

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

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

Amend SCS/Senate Bill No. 591, Page 2, Section 490.065, Line 52,

2 by inserting after all of said line the following:

3 "3. In any motion to deny or limit the admission of the  
4 testimony of an expert witness brought under subsection 2 of this  
5 section, if the court finds that such motion was frivolous or was  
6 brought without good faith, the court may award the party  
7 defending against such motion the following costs related to  
8 defending against the motion:

9 (1) Attorney's fees;

10 (2) Expert fees;

11 (3) Reasonable litigation expenses;

12 (4) Reasonable expert travel and lodging fees related  
13 to attending the motion hearing or attending a deposition taken  
14 for the purposes of preservation of testimony at such hearing;

15 and

16 (5) Court reporter fees."