



SPONSOR: Rep. Keeley

HOUSE OF REPRESENTATIVES
149th GENERAL ASSEMBLY

HOUSE AMENDMENT NO. 1
TO
HOUSE BILL NO. 45

1 AMEND House Bill No. 45 on line 14 by deleting "subpoenas" after "hearing" and before the period therein
2 and inserting in lieu thereof "evidence".

3 FURTHER AMEND House Bill No. 45 on line 19 by inserting "With respect to non-parties who are not subject
4 to subpoena, the administrative hearing officer is empowered to issue commissions to allow for testimony or other
5 evidence to be obtained for presentation at an administrative hearing. The administrative hearing officer shall, prior to
6 issuing a subpoena or commission, ensure that the subpoena or commission does not impose undue burden or expense on
7 the person subject to the subpoena or commission." after the first occurrence of the period therein.

SYNOPSIS

This amendment clarifies that if a non-party is not subject to subpoena, the administrative hearing officer is permitted to issue a commission so that evidence can be obtained from a jurisdiction where the non-party is subject to subpoena or other process. This amendment also provides that the administrative hearing officer shall, prior to issuing a subpoena or commission, ensure that the subpoena or commission does not impose an undue burden or expense on the person subject to the subpoena or commission.