ACTS OF 2024 LEGISLATURE

Acts 773-792

ACT No. 773

- - -

SENATE BILL NO. 110
BY SENATOR PRESSLY
(On Recommendation of the Louisiana State Law Institute)
AN ACT

To amend and reenact R.S. 10:1-201(b)(10), (15), (21)(C), (24), (27), (36), and (37), 1-204(introductory paragraph), 1-301(g)(8), 3-104 (a)(introductory paragraph) and (3), 3-105(a), 3-401, 3-604(a), 4A-103(a)(1)(introductory paragraph), 4A-201, 4A-202(b) and (c), 4A-203(a)(1), 4A-207(b)(2) and (c)(introductory paragraph) and (2), 4A-208(b)(2), 4A-210(a), 4A-211(a) and (d), 4A-305(b) through (d), 5-104, 5-116(a) and (b), 7-102(a)(11), 7-106(b)(introductory paragraph) and (4), 8-102(a)(6)(i) and (b), 8-106(d)(3), 8-303(b), 9-102(a)(2),(3), (4)(A), (7), (11), (31), (42), (47), (61), (66), (75), and (79) and (b), 9-104(a)(2) and (3), 9-105, 9-107.1, 9-107.2, 9-203(b)(3)(A), (C), and (D), 9-204(b)(introductory paragraph), 9-207(c)(introductory paragraph), 9-208(b)(introductory paragraph), (1), and (3) through (7), 9-209(b), 9-210(a)(2) through (4), (b), (c), (d)(introductory paragraph), and (e)(introductory paragraph), 9-301(introductory paragraph) and (3)(introductory paragraph), 9-304(a), 9-305(a)(introductory paragraph), 9-310(b)(8), 9-312(a) and (e), 9-313(a), (c), and (d), 9-314(a) through (c), 9-316(a) (introductory paragraph) and (f)(introductory paragraph), 9-317(b) and (d), 9-323(d)(introductory paragraph) and (f)(introductory paragraph), 9-324(b) (introductory paragraph) and (2) and (d)(introductory paragraph) and (2), 9-330(a), (b), and (f), 9-331(a) and (b), 9-332, 9-334(f)(1), 9-341(introductory paragraph), 9-404(a)(introductory paragraph) and (2), 9-406(a), (b)(introductory paragraph), (c), (d)(introductory paragraph), and (g), 9-408(g), 9-412(a), 9-509(a) (1) and (b)(introductory paragraph), 9-513(b)(introductory paragraph) and (2) and (c)(introductory paragraph), 9-601(b), 9-605, 9-608(a)(1)(C), 9-611(a)(1), (b), (c)(introductory paragraph) and (3)(A), and (e)(introductory paragraph) and (2)(B), 9-613, 9-614, 9-615(a)(3)(A) and (4), 9-616(a)(1)(introductory paragraph) and (B) and (2)(A), (b)(1)(A), and (c)(introductory paragraph), 9-619(a) (introductory paragraph), 9-620(a)(2)(introductory paragraph), (b)(1), (c)(1) and (2)(introductory paragraph) and (C), and (f)(introductory paragraph) and (2), 9-621(a)(1), 9-624, 9-628(a)(introductory paragraph) and (b)(introductory paragraph), and 9-629(a)(1) and (2), and to enact R.S. 10:1-201(b)(16.1), 1-301(g) (9), 5-116(c), (d), (e), (f), and (g), 7-106(c) through (i), 8-103(h), 8-106(h) and (i), 8-110(g), 9-102(a)(7.1), (7.2), (27.1), (27.2), and (54.1), 9-104(a)(4), 9-107.3, 9-107.4, 9-203(b)(3)(E), 9-204(b.1), 9-208(b)(8), 9-305(a)(5), 9-306.1, 9-306.2, 9-310(b)(8.1), 9-314.1, 9-317(f) through (i), 9-326.1, 9-406(l), 9-408(h), 9-628(f), Chapter 12 of Title 10 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 10:12-101 through 12-107, and Chapter 13 of Title 10 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 10:13-101 through 13-306, relative to transactions involving existing and new classes of assets; to provide for new types of digital assets; to provide for security interests in digital assets; to provide for tethered digital assets; to provide take-free rules for digital assets; to provide relative to governing law for digital assets; to provide relative to chattel paper; to provide relative to hybrid transactions; to provide for the negotiability of certain instruments; to provide for updates in terminology; to provide for transition rules; to provide for technical corrections; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 10:1-201(b)(10), (15), (21)(C), (24), (27), (36), and (37), 1-204(introductory paragraph), 1-301(g)(8), 3-104 (a)(introductory paragraph) and (3), 3-105(a), 3-401, 3-604(a), 4A-103(a)(1)(introductory paragraph), 4A-201, 4A-202(b) and (c), 4A-203(a)(1), 4A-207(b)(2) and (c)(introductory paragraph) and (2), 4A-208(b)(2), 4A-210(a), 4A-211(a) and (d), 4A-305(b) through (d), 5-104, 5-116(a) and (b), 7-102(a)(11), 7-106(b)(introductory paragraph) and (4), 8-102(a)(6)(i) and (b), 8-106(d)(3), 8-303(b), 9-102(a)(2),(3), (4)(A), (7), (11), (31), (42), (47), (61), (66), (75), and (79) and (b), 9-104(a)(2) and (3), 9-105, 9-107.1, 9-107.2, 9-203(b)(3)(A), (C), and (D), 9-204(b)(introductory paragraph), 9-207(c)(introductory paragraph), 9-208(b)(introductory paragraph), (1), and (3) through (7), 9-209(b), 9-210(a)(2) through (4), (b), (c), (d)(introductory paragraph), and (e)(introductory paragraph), 9-301(introductory paragraph) and (3)(introductory paragraph), 9-304(a), 9-305(a)(introductory paragraph), 9-310(b)(8), 9-312(a) and (e), 9-313(a), (c), and (d), 9-314(a) through (c), 9-316(a)(introductory paragraph) and (f) (introductory paragraph), 9-317(b) and (d), 9-323(d)(introductory paragraph) and (f)(introductory paragraph), 9-324(b)(introductory paragraph) and (2) and (d)(introductory paragraph) and (2), 9-330(a), (b), and (f), 9-331(a) and (b), 9-332, 9-334(f)(1), 9-341(introductory paragraph), 9-404(a)(introductory paragraph) and (2), 9-406(a), (b)(introductory paragraph), (c), (d)(introductory paragraph), and (g), 9-408(g), 9-412(a), 9-509(a)(1) and (b)(introductory paragraph), 9-513(b) (introductory paragraph) and (2) and (c)(introductory paragraph), 9-601(b), 9-605, 9-608(a)(1)(C), 9-611(a)(1), (b), (c)(introductory paragraph) and (3)(A), and (e)(introductory paragraph) and (2)(B), 9-613, 9-614, 9-615(a)(3)(A) and (4), 9-616(a)(1)(introductory paragraph) and (B) and (2)(A), (b)(1)(A), and (c) (introductory paragraph), 9-619(a)(introductory paragraph), 9-620(a)(2) (introductory paragraph), (b)(1), (c)(1) and (2)(introductory paragraph) and (C), and (f)(introductory paragraph) and (2), 9-621(a)(1), 9-624, 9-628(a)(introductory paragraph) and (b)(introductory paragraph), and 9-629(a)(1) and (2), are hereby amended and reenacted, and R.S. 10:1-201(b)(16.1), 1-301(g)(9), 5-116(c), (d), (e), (f), and (g), 7-106(c) through (i), 8-103(h), 8-106(h) and (i), 8-110(g), 9-102(a)(7.1), (7.2), (27.1), (27.2), and (54.1), 9-104(a)(4), 9-107.3, 9-107.4, 9-203(b)(3)(E), 9-204(b.1), 9-208(b)(8), 9-305(a)(5), 9-306.1, 9-306.2, 9-310(b)(8.1), 9-314.1, 9-317(f) through (i), 9-326.1, 9-406(l), 9-408(h), 9-628(f), Chapter 12 of Title 10 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 10:12-101 through 12-107, and Chapter 13 of Title 10 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 10:13-101 through 13-306 are hereby enacted to read as follows:

§1-201. General definitions

* * *

(b) Subject to definitions contained in other Chapters of this Title that apply to particular Chapters or parts thereof:

* * *

(10) ~~"Conspicuous,"~~**"Conspicuous",** with reference to a term, means so written, displayed, or presented that**, based on the totality of the circumstances,** a reasonable person against which it is to operate ought to have noticed it. Whether a term is "conspicuous" or not is a question of law for the court. ~~Conspicuous terms include the following:~~

~~(A) a heading in capitals equal to or greater in size than the surrounding text, or in contrasting type, font, or color to the surrounding text of the same or lesser size; and~~

~~(B) language in the body of a record or display in larger type than the surrounding text, or in contrasting type, font, or color to the surrounding text of the same size, or set off from surrounding text of the same size by symbols or other marks that call attention to the language.~~

* * *

(15) "Delivery", with respect to an electronic document of title**,** means voluntary transfer of control and**,** with respect to an instrument, a tangible document of title, or **an authoritative tangible copy of a record evidencing** chattel paper, means voluntary transfer of possession.

* * *

(16.1) "Electronic" means relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic, or similar capabilities.

* * *

(21) "Holder" means:

* * *

(C) the person in control**, other than pursuant to R.S. 10:7-106(g),** of a negotiable electronic document of title.

* * *

(24) "Money" means a medium of exchange **that is** currently authorized or adopted by a domestic or foreign government **and is not in an electronic form**. The term includes a monetary unit of account established by an intergovernmental ~~organization or by~~ **organization, or pursuant to an** agreement between two or more countries.

* * *

(27) "Person" means an individual, or any legal or commercial entity, including a corporation, business trust, partnership, limited liability company, association, joint venture, government, governmental subdivision, agency, or instrumentality, or public corporation. **The term includes a protected series, however denominated, of an entity if the protected series is established under law other than this Title that limits, or limits if conditions specified under the law are satisfied, the ability of a creditor of the entity or of any other protected series of the entity to satisfy a claim from assets of the protected series.**

* * *

(36) "Send"**,** in connection with a record or ~~notice~~ **notification,** means:

(A) to deposit in the mail**,** ~~or~~ deliver for transmission**, or transmit** by any other usual means of communication**,** with postage or cost of transmission provided for**,** ~~and properly addressed and, in the case of an instrument, to an address specified thereon or otherwise agreed, or if there be none~~ **addressed** to any address reasonable under the circumstances; or

(B) ~~in any other way to cause to be received any record or notice within the time it would have arrived if properly sent~~ **to cause the record or notification to be received within the time it would have been received if properly sent** under Subparagraph A **of this Paragraph**.

(37) ~~"Signed" includes using any symbol executed or adopted with present intention to adopt or accept a writing.~~ **"Sign" means, with present intent to authenticate or adopt a record:**

(A) execute or adopt a tangible symbol; or

(B) attach to or logically associate with the record an electronic symbol, sound, or process.

"Signed", "signing", and "signature" have corresponding meanings.

* * *

Louisiana Official Revision Comments - 2024

The 2024 revision to Paragraph (b)(24) of this Section adopts a definition of "money" that is non-uniform in two respects. First, the definition excludes any medium of exchange in an electronic form. As a result, a central bank digital currency of any type issued by any government will not be governed by the U.C.C. rules applicable to money. This change is consistent with Louisiana non-uniform changes in revised Chapter 9. See Louisiana Official Revision

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Comments - 2024 to R.S. 10:9-102. Second, the uniform definition of "money" in revised national U.C.C. Article 1 contains language pertaining to electronic records that is omitted from revised Chapter 1 and is instead reproduced in substance in R.S. 10:12-102.

* * *

§1-204. Value

Except as otherwise provided in Chapters 3, 4, ~~and~~ 5, **and 12 of this Title,** a person gives value for rights if the person acquires them:

* * *

§1-301. Territorial applicability; parties' power to choose applicable law

* * *

(g) To the extent that this Title governs a transaction, if one of the following provisions of this Title specifies the applicable law, that provision governs and a contrary agreement is effective only to the extent permitted by the law so specified:

* * *

(8) R.S. 10:9-301 through 9-307~~.~~**;**

(9) R.S. 10:12-107.

* * *

§3-104. Negotiable instrument

(a) Except as provided in Subsections (c) and (d) **of this Section**, "negotiable instrument" means an unconditional promise or order to pay a fixed amount of money, with or without interest or other charges described in the promise or order, if it:

* * *

(3) does not state any other undertaking or instruction by the person promising or ordering payment to do any act in addition to the payment of money, but the promise or order may contain (i) an undertaking or power to give, maintain, or protect collateral to secure payment, (ii) an authorization or power to the holder to confess judgment or realize on or dispose of collateral, ~~or~~ (iii) a waiver of the benefit of any law intended for the advantage or protection of an obligor**, (iv) a term that specifies the law that governs the promise or order, or (v) an undertaking to resolve in a specified forum a dispute concerning the promise or order**.

* * *

§3-105. Issue of instrument

(a) "Issue" means**:**

(1) the first delivery of an instrument by the maker or drawer, whether to a holder or nonholder, for the purpose of giving rights on the instrument to any person**; or**

(2) if agreed by the payee, the first transmission by the drawer to the payee of an image of an item and information derived from the item that enables the depositary bank to collect the item by transferring or presenting under federal law an electronic check.

* * *

§3-401. Signature **necessary for liability on instrument**

~~(a)~~ A person is not liable on an instrument unless (i) the person signed the instrument, or (ii) the person is represented by an agent or representative who signed the instrument and the signature is binding on the represented person under R.S. 10:3-402.

~~(b) A signature may be made (i) manually or by means of a device or machine, and (ii) by the use of any name, including a trade or assumed name, or by a word, mark, or symbol executed or adopted by a person with present intention to authenticate a writing.~~

* * *

§3-604. Discharge by cancellation or renunciation

(a) A person entitled to enforce an instrument, with or without consideration, may discharge the obligation of a party to pay the instrument (i) by an intentional voluntary act, such as surrender of the instrument to the party, destruction, mutilation, or cancellation of the instrument, cancellation or striking out of the party's signature, or the addition of words to the instrument indicating discharge, or (ii) by agreeing not to sue or otherwise renouncing rights against the party by a signed ~~writing.~~ **record. The obligation of a party to pay a check is not discharged solely by destruction of the check in connection with a process in which information is extracted from the check and an image of the check is made and, subsequently, the information and image are transmitted for payment.**

* * *

§4A-103. Payment Order - Definitions

(a) In this Chapter:

(1) "Payment order" means an instruction of a sender to a receiving bank, transmitted orally~~, electronically, or in writing~~ **or in a record**, to pay, or to cause another bank to pay, a fixed or determinable amount of money to a beneficiary if:

* * *

§4A-201. Security procedure

"Security procedure" means a procedure established by agreement of a customer and a receiving bank for the purpose of (i) verifying that a payment order or communication amending or cancelling a payment order is that of the customer, or (ii) detecting error in the transmission or the content of the payment order or communication. A security procedure **may impose an obligation on the receiving bank or the customer and** may require the use of algorithms or other codes, identifying words**,** ~~or~~ numbers, **symbols, sounds, biometrics,** encryption, callback procedures, or similar security devices. Comparison of a signature on a payment order or communication with an authorized specimen signature of the customer **or requiring a payment order to be sent from a known email address, IP address, or telephone number** is not by itself a security procedure.

§4A-202. Authorized and verified payment orders

* * *

(b) If a bank and its customer have agreed that the authenticity of payment orders issued to the bank in the name of the customer as sender will be verified pursuant to a security procedure, a payment order received by the receiving bank is effective as the order of the customer, whether or not authorized, if (i) the security procedure is a commercially reasonable method of providing security against unauthorized payment orders, and (ii) the bank proves that it accepted the payment order in good faith and in compliance with **the bank's obligations under** the security procedure and any ~~written~~ agreement or instruction of the customer**, evidenced by a record,** restricting acceptance of payment orders issued in the name of the customer. The bank is not required to follow an instruction that violates ~~a written~~ **an** agreement with the customer**, evidenced by a record,** or notice of which is not received at a time and in a manner affording the bank a reasonable opportunity to act on it before the payment order is accepted.

(c) Commercial reasonableness of a security procedure is a question of law to be determined by considering the wishes of the customer expressed to the bank, the circumstances of the customer known to the bank, including the size, type, and frequency of payment orders normally issued by the customer to the bank, alternative security procedures offered to the customer, and security procedures in general use by customers and receiving ~~bank~~ **banks** similarly situated. A security procedure is deemed to be commercially reasonable if (i) the security procedure was chosen by the customer after the bank offered, and the customer refused, a security procedure that was commercially reasonable for that customer, and (ii) the customer expressly agreed in ~~writing~~ **a record** to be bound by any payment order, whether or not authorized, issued in its name and accepted by the bank in compliance with **the bank's obligations under** the security procedure chosen by the customer.

* * *

§4A-203. Unenforceability of certain verified payment orders

(a) If an accepted payment order is not, under R.S. 10:4A-202(a), an authorized order of a customer identified as sender, but is effective as an order of the customer pursuant to R.S. 10:4A-202(b), the following rules apply:

(1) By express ~~written~~ agreement **evidenced by a record**, the receiving bank may limit the extent to which it is entitled to enforce or retain payment of the payment order.

* * *

§4A-207. Misdescription of beneficiary

* * *

(b) If a payment order received by the beneficiary's bank identifies the beneficiary both by name and by an identifying or bank account number and the name and number identify different persons, the following rules apply:

* * *

(2) If the beneficiary's bank pays the person identified by ~~the~~ name or knows that the name and number identify different persons, no person has rights as beneficiary except the person paid by the beneficiary's bank if that person was entitled to receive payment from the originator of the funds transfer. If no person has rights as beneficiary, acceptance of the order cannot occur.

(c) If (i) a payment order described in Subsection (b) **of this Section** is accepted, (ii) the originator's payment order described the beneficiary inconsistently by name and number, and (iii) the beneficiary's bank pays the person identified by number as permitted by Subsection (b)(1) **of this Section**, the following rules apply:

* * *

(2) If the originator is not a bank and proves that the person identified by number was not entitled to receive payment from the originator, the originator is not obliged to pay its order unless the originator's bank proves that the originator, before acceptance of the originator's order, had notice that payment of a payment order issued by the originator might be made by the beneficiary's bank on the basis of an identifying or bank account number even if it identifies a person different from the named beneficiary. Proof of notice may be made by any admissible evidence. The originator's bank satisfies the burden of proof if it proves that the originator, before the payment order was accepted, signed a ~~writing~~ **record** stating the information to which the notice relates.

* * *

§4A-208. Misdescription of intermediary bank or beneficiary's bank

* * *

(b) This Subsection applies to a payment order identifying an intermediary bank or the beneficiary's bank both by name and an identifying number if the name and number identify different persons.

* * *

(2) If the sender is not a bank and the receiving bank proves that the sender, before the payment order was accepted, had notice that the receiving bank might rely on the number as the proper identification of the intermediary or beneficiary's bank even if it identifies a person different from the bank identified by name, the rights and obligations of the sender and the receiving bank are governed by ~~Subsection~~ **Paragraph** ~~(b)~~(1) **of this Subsection**, as though the sender were a bank. Proof of notice may be made by any admissible evidence. The receiving bank satisfies the burden of proof if it proves that the sender, before the payment order was accepted, signed a ~~writing~~ **record** stating the information to which the notice relates.

* * *

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

§4A-210. Rejection of payment order

(a) A payment order is rejected by the receiving bank by a notice of rejection transmitted to the sender orally~~, electronically, or in writing~~ **or in a record**. A notice of rejection need not use any particular words and is sufficient if it indicates that the receiving bank is rejecting the order or will not execute or pay the order. Rejection is effective when the notice is given if transmission is by **a** means that is reasonable in the circumstances. If notice of rejection is given by a means that is not reasonable, rejection is effective when the notice is received. If an agreement of the sender and receiving bank establishes the means to be used to reject a payment order, (i) any means complying with the agreement is reasonable and (ii) any means not complying is not reasonable unless no significant delay in receipt of the notice resulted from the use of the noncomplying means.

* * *

§4A-211. Cancellation and amendment of payment order

(a) A communication of the sender of a payment order cancelling or amending the order may be transmitted to the receiving bank orally~~, electronically, or in writing~~ **or in a record**. If a security procedure is in effect between the sender and the receiving bank, the communication is not effective to cancel or amend the order unless the communication is verified pursuant to the security procedure or the bank agrees to the cancellation or amendment.

* * *

(d) An unaccepted payment order is cancelled by operation of law at the close of the fifth funds-transfer business day of the receiving bank after the execution date ~~of~~ **or** payment date of the order.

* * *

§4A-305. Liability for late or improper execution or failure to execute payment order

* * *

(b) If execution of a payment order by a receiving bank in breach of ~~R.S. 10:4A-303~~ **R.S. 10:4A-302** results in (i) noncompletion of the funds transfer, (ii) failure to use an intermediary bank designated by the originator, or (iii) issuance of a payment order that does not comply with the terms of the payment order of the originator, the bank is liable to the originator for its expenses in the funds transfer and for incidental expenses and interest losses, to the extent not covered by Subsection (a) **of this Section**, resulting from the improper execution. Except as provided in Subsection (c) **of this Section**, additional damages are not recoverable.

(c) In addition to the amounts payable under Subsections (a) and (b) **of this Section**, damages, including consequential damages, are recoverable to the extent provided in an express ~~written~~ agreement of the receiving bank**, evidenced by a record**.

(d) If a receiving bank fails to execute a payment order it was obliged by express agreement to execute, the receiving bank is liable to the sender for its expenses in the transaction and for incidental expenses and interest losses resulting from the failure to execute. Additional damages, including consequential damages, are recoverable to the extent provided in an express ~~written~~ agreement of the receiving bank, **evidenced by a record,** but are not otherwise recoverable.

* * *

§5-104. Formal requirements

A letter of credit, confirmation, advice, transfer, amendment, or cancellation may be issued in any form that is a **signed** record ~~and is authenticated (i) by a signature or (ii) in accordance with the agreement of the parties or the standard practice referred to in R.S. 10:5-108(e)~~.

* * *

§5-116. Choice of law and forum

(a) The liability of an issuer, nominated person, or adviser for action or omission is governed by the law of the jurisdiction chosen by an agreement in the form of a record signed ~~or otherwise authenticated~~ by the affected parties ~~in the manner provided in R.S. 10:5-104~~ or by a provision in the person's letter of credit, confirmation, or other undertaking. The jurisdiction whose law is chosen need not bear any relation to the transaction.

(b) Unless Subsection (a) **of this Section** applies, the liability ~~or~~ **of** an issuer, nominated person, or adviser for action or omission is governed by the law of the jurisdiction in which the person is located. The person is considered to be located at the address indicated in the person's undertaking. If more than one address is indicated, the person is considered to be located at the address from which the person's undertaking was issued.

(c) For the purpose of jurisdiction, choice of law, and recognition of interbranch letters of credit, but not enforcement of a judgment, all branches of a bank are considered separate juridical entities and a bank is considered to be located at the place where its relevant branch is considered to be located under ~~this~~ Subsection **(d) of this Section**.

(d) A branch of a bank is considered to be located at the address indicated in the branch's undertaking. If more than one address is indicated, the branch is considered to be located at the address from which the undertaking was issued.

~~(c)~~**(e)** Except as otherwise provided in this Subsection, the liability of an issuer, nominated person, or adviser is governed by any rules of custom or practice, such as the Uniform Customs and Practice for Documentary Credits, to which the letter of credit, confirmation, or other undertaking is expressly made subject. If (i) this Chapter would govern the liability of an issuer, nominated person, or adviser under Subsection (a) or (b) **of this Section**; (ii) the relevant undertaking incorporates rules of custom or practice; and (iii) there is conflict between this Chapter and those rules as applied to that undertaking, those rules govern except to the extent of any conflict with the nonvariable provisions specified in R.S. 10:5-103(c).

~~(d)~~**(f)** If there is conflict between this Chapter and Chapter 3, 4, 4A, or 9 of this Title, this Chapter governs.

~~(e)~~**(g)** The forum for settling disputes arising out of an undertaking within this Chapter may be chosen in the manner and with the binding effect that governing law may be chosen in accordance with Subsection (a) **of this Section**.

* * *

§7-102. Definitions and index of definitions

(a) In this Chapter, unless the context otherwise requires:

* * *

(11) ~~"Sign" means, with present intent to authenticate or adopt a record:~~

~~(A) To execute or adopt a tangible symbol; or~~

~~(B) To attach to or logically associate with the record an electronic sound, symbol, or process.~~ **[Reserved.]**

* * *

§7-106. Control of electronic document of title

* * *

(b) A system satisfies Subsection (a) of this Section, and a person ~~is deemed to have~~ **has** control of an electronic document of title, if the document is created, stored, and ~~assigned in such~~ **transferred in** a manner that:

* * *

(4) Copies or amendments that add or change an identified ~~assignee~~ **transferee** of the authoritative copy can be made only with the consent of the person asserting control;

* * *

(c) A system satisfies Subsection (a) of this Section, and a person has control of an electronic document of title, if an authoritative electronic copy of the document, a record attached to or logically associated with the electronic copy, or a system in which the electronic copy is recorded:

(1) enables the person to readily identify each electronic copy as either an authoritative copy or a nonauthoritative copy;

(2) enables the person to readily identify itself in any way, including by name, identifying number, cryptographic key, office, or account number, as the person to which each authoritative electronic copy was issued or transferred; and

(3) gives the person exclusive power, subject to Subsection (d) of this Section, to:

(A) prevent others from adding or changing the person to which each authoritative electronic copy has been issued or transferred; and

(B) transfer control of each authoritative electronic copy.

(d) Subject to Subsection (e) of this Section, a power is exclusive under Subparagraphs (c)(3)(A) and (B) of this Section even if:

(1) the authoritative electronic copy, a record attached to or logically associated with the authoritative electronic copy, or a system in which the authoritative electronic copy is recorded limits the use of the document of title or has a protocol that is programmed to cause a change, including a transfer or loss of control; or

(2) the power is shared with another person.

(e) A power of a person is not shared with another person under Paragraph (d)(2) of this Section and the person's power is not exclusive if:

(1) the person can exercise the power only if the power also is exercised by the other person; and

(2) the other person:

(A) can exercise the power without exercise of the power by the person; or

(B) is the transferor to the person of an interest in the document of title.

(f) If a person has the powers specified in Subparagraphs (c)(3)(A) and (B) of this Section, the powers are presumed to be exclusive.

(g) A person has control of an electronic document of title if another person other than the transferor to the person of an interest in the document:

(1) has control of the document and acknowledges that it has control on behalf of the person; or

(2) obtains control of the document after having acknowledged that it will obtain control of the document on behalf of the person.

(h) A person that has control under this Section is not required to acknowledge that it has control on behalf of another person.

(i) If a person acknowledges that it has or will obtain control on behalf of another person, unless the person otherwise agrees or law other than this Chapter or Chapter 9 of this Title otherwise provides, the person does not owe any duty to the other person and is not required to confirm the acknowledgment to any other person.

* * *

§8-102. Definitions **and index of definitions**

(a) In this Chapter:

* * *

(6) "Communicate" means to:

(i) send a signed ~~writing~~ **record**; or

* * *

(b) ~~Other definitions applying to this Article and the sections in which they appear are~~ **The following definitions in this Chapter and other Chapters apply to this Chapter**:

Appropriate person	R.S. 10:8-107
Control	R.S. 10:8-106
Controllable account	**R.S. 10:9-102**
Controllable electronic record	**R.S. 10:12-102**
Controllable payment intangible	**R.S. 10:9-102**
Delivery	R.S. 10:8-301
Investment company security	R.S. 10:8-103

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Issuer	R.S. 10:8-201
Overissue	R.S. 10:8-210
Protected purchaser	R.S. 10:8-303
Securities account	R.S. 10:8-501

* * *

§8-103. Rules for determining whether certain obligations and interests are securities or financial assets

* * *

(h) A controllable account, controllable electronic record, or controllable payment intangible is not a financial asset unless R.S. 10:8-102(a)(9)(iii) applies.

* * *

§8-106. Control

* * *

(d) A purchaser has "control" of a security entitlement if:

* * *

(3) another ~~person has control of the security entitlement on behalf of the purchaser or, having previously acquired control of the security entitlement, acknowledges that it has control on behalf of the purchaser.~~ **person other than the transferor to the purchaser of an interest in the security entitlement:**

(A) has control of the security entitlement and acknowledges that it has control on behalf of the purchaser; or

(B) obtains control of the security entitlement after having acknowledged that it will obtain control of the security entitlement on behalf of the purchaser.

* * *

(h) A person that has control under this Section is not required to acknowledge that it has control on behalf of a purchaser.

(i) If a person acknowledges that it has or will obtain control on behalf of a purchaser, unless the person otherwise agrees or law other than this Chapter or Chapter 9 of this Title otherwise provides, the person does not owe any duty to the purchaser and is not required to confirm the acknowledgment to any other person.

* * *

§8-110. Applicability; choice of law

* * *

(g) The local law of the issuer's jurisdiction or the securities intermediary's jurisdiction governs a matter or transaction specified in Subsection (a) or (b) of this Section even if the matter or transaction does not bear any relation to the jurisdiction.

* * *

§8-303. Protected purchaser

* * *

(b) ~~In addition to acquiring the rights of a purchaser, a~~ **A** protected purchaser also acquires its interest in the security free of any adverse claim.

* * *

§9-102. Definitions and index of definitions

(a) Chapter 9 definitions. In this Chapter:

* * *

(2) ~~"Account,"~~ **"Account",** except as used in ~~"account for,"~~ **"account for", "account statement", "account to", "commodity account" in Paragraph (14) of this Subsection, "customer's account", "deposit account" in Paragraph (29) of this Subsection, "on account of", and "statement of account",** means a right to payment of a monetary obligation, whether or not earned by performance, (i) for property that has been or is to be sold, leased, licensed, assigned, or otherwise disposed of, (ii) for services rendered or to be rendered, (iii) for a policy of insurance issued or to be issued, (iv) for a secondary obligation incurred or to be incurred, (v) for energy provided or to be provided, (vi) for the use or hire of a vessel under a charter or other contract, (vii) arising out of the use of a credit or charge card or information contained on or for use with the card, or (viii) as winnings in a lottery or other game of chance operated or sponsored by a state, governmental unit of a state, or person licensed or authorized to operate the game by a state or governmental unit of a state. The term includes **controllable accounts and** health-care-insurance receivables. The term further includes any right to payment that is payable out of or measured by production of oil, gas, or other minerals, or is otherwise attributable to a mineral right, whether or not the payment is classified as rent under the Mineral Code, except that the term does not include bonuses, delay rentals, royalties, or shut-in payments payable to a landowner or mineral servitude owner under a mineral lease, nor does the term include other payments to them that are classified as rent under the Mineral Code. The term does not include (i) ~~rights to payment evidenced by chattel paper or an instrument~~ **chattel paper**, (ii) tort claims, (iii) deposit accounts, (iv) investment property, (v) letter-of-credit rights or letters of credit, (vi) rights to payment for money or funds advanced or sold, other than rights arising out of the use of a credit or charge card or information contained on or for use with the card, (vii) life insurance policies or rights to payment or claims thereunder, ~~or~~ (viii) judgments or rights to payment represented thereby**, or (ix) rights to payment evidenced by an instrument**.

