
HOUSE COMMITTEE AMENDMENTS

2018 Regular Session

Amendments proposed by House Committee on Judiciary to Original House Bill No. 388
by Representative Hodges

1 AMENDMENT NO. 1

2 On page 1, delete line 2 in its entirety and insert "To amend and reenact R.S. 9:2793.8, R.S.
3 23:893, R.S. 29:733(C)(Article 6), and R.S. 33:4712.18(A)(3),"

4 AMENDMENT NO. 2

5 On page 1, line 7, after "definitions;" and before "to provide a limitation" insert "to provide
6 for background checks;"

7 AMENDMENT NO. 3

8 On page 1, delete lines 12 and 13 in their entirety and insert the following:

9 "§2793.8. ~~Gratuitous services~~ Services rendered by National Voluntary
10 Organizations Active in Disaster and other volunteers; limitation of
11 liability"

12 AMENDMENT NO. 4

13 On page 2, delete line 5 in its entirety and insert "B. Other volunteers who render any
14 disaster relief or"

15 AMENDMENT NO. 5

16 On page 2, between lines 11 and 12, insert the following:

17 "Section 2. R.S. 23:893 is hereby amended and reenacted to read as follows:
18 §893. Volunteer firefighters; leave without loss of pay, benefits, or
19 employment

20 A. No certified volunteer firefighter employed by the state of
21 Louisiana shall be denied leave, work-related benefits, or employment for
22 absenting himself from ~~said his~~ his employment for the purpose of emergency
23 response pursuant to such certification. An emergency shall be an
24 unexpected occurrence that threatens life or property to which an established
25 volunteer fire department or fire protection district responds while the
26 certified volunteer firefighter is engaged in the normal course of state
27 employment and to which the certified volunteer firefighter employed by the
28 state of Louisiana may timely respond to utilize skills which enhance the
29 preservation of life and property.

30 B. During a parish or state declared disaster, no volunteer firefighter
31 shall be denied leave, work-related benefits, or employment for absenting
32 himself from the volunteer fire department for the purpose of emergency
33 response pursuant to such declaration not to exceed five days per declared
34 disaster."

35 AMENDMENT NO. 6

36 On page 2, line 12, change "Section 2." to "Section 3."

1 AMENDMENT NO. 7

2 On page 3, delete line 11 in its entirety and insert the following:

3 "and shall include, at a minimum, a check on the state sex offender and child
4 predator registry pursuant to R.S. 15:542.1.5 on the Dru Sjodin National Sex
5 Offender public website. Depending upon the mission of the volunteer, the
6 volunteer may be required to submit a federal and state background check.
7 Whether or not a federal and state background check is required will be
8 expressly identified in the memorandum of understanding between the
9 volunteer agency and the deploying office of homeland security and
10 determined on the basis of public safety. If a federal and state background
11 check is required, the volunteer must be fingerprinted and fingerprints shall
12 be forwarded by the bureau to the Federal Bureau of Investigation (FBI) for
13 a national criminal history record check. The use of FBI records may be
14 used to screen the background of an applicant. All records in the state
15 repository shall be released to include arrests, convictions, and expunged
16 information. The costs of background checks shall be borne either by the
17 volunteer or its affiliated volunteer agency."

18 AMENDMENT NO. 8

19 On page 3, line 15, change "U.S.C. 501(c)(3)" to "U.S.C. 501(c)"

20 AMENDMENT NO. 9

21 On page 3, delete lines 23 through 28 in their entirety and insert the following:

22 "(2) Shall make every effort when deployed to coordinate with local
23 officials."

24
25 AMENDMENT NO. 10

26 On page 4, line 7, after "state," and before "and" insert "except a peace officer as defined in
27 R.S. 40:2402,"

28 AMENDMENT NO. 11

29 On page 4, line 11, after "without" and before "pay" delete "loss of"

30 AMENDMENT NO. 12

31 On page 4, line 12, after "without" and before "pay" delete "loss of"

32 AMENDMENT NO. 13

33 On page 5, line 19, change "fifteen" to "five"

34 AMENDMENT NO. 14

35 On page 6, line 21, change "Section 3." to "Section 4."

36 AMENDMENT NO. 15

37 On page 7, line 6, change "Section 4." to "Section 5."