

**SENATE FLOOR AMENDMENTS**

2023 Regular Session

Amendments proposed by Senator Talbot to Engrossed House Bill No. 281 by Representative Garofalo

1 AMENDMENT NO. 1

2 On page 1, line 2, after "(C)," and before "relative" insert "2133, 2134(B)(introductory  
3 paragraph) and (3), and 2135(A) and (B),"

4 AMENDMENT NO. 2

5 On page 1, line 4, after "directors;" and before "and" insert "to provide for powers and  
6 duties; to provide for a plan of operation;"

7 AMENDMENT NO. 3

8 On page 1, line 7, delete "(C)" and insert in lieu thereof "(C), 2133, 2134(B)(introductory  
9 paragraph) and (3), and 2135(A) and (B),"

10 AMENDMENT NO. 4

11 On page 1, line 12, change "following." to "following:" and delete the remainder of the line

12 AMENDMENT NO. 5

13 On page 1, delete line 13 in its entirety

14 AMENDMENT NO. 6

15 On page 2, after line 13, insert the following:

16 "§2133. Authority; further powers and duties

17 The authority shall have the powers necessary and convenient to implement and  
18 effectuate the purposes and provisions of this Part and the purposes of the authority and the  
19 powers delegated by other laws, including but not limited to the power to:

20 (1) ~~Sue and be sued; have perpetual succession; make, execute and deliver contracts;~~  
21 ~~conveyances, and other instruments necessary and convenient to the exercise of its powers;~~  
22 ~~and to make and amend its bylaws by a majority vote of the board.~~

23 (2) Solicit and accept gifts, grants, donations, loans, and other assistance from any  
24 person or entity, private or public, or the federal, state, or local governments or any agency  
25 thereof, such gifts, grants, donations, loans, and other assistance to be immediately deposited  
26 upon receipt into the account provided for in R.S. 22:2134(A).

27 (3) Establish programs in conjunction with other state agencies, local governing  
28 authorities, and law enforcement agencies for motor vehicle theft and insurance fraud  
29 prevention, detection and enforcement, which shall include the Attorney General's Criminal  
30 Division and Investigation Division.

31 (4) Make grants to other state agencies, local governing authorities, and law  
32 enforcement agencies for motor vehicle theft and insurance fraud prevention, detection and  
33 enforcement.

34 (5) Procure insurance against any loss in connection with its property, assets or  
35 activities.

36 (6) Deposit all monies received for the purposes of this Part into the Automobile  
37 Theft and Insurance Fraud Prevention Authority Dedicated Fund, Account provided for in  
38 R.S. 22:2134.

39 (7) Contract for goods and services and engage personnel as is necessary,  
40 including the services of private consultants, auditors, and others for rendering professional  
41 services, as provided by law, payable out of any money of the account legally available for  
42 such purpose. ~~Additionally, the board may authorize the attorney general to contract for the~~

1 ~~services of ad hoc prosecutors or other legal assistance, payable out of any money of the~~  
2 ~~account legally available for such purpose.~~

3 ~~(8) Indemnify and procure insurance indemnifying the members of the board from~~  
4 ~~personal loss from liability resulting from an action or inaction of the board.~~

5 ~~(9) Do all other things necessary and convenient to achieve the objectives and~~  
6 ~~purposes of the authority of this Part.~~

7 §2134. Automobile Theft and Insurance Fraud Prevention Authority Dedicated Fund  
8 Account

9 \* \* \*

10 B. Any monies in the account shall be administered ~~only by the director of the~~  
11 ~~authority~~ commissioner, upon a majority vote of the board, in the following order of priority:

12 \* \* \*

13 (3) To achieve the purposes and objectives of this Part, which may include but not  
14 be limited to the following:

15 (a) Providing financial support to state or local law enforcement agencies and  
16 prosecutors, including but not limited to the office of attorney general, for motor vehicle  
17 theft and insurance fraud prevention, detection and enforcement.

18 (b) Providing financial support to state or local law enforcement agencies and  
19 prosecutors, including but not limited to the office of attorney general, for programs  
20 designed to reduce the incidence of motor vehicle theft and insurance fraud.

21 ~~(c) Providing financial support to state and local prosecutors, including but not~~  
22 ~~limited to the office of attorney general, for programs designed to reduce the incidence of~~  
23 ~~motor vehicle theft and insurance fraud.~~

24 ~~(d) Conducting educational and public awareness programs designed to inform the~~  
25 ~~citizens of the state about methods of preventing motor vehicle theft and combating~~  
26 ~~insurance fraud.~~

27 \* \* \*

28 §2135. Plan of operation

29 A. The authority shall develop and implement a plan of operation upon the  
30 recommendations of the ~~director~~ commissioner.

31 B.(1) The plan of operation shall include an assessment of the scope of the problem  
32 of motor vehicle theft and insurance fraud, including a determination of particular areas of  
33 the state where the problem is most severe, an analysis of various methods of combating the  
34 problem of motor vehicle theft and insurance fraud, a plan for providing financial support  
35 for efforts to combat motor vehicle theft and insurance fraud, and an estimate of funds  
36 required to implement the plan.

37 (2) The plan of operation shall not include any independent investigative or  
38 enforcement activities.

39 \* \* \*