(3) "Account debtor" means a person obligated on an account, chattel paper, or general intangible. The term does not include persons obligated to pay a negotiable instrument, even if the **negotiable** instrument ~~constitutes part of~~ **evidences** chattel paper.

(4) "Accounting", except as used in "accounting for", means a record:

(A) ~~authenticated~~ **signed** by a secured party;

* * *

(7) ~~"Authenticate" means:~~

~~(A) to sign; or~~

~~(B) with present intent to adopt or accept a record, to attach to or logically associate with the record an electronic sound, symbol, or process.~~ **[Reserved.]**

(7.1) "Assignee", except as used in "assignee for benefit of creditors", means a person (i) in whose favor a security interest that secures an obligation is created or provided for under a security agreement, whether or not the obligation is outstanding or (ii) to which an account, chattel paper, payment intangible, or promissory note has been sold. The term includes a person to which a security interest has been transferred by a secured party.

(7.2) "Assignor" means a person that (i) under a security agreement creates or provides for a security interest that secures an obligation or (ii) sells an account, chattel paper, payment intangible, or promissory note. The term includes a secured party that has transferred a security interest to another person.

* * *

(11) "Chattel paper" means**:** ~~a record or records that evidence both a monetary obligation and a security interest in specific goods, a security interest in specific goods and software used in the goods, a security interest in specific goods and license of software used in the goods, a lease of specific goods, or a lease of specific goods and license of software used in the goods. In this Paragraph, "monetary obligation" means a monetary obligation secured by the goods or owed under a lease of the goods and includes a monetary obligation with respect to software used in the goods. The term does not include (i) charters or other contracts involving the use or hire of a vessel or (ii) records that evidence a right to payment arising out of the use of a credit or charge card or information contained on or for use with the card. If a transaction is evidenced by records that include an instrument or series of instruments, the group of records taken together constitutes chattel paper.~~

(A) a right to payment of a monetary obligation secured by specific goods, if the right to payment and security agreement are evidenced by a record; or

(B) a right to payment of a monetary obligation owed by a lessee under a lease agreement with respect to specific goods and a monetary obligation owed by the lessee in connection with the transaction giving rise to the lease, if:

(i) the right to payment and lease agreement are evidenced by a record; and

(ii) the predominant purpose of the transaction giving rise to the lease was to give the lessee the right to possession and use of the goods.

The term does not include a right to payment arising out of a charter or other contract involving the use or hire of a vessel or a right to payment arising out of the use of a credit or charge card or information contained on or for use with the card.

* * *

(27.1) "Controllable account" means an account evidenced by a controllable electronic record that provides that the account debtor undertakes to pay the person that has control under R.S. 10:12-105 of the controllable electronic record.

(27.2) "Controllable payment intangible" means a payment intangible evidenced by a controllable electronic record that provides that the account debtor undertakes to pay the person that has control under R.S. 10:12-105 of the controllable electronic record.

* * *

(31) ~~"Electronic chattel paper" means chattel paper evidenced by a record or records consisting of information stored in an electronic medium.~~ **[Reserved.]**

* * *

(42) "General intangible" means any personal property, including things in action, other than accounts, chattel paper, tort claims, deposit accounts, documents, goods, instruments, investment property, letter-of-credit rights, letters of credit, life insurance policies, and money. The term includes **controllable electronic records,** payment intangibles**,** and software.

* * *

(47) "Instrument" means a negotiable instrument or any other writing that evidences a right to the payment of a monetary obligation, is not itself a security agreement or lease, and is of a type that in ordinary course of business is transferred by delivery with any necessary indorsement or assignment. The term includes a collateral mortgage note and a negotiable certificate of deposit. The term does not include (i) investment property, (ii) letters of credit, ~~or~~ (iii) writings that evidence a right to payment arising out of the use of a credit or charge card or information contained on or for use with the card**, or (iv) writings that evidence chattel paper**.

* * *

(54.1) "Money" has the meaning in R.S. 10:1-201(b)(24), but does not include a deposit account.

* * *

(61) "Payment intangible" means a general intangible under which the account debtor's principal obligation is a monetary obligation. **The term includes a controllable payment intangible.**

* * *

(66) "Proposal" means a record ~~authenticated~~ **signed** by a secured party which includes the terms on which the secured party is willing to accept collateral in full or partial satisfaction of the obligation it secures pursuant to R.S. 10:9-620, 9-621, and 9-622.

* * *

(75) ~~"Send", in connection with a record or notification, means:~~

~~(A) to deposit in the mail, deliver for transmission, or transmit by any other usual means of communication, with postage or cost of transmission provided for, addressed to any address reasonable under the circumstances; or~~

~~(B) to cause the record or notification to be received within the time that it would have been received if properly sent under Subparagraph (A).~~ **[Reserved.]**

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

* * *

(79) ~~"Tangible chattel paper" means chattel paper evidenced by a record or records consisting of information that is inscribed on a tangible medium.~~ **[Reserved.]**

* * *

(b) Definitions in other Chapters. "Control" as provided in R.S. 10:7-106 and the following definitions in other Chapters apply to this Chapter:

"Applicant"	R.S. 10:5-102.
"Beneficiary"	R.S. 10:5-102.
"Broker"	R.S. 10:8-102.
"Certificated security"	R.S. 10:8-102.
"Check"	R.S. 10:3-104.
"Clearing corporation"	R.S. 10:8-102.
"Controllable electronic record"	**R.S. 10:12-102.**
"Customer"	R.S. 10:4-104.
"Entitlement holder"	R.S. 10:8-102.
"Financial asset"	R.S. 10:8-102.
"Holder in due course"	R.S. 10:3-302.
"Issuer" (with respect to a letter of credit or letter-of-credit right)	R.S. 10:5-102.
"Issuer" (with respect to a security)	R.S. 10:8-201.
"Issuer" (with respect to documents of title)	R.S. 10:7-102.
"Letter of credit"	R.S. 10:5-102.
"Negotiable instrument"	R.S. 10:3-104.
"Nominated person"	R.S. 10:5-102.
"Note"	R.S. 10:3-104.
"Proceeds of a letter of credit"	R.S. 10:5-114.
"Protected purchaser"	**R.S. 10:8-303.**
"Prove"	R.S. 10:3-103.
"Qualifying purchaser"	**R.S. 10:12-102.**
"Securities account"	R.S. 10:8-501.
"Securities intermediary"	R.S. 10:8-102.
"Security"	R.S. 10:8-102.
"Security certificate"	R.S. 10:8-102.
"Security entitlement"	R.S. 10:8-102.
"Uncertificated security"	R.S. 10:8-102.

* * *

Louisiana Official Revision Comments - 2024

(a) The definition of "money" in Paragraph (a)(54.1) is non-uniform. The reference to money in electronic form contained in revised national U.C.C. Article 9 is omitted.

(b) Revised Chapter 9 omits as unnecessary the revised national U.C.C. Article 9 definitions of "electronic money" (31A) and "tangible money" (79A). These definitions are unnecessary because Chapter 9 eschews the distinction between electronic and tangible money and thus omits all provisions pertaining to electronic money. References to electronic money in revised national U.C.C. Article 9 Sections 9-203(b)(3)(D), 9-314(a) and (b), and 9-317(d) are omitted, as are references to control of electronic money in revised national U.C.C. Article 9 Sections 9-105A, 9-107B(a), 9-203(b)(3)(D), 9-207(c), 9-208(7), 9-312(b)(4), 9-314(a) and (b), and 9-601. Similarly, references to tangible money in revised national U.C.C. Article 9 Sections 9-301(3), 9-312(b)(3), 9-313(a), and 9-332 are omitted as unnecessary.

* * *

§9-104. Control of deposit account

(a) Requirements for control. A secured party has control of a deposit account if:

* * *

(2) the debtor, secured party, and bank have agreed in ~~an authenticated~~ **a signed** record that the bank will comply with instructions originated by the secured party directing disposition of the funds in the deposit account without further consent by the debtor; ~~or~~

(3) the secured party becomes the bank's customer with respect to the deposit account~~.~~**; or**

(4) another person, other than the debtor:

(A) has control of the deposit account and acknowledges that it has control on behalf of the secured party; or

(B) obtains control of the deposit account after having acknowledged that it will obtain control of the deposit account on behalf of the secured party.

* * *

§9-105. Control of electronic **copy of record evidencing** chattel paper

~~(a) General rule: control of electronic chattel paper. A secured party has control of electronic chattel paper if a system employed for evidencing the transfer of interests in the chattel paper reliably establishes the secured party as the person to which the chattel paper was assigned.~~

~~(b) Specific facts giving control. A system satisfies Subsection (a) if the record or records comprising the chattel paper are created, stored, and assigned in such a manner that:~~

~~(1) a single authoritative copy of the record or records exists which is unique, identifiable and, except as otherwise provided in Paragraphs (4), (5), and (6), unalterable;~~

~~(2) the authoritative copy identifies the secured party as the assignee of the record or records;~~

~~(3) the authoritative copy is communicated to and maintained by the secured party or its designated custodian;~~

~~(4) copies or amendments that add or change an identified assignee of the authoritative copy can be made only with the consent of the secured party;~~

~~(5) each copy of the authoritative copy and any copy of a copy is readily identifiable as a copy that is not the authoritative copy; and~~

~~(6) any amendment of the authoritative copy is readily identifiable as authorized or unauthorized.~~

(a) General rule: control of electronic copy of record evidencing chattel paper. A purchaser has control of an authoritative electronic copy of a record evidencing chattel paper if a system employed for evidencing the assignment of interests in the chattel paper reliably establishes the purchaser as the person to which the authoritative electronic copy was assigned.

(b) Single authoritative copy. A system satisfies Subsection (a) of this Section if the record or records evidencing the chattel paper are created, stored, and assigned in a manner that:

(1) a single authoritative copy of the record or records exists which is unique, identifiable, and, except as otherwise provided in Paragraphs (4), (5), and (6) of this Subsection, unalterable;

(2) the authoritative copy identifies the purchaser as the assignee of the record or records;

(3) the authoritative copy is communicated to and maintained by the purchaser or its designated custodian;

(4) copies or amendments that add or change an identified assignee of the authoritative copy can be made only with the consent of the purchaser;

(5) each copy of the authoritative copy and any copy of a copy is readily identifiable as a copy that is not the authoritative copy; and

(6) any amendment of the authoritative copy is readily identifiable as authorized or unauthorized.

(c) One or more authoritative copies. A system satisfies Subsection (a) of this Section, and a purchaser has control of an authoritative electronic copy of a record evidencing chattel paper, if the electronic copy, a record attached to or logically associated with the electronic copy, or a system in which the electronic copy is recorded:

(1) enables the purchaser readily to identify each electronic copy as either an authoritative copy or a nonauthoritative copy;

(2) enables the purchaser readily to identify itself in any way, including by name, identifying number, cryptographic key, office, or account number, as the assignee of the authoritative electronic copy; and

(3) gives the purchaser exclusive power, subject to Subsection (d) of this Section, to:

(A) prevent others from adding or changing an identified assignee of the authoritative electronic copy; and

(B) transfer control of the authoritative electronic copy.

(d) Meaning of exclusive. Subject to Subsection (e) of this Section, a power is exclusive under Subparagraphs (c)(3)(A) and (B) of this Section even if:

(1) the authoritative electronic copy, a record attached to or logically associated with the authoritative electronic copy, or a system in which the authoritative electronic copy is recorded limits the use of the authoritative electronic copy or has a protocol programmed to cause a change, including a transfer or loss of control; or

(2) the power is shared with another person.

(e) When power not shared with another person. A power of a purchaser is not shared with another person under Paragraph (d)(2) of this Section and the purchaser's power is not exclusive if:

(1) the purchaser can exercise the power only if the power also is exercised by the other person; and

(2) the other person:

(A) can exercise the power without exercise of the power by the purchaser; or

(B) is the transferor to the purchaser of an interest in the chattel paper.

(f) Presumption of exclusivity of certain powers. If a purchaser has the powers specified in Subparagraphs (c)(3)(A) and (B) of this Section, the powers are presumed to be exclusive.

(g) Obtaining control through another person. A purchaser has control of an authoritative electronic copy of a record evidencing chattel paper if another person other than the transferor to the purchaser of an interest in the chattel paper:

(1) has control of the authoritative electronic copy and acknowledges that it has control on behalf of the purchaser; or

(2) obtains control of the authoritative electronic copy after having acknowledged that it will obtain control of the electronic copy on behalf of the purchaser.

* * *

§9-107.1. Control over life insurance policy

(a) Requirements for control. A secured party has control over a life insurance policy:

(1) if the secured party is the insurer that issued the policy; ~~or~~

(2) if the secured party is not also the insurer, the insurer ~~authenticates~~ **signs** a record acknowledging notice of the granting of a security interest to the secured party in the policy~~.~~**; or**

(3) another person other than the debtor:

(A) has control of the life insurance policy and acknowledges that it has control on behalf of the secured party; or

(B) obtains control of the life insurance policy after having acknowledged that it will obtain control of the life insurance policy on behalf of the secured party.

(b) Additional requirement: consent of beneficiary. If the beneficiary of a life insurance policy taken as collateral is not the insured or his estate, a security interest does not attach with respect to rights under the policy until the policy beneficiary ~~authenticates~~ **signs** a record evidencing the beneficiary's consent to the security interest. This requirement does not apply when the beneficiary

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

may be changed upon the sole request of the insured or when the policy itself provides that it may be pledged or assigned without the beneficiary's consent.

§9-107.2. Control conditioned on default

A secured party that has satisfied R.S. 10:9-104, 9-105, 9-106, 9-107**,** ~~or~~ 9-107.1**, or 9-107.3** has control with respect to such collateral even if the secured party has agreed not to exercise such control until a default by the debtor or obligor or other unfulfilled condition is met.

§9-107.3. Control of controllable electronic record, controllable account, or controllable payment intangible

(a) Control under R.S. 10:12-105. A secured party has control of a controllable electronic record as provided in R.S. 10:12-105.

(b) Control of controllable account and controllable payment intangible. A secured party has control of a controllable account or controllable payment intangible if the secured party has control of the controllable electronic record that evidences the controllable account or controllable payment intangible.

§9-107.4. No requirement to acknowledge or confirm; no duties

(a) No requirement to acknowledge. A person that has control under R.S. 10:9-104, 9-105, or 9-107.1 is not required to acknowledge that it has control on behalf of another person.

(b) No duties or confirmation. If a person acknowledges that it has or will obtain control on behalf of another person, unless the person otherwise agrees or law other than this Chapter otherwise provides, the person does not owe any duty to the other person and is not required to confirm the acknowledgment to any other person.

* * *

§9-203. Attachment and enforceability of security interest; proceeds; supporting obligations; formal requisites

* * *

(b) Enforceability. Except as otherwise provided in Subsections (c) through (i) of this Section, a security interest is enforceable against the debtor and third parties with respect to the collateral only if:

* * *

(3) one of the following conditions is met:

(A) the debtor has ~~authenticated~~ **signed** a security agreement that provides a description of the collateral and, if the security interest covers a life insurance policy, the condition specified in R.S. 10:9-107.1(b) is met, and, if the security interest covers timber to be cut, a description of the land concerned;

* * *

(C) the collateral is a certificated security in registered form and the security certificate has been delivered to the secured party under R.S. 10:8-301 pursuant to the debtor's security agreement; ~~or~~

(D) the collateral is **controllable accounts, controllable electronic records, controllable payment intangibles,** deposit accounts, ~~electronic chattel paper~~ **electronic documents,** investment property, letter-of-credit rights, ~~electronic documents,~~ or a life insurance policy, and the secured party has control under R.S. 10:7-106, 9-104, ~~9-105,~~ 9-106, 9-107, ~~or~~ 9-107.1**, or 9-107.3** pursuant to the debtor's security agreement~~.~~**; or**

(E) the collateral is chattel paper and the secured party has possession and control under R.S. 10:9-314.1 pursuant to the debtor's security agreement.

* * *

§9-204. After-acquired property; future advances

* * *

(b) When after-acquired property clause not effective. ~~A~~ **Subject to Subsection (b.1) of this Section, a** security interest does not attach under a term constituting an after-acquired property clause to:

* * *

(b.1) Limitation on Subsection(b). Subsection (b) of this Section does not prevent a security interest from attaching:

(1) to consumer goods as proceeds under R.S. 10:9-315(a) or commingled goods under R.S. 10:9-336(c);

(2) to a tort claim as proceeds under R.S. 10:9-315(a);

(3) under an after-acquired property clause to property that is proceeds of consumer goods or a tort claim; or

(4) to a judgment as proceeds under R.S. 10:9-315(a).

* * *

Louisiana Official Revision Comments – 2024

(a) Section 9-204 is non-uniform in two respects. First, Paragraph (b.1)(4) is added in Louisiana. Revised national U.C.C. Article 9's Subsection (b.1) is a new clarification that existing Subsection (b) does not prevent a security interest from attaching to the types of collateral listed in Subsection (b.1) as proceeds, even though Subsection (b) prevents an after-acquired property clause in a security agreement from reaching those types of listed collateral as original collateral. Louisiana Chapter 9 is non-uniform in including judgments as eligible original collateral, by means of R.S. 10:9-109(d)(9) omitting the exclusion in national U.C.C. Article 9 of an assignment of a right represented by a judgment as original collateral. See Louisiana Official Revision Comments – 2001 to R.S. 10:9-109, Comment (j), and R.S. 10:9-411. In light of this non-uniform inclusion of judgments as eligible original collateral, another non-uniform provision of Louisiana Chapter 9, Subsection (b) of this Section, prevents an after-acquired property clause from reaching a judgment as original collateral. Paragraph (b.1)(4) is added to clarify that a security interest may attach to a judgment as proceeds under R.S. 10:9-203(f) and 9-315(a), similar to tort claims, notwithstanding that Subsection (b) may operate to prevent attachment as original collateral.

(b) Second, paragraphs (b.1)(2) and (3) vary from revised national U.C.C. Article 9 by including all tort claims rather than only commercial tort claims. This is consistent with existing non-uniform provisions of Louisiana Chapter 9 that include all tort claims, and not merely commercial tort claims, within its scope. See R.S. 10:9-109(d) (omitting the exclusion in national U.C.C. Article 9 of claims arising in tort other than commercial tort claims).

* * *

§9-207. Rights and duties of secured party having possession or control of collateral

* * *

(c) Duties and rights when secured party in possession or control. Unless otherwise agreed by the parties and except as otherwise provided in Subsection (d) **of this Section**, a secured party having possession of collateral or control of collateral under R.S. 10:7-106, 9-104, 9-105, 9-106, 9-107, ~~or~~ 9-107.1**, or 9-107.3**:

* * *

§9-208. Additional duties of secured party having control of collateral

* * *

(b) Duties of secured party after receiving demand from debtor. Within ten days after receiving ~~an authenticated~~ **a signed** demand by the debtor:

(1) a secured party having control of a deposit account under R.S. 10:9-104(a)(2) shall send to the bank with which the deposit account is maintained ~~an authenticated statement~~ **a signed record** that releases the bank from any further obligation to comply with instructions originated by the secured party;

* * *

(3) ~~a secured party, other than a buyer, having control of electronic chattel paper under R.S. 10:9-105 shall:~~

~~(A) communicate the authoritative copy of the electronic chattel paper to the debtor or its designated custodian;~~

~~(B) if the debtor designates a custodian that is the designated custodian with which the authoritative copy of the electronic chattel paper is maintained for the secured party, communicate to the custodian an authenticated record releasing the designated custodian from any further obligation to comply with instructions originated by the secured party and instructing the custodian to comply with instructions originated by the debtor; and~~

~~(C) take appropriate action to enable the debtor or its designated custodian to make copies of or revisions to the authoritative copy which add or change an identified assignee of the authoritative copy without the consent of the secured party;~~

a secured party, other than a buyer, having control under R.S. 10:9-105 of an authoritative electronic copy of a record evidencing chattel paper shall transfer control of the electronic copy to the debtor or a person designated by the debtor;

(4) a secured party having control of investment property under R.S. 10:8-106(d)(2) or 9-106(b) shall send to the securities intermediary or commodity intermediary with which the security entitlement or commodity contract is maintained ~~an authenticated~~ **a signed** record that releases the securities intermediary or commodity intermediary from any further obligation to comply with entitlement orders or directions originated by the secured party;

(5) a secured party having control of a letter-of-credit right under R.S. 10:9-107 shall send to each person having an unfulfilled obligation to pay or deliver proceeds of the letter of credit to the secured party ~~an authenticated~~ **a signed** release from any further obligation to pay or deliver proceeds of the letter of credit to the secured party;

(6) ~~a secured party having control of an electronic document shall:~~

~~(A) give control of the electronic document to the debtor or its designated custodian;~~

~~(B) if the debtor designates a custodian that is the designated custodian with which the authoritative copy of the electronic document is maintained for the secured party, communicate to the custodian an authenticated record releasing the designated custodian from any further obligation to comply with instructions originated by the secured party and instructing the custodian to comply with instructions originated by the debtor; and~~

~~(C) take appropriate action to enable the debtor or its designated custodian to make copies of or revisions to the authoritative copy which add or change an identified assignee of the authoritative copy without the consent of the secured party; and~~

a secured party having control under R.S. 10:7-106 of an authoritative electronic copy of an electronic document of title shall transfer control of the electronic copy to the debtor or a person designated by the debtor;

(7) a secured party having control under R.S. 10:12-105 of a controllable electronic record, other than a buyer of a controllable account or controllable payment intangible evidenced by the controllable electronic record, shall transfer control of the controllable electronic record to the debtor or a person designated by the debtor; and

(8) a secured party having control of a life insurance policy under R.S. 9-107.1(a)(2) shall send to the insurer that issued the policy ~~an authenticated~~ **a signed** record that releases both the security interest and the insurer's acknowledgment.

* * *

§9-209. Duties of secured party if account debtor has been notified of assignment

* * *

(b) Duties of secured party after receiving demand from debtor. Within ten days after receiving ~~an authenticated~~ **a signed** demand by the debtor, a secured party shall send to an account debtor that has received notification **under R.S. 10:9-406(a) or 12-106(b)** of an assignment to the secured party as assignee ~~under R.S. 10:9-406(a) an authenticated~~ **a signed** record that releases

* As it appears in the enrolled bill

the account debtor from any further obligation to the secured party.

* * *

§9-210. Request for accounting; request regarding list of collateral or statement of account

(a) Definitions. In this Section:

* * *

(2) "Request for an accounting" means a record ~~authenticated~~ **signed** by a debtor requesting that the recipient provide an accounting of the unpaid obligations secured by collateral and reasonably identifying the transaction or relationship that is the subject of the request.

(3) "Request regarding a list of collateral" means a record ~~authenticated~~ **signed** by a debtor requesting that the recipient approve or correct a list of what the debtor believes to be the collateral securing an obligation and reasonably identifying the transaction or relationship that is the subject of the request.

(4) "Request regarding a statement of account" means a record ~~authenticated~~ **signed** by a debtor requesting that the recipient approve or correct a statement indicating what the debtor believes to be the aggregate amount of unpaid obligations secured by collateral as of a specified date and reasonably identifying the transaction or relationship that is the subject of the request.

(b) Duty to respond to requests. Subject to Subsections (c), (d), (e), and (f) **of this Section**, a secured party, other than a buyer of accounts, chattel paper, payment intangibles, or promissory notes or a consignor, shall comply with a request within fourteen days after receipt:

(1) in the case of a request for an accounting, by ~~authenticating~~ **signing** and sending to the debtor an accounting; and

(2) in the case of a request regarding a list of collateral or a request regarding a statement of account, by ~~authenticating~~ **signing** and sending to the debtor an approval or correction.

(c) Request regarding list of collateral; statement concerning type of collateral. A secured party that claims a security interest in all of a particular type of collateral owned by the debtor may comply with a request regarding a list of collateral by sending to the debtor ~~an authenticated~~ **a signed** record including a statement to that effect within fourteen days after receipt.

(d) Request regarding list of collateral; no interest claimed. A person that receives a request regarding a list of collateral, claims no interest in the collateral when it receives the request, and claimed an interest in the collateral at an earlier time shall comply with the request within fourteen days after receipt by sending to the debtor ~~an authenticated~~ **a signed** record:

* * *

(e) Request for accounting or regarding statement of account; no interest in obligation claimed. A person that receives a request for an accounting or a request regarding a statement of account, claims no interest in the obligations when it receives the request, and claimed an interest in the obligations at an earlier time shall comply with the request within fourteen days after receipt by sending to the debtor ~~an authenticated~~ **a signed** record:

* * *

§9-301. Law governing perfection and priority of security interests

Except as otherwise provided in R.S. 10:9-303 through ~~9-306~~ **9-306.2**, the following rules determine the law governing perfection, the effect of perfection or nonperfection, and the priority of a security interest in collateral:

* * *

(3) Except as otherwise provided in Paragraphs (4) and (5) of this Section, while ~~tangible~~ negotiable **tangible** documents, goods, instruments, **or** money~~, or tangible chattel paper~~ is located in a jurisdiction, the local law of that jurisdiction governs:

* * *

§9-304. Law governing perfection and priority of security interests in deposit accounts

(a) Law of bank's jurisdiction governs. The local law of a bank's jurisdiction governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in a deposit account maintained with that bank **even if the transaction does not bear any relation to the bank's jurisdiction**.

* * *

§9-305. Law governing perfection and priority of security interests in investment property

(a) Governing law: general rules. Except as otherwise provided in Subsection (c) **of this Section**, the following rules apply:

* * *

(5) Paragraphs (2), (3), and (4) of this Subsection apply even if the transaction does not bear any relation to the jurisdiction.

* * *

§9-306.1. Law governing perfection and priority of security interests in chattel paper

(a) Chattel paper evidenced by authoritative electronic copy. Except as provided in Subsection (d) of this Section, if chattel paper is evidenced only by an authoritative electronic copy of the chattel paper or is evidenced by an authoritative electronic copy and an authoritative tangible copy, the local law of the chattel paper's jurisdiction governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in the chattel paper, even if the transaction does not bear any relation to the chattel paper's jurisdiction.

(b) Chattel paper's jurisdiction. The following rules determine the chattel paper's jurisdiction under this Section:

(1) If the authoritative electronic copy of the record evidencing chattel paper, or a record attached to or logically associated with the electronic copy and readily available for review, expressly provides that a particular jurisdiction is the chattel paper's jurisdiction for purposes of this Title, that jurisdiction is the chattel paper's jurisdiction.

(2) If Paragraph (1) of this Subsection does not apply and the rules of the system in which the authoritative electronic copy is recorded are readily available for review and expressly provide that a particular jurisdiction is the chattel paper's jurisdiction for purposes of this Title, that jurisdiction is the chattel paper's jurisdiction.

(3) If Paragraphs (1) and (2) of this Subsection do not apply and the authoritative electronic copy, or a record attached to or logically associated with the electronic copy and readily available for review, expressly provides that the chattel paper is governed by the law of a particular jurisdiction, that jurisdiction is the chattel paper's jurisdiction.

(4) If Paragraphs (1), (2), and (3) of this Subsection do not apply and the rules of the system in which the authoritative electronic copy is recorded are readily available for review and expressly provide that the chattel paper or the system is governed by the law of a particular jurisdiction, that jurisdiction is the chattel paper's jurisdiction.

(5) If Paragraphs (1) through (4) of this Subsection do not apply, the chattel paper's jurisdiction is the jurisdiction in which the debtor is located.

(c) Chattel paper evidenced by authoritative tangible copy. If an authoritative tangible copy of a record evidences chattel paper and the chattel paper is not evidenced by an authoritative electronic copy, while the authoritative tangible copy of the record evidencing chattel paper is located in a jurisdiction, the local law of that jurisdiction governs:

(1) perfection of a security interest in the chattel paper by possession under R.S. 10:9-314.1; and

(2) the effect of perfection or nonperfection and the priority of a security interest in the chattel paper.

(d) When perfection governed by law of jurisdiction where debtor located. The local law of the jurisdiction in which the debtor is located governs perfection of a security interest in chattel paper by filing.

§9-306.2. Law governing perfection and priority of security interests in controllable accounts, controllable electronic records, and controllable payment intangibles

(a) Governing law: general rules. Except as provided in Subsection (b) of this Section, the local law of the controllable electronic record's jurisdiction specified in R.S. 10:12-107(c) and (d) governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in a controllable electronic record and a security interest in a controllable account or controllable payment intangible evidenced by the controllable electronic record.

(b) When perfection governed by law of jurisdiction where debtor located. The local law of the jurisdiction in which the debtor is located governs:

(1) perfection of a security interest in a controllable account, controllable electronic record, or controllable payment intangible by filing; and

(2) automatic perfection of a security interest in a controllable payment intangible created by a sale of the controllable payment intangible.

* * *

§9-310. When filing required to perfect security interest or agricultural lien; security interests and agricultural liens to which filing provisions do not apply

* * *

(b) Exceptions: filing not necessary. The filing of a financing statement is not necessary to perfect a security interest:

* * *

(8) in **controllable accounts, controllable electronic records, controllable payment intangibles,** deposit accounts, ~~electronic chattel paper,~~ electronic documents, investment property, letter-of-credit rights, or life insurance policies when the security interest is perfected by control under R.S. 10:9-314;

(8.1) in chattel paper which is perfected by possession and control under R.S. 10:9-314.1;

* * *

§9-312. Perfection of security interests in chattel paper, **controllable accounts, controllable electronic records, controllable payment intangibles,** deposit accounts, **negotiable** documents, goods covered **by** documents, instruments, investment property, letter-of-credit rights, money, life insurance policies, and collateral mortgage notes; perfection by permissive filing; temporary perfection without filing or transfer of possession

(a) Perfection by filing permitted. A security interest in chattel paper, negotiable documents, **controllable accounts, controllable electronic records, controllable payment intangibles,** instruments other than collateral mortgage notes, or investment property may be perfected by filing.

* * *

(e) Temporary perfection: new value. A security interest in certificated securities, negotiable documents, or instruments other than collateral mortgage notes is perfected without filing or the taking of possession or control for a period of twenty days from the time it attaches to the extent that it arises for new value given under ~~an authenticated~~ **a signed** security agreement.

