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**SENATE FLOOR AMENDMENTS**

2018 Regular Session

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 68 by Senator Claitor

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1 AMENDMENT NO. 1

2 On page 1, at the beginning of line 2, after "To" delete "amend and reenact R.S. 32:58(A)"  
3 and insert "enact R.S. 32:58.1"

4 AMENDMENT NO. 2

5 On page 1, delete line 3 and insert "provide relative to careless operation during flood  
6 conditions; to provide relative to injury or damage caused by the wake created"

7 AMENDMENT NO. 3

8 On page 1, line 6, after "R.S." delete "32:58(A) is hereby amended and reenacted" and insert  
9 "32:58.1 is hereby enacted"

10 AMENDMENT NO. 4

11 On page 1, delete lines 7 through 13 and insert the following:

12 **"§58.1. Careless operation during flood conditions**

13 **A. Any person operating a motor vehicle on the public roads of this state**  
14 **during flood conditions shall drive in a careful and prudent manner, so as not**  
15 **to create a wake that endangers the life, limb, or property of any person.**  
16 **Failure to drive in such a manner shall constitute careless operation during**  
17 **flood conditions.**

18 **B. There shall be a rebuttable presumption that the following persons**  
19 **were operating a motor vehicle in a careful and prudent manner during flood**  
20 **conditions:**

21 **(1) Any person operating a vehicle owned or operated by a public utility,**  
22 **whether publicly or privately owned, while acting in the course and scope of his**  
23 **employment or agency relating to the operation, repair, or maintenance of a**  
24 **facility, servitude, or any property owned by the utility.**

25 **(2) Any person operating a military, law enforcement, or emergency**  
26 **services vehicle while acting in the course and scope of his employment or**  
27 **official duties."**