

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Gardner

1 Amend the Business, Labor, & Technology Committee Report, dated
2 February 20, 2019, page 2, strike lines 4 through 6.

3 Amend printed bill, page 73, after line 17 insert:

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5 (b) A CONTINGENT FEE ARRANGEMENT MUST INCLUDE A
6 PROVISION THAT:

7 (I) REQUIRES THE PERSON UNDER CONTRACT WITH THE
8 ADMINISTRATOR, UPON COMPLETION OF THE EXAMINATION, TO PROVIDE
9 THE ADMINISTRATOR WITH A STATEMENT OF THE AMOUNT OF THE
10 CONTINGENT FEE, THE HOURS SPENT ON THE EXAMINATION, AND THE
11 AVERAGE HOURLY RATE FOR SERVICES PROVIDED BY THE PERSON BASED
12 ON THE CONTINGENT FEE; AND

13 (II) SPECIFIES AN ALTERNATIVE HOURLY RATE, NOT TO EXCEED
14 FIVE HUNDRED DOLLARS PER HOUR, AT WHICH THE PERSON UNDER
15 CONTRACT WITH THE ADMINISTRATOR IS COMPENSATED IN THE EVENT
16 THAT THE STATEMENT PROVIDED BY THE PERSON UNDER SUBSECTION
17 (5)(b)(I) OF THIS SECTION INDICATES AN AVERAGE HOURLY RATE FOR THE
18 EXAMINATION OF MORE THAN FIVE HUNDRED DOLLARS PER HOUR;".

19 Reletter succeeding paragraphs accordingly.

20 Amend printed bill, page 73, line 19, strike "TEN" and substitute
21 "TWELVE".

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