* * *

§9-313. When possession by or delivery to secured party perfects security interest without filing

(a) Perfection by possession or delivery. Except as otherwise provided in Subsection (b) of this Section, a secured party may perfect a security interest in ~~tangible negotiable documents,~~ goods, instruments including collateral mortgage notes, **negotiable tangible documents, or** money~~, or tangible chattel~~

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

~~paper~~ by taking possession of the collateral. A secured party may perfect a security interest in certificated securities by taking delivery of the certificated securities under R.S. 10:8-301.

* * *

(c) Collateral in possession of person other than debtor. With respect to collateral other than certificated securities and goods covered by a document, a secured party takes possession of collateral in the possession of a person other than the debtor, the secured party, or a lessee of the collateral from the debtor in the ordinary course of the debtor's business, when:

(1) the person in possession ~~authenticates~~ **signs** a record acknowledging that it holds possession of the collateral for the secured party's benefit; or

(2) the person takes possession of the collateral after having ~~authenticated~~ **signed** a record acknowledging that it will hold possession of **the** collateral for the secured party's benefit.

(d) Time of perfection by possession; continuation of perfection. If perfection of a security interest depends upon possession of the collateral by a secured party, perfection occurs ~~no~~ **not** earlier than the time the secured party takes possession and continues only while the secured party retains possession.

* * *

§9-314. Perfection by control

(a) Perfection by control. A security interest in ~~investment property, deposit accounts, letter-of-credit rights, electronic chattel paper, electronic documents~~ **controllable accounts, controllable electronic records, controllable payment intangibles, deposit accounts, electronic documents, investment property, letter-of-credit rights,** or a life insurance policy may be perfected by control of the collateral under R.S. 10:7-106, 9-104, ~~9-105,~~ 9-106, 9-107, ~~or~~ 9-107.1**, or 9-107.3**.

(b) Specified collateral: time of perfection by control; continuation of perfection. A security interest in **controllable accounts, controllable electronic records, controllable payment intangibles,** deposit accounts, ~~electronic chattel paper,~~ electronic documents, a life insurance policy, or letter-of-credit rights is perfected by control under R.S. 10:7-106, 9-104, ~~9-105,~~ 9-107, ~~or~~ 9-107.1**, or 9-107.3** ~~when~~ **not earlier than the time** the secured party obtains control and remains perfected by control only while the secured party retains control.

(c) Investment property: time of perfection by control; continuation of perfection. A security interest in investment property is perfected by control under R.S. 10:9-106 ~~from~~ **not earlier than** the time the secured party obtains control and remains perfected by control until:

* * *

§9-314.1. Perfection by possession and control of chattel paper

(a) Perfection by possession and control. A secured party may perfect a security interest in chattel paper by taking possession of each authoritative tangible copy of the record evidencing the chattel paper and obtaining control of each authoritative electronic copy of the electronic record evidencing the chattel paper.

(b) Time of perfection; continuation of perfection. A security interest is perfected under Subsection (a) of this Section not earlier than the time the secured party takes possession and obtains control and remains perfected under Subsection (a) of this Section only while the secured party retains possession and control.

(c) Application of R.S. 10:9-313 to perfection by possession of chattel paper. R.S. 10:9-313(c) and (f) through (i) applies to perfection by possession of an authoritative tangible copy of a record evidencing chattel paper.

* * *

§9-316. Continued perfection of security interest following change in governing law

(a) General rule: effect on perfection of change in governing law. A security interest perfected pursuant to the law of the jurisdiction designated in R.S. 10:9-301(1)**,** ~~or~~ 9-305(c)**, 9-306.1(d), or 9-306.2(b)** remains perfected until the earliest of:

* * *

(f) Change in jurisdiction of **chattel paper, controllable electronic record,** bank, issuer, nominated person, securities intermediary, or commodity intermediary. A security interest in **chattel paper, controllable accounts, controllable electronic records, controllable payment intangibles,** deposit accounts, letter-of-credit rights, or investment property which is perfected under the law of the **chattel paper's jurisdiction, the controllable electronic record's jurisdiction, the** bank's jurisdiction, the issuer's jurisdiction, a nominated person's jurisdiction, the securities intermediary's jurisdiction, or the commodity intermediary's jurisdiction, as applicable, remains perfected until the earlier of:

* * *

§9-317. Interests that take priority over or take free of security interest or agricultural lien

* * *

(b) Buyers that receive delivery. Except as otherwise provided in Subsection (e) of this Section, a buyer, other than a secured party, of ~~tangible chattel paper, tangible documents,~~ goods, instruments, **tangible documents,** or **a** certificated security takes free of a security interest or agricultural lien if the buyer gives value and receives delivery of the collateral before it is perfected.

* * *

(d) Licensees and buyers of certain collateral. ~~A~~ **Subject to Subsections (f) through (i) of this Section, a** licensee of a general intangible or a buyer, other than a secured party, of collateral other than ~~tangible chattel paper, tangible documents,~~ goods, instruments, **tangible documents,** or a certificated security takes free of a security interest if the licensee or buyer gives value before it is perfected.

* * *

(f) Buyers of chattel paper. A buyer, other than a secured party, of chattel paper takes free of a security interest if, before it is perfected, the buyer gives value and:

(1) receives delivery of each authoritative tangible copy of the record evidencing the chattel paper; and

(2) if each authoritative electronic copy of the record evidencing the chattel paper can be subjected to control under R.S. 10:9-105, obtains control of each authoritative electronic copy.

(g) Buyers of electronic documents. A buyer of an electronic document takes free of a security interest if, before it is perfected, the buyer gives value and, if each authoritative electronic copy of the document can be subjected to control under R.S. 10:7-106, obtains control of each authoritative electronic copy.

(h) Buyers of controllable electronic records. A buyer of a controllable electronic record takes free of a security interest if, before it is perfected, the buyer gives value and obtains control of the controllable electronic record.

(i) Buyers of controllable accounts and controllable payment intangibles. A buyer, other than a secured party, of a controllable account or a controllable payment intangible takes free of a security interest if, before it is perfected, the buyer gives value and obtains control of the controllable account or controllable payment intangible.

Louisiana Official Revision Comments – 2024

In new Subsections (f), (g), (h), and (i) of revised Chapter 9, the revised national U.C.C. Article 9's requirement of being "without knowledge" is omitted, conforming to existing Louisiana Subsections (b), (c), and (d). This change is consistent with the Louisiana public records doctrine, which is predicated on filing and not on knowledge. The Louisiana rule is that actual knowledge by third parties of an unrecorded interest is immaterial; proper filing is alone dispositive. See Louisiana Official Revision Comments – 2001. This change also promotes judicial efficiency by facilitating proof in contested cases.

* * *

§9-323. Future advances

* * *

(d) Buyer of goods. Except as otherwise provided in Subsection (e) **of this Section**, a buyer of goods ~~other than a buyer in ordinary course of business~~ takes free of a security interest to the extent that it secures advances made after the earlier of:

* * *

(f) Lessee of goods. Except as otherwise provided in Subsection (g) **of this Section**, a lessee of goods~~, other than a lessee in ordinary course of business,~~ takes the leasehold interest free of a security interest to the extent that it secures advances made after the earlier of:

* * *

§9-324. Priority of purchase-money security interests

* * *

(b) Inventory purchase-money priority. Subject to Subsection (c) **of this Section** and except as otherwise provided in Subsection (g) **of this Section**, a perfected purchase-money security interest in inventory has priority over a conflicting security interest in the same inventory, has priority over a conflicting security interest in chattel paper or an instrument constituting proceeds of the inventory and in proceeds of the chattel paper, if so provided in R.S. 10:9-330, and, except as otherwise provided in R.S. 10:9-327, also has priority in identifiable cash proceeds of the inventory to the extent the identifiable cash proceeds are received on or before the delivery of the inventory to a buyer, if:

* * *

(2) the purchase-money secured party sends ~~an authenticated~~ **a signed** notification to the holder of the conflicting security interest;

* * *

(d) Livestock purchase-money priority. Subject to Subsection (e) **of this Section** and except as otherwise provided in Subsection (g) **of this Section**, a perfected purchase-money security interest in livestock that are farm products has priority over a conflicting security interest in the same livestock, and, except as otherwise provided in R.S. 10:9-327, a perfected security interest in their identifiable proceeds and identifiable products in their unmanufactured states also has priority, if:

* * *

(2) the purchase-money secured party sends ~~an authenticated~~ **a signed** notification to the holder of the conflicting security interest;

* * *

§9-326.1. Priority of security interest in controllable account, controllable electronic record, and controllable payment intangible

A security interest in a controllable account, controllable electronic record, or controllable payment intangible held by a secured party having control of the account, electronic record, or payment intangible has priority over a conflicting security interest held by a secured party that does not have control.

* * *

§9-330. Priority of ~~purchase~~ **purchaser** of chattel paper or instrument

(a) Purchaser's priority: security interest claimed merely as proceeds. A purchaser of chattel paper has priority over a security interest in the chattel paper which is claimed merely as proceeds of inventory subject to a security interest if:

(1) in good faith and in the ordinary course of the purchaser's business, the purchaser gives new value ~~and~~**,** takes possession of **each authoritative tangible**

* As it appears in the enrolled bill

copy of the record evidencing the chattel paper ~~or~~**, and** obtains control ~~of~~ **under R.S. 10:9-105 of each authoritative electronic copy of the record evidencing** the chattel paper ~~under R.S. 10:9-105~~; and

(2) the ~~chattel paper does~~ **authoritative copies of the record evidencing the chattel paper do** not indicate that ~~it~~ **the chattel paper** has been assigned to an identified assignee other than the purchaser.

(b) Purchaser's priority: other security interests. A purchaser of chattel paper has priority over a security interest in the chattel paper which is claimed other than merely as proceeds of inventory subject to a security interest if the purchaser gives new value**,** ~~and~~ takes possession of **each authoritative tangible copy of the record evidencing** the chattel paper ~~or~~ **, and** obtains control ~~of~~ **under R.S. 10:9-105 of each authoritative electronic copy of the record evidencing** the chattel paper ~~under R.S. 10:9-105~~ in good faith, in the ordinary course of the purchaser's business, and without knowledge that the purchase violates the rights of the secured party.

* * *

(f) Indication of assignment gives knowledge. For purposes of Subsections (b) and (d) **of this Section**, if **the authoritative copies of the record evidencing** chattel paper or an instrument ~~indicates that it~~ **indicate that the chattel paper or instrument** has been assigned to an identified secured party other than the purchaser, a purchaser of the chattel paper or instrument has knowledge that the purchase violates the rights of the secured party.

§9-331. Priority of rights of purchasers of **controllable accounts, controllable electronic records, controllable payment intangibles,** ~~instruments,~~ documents, **instruments,** and securities under other Chapters; priority of interests in financial assets and security entitlements **and protection against assertion of claim** under ~~Chapter 8~~ **Chapters 8 and 12 of this Title**

(a) Rights under Chapters 3, 7, ~~and 8~~ **8, and 12 of this Title** not limited. This Chapter does not limit the rights of a holder in due course of a negotiable instrument, a holder to which a negotiable document of title has been duly negotiated, ~~or~~ a protected purchaser of a security**, or a qualifying purchaser of a controllable account, controllable electronic record, or controllable payment intangible**. These holders or purchasers take priority over an earlier security interest, even if perfected, to the extent provided in Chapters 3, 7, ~~and 8~~ **8, and 12 of this Title**.

(b) Protection under ~~Chapter 8~~ **Chapters 8 and 12 of this Title**. This Chapter does not limit the rights of or impose liability on a person to the extent that the person is protected against the assertion of an adverse claim under Chapter 8 **or 12 of this Title**.

* * *

§9-332. Transfer of money; transfer of funds from deposit account

(a) Transferee of money. A transferee of money takes the money free of a security interest ~~unless the transferee acts~~ **if the transferee receives possession of the money without acting** in collusion with the debtor in violating the rights of the secured party.

(b) Transferee of funds from deposit account. A transferee of funds from a deposit account takes the funds free of a security interest in the deposit account ~~unless the transferee acts~~ **if the transferee receives the funds without acting** in collusion with the debtor in violating the rights of the secured party.

* * *

§9-334. Priority of security interests in fixtures and crops

* * *

(f) Priority based on consent, disclaimer, or right to remove. A security interest in fixtures, whether or not perfected, has priority over a conflicting interest of an encumbrancer or owner of the real property if:

(1) the encumbrancer or owner has, in ~~an authenticated~~ **a signed** record, consented to the security interest or disclaimed an interest in the goods as fixtures; or

* * *

§9-341. Bank's rights and duties with respect to deposit account

Except as otherwise provided in R.S. 10:9-340(c), and unless the bank otherwise agrees in ~~an authenticated~~ **a signed** record, a bank's rights and duties with respect to a deposit account maintained with the bank are not terminated, suspended, or modified by:

* * *

§9-404. Rights acquired by assignee; claims and defenses against assignee

(a) Assignee's rights subject to terms, claims, and defenses; exceptions. Unless an account debtor has made an enforceable agreement not to assert defenses or claims, and subject to Subsections (b) through (e) **of this Section**, the rights of an assignee are subject to:

* * *

(2) any other defense or claim of the account debtor against the assignor which accrues before the account debtor receives a notification of the assignment ~~authenticated~~ **signed** by the assignor or the assignee.

* * *

§9-406. Discharge of account debtor; notification of assignment; identification and proof of assignment; restrictions on assignment of accounts, chattel paper, payment intangibles, and promissory notes ineffective

(a) Discharge of account debtor; effect of notification. Subject to Subsections (b) through (i) **and (l) of this Section** and R.S. 10:9-411, an account debtor on an account, chattel paper, or a payment intangible may discharge its obligation by paying the assignor until, but not after, the account debtor receives a notification, ~~authenticated~~ **signed** by the assignor or the assignee, that the amount due or to become due has been assigned and that payment is to be made to the assignee. After receipt of the notification, the account debtor may discharge its obligation by paying the assignee and may not discharge the obligation by paying the assignor.

(b) When notification ineffective. Subject to ~~Subsection (h)~~ **Subsections (h) and (l) of this Section**, notification is ineffective under Subsection (a) **of this Section**:

* * *

(c) Proof of assignment. Subject to ~~Subsection (h)~~ **Subsections (h) and (l) of this Section**, if requested by the account debtor, an assignee shall seasonably furnish reasonable proof that the assignment has been made. Unless the assignee complies, the account debtor may discharge its obligation by paying the assignor, even if the account debtor has received a notification under Subsection (a) **of this Section**.

(d) Term restricting assignment generally ineffective. **In this Subsection, "promissory note" includes a negotiable instrument that evidences chattel paper.** Except as otherwise provided in ~~Subsection~~ **Subsections** (e)**, (i), and (k) of this Section** and R.S. 10:9-407 and ~~R.S. 10:9-410~~ **9-410**, and subject to Subsection (h) **of this Section**, a term in an agreement between an account debtor and an assignor or in a promissory note is ineffective to the extent that it:

* * *

(g) Subsection (b)(3) not waivable. Subject to ~~Subsection (h)~~ **Subsections (h) and (l) of this Section**, an account debtor may not waive or vary its option under Subsection (b)(3) **of this Section**.

* * *

(l) Inapplicability of certain Subsections. Subsections (a), (b), (c), and (g) of this Section do not apply to a controllable account or controllable payment intangible.

* * *

Louisiana Official Revision Comments - 2024

The reference to Subsection (k) in Subsection (d) is intentional, even though the Subsection (k) in Louisiana Chapter 9 is non-uniform and completely different from the Subsection (k) in revised national U.C.C. Article 9.

* * *

§9-408. Restrictions on assignment of promissory notes, health-care-insurance receivables, and certain general intangibles ineffective

* * *

(g) **"Promissory note." In this Section, "promissory note" includes a negotiable instrument that evidences chattel paper.**

(h) Subsections (a) and (c) **of this Section** do not apply to the assignment or transfer or creation of a security interest in:

(1) a claim or right to receive compensation for injuries or sickness as described in 26 U.S.C. 104(a)(1) or (2), as amended; or

(2) a claim or right to receive benefits under a special needs trust as described in 42 U.S.C. 1396p(d)(4), as amended.

* * *

§9-412. Discharge of tortfeasor; notification and filing of assignment

(a) Discharge of tortfeasor. Subject to Subsections (b) through (c) **of this Section**, a person obligated on a tort claim may discharge its obligation by paying the debtor until, but not after, the person receives a notification, ~~authenticated~~ **signed** by the debtor or the secured party, that the amount due has been assigned and that payment is to be made to the secured party. After receipt of the notification, the person may discharge its obligation by paying the secured party and may not discharge the obligation by paying the debtor.

* * *

§9-509. Persons entitled to file a record

(a) Person entitled to file record. A person may file an initial financing statement, amendment that adds collateral covered by a financing statement, or amendment that adds a debtor to a financing statement only if:

(1) the debtor authorizes the filing in ~~an authenticated~~ **a signed** record or pursuant to Subsection (b) or (c) **of this Section**; or

* * *

(b) Security agreement as authorization. By ~~authenticating~~ **signing** or becoming bound as debtor by a security agreement, a debtor or new debtor authorizes the filing of an initial financing statement, and an amendment, covering:

* * *

§9-513. Termination statement

(b) Time for compliance with Subsection (a). To comply with Subsection (a) **of this Section**, a secured party shall cause the secured party of record to file the termination statement in the filing office where the financing statement was originally filed:

* * *

(2) if earlier, within twenty days after the secured party receives ~~an authenticated~~ **a signed** demand from a debtor.

(c) Other collateral. In cases not governed by Subsection (a) **of this Section**, within twenty days after a secured party receives ~~an authenticated~~ **a signed** demand from a debtor, the secured party shall cause the secured party of record for a financing statement to send to the debtor a termination statement for the financing statement or file the termination statement in the filing office where the financing statement was originally filed if:

* * *

§9-601. Rights after default; judicial enforcement; consignor or buyer of accounts, chattel paper, payment intangibles, or promissory notes

* * *

(b) Rights and duties of secured party in possession or control. A secured party in possession of collateral or control of collateral under R.S. 10:7-106, 9-104, 9-105, 9-106, 9-107, ~~or~~ 9-107.1**, or 9-107.3** has the rights and duties provided in R.S. 10:9-207.

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

* * *

§9-605. Unknown debtor or secondary obligor

~~A~~ **(a) In general: No duty owed by secured party. Except as provided in Subsection (b) of this Section, a** secured party does not owe a duty based on its status as secured party:

(1) to a person that is a debtor or obligor, unless the secured party knows:

(A) that the person is a debtor or obligor;

(B) the identity of the person; and

(C) how to communicate with the person; or

(2) to a secured party or lienholder that has filed a financing statement against a person, unless the secured party knows:

(A) that the person is a debtor; and

(B) the identity of the person.

(b) Exception: Secured party owes duty to debtor or obligor. A secured party owes a duty based on its status as a secured party to a person if, at the time the secured party obtains control of collateral that is a controllable account, controllable electronic record, or controllable payment intangible or at the time the security interest attaches to the collateral, whichever is later:

(1) the person is a debtor or obligor; and

(2) the secured party knows that the information in Subparagraph (a)(1)(A), (B), or (C) of this Section relating to the person is not provided by the collateral, a record attached to or logically associated with the collateral, or the system in which the collateral is recorded.

* * *

§9-608. Application of proceeds of collection or enforcement; liability for deficiency and right to surplus

(a) Application of proceeds, surplus, and deficiency if obligation secured. If a security interest or agricultural lien secures payment or performance of an obligation, the following rules apply:

(1) A secured party shall apply or pay over for application the cash proceeds of collection or enforcement under R.S. 10:9-607 in the following order to:

* * *

(C) the satisfaction of obligations secured by any subordinate security interest in or lien on the collateral subject to the security interest or agricultural lien under which the collection or enforcement is made if the secured party receives ~~an authenticated~~ **a signed** demand for proceeds before distribution of the proceeds is completed.

* * *

§9-611. Notification before disposition of collateral

(a) "Notification date." In this Section, "notification date" means the earlier of the date on which:

(1) a secured party sends to the debtor and any secondary obligor ~~an authenticated~~ **a signed** notification of disposition; or

* * *

(b) Notification of disposition required. Except as otherwise provided in Subsection (d) **of this Section**, a secured party that disposes of collateral under R.S. 10:9-610 shall send to the persons specified in Subsection (c) **of this Section** a reasonable ~~authenticated~~ **signed** notification of disposition.

(c) Persons to be notified. To comply with Subsection (b) **of this Section**, the secured party shall send ~~an authenticated~~ **a signed** notification of disposition to:

* * *

(3) if the collateral is other than consumer goods:

(A) any other person from which the secured party has received, before the notification date, ~~an authenticated~~ **a signed** notification of a claim of an interest in the collateral;

* * *

(e) Compliance with ~~Subsection~~ **Subparagraph** (c)(3)(B). A secured party complies with the requirement for notification prescribed by ~~Subsection~~ **Subparagraph** (c)(3)(B) **of this Section** if:

* * *

(2) before the notification date, the secured party:

* * *

(B) received a response to the request for information and sent ~~an authenticated~~ **a signed** notification of disposition to each secured party or other lienholder named in that response whose financing statement covered the collateral.

* * *

§9-613. Contents and form of notification before disposition of collateral: general

(a) Contents and form of notification. Except in a consumer-goods transaction, the following rules apply:

(1) The contents of a notification of disposition are sufficient if the notification:

(A) describes the debtor and the secured party;

(B) describes the collateral that is the subject of the intended disposition;

(C) states the method of intended disposition;

(D) states that the debtor is entitled to an accounting of the unpaid indebtedness and states the charge, if any, for an accounting; and

(E) states the time and place of a public disposition or the time after which any other disposition is to be made.

(2) Whether the contents of a notification that lacks any of the information specified in Paragraph (1) **of this Subsection** are nevertheless sufficient is a question of fact.

(3) The contents of a notification providing substantially the information specified in Paragraph (1) **of this Subsection** are sufficient, even if the notification includes:

(A) information not specified by that Paragraph; or

(B) minor errors that are not seriously misleading.

(4) A particular phrasing of the notification is not required.

(5) The following form of notification and the form appearing in R.S. ~~10:9-614(3)~~ **10:9-614(a)(3)**, when completed **in accordance with the instructions in Subsection (b) of this Section and R.S. 10:9-614(b)**, each provides sufficient information:

~~NOTIFICATION OF DISPOSITION OF COLLATERAL~~

~~To: [*Name of debtor, obligor, or other person to which the notification is sent*]~~

~~From: [*Name, address, and telephone number of secured party*]~~

~~Name of Debtor(s): [*Include only if debtor(s) are not an addressee*]~~

~~[*For a public disposition:*]~~

~~We will sell [or lease or license, *as applicable*] the [*describe collateral*] to [the highest qualified bidder] in public as follows:~~

~~Day and Date:~~

~~Time:~~

~~Place:~~

~~[*For a private disposition:*]~~

~~We will sell [or lease or license, *as applicable*] the [*describe collateral*] privately sometime after [*day and date*].~~

~~You are entitled to an accounting of the unpaid indebtedness secured by the property that we intend to sell [or lease or license, *as applicable*] [for a charge of $]. You may request an accounting by calling us at [*telephone number*]~~

~~[End of Form]~~

NOTIFICATION OF DISPOSITION OF COLLATERAL

To: (Name of debtor, obligor, or other person to which the notification is sent)

From: (Name, address, and telephone number of secured party)

{1} Name of any debtor that is not an addressee: (Name of each debtor)

{2} We will sell (describe collateral) (to the highest qualified bidder) at public sale. A sale could include a lease or license. The sale will be held as follows:

(Date)

(Time)

(Place)

{3} We will sell (describe collateral) at private sale sometime after (date). A sale could include a lease or license.

{4} You are entitled to an accounting of the unpaid indebtedness secured by the property that we intend to sell or, as applicable, lease or license.

{5} If you request an accounting, you must pay a charge of $ (amount).

{6} You may request an accounting by calling us at (telephone number).

[End of Form]

(b) Instructions for form of notification. The following instructions apply to the form of notification in Paragraph (a)(5) of this Section:

(1) The instructions in this Subsection refer to the numbers in braces before items in the form of notification in Paragraph (a)(5) of this Section. Do not include the numbers or braces in the notification. The numbers and braces are used only for the purpose of these instructions.

(2) Include and complete item {1} only if there is a debtor that is not an addressee of the notification and list the name or names.

(3) Include and complete either item {2}, if the notification relates to a public disposition of the collateral, or item {3}, if the notification relates to a private disposition of the collateral. If item {2} is included, include the words "to the highest qualified bidder" only if applicable.

(4) Include and complete items {4} and {6}.

(5) Include and complete item {5} only if the sender will charge the recipient for an accounting.

§9-614. Contents and form of notification before disposition of collateral: consumer-goods transaction

(a) Contents and form of notification. In a consumer-goods transaction, the following rules apply:

(1) A notification of disposition must provide the following information:

(A) the information specified in ~~R.S. 10:9-613(1)~~ **R.S. 10:9-613(a)(1)**;

(B) a description of any liability for a deficiency of the person to which the notification is sent;

(C) a telephone number from which the amount that must be paid to the secured party to redeem the collateral under R.S. 10:9-623 is available; and

(D) a telephone number or mailing address from which additional information concerning the disposition and the obligation secured is available.

(2) A particular phrasing of the notification is not required.

(3) The following form of notification, when completed **in accordance with the instructions in Subsection (b) of this Section**, provides sufficient information:

~~NOTICE OF OUR PLAN TO SELL PROPERTY~~

~~[*Name and address of any obligor who is also a debtor*]~~

~~Subject: [*Identification of Transaction*]~~

~~We have your [*describe collateral*], because you broke promises in our agreement.~~

~~[*For a public disposition:*]~~

~~We will sell [*describe collateral*] at public sale. A sale could include a lease or license. The sale will be held as follows:~~

~~Date:~~

~~Time:~~

~~Place:~~

~~You may attend the sale and bring bidders if you want.~~

~~[*For a private disposition:*]~~

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

~~We will sell [*describe collateral*] at private sale sometime after [*date*]. A sale could include a lease or license.~~

~~The money that we get from the sale (after paying our costs) will reduce the amount you owe. If we get less money than you owe, you [*will or will not, as applicable*] still owe us the difference. If we get more money than you owe, you will get the extra money, unless we must pay it to someone else.~~

~~You can get the property back at any time before we sell it by paying us the full amount you owe (not just the past due payments), including our expenses. To learn the exact amount you must pay, call us at [*telephone number*].~~

~~If you want us to explain to you in writing how we have figured the amount that you owe us, you may call us at [*telephone number*] [or write us at [*secured party's address*]] and request a written explanation. [We will charge you $_____ for the explanation if we sent you another written explanation of the amount you owe us within the last six months.]~~

~~If you need more information about the sale call us at [*telephone number*] [or write us at [*secured party's address*]].~~

~~We are sending this notice to the following other people who have an interest in [*describe collateral*] or who owe money under your agreement:~~

~~[*Names of all other debtors and obligors, if any*]~~

~~[End of Form]~~

(Name and address of secured party)

(Date)

NOTICE OF OUR PLAN TO SELL PROPERTY

(Name and address of any obligor who is also a debtor)

Subject: (Identify transaction)

We have your (describe collateral), because you broke promises in our agreement.

{1} We will sell (describe collateral) at public sale. A sale could include a lease or license. The sale will be held as follows:

(Date)

(Time)

(Place)

You may attend the sale and bring bidders if you want.

{2} We will sell (describe collateral) at private sale sometime after (date). A sale could include a lease or license.

{3} The money that we get from the sale, after paying our costs, will reduce the amount you owe. If we get less money than you owe, you (will or will not, as applicable) still owe us the difference. If we get more money than you owe, you will get the extra money, unless we must pay it to someone else.

{4} You can get the property back at any time before we sell it by paying us the full amount you owe, not just the past due payments, including our expenses. To learn the exact amount you must pay, call us at (telephone number).

{5} If you want us to explain to you in (writing) (writing or in (description of electronic record)) (description of electronic record) how we have figured the amount that you owe us, {6} call us at (telephone number) (or) (write us at (secured party's address)) (or contact us by (description of electronic communication method)) {7} and request (a written explanation) (a written explanation or an explanation in (description of electronic record)) (an explanation in (description of electronic record)).

{8} We will charge you $ (amount) for the explanation if we sent you another written explanation of the amount you owe us within the last six months.

{9} If you need more information about the sale (call us at (telephone number)) (or) (write us at (secured party's address)) (or contact us by (description of electronic communication method)).

{10} We are sending this notice to the following other people who have an interest in (describe collateral) or who owe money under your agreement:

(Names of all other debtors and obligors, if any)

[End of Form]

(b) Instructions for form of notification. The following instructions apply to the form of notification in Paragraph (a)(3) of this Section:

(1) The instructions in this Subsection refer to the numbers in braces before items in the form of notification in Paragraph (a)(3) of this Section. Do not include the numbers or braces in the notification. The numbers and braces are used only for the purpose of these instructions.

(2) Include and complete either item {1}, if the notification relates to a public disposition of the collateral, or item {2}, if the notification relates to a private disposition of the collateral.

(3) Include and complete items {3}, {4}, {5}, {6}, and {7}.

(4) In item {5}, include and complete any one of the three alternative methods for the explanation—writing, writing or electronic record, or electronic record.

(5) In item {6}, include the telephone number. In addition, the sender may include and complete either or both of the two additional alternative methods of communication—writing or electronic communication—for the recipient of the notification to communicate with the sender. Neither of the two additional methods of communication is required to be included.

(6) In item {7}, include and complete the method or methods for the explanation—writing, writing or electronic record, or electronic record—included in item {5}.

(7) Include and complete item {8} only if a written explanation is included in item {5} as a method for communicating the explanation and the sender will charge the recipient for another written explanation.

(8) In item {9}, include either the telephone number or the address or both the telephone number and the address. In addition, the sender may include and complete the additional method of communication—electronic communication—for the recipient of the notification to communicate with the sender. The additional method of electronic communication is not required to be included.

(9) If item {10} does not apply, insert "None" after "agreement:".

~~(4)~~**(10)** A notification in the form of ~~Paragraph (3)~~ **Paragraph (a)(3) of this Section** is sufficient, even if additional information appears at the end of the form.

~~(5)~~**(11)** A notification in the form of ~~Paragraph (3)~~ **Paragraph (a)(3) of this Section** is sufficient, even if it includes errors in information not required by ~~Paragraph (1)~~ **Paragraph (a)(1) of this Section**, unless the error is misleading with respect to rights arising under this Chapter.

~~(6)~~**(12)** If a notification under this Section is not in the form of ~~Paragraph (3)~~ **Paragraph (a)(3) of this Section**, law other than this Chapter determines the effect of including information not required by ~~Paragraph (1)~~ **Paragraph (a)(1) of this Section**.

