

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 890, Page 3, Section 510.259, Line 67, by
2 inserting after all of said line the following:

3
4 "7. Notwithstanding the provisions of subsection 6 of this section, a plaintiff may plead
5 punitive damages in an initial petition in cases alleging any of the following:

6 (1) an intentional tort;

7 (2) a statutory cause of action which requires a knowing mental state;

8 (3) reckless driving, including but not limited to driving while drugged or intoxicated,
9 driving in excess of 25 miles per hour over the posted speed limit, or driving for a longer time
10 period than legally permitted;

11 (4) an action which constitutes a criminal felony;

12 (5) attacks on the character or dignity of another, including but not limited to invasion of
13 privacy, intrusion upon seclusion, libel, slander, public disclosure of private facts, false light
14 publicity, misappropriation of name or likeness, false imprisonment, or harassment;

15 (6) child abuse including intentional or negligent poisoning;

16 (7) intentional or negligent infection of another with a sexually transmitted disease;

17 (8) sexual misconduct;

18 (9) tortious interference with a contract, misappropriation of trade secrets, or trade libel;

19 (10) unreasonable and substantial interference with the private property rights of another,
20 including but not limited to, interfering with a landowner's use and enjoyment of his or her
21 property, or trespass;

22 (11) abuse of process or authority; or

23 (12) conduct which shows a complete indifference to or a conscious disregard for the safety
24 of others and for which serious bodily harm is reasonably foreseeable."; and

25
26 Further amend said bill and section, Pages 3 and 4, by renumbering all of said subsections
27 accordingly; and

28
29 Further amend said bill by amending the title, enacting clause, and intersectional references
30 accordingly.

Action Taken _____ Date _____