

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for House Bill No. 460, Pages 1 through 2 , Section 507.040,
2 Lines 15 through 23, by deleting all of said lines and inserting in lieu thereof the following:

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4 "3. In addition to the requirements of subsection 1 of this section, in any civil action in
5 which there is a pleading alleging a tort, if the plaintiff does not have his or her principal place of
6 residence in the state of Missouri and was first injured outside of the state of Missouri, two or more
7 defendants may be joined in a single action only if such plaintiff can establish proper venue against
8 each defendant individually. If a plaintiff whose principal place of residence is outside of the state
9 of Missouri and who was injured outside of the state of Missouri cannot establish proper venue
10 against a defendant individually, that defendant shall be deemed misjoined."; and

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12 Further amend said bill, Page 2, Section 507.050, Line 7, by inserting after the word, "dismissed"
13 the words "without prejudice"; and

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15 Further amend said bill, Page 3, Section 508.010, Line 24, by deleting the words, "as to each
16 defendant individually"; and

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18 Further amend said bill and section, Page 4, Lines 79 through 85, by deleting all of said lines and
19 inserting in lieu thereof the following:

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21 "15. In any civil action in which there is a pleading alleging a tort, any plaintiff whose
22 principal place of residence is outside of the state of Missouri and who was injured outside of the
23 state of Missouri shall independently establish proper venue. It is not sufficient that venue is proper
24 for any other plaintiff joined in the civil action. Venue cannot be established by joinder or
25 intervention. The claims of any plaintiff whose principal place of residence is outside of the state of
26 Missouri and who was injured outside of the state of Missouri who cannot independently establish
27 venue shall be deemed misjoined, and the claims of any such plaintiff shall be severed and
28 transferred to a county in which venue exists. If there is no county in Missouri in which venue
29 exists, such claims shall be dismissed without prejudice."; and

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31 Further amend said bill by amending the title, enacting clause, and intersectional references
32 accordingly.

Action Taken _____ Date _____