

House Amendment to
Senate File 639

S-5255

1 Amend Senate File 639, as passed by the Senate, as follows:

2 1. Page 1, line 12, by striking <five> and inserting <two>

3 2. Page 3, by striking lines 21 through 33 and inserting:

4 <1. The business court shall consist of two judges.

5 2. *a.* On the effective date of this Act, the supreme
6 court shall determine from among the judges then serving in
7 the existing business specialty court two judges to serve
8 exclusively as full-time judges of the business court.

9 *b.* If fewer than two judges from the existing business
10 specialty court seek appointment to serve as full-time judges
11 of the business court, the remaining vacancy or vacancies shall
12 be nominated and appointed as provided in chapter 46.

13 3. After the initial appointments under subsection 2, any
14 vacancy on the business court shall be nominated and appointed
15 as provided in chapter 46.

16 4. In addition to the judges appointed or designated under
17 this section, the supreme court may assign as visiting judges
18 of the business court district court judges and senior judges.>

19 3. Page 4, after line 20 by inserting:

20 <7. A judge of the business court may be assigned to the
21 civil docket of a district court when the business court
22 caseload permits, as determined by the supreme court.>

23 4. Page 6, before line 6 by inserting:

24 <Sec. _____. REPORT. On or before January 1, 2029, the
25 judicial branch shall submit a report to the general assembly
26 on the performance of the business court established under
27 section 602.6801, as enacted in this Act. The report must
28 include but is not limited to all of the following:

29 1. The average number of days from filing to final
30 disposition of business court cases.

31 2. A side-by-side comparison of the number of days from
32 filing to final disposition of business court cases with the
33 number of days from filing to final disposition of comparable
34 commercial civil litigation on the district court docket.

35 3. The total number of cases filed in, transferred away

1 from, dismissed from, or retained on the business court docket
2 as provided in section 602.6804, as enacted in this Act.

3 4. A detailed accounting of all personnel costs, including
4 judicial salaries, clerk support, and administrative overhead
5 of the business court.

6 5. An estimate of the cost savings, if any, of district
7 courts due to the operations of the business court.

8 6. The total amount of court fees collected for cases in the
9 business court.

10 7. The percentage of time, if any, that business court
11 judges spend on non-business-court civil litigation cases in
12 district court.

13 8. Anonymized survey data from legal counsel and other
14 litigants regarding the perceived expertise, fairness,
15 efficiency, and predictability of the business court.

16 9. The number and outcome of appeals of business court
17 decisions compared to the general reversal rate for civil
18 litigation case decisions.>

19 5. Page 6, line 7, by striking <2025> and inserting <2026>

20 6. By renumbering as necessary.