
HOUSE COMMITTEE AMENDMENTS

2015 Regular Session

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 497 by Representative Henry

1 AMENDMENT NO. 1

2 On page 1, line 2, after "relative to" delete the remainder of the line and delete lines 3
3 through 5, and insert the following:

4 "damages; to provide relative to actions for injury caused by acts of terror;
5 to provide for definitions; to provide for frivolous or fraudulent claims; to
6 provide for court costs and attorney fees; and to provide for related matters."

7 AMENDMENT NO. 2

8 On page 1, delete lines 9 through 16 and insert the following:

9 "A. In addition to general and special damages, a prevailing plaintiff
10 shall also be awarded court costs and reasonable attorney fees in the
11 appropriate district or appellate court upon proof that the injuries on which
12 the action is based were caused by a wanton and reckless disregard for the
13 rights and safety of the person or the person's property through an act of
14 terror or terrorism resulting in injury to the person or damage to the person's
15 property, regardless of whether the defendant was prosecuted for his acts."

16 AMENDMENT NO. 3

17 On page 1, delete lines 19 and 20

18 AMENDMENT NO. 4

19 On page 2, at the beginning of line 1, change "D." to "C."

20 AMENDMENT NO. 5

21 On page 2, delete lines 12 through 14 and insert the following:

22 "(2) "Terrorist" means a person who knowingly does any of the
23 following:

24 (a) Commits an act of terror.

25 (b) Acts as an accessory before or after the fact, aids or abets,
26 solicits, or conspires to commit an act or terror.

27 (c) Lends material support to an act of terror.

28 E. Upon motion of the defendant or upon its own motion, if the court
29 determines that any action alleging an act of terror is frivolous or fraudulent,
30 the court shall award costs of court, reasonable attorney fees, and any other
31 related costs to the defendant and any other sanctions and relief requested
32 pursuant to Code of Civil Procedure Article 863."