

HOUSE COMMITTEE AMENDMENTS

2020 Regular Session

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 450 by Senator Carter

1 AMENDMENT NO. 1

2 On page 1, delete line 2 in its entirety and insert the following:

3 "To enact R.S. 13:3881(A)(10) and R.S. 20:34, relative to funds received from
4 governmental entities as the result of an extraordinary emergency event; to provide
5 definitions; to provide exemptions from certain legal proceedings; to provide an"

6 AMENDMENT NO. 2

7 On page 1, line 3, after "exemption" and before "for certain" insert "from seizure"

8 AMENDMENT NO. 3

9 On page 1, at the end of line 13, insert "seizure of"

10 AMENDMENT NO. 4

11 On page 1, line 14, after "support" and before the period "." insert "payments"

12 AMENDMENT NO. 5

13 On page 1, between lines 16 and 17, insert the following:

14 "Section 2. R.S. 20:34 is hereby enacted to read as follows:
15 **§34. Payments, grants, and loans made by the United States, any state,**
16 **or any federal or state agency resulting from the occurrence of an extraordinary**
17 **emergency event**
18 **A. It is the public policy of the state of Louisiana that all payments,**
19 **grants, or loans made by the United States, any state, or any federal or state**
20 **agency as a result of a national or statewide extraordinary emergency event**
21 **shall be used by the payee, grantee, or borrower for the purposes intended by**
22 **the governmental authority which pays, grants, or lends the funds.**
23 **B. An "extraordinary emergency event" as used in this Section, includes**
24 **but is not limited to, any of the following:**
25 **(1) An act of war or terrorism.**
26 **(2) A riot or insurrection against the lawful governing authority.**
27 **(3) A declared natural disaster or state of emergency.**
28 **(4) An economic crisis.**
29 **(5) A pandemic or other declared public health emergency.**
30 **C. Any government payments, grants, or loans received as a result of an**
31 **extraordinary emergency event by any natural or juridical person who is a**
32 **citizen of the United States and domiciled in this state:**
33 **(1) Are exempt from seizure, sale, attachment, or restraint under any**
34 **writ, mandate, or process whatsoever, except for the payment of alimony and**
35 **child support as may be otherwise allowed by law.**
36 **(2) May not be assigned as security or otherwise for the payment of any**
37 **debt existing prior to the extraordinary emergency event for which the payment**
38 **was made.**
39 **D. After receipt by the person, all grant payments or loan proceeds shall**
40 **continue to be exempt from seizure and shall retain their exempt status, and**
41 **shall not be liable to attachment, garnishment, or other process, or to be levied,**

1 seized, taken, appropriated, or applied by any legal or equitable process or
2 operation of law to pay any debt of the payee, grantee, or borrower, provided
3 that the funds or loan proceeds are clearly traceable and identifiable as grant
4 payments or loan proceeds and are held separately in an escrow account
5 expressly identified as an account opened under this Section."

6 AMENDMENT NO. 6

7 On page 1, at the beginning of line 17, change "Section 2." to "Section 3."