND SUMMARY AS RETURNED TO THE SENATE

COURTS. Constitutional Amendment to require reargument before a 5-judge panel prior to reversal or modification of judgments rendered by office of workers' compensation when one judge of the original 3-judge panel dissents. (2/3-CA13s1(A))

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Changes "must" to "shall".
2. Revises ballot language to specify applicability to the courts of appeal.

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

Present constitution provides that a majority of the judges sitting in a case must concur to render judgment. However, in civil matters only, when a judgment of a district court is to be modified or reversed and one judge dissents, the case shall be reargued before a panel of at least five judges prior to rendition of judgment, and a majority must concur to render judgment.

Proposed constitutional amendment retains present constitution and additionally provides that when an administrative agency determination in a worker's compensation claim is to be modified or reversed and one judge dissents, the case shall be reargued before a panel of at least five judges prior to rendition of judgment, and a majority shall concur to render judgment.

Specifies submission of the amendment to the voters at the statewide election to be held on November 2, 2010.

(Amends Const. Article V, Section 8(B))

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