

HOUSE COMMITTEE AMENDMENTS

2025 Regular Session

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 99 by Representative Billings

1 AMENDMENT NO. 1

2 On page 1, at the beginning of line 2, after "To" and before "enact" insert "amend and
3 reenact R.S. 49:978.1(A) and 992(B)(3) and to"

4 AMENDMENT NO. 2

5 On page 1, at the end of line 3, insert "provide for entitlement to seek judicial review; to"

6 AMENDMENT NO. 3

7 On page 1, line 6, after "Section 1." and before "R.S. 49:978.1(H)" insert the following:

8 "R.S. 49:978.1(A) and 992(B)(3) are hereby amended and reenacted and"

9 AMENDMENT NO. 4

10 On page 1, delete line 8 and insert the following:

11 "A.(1) Except as provided in R.S. 15:1171 through 1177, a person party who
12 is aggrieved by a final decision or order in an adjudication proceeding is entitled to
13 judicial review under this Chapter whether or not he has applied to the agency for
14 rehearing, without limiting, however, utilization of or the scope of judicial review
15 available under other means of review, redress, relief, or trial de novo provided by
16 law. A preliminary, procedural, or intermediate agency action or ruling is
17 immediately reviewable if review of the final agency decision would not provide an
18 adequate remedy and would inflict irreparable injury.

19 (2) However, if the agency conducting the adjudication proceeding issues the
20 final decision or order, the agency conducting the adjudication proceeding shall not
21 be entitled to seek judicial review under this Chapter.

22 ~~(2)(a) No agency or official thereof or other person acting on behalf of an~~
23 ~~agency or official thereof shall be entitled to judicial review under this Chapter.~~

24 ~~(b) The provisions of Subparagraph (a) of this Paragraph shall not apply to~~
25 ~~the Department of Children and Family Services or an official thereof or other~~
26 ~~person acting on behalf of the department or official in appeals brought pursuant to~~
27 ~~Children's Code Article 616.1.1.~~

28 * * *

29 AMENDMENT NO. 5

30 On page 1, line 9, delete "H.(1)" and insert "H."

31 AMENDMENT NO. 6

32 On page 1, delete lines 13 through 16 and insert the following:

33 ** * *

34 §992. Applicability; exemptions; attorney fees; court costs

35 * * *

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored are additions.

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B.

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(3)(a) Nothing in this Section shall affect the right to or manner of judicial appeal in any adjudication, irrespective of whether or not such adjudication is commenced by the division or by an agency.

(b) However, if the agency conducting the adjudication proceeding issues the final decision or order, the agency conducting the adjudication proceeding shall not be entitled to seek judicial review under this Chapter.

~~(b)(i) However, no agency or official thereof, or other person acting on behalf of an agency or official thereof, shall be entitled to judicial review of a decision made pursuant to this Chapter.~~

~~(ii) The provisions of Item (i) of this Subparagraph shall not apply to the Department of Children and Family Services or an official thereof or other person acting on behalf of the department or official in appeals brought pursuant to Children's Code Article 616.1.1.~~

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