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**HOUSE COMMITTEE AMENDMENTS**

2022 Regular Session

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 644 by Representative Green

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1 AMENDMENT NO. 1

2 On page 1, delete line 2 in its entirety and insert "To amend and reenact R.S. 13:4163(A)(1),  
3 (B), (C)(1), (D)(2), (E)(1)(b) and (E)(2)(c), (F)(1), (G), (H), and (I) and to"

4 AMENDMENT NO. 2

5 On page 1, line 6, after "activities;" and before "to provide for judicial notice;" insert "to  
6 provide relative to the Public Service Commission and Board of Elementary and Secondary  
7 Education;"

8 AMENDMENT NO. 3

9 On page 1, delete line 9 in its entirety and insert the following:

10 "Section 1. R.S. 13:4163(A)(1), (B), (C)(1), (D)(2), (E)(1)(b) and (E)(2)(c), (F)(1),  
11 (G), (H), and (I) are hereby"

12 AMENDMENT NO. 4

13 On page 1, line 11, after "legislative" and before "continuance" insert "or public  
14 representative"

15 AMENDMENT NO. 5

16 On page 1, at the end of line 11, insert "or public representative"

17 AMENDMENT NO. 6

18 On page 1, line 13, after "legislature" and before "and" insert a comma "," and "Public  
19 Service Commission, or Board of Elementary and Secondary Education"

20 AMENDMENT NO. 7

21 On page 1, line 13, after "legislative" and before "employee" insert a comma "," and "Public  
22 Service Commission, or Board of Elementary and Secondary Education"

23 AMENDMENT NO. 8

24 On page 1, between lines 17 and 18 insert the following:

25 "B. The preemptory grounds for continuance or extension ~~is~~ are available to  
26 and for the benefit of a member ~~of the legislature, Public Service Commission, or~~  
27 Board of Elementary and Secondary Education ~~or legislative~~ employee and may only  
28 be asserted or waived by a member or employee."

29 AMENDMENT NO. 9

30 On page 2, line 7, after "by" and before the colon ":" insert "any of the following"

1 AMENDMENT NO. 10

2 On page 2, line 12, after "commission;" and before "(v)" delete "or"

3 AMENDMENT NO. 11

4 On page 2, line 13, after "constituents" and before the period "." insert "for which the  
5 legislator is eligible to receive a per diem; or (vi) any meeting or hearing for the Public  
6 Service Commission or Board of Elementary and Secondary Education"

7 AMENDMENT NO. 12

8 On page 2, line 21, after "for" and before "continuance" delete "legislative"

9 AMENDMENT NO. 13

10 On page 2, line 23, after "for" and before "continuance" delete "legislative"

11 AMENDMENT NO. 14

12 On page 2, at the end of 24, delete "impose" and delete lines 25 and 26 in their entirety and  
13 insert the following:

14 "award attorney fees of not less than one thousand dollars and court costs payable  
15 to the member or employee by the party or attorney who opposed a motion for  
16 legislative continuance or extension."

17 AMENDMENT NO. 15

18 On page 3, delete lines 1 and 2 in their entirety and insert the following:

19 "E.(1)(a) If the grounds for a ~~legislative~~ continuance or extension are  
20 founded upon the convening of a regular or veto legislative session or a  
21 constitutional convention, the motion for ~~legislative~~ continuance or extension shall  
22 be timely if filed no later than five calendar days prior to the hearing or proceeding  
23 to be continued."

24 AMENDMENT NO. 16

25 On page 3, line 3, after "for a" and before "continuance" delete "legislative"

26 AMENDMENT NO. 17

27 On page 3, line 10, after "for" and before "continuance" delete "legislative"

28 AMENDMENT NO. 18

29 On page 3, delete line 15 in its entirety and insert the following:

30 "(2) Within seventy-two hours of the filing of a motion for a ~~legislative~~  
31 continuance or extension, the court or agency shall grant the continuance or  
32 extension ex parte as follows:

33 \* \* \*

34 (c) If a legal deadline has run, a motion to continue or extend a legal  
35 deadline shall be timely if filed within five days prior to a hearing or proceeding on  
36 a motion for sanctions or penalties brought by opposing counsel for the failure of the  
37 member or employee to comply with the legal deadline.

1 F.(1) The provisions of this Section shall not apply to ~~cases in the Supreme~~  
2 ~~Court of Louisiana~~; criminal cases where the death penalty is sought; and  
3 administrative rulemaking authorized by R.S. 49:953.

4 \* \* \*

5 AMENDMENT NO. 19

6 On page 3, line 17, after "for" and before "continuance" delete "legislative"

7 AMENDMENT NO. 20

8 On page 3, at the end of line 22, delete "legislative"

9 AMENDMENT NO. 21

10 On page 3, delete line 27 in its entirety and insert the following:

11 "H.(1) Any person or attorney who has filed a motion for ~~legislative~~  
12 continuance or extension which has been denied or which has not been granted  
13 within seventy-two hours of filing may apply directly to the Supreme Court of  
14 Louisiana for supervisory writs to review the action or inaction of the court or  
15 agency where the motion was filed."

16 AMENDMENT NO. 22

17 On page 4, delete line 6 in its entirety and insert the following:

18 "I.(1) For sufficient cause shown, the court shall consider a motion for  
19 ~~legislative~~ continuance or extension at any time prior to the hearing or proceeding.

20 (2) The motion for a ~~legislative~~ continuance may be filed by electronic  
21 means such as facsimile transmission or electronic mail, or any other means  
22 authorized by law, provided that the mover shall provide all opposing counsel or  
23 parties with a copy of the motion, simultaneously with the transmission of the  
24 motion to the court.

25 Section 2. This Act shall become effective upon signature by the governor or, if not  
26 signed by the governor, upon expiration of the time for bills to become law without signature  
27 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
28 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
29 effective on the day following such approval."