

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for  
2 Senate Bill No. 71, Page 13, Section 455.523, Line 37, by inserting after all of said section and line  
3 the following:  
4

5 "510.500. Sections 510.500 to 510.521 shall be known and may be cited as the "Uniform  
6 Interstate Depositions and Discovery Act".

7 510.503. As used in sections 510.500 to 510.521, the following terms mean:

8 (1) "Foreign jurisdiction", a state other than this state;

9 (2) "Foreign subpoena", a subpoena issued under authority of a court of record of a foreign  
10 jurisdiction;

11 (3) "Person", an individual, corporation, business trust, estate, trust, partnership, limited  
12 liability company, association, joint venture, public corporation, government or political  
13 subdivision, agency or instrumentality, or any other legal or commercial entity;

14 (4) "State", a state of the United States, the District of Columbia, Puerto Rico, the United  
15 States Virgin Islands, a federally recognized Indian tribe, or any territory or insular  
16 possession subject to the jurisdiction of the United States;

17 (5) "Subpoena", a document, however denominated, issued under authority of a court of  
18 record requiring a person to:

19 (a) Attend and give testimony at a deposition;

20 (b) Produce and permit inspection and copying of designated books, documents, records,  
21 electronically stored information, or tangible items in the possession, custody, or control of the  
22 person; or

23 (c) Permit inspection of premises under the control of the person.

24 510.506. 1. To request issuance of a subpoena under this section, a party shall submit a  
25 foreign subpoena to a clerk of court in the county in which discovery is sought to be conducted in  
26 this state. A request for the issuance of a subpoena under sections 510.500 to 510.521 shall not  
27 constitute an appearance in the courts of this state.

28 2. If a party submits a foreign subpoena to a clerk of court in this state, the clerk, in  
29 accordance with such court's procedure, shall promptly issue a subpoena for service upon the  
30 person to which the foreign subpoena is directed.

31 3. A subpoena under subsection 2 of this section shall:

32 (1) Incorporate the terms used in the foreign subpoena; and

33 (2) Contain or be accompanied by the names, addresses, and telephone numbers of all  
34 counsel of record in the proceeding to which the subpoena relates and of any party not represented  
35 by counsel.

36 510.509. A subpoena issued by a clerk of court under section 510.506 shall be served in

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 compliance with the Missouri supreme court rules of civil procedure and laws of this state.

2 510.512. The Missouri supreme court rules of civil procedure and laws of this state, and any  
3 amendments thereto, apply to subpoenas issued under section 510.506.

4 510.515. An application to the court for a protective order or to enforce, quash, or modify a  
5 subpoena issued by a clerk of court under section 510.506 shall comply with the Missouri supreme  
6 court rules of civil procedure and statutes of this state and be submitted to the court in the county in  
7 which discovery is to be conducted.

8 510.518. In applying and construing sections 510.500 to 510.521, consideration shall be  
9 given to the need to promote  
10 uniformity of the law with respect to its subject matter among states that enact it.

11 510.521. Sections 510.500 to 510.521 apply to requests for discovery in cases pending on  
12 August 28, 2021."; and

13  
14 Further amend said bill by amending the title, enacting clause, and intersectional references  
15 accordingly.