

Amend the Wolens amendment to CSHB 1606 as follows:

(1) On page 65 of the amendment, strike lines 11 and 12 and substitute the following:

SECTION 5.09. Section 30.003, Civil Practice and Remedies Code, as amended by SB 430, Acts of the 78th Legislature, Regular Session, 2003, is amended by amending Subsection (b) and adding Subsections (b-1), (b-2), and (g) to read as follows:

(b) Except as provided by Subsection (b-2) [~~Subsections (c) and (e-1)~~], at any time within 30 days of a date when the legislature is to be or was in session, at any time during a legislative session, or when the legislature sits as a constitutional convention, the court on application shall continue a case in which:

(1) the [a] party applying for the continuance or the attorney for that party is a member or member-elect of the legislature and will be or is attending a legislative session; and

(2) if the member or member-elect of the legislature is the attorney for a party, the party or the attorney shows in the affidavit under Subsection (d) that:

(A) the member or member-elect was the party's attorney of record at the time of the party's first appearance in the court of record;

(B) the member or member-elect was hired before the earlier of:

(i) the date of the general election preceding the legislative session for which the continuance is sought; or

(ii) the 90th day before the date of the trial setting for which the continuance is sought; or

(C) the member or member-elect is substituted as the sole attorney of record for a party.

(b-1) The court shall continue the case until at least 30 days after the date on which the legislature adjourns.

(b-2) Subsections (b)(2)(A), (B), and (C) do not apply to a member or member-elect of the legislature acting as an attorney in a criminal or family law matter.

(2) On page 65 of the amendment, between lines 18 and

19, insert the following new section, appropriately numbered, and renumber the subsequent sections of Article 5 accordingly:

SECTION 5._____. Section 30.003(c), Civil Practice and Remedies Code, as amended by **SB 430**, Acts of the 78th Legislature, Regular Session, 2003, and Section 30.003 (c-1), Civil Practice and Remedies Code, as added by **SB 430**, Acts of the 78th Legislature, Regular Session, 2003, are repealed.