

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend SS/SCS/HCS/House Bill No. 404 & 614, Page 28, Section 287.213, Line 1,

2 by inserting immediately after "287.200." the following: "The  
 3 surcharge shall be increased in an amount that shall generate, as  
 4 nearly as possible, one hundred percent of the moneys to be paid  
 5 for the administration and defense of the mesothelioma fund in  
 6 the following calendar year."; and further amend line 27, by  
 7 inserting immediately after the word "fund" the following: "l  
 8 shall use assistant attorneys general except in circumstances  
 9 where an actual or potential conflict of interest exists, to  
 10 provide legal services as may be required in all claims made for  
 11 recovery against the mesothelioma fund,"; and

12 Further amend said section, page 29, line 1, by inserting  
 13 immediately at the end of said line, the following: "Any legal  
 14 expenses incurred by the attorney general's office in the  
 15 handling of claims against the mesothelioma fund, including, but  
 16 not limited to, medical examination fees, expert witness fees,  
 17 court reporter expenses, travel costs, and related legal expenses  
 18 shall be paid by the mesothelioma fund. The payment of such  
 19 legal expenses shall be contingent upon annual appropriations  
 20 made by the general assembly, from the fund, to the attorney  
 21 general's office for this specific purpose.".

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Further amend the title and enacting clause accordingly.