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HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Engrossed House Bill No. 28 by Representative Martiny

1 AMENDMENT NO. 1

2 On page 1, line 2, after "of " delete the remainder of the line and add "law enforcement
3 agencies during Hurricane Katrina or Rita;"

4 AMENDMENT NO. 2

5 On page 1, line 3, delete "declaration of emergency or disaster;"

6 AMENDMENT NO. 3

7 On page 1, line 5, after the semicolon ";" and before "to" insert "to provide for liability of
8 law enforcement agencies under certain circumstances;"

9 AMENDMENT NO. 4

10 On page 2, delete lines 1 through 10, and insert the following:

11 "(2) Additionally, no prisoner in the custody of the sheriff or law
12 enforcement agency who was evacuated to another prison or jail during and
13 immediately after Hurricane Katrina or Rita, and who was not released within the
14 time required by the Code of Criminal Procedure or Title 15 of the Louisiana
15 Revised Statutes of 1950, shall have a cause of action for damages against the sheriff
16 or law enforcement agency for the failure to timely release the prisoner, if the failure
17 was due to the effects of Hurricane Katrina or Rita and the lack of access to prison
18 records and information specifying when the prisoner is to be released; however, the
19 sheriff or law enforcement agency shall be liable for damages if within a reasonable
20 length of time following Hurricane Katrina or Rita, the sheriff or law enforcement
21 agency makes no attempt to ascertain when the prisoner is to be released and fails
22 to release the prisoner from custody."