§9-615. Application of proceeds of disposition; liability for deficiency and right to surplus

(a) Application of proceeds. A secured party shall apply or pay over for application the cash proceeds of disposition under R.S. 10:9-610 in the following order to:

* * *

(3) the satisfaction of obligations secured by any subordinate security interest in or subordinate lien on the collateral if:

(A) the secured party receives from the holder of the subordinate security interest or lien ~~an authenticated~~ **a signed** demand for proceeds before distribution of the proceeds is completed; and

* * *

(4) a secured party that is a consignor of the collateral if the secured party receives from the consignor ~~an authenticated~~ **a signed** demand for proceeds before distribution of the proceeds is completed.

* * *

§9-616. Explanation of calculation of surplus or deficiency

(a) Definitions. In this Section:

(1) "Explanation" means a ~~writing~~ **record** that:

* * *

(B) provides an explanation in accordance with Subsection (c) **of this Section** of how the secured party calculated the surplus or deficiency;

* * *

(2) "Request" means a record:

(A) ~~authenticated~~ **signed** by a debtor or consumer obligor;

* * *

(b) Explanation of calculation. In a consumer-goods transaction in which the debtor is entitled to a surplus or a consumer obligor is liable for a deficiency under R.S. 10:9-615, the secured party shall:

(1) send an explanation to the debtor or consumer obligor, as applicable after the disposition and:

(A) before or when the secured party accounts to the debtor and pays any surplus or first makes ~~written~~ demand **in a record** on the consumer obligor after the disposition for payment of the deficiency; and

* * *

(c) Required information. To comply with ~~Subsection~~ **Subparagraph** (a)(1)(B) **of this Section**, ~~a writing~~ **an explanation** must provide the following information in the following order:

* * *

§9-619. Transfer of record or legal title

(a) "Transfer statement." In this Section, "transfer statement" means a record ~~authenticated~~ **signed** by a secured party stating:

* * *

§9-620. Acceptance of collateral in full or partial satisfaction of obligation; compulsory disposition of collateral

(a) Conditions to acceptance in satisfaction. A secured party may accept collateral in full or partial satisfaction of the obligation it secures only if:

* * *

(2) the secured party does not receive, within the time set forth in Subsection (d) **of this Section**, a notification of objection to the proposal ~~authenticated~~ **signed** by:

* * *

(b) Purported acceptance ineffective. A purported or apparent acceptance of collateral under this Section is ineffective unless:

(1) the secured party consents to the acceptance in ~~an authenticated~~ **a signed** record or sends a proposal to the debtor; and

* * *

(c) Debtor's consent. For purposes of this Section:

(1) a debtor consents to an acceptance of collateral in partial satisfaction of the obligation it secures only if the debtor agrees to the terms of the acceptance in a record ~~authenticated~~ **signed** after default; and

(2) a debtor consents to an acceptance of collateral in full satisfaction of the obligation it secures only if the debtor agrees to the terms of the acceptance in a record ~~authenticated~~ **signed** after default or the secured party:

* * *

(C) does not receive a notification of objection ~~authenticated~~ **signed** by the debtor within twenty days after the proposal is sent.

* * *

(f) Compliance with mandatory disposition requirement. To comply with Subsection (e) **of this Section**, the secured party shall dispose of the collateral or alternatively institute judicial proceedings to execute upon the security interest:

* * *

(2) within any longer period to which the debtor and all secondary obligors

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

have agreed in an agreement to that effect entered into and ~~authenticated~~ **signed** after default.

* * *

§9-621. Notification of proposal to accept collateral

(a) Persons to which proposal to be sent. A secured party that desires to accept collateral in full or partial satisfaction of the obligation it secures shall send its proposal to:

(1) any person from which the secured party has received, before the debtor consented to the acceptance, ~~an authenticated~~ **a signed** notification of a claim of an interest in the collateral;

* * *

§9-624. Waiver

(a) Waiver of disposition notification. A debtor or secondary obligor may waive the right to notification of disposition of collateral under R.S. 10:9-611 only by an agreement to that effect entered into and ~~authenticated~~ **signed** after default.

(b) Waiver of mandatory disposition. A debtor may waive the right to require disposition of collateral under R.S. 10:9-620(e) only by an agreement to that effect entered into and ~~authenticated~~ **signed** after default.

(c) Waiver of redemption right. Except in a consumer-goods transaction, a debtor or secondary obligor may waive the right to redeem collateral under R.S. 10:9-623 only by an agreement to that effect entered into ~~authenticated~~ **signed** after default.

* * *

§9-628. Nonliability and limitation on liability of secured party; liability of secondary obligor

(a) Limitation of liability of secured party for noncompliance with Chapter. ~~Unless~~ **Subject to Subsection (f) of this Section, unless** a secured party knows that a person is a debtor or obligor, knows the identity of the person, and knows how to communicate with the person:

* * *

(b) Limitation of liability based on status as secured party. ~~A~~ **Subject to Subsection (f) of this Section, a** secured party is not liable because of its status as secured party:

* * *

(f) Exception: Limitation of liability under Subsections (a) and (b) does not apply. Subsections (a) and (b) of this Section do not apply to limit the liability of a secured party to a person if, at the time the secured party obtains control of collateral that is a controllable account, controllable electronic record, or controllable payment intangible or at the time the security interest attaches to the collateral, whichever is later:

(1) the person is a debtor or obligor; and

(2) the secured party knows that the information in Subparagraph (b)(1)(A), (B), or (C) of this Section relating to the person is not provided by the collateral, a record attached to or logically associated with the collateral, or the system in which the collateral is recorded.

§9-629. Judicial proceedings; authentic evidence

(a) Foreclosure. For purposes of executory or ordinary process seeking enforcement of a security interest and the obligation it secures:

(1) ~~An authenticated~~ **A signed** record that contains a confession of judgment shall be deemed to be authentic for purposes of executory process.

(2) The negotiation, assignment, pledge, or other transfer in whole or in part of an obligation or of any right therein or thereto secured by a security interest may be proven by any record ~~authenticated~~ **signed** by the secured party or any person entitled to effect such a transfer, and such record shall be deemed authentic for purposes of executory process.

* * *

CHAPTER 12. CONTROLLABLE ELECTRONIC RECORDS

§12-101. Title

This Chapter may be cited as Uniform Commercial Code—Controllable Electronic Records.

§12-102. Definitions

(a) Chapter 12 definitions. In this Chapter:

(1) "Controllable electronic record" means a record stored in an electronic medium that can be subjected to control under R.S. 10:12-105. The term does not include a controllable account, a controllable payment intangible, a deposit account, an electronic copy of a record evidencing chattel paper, an electronic document of title, investment property, or a transferable record. The term also does not include an electronic record that is currently authorized or adopted by a domestic or foreign government and is not a medium of exchange that was recorded and transferable in a system that existed and operated for the medium of exchange before the medium of exchange was authorized or adopted by a government.

(2) "Qualifying purchaser" means a purchaser of a controllable electronic record or an interest in a controllable electronic record that obtains control of the controllable electronic record for value, in good faith, and without notice of a claim of a property right in the controllable electronic record.

(3) "Transferable record" has the meaning provided for that term in:

(A) Section 201(a)(1) of the Electronic Signatures in Global and National Commerce Act, 15 U.S.C. Section 7021(a)(1), as amended; or

(B) R.S. 9:2616(A).

(4) "Value" has the meaning provided in R.S. 10:3-303(a), as if references in that Subsection to an "instrument" were references to a controllable account, controllable electronic record, or controllable payment intangible.

(b) Definitions in Chapter 9. As provided in Chapter 9 of this Title, the definitions of "account debtor", "controllable account", "controllable payment intangible", "chattel paper", "deposit account", and "investment property" apply to this Chapter.

(c) Chapter 1 definitions and principles. Chapter 1 of this Title contains general definitions and principles of construction and interpretation applicable throughout this Chapter.

Louisiana Official Revision Comments – 2024

This Section varies from its counterpart in national U.C.C. Article 12 to account for the omission of the concept of electronic money from revised Chapter 9. First, the reference in national U.C.C. Article 12 to electronic money in the list of exclusions from the term "controllable electronic record" is omitted as unnecessary. The same omissions are made in R.S. 10:12-102(b) and 12-305(c). Second, this Section includes non-uniform language that corresponds to the final sentence of national U.C.C. Section 1-201(b)(24), which has been omitted from revised Chapter 1. This additional language includes within the definition of controllable electronic record a cryptocurrency, such as bitcoin, that was not originally created by a government. In contrast, a central bank digital currency or other cryptocurrency or electronic money that is created by any government as a medium of exchange (money) is expressly excluded from the definition of controllable electronic record and the scope of Louisiana Chapter 12.

§12-103. Relation to Chapter 9 and consumer laws

(a) Chapter 9 governs in case of conflict. If there is conflict between this Chapter and Chapter 9 of this Title, Chapter 9 governs.

(b) Applicable consumer law and other laws. A transaction subject to this Chapter is subject to any applicable statute or regulation that establishes a different rule for consumers and any other statute or regulation that regulates the rates, charges, agreements, and practices for loans or other extensions of credit.

Louisiana Official Revision Comments – 2024

(a) Subsection (b) varies from revised national U.C.C. Article 12 by replacing the phrase "rule of law" as used in U.C.C. Article 12 with the term "statute or regulation." The phrase "rule of law" is of common law origin and carries connotations not applicable in Louisiana. The sources of law in Louisiana are legislation and custom. Civil Code Article 1. To the extent the phrase "rule of law" includes jurisprudential precedent as opposed to legislation, it is rejected. See Doerr v. Mobil Oil Corp., 774 So. 2d 119 (La. 2000) (Louisiana civilian tradition does not recognize the doctrine of *stare decisis*; judicial decisions are not intended to be an authoritative source of law in Louisiana).

(b) Subsection (b) does not list specific consumer, usury, loan, and credit laws, as suggested by national U.C.C. Article 12. Instead, Subsection (b) makes a general reference to avoid missing any particular law and to allow for later legislation. Subsection (b) is copied from existing R.S. 10:9-201(b), which is the source provision for this Section, just as uniform Subsection 9-201(b) is copied as the source for this Subsection in national U.C.C. Article 12.

§12-104. Rights in controllable account, controllable electronic record, and controllable payment intangible

(a) Applicability of Section to controllable account and controllable payment intangible. This Section applies to the acquisition and purchase of rights in a controllable account or controllable payment intangible, including the rights and benefits under Subsections (c), (d), (e), (g), and (h) of this Section of a purchaser and qualifying purchaser, in the same manner this Section applies to a controllable electronic record.

(b) Control of controllable account and controllable payment intangible. To determine whether a purchaser of a controllable account or a controllable payment intangible is a qualifying purchaser, the purchaser obtains control of the account or payment intangible if it obtains control of the controllable electronic record that evidences the account or payment intangible.

(c) Applicability of other law to acquisition of rights. Except as provided in this Section, law other than this Chapter determines whether a person acquires a right in a controllable electronic record and the right the person acquires.

(d) Shelter principle and purchase of limited interest. A purchaser of a controllable electronic record acquires all rights in the controllable electronic record that the transferor had or had power to transfer, except that a purchaser of a limited interest in a controllable electronic record acquires rights only to the extent of the interest purchased.

(e) Rights of qualifying purchaser. A qualifying purchaser acquires its rights in the controllable electronic record free of a claim of a property right in the controllable electronic record.

(f) Limitation of rights of qualifying purchaser in other property. Except as provided in Subsections (a) and (e) of this Section for a controllable account and a controllable payment intangible or law other than this Chapter, a qualifying purchaser takes a right to payment, right to performance, or other interest in property evidenced by the controllable electronic record subject to a claim of a property right in the right to payment, right to performance, or other interest in property.

(g) No-action protection for qualifying purchaser. An action may not be asserted against a qualifying purchaser based on both a purchase by the qualifying purchaser of a controllable electronic record and a claim of a property right in another controllable electronic record, whether the action is framed in conversion, replevin, constructive trust, equitable lien, or other theory.

(h) Filing not notice. Filing of a financing statement under Chapter 9 of this Title is not notice of a claim of a property right in a controllable electronic record.

§12-105. Control of controllable electronic record

(a) General rule: control of controllable electronic record. A person has control of a controllable electronic record if the electronic record, a record attached

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

to or logically associated with the electronic record, or a system in which the electronic record is recorded:

(1) gives the person:

(A) power to avail itself of substantially all the benefit from the electronic record; and

(B) exclusive power, subject to Subsection (b) of this Section, to:

(i) prevent others from availing themselves of substantially all the benefit from the electronic record; and

(ii) transfer control of the electronic record to another person or cause another person to obtain control of another controllable electronic record as a result of the transfer of the electronic record; and

(2) enables the person readily to identify itself in any way, including by name, identifying number, cryptographic key, office, or account number, as having the powers specified in Paragraph (1) of this Subsection.

(b) Meaning of exclusive. Subject to Subsection (c) of this Section, a power is exclusive under Items (a)(1)(B)(i) and (ii) of this Section even if:

(1) the controllable electronic record, a record attached to or logically associated with the electronic record, or a system in which the electronic record is recorded limits the use of the electronic record or has a protocol programmed to cause a change, including a transfer or loss of control or a modification of benefits afforded by the electronic record; or

(2) the power is shared with another person.

(c) When power not shared with another person. A power of a person is not shared with another person under Paragraph (b)(2) of this Section and the person's power is not exclusive if:

(1) the person can exercise the power only if the power also is exercised by the other person; and

(2) the other person:

(A) can exercise the power without exercise of the power by the person; or

(B) is the transferor to the person of an interest in the controllable electronic record or a controllable account or controllable payment intangible evidenced by the controllable electronic record.

(d) Presumption of exclusivity of certain powers. If a person has the powers specified in Items (a)(1)(B)(i) and (ii) of this Section, the powers are presumed to be exclusive.

(e) Control through another person. A person has control of a controllable electronic record if another person, other than the transferor to the person of an interest in the controllable electronic record or a controllable account or controllable payment intangible evidenced by the controllable electronic record:

(1) has control of the electronic record and acknowledges that it has control on behalf of the person; or

(2) obtains control of the electronic record after having acknowledged that it will obtain control of the electronic record on behalf of the person.

(f) No requirement to acknowledge. A person that has control under this Section is not required to acknowledge that it has control on behalf of another person.

(g) No duties or confirmation. If a person acknowledges that it has or will obtain control on behalf of another person, unless the person otherwise agrees or law other than this Chapter or Chapter 9 of this Title otherwise provides, the person does not owe any duty to the other person and is not required to confirm the acknowledgment to any other person.

§12-106. Discharge of account debtor on controllable account or controllable payment intangible

(a) Discharge of account debtor. An account debtor on a controllable account or controllable payment intangible may discharge its obligation by paying:

(1) the person having control of the controllable electronic record that evidences the controllable account or controllable payment intangible; or

(2) except as provided in Subsection (b) of this Section, a person that formerly had control of the controllable electronic record.

(b) Content and effect of notification. Subject to Subsection (d) of this Section, the account debtor may not discharge its obligation by paying a person that formerly had control of the controllable electronic record if the account debtor receives a notification that:

(1) is signed by a person that formerly had control or the person to which control was transferred;

(2) reasonably identifies the controllable account or controllable payment intangible;

(3) notifies the account debtor that control of the controllable electronic record that evidences the controllable account or controllable payment intangible was transferred;

(4) identifies the transferee, in any reasonable way, including by name, identifying number, cryptographic key, office, or account number; and

(5) provides a commercially reasonable method by which the account debtor is to pay the transferee.

(c) Discharge following effective notification. After receipt of a notification that complies with Subsection (b) of this Section, the account debtor may discharge its obligation by paying in accordance with the notification and may not discharge the obligation by paying a person that formerly had control.

(d) When notification ineffective. Subject to Subsection (h) of this Section, notification is ineffective under Subsection (b) of this Section:

(1) unless, before the notification is sent, the account debtor and the person that, at that time, had control of the controllable electronic record that evidences the controllable account or controllable payment intangible agree in a signed record to a commercially reasonable method by which a person may furnish reasonable proof that control has been transferred;

(2) to the extent an agreement between the account debtor and seller of a payment intangible limits the account debtor's duty to pay a person other than the seller and the limitation is effective under law other than this Chapter; or

(3) at the option of the account debtor, if the notification notifies the account debtor to:

(A) divide a payment;

(B) make less than the full amount of an installment or other periodic payment; or

(C) pay any part of a payment by more than one method or to more than one person.

(e) Proof of transfer of control. Subject to Subsection (h) of this Section, if requested by the account debtor, the person giving the notification under Subsection (b) of this Section seasonably shall furnish reasonable proof, using the method in the agreement referred to in Paragraph (d)(1) of this Section, that control of the controllable electronic record has been transferred. Unless the person complies with the request, the account debtor may discharge its obligation by paying a person that formerly had control, even if the account debtor has received a notification under Subsection (b) of this Section.

(f) What constitutes reasonable proof. A person furnishes reasonable proof under Subsection (e) of this Section that control has been transferred if the person demonstrates, using the method in the agreement referred to in Paragraph (d)(1) of this Section, that the transferee has the power to:

(1) avail itself of substantially all the benefit from the controllable electronic record;

(2) prevent others from availing themselves of substantially all the benefit from the controllable electronic record; and

(3) transfer the powers specified in Paragraphs (1) and (2) of this Subsection to another person.

(g) Rights not waivable. Subject to Subsection (h) of this Section, an account debtor may not waive or vary its rights under Paragraph (d)(1) and Subsection (e) of this Section or its option under Paragraph (d)(3) of this Section.

(h) Rule for individual under other law. This Section is subject to law other than this Chapter which establishes a different rule for an account debtor who is an individual and who incurred the obligation primarily for personal, family, or household purposes.

§12-107. Governing law

(a) Governing law: general rule. Except as provided in Subsection (b) of this Section, the local law of a controllable electronic record's jurisdiction governs a matter covered by this Chapter.

(b) Governing law: R.S. 10:12-106. For a controllable electronic record that evidences a controllable account or controllable payment intangible, the local law of the controllable electronic record's jurisdiction governs a matter covered by R.S. 10:12-106 unless an effective agreement determines that the local law of another jurisdiction governs.

(c) Controllable electronic record's jurisdiction. The following rules determine a controllable electronic record's jurisdiction under this Section:

(1) If the controllable electronic record, or a record attached to or logically associated with the controllable electronic record and readily available for review, expressly provides that a particular jurisdiction is the controllable electronic record's jurisdiction for purposes of this Chapter or this Title, that jurisdiction is the controllable electronic record's jurisdiction.

(2) If Paragraph (1) of this Subsection does not apply and the rules of the system in which the controllable electronic record is recorded are readily available for review and expressly provide that a particular jurisdiction is the controllable electronic record's jurisdiction for purposes of this Chapter or this Title, that jurisdiction is the controllable electronic record's jurisdiction.

(3) If Paragraphs (1) and (2) of this Subsection do not apply and the controllable electronic record, or a record attached to or logically associated with the controllable electronic record and readily available for review, expressly provides that the controllable electronic record is governed by the law of a particular jurisdiction, that jurisdiction is the controllable electronic record's jurisdiction.

(4) If Paragraphs (1), (2), and (3) of this Subsection do not apply and the rules of the system in which the controllable electronic record is recorded are readily available for review and expressly provide that the controllable electronic record or the system is governed by the law of a particular jurisdiction, that jurisdiction is the controllable electronic record's jurisdiction.

(5) If Paragraphs (1) through (4) of this Subsection do not apply, the controllable electronic record's jurisdiction is the District of Columbia.

(d) Applicability of Article 12. If Paragraph (c)(5) of this Section applies and Article 12 is not in effect in the District of Columbia without material modification, the governing law for a matter covered by this Chapter is the law of the District of Columbia as though Article 12 were in effect in the District of Columbia without material modification. In this Subsection, "Article 12" means Article 12 of Uniform Commercial Code Amendments (2022).

(e) Relation of matter or transaction to controllable electronic record's jurisdiction not necessary. To the extent Subsections (a) and (b) of this Section provide that the local law of the controllable electronic record's jurisdiction governs a matter covered by this Chapter, that law governs even if the matter or a transaction to which the matter relates does not bear any relation to the controllable electronic record's jurisdiction.

(f) Rights of purchasers determined at time of purchase. The rights acquired under R.S. 10:12-104 by a purchaser or qualifying purchaser are governed by the law applicable under this Section at the time of purchase.

CHAPTER 13. TRANSITIONAL PROVISIONS FOR UNIFORM COMMERCIAL CODE AMENDMENTS

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

PART 1. GENERAL PROVISIONS AND DEFINITIONS

§13-101. Title

This Chapter may be cited as "Transitional Provisions for Uniform Commercial Code Amendments".

§13-102. Definitions

(a) Chapter 13 Definitions. In this Chapter:

(1) "Adjustment date" means August 1, 2025.

(2) "Chapter 12" means Chapter 12 of this Title.

(3) "Chapter 12 property" means a controllable account, controllable electronic record, or controllable payment intangible.

(b) Definitions in other Chapters. The following definitions in other Chapters of this Title apply to this Chapter.

"Controllable account". R.S. 10:9-102.

"Controllable electronic record". R.S. 10:12-102.

"Controllable payment intangible". R.S. 10:9-102.

"Financing statement". R.S. 10:9-102.

(c) Chapter 1 definitions and principles. Chapter 1 of this Title contains general definitions and principles of construction and interpretation applicable throughout this Chapter.

(d) Definition of "Act". As used in this Chapter, "Act" means the Act that originated as Senate Bill No. 110 of the 2024 Regular Session of the Legislature that enacted Chapters 12 and 13 of this Title and amended other provisions of law in other Chapters of this Title.

PART 2. GENERAL TRANSITIONAL PROVISION

§13-201. Saving clause

Except as provided in Part 3 of this Chapter, a transaction validly entered into before the effective date of this Act and the rights, duties, and interests flowing from the transaction remain valid thereafter and may be terminated, completed, consummated, or enforced as required or permitted by law other than this Title or, if applicable, this Title, as though this Act had not taken effect.

PART 3. TRANSITIONAL PROVISIONS FOR CHAPTERS 9 AND 12

§13-301. Saving clause

(a) Pre-effective-date transaction, lien, or interest. Except as provided in this Part, Chapter 9 of this Title as amended by this Act and Chapter 12 of this Title apply to a transaction, lien, or other interest in property, even if the transaction, lien, or interest was entered into, created, or acquired before the effective date of this Act.

(b) Continuing validity. Except as provided in Subsection (c) of this Section and R.S. 10:13-302 through 13-306:

(1) a transaction, lien, or interest in property that was validly entered into, created, or transferred before the effective date of this Act and was not governed by this Title, but would be subject to Chapter 9 of this Title as amended by this Act or Chapter 12 of this Title if it had been entered into, created, or transferred on or after the effective date of this Act, including the rights, duties, and interests flowing from the transaction, lien, or interest, remains valid on and after the effective date of this Act; and

(2) the transaction, lien, or interest may be terminated, completed, consummated, and enforced as required or permitted by this Act or by the law that would apply if this Act had not taken effect.

(c) Pre-effective-date proceeding. This Act does not affect an action, case, or proceeding commenced before the effective date of this Act.

§13-302. Security interest perfected before effective date

(a) Continuing perfection: perfection requirements satisfied. A security interest that is enforceable and perfected immediately before the effective date of this Act is a perfected security interest under this Act if, on the effective date of this Act, the requirements for enforceability and perfection under this Act are satisfied without further action.

(b) Continuing perfection: enforceability or perfection requirements not satisfied. If a security interest is enforceable and perfected immediately before the effective date of this Act, but the requirements for enforceability or perfection under this Act are not satisfied on the effective date of this Act, the security interest:

(1) is a perfected security interest until the earlier of the time perfection would have ceased under the law in effect immediately before the effective date of this Act or the adjustment date;

(2) remains enforceable thereafter only if the security interest satisfies the requirements for enforceability under R.S. 10:9-203, as amended by this Act, before the adjustment date; and

(3) remains perfected thereafter only if the requirements for perfection under this Act are satisfied before the time specified in Paragraph (1) of this Subsection.

§13-303. Security interest unperfected before effective date

A security interest that is enforceable immediately before the effective date of this Act but is unperfected at that time:

(1) remains an enforceable security interest until the adjustment date;

(2) remains enforceable thereafter if the security interest becomes enforceable under R.S. 10:9-203, as amended by this Act, on the effective date of this Act or before the adjustment date; and

(3) becomes perfected:

(A) without further action, on the effective date of this Act if the requirements for perfection under this Act are satisfied before or at that time; or

(B) when the requirements for perfection are satisfied if the requirements are satisfied after that time.

§13-304. Effectiveness of actions taken before effective date

(a) Pre-effective-date action; attachment and perfection before adjustment date. If action, other than the filing of a financing statement, is taken before the effective date of this Act and the action would have resulted in perfection of the security interest had the security interest become enforceable before the effective date of this Act, the action is effective to perfect a security interest that attaches under this Act before the adjustment date. An attached security interest becomes unperfected on the adjustment date unless the security interest becomes a perfected security interest under this Act before the adjustment date.

(b) Pre-effective-date filing. The filing of a financing statement before the effective date of this Act is effective to perfect a security interest on the effective date of this Act to the extent the filing would satisfy the requirements for perfection under this Act.

(c) Pre-effective-date enforceability action. The taking of an action before the effective date of this Act is sufficient for the enforceability of a security interest on the effective date of this Act if the action would satisfy the requirements for enforceability under this Act.

§13-305. Priority

(a) Determination of priority. Subject to Subsections (b) and (c) of this Section, this Act determines the priority of conflicting claims to collateral.

(b) Established priorities. Subject to Subsection (c) of this Section, if the priorities of claims to collateral were established before the effective date of this Act, Chapter 9 of this Title as in effect before the effective date of this Act determines priority.

(c) Determination of certain priorities on adjustment date. On the adjustment date, to the extent the priorities determined by Chapter 9 of this Title as amended by this Act modify the priorities established before the effective date of this Act, the priorities of claims to Chapter 12 property established before the effective date of this Act cease to apply.

§13-306. Priority of claims when priority rules of Chapter 9 do not apply

(a) Determination of priority. Subject to Subsections (b) and (c) of this Section, Chapter 12 of this Title determines the priority of conflicting claims to Chapter 12 property when the priority rules of Chapter 9 of this Title as amended by this Act do not apply.

(b) Established priorities. Subject to Subsection (c) of this Section, when the priority rules of Chapter 9 of this Title as amended by this Act do not apply and the priorities of claims to Chapter 12 property were established before the effective date of this Act, law other than Chapter 12 of this Title determines priority.

(c) Determination of certain priorities on adjustment date. When the priority rules of Chapter 9 of this Title as amended by this Act do not apply, to the extent the priorities determined by this Act modify the priorities established before the effective date of this Act, the priorities of claims to Chapter 12 property established before the effective date of this Act cease to apply on the adjustment date.

Section 2. The Louisiana Legislature confirms and reiterates the reasons for and the judgment expressed in House Concurrent Resolution No. 71 of the 2023 Regular Session of the Legislature that the United States Congress not support legislation, or other efforts, relating to the adoption of a central bank digital currency in the United States. Nothing in this Act shall be construed to support, encourage, facilitate, or implement a central bank digital currency in the United States.

Section 3. The Louisiana State Law Institute is hereby directed to update or print the Official Comments to the national Uniform Commercial Code as set forth in the Uniform Commercial Code Amendments (2022) drafted by the Uniform Law Commission and the American Law Institute.

Approved by the Governor, June 19, 2024.

A true copy:

Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 774

- - -

SENATE BILL NO. 505 (Substitute of Senate Bill No. 393 by Senator Miller)
BY SENATOR MILLER
AN ACT

To amend and reenact R.S. 47:1993, 2058, the headings of Chapter 5 and Part I of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, R.S. 47:2122, 2124, 2126, 2127, 2130, 2132 through 2137, 2151, 2153 through 2156, 2158 through 2160, 2162, 2163, 2201, 2202(A), 2203, 2204, 2206, the heading of 2207, 2208, 2209, 2211, Part V of Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:2241 through 2247, and the headings of Part VI and Subpart A of Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, to enact R.S. 47:2127.1, 2140, 2151.1, 2153.1, 2160.1, 2164, 2207.1, 2241.1, 2266.1, 2267, and 2268 and to repeal R.S. 47:2121, 2123, 2128, 2131, 2152, 2157, 2161, 2196, 2197, 2266 and 2271 through 2280, relative to the assessment, payment and allocation of ad valorem taxes; to provide for the preparation and filing of tax rolls; to provide for payment of taxes and sale of property for delinquent taxes; to provide for definitions; to provide for interest, penalties, liens and privileges; to provide relative to tax lien auctions; to provide for tax lien certificates and processes related thereto; to repeal provisions related to tax sales of property and redemption of tax liens, the adjudication of property, and procedures to quiet title; to provide for effectiveness; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. 47:1993, 2058, the headings of Chapter 5 and Part I of Subtitle III

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

of Title 47 of the Louisiana Revised Statutes of 1950, R.S. 47:2122, 2124, 2126, 2127, 2130, 2132 through 2137, 2151, 2153 through 2156, 2158 through 2160, 2162, 2163, 2201, 2202(A), 2203, 2204, 2206, the heading of 2207, 2208, 2209, 2211, Part V of Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:2241 through 2247, the headings of Part VI and Subpart A of Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, are hereby amended and reenacted and R.S. 47:2127.1, 2140, 2151.1, 2153.1, 2160.1, 2164, 2207.1, 2241.1, 2266.1, 2267, and 2268 are hereby enacted to read as follows:

§1993. Preparation and filing of rolls by assessor

A.(1) ~~As soon as~~ **After** the assessment lists have been approved by the parish governing authorities as boards of reviewers, the assessors shall prepare the ~~assessment~~ **tax** rolls in ~~triplicate~~ **duplicate** after which one copy shall be delivered to the tax collector~~,~~ **and** one copy **submitted** to the Louisiana Tax Commission~~, one copy to the recorder of mortgages, and two copies~~ **for approval. The assessor shall also submit one copy** of the grand recapitulation sheet to the legislative auditor.

(2) If an assessor uses electronic data processing equipment to prepare the assessment rolls, the assessment data produced shall be made available upon request in a useable electronic media. The assessors shall prepare any such electronic assessment roll made available to tax collectors in American Standard Code for Information Interchange (A.S.C.I.I.) **or some other mutually agreed-upon format,** and may charge the tax collector a fee for preparing such information. This fee shall not exceed the actual cost of reproducing a copy of the assessment data in a useable electronic media and may be based upon the amount of data reproduced, any costs associated with converting to A.S.C.I.I. **or other format**, the amount of time required to reproduce the data, and any office supplies utilized in compiling and reproducing the data.

