

Amendments to House Bill No. 322
1st Reading Copy

Requested by Representative Anders Blewett

For the House Judiciary Committee

Prepared by Greg Petesch
February 12, 2009 (6:59am)

1. Title, line 6.

Following: "INTEREST;"

Strike: "AND"

2. Title, line 7.

Following: "MCA"

Insert: "; AND PROVIDING AN APPLICABILITY DATES"

3. Page 1, lines 21 through line 24.

Strike: subsection (b) in its entirety

Insert: "(b) whether the person has been employed by a party to the arbitration proceeding within the last 5 years;"

4. Page 1, line 25.

Following: "(c) (i)"

Insert: "(A) the names of the parties to arbitration proceedings commenced after October 1, 2009, other than the pending proceeding, in which the person served or is serving as a party arbitrator and not a neutral arbitrator for any party to that proceeding or as an attorney for a party to that proceeding and the results of each of those proceedings that were arbitrated to conclusion; or
(B) beginning October 1, 2014,"

5. Page 2, line 2.

Following: ";"

Insert: "and"

6. Page 2, lines 3 and 4.

Strike: "and" on line 3 through ";" on line 4

7. Page 2, line 5.

Following: "(d) (i)"

Insert: "(A) the names of the parties to arbitration proceedings commenced after October 1, 2009, other than the pending proceeding, in which the person served or is serving as a party arbitrator and not a neutral arbitrator for any party to that proceeding or as an attorney for a party to that proceeding and the results of each of those proceedings that were arbitrated to conclusion; or

(B) beginning October 1, 2014,"

8. Page 2, line 13.

Following: ";"

Insert: "and"

9. Page 2, line 15.

Strike: line 15 in its entirety

10. Page 2, lines 17 through 19.

Strike: "; and" on line 17 through "party" on line 19

Insert: "within the last 5 years"

11. Page 2, line 20.

Strike: "subsection (4)(c)(i)"

Insert: "subsection (4)(c) and (4)(d)"

12. Page 2.

Following: line 27

Insert: "(8) This section does not apply to:

(a) arbitration agreements that have been approved by the United States security and exchange commission pursuant to the Securities and Exchange Act of 1934; or

(b) arbitrations conducted by the Montana bar association's voluntary fee arbitration program."

13. Page 3, line 20.

Strike: "the"

Insert: "a material"

14. Page 3, line 21.

Following: the first "of"

Insert: "a material"

Strike: "1 year"

Insert: "90 days"

- END -