
SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 348 by Representative Arnold

1 AMENDMENT NO. 1

2 On page 1, line 2, change "R.S. 9:171(C) and 173(C)" to "R.S. 9:154. 2, 171(C), and
3 173(C)"

4 AMENDMENT NO. 2

5 Delete Senate Committee Amendment Nos. 1 and 2 proposed by the Senate Committee
6 on Judiciary A and adopted by the Senate on May 15, 2013

7 AMENDMENT NO. 3

8 On page 1, line 3, after "Act;" insert "to declare certain funds as abandoned unclaimed
9 property; to provide for disposition of certain abandoned unclaimed funds; to create the
10 Geaux Pass Transition Fund as a special fund in the state treasury and provide for the
11 disposition of monies in the fund;"

12 AMENDMENT NO. 4

13 On page 1, between lines 6 and 7, insert

14 "Section 1. R.S. 9:154.2 is hereby enacted to read as follows:

15

16 §154.2. Crescent City Connection; Geaux Pass accounts and deposits; tolls; Geaux
17 Pass Transition Fund; disposition

18

19 A. Notwithstanding the provisions of R.S. 9:154 or any other provision of
20 law to the contrary, the provisions of this Section shall apply to account balances and
21 toll tag deposits for all Geaux Pass accounts with the primary designation of the
22 Crescent City Connection Bridge that have had no activity on Louisiana Highway
23 1 since July 1, 2012, and all tolls paid to cross the Crescent City Connection Bridge
24 for the period beginning January 1, 2013, and continuing through March 5, 2013.

25 B. On July 1, 2013, any monetary funds remaining in any Geaux Pass
26 account, any monetary funds remaining for toll tag deposits for all Geaux Pass
27 accounts with the primary designation of the Crescent City Connection Bridge that
28 have had no activity on Louisiana Highway 1 on or after July 1, 2012, and any
29 monetary funds paid as a toll to cross the Crescent City Connection Bridge from
30 January 1, 2013, through March 5, 2013, and which monetary funds have not been
31 claimed by any person as of June 15, 2013, shall be deemed abandoned funds for the
32 purposes of treatment as unclaimed property in accordance with the provisions of
33 this Section.

34 C. Funds that are deemed abandoned funds pursuant to this Section shall be
35 immediately reported and transferred from the Department of Transportation and
36 Development to the state treasurer in his capacity as administrator of the Uniform
37 Unclaimed Property Act. The state treasurer shall deposit these funds into the Geaux
38 Pass Transition Fund as provided in this Section, and shall through June 30, 2014,
39 provide for the return of such funds to their owners in accordance with the Uniform
40 Unclaimed Property Act. The state treasurer shall further provide for the payment of
41 all unexpended and unencumbered funds remaining in the Geaux Pass Transition
42 Fund on June 30, 2014, in accordance with the provisions of this Section.

43 D. (1) There is hereby created the Geaux Pass Transition Fund as a special
44 fund in the state treasury, hereinafter referred to as the "fund". The source of monies
45 for the fund shall be the monies transferred from the Department of Transportation
46 and Development to the state treasurer in his capacity as administrator of the

1 Uniform Unclaimed Property Act pursuant to the provisions of this Section.

2 (2)After compliance with the requirements of Article VII, Section 9(B) of the
3 Constitution of Louisiana, relative to the Bond Security and Redemption Fund, an
4 amount equal to that deposited into the state treasury from the foregoing sources
5 shall be deposited in and credited to the fund. The monies in the fund shall be
6 invested by the treasurer in the same manner as the state general fund, and interest
7 earnings shall be deposited into the fund.

8 (3) All unexpended and unencumbered monies remaining in the fund on June
9 30, 2014, shall be appropriated as follows:

10 (a) An amount not to exceed thirty percent of the monies in the fund shall be
11 appropriated to the Department of Transportation and Development for operational
12 and maintenance costs for the New Orleans ferries, formerly operated by its Crescent
13 City Connection Division.

14 (b) The balance of the monies in the fund as of June 30, 2014, shall be
15 appropriated to the New Orleans Regional Planning Commission for lighting of the
16 eastbank and westbank approaches to the Crescent City Connection Bridge,
17 including General DeGaulle and the Westbank Expressway approach through ground
18 level, improvements to ingress and egress points, lighting, maintenance, grass
19 cutting, and landscaping of the Westbank Expressway and its connecting arteries.

20 (c) The state treasurer shall be relieved of all liability which may arise with
21 respect to such distribution of funds.

22 E. All data associated with funds transferred to the state treasurer pursuant
23 to this Section shall be provided to the Unclaimed Property Division in an electronic
24 format as designated by such division.

25 F. For the purposes of this Section, holder requirements under R.S. 9:159
26 shall be deemed waived and the Department of Transportation and Development
27 shall be deemed a holder in good faith pursuant to provisions of the Uniform
28 Unclaimed Property Act.

29 G. The state treasurer in his capacity as administrator of the Uniform
30 Unclaimed Property Act may establish policies and procedures as necessary to
31 implement the provisions of this Section.

32 H. All books, papers, and records transferred to the state treasurer pursuant
33 to this Section or as a result of the Act originating as House Bill 348 of the 2013
34 Regular Session of the Legislature shall be retained for a period of no less than five
35 years following such transfer.

36 I. The provisions of this Section shall supersede and control to the extent of
37 conflict with any other provision of law."

38 AMENDMENT NO. 5

39 On page 1, line 7, change "Section 1." to "Section 2."

40 AMENDMENT NO. 6

41 On page 2, after line 9, insert:

42 "Section 3. The provisions of Section 1 and this Section of this Act shall
43 become effective upon signature by the governor or, if not signed by the governor,
44 upon expiration of the time for bills to become law without signature by the
45 governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
46 vetoed by the governor and subsequently approved by the legislature, the provisions
47 of Section 1 and this Section of this Act shall become effective on the day following
48 such approval."