(3) The assessors shall prepare ~~said~~ **the** rolls by parish, school board, police jury, levee district, special district and by any other recipients of ad valorem taxes, except by municipality. If any municipality requests ~~such~~ a **tax** roll, the assessor shall be required to prepare ~~such a~~ **that tax** roll; however, the assessor's salary and expense fund shall be reimbursed by the municipality in accordance with R.S. 47:1993.1(C).

(4) If any municipality prepares its own tax rolls and assessment lists, upon approval of these ~~rolls and/or~~ **assessment** lists by the parish governing authorities as boards of reviewers, each municipality shall prepare and submit **a municipal tax roll** to the Louisiana Tax Commission and **submit to** the legislative auditor an annual statement of its millage rates and assessed valuation of property within its respective jurisdiction.

B. The assessors of the parishes of this state shall not ~~file~~ **deliver** and deposit with the tax collector of their respective parishes the ~~assessment~~ **tax** rolls of any current year until the collector ~~shall present~~ **presents** a receipt or quietus from the auditor and the parish governing authority that all state and parish taxes assessed on the ~~rolls~~ **roll** of the preceding year have been paid or accounted for. If the tax collector is unable to present this receipt or quietus, the assessor shall immediately notify the auditor, the governing authority, and the tax commission of his completion of the ~~assessment~~ **tax** rolls of his parish and of his inability to ~~file them~~ **deliver the tax rolls** by reason of the tax collector not having obtained the required quietus. Any assessor who shall violate the provisions of this ~~Paragraph~~ **Subsection** shall forfeit any and all commissions to which he may be entitled from parish or state for his labors in making and writing the ~~assessment~~ **tax** rolls.

C. The assessors shall secure the approval of the tax commission before filing their ~~assessment~~ **tax** rolls with the tax collector, and the tax commission may instruct all tax collectors not to receive from the assessor any ~~assessment~~ **tax** roll or collect any ~~taxes~~ **statutory impositions** thereon without the written consent of the tax commission. The tax commission may require the assessors to take an oath in a form to be prescribed by the tax commission declaring that ~~he~~ **the assessor** has complied with its instructions.

D.~~(1)~~ Each tax assessor shall complete and ~~file~~ **deliver** the tax roll of his parish on or before the fifteenth day of November in each calendar year. ~~The officer having custody of the assessor's salary and expense fund shall withhold from the assessor's salary five dollars for each day of delay in the filing of the roll after such date.~~

~~(2) In accordance with the provisions of Article VII, Section 25(F) of the Constitution of Louisiana, tax rolls for 2005 and tax rolls for 2006 for Orleans shall be completed and filed on or before March 31, 2006, except that the tax rolls for 2005 for the parish of St. Bernard shall be completed and filed on or before June 30, 2006. Nothing in this Subsection shall prohibit the completion and filing of tax rolls prior to those dates.~~

~~E. Filing in the recorder's office shall be full notice to each taxpayer, and to each other person whom it may in any manner concern, that the listing, assessment, and valuation of the taxable property has been completed, that the rolls are on file in the sheriff's or tax collector's office and in the office where the mortgage records are kept and that the taxes are due and collectible, as provided by law.~~

~~F.~~**E.** The act of ~~depositing~~ **delivering** the **tax** rolls by the assessor **or municipality to the recorder of mortgages** ~~in the office where the records of the parish are kept,~~ shall be deemed prima facie evidence that the assessment has been made and completed in the manner provided by law. No injunction shall be issued by any court to prevent any assessor from ~~depositing the rolls~~ **delivering the tax rolls**.

F. In the suit of any taxpayer testing the correctness of his or their assessments before any court of competent jurisdiction, the decision of such shall only affect the assessment of the person or persons in such suit, and shall in no manner affect or invalidate the assessment of any other person or property appearing upon the tax rolls.

G. From the day the **tax** roll is ~~filed in the recorder's office~~ **delivered to the recorder of mortgages**, it shall act as a lien **and privilege** upon each ~~specific piece of real estate~~ **property** thereon assessed, ~~which shall be subject to a legal mortgage after the thirty-first day of December of the current year for the payment of the tax due on it, but not for any other tax,~~ which ~~mortgage~~ **lien or privilege** shall prime and outrank all other mortgages, privileges, liens, **security interests,** encumbrances or preferences, except tax rolls of previous years **and tax lien certificates, which shall rank in pari passu with the tax roll and each other**.

H. The recorder of mortgages shall keep the **tax** roll delivered to him among the record books of his office, and it shall be a part of the record of such office. ~~He shall index the tax roll in the current mortgage book under the head of "tax roll" and no further record thereof shall be necessary; however, the~~ **The** failure of the recorder of mortgages to mark the tax rolls "filed" or to index them shall in no way prejudice the rights of ~~the state or any parish or municipal corporation~~ **any political subdivision**.

* * *

§2058. Records.

Any tax collector, whose district is within the corporate limits of any municipality having a population of fifty thousand or more who fails to keep a special itemized ledger account in the manner described herein, for each person, firm, corporation, or agent having assessed property, movable or immovable, within the district to which he has been appointed tax collector, shall be guilty of nonfeasance in office and be subject to removal therefrom in the manner prescribed in ~~Section 6 of Article IX of the Constitution of 1921~~ **the Constitution of Louisiana**. Each of the ledger accounts shall contain the assessment district and the number of the square in which each piece or kind of property is situated, the name of the streets bounding such squares, the assessed valuation of the property, and also the amount of taxes exigible and due the state on each piece or kind of property. Each account shall also show a complete list of property in the district, both movable and immovable, belonging to the party or parties in whose name or names the account shall be kept.

The tax collector shall ~~be furnished by the auditor with a blank cash book, numbered from page to page, a duplicate whereof the auditor shall transmit to the treasurer of each parish. The pages of this book shall be ruled and divided into columns, in such form as the auditor may direct, so that the tax collector may enter therein~~ **maintain a record containing**:

(1) Name of taxpayer making payment.
(2) Date of payment.
(3) The year for which the taxes are paid (a separate entry for each year).
(4) The amount paid in cash.
(5) The amount paid in bonds, warrants and other evidences of indebtedness.
(6) Total of principal of taxes for each year paid.
(7) Amount of interest paid.
(8) Amount of costs paid, and in such order as the Auditor may prescribe.

~~The enumeration herein is not intended to prescribe the order in which such columns shall be arranged.~~ The state taxes paid shall be first entered, and afterwards like entry of the parish and district taxes shall be made. The tax collector shall make such entry or entries at the time the taxpayer makes the payment of taxes. This ~~book~~ **record** shall be subject to inspection by the public at all times. **A paper or electronic copy of the record shall be delivered to the** ~~The~~ parish treasurer ~~shall transcribe the entries in the tax collector's books in the duplicate kept in his possession; and shall compare the entries in said tax collector's book with the stubs in his receipt book, to enable him to verify the correctness of the same; he shall write in said book a certificate showing the amount entered therein and the amount omitted to be entered therein, as may be shown by comparing the entries in the tax collector's cash book with the sheets in his receipt book,~~ **who shall verify the accuracy of the record** and within the first ten days of April, July, October, and January of each year, transmit to the auditor a sworn statement of ~~said book~~ **the record**, which statement it shall be the duty of the auditor to compare with the account rendered by the tax collector. In case of the failure of the tax collector to keep ~~said book~~ **the record** as above prescribed he shall be, upon complaint, dismissed from office, and shall be liable to fine and imprisonment, at the discretion of the court; and any parish treasurer ~~wilfully~~ **willfully** neglecting to ~~transcribe, certify~~ **verify** or transmit, as above provided, shall incur a penalty of two thousand dollars. The false swearing of the parish treasurer shall be punished as directed by the criminal laws of this state in other cases of false swearing.

* * *

CHAPTER 5. PAYMENT AND COLLECTION PROCEDURE; **PROPERTY** TAX **LIEN AUCTIONS** ~~SALES~~; ADJUDICATED PROPERTY

PART I. GENERAL PROVISIONS; ~~PURPOSE;~~ DEFINITIONS

* * *

§2122. Definitions

The following terms used in this Chapter shall have the definitions ascribed in this Section, unless the context clearly requires otherwise:

(1) "Acquiring person" means ~~either~~ **any** of the following:

(a) ~~A person acquiring tax sale title to a tax sale property~~ **A person acquiring title at a tax sale conducted prior to January 1, 2009**.

(b) A political subdivision or any other person seeking to acquire or acquiring ownership of adjudicated property.

(c) A person acquiring tax sale title to a tax sale property at a tax sale conducted

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

after January 1, 2009, but before January 1, 2026.

(d) A person acquiring the delinquent obligation at a tax auction after January 1, 2026.

(2) "Adjudicated property" means property of which tax sale title is acquired by a political subdivision pursuant to R.S. 47:2196 **prior to January 1, 2026**.

(3) "Authenticate" means either of the following:

(a) To sign.

(b) To execute or otherwise adopt a symbol, or encrypt or similarly process a written notice in whole or in part, with the present intent of the authenticating person to identify the person and adopt or accept a written notice.

(4) "Commission" means the Louisiana Tax Commission.

~~(4) "Duly notified" means, with respect to a particular person, that an effort meeting the requirements of due process of law has been made to identify and to provide that person with a notice that meets the requirements of R.S. 47:2156, 2157, 2206, 2236, or 2275, or with service of a petition and citation in accordance with R.S. 47:2266, regardless of any of the following:~~

~~(a) Whether the effort resulted in actual notice to the person.~~

~~(b) Whether the one who made the effort was a public official or a private party.~~

~~(c) When, after the tax sale, the effort was made.~~

~~(5) "Governmental lien" means all liens imposed by law upon immovable property in favor of any political subdivision and filed in the mortgage records, including without limitation, those imposed under R.S. 13:2575, R.S. 33:1236, 4752, 4753, 4754, 4766, 5062, and 5062.1, other than statutory impositions.~~

(5) "Delinquent obligation" means statutory impositions included in the tax bill that are not paid by the due date, plus interest and costs that may accrue in accordance with this Chapter.

(6) "Forbidden purchase nullity" means a nullity of an action conducted in violation of R.S. 47:2162.

~~(6)~~**(7)** "Ordinance" means:

(a) An act of a political subdivision that has the force and effect of law, including but not limited to an ordinance, a resolution, or a motion; or

(b) A rule or regulation promulgated by the State Land Office, the division of administration, or by another state agency with authority over adjudicated properties.

~~(7)~~**(8)** "Owner" means a person who holds an ownership **or usufruct** interest ~~that has not been terminated pursuant to R.S. 47:2121(C)~~ **in the property at issue as shown in the conveyance and mortgage records of the appropriate parish**.

~~(8)~~**(9)** "Payment nullity" means a nullity arising from payment of taxes prior to a tax ~~sale~~ **lien auction**, including payment based on dual assessment.

~~(9)~~**10** "Political subdivision" means any of the following to the extent it has the power to levy ~~ad valorem taxes~~ **statutory impositions** and conduct tax ~~sales~~ **lien auctions** for failure to pay ~~ad valorem taxes~~ **statutory impositions**:

(a) The state.

(b) Any political subdivision as defined in Article VI, Section 44 of the ~~Louisiana~~ Constitution **of Louisiana**.

(c) Any other agency, board, or instrumentality under Subparagraph (a) or (b) of this Paragraph.

~~(10) "Redemption nullity" means the right of a person to annul a tax sale in accordance with R.S. 47:2286 because he was not duly notified at least six months before the termination of the redemptive period.~~

(11) "Redemptive period" means the period in which a person may redeem property ~~as provided in the Louisiana Constitution~~ **as provided in the law prior to January 1, 2025**.

~~(12) "Send" means either of the following:~~

~~(a) To deposit in the mail or deliver for transmission by any other commercially reasonable means of communication with postage or cost of transmission provided for, and properly addressed to any address reasonable under the circumstances.~~

~~(b) In any other way to cause to be received any written notice within the time it would have arrived if properly sent.~~

~~(13)~~**(12)** "Signed" includes using any symbol executed or adopted with present intention to adopt or accept a writing in tangible form.

~~(14)"Statutory imposition"~~ **(13) "Statutory impositions"** means ad valorem taxes and any imposition in addition to ad valorem taxes that are included on the tax bill sent to the tax debtor.

(14) "Tax auction party" means the tax notice party, the owner of property, including the owner of record at the time of a tax lien auction, as shown in the conveyance records of the appropriate parish, any reasonably locatable person holding an identifiable ownership or usufruct interest even if not shown in the conveyance records of the parish in which the property subject to the tax lien is located, and any other person holding an interest, such as a mortgage, privilege, or other encumbrance on the property, including a tax lien certificate holder, as shown in the mortgage and conveyance records of the appropriate parish.

(15) "Tax debtor" means~~, as of the date of determination,~~ the person listed on the tax roll in accordance with R.S. 47:2126 **as of the date of the assessor's determination**.

(16) "Tax lien auction" means the sale of a delinquent obligation pursuant to this Chapter.

(17) "Tax lien certificate" means the written instrument evidencing the delinquent obligation and the lien and privilege securing it that identifies the holder thereof.

~~(16)~~**(18)** "Tax notice party" means~~, as of the date of determination, the~~ **each** tax debtor and any person requesting notice pursuant to R.S. 47:2159 **as of the date of the assessor's determination**.

~~(17)~~**(19)** "Tax sale" means the sale or adjudication of tax sale title to property ~~pursuant to R.S. 47:2154 and 2196~~ **prior to January 1, 2026**.

~~(18)~~**(20)** "Tax sale certificate" means the written notice evidencing a tax sale to be filed in accordance with R.S. 47:2155 and 2196 **as of December 31, 2025**.

~~(19) "Tax sale party" means the tax notice party, the owner of property, including the owner of record at the time of a tax sale, as shown in the conveyance records of the appropriate parish, and any other person holding an interest, such as a mortgage, privilege, or other encumbrance on the property, including a tax sale purchaser, as shown in the mortgage and conveyance records of the appropriate parish.~~

~~(20) "Tax sale property" means property for which tax sale title is sold pursuant to R.S. 47:2154.~~

~~(21) "Tax sale purchaser" means the purchaser of tax sale property, his successors, and assigns.~~

~~(22) "Tax sale title" means the set of rights acquired by a tax sale purchaser or, in the case of adjudicated property, on the applicable political subdivision, pursuant to this Chapter.~~

(21) "Termination price" means the amount calculated pursuant to R.S. 47:2243 that is required to be paid in order to terminate a tax lien certificate.

~~(23)~~**(22)** "Written notice", "notice", "written", or "writing" means information that is inscribed on a tangible medium or which is stored in an electronic or other medium and is retrievable in perceivable form.

* * *

§2124. Liability of tax collectors and tax assessors

A. ~~Tax collectors and tax assessors shall bear no liability, either in their personal or in their official capacity, arising out of any redemption nullity.~~

~~B.~~ Liability shall not be imposed on tax collectors or tax assessors or their employees **in either their personal or official capacity,** based upon the exercise or performance or the failure to exercise or perform their duties under this Chapter.

~~C.~~**B.** The provisions of Subsection ~~B~~ **A** of this Section ~~are not~~ **shall not be** applicable to acts or omissions ~~which~~ **that** constitute criminal, fraudulent, malicious, intentional, willful, outrageous, reckless, or flagrant misconduct.

~~D.~~**C.** Any action against a tax collector or tax assessor shall be brought prior to the earlier to occur of:

(1) One year after the claimant knew or should have known of the act or failure to act giving rise to the cause of action.

(2) The date of termination of the right of the claimant to bring an action for nullity.

~~E.~~**D.** The liability of the tax collector or tax assessor in his official capacity for the obligations of his office terminates when he ceases to hold office and his successor is appointed, who shall then succeed in his official capacity to all of the obligations of the preceding holder of the office incurred in his official capacity, subject to the provisions of R.S. 47:2162.

§2126. Duty of assessors; single assessment; exception

Each assessor shall deliver to the appropriate tax collector the tax roll for the year in which taxes are collectible by November fifteenth of each calendar year, except as otherwise provided by law. At the same time, the assessor ~~may file~~ **shall deliver** the tax roll ~~in the mortgage records of the~~ **to the recorder of mortgages for the** parish in which property subject to the taxes is located. The assessor shall use reasonable efforts to list on the tax roll all co-owners of record of the property~~, or if there has been a tax sale to a party other than a political subdivision, the tax sale purchaser and the other owners, to the extent their interests were not sold at tax sale~~. The tax roll shall be updated as of January first or later of the year in which the taxes are collectible. There shall be only one assessment for each tax parcel, and the full assessment shall be on each tax bill sent pursuant to R.S. 47:2127~~(C)~~ **(D)**; however, if requested by a tax debtor, the assessor may, but shall not be obligated to, make separate assessments for undivided interests in each tax parcel. **The assessor shall not list the name of a tax lien certificate purchaser on the tax roll.**

§2127. Time for payment; interest **and penalty**; notification

A. Time for Payment. ~~Taxes assessed shall be due in that calendar year~~ **Statutory impositions may be paid** as soon as the tax roll is delivered to the tax collector, and**, except as otherwise provided by law,** ~~they~~ shall be paid ~~on or before~~ **no later than** December thirty-first in each respective year **and if not paid by that date shall be considered delinquent the following day**.

B. Interest **and penalty**. ~~The interest on all ad valorem taxes~~ **All delinquent statutory impositions**, whether levied on movable or immovable property, ~~which are delinquent shall begin on the first calendar day following the deadline for payment of taxes, and~~ shall bear interest from ~~that date~~ **the day after the taxes were due** until paid, at the rate of one percent per month or any part thereof**, on a non-compounding basis. If the delinquent obligation is offered for sale at tax lien auction, a five percent penalty calculated on the statutory impositions shall be assessed. Interest shall not accrue on the penalty. In the event of a tax lien auction of immovable property, the interest rate may be reduced**. In the event of an erroneous assessment and adjustment by the tax commission, the tax debtor shall have fifteen days after the date of receipt of notice of the revised assessment in which to pay the adjusted amount without interest penalty. If the address provided by the tax assessor on the tax roll proves to be incorrect and the tax debtor does not receive a timely notice, the tax collector may extend to the tax debtor a fifteen-day notice in which to pay without interest penalty.

C. All statutory impositions shall be paid. Failure to pay the total statutory impositions, interest, and costs due shall subject the tax lien to sale at a tax lien auction. The tax lien shall have priority over all mortgages, liens, and other

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

privileges encumbering the property. All tax liens issued by the tax collector or other tax collectors shall be ranked in pari passu.

~~C.~~**D.** Notification. As soon as practical following ~~the sending~~ **delivery** of the tax roll to the tax collector as required by ~~Subsection A of this Section~~ **R.S. 47:2126**, the tax collector shall ~~use reasonable efforts to~~ send each tax notice party written notice by United States mail of ~~taxes~~ **statutory impositions** due~~,~~ ~~at the address listed for each tax debtor on each tax roll~~. The written notice shall **be sent to each tax debtor at his address listed on the tax roll and to each other tax notice party at the address given in the request for notice. The written notice shall** disclose the total amount of ~~taxes~~ **statutory impositions** due by the tax debtor for the current year, the ward in which the property is located, and the number of the assessment. The written notice shall request the tax debtor to return the written notice to the tax collector with remittance**. The notice shall inform** and shall remind the tax debtor of the date ~~that taxes become delinquent following issuance of the notice and~~ **by which statutory impositions must be paid,** that interest will accrue on the ~~taxes~~ **statutory impositions at the rate of one percent per month on a non-compounding basis** ~~from and after the date the taxes become delinquent~~ **from the day after the statutory impositions were due. The notice shall indicate if there is a prior unredeemed tax sale, tax sale certificate, or tax lien certificate in connection with the immovable property**. ~~Interest shall accrue at the rate prescribed by law, which rate, or a brief description of the manner in which the rate is calculated, shall be stated in the written notice. The tax collector may also notify any other tax sale party but shall not be obligated to do so.~~ **The failure to provide notice shall not affect the validity of the tax lien auction.** The written notice shall be deemed sufficient if it is in the following form:

[Name of Political Subdivision]

[YEAR] Property Tax Notice

[List All Tax Notice Parties and their addresses]

Description of Charges	**Amount**
Estimated ~~Tax~~ **Amount** Due [Name of Tax District] Total ~~Taxes~~ **Statutory Impositions for the Current Year** **THIS AMOUNT IS THE TOTAL OF AD VALOREM TAXES AND OTHER STATUTORY IMPOSITIONS INCLUDED ON YOUR TAX BILL DUE FOR THE CURRENT YEAR. THE OBLIGATION TO PAY AD VALOREM TAXES AND STATUTORY IMPOSITIONS SHALL BE DELINQUENT ON [DATE].**	

Property Address **Ward** **Assessment No.**
Legal Description

PLEASE REMIT BY [DATE]

*** ACCESS YOUR PROPERTY TAXES **AND OTHER STATUTORY IMPOSITIONS** AND PAY ONLINE @ _____ ***

NOTE: IF YOU FAIL TO PAY BY THE DUE DATE, INTEREST WILL ACCRUE AT THE RATE OF 1% PER MONTH ON A NON-COMPOUNDING BASIS UNTIL PAID.

Failure to pay the total statutory impositions, interest, and costs due before may cause the tax lien to be offered for sale at tax lien auction.

[ ] INDICATE IF APPLICABLE: According to our records, the property for which these statutory impositions are due has previously been sold at a tax sale or tax sale title or tax lien certificate has previously been issued. You should take steps immediately to remedy this threat to your ownership. You may have a right of redemption or termination if timely exercised.

Please fold and tear along perforated line.

[YEAR] PROPERTY TAX **AND STATUTORY IMPOSITIONS** NOTICE

[Name & Address of Tax Collector] Amount Due:

Ward: **Assessment No.:**

[Name & Address of Tax Debtor] Due Date:

Make check payable to: _____

- Retain the top portion of this form for your records.
- Write account number on your check. The canceled check will serve as your receipt.
- For [name of political subdivision] tax information only call [number] or fax [number].
- Access your property tax and pay online @ [Internet address].
- Change of address requests and questions regarding the assessed value of the property should be directed to:

[Name & Address of Tax Collector]

(Tax records cannot be changed without instructions from the respective parish tax assessor)

Please sign below and return this portion of notice with check made payable to: [_____]

These taxes paid by:_____

§2127.1. Immovable property; lots assessed together

If two or more lots or parcels of ground have been assessed in any year or years to the same tax debtor at a certain valuation for the whole together, without distinguishing the valuation of each lot or parcel separately, the tax collector is authorized, but shall not be obligated, to receive the proportion of statutory impositions under assessment fairly due upon any one or more of the lots or parcels separately. The proportions shall be ascertained and fixed by a certificate authenticated by the assessor and approved by the tax collector. The lots or parcels upon which their proportions are paid shall be free from the proportion of taxes pertaining to the other lots or parcels of the assessment.

* * *

§2130. Public calamity; postponement of ~~ad valorem tax~~ **statutory impositions** payments

~~A. Definitions. As used in this Section:~~

~~(1) "Political subdivision" means any of the following to the extent it has the power to levy ad valorem taxes and conduct tax sales for failure to pay ad valorem taxes:~~

~~(a) The state.~~

~~(b) Any political subdivision as defined in Article VI, Section 44 of the Constitution of Louisiana.~~

~~(c) Any other agency, board, or instrumentality of the state or of a political subdivision as defined in Article VI, Section 44 of the Constitution of Louisiana.~~

~~(2) "Tax debtor" means a person obligated to pay the ad valorem taxes.~~

~~B.~~**A.** Declaration of emergency; calamity. When an emergency has been declared by the governor or a parish president pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act and only in cases of disaster caused by overflow, general conflagration, general crop destruction, or other public calamity, a tax debtor **or owner** may request the postponement of the payment of ~~ad valorem taxes~~ **statutory impositions** on his property located in the geographical area designated in the declaration of emergency if the ~~taxes became~~ **statutory impositions are included on a tax bill** due after the declaration of emergency.

~~C.~~**B.** Right to a postponement of onerous ~~taxes~~ **statutory impositions**. The collection of ~~taxes~~ **statutory impositions** shall be postponed by the tax collector when all of the following occur:

(1) An emergency has been declared.

(2) The tax debtor's **or owner's** assessed property located in the geographical area designated in the declaration of emergency has been damaged or destroyed by the calamity.

(3) The collection of ~~taxes~~ **statutory impositions** would be onerous because the tax debtor **or owner** is unable to pay ~~the taxes~~ without suffering substantial hardship.

~~D.~~**C.** Application for postponement. (1) The tax debtor **or owner** seeking the postponement of the payment ~~of taxes~~ shall file a sworn application, executed before a person authorized to administer oaths, accompanied by a supporting financial statement. The application shall:

(a) Certify that the property was damaged or destroyed by the event that necessitated the emergency declaration.

(b) Describe the damaged or destroyed property as assessed.

(c) Certify that the collection of the ~~taxes that became~~ **statutory impositions appearing on the tax bill** due after the declaration of the emergency would be onerous because the tax debtor **or owner** applying for postponement is unable to pay ~~the taxes~~ without suffering substantial hardship.

(2) The completed sworn financial statement submitted in support of an application for the postponement of the payment of ~~taxes~~ **statutory impositions** shall not be subject to the laws relative to public records, R.S. 44:1 et seq., and shall be confidential, except that the financial statement shall be admissible in evidence in a proceeding to contest an application for postponement of the payment of ~~taxes~~ **statutory impositions**. The tax collector shall retain the financial statement until the period for contesting the postponement has expired without an objection being filed or until there has been a definitive decision in a contest proceeding. Thereafter, the tax collector may destroy the financial statement.

(3) The tax collector shall, and the assessor may, keep appropriate application forms and blank financial statement forms available for use by tax debtors **and owners**. The tax collector, or his authorized deputy collector, shall be competent to administer the oath required for this application. The following forms may be used to apply for the postponement:

STATE OF LOUISIANA _____

PARISH OF _____

APPLICATION FOR POSTPONEMENT OF AD VALOREM TAXES **AND OTHER STATUTORY IMPOSITIONS**

BEFORE ME, the undersigned authority personally appeared_____, a tax debtor**/owner**, who requests postponement of payment of ad valorem taxes **and other statutory impositions** pursuant to the provisions of R.S. 47:~~2106~~**2130** for the following property:

_____

(Give the description of damaged or destroyed property as assessed)

Appearer certifies that the property was damaged or destroyed on _____ *(insert date)* by the event that necessitated the emergency declaration declared on or about _____ *(insert date)* by _____ *(insert name and title of person*

* As it appears in the enrolled bill

declaring the emergency) and ~~it~~ **the property assessed** is in the geographical area designated in the declaration.

Appearer certifies that the ~~collection~~ **payment** of the **ad valorem** taxes **and other statutory impositions appearing on the tax bill** ~~that became~~ due after the declaration of emergency would be onerous because Appearer is unable to pay ~~the taxes~~ without suffering substantial hardship. Appearer submits his financial statement in support of this application and certifies that it is true and correct as of this date.

SWORN TO AND SUBSCRIBED BEFORE ME this ___ day of _____, _____ at _____ Louisiana.

_____

Full Name of Affiant

_____

Notary Public or authorized tax collector

Notary #

FINANCIAL STATEMENT

STATE OF LOUISIANA

PARISH OF _____

I certify that the following is a listing of my debts and property located within the state of Louisiana and that the following was my adjusted gross income for the previous year.

Immovable Property: Estimated Value

(land/buildings) _____

_____

_____

_____

Subtotal _____

Debts affecting the immovable property: Estimated Value

_____

_____

_____

_____

Subtotal _____

Movable Property: Estimated Value

(vehicles, personal property, bank accounts) _____

_____

_____

Subtotal _____

Debts affecting the movable property: Estimated Value

_____

_____

_____

_____

Subtotal _____

Other Debts: Estimated Value

(credit cards, etc.) _____

_____

_____

_____

_____

Subtotal _____

NET WORTH _____

(Value of Property less amount of debts)

Adjusted gross income for

Previous year:

_____

Applicant

Sworn to and signed before the undersigned Notary Public at _____, Louisiana, on the _____ day of _____, _____.

_____

Notary Public or authorized tax collector

Notary #

~~E.~~**D.** Reapplication. A tax debtor **or owner** may reapply for postponement of ~~taxes~~ **statutory impositions** as provided for in this Section for each consecutive year after the year in which the original postponement was granted when the conditions which initially authorized the postponement remain in effect.

~~F.~~**E.** Time for filing application. The initial application and any reapplication for postponement shall be filed with the tax collector no later than December thirty-first of the year in which the damage or destruction occurred, or no later than thirty calendar days after the tax bill has been mailed, whichever is later.

~~G.~~**F.** Notification of filing. The tax collector shall send to each political subdivision for which the postponed ~~taxes~~ **statutory impositions** are assessed and collected a copy of each application by reliable electronic means, certified mail, or hand delivery with a receipt.

~~H.~~**G.** Political subdivision contest of postponement. A political subdivision may contest the postponement of the ~~taxes~~ **statutory impositions** in a written objection filed with the tax collector within thirty calendar days after receiving the copy of the application for postponement. ~~It~~ **The written objection** shall state the factual and legal reasons for contesting postponement. Concurrently, the political subdivision shall send a copy of the objection to the tax debtor **or owner** at the address on the application by reliable electronic means, certified mail, or hand delivery with a receipt. Finally, the tax collector shall send verified copies of the application, supporting financial statement, and the written objection to the parish governing authority within ten calendar days after the date the objection was filed.

~~I.~~**H.** Contest; review of decision. The merits of the objection shall be decided by the parish governing authority, which decision shall be subject to review by the ~~Louisiana Tax Commission~~ **commission**, or its successor, on request of either the tax debtor **or owner,** or the objecting political subdivision. ~~That~~ **The commission's** decision shall be subject to appeal to the district court. The review and appeal shall be in accordance with the procedures established by law, the ~~Louisiana Tax Commission~~ **commission** rules, or ordinance of the parish governing authority for the review and appeal of the correctness of an assessment made by the assessor.

~~J.~~**I.** Effective date of postponement. (1) If no objection is filed, the payment of ~~taxes~~ **statutory impositions** shall be postponed. If an objection is filed **pursuant to Subsection G of this Section**, payment of ~~taxes~~ **statutory impositions** shall be postponed until all objections are finally decided by the parish governing authority or the ~~Louisiana Tax Commission~~ **commission**.

(2) If no objection is filed, or if the tax debtor **or owner** has prevailed in a definitive decision on review, the tax collector shall file the application, or a certified copy, with the recorder of mortgages in each parish in which the property is located. The application filed shall not include the supporting financial statement.

~~K.~~**J.** Advice of right to postponement. A written notice of the right of a tax debtor **or owner** to have the payment of his ~~taxes~~ **statutory impositions** postponed shall be included with the tax bill sent to a tax debtor **or owner**.

~~L.~~**K.** Installment payment of postponed ~~taxes;~~ **statutory impositions;** accelerated payments; interests.

