

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 85
by Senator Gautreaux

1 AMENDMENT NO. 1

2 On page 3, at the end of line 25, insert

3 **"However, the petition shall be served on the defendant as provided by law and**
4 **any defendant desiring to contest the validity of the taking on the ground that**
5 **the property was not expropriated for a public use may file a motion to dismiss**
6 **the suit within ten days from the date the petition was served on him. He shall**
7 **certify thereon that a copy thereof has been served personally or by mail on**
8 **either the plaintiff or his attorney of record in the suit. This motion shall be**
9 **tried contradictorily with preference to the judge alone and shall be decided**
10 **prior to the court's declaring the property has been taken for public purposes."**