
SENATE FLOOR AMENDMENTS

2016 Regular Session

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 92 by Representative James

1 AMENDMENT NO. 1

2 Delete Senate Committee Amendments No. 2, 3, 4, and 5 proposed by the Senate Committee
3 on Finance and adopted by the Senate on May , 2016.

4 AMENDMENT NO. 2

5 On page 1, delete lines 12 through 18 and insert the following:

6 "(1) On or before August 1, 2017, a person may apply to the finance director
7 of East Baton Rouge Parish for a refund of a warrant recall fee that the
8 person has paid pursuant to R.S. 13:1000.10, 1415, 2002.1, 2488.40, or
9 2489.1 as set forth in this Section.

10 (2)(a) To obtain a refund pursuant to this Section, a properly completed
11 request shall be submitted to the finance director for the parish of East Baton
12 Rouge on forms provided by the finance director. Within thirty days after the
13 date that a properly completed request is received by the finance director, the
14 finance director shall issue a refund check to the applicant or shall notify the
15 applicant of the disallowance of the request.

16 (b) For purposes of this Section, a "properly completed request" means a
17 request that includes the information required on the face of the request form
18 and is signed.

19 (c) Within thirty days from receipt of the notification of a disallowed request,
20 the applicant may resubmit a properly completed request to the finance
21 director for reconsideration. The time periods for reconsideration of a
22 disallowed request shall be the same as the time periods for consideration of
23 the initial request. Requests may be submitted electronically with the
24 approval of the finance director.

25 (d) Failure of the finance director to timely process and pay a refund in
26 accordance with this Section shall entitle the applicant to interest on the
27 amount of the refund allowed in the properly completed request. Interest
28 shall begin to accrue on the date the properly completed request or
29 reconsideration of a disallowed request is received by the finance director at
30 the rate established pursuant to the provisions of R.S. 13:422.

31 (3) All sums remaining in the Misdemeanor Detention Fund on August 1,
32 2018 which are not subject any claim for refund shall be distributed by the
33 finance director as follows:

34 (a) One half shall be transferred to the East Baton Rouge Parish Public
35 Defender's Office to be used solely to provide twenty-four hour, seven day
36 per week service at the East Baton Rouge Parish Jail.

37 (b) One half shall be transferred to the East Baton Rouge Parish District
38 Attorney's Office to be used solely to provide twenty-four hour, seven day
39 per week service at the East Baton Rouge Parish Jail.

40 (4) Until all funds are distributed from the Misdemeanor Detention Fund, the
41 finance director shall cause to be conducted annually an audit of the fund and
42 the books and accounts relating thereto, and shall file the same with the

1 office of the legislature auditor, where it shall be available for public
2 inspection."