



*Synopsis of House Committee Amendments**

David Gold

Legislative Service Commission

Am. Sub. S.B. 370 127th General Assembly (H. Judiciary)

The House Judiciary Committee amended the bill to:

(1) Change the time within which the claimant must provide asbestos trust claims information and respond to certain subsequent disclosure demands from 30 days after commencing an action to 30 days after the assignment of an initial trial date;

(2) Require that the claimant must provide asbestos trust claims information and respond to certain subsequent disclosure demands within 30 days after the effective date of the bill in actions that are pending *and that have been assigned an initial trial date* on that effective date;

(3) Eliminate the specific option of the claimant in responding to a motion for a stay to request a judicial determination as to whether the reasonably anticipated recovery from the asbestos trust claim will be exceeded by the costs of filing the claim;

(4) Require a court, if a claimant files a response to a motion for a stay *and if the defendant has not met its burden of providing required information in support of the motion*, to determine if a *successful* asbestos trust claim could be submitted in good faith to each asbestos trust identified in the motion;

(5) Impose on the claimant, in response to a motion for a stay, the burden of proving that asbestos trust claims should not be filed with or submitted to the asbestos trust because a *successful* asbestos trust claim cannot be made in good faith or that the reasonably anticipated recovery *renders the filing of the claim economically imprudent* (rather than that the reasonably anticipated recovery from the asbestos trust claim will be exceeded by the costs of filing the claim);

(6) Refer to *the* rules of evidence rather than *applicable* rules of evidence.

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* This synopsis does not address amendments that may have been adopted on the House floor.