(1) The postponed ~~taxes~~ **statutory impositions** shall be divided into ten equal installments, and one installment shall be charged each year by the tax collector for ten subsequent years, or until the entirety of the postponed ~~taxes~~ **statutory impositions** is paid.

(2) ~~All the~~ **The** postponed ~~taxes~~ **statutory impositions**, or any annual installment thereof, may be paid in advance. The unpaid balance of the postponed ~~taxes~~ **statutory impositions** shall bear interest from the date on which the original tax bill was due until paid at the rate of six percent per annum payable annually on the due date of each installment. No timely paid installment shall bear penalties when collected.

(3) If an annual installment is not timely paid, all of the unpaid postponed ~~taxes~~ **statutory impositions** shall become due immediately, and **deemed delinquent.** ~~the property shall be sold at a tax sale~~ **Thereafter, the tax lien shall be offered for sale at the next tax auction** for the balance of all ~~taxes, interest, and penalties~~ **delinquent obligations due on the date of the auction**.

(4) When all postponed ~~taxes~~ **statutory impositions** and interest have been paid, the tax debtor **or owner** may cancel the lien at the tax debtor's **or owner's** expense.

~~M.~~**L.** Assessments after postponement. The tax collector shall prepare a separate written list of all persons whose payment of ~~taxes~~ **statutory impositions** were postponed. It shall show the amount of the ~~taxes~~ **statutory impositions** and the property upon which the ~~taxes~~ **statutory impositions** were postponed. The list shall be prepared in duplicate, sworn to, and one copy shall be delivered to the parish assessor and one copy to the legislative auditor. In each subsequent tax year the tax collector shall collect a one-tenth installment of the postponed ~~taxes~~ **statutory impositions** until ~~all taxes are~~ paid **in full**.

~~N.~~**M.** Remission of postponed ~~taxes~~ **statutory impositions**. The postponed portion of the ~~taxes~~ **statutory impositions** shall be collected in the same manner as ordinary ~~taxes~~ **statutory impositions**, separately accounted for, and remitted by the tax collector to the political subdivisions that levied them.

* * *

§2132. Refund of ~~taxes~~ **statutory impositions** erroneously paid

A.(1) Except as provided for in Paragraph (2) of this Subsection, any person who has a claim against a political subdivision for ~~ad valorem taxes~~ **statutory impositions** erroneously paid into the funds of that political subdivision may present the claim to the ~~Louisiana Tax Commission~~ **commission** within three years of the date of the payment, in such form and together with such proof as the ~~tax~~ commission may require by its rules and regulations; however, if a person is claiming a previously unclaimed homestead exemption, it may be presented to the ~~tax~~ commission within five years of the date of payment. The ~~tax~~ commission shall consult with the assessor of the parish in which the property ~~which~~ **that** is the subject of the claim is located, and after ~~that~~ **the** assessor advises the ~~tax~~ commission that a refund is due the claimant, the ~~tax~~ commission shall duly examine the merits and correctness of each claim presented to it and shall make a determination thereon within thirty days after receipt of the claim.

(2)(a) Any person who prevails in a suit pursuant to R.S. 47:2134(C), as deemed applicable by the court, against a political subdivision for any statutory imposition that is declared invalid pursuant to a legal challenge for the payment of the statutory imposition may present the claim to the ~~tax~~ commission within three years of the date of the final judgment declaring the statutory imposition invalid and awarding a monetary judgment, in a form prescribed by the ~~tax~~ commission in accordance with its rules and regulations, along with a copy of the judgment rendered by the court. The records of the ~~tax~~ commission shall note the date of submission of the judgment by the taxpayer and shall order repayment of the statutory impositions by the tax collector of the sums declared legally invalid, together with interest and court costs, as directed by the court.

(b) The tax collector shall refund the sum of statutory impositions held to be invalid, together with interest and court costs as directed by the court to the taxpayer within thirty days of the order by the tax commission authorizing

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

and directing the tax collector to refund these sums. However, in lieu of a refund as required in this Subparagraph, the tax collector may grant the taxpayer a credit up to the amount of the statutory imposition ordered by the tax commission to offset ad valorem tax liability or statutory impositions owed by the taxpayer. Any amount of unused credit shall carryover to the benefit of the taxpayer until the total amount ordered by the tax commission has been extinguished.

B. If the claim is approved, the ~~tax~~ commission shall authorize and direct the collector, when applicable, to correct the assessment on the roll on file in his office and shall authorize and direct, when applicable, the recorder of mortgages to change the inscription of the tax roll. The ~~tax~~ commission shall also authorize and direct the refund and repayment of those ~~taxes~~ **statutory impositions** found to be erroneously paid as provided in this Section. Provided that when the claim accrues to more than one person, as for example, the heirs and legatees of another, and the claim is determined by the ~~tax~~ commission to be properly due and owed, payment thereof to the party or parties asserting the same shall not be denied because of the failure or refusal of others to join in and assert the claim, but in such event only the portion due such claimant or claimants shall be paid.

C. The collector of ~~ad valorem taxes~~ **statutory impositions** in each political subdivision, upon receipt of written notice from the ~~tax~~ commission that a particular refund or repayment is owed, shall do one of the following:

(1) If the claim is made for ~~taxes~~ **statutory impositions** erroneously paid on property which is or could be homestead exempt or otherwise exempt, the collector shall immediately notify the affected ~~tax recipient~~ **tax-recipient** bodies to remit to ~~him~~ **the tax collector** within thirty days their pro rata share of the refund or repayment. ~~Upon~~ **Within thirty days of** receipt of those funds from the tax-recipient bodies, the **tax** collector shall ~~have an additional thirty days to~~ remit the payment in full to the tax debtor. Failure by any ~~tax recipient~~ **tax-recipient** body or the **tax** collector to timely remit such monies shall cause interest at the legal rate to accrue in favor of the tax debtor to be paid by the political subdivision or tax collector failing to so timely remit.

(2) If the claim is made for **ad valorem** taxes erroneously paid on property ~~which~~ **that** would not qualify for a homestead or other exemption, the **tax** collector shall note and record the amount of the refund or repayment owed and shall have full responsibility to ensure that such amount shall operate as a credit against future ~~ad valorem tax~~ **statutory impositions** liability of that property. No ~~ad valorem taxes~~ **statutory impositions** shall be due or collected on such property until such time as the collector certifies that a sufficient amount of taxes assessed have been waived to satisfy the refund or repayment ordered by the ~~tax~~ commission. No interest shall accrue or be due on any such refund or repayment.

(3) If the claim is made in a political subdivision which has established an alternative procedure for providing for refunds of ~~ad valorem taxes~~ **statutory impositions** erroneously paid as authorized by this Section, and if that alternative procedure has been submitted to and approved by the ~~tax~~ commission, such procedure may be utilized in lieu of the provisions of Paragraphs (1) and (2) of this Subsection.

D. An action of the assessor or of the tax commission rejecting or refusing to approve any claim made under the provisions of this Section may be appealed by means of ordinary proceedings to the Board of Tax Appeals or to the district court having jurisdiction where the property which is the subject of the claim is located.

§2133. Prior payment of ~~taxes~~ **statutory impositions**

If ~~within the redemptive period~~ **prior to the institution of an action by a tax lien certificate holder pursuant to R.S. 47:2266.1**, the tax collector determines that the statutory impositions on a certain property subject to a tax ~~sale~~ **lien certificate** were paid prior to the tax ~~sale~~ **lien auction** or that the tax ~~sale~~ **lien auction** was conducted in violation of a stay under federal bankruptcy law, the tax collector shall cancel the affected tax ~~sale~~ **lien certificate** and shall reimburse the tax ~~sale purchaser~~ **lien certificate holder** the bid price. The tax collector ~~may credit~~ **shall apply** the reimbursement pro rata against future disbursements to the tax recipients. The tax collector shall record the cancellation with the recorder of ~~conveyances~~ **mortgages** in the parish in which the property is located. ~~Such cancellation reinstates the interests of the tax debtor and his successors and all interests in the property that have been otherwise terminated pursuant to this Chapter, to the extent the interest has not otherwise terminated pursuant to its terms or by operation of law.~~

§2134. Suits to recover ~~taxes~~ **statutory impositions** paid under protest

A. No court of this state shall issue any process to restrain, or render any decision that has the effect of impeding, the collection of ~~an ad valorem tax~~ **statutory impositions** imposed by any political subdivision, under authority granted to it by the legislature or by the constitution.

B.(1)(a) A taxpayer challenging the correctness of an assessment under R.S. 47:1856, 1857, or 1998 **or other statutory impositions** shall timely pay the disputed amount ~~of tax~~ due under protest to the officer or officers designated by law for the collection of ~~this tax~~ **the statutory impositions** or timely file a rule to set bond or other security pursuant to Subsection F of this Section. The portion of the ~~taxes that is~~ **statutory impositions** paid by the taxpayer to the collecting officer or officers that is neither in dispute nor the subject of a suit contesting the correctness of the assessment shall not be made subject to the protest. The taxpayer shall submit separate payments for the disputed amount of tax due and the amount that is not in dispute and not subject to the protest.

(b) Paying under protest or filing a rule to set bond or other security shall be considered timely if the payment is made or the rule is filed within the deadline to appeal to the Board of Tax Appeals or district court pursuant to R.S. 47:1856, 1857, or 1998.

(2)(a) If at the time of the payment of the disputed ~~taxes~~ **statutory impositions** under protest the taxpayer has previously ~~filed~~ **brought** a correctness challenge ~~suit~~ **action** under the provisions of R.S. 47:1856, 1857, or 1998 **or brought an action disputing other statutory impositions**, such taxpayer shall give notice of the ~~suit~~ **action** to the collecting officer or officers in the parish or parishes in which the property is located. This notice shall be sufficient to cause the collecting officer or officers to further hold the amount paid under protest segregated pending the outcome of the ~~suit~~ **action**.

(b) If at the time of the payment of the protested ~~tax,~~ **statutory impositions, the taxpayer has not previously brought** a correctness challenge ~~suit~~ **action** ~~is not already pending~~ under the provisions of R.S. 47:1856, 1857, or 1998 **or other action challenging the validity or correctness of other statutory impositions**, then ~~a suit~~ **an action** seeking recovery of the protested payment need not be ~~filed~~ **brought** until thirty days from the date a final decision is rendered by the ~~Louisiana Tax Commission~~ **commission** under either R.S. 47:1856, 1857, or 1998. The taxpayer making the payment under protest under these circumstances ~~must~~ **shall** advise the collecting officer or officers in the parish or parishes in which the property is located at the time of the protest payment that the protest payment is in connection with a correctness challenge and ~~must~~ **shall** promptly notify the collecting officer or officers when a final decision is rendered by the ~~Louisiana Tax Commission~~ **commission** under either R.S. 47:1856, 1857, or 1998 **or by a court of competent jurisdiction in an action challenging the validity or correctness of other statutory impositions**. The collecting officer or officers shall continue to segregate and hold the protested amount in escrow until a timely correctness challenge ~~suit~~ **action** is ~~filed~~ **brought**.

(c) If a ~~suit is timely filed~~ **taxpayer timely seeks recovery of statutory impositions in an action** contesting the correctness of the assessment pursuant to R.S. 47:1856, 1857, or 1998 **or in an action challenging the validity or correctness of other statutory impositions,** ~~and seeking the recovery of the tax paid under protest,~~ then that portion of the ~~taxes~~ **statutory impositions** paid that are in dispute shall be deemed as paid under protest, and that amount shall be segregated and shall be further held pending ~~the outcome of the suit~~ **final judgment**.

(3)(a) In a correctness challenge ~~suit~~ **action** under either R.S. 47:1856 or 1857 the officer or officers designated for the collection of taxes in the parish or parishes in which the property is located and the ~~Louisiana Tax Commission~~ **commission** shall be the sole necessary and proper party defendants in any such suit.

(b) The officer or officers designated for the collection of taxes in the parish or parishes in which the property is located and the assessor or assessors for the parish or district, or parishes or districts, in which the property is located shall be the sole necessary and proper party defendants in a correctness challenge action under R.S. 47:1989, 1992, or 1998.

(4) If the taxpayer prevails, the collecting officer or officers shall refund the amount to the taxpayer with interest at the actual rate earned on the money paid under protest in the escrow account during the period from the date such funds were received by the collecting officer or officers to the date of the refund. If the taxpayer does not prevail, the taxpayer shall be liable for the additional ~~taxes~~ **statutory impositions** together with interest at the rate set forth ~~above~~ **in R.S. 47:2127** during the period from the date the ~~taxes~~ **statutory impositions** were due under R.S. 47:2127 until the date the ~~taxes~~ **statutory impositions** are paid, or in the case of ~~taxes~~ **statutory impositions** paid under protest, until the date of the payment under protest.

C.(1) A person resisting the payment of an amount of ~~ad valorem tax~~ **statutory impositions** due or the enforcement of a provision of the ~~ad valorem tax~~ law **governing the assessment and collection of statutory impositions** and thereby intending to maintain a legality challenge shall timely pay the disputed amount due under protest to the officer or officers designated by law for the collection of the ~~tax~~ **statutory impositions** and**, at the time of payment,** shall give such officer or officers~~,~~ notice ~~at the time of payment~~ of his intention to ~~file suit~~ **bring an action** for the recovery of the protested ~~tax~~ **amount**. The portion of the ~~taxes~~ **statutory impositions** that is paid by the taxpayer to the collecting officer or officers that is neither in dispute nor the subject of ~~a suit~~ **an action** contesting the legality of the assessment shall not be made subject to the protest. The taxpayer shall submit separate payments for the disputed amount ~~of tax~~ due and the amount that is not in dispute and not subject to the protest. Upon receipt of a notice, the protested amount shall be segregated and held by the collecting officer for a period of thirty days.

(2) A legality challenge ~~suit must be filed within~~ **action shall be brought no later than** thirty days from the date of the protested payment. If ~~a suit~~ **an action** is timely filed contesting the legality of the ~~tax~~ **statutory impositions** or the enforcement of a provision of the tax law and seeking recovery of the ~~tax~~ **statutory impositions**, then that portion of the ~~taxes~~ **statutory impositions** paid that ~~are~~ **is** in dispute shall be further deemed as paid under protest, and that amount shall be segregated and shall be further held pending the outcome of the ~~suit~~ **action**. The portion of the ~~taxes~~ **statutory impositions** that is paid by the taxpayer to the collecting officer or officers that is neither in dispute nor the subject of ~~a suit~~ **an action** contesting the legality of the ~~tax~~ **statutory impositions** shall not be made subject to the protest.

(3) In any such legality challenge ~~suit~~ **action**, service of process upon the officer or officers responsible for collecting the ~~tax~~ **statutory impositions**, the assessor or assessors for the parish or district, or parishes or districts in

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

which the property is located, and the ~~Louisiana Tax Commission~~ **commission** shall be sufficient service, and these parties shall be the sole necessary and proper party defendants ~~in any such suit~~.

(4) If the taxpayer prevails, the collecting officer or officers shall refund such amount to the taxpayer with interest at the actual rate earned on the money paid under protest in the escrow account during the period from the date such funds were received by the collecting officer or officers to the date of the refund. If the taxpayer does not prevail, the taxpayer shall be liable for the additional ~~taxes~~ **statutory impositions** together with interest at the rate set forth ~~above~~ **in R.S. 47:2127** during the period from the date the ~~taxes~~ **statutory impositions** were due under R.S. 47:2127 until the date the ~~taxes~~ **statutory impositions** are paid, or in the case of ~~taxes~~ **statutory impositions** paid under protest, until the date of the payment under protest.

D.(1) The right to sue for recovery of ~~a tax~~ **statutory impositions** paid under protest as provided in this Section shall afford a legal remedy and right of action in the Board of Tax Appeals or any state or federal court having jurisdiction of the parties and subject matter for a full and complete adjudication of all questions arising in connection with a correctness challenge or the enforcement of the rights respecting the legality of any ~~tax~~ **statutory impositions** accrued or accruing or the method of enforcement thereof.

(2) A legality challenge as provided for in Subsection C of this Section may be brought pursuant to Paragraph (1) of this Subsection or by petition for recovery of a tax paid under protest before the Board of Tax Appeals, which shall provide a legal remedy and right of action for a full and complete adjudication of all questions arising in connection with the tax.

(3) The right to sue for recovery of ~~a tax~~ **statutory impositions** paid under protest or other security as provided in this Section shall afford a legal remedy and right of action at law in the Board of Tax Appeals or state or federal courts where any tax or the collection thereof is claimed to be an unlawful burden upon interstate commerce or in violation of any act of the Congress of the United States, the Constitution of the United States, or the Constitution of Louisiana.

(4) The portion of the ~~taxes which~~ **statutory impositions that** is paid by the taxpayer to the collecting officer or officers that is neither in dispute nor the subject of such suit shall not be made subject to the protest.

E.(1) Upon request of a taxpayer and upon proper showing by the taxpayer that the principle of law involved in an additional assessment is already pending before the Board of Tax Appeals or the courts for judicial determination, the taxpayer, upon agreement to abide by the pending decision of the Board of Tax Appeals or the courts, may pay the additional assessment under protest pursuant to Subsection B or C of this Section or file a rule to set bond or other security pursuant to Subsection F of this Section but need not ~~file~~ **bring** an additional ~~suit~~ **action**. In such cases, the ~~tax~~ **amount** paid under protest or other security shall be segregated and held by the collecting officer or officers until the question of law involved has been determined by the courts, the Board of Tax Appeals, or finally decided by the courts on appeal, and shall then be disposed of as provided in the final decision of the Board of Tax Appeals or courts, as applicable.

(2) If the taxpayer prevails, the officer or officers shall refund such amount to the taxpayer with interest at the actual rate earned on the money paid under protest in the escrow account during the period from the date such funds were received by the officer or officers to the date of the refund. If the taxpayer does not prevail, the taxpayer shall be liable for the additional ~~taxes~~ **statutory impositions** together with interest at the rate set forth ~~above~~ **in R.S. 47:2127** during the period from the date the ~~taxes~~ **statutory impositions** were due under R.S. 47:2127 until the date the ~~taxes~~ **statutory impositions** are paid, or in the case of ~~taxes~~ **statutory impositions** paid under protest, until the date of the payment under protest.

F.(1) Notwithstanding any provision of law to the contrary, any taxpayer challenging the correctness or legality of any assessment whose remedy requires making a payment under protest pursuant to Subsection B or C of this Section may in the alternative comply with the provisions of this Subsection rather than making a payment under protest.

(2)(a)(i) On or before the date on which the ~~taxes~~ **statutory impositions** are due, the taxpayer challenging the legality of any assessment may file with the court or the Board of Tax Appeals a rule to set bond or other security, ~~which~~ **and give notice, at that time, of the filing of the rule to the collecting officer or officers in the parish or parishes in which the property is located. The rule** shall be set for hearing within thirty days of the filing of the rule to set bond or other security, and shall attach to the petition evidence of the taxpayer's ability to post bond or other security.

(ii) Within the deadline to appeal to the Board of Tax Appeals or district court pursuant to R.S. 47:1856, 1857, or 1998, the taxpayer challenging the correctness of any assessment may file with the court or the Board of Tax Appeals a rule to set bond or other security, which shall be set for hearing within thirty days of the filing of the rule to set bond or other security, and shall attach to the petition evidence of the taxpayer's ability to post bond or other security.

(b) The term "other security" as used in this Subsection shall include but not be limited to a pledge, collateral assignment, lien, mortgage, factoring of accounts receivable, or other encumbrance of assets.

(3) The court or the Board of Tax Appeals may order either the posting of commercial bond or other security in an amount determined by the court or the board to be reasonable security for the amount of unpaid ~~taxes~~ **statutory impositions** and interest demanded in the assessment or may order the taxpayer to make a payment under protest in an amount determined in its discretion to be reasonable security considering the amount of unpaid ~~taxes~~ **statutory impositions** and interest. The court or board may order that a portion of the unpaid ~~taxes~~ **statutory impositions** and interest be paid under protest and the balance secured by the posting of a bond or other security as provided in this Subsection.

(4) The posting of a bond or other security or the payment under protest shall be made no later than thirty days after the mailing of the notice of the decision of the court or the Board of Tax Appeals authorizing the posting of bond or other security or requiring that a payment under protest be made.

(5) If the taxpayer timely files the suit or any petition or rule referred to in this Subsection, no collection action shall be taken in connection with the assessment of ~~taxes and interest~~ **statutory impositions** that are the subject of the taxpayer's cause of action, unless the taxpayer fails to post bond or other security or make the payment under protest required by the court or board. The collector shall be permitted to file a reconventional demand against the taxpayer in the cause of action. A collector may procure an appraisal or conduct discovery concerning the value and validity of other security, as that term is described in Subparagraph (2)(b) of this Subsection, offered prior to the date for filing the collector's response or opposition to a rule set for hearing under this Subsection.

(6) To the extent not inconsistent with this Subsection, the nature and amount of the bond or security and the procedures for posting bond or providing other security shall be consistent with the provisions for providing security in connection with a suspensive appeal under the Code of Civil Procedure.

(7) This Subsection shall not apply to amounts of ~~tax~~ **statutory impositions** that are not in dispute and are not the subject of a correctness or legality challenge.

§2135. Acceptance of pro rata **ad valorem** taxes on property acquired by state from private owners

A. The tax collector is directed to accept the payment of pro rata **ad valorem** taxes on property purchased in full ownership for rights-of-way or other purposes by the state of Louisiana or any of its political subdivisions and more particularly the Department of Transportation and Development, for the period of time for which the liability for **ad valorem** taxes have been due by the private owner or owners of the property.

B. The tax collector is authorized to accept the payment of the pro rata **ad valorem** taxes on property, regardless of whether the tax roll has been filed.

C. Notwithstanding any other provisions of law to the contrary, when property becomes exempt from ad valorem taxation due to an act of donation, the pro rata share of ad valorem taxes for the year in which the act of donation is made shall be due and payable by the donor. The pro rata share of ad valorem taxes shall be calculated and adjusted in accordance with R.S. 47:2135 through 2137. The public entity donee, whether the state of Louisiana or any of its legal subdivisions or entities thereof, shall be responsible for notifying the proper assessor and the ~~Louisiana Tax Commission~~ **commission** in order to properly carry out the intent and purposes of this Subsection.

§2136. Duty of assessors and ~~tax commission~~ **Louisiana Tax Commission** to amend tax roll to conform to proration of **ad valorem** taxes

All assessors throughout the state of Louisiana and the ~~Louisiana Tax Commission~~ **commission** are authorized and directed to adjust and amend all tax rolls and records within their respective offices in order to properly carry out the intent and purposes of R.S. 47:2135 through 2137.

§2137. Computation of proration; placing of property on exempt roll

The proration of **ad valorem** taxes shall be computed to the closest half month or fifteen-day period to the date of the transfer of title to property from private to public ownership, and the assessor shall place the property on the exempt tax roll.

* * *

§2140. Time period in which to conduct movable property tax sales

Once three years, after December thirty-first of the year in which statutory impositions are due have passed, except for adjudicated property, no tax sale of movable property shall be conducted with regard to statutory impositions, provided that the time period shall be suspended by the pendency of any suit which prevents the collection of the statutory impositions, and the time of the suspension shall be excluded from the computation of the three years.

* * *

§2151. Transfer after tax roll delivered

A sale, pledge, mortgage, **lien,** or other alienation or encumbrance of property made after the tax roll has been delivered to the tax collector shall not affect the ~~taxes~~ **statutory impositions** assessed on the property or ~~the sale of the~~ **any tax lien on the** property to enforce collection of delinquent ~~taxes~~ **statutory impositions**.

§2151.1. Time period in which to conduct an immovable property tax lien auction

Once three years, after December thirty-first of the year in which statutory impositions are due have passed, no tax lien auction shall be conducted with regard to statutory impositions, provided that the time period shall be suspended by the pendency of any suit which prevents the collection of the statutory impositions, and the time of the suspension shall be excluded from the computation of the three years. The sale of a tax lien auction certificate issued in the name of the political subdivision shall not be considered a tax lien auction.

* * *

§2153. Notice of delinquency ~~and tax sale~~**; tax lien holder; tax lien auction**

A.~~(1)(a)~~ No later than the first Monday of February of each year, or as

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

soon thereafter as possible, the tax collector shall send a written notice by certified mail, return receipt requested, to each tax notice party when the tax debtor has not paid all the statutory impositions ~~which have been~~ assessed on immovable property **for the previous year.**~~, notifying the person that the statutory impositions~~ **The notice shall inform the tax notice party that if the statutory impositions** ~~on the immovable property shall be~~ **are not** paid within twenty days after the sending of the notice**,** or as soon thereafter before the tax ~~sale~~ **lien auction** is scheduled, ~~or that tax sale title to the property will be sold according to law.~~ **the tax collector shall advertise for sale by public auction the delinquent obligation and the lien and privilege securing it, and that the tax collector shall issue in favor of the winning bidder and record in the mortgage records a tax lien certificate.** ~~After the property goes to tax sale and within ninety days of the expiration of the redemptive period, the tax collector shall provide written notice by first class mail to each tax notice party that tax sale title to the property has been sold at tax sale and that after the expiration of the redemptive period, the property cannot be redeemed.~~ The notice shall be sufficient if it is in the following form:

"Year	Ward	Sect.	Ass. #	Property #	Notice #

********PLEASE NOTE********	[NAME OF POLITICAL SUBDIVISION]
*By law your ~~taxes~~ **ad valorem taxes and other statutory impositions** are delinquent after December thirty-first. The law requires interest be charged as follows: A flat rate of one percent (1%) per month **on a non-compounding basis** on delinquent ad valorem taxes **and other statutory impositions.**	
*If monies for payment of **ad valorem** taxes **and statutory impositions** are in escrow, please forward tax notice to your mortgage company.	
*If a receipt is requested, enclose a self-addressed stamped envelope along with your payment.	
*Please notify the sheriff's office or the assessor's office with all address changes.	
*For questions about assessed value or millages contact: Assessor's Office: Property Tax Dept:	
*Payment may be made online at _____	
*[DATE OF NOTICE]. If **ad valorem** taxes **and statutory impositions** are not paid **in full** within twenty **(20)** days after this date, the ~~political subdivision~~ **tax collector** will proceed to ~~sell tax sale title to the property~~ **auction the tax lien for payment of taxes and other statutory impositions** at [list location of the tax ~~sale~~ **lien auction**] beginning on [list first day of sale] **and will issue a tax lien certificate in favor of the winning bidder. The tax lien certificate shall be prima facie evidence of the validity of the lien and privilege, and the assignment to the tax lien purchaser**. You will have the right to pay the amounts due until the day before the ~~actual sale~~ **auction**. If ~~tax sale title to the property is sold~~ **the tax lien is sold at auction**, you ~~will have three years [or other applicable redemptive period] from the date of the filing of the tax sale certificate in which to~~ **may** ~~redeem~~ **terminate** the ~~property~~ **lien** according to law, but in order to ~~redeem~~ **terminate**, you will be required to pay ~~a 5% penalty and 1% per month on the amounts past due~~ **the delinquent obligation, a five percent (5%) penalty and interest not to exceed the rate of one percent (1%) per month on a non-compounding basis computed on the amount paid at auction by the tax lien certificate purchaser,** together with other ~~costs~~ **amounts** in accordance with law. ***Until judgment of court is executed, the above-described tax lien auction shall not serve to terminate any ownership interest or right to possession you have in the property. During the termination period, the tax lien certificate holder may not subject you to any eviction proceeding and is not entitled to collect any lease or rental payments. Any attempt to do so is unlawful and will subject the lien holder to penalty by law.**	

Total Assessed Value Tax Distributions	Millages	Homestead Exemption	Taxes and other Statutory Impositions Due	Assessment Information
[add taxing districts]			[add amount of tax due each district]	Total Assessed Value
				Property Description
Total Statutory Impositions Due				
Interest				
Costs				
Total				

[Name of Tax Collector and Address]

Total Statutory Impositions Due	
Interest	
Cost	
Total	

[Tax Collector Name]

YEAR	WARD	SECT	ASS.#	PROPERTY	NOTICE #

Name of Tax Debtor
[address]_____
Make checks payable to: _____ [Tax Collector Name]
Mail this portion of tax bill and payment to:_____ [address]"

~~(b) Nothing in this Section shall be construed to prohibit the tax collector from sending more than one notice.~~

~~(c)(i)If the written notice by certified mail is returned for any reason, the tax collector shall demonstrate a reasonable and diligent effort to provide notice of the tax sale to the tax debtor. To demonstrate a reasonable and diligent effort, the tax collector shall attempt to deliver notice of the delinquent taxes and tax sale by first class mail to the last known address of the debtor and take any three of the following additional steps to notify the tax debtor:~~

~~(aa) Perform a computer search of digitized records and databases of the clerk of court or sheriff's office for addresses of other properties that may be owned by the debtor.~~

~~(bb) Contact the tax assessor of the parish in which the property is located for the addresses of other properties that may be owned by the debtor.~~

~~(cc) Examine the mortgage or conveyance records of the parish where the property is located to determine whether there are any other transactions pertaining to the property.~~

~~(dd) Attempt personal or domiciliary service of the notice.~~

~~(ee) Post the notice of tax sale at the property.~~

~~(ii) The notice of the tax sale shall be sent by certified mail or commercial courier to all addresses discovered through the steps set forth in this Subparagraph. The tax collector may recover all reasonable and customary costs actually incurred in complying with these steps.~~

~~(iii) Failure of the debtor to receive actual notice of the tax sale shall not affect the validity of the tax sale when the tax collector demonstrates a reasonable and diligent effort to provide notice of the tax sale as set forth in this Subsection. If the debtor is deceased, the notice of tax sale and the reasonable and diligent effort to provide notice of the tax sale shall be sufficient if to the succession representative, if applicable, or to a curator as provided by law.~~

~~(2)(a) No later than the first Monday of March of each year, or as soon thereafter as possible, the tax collector shall search the mortgage and conveyance records of tax sale eligible property to identify its tax sale parties.~~

~~(b) Prior to the tax sale, the tax collector shall send a written notice by certified mail, return receipt requested, to each tax sale party identified pursuant to Subparagraph (a) of this Paragraph. The notice shall advise the person that it is required that the statutory impositions on the immovable property be paid within twenty days after the sending of the notice or the tax sale title to the property will be sold according to law. This notice shall be sufficient if it is in the following form:~~

~~TAX SALE PARTY NOTICE OF TAX SALE~~
~~[Date]~~
~~[Name]~~
~~[Address]~~
~~[City], [ST] [Zip]~~

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

~~RE: Tax Bill Number:~~
~~Property: [Property Address]~~
~~[Description of Property Abbr]~~
~~YOU HAVE A PUBLICLY RECORDED INTEREST IN THE ABOVE REFERENCED PROPERTY. PLEASE READ THIS NOTICE CAREFULLY.~~
~~The property taxes for the above referenced property were not paid. In accordance with the notice requirement contained in Article VII, Section 25 of the Louisiana Constitution, you are hereby notified that if the delinquent property taxes are not paid within twenty days of the date of this notice, the property will be sold at tax sale in accordance with law.~~
~~AFTER THE EXPIRATION OF THE REDEMPTIVE PERIOD, THE PROPERTY CANNOT BE REDEEMED. CONTINUED POSSESSION OF THE PROPERTY DOES NOT EXTEND THE REDEMPTIVE PERIOD.~~
~~Please contact [name of tax collector] if you believe that you received this notice in error, have sold or transferred this property, or for further information or assistance.~~
~~Thank you,~~
~~Tax Collector of [name of political subdivision]~~
~~[Tax collector phone number]~~
~~THIS NOTICE CONCERNS ONLY THE PROPERTY DESCRIBED IN THE "REGARDING" PORTION OF THIS LETTER; the address of that property may or may not be the same as the mailing address of this notice.~~
~~If your recorded interest in this property is no longer valid or enforceable, you may remove it by visiting the office of the recorder of mortgages and conveyances located at [mortgage and conveyance office address].~~"

B.(1) If the certified mail sent to the tax debtor is returned for any reason, the tax collector shall resend the notice by first class mail and to "occupant" at the address listed and shall take additional steps to notify the tax debtor of the delinquent statutory impositions and pending tax lien auction, which shall include any three of the following:

(a) Review the local telephone directory or internet for the tax debtor.

