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**HOUSE FLOOR AMENDMENTS**

2019 Regular Session

Amendments proposed by Representative Gregory Miller to Engrossed House Bill No. 203  
by Representative Gregory Miller

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1 AMENDMENT NO. 1

2 On page 1, at the end of line 4, change "4813(E)," to "4813(D) and (E),"

3 AMENDMENT NO. 2

4 On page 2, line 11, after "and (2)," and before "4820," change "4813(E)," to "4813(D) and  
5 (E),"

6 AMENDMENT NO. 3

7 On page 12, line 14, after "that" and before "person" insert "other"

8 AMENDMENT NO. 4

9 On page 17, line 8, change "9:4822(F)." to "9:4822(G)."

10 AMENDMENT NO. 5

11 On page 18, between lines 15 and 16, insert the following:

12 "(8) A "residential work" is a work for the construction, improvement,  
13 reconstruction, modification, or repair of an immovable occupied or designed to be  
14 occupied as a single-family residence or double-family residence."

15 AMENDMENT NO. 6

16 On page 23, between lines 32 and 33, insert the following:

17 "D. An action shall not be brought against a surety, other than by the owner,  
18 before the expiration of the time specified by R.S. 9:4822 for claimants to file  
19 statements of their claims or privileges, unless a statement of the claim or privilege  
20 in the form required by R.S. ~~9:4822(G)~~ 9:4822(H) is delivered to the surety at least  
21 thirty days prior to the institution of the action."

22 AMENDMENT NO. 7

23 On page 33, line 2, after "Subsections" and before "of this" change "B and C" to "B, C, and  
24 D"

25 AMENDMENT NO. 8

26 On page 34, between lines 21 and 22, insert the following:

27 "D. If, before expiration of the period provided in Subsection A of this  
28 Section, a person granted a claim and privilege under R.S. 9:4802 in connection with  
29 a residential work for which a timely notice of contract was not filed gives notice of

1        nonpayment to the owner, setting forth the amount and nature of the obligation  
2        giving rise to the claim and privilege, then the period allowed for the person to file  
3        a statement of claim and privilege with respect to the amounts stated in the notice  
4        shall not expire until the later of the following occurs:

- 5                (1) The expiration of the period provided in Subsection A of this Section.  
6                (2) The expiration of ten days after the notice is given."

7        AMENDMENT NO. 9

8        On page 34, at the beginning of line 22, change "D." to "E."

9        AMENDMENT NO. 10

10       On page 35, at the beginning of line 14, change "E." to "F."

11       AMENDMENT NO. 11

12       On page 35, line 20, after "Paragraph" and before "of this" change "(D)(1)" to "(E)(1)"

13       AMENDMENT NO. 12

14       On page 35, at the beginning of line 23, delete "F." and insert "G."

15       AMENDMENT NO. 13

16       On page 36, at the beginning of line 8, delete "G." and insert "H."

17       AMENDMENT NO. 14

18       On page 37, at the beginning of line 7, change "H." to "I."

19       AMENDMENT NO. 15

20       On page 37, at the beginning of line 15, change "I." to "J."

21       AMENDMENT NO. 16

22       On page 37, line 16, after "Subsection" and before "of this" change "H" to "I"

23       AMENDMENT NO. 17

24       On page 61, line 27, after "have" delete the remainder of the line and delete lines 28 and 29  
25       in their entirety and insert the following:

26                "a written and signed contract with your contractor and have a payment bond  
27                issued. Before the work begins, make sure a notice of your contract and the bond are  
28                properly recorded in the parish mortgage records."

29       AMENDMENT NO. 18

30       On page 62, line 1, after "(b)" and before "sure that" delete "Do not pay the contractor unless  
31       you are" and insert "When your contractor is paid make"