

HOUSE COMMITTEE OF REFERENCE AMENDMENT  
Committee on Judiciary.

HB19-1220 be amended as follows:

- 1 Amend printed bill, page 3, strike lines 2 through 5 and substitute:  
2        "(2) (a) THE COURT MAY, UPON MOTION OF A PARTY OR UPON ITS  
3 OWN MOTION, ORDER THAT A WITNESS'S TESTIMONY BE OFFERED WHILE A  
4 COURT FACILITY DOG IS IN THE COURTROOM DURING THE TESTIMONY OF  
5 THE WITNESS IF:".
- 6 Page 3, line 6, after "PROCEEDING;" insert "AND".
- 7 Page 3, strike line 7 and substitute:  
8        "(II) THE JUDGE DETERMINES BY A PREPONDERANCE OF THE  
9 EVIDENCE THAT:".
- 10 Page 3, line 8, before "COURT" insert:  
11        "(A) THE PRESENCE OF A".
- 12 Page 3, line 10, after "TESTIMONY;" strike "AND".
- 13 Page 3, line 11, strike "(III) ARRANGEMENTS" and substitute:  
14        "(B) THE ARRANGEMENTS".
- 15 Page 3, line 13, strike "PROCEEDINGS." and substitute "PROCEEDINGS;".
- 16 Page 3, after line 13 insert:  
17        "(C) NO PREJUDICE WOULD RESULT TO ANY PARTY DUE TO THE  
18 PRESENCE OF A COURT FACILITY DOG WITH THE WITNESS; AND  
19        (D) OTHER METHODS TO REDUCE THE WITNESS'S ANXIETY OR  
20 ENHANCE THE ABILITY OF THE COURT TO RECEIVE FULL AND ACCURATE  
21 TESTIMONY DO NOT REASONABLY EXIST.".
- 22 Page 3, lines 19 through 20, strike "THE WITNESS IS ACCOMPANIED BY".
- 23 Page 3, line 20, after "DOG" insert "IS PRESENT".
- 24 Page 3, line 22, strike "ACCOMPANIMENT" and substitute "PRESENCE".
- 25 Page 3, after line 23 insert:  
26        "(4) NO COURT IS REQUIRED TO ALLOW FOR THE USE OF A COURT  
27 FACILITY DOG AT ANY COURT PROCEEDING.".
- 28 Renumber succeeding subsections accordingly.

- 1 Page 3, line 25, strike "ACCOMPANYING A WITNESS".
- 2 Page 3, line 27, strike "SHALL" and substitute "MAY".
- 3 Page 3, line 27, strike "JURY" and substitute "JURY, IF A JURY  
4 INSTRUCTION IS REQUESTED BY A PARTY WHO OBJECTED TO THE PRESENCE  
5 OF THE COURT FACILITY DOG OR UPON AGREEMENT OF THE PARTIES,".

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