(b) Contact the assessor for potential updated addresses or other properties assessed in the tax debtor's name.

(c) Examine the mortgage and conveyance records of the parish where the property is located to determine whether there are any other transactions pertaining to the tax debtor.

(d) Attempt personal or domiciliary service of the tax bill.

(e) Post a notice of the tax lien auction at the property.

(f) Perform a computer search of digitized records and databases of the clerk of court or sheriff's office for addresses of other properties that may be assessed in the tax debtor's name.

(2) The tax collector shall send the notice by first class mail to all addresses that the tax collector discovers pursuant to Paragraph (1) of this Subsection and reasonably believes may be valid addresses for the tax debtor.

(3) The tax collector may recover all reasonable and customary costs actually incurred in complying with Paragraphs (1) and (2) of this Subsection.

~~B.~~**C.**(1)(a) At the expiration of twenty days' notice, counting from the day when the last of the written notices are sent, or as soon thereafter as practicable, the tax collector shall proceed to publish a notice ~~to the tax debtors~~ of the delinquency and to advertise for ~~sale~~ **auction** the consolidated delinquent tax list under one form ~~two times within thirty days~~ in the official journal of the political subdivision. The publication and advertisement shall be sufficient if it is in the following form:

"DELINQUENT TAX **AND STATUTORY IMPOSITION** LIST

_____ vs. Delinquent Tax Debtors

(insert appropriate taxing bodies)

By virtue of the authority vested in me by the constitution and the laws of the State of Louisiana, I will sell **by public auction**, at _____, ~~within the legal hours for judicial sales~~ beginning at _____ o'clock a.m. on _____, the _____ day of _____, ____, and continuing on each succeeding legal day, until ~~said sales are~~ **the auction is** completed, ~~tax sale title~~ **the tax lien. I will issue in favor of the winning bidder and record in the mortgage records a tax lien certificate** to all immovable property on which taxes are now due to _____, to enforce collection of taxes (insert affected taxing bodies) assessed in the year ____, together with interest thereon from January 1, ____, at the rate ~~of~~ **not to exceed** one percent (1%) per month **on a non-compounding basis** until paid and all costs. The names of ~~said~~ **the** delinquent tax debtors, the amount of statutory impositions due, including any due for prior years, and the immovable property assessed to each ~~to be offered for sale~~ **for which a tax lien certificate will be issued** are as follows: (Insert names of delinquent tax debtors in alphabetical order, the amount of statutory impositions due, including any due for prior years on each specific piece of property, and the description of each specific piece of immovable property ~~to be offered for sale~~ **for which a tax lien certificate will be issued**.)

~~On the day of sale~~ **At the auction** I will sell ~~a tax sale title to such portions of the property as each tax debtor will point out and, in case the debtor will not point out sufficient property, I will at once and without further delay sell the least quantity as undivided interests of said property of any tax debtor which any bidder will buy for the amount of the statutory impositions for which the sale is made, together with interest and costs due by said tax debtor~~ **the tax lien to the winning bidder**. The ~~sale~~ **auction** will be ~~without appraisement,~~ for cash or other payment method acceptable to the tax collector, in legal tender money of the United States.~~, and the tax sale title to property sold will be redeemable at any time during the applicable redemptive period by paying the price given, including costs and five percent (5%) penalty thereon, with interest at the rate of one percent (1%) per month until redeemed.~~

At any time prior to the institution of an action to enforce the tax lien certificate, the tax lien certificate may be terminated by paying the price paid at auction together with interest at the rate established at the tax auction which shall not exceed one percent (1%) per month on a non-compounding basis computed on the amount paid at auction by the tax lien certificate purchaser until terminated, a penalty at the rate of five percent (5%), and costs reimbursable pursuant to R.S. 47:2156. The termination payment shall also include the amount of any subsequent parish and municipal statutory impositions paid by the tax lien certificate holder, together with the applicable five percent (5%) penalty and any applicable interest computed on the statutory impositions at a rate of one percent (1%) per month on a non-compounding basis.

(b) In addition to the notice required to be published pursuant to Subparagraph (a) of this Paragraph, the tax collector may elect to publish via the ~~Internet~~ **internet** the portion of the notification and advertisement that details the names of delinquent tax debtors, the amount of statutory impositions due, and the description of each specific piece of immovable property ~~to be offered for sale~~ **for which a tax lien certificate will be issued**. In the instance of using the ~~Internet~~ **internet** for the detailed listing of properties ~~offered for tax sale~~ **for which a tax lien certificate will be issued**, the tax collector shall provide, within the original printed notification or advertisement, the web address where the comprehensive list of **tax** debtors and properties ~~offered for sale~~ can be viewed.

(2) For the purpose of tax ~~sales~~ **lien auctions**, it shall be sufficient to advertise all property in the name of the tax debtor at the time the assessment was made.

(3) For the purpose of tax ~~sales~~ **lien auctions**, it shall be sufficient to assess**,** ~~and~~ describe**, and advertise** all property assessed in the following manner: by designating the tract or lot by the name by which it is commonly known, or by the number or letter by which it may be usually designated upon the regular ~~assessment~~ **tax** roll or upon an official or private plan or sketch or by giving the boundaries or the names of the owners upon each side, or by the dimensions or description or name given in the act transferring the ownership thereof, or by such other further description as may furnish the means of reasonable identification.

(4) No tax ~~sale~~ **lien auction** shall be set aside or annulled for any error in description or measurement of the property assessed in the name of the tax debtor, provided the property ~~sold~~ can be reasonably identified. ~~When advertisements are required to be made in relation to the sale of property for unpaid taxes, the advertisements shall be made in the English language only.~~ **No judgment annulling a tax sale or tax lien auction shall have effect until the price and all statutory impositions and costs are paid, however, this shall not apply to sales annulled because the taxes were paid prior to the date of sale.**

(5) ~~On the day of sale, the tax collector shall sell the portion of the property which the debtor points out. If the debtor does not point out any property or sufficient property, the tax collector shall sell immediately the least quantity of the property, determined by undivided interests, which any bidder will buy for the amount of taxes, interest, penalties and costs. Except as provided in R.S. 47:2196(D), the purchase price or bid price is the amount of taxes, interest, penalties and costs, and the bidding is by undivided interests with the initial bid being one hundred percent and thereafter declining from the initial bid. As an alternative to the procedure for bidding by undivided interest as provided by this Section, upon agreement between the tax collector and the local governing authority, any bidder may elect to bid down the five percent penalty, as provided for in Article VII, Section 25(B)(1) of the Constitution of Louisiana, in increments of one-tenth of a percent. The tax collector may determine and establish that the least quantity that can be sold by undivided interests is one percent or less of the whole. The tax sale shall convey, and the purchaser shall take, tax sale title in the undivided interest bid in the entirety of the property, or in the case of separate assessments for undivided interests in the property, tax sale title in the undivided interest bid in the entirety of the undivided interest, intended to be assessed and sold as it was owned by the delinquent tax debtor regardless of any error in the dimensions or description of the property as assessed and sold. The tax collector in the advertisement or tax sale may give the full description according to original titles.~~

~~(6) Except as otherwise provided in this Subpart, the tax sale shall be conducted in the manner provided by law for judicial sales. This provision shall not be construed to prohibit the tax collector from conducting the tax sale by using an online or electronic bidding process consistent with the law governing judicial sales.~~

~~(7) Except as otherwise provided in this Subpart, the tax sale shall be conducted in the manner provided by law for judicial sales.~~ The tax collector may require all registered tax ~~sale~~ **lien auction** participants to provide a deposit, not to exceed one thousand dollars, prior to the commencement of the tax ~~sale~~ **lien auction**. If a deposit is required, the deposit of the winning bidder shall be applied toward the sale price at the time of purchase. A deposit from a non-winning bidder shall be returned or refunded to the depositor ~~within~~ **no later than** fourteen days ~~of~~ **after** the close of the ~~sale~~ **auction**. The deposit shall be made in a form approved by the tax collector.

~~C.(1) In the absence of actual notice of the sale to a tax sale party, including a transferee, or the demonstration of a reasonable effort to provide notice, where the name and address of the tax sale party were reasonably ascertainable or where the transfer was recorded after the tax collector completed his pre-sale tax sale party research, the tax collector shall cancel the sale of the property and refund the tax sale purchaser the tax sale purchase price.~~

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

~~(2) For each transferred property upon which a tax sale is cancelled pursuant to Paragraph (1) of this Subsection, the tax collector shall send the transferee a tax notification, inclusive of tax sale costs accrued.~~

D. The failure of the tax collector to properly advertise the tax lien auction as specified in this Section shall not be a basis to nullify the tax lien auction under R.S. 47:2286.

§2153.1. Exclusion of certain delinquent obligations from tax lien auction

Delinquent obligations related to immovable property encumbered by a tax lien certificate issued to and held by a political subdivision may be excluded from a tax lien auction at the election of the political subdivision. As soon as practical after being directed by the political subdivision to exclude a delinquent obligation from the tax lien auction, the tax collector shall file a tax lien certificate in favor of the political subdivision in the mortgage records.

§2154. Tax ~~sales~~ **lien auctions**; time of ~~sale~~ **auction**; price

A. The tax collector shall ~~seize, advertise and sell tax sale title to the property or an undivided interest therein upon which delinquent taxes are due,~~ **advertise for sale by public auction the tax lien evidencing delinquent obligations** on or before May first of the year following the year in which the taxes were assessed, or as soon thereafter as possible.

B. The tax ~~sale~~ **lien auction** shall be conducted on any weekday ~~within the legal hours for judicial sales,~~ with bidding opening not earlier than 8:00 a.m. and closing no later than 8:00 p.m. If a tax ~~sale~~ **lien auction** is conducted by using an online or electronic bidding process that is conducted over the course of multiple days, bids may be placed on any day at any time on any ~~sale property~~ **tax lien** upon which bidding has not closed, provided that all ~~sales of property close~~ **bidding closes** on a weekday within the ~~legal~~ hours ~~for sale as~~ prescribed in this Subsection. **Any bid received prior to the opening of the auction shall be null and void.**

C. ~~The price shall be the amount of statutory impositions due on the property, costs, and interest.~~ **The opening bid shall be for the statutory impositions due on the property, together with any applicable costs and interest at the rate of one percent (1%) per month on a non-compounding basis from the day after the due date until the date of the auction. The bidders may submit bids reducing the amount of monthly interest to be assessed on the amount paid at the tax lien auction in increments not less than one-tenth of a percent (0.1%). However, the lowest interest rate that can be bid is seven-tenths of one percent per month on a non-compounding basis. The winning bid shall be that which requires the assessment of the lowest interest to be assessed against the amount paid at the tax lien auction. If multiple bidders offer the same lowest interest, then the winner shall be the first to submit the bid.**

D. The tax collector shall file in the mortgage records of the parish in which the property is situated a tax lien certificate in favor of the winning bidder or if no bidder, in favor of the political subdivision. The tax collector shall deliver a certified copy of the tax lien certificate to the winning bidder. The tax lien certificate shall be prima facie evidence of the validity of the lien and the assignment to the person named thereon.

E. The amount owed to the tax lien certificate holder for the delinquent obligation shall be secured by a tax lien on the immovable property described in the tax lien certificate. This lien shall have priority over all mortgages, liens, and privileges encumbering the property, but all tax lien certificates issued by the tax collector or other tax collectors shall be ranked equally with each other.

F. The tax lien certificate shall be filed no later than thirty days after the conclusion of the tax lien auction. The recording cost due to the clerk of court shall be included in the opening bid.

§2155. Tax ~~sale~~ **lien** certificate

A. The tax collector shall authenticate and file in accordance with law, in person or by deputy, in the political subdivision's name, a tax ~~sale~~ **lien** certificate to ~~purchasers of any property to which tax sale title was sold for taxes~~ **the winning bidder, or in the event of no bidder to the political subdivision**, in which ~~he~~ **the tax collector** shall relate in substance a brief history of the proceedings had, ~~shall~~ describe the property, state the amount of the ~~taxes, interest, penalties, and costs and the bid made for the property~~ **statutory impositions and costs, the monthly interest rate, the penalty assessed at auction**, and**, if applicable,** the payment made to him in cash, cashier's check, certified check, money order, credit card, or wire transfer, or other payment method~~, shall sell tax sale title, and shall conclude the sale with the statement that the property shall be redeemable at any time during the applicable redemptive period beginning on the day when the tax sale certificate is filed with the recorder of conveyances in the parish in which the property is located~~. **The tax collector shall deliver a tax lien certificate to the winning bidder, or if no bidder, the political subdivision, and shall conclude the auction with the statement that the statutory impositions, together with interest, penalties, and costs may be paid at any time prior to the expiration of thirty days after service of a petition to enforce the tax lien certificate.** The tax ~~sale~~ **lien** certificate shall contain the full name and address of the tax ~~sale purchaser~~ **lien certificate holder**. The ~~tax sale~~ certificate shall be sufficient if it is in the following form:

"Tax ~~Sale~~ **Lien** Certificate
[Name of Political Subdivision]
v.
[Name of Tax Debtor]
State of Louisiana
Parish of _____
City of _____
To: _____

~~BE IT KNOWN AND REMEMBERED that,~~ **On this _____ day of 20___**, I, [Name of tax collector], Tax Collector in and for the [Name of political subdivision], in the name of the [name of political subdivision], and by virtue of the authority in me vested by the constitution and laws of the State of Louisiana and in pursuance of the requirements of those laws, having mailed and published the notice required by law and having strictly complied with each and every requirement of the laws relating to delinquent ~~taxes and tax debtors and to seizures, advertisements, and sale of tax sale title to~~ **statutory impositions did sell by public auction the tax lien, evidenced by this tax lien certificate, for** the property **described below.** ~~in full, did in the manner prescribed by law, advertise and list in [name of appropriate journal for legal notices] the property to be sold for delinquent property taxes with interest and costs for the year(s) of _____ in the [place of sale] on [dates of publication], beginning at ten o'clock A.M., giving notice in the issues of the newspaper and in said list as advertised the following described immovable property appearing in the name of _____~~

To-wit:
Ward_____ Section No. _____ Taxes $_____
Assessment No._____ Interest _____
Penalties _____
Costs _____
Total _____
Property description: _____

~~And on said [date], after beginning but not completing said list, I continued the same within legal hours each succeeding legal day offering tax sale title to said property for sale at public auction in the manner required by said laws and the whole or the undivided interest of the tax debtor therein being the smallest amount of said property that any bidder would buy and pay the taxes and costs, and~~ [Name **and address** of Purchaser] being the **winning** bidder, **and having bid the interest rate of _____%,** and having complied with the terms of ~~sale,~~ **the auction, is issued a tax lien certificate for the property, which shall be prima facie evidence of the validity of the lien, and the assignment to [Name of Purchaser]. This tax lien certificate entitles him or his successors or assigns to be paid the termination price. He or his successors or assigns shall also be entitled to amounts paid by the certificate purchaser subsequent to the auction as provided by law.** ~~became the purchaser of tax sale title to the whole of the property or the undivided interest of the tax debtor therein.~~

NOW, THEREFORE, all the formalities of the law having been complied with, I [Name of Tax Collector], Tax Collector for ~~said~~ **the** [Name of Political Subdivision], by virtue of the authority in me vested by the laws of the State of Louisiana do by these presents ~~sell~~ **issue** and transfer unto [Name and Address of Purchaser], ~~tax sale title~~ **this tax lien certificate** to **the above-described** property ~~or the undivided interest of the tax debtor therein last above described~~ with all the improvements thereon. ~~The tax debtor or any person interested personally or as heir, legatee, creditor, or otherwise, shall have the right to redeem the property for the period of three years [or other redemptive period] from the date of filing of this tax sale certificate. The redemption may take place by paying the price given including costs and five percent penalty thereon with interest at the rate of one percent per month until the redemption.~~ **Any person may cause the tax lien certificate to be terminated by paying the termination price.**

IN TESTIMONY WHEREOF, I have hereunto signed my name officially at _____, Parish of _____, in the presence of the two undersigned competent witnesses, who also signed on this _____ day of _____, 2____.

Witnesses:
_____ _____
Printed Name:[Name of Tax Collector]
_____
_____ [Name of Political Subdivision]
Printed Name:
By:_____

B. A certified copy of the tax ~~sale~~ **lien** certificate is prima facie evidence of the regularity of all matters regarding the tax ~~sale~~ **lien auction** and the validity of the tax ~~sale~~ **lien auction**.

C. ~~The tax sale certificate contemplated by this Section is a tax deed for purposes of Article VII, Section 25 of the Louisiana Constitution.~~ **The lien and privilege evidenced by the tax lien certificate shall prescribe seven years from the date the tax lien certificate is recorded in the mortgage records of the parish in which the property is located. Prescription shall be suspended during any period in which the tax lien certificate is issued to and held by a political subdivision. A tax lien certificate holder may cause prescription to be suspended while enforcement of the tax lien certificate is prohibited by a bankruptcy stay by recording notice of the pendency of the bankruptcy action in the mortgage records in the parish in which the property is located. Upon expiration of this time period, the recorder of mortgages shall cancel the inscription of the tax lien certificate from the records upon request of an interested party. No action to collect the delinquent obligation or enforce the lien and privilege may be instituted more than seven years after the recordation of the tax lien certificate. This period shall be peremptive. An action instituted after the expiration of the peremptive period may be dismissed on the court's own action.**

§2156. Post-~~sale~~ **tax lien auction** notice

A. ~~Within the applicable redemptive period, the tax sale purchaser may send a written notice to any or all tax sale parties notifying the parties of the sale. The notice shall provide full and accurate information necessary to contact the tax sale purchaser, including the name, physical address, and telephone number of the purchaser. It shall be accompanied by a copy of the tax sale certificate received by the tax sale purchaser under the provisions of~~

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

~~this Part and copies of the documents that the purchaser received with that sale. The notice shall inform the tax sale parties that the failure to redeem the property prior to the expiration of the applicable redemptive period will terminate the right to redeem the property, and the purchaser will have the right to seek confirmation of the tax title and take actual possession of the property. The notice shall be sufficient if it is in the form set forth in Subsection B of this Section.~~ **The tax lien certificate holder shall use reasonable diligence to determine the name and current address of each tax auction party whose interest will be terminated by an action brought pursuant to the provisions of R.S. 47:2266.1.**

B.~~(1)(a) For each property for which tax sale title was sold at tax sale to a tax sale purchaser, each collector shall within thirty days of the filing of the tax sale certificate, or as soon as practical thereafter, provide written notice to the following persons that tax sale title to the property has been sold at tax sale. The notice shall be sent by postage prepaid United States mail to each tax notice party and each tax sale party whose interest would be shown on a thirty-year mortgage certificate in the name of the tax debtor and whose interest was filed prior to the filing of the tax sale certificate.~~

~~(b) For each property for which tax sale title was sold at tax sale to a tax sale purchaser, the tax collector shall within ninety days of the expiration of the redemptive period provide written notice to each tax notice party that tax sale title to the property has been sold at tax sale. The notice shall be sent by first class mail. The notice shall be sufficient if it is in the form set forth in Paragraph (2) of this Subsection.~~ **No more than three hundred sixty-five days but no fewer than one hundred eighty days before bringing an action pursuant to R.S. 47:2266.1, the certificate holder shall send notice to each tax auction party discovered pursuant to Subsection A of this Section. If the tax auction party is a mortgage holder, notice shall be provided by certified or registered mail or commercial courier, as defined in Code of Civil Procedure Article 1313.**

~~(2)~~**C.** The notice ~~shall specify the property upon which the taxes are delinquent, the amount of taxes due, and the manner in which the property shall be redeemed and~~ **required pursuant to Subsection B of this Section** shall be sufficient if in the following **or a substantially similar** form:

"[Date]
[Name Tax Debtor]
RE: Property No. _____
Ward ___ Section No. ___ Assessment No. _____
Subbed. _____ Lot _____
~~Dear Sir/Madam,~~
~~This is an important notice. Please read it carefully. We are writing to inform you that the property taxes for the above noted property were not paid, and tax sale title to the property was sold to a tax sale purchaser for delinquent taxes for the year(s) _____. You may redeem this property within three years [or other applicable redemptive period] from _____ by paying to the [name of tax collector] the following amount due stated in or enclosed with this document. The redemptive period will expire _____. Under some circumstances, the third party buyer may be entitled to take actual possession and full ownership of the property after this time.~~
~~After the expiration of the redemptive period the property cannot be redeemed. Continued possession of the property does not extend the redemptive period.~~
~~Please contact the [name of tax collector] if you believe that you received this notice in error, have sold or transferred this property, or for further information and assistance.~~
~~[Tax collectors or name of political subdivision/name of tax sale purchasers]~~
~~This notice concerns only the property described in the "regarding" portion of this letter; the address of that property may or may not be the same as the mailing address of this notice. Please contact our office if you feel that you received this notice in error. The taxes are now assessed in the name of the tax sale purchaser, but will continue to be due as in the past.~~
~~[Enclose or list the amount of statutory impositions due]~~"

THIS IS AN IMPORTANT NOTICE. This is to advise you that a tax lien certificate for the above property was issued to _____ who paid the tax collector ad valorem taxes, other statutory impositions, and costs due and owing for the year(s) _____.

Research indicates that you may have an ownership interest in, or mortgage, lien, privilege, or other interest in the property described above. Sender intends to bring an action to enforce its rights as a certificate holder that may result in the seizure and sale of the property including your interest.

The tax lien certificate was issued to the tax lien certificate holder who by law is entitled to receive payment of the lien on the property. At the expiration of three years from recordation of the tax lien certificate, the tax lien certificate holder may bring an action under ordinary process to recognize the delinquent obligation evidenced by the tax lien. Thereafter, the tax lien certificate holder may seek the seizure and sale of the property described above. The delinquent obligations will include reasonable costs and attorney fees incurred by the tax lien certificate holder and you will have thirty days to terminate the lien once you are served with the citation and petition in the suit. Thereafter, the tax lien certificate may be terminated only by voluntary action of the tax lien certificate holder or by order of the court.

The tax lien certificate and the debt it secures may be terminated by delivering the termination payment to the tax collector. As of [insert date no more than 15 days prior to the notice], the termination payment is [insert termination payment] plus the costs and fees incurred by the tax lien certificate holder related to delivery of notice pursuant to R.S. 47:2156, which costs and fees shall not exceed $500. The termination payment will continue to accrue interest until paid in full.

[It is recommended that a schedule of reasonable estimates of termination payments for each of the next six months be included.]

D. Upon issuance of the notices required by this Section, the tax lien certificate holder shall submit an affidavit of costs and fees to the tax collector attesting to the costs incurred including title research fees, postage, and administrative fees, which shall not exceed five hundred dollars.

~~C.(1) For each property adjudicated to a political subdivision at a tax sale, each collector shall, within thirty days of filing of the tax sale certificate, or as soon as practical thereafter, provide written notice to the following persons that tax sale title to the property has been sold at tax sale. The notice shall be sent by postage prepaid United States mail to each tax notice party and each tax sale party whose interest would be shown on a thirty-year mortgage certificate in the name of the tax debtor and whose interest was filed prior to the filing of the tax sale certificate.~~

~~(2) The notice shall specify the property upon which the taxes are delinquent, the amount of taxes due, and the manner in which the property shall be redeemed and shall be sufficient if in the following form:~~

~~"[Date]~~
~~[Name of Tax Debtor]~~
~~RE: Property No. _____~~
~~Ward ___ Section No. ___ Assessment No. _____~~
~~Subbed. _____ Lot _____~~
~~Dear Sir/Madam,~~
~~This is an important notice. Please read it carefully. We are writing to inform you that the property taxes for the above noted property were not paid, and tax sale title to the property was sold to [name of political subdivision] for delinquent taxes for the year(s) _____. You may redeem this property within three years [or other applicable redemptive period] from _____ by paying to the [name of tax collector] the amount due stated in or enclosed with this document. The redemptive period will expire _____. Under some circumstances, the [name of political subdivision] may be entitled to take actual possession and full ownership of the property or otherwise sell a full ownership interest in the property. After the expiration of the redemptive period, your rights to redeem may be limited. Continued possession of the property does not extend the redemptive period.~~
~~Please contact the [name of tax collector] if you believe that you received this notice in error, have sold or transferred this property, or for further information and assistance.~~
~~[Tax collectors or name of political subdivision/name of tax sale purchasers]~~
~~Payment shall be made with cashier's check or money order.~~
~~This notice concerns only the property described in the "regarding" portion of this letter; the address of that property may or may not be the same as the mailing address of this notice. Please contact our office if you feel that you received this notice in error. The taxes are now assessed in the name of the tax sale purchaser, but will continue to be due as in the past.~~
~~[Enclose or list the amount of statutory impositions due.]"~~

~~D. If the tax sale party is deceased, the notice to a tax sale party provided for pursuant to this Section shall be sufficient if made to the succession representative, if applicable, or to a curator as provided by Code of Civil Procedure Article 5091.~~

* * *

§2158. ~~Writ of possession~~ **Repairs**

A. ~~When necessary to comply with an order of a political subdivision for the purpose of enforcing property standards, upon the presentation of the order and a certified copy of a tax sale certificate for immovables to a judge of a competent jurisdiction (determined by the value of the immovables described and not the amount of the taxes), the judge shall grant ex parte an order of seizure and possession, commanding the sheriff to seize the property and place the purchaser in actual possession. A writ of possession shall be issued by the clerk, but the purchaser may take actual possession without the order with the consent or acquiescence of the tax debtor or otherwise, provided no force or violence is used.~~ **When authorized in a notice or order of a political subdivision charged with the enforcement of property standards or by a court of competent jurisdiction, as determined by the value of the immovable property described and not by the value of the delinquent statutory impositions, a tax lien certificate holder may make necessary repairs that are required to comply with a notice or order of a political subdivision charged with enforcement of property standards. The tax lien certificate holder who undertakes repairs shall have the rights and duties of a manager pursuant to Civil Code Arts. 2292 through 2297.**

B. The ~~purchaser~~ **tax lien certificate holder** shall have a privilege on the **immovable** property for the costs of complying with the order of the political subdivision. To preserve this privilege, the ~~purchaser~~ **tax lien certificate holder** shall file ~~the writ of possession with the recorder of mortgages~~ **in the mortgage records** of the parish in which the property is located ~~within fifteen days after its issuance. The effect of recordation shall cease one year after the date of filing the writ of possession, unless~~ a statement of privilege ~~referencing the writ and~~ detailing the ~~costs is filed with the recorder of mortgages before the expiration of one year from the date of filing the writ. In this case, the effect of recordation shall cease one year after the date of filing the statement of privilege, unless a suit to enforce the privilege and a notice of lis pendens is filed with the recorder of mortgages prior to the cessation of the effects of recordation.~~ **expenses incurred in complying with the notice or order not later than fifteen days after satisfaction of the requirements of the order. The tax lien certificate holder shall send a copy of the statement of privilege to the debtor.**

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

The privilege shall terminate five years after the recordation of the statement of privilege.

C. The expenses incurred in complying with the order and recording the privilege shall be recoverable by the certificate holder only if the tax lien certificate holder satisfies the requirements of Subsection B of this Section.

D. If termination of the lien occurs before the tax lien certificate holder files a statement of privilege in the mortgage records, the tax lien certificate holder shall subsequently record the statement and the tax debtor shall be required to reimburse the tax lien certificate holder the costs outlined therein.

§2158.1. Prohibition of certain actions; exceptions

A. A tax debtor who is the owner of and who is residing in the ~~tax sale~~ property shall not be subject to any eviction proceeding or to a writ of possession ~~pursuant to R.S. 47:2158 during the redemptive period~~ **prior to the conclusion of a sale pursuant to a writ of fieri facias following the conclusion of an action instituted pursuant to R.S. 47:2266.1**.

B. The acquiring person shall not be entitled to or charge any rental or lease payments to the owner or occupants and shall not place any constructions on or make any improvements to the ~~tax sale property during the redemptive period~~ **immovable property subject to the tax sale, tax auction, or tax lien certificate, until the acquiring person has been granted the right to possess the property under the law in effect at the time the acquiring person obtained its interest in the immovable property**. An acquiring person who violates the provisions of this Section shall be subject to a penalty of five percent of the price paid by the acquiring person for tax title **or tax lien certificate** and five percent of any amounts paid by the tax debtor who is the owner of and who is residing in the ~~tax sale~~ property for rental or lease payments. The penalty shall accrue from the time the acquiring person took possession of the property until the time the property is redeemed. ~~Furthermore, nothing~~ **Nothing** in this Section shall be construed to limit the rights of a tax debtor who is the owner of and who is residing in the ~~tax sale~~ property to recover rental or lease payments paid to an acquiring person in violation of the provisions of this Section.

C. The provisions of this Section shall not limit the rights of a person who acquires the property at a judicial sale conducted pursuant to a writ of fieri facias, writ of seizure and sale, or other court order, or to a successor in interest to such a person.

§2159. Request for notice

Any person may request that all notices that are sent to a tax debtor also be sent to the requesting person by sending a written notice to the appropriate tax collector listing the name of the tax debtor, a legal description of the property, and the address to which the notice is to be sent. The person requesting notice shall also pay a reasonable sum not to exceed twenty dollars to the tax collector to defray the cost of providing the notice. A mortgage holder who has requested notice and paid the fee shall receive notices until such time that the tax collector receives notice of the cancellation of the mortgage inscription. **For any other person, this request shall be valid for the current tax year only. Upon request, the tax collector shall inform the tax lien certificate holder of any person or entity requesting notice in accordance with the provisions of this Section.**

§2160. Tax ~~sale title~~ **lien certificate**; effect on other statutory impositions

~~Tax sale title~~ **A tax lien certificate** to property shall not affect, invalidate, or extinguish the claim of another political subdivision for the ~~taxes~~ **statutory impositions** due on the property that were not included in the bid price.

