

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Lundeen

1 Amend printed bill, page 9, after line 13 insert:

2 "(c) A DISTRICT COURT SHALL NOT APPOINT A RECEIVER IF THE
3 DISTRICT COURT FINDS THAT A LANDLORD HAS PROVEN BY A
4 PREPONDERANCE OF THE EVIDENCE THAT:

5 (I) THE RELEVANT CLAIMS IN AN APPLICATION SUBMITTED BY A
6 PARTY PURSUANT TO SUBSECTION (2) OF THIS SECTION WERE EITHER
7 CORRECTED OR WILLFULLY CAUSED TO REOCCUR BY ONE OR MORE
8 INDIVIDUALS WHO ARE UNRELATED TO THE LANDLORD; OR

9 (II) THE RELEVANT CLAIMS IN AN APPLICATION SUBMITTED BY A
10 PARTY PURSUANT TO SUBSECTION (2) OF THIS SECTION ARE ERRORS IN
11 FACT."

12 Reletter succeeding paragraphs accordingly.

13 Page 9, line 22, strike "(4)(d)" and substitute "(4)(e)".

14 Page 11, line 16, strike "(4)(e)" and substitute "(4)(f)".

15 Page 15, line 2, strike "(4)(c)" and substitute "(4)(d)".

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