HOUSE FLOOR AMENDMENTS
2020 Second Extraordinary Session
Amendments proposed by Representative Kerner to Engrossed House Bill No. 85 by Representative Magee

1   AMENDMENT NO. 1

2   On page 1, at the end of line 2, insert "and (6.2)"

3   AMENDMENT NO. 2

4   On page 1, at the beginning of line 11, change "R.S. 39:100.42(6.1)" to "R.S. 39:100.42(6.1)
5   and (6.2)"

6   AMENDMENT NO. 3

7   On page 1, line 17, after "Paragraph," and before "active permits" delete "had" and insert in
8   lieu thereof "has"

9   AMENDMENT NO. 4

10   On page 2, delete lines 3 through 5 in their entirety.

11   AMENDMENT NO. 5

12   On page 2, at the beginning of line 6, change "(iv)" to "(iii)"

13   AMENDMENT NO. 6

14   On page 2, at the beginning of line 7, change "(v)" to "(iv)"

15   AMENDMENT NO. 7

16   On page 2, at the beginning of line 9, change "(vi)" to "(v)"

17   AMENDMENT NO. 8

18   On page 2, at the beginning of line 13, change "(vii)" to "(vi)"

19   AMENDMENT NO. 9

20   On page 2, line 21 after "of the permit" delete the remainder of the line in its entirety and
21   delete line 22 in its entirety and insert in lieu thereof:

22   "lapsed between March 1, 2020, and the effective date of this Paragraph due
23   to interruption of business.
24   (6.3)(a) "Eligible commercial fisherman" means a for-profit corporation, a
25   limited liability company, a partnership, or a sole proprietorship engaged in the
26   business of taking fish, including bait species, from state waters for commercial
27   purposes that as of the effective date of this Paragraph has an active commercial
28   fisherman's license issued by the secretary of the Department of Wildlife and
29   Fisheries pursuant to R.S. 56:303 and that meets all of the following criteria:

1   (i) Was domiciled in Louisiana as of the effective date of this Paragraph.
2   (ii) Is at least fifty percent owned by one or more Louisiana residents,
3   whether individual resident citizens or Louisiana domestic business entities.
4   (iii) Has customers or employees coming to its physical premises.
5   (iv) Had no more than fifty full-time equivalent employees as of the effective
6   date of this Paragraph.
7   (v) Is not a subsidiary of a business with more than fifty full-time equivalent
8   employees, is not part of a larger business enterprise with more than fifty full-time
9   equivalent employees, and is not owned by a business with more than fifty full-time
10   equivalent employees.
11   (vi) As of the effective date of this Paragraph, has not received any of the
12   following within the past eight calendar months:
13   (aa) A United States Small Business Administration-Guaranty Paycheck
14   Protection Program loan or a United States Small Business Administration Economic
15   Injury Disaster Loan Emergency Advance.
16   (bb) Funding through the Louisiana Main Street Recovery Program.
17   (cc) Compensation from an insurance company for interruption of business.
18   (b) For the purposes of this Paragraph, the phrase "active commercial
19   fisherman's license" shall mean a permit in good standing unless the validity of the
20   permit lapsed between March 1, 2020, and the effective date of this Paragraph due
21   to interruption of business."

22   AMENDMENT NO. 10

23   On page 3, at the beginning of line 4, change "economic support to eligible bars." to
24   "economic relief to eligible bars and commercial fishermen that have been impacted by the
25   COVID-19 pandemic."

26   AMENDMENT NO. 11

27   On page 3, line 14, after "eligible bars" and before "that submit" insert "and commercial
28   fishermen"

29   AMENDMENT NO. 12

30   On page 3, delete lines 26 and 27 in their entirety and insert in lieu thereof: "F.
31   Notwithstanding any provision of law to the contrary, the"

32   AMENDMENT NO. 13

33   On page 3, at the end of line 29, insert "Notwithstanding any provision of law to the
34   contrary, the Department of Wildlife and Fisheries shall supply a list of qualifying
35   commercial fishermen, as of the effective date of this Section, to the treasurer at no cost."