



**SENATE AMENDMENT 1,
TO SENATE BILL 19**

September 26, 2013 – Offered by Senator GROTHMAN.

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 1, line 2: delete “state” and substitute “executive”.
- 3 **2.** Page 2, line 9: delete lines 9 to 14.
- 4 **3.** Page 2, line 17: delete “a state agency” and substitute “an agency in the
5 executive branch”.
- 6 **4.** Page 3, line 3: delete the material beginning with “there are” and ending
7 with “resources in” on line 4.
- 8 **5.** Page 3, line 4: after “office” insert “lacks sufficient and appropriate legal and
9 financial resources, which necessitates the need”.
- 10 **6.** Page 3, line 4: after “services.” insert “The governor shall consult with the
11 attorney general in making this finding.”.
- 12 **7.** Page 3, line 5: before “amount” insert “estimated”.

1 **8.** Page 3, line 8: delete that line and substitute:

2 “3. The venue in which the litigation would likely occur.”.

3 **9.** Page 3, line 12: delete “invite proposals to be submitted unless the governor
4 determines” and substitute “request the department of administration to invite bids
5 to be submitted. The department of administration shall invite bids and shall ensure
6 that the notice of the bidding process contains any pertinent requirements in this
7 section. Following the bidding process, the secretary of administration shall
8 recommend a responsible bidder to the governor, who shall make the final
9 determination. The governor may determine”.

10 **10.** Page 3, line 13: delete “proposals” and substitute “bids”.

11 **11.** Page 3, line 13: delete “sets” and substitute “the governor shall set”.

12 **12.** Page 3, line 14: delete that line.

13 **13.** Page 3, line 16: after “fee” insert “excluding reasonable costs and
14 expenses, as determined by the court with jurisdiction over the action,”.

15 **14.** Page 3, line 18: delete lines 18 to 24 and substitute:

16 “b. If the recovery is at least \$10 million but less than \$15 million, the sum of
17 \$2,500,000 and 20 percent of the amount by which the recovery exceeds \$10 million.

18 c. If the recovery is at least \$15 million but less than \$20 million, the sum of
19 \$3,500,000 and 15 percent of the amount by which the recovery exceeds \$15 million.

20 d. If the recovery is at least \$20 million but less than \$25 million, the sum of
21 \$4,250,000 and 10 percent of the amount by which the recovery exceeds \$20 million.

22 e. If the recovery is at least \$25 million, the sum of \$4,750,000 and 5 percent
23 of the amount by which the recovery exceeds \$25 million.”.

