

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL NO. 468  
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “Senator Garagiola” and substitute “Senators Garagiola, Forehand, and Jacobs”.

AMENDMENT NO. 2

On page 1, in line 8, after “cardholder;” insert “requiring the State to provide a certain notice to the defendant within a certain time period before a proceeding in which the State intends to introduce certain evidence; requiring the State to require the presence at the proceeding of a certain affiant as a prosecution witness under certain circumstances;”.

AMENDMENT NO. 3

On page 1, in line 19, before “IN” insert “(A)”; and after line 24, insert:

“(B) (1)

AT LEAST 10 DAYS BEFORE A PROCEEDING IN WHICH THE STATE INTENDS TO INTRODUCE INTO EVIDENCE AN AFFIDAVIT AS PROVIDED UNDER THIS SECTION, THE STATE SHALL PROVIDE WRITTEN NOTICE TO THE DEFENDANT THAT THE STATE INTENDS TO:

(I) RELY ON THE AFFIDAVIT; AND

(II)

INTRODUCE THE AFFIDAVIT INTO EVIDENCE AT THE PROCEEDING.

(2)

ON WRITTEN DEMAND OF A DEFENDANT FILED AT LEAST 5 DAYS BEFORE THE PROCEEDING DESCRIBED IN SUBSECTION (A) OF THIS SECTION, THE STATE SHALL REQUIRE THE PRESENCE OF THE AFFIANT AS A PROSECUTION WITNESS.”.