

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 245 by Representative Talbot

AMENDMENT NO. 1

On page 2, at the end of line 3, delete "has" and delete line 4 in its entirety

AMENDMENT NO. 2

On page 2, at the beginning of line 5, delete "which the plaintiff"

AMENDMENT NO. 3

On page 2, at the end of line 6, change the period "." to a comma "," and insert "except a direct action against a foreign or alien insurer may also be brought in accordance with Article 42(7)."

AMENDMENT NO. 4

On page 2, line 9, change "shall" to "may"

AMENDMENT NO. 5

On page 2, at the end of line 11, change the period "." to a semicolon ";" and insert the following:

"however, no suit brought in the parish in which the plaintiff is domiciled, and in a court which is otherwise a court of competent jurisdiction and proper venue, shall be transferred to any other court pursuant to this Article.

C. Allegations, presentation of evidence, and findings in accordance with this Article shall not:

(1) Result in any presumption at trial that a party was exposed as alleged nor that he is impaired by an asbestos-related, silica-related, or other alleged latent disease.

(2) Be conclusive as to the liability of any defendant.

(3) Be admissible at trial, unless otherwise admissible in accordance with the Code of Evidence.

(4) Result in any instruction by the court to the jury with respect to the allegations, presentation of evidence, and findings in accordance with this Article and no counsel for any party, nor any witness, shall inform the jury or potential jurors of any showing or finding subject to appropriate sanctions."