§2160.1. Subsequent statutory impositions

A. After a tax lien auction and issuance of a tax lien certificate, all subsequent statutory impositions on the property shall, continue to be assessed to and paid by the tax debtor.

B.(1) If the statutory impositions remain unpaid by the tax debtor by the date on which the statutory impositions become delinquent, the tax lien certificate holder may pay the statutory impositions. Upon request, the tax collector shall provide a copy of the tax bill to the tax lien certificate holder unless the tax amount due is available online.

(2) A tax lien certificate holder who pays statutory impositions on behalf of a tax debtor pursuant to this Subsection shall be entitled to collect a five percent penalty and interest on the amount paid at the rate of one percent per month on a non-compounding basis in accordance with the provisions of R.S. 47:2127.

(3) If a subsequent statutory imposition is paid by the tax lien certificate holder after the tax lien is terminated, the tax collector shall issue a refund of the subsequent statutory imposition within thirty days of written demand being made by the tax lien certificate holder.

* * *

§2162. Purchase by tax collectors and assessors at tax ~~sale~~ **lien auction** forbidden

The tax collector or tax assessor for the political subdivision, or any other person acting on behalf of the political subdivision whose duties are to assess or collect ad valorem taxes for the political subdivision, shall not buy, either directly or indirectly, any ~~property or tax sale title sold or offered for sale for ad valorem taxes imposed by that political subdivision~~ **delinquent obligation**. The ~~sale~~ **tax lien auction** shall be subject to an action for nullity except that the violation of this Section shall not be a cause for annulling the ~~sale~~ **tax lien auction** if the property or tax ~~sale title~~ **lien certificate** has been sold by the violator, his successor, or assigns to a person who purchased the property in good faith by onerous title. In addition to any other penalties provided by law for violation of this Section, the violator shall **forfeit the price paid at the tax lien auction in favor of the tax debtor and shall** disgorge any profits he has made, either directly or indirectly, to the tax debtor.

§2163. Purchase by co-owners

An owner or co-owner may pay the statutory impositions plus interest and costs due at the time of the tax ~~sale~~ **lien auction**. The purchase of ~~tax sale title to property at~~ a tax ~~sale~~ **lien** by an owner or ~~co-owner of~~ **other person holding an interest in** the property**, other than a tax lien certificate holder,** shall be deemed a ~~redemption~~ **payment to the tax collector of the delinquent obligation. A tax lien certificate issued in the name of the owner or a person holding an interest in the property, other than a tax lien certificate holder, shall not constitute a lien and privilege on the property**.

§2164. Tax lien certificates assignable; recordation

A tax lien certificate may be assigned by the tax lien certificate holder to any person not prohibited from purchasing the delinquent obligation by R.S. 47:2162. The assignment of a certificate issued to a political subdivision for less than the full amount of the delinquent obligation shall not be considered a donation of public property. Each assignment of a tax lien certificate shall be filed with the recorder of mortgages and notice delivered to the tax collector.

* * *

§2201. Ordinance; sale or donation of adjudicated property **or certain tax lien certificates; conversion of adjudicated property to tax lien certificates; sale of immovable property to enforce a tax lien certificate held by a political subdivision**

A. A political subdivision may adopt ordinances regarding the public sale or donation of adjudicated property **and the assignment of tax lien certificates issued to the political subdivision** that complies with R.S. 47:2202, 2203, and 2206. A public sale or donation of adjudicated property **or an assignment of a tax lien certificate issued to** ~~by~~ a political subdivision may be made by sale or donation of an individual tax parcel **or of an individual tax lien certificate**, or by sale or donation of multiple tax parcels **or of multiple tax lien certificates** as a whole.

B. A political subdivision may adopt ordinances which convert title to adjudicated property held by the political subdivision to a tax lien certificate issued to the political subdivision. The political subdivision shall file a tax lien certificate with the recorder of mortgages for the parish in which the property is located.

C. A political subdivision may adopt ordinances regarding the public sale of immovable property that is encumbered by a tax lien certificate which has been held by the political subdivision for not less than three years after the recordation of the tax lien certificate in the mortgage records of the parish in which the immovable property is located in order to satisfy the debt secured by the tax lien certificate and any other statutory impositions related to the property and due to any political subdivision.

§2202. Minimum bid prices; sale of adjudicated property**; sale of tax lien certificate issued to the political subdivision; sale of immovable property to enforce a tax lien certificate held by a political subdivision**

A.**(1)** The governing authority of each political subdivision may elect to set a dollar amount as a minimum bid for the public sale of adjudicated property, which shall be at least the total amount of statutory impositions, governmental liens, and costs of sale.

(2) The governing authority of each political subdivision may elect ~~also~~ to require an appraisal of adjudicated property to be sold at public sale. When the political subdivision elects to use the appraised value to establish a bidding floor instead of setting a dollar amount minimum bid as allowed by this Section, the political subdivision shall appoint a licensed appraiser to appraise and value the property. The minimum bid at the first public sale shall be at least two-thirds of the appraised value of the property. If the property fails to sell at the first public sale, the minimum bid at the second sale shall be one-third the appraised value of the property.

(3) ~~Alternatively, the~~ **The** governing authority of each political subdivision may elect to sell the adjudicated property at public sale to the highest bidder without setting a minimum bid or requiring an appraisal.

(4) The governing authority of each political subdivision may elect to set a minimum bid for the assignment of tax lien certificates issued to the political subdivision to be sold at a public sale.

(5) The governing authority of a political subdivision shall set a minimum bid for the sale of immovable property to enforce a tax lien certificate held by the political subdivision that is not less than two-thirds of the market value of the immovable property as established by the assessor.

* * *

§2203. Pre-bidding procedures; sale of adjudicated property**; assignment of certain tax lien certificates; sale of immovable property to enforce a tax lien certificate held by a political subdivision**

A. Initiation by political subdivisions. A political subdivision may provide by ordinance for the sale of adjudicated property**, sale of immovable property to enforce a tax lien certificate held by a political subdivision, or assignment of tax lien certificates issued to a political subdivision** at a public sale and may include the date for the sale in the ordinance. However, the date of the sale may be provided by a subsequent ordinance, or the date may be set administratively by the political subdivision.

B. Initiation by persons. (1) Whenever any person desires to initiate the public sale of adjudicated property**, sale of immovable property to enforce a tax lien certificate held by a political subdivision, or assignment of tax lien certificates issued to a political subdivision** and the political subdivision desires to sell, the person shall deposit an amount determined by the political subdivision to be sufficient to cover the expenses of the sale, including advertising, appraisals, and other costs associated with the sale.

(2) Should the depositor at the sale fail to be the highest bidder, the money

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

deposited shall be returned to him. However, if no one at the sale bids up to the minimum price provided in this Subpart, then the money shall be retained to pay the expenses of the sale, but any money remaining after the expenses are paid shall be returned to the depositor.

C. Advertisement. A public sale shall be advertised twice in the official journal for the political subdivision, once at least thirty days prior to the date of the public sale, and once no more than seven days prior to the date of the public sale. The advertisement shall provide for the minimum bid, the latest date written bids will be accepted, the time and date of in-person bidding, and any other terms of sale. However, if no minimum bid is set by the governing authority of the political subdivision on the adjudicated property **or assignment of a tax lien certificate issued to a political subdivision** to be sold at the public sale, the advertisement shall include a statement that no minimum bid is set and that the property shall be sold to the highest bidder.

§2204. Additional terms of ordinance; sale of adjudicated property**; sale of immovable property to enforce a tax lien certificate held by a political subdivision**

The ordinance allowing for the public sale of adjudicated property**, sale of immovable property to enforce a tax lien certificate held by a political subdivision, or assignment of a tax lien certificate issued to a political subdivision** may provide that the public sale may be subject to terms and conditions imposed by the political subdivision in the ordinance. The political subdivision may also authorize the sale of adjudicated property **or assignment of a tax lien certificate issued to a political subdivision** at public sale at a price determined by the highest bidder without setting a minimum bid or requiring an appraisal. An ordinance may provide that a subsequent ordinance is required to approve the sale.

* * *

§2206. Notice; sale or donation of adjudicated property

A.(1) Either the political subdivision or the acquiring person shall send a written notice notifying any tax sale party **or tax auction party** whose interest the successful bidder or donee intends to be terminated that the party has until the later of the following to redeem the property**, terminate the tax lien certificate,** or otherwise challenge in a court of competent jurisdiction the potential sale or donation:

(a) Sixty days from the date of the notice provided in this Subsection, if five years have elapsed from the filing of the tax sale certificate **or the tax lien certificate**, or six months after the date of the notice provided for in this Subsection, if five years have not elapsed since the filing of the tax sale certificate **or the tax lien certificate**.

(b) The filing of the sale or donation transferring the property.

(2) **If the written notice to any tax sale party or tax auction party is returned, the political subdivision or the acquiring person shall mail notice to the tax sale party or tax auction party at each address identified by taking additional steps to locate the tax sale party or tax auction party, which shall include at least three of the following:**

(a) Review the local telephone directory or internet for the tax sale party or tax auction party.

(b) Contact the assessor for potential addresses of the tax sale party or tax auction party.

(c) Examine the mortgage and conveyance records of the parish where the property is located to determine whether there are any other transactions pertaining to the tax sale party or tax auction party.

(d) Perform a computer search of digitized records and databases of the clerk of court or sheriff's office for addresses of properties that may be owned by the tax sale party or tax auction party.

(e) Search the business entity records of the Louisiana secretary of state or the equivalent records of the state in which an identified entity was formed or maintains its principal place of business.

(3) If this notice is given after the expiration of **three years from the recordation of the tax certificate or the tax lien certificate** ~~the applicable redemptive period~~, this notice shall constitute a notice of ~~sale~~ **intent to sell**. ~~The sending of this notice shall constitute service of the notice of sale under Article VII, Section 25 of the Louisiana Constitution.~~ The notice required by this Section shall be sufficient, and it shall not be necessary to determine whether notice of the tax sale or any other notice was given. The written notice shall be sufficient if it is in the following form:

"**This is an important legal notice.**

Please read it carefully. You will receive no further notice.

[Date]

[Name]

[Address]

[City], [ST] [Zip]

RE: Property: [Property Address]

[Description of Property Abbr]

Parish of _____ , State of Louisiana

Tax sale title to the above described property **or a tax lien certificate affecting the above described property** has been sold for failure to pay taxes. You have been identified as a person who may have an interest in this property.

Your interest in the property **will be terminated** if you do not redeem the property **or terminate the tax lien certificate** by making all required payments to the tax collector listed below or file a lawsuit in accordance with law within [60 days] [6 months] of the date of this notice, or the recording of an act transferring ownership, if later.

[Tax collector name, address, telephone number]"

B.(1) Either the political subdivision or the acquiring person shall cause to be published in the official journal of the political subdivision a notice that any tax sale party **or tax auction party** whose interest the successful bidder or donee intends to be terminated has, to redeem the property **or terminate the tax lien certificate**, until the later of:

(a) Sixty days, for property on which a tax sale certificate was ~~filed~~ **recorded** over five years previous of the first publication, or six months if the tax sale certificate was ~~filed~~ **recorded** less than five years before the first publication of the notice provided for in this Subsection.

(b) The ~~filing~~ **recording** of the sale or donation transferring the property.

(2) The publication shall be sufficient if it is in the following form:

"NOTICE

[Names of Tax Sale Parties]

THIS NOTICE BY PUBLICATION IS NOTIFICATION THAT YOUR RIGHTS OR INTEREST IN THE FOLLOWING DESCRIBED PROPERTY LOCATED IN _____, LOUISIANA MAY BE TERMINATED BY OPERATION OF LAW IF YOU DO NOT TAKE FURTHER ACTION IN ACCORDANCE WITH LAW:

[Brief legal description of property]

Improvements thereon bear Municipal No._____.

Tax sale title to the above described property **or a tax lien certificate affecting the above described property** has been sold for failure to pay taxes. You have been identified as a person who may have an interest in this property.

Your interest in the property **will be terminated** if you do not redeem the property **or terminate the tax lien certificate** by making all required payments to the tax collector listed below or file a lawsuit in accordance with law within [60 days] [6 months] of the date of the first publication of this notice, or the recording of an act transferring ownership, if later.

[Tax collector name, address, telephone number]"

C. The political subdivision or acquiring person ~~may~~ **shall** file with the recorder of mortgages of the parish in which the property is located a copy of one of the notices that was sent to the tax debtor or the current owner. A transfer, mortgage, lien, privilege, or other encumbrance filed after the filing of the notice shall not affect the property. The recorder of mortgages or recorder of conveyances shall cancel, erase, terminate, or release the acts upon the request of the acquiring person.

D. The notice requirements of this Section shall not apply to the assignment of a tax lien certificate issued to the political subdivision.

§2207. Sale or donation of adjudicated property; **sale of immovable property to enforce a tax lien certificate held by a political subdivision;** authentication; form

* * *

§2207.1. Assignment of tax lien certificate; authentication

Upon receipt of the price for the assignment of a tax lien certificate and the satisfaction of any terms or conditions required in the ordinance authorizing the assignment, the political subdivision shall authenticate the assignment of the tax lien certificate and file the assignment of the tax lien certificate with the recorder of mortgages of the parish in which the property is located.

§2208. Sale or donation of adjudicated property; **sale of immovable property to enforce a tax lien certificate held by a political subdivision;** affidavit

A. Contemporaneously with or subsequent to the filing of the sale or donation of adjudicated property **or the sale of immovable property to enforce a tax lien certificate held by a political subdivision**, the acquiring person, his successors, or assigns, ~~may~~ **shall** file with the recorder of mortgages of the parish in which the property is located an affidavit indicating how the tax sale parties **or the tax auction parties** whose interest the acquiring person, his successors, or assigns, intends to be terminated were identified, how the address of each tax sale party **or tax auction party** was obtained, how the written notice was sent, the results of sending the written notice, and the dates of publication. The affidavit ~~may~~ **shall** also contain a statement of the interest to which the purchaser or donee takes subject. The recorder of mortgages shall index the affidavit ~~only~~ under the names of the owner filing the affidavit and ~~the~~ **each** tax debtor, as mortgagors. The affidavit shall be sufficient if it is in the following form:

"AFFIDAVIT BY [NAME OF AFFIANT]	UNITED STATES OF AMERICA STATE OF LOUISIANA PARISH OF _____

This affidavit shall be indexed under each of the following names as mortgagor:

(a) [Name of owner causing the filing of the affidavit]

(b) [Name of **each** tax debtor]

(c) [Names of other tax auction parties]

BE IT KNOWN, on the _____day of_____ [MONTH], _____ [YEAR],

BEFORE ME, the undersigned notary public, duly qualified in and for the state and parish aforesaid, and in the presence of the undersigned competent witness, PERSONALLY CAME AND APPEARED:

_____ [name of affiant], major domiciliary of the Parish of_____, State of Louisiana ("affiant"), who, after being duly sworn, deposed and stated that on his personal knowledge:

1. Affiant personally examined [name of abstract] [title certificate] [the public records] (the "abstract") affecting the following described immovable property located in the Parish of _____, State of Louisiana (the

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

"property"):

[Legal description of property]

2. A review of the abstract by the Affiant revealed the following persons or entities with an interest in the property, which ~~such~~ interest ~~being~~ **is** listed beside the name:

Name	Interest in property	Recordation information

3. Affiant reviewed the documents listed in the abstract, the telephone book published by [name of telephone book publisher] for the Parish of _____ dated for use until [date], and utilized all the resources under [list other examination resources, including Internet search engines, if any], and the search revealed the following last known addresses for the persons listed in Item 2 above:

Name	Address

4. Affiant reviewed the records of the Louisiana Secretary of State and the secretary of state of the states set forth by the names of the entities listed below, and the search revealed the following addresses for the entities listed in Item 2 above:

Name	State	Address

5. Affiant caused to be sent a written notice notifying the persons or entities listed in Item 2 above at the addresses listed in Items 3 and 4 above. A sample of the form of the written notice is attached and satisfied R.S. 47:2206(A).

6. The method and results of the notifications set forth in Item 5 above are listed by name and address as follows:

Name	Method	Results

7. Notification was also published in [journal of general circulation for the political subdivision] on [list dates] [and was posted on the property]. The form of the publication is attached and satisfied R.S. 47:2206(B).

8. Pursuant to R.S. 47:2208(C), the following interests are cancelled, terminated, erased or released, as applicable, only insofar as they affect the Property:

Name of interest holder	Name of instrument	Recordation information

THUS DONE AND PASSED on the day, month and year set forth above, in the presence of the undersigned competent witness, who have signed their names with affiant, and me, Notary, after reading of the whole.

WITNESSES: AFFIANT:

_____ _____

Printed Name: _____ Printed Name: _____

_____

Printed Name: _____

_____

NOTARY PUBLIC

Printed Name:_____

Notary/Bar Roll No.:_____"

B. With respect to a sale, the filing of the affidavit provided in Subsection A of this Section shall operate as a cancellation, termination, release, or erasure of record of all statutory impositions of all political subdivisions then due and owing, of all governmental liens, and of all interests, liens, mortgages, privileges, and other encumbrances recorded against the property sold and listed in the affidavit.

C. With respect to a donation, the filing of the affidavit provided for in Subsection A of this Section shall operate as a cancellation, termination, release, or erasure of record of all statutory impositions of the donor political subdivision, and all other interests, liens, mortgages, privileges, and other encumbrances recorded against the property donated and listed in the affidavit, except governmental liens and statutory impositions of political subdivisions other than the donee political subdivision.

D. Upon filing of the affidavit, the recorder of mortgages or the recorder of conveyances shall treat **and mark** as canceled, terminated, released, or erased, all those liens, privileges, mortgages or other encumbrances canceled, terminated, released or erased under Subsection B or C of this Section, only insofar as they affect the property.

E. The owner filing the affidavit shall be liable to and indemnify the recorder of mortgages, the recorder of conveyances, and any other person relying on the cancellation, termination, release, or erasure by affidavit for any damages that they may suffer as a consequence of such reliance if the recorded affidavit contains materially false or incorrect statements that cause the recorder to incorrectly cancel, terminate, release, or erase any interest listed in the affidavit. The recorder of mortgages and the recorder of conveyances shall not be liable for any damages resulting to any person or entity as a consequence of the cancellation, termination, release, or erasure of any interest in compliance with this Section.

§2209. Sale or donation to tax ~~debtor~~ **sale party or tax auction party**

Notwithstanding any provision of law to the contrary, when a tax ~~debtor or an owner~~ **sale party or tax auction party** participates, directly or indirectly, in a post-adjudication sale or donation ~~during or subsequent to expiration of the redemptive period~~, **sale of immovable property to enforce a tax lien certificate held by a political subdivision, or assignment of a tax lien certificate,** it shall be treated as redemption **or termination of the tax lien certificate**, and the tax ~~debtor or owner~~ **sale party or tax auction party** shall be required to pay all taxes and costs in accordance with all laws applicable to redemptions **or terminations**. However, if the property is redeemed **or the tax lien certificate is terminated**, all mortgages, liens, privileges, and other encumbrances affecting the property prior to the sale shall remain in full force and effect with the same validity and priority as if the sale had not occurred.

* * *

§2211. Disposition of proceeds of sale of adjudicated property

~~Except as otherwise agreed by the holders of the statutory impositions and governmental liens, all proceeds from the sale of adjudicated property after deduction of the costs of the sale shall be paid pro rata to those holders, and any amount in excess of the costs, statutory impositions, and governmental liens shall be paid to the selling political subdivision.~~ **The proceeds of the sale of adjudicated property under prior law or the sale of immovable property to enforce a tax lien certificate held by a political subdivision exceeding the statutory impositions, other governmental liens, costs of the sale and other costs incurred by the political subdivision in holding and maintaining the property shall be held by the political subdivision for the benefit of persons holding an interest in the property for a period of one year from the date that notice is sent as provided by this Section. No later than thirty days after the date of the sale, the political subdivision shall notify each tax auction party of the excess funds being held for the benefit of persons holding an interest in the property. Any person holding an interest in the property may submit an application to receive that person's portion of the proceeds by submitting an affidavit to the political subdivision asserting the facts necessary to prove their interest in the property and the proportion of the proceeds to which they are entitled. If no application to receive the excess bid is received timely, the excess bid shall revert to the selling political subdivision.**

* * *

PART V. ~~REDEMPTIONS~~ **TERMINATION OF LIEN**

SUBPART A. GENERAL PROVISIONS

§2241. Redemptive period preemptive

All redemptive periods provided in the ~~Louisiana~~ Constitution **of Louisiana** shall be peremptive.

§2241.1. Redemptions made prior to January 1, 2026

Redemptions for tax sales which occurred or tax certificates issued prior to January 1, 2026, shall be made in accordance with the law in effect on December 31, 2025. For properties adjudicated to the state for tax years 1880 through 1973, redemptions shall be made through the register of the state land office.

§2242. Person entitled to ~~redeem~~ **terminate**

Any person may ~~redeem~~ **cause a** tax ~~sale title to property, but the redemption shall be in the name of the tax debtor~~ **lien certificate to be terminated. Except as necessary to allow the termination price to be considered a debt of the bankruptcy estate, neither a tax lien certificate holder nor a person causing a tax lien certificate to be terminated shall qualify as a creditor in the tax debtor's succession or business reorganization, liquidation, or receivership**.

§2243. ~~Redemption~~ **Termination** payments

~~Redemptions shall be made through the tax collector of the appropriate political subdivision, or in the case of properties adjudicated to the state for tax years 1880 through 1973, redemptions shall be made through the register of the state land office. Payment shall include all statutory impositions accruing before the date of payment with five percent penalty and simple interest accruing at one percent per month, as well as all other sums required to be paid pursuant to this Subpart. The tax collector shall promptly remit the redemption payment to the tax sale purchaser; the register shall promptly deposit the redemption payment in the state treasury.~~

A. If no action has been brought pursuant to R.S. 47:2266.1, the following rules shall apply:

(1) Any person may cause a tax lien certificate to be terminated by paying the termination price to the tax collector of the appropriate political subdivision.

(2) The tax collector shall remit the termination price to the certificate holder no later than thirty days after receipt of the termination price.

B.(1) The termination price shall include all of the following:

(a) The statutory impositions together with interest at a rate of one percent (1%) per month from the day after the due date to the date of the tax lien auction.

(b) A penalty at the rate of five percent (5%) calculated on the statutory impositions.

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

(c) The costs related to the auction and required notices incurred by the tax collector.

(d) The cost of preparing and recording the tax lien certificate.

(e) The cost of preparing and recording the termination certificate.

(f) Interest calculated on the amount paid at the tax lien auction at the rate established at auction or in the case of a tax lien certificate issued in the name of the political subdivision, interest calculated on the amount that would have been due at the tax lien auction at the rate of one percent per month on a non-compounding basis.

(g) The costs incurred by the tax lien certificate holder related to post-auction notices in an amount not to exceed five hundred dollars provided that an affidavit was submitted to the tax collector in accordance with R.S. 47:2156 prior to the termination payment being made.

(2) If the certificate holder has paid subsequent statutory impositions for the subject property, the termination price shall also include the amount of the subsequent statutory impositions, together with any applicable penalty, interest, and costs that may have accrued pursuant to this Part.

(3)(a) If the certificate holder has caused any tax lien certificates outstanding on the subject property to be terminated and such terminated tax lien certificate would not be perempted pursuant to R.S. 47:2155(C), the amount of such termination payments shall be included in the termination price, together with interest on the amount of the termination payments at the rate stated in the certificate calculated on a non-compounding basis.

(b) A certificate holder who terminates a tax lien certificate in accordance with Subparagraph (a) of this Paragraph shall notify the tax collector at the time of the termination of his status as the certificate holder. Interest shall not accrue pursuant to Subparagraph (a) of this Paragraph if the certificate holder fails to satisfy the requirements of this Subparagraph.

(4)(a) The tax collector shall not refuse to accept payment of the termination price due for an outstanding tax lien on the basis that one or more additional tax lien certificates or unsold statutory impositions remain outstanding with respect to the subject property.

(b) If there are multiple tax lien certificates outstanding with respect to the subject property and the amount paid to terminate is less than the amount necessary to terminate all terminable tax lien certificates outstanding, the tax collector shall apply the amount paid as directed by the payor, or if not directed by the payor, to the oldest terminable tax lien certificate outstanding.

C. If an action has been brought pursuant to R.S. 47:2266.1, termination shall be made in accordance with the provisions of that Section.

§2244. Additional payments to political subdivision

~~Payment also~~ **The termination payment** shall include the actual costs incurred by the political subdivision for preparation ~~and filing of redemption certificates, the cost of mail, notice, publication of notice, personal service of notice, appraisal, and costs associated with the determination of tax sale parties and their notification~~ **of the tax lien certificate, provision of the notice of the auction, provision of any post-auction notice, and recording costs**. However, the ~~actual cost of preparation and filing of redemption certificates~~ **total reimbursable costs** shall not exceed ~~two~~ **three** hundred dollars**, exclusive of filing and recording fees**. ~~The political subdivision may also require the payment of all amounts accrued under other governmental liens as of the date of payment.~~

§2245. ~~Redemption~~ **Termination of tax lien** certificate

Upon payment of ~~the redemption costs~~ **all amounts due pursuant to R.S. 47:2243 and 2244**, the tax collector shall issue a ~~redemption~~ **termination** certificate in the name of the tax debtor and file the ~~redemption~~ **termination** certificate in the appropriate ~~conveyance~~ **mortgage** records. ~~When a redemption certificate is issued by the register of the state land office pursuant to this Subpart, the person redeeming the property shall file the redemption certificate in the appropriate conveyance records of the parish wherein the property is located.~~ **Upon receipt of the termination certificate, the recorder of mortgages shall mark the tax lien certificate or tax lien certificates cancelled.** The ~~redemption~~ **termination** certificate shall be sufficient if it is in the following form:

"CERTIFICATE OF ~~REDEMPTION~~ **TERMINATION**

STATE OF LOUISIANA

PARISH OF _____

CITY OF _____

~~Having this day received from _____ the sum of _____ Dollars ($_____), being the full amount of taxes, costs, penalties, and interest, plus any subsequently paid taxes, accruing from that certain tax sale on the _____ day of _____, _____, for the delinquent [name of political subdivision] taxes for the year _____, assessed to _____ covering tax sale title to that certain immovable property located in the parish described as which property was adjudicated at said tax sale to _____.~~

~~NOW THEREFORE I, under the authority conferred on me by R.S. 47:2245, hereby certify said property as being redeemed to said tax debtor, or his successors in title, from any claims arising out of said tax sale.~~

~~DONE AND SIGNED at my office in _____, Louisiana this _____ day of _____, _____.~~

On this day, the undersigned received from _____ the full amount due under that certain tax lien certificate(s) related to delinquent statutory impositions to [name of political subdivision] for years _____ affecting the property described on Exhibit A, attached hereto and incorporated herein by reference.

NOW THEREFORE, I, under the authority conferred on me by R.S. 47:2245, hereby terminate each tax lien certificate hereinafter listed and direct and request the Clerk of Court and the Recorder of Mortgages for the Parish of _____ to cancel the following inscriptions:

Recorded in Mortgage Book _____, Page _____, Instrument No. _____, Registry No. _____.

Recorded in Mortgage Book _____, Page _____, Instrument No. _____, Registry No. _____.

Recorded in Mortgage Book _____, Page _____, Instrument No. _____, Registry No. _____.

Recorded in Mortgage Book _____, Page _____, Instrument No. _____, Registry No. _____.

DONE AND SIGNED at my office in _____, Louisiana this _____ day of _____, _____. ATTEST:

_____ _____

Printed Name:_____ [Name of tax collector] and Ex Officio Tax Collector

_____

Printed Name:_____"

SUBPART B. ~~ADJUDICATED PROPERTY~~ **PROPERTY RECEIVING NO BID**

§2246. ~~Statutory right to redeem adjudicated property~~ **Right to purchase a tax lien certificate issued to the political subdivision**

~~A. For property adjudicated to a political subdivision, after the expiration of the applicable redemptive period, any person may redeem tax sale title to property in the name of the tax debtor until any of the following shall occur:~~

~~(1) The later of sixty days or six months, as applicable, after the notice required by R.S. 47:2206, or the filing of the sale or donation transferring the property from the political subdivision pursuant to R.S. 47:2201 et seq.~~

~~(2) The granting of the order of possession pursuant to R.S. 47:2232.~~

~~(3) Sixty days or six months, as applicable, after the notice required by R.S. 47:2236.~~

~~B. For property adjudicated to the state for nonpayment of taxes for years 1880 through 1973, any person may redeem said property in the name of the tax debtor, subject to any encumbrances placed thereon by the state, until such time as the state sells or transfers the property.~~ **For property receiving no bid, any person may purchase a tax lien certificate issued to the political subdivision from the political subdivision and on the terms and conditions established by the political subdivision, and file an action as a certificate holder pursuant to R.S. 47:2266.1.**

§2247. ~~Redemption of adjudicated property~~ **Termination of tax lien certificate issued to political subdivisions**; additional payments

A. The person ~~redeeming property adjudicated~~ **terminating a tax lien certificate issued** to a political subdivision shall pay ~~also~~ the **termination price and** actual costs incurred by the political subdivision ~~and any acquiring person~~ for ~~the costs of~~ all certified mail **or commercial carrier**, ~~notice,~~ publication of notice, or personal services of notices in complying with the applicable provisions of law, including, without limitation, determination of tax ~~sale~~ **auction** parties and the notification of such persons of the ~~sale or donation~~ **subsequent transaction** as allowed by law.

B. For property adjudicated to the state for nonpayment of taxes for years 1880 through 1973, any person may redeem the property in the name of the tax debtor, subject to any encumbrances placed on the property by the state, until such time as the state transfers the property.

PART VI. PROCEDURES TO ~~QUIET TAX TITLE~~ **ENFORCE TAX LIEN CERTIFICATE**

~~SUBPART A. PROCEEDING TO QUIET TITLE~~

* * *

§2266.1. Procedure to recognize amounts due under tax lien certificate

A.(1) Upon the expiration of the later of three years from recordation of the tax lien certificate or one hundred eighty days after providing the notices required by R.S. 47:2156, a certificate holder may, by verified petition, institute in a court of competent jurisdiction, as determined by the value of the immovable property described and not by the value of the delinquent obligation, an ordinary proceeding against each owner of the property seeking recognition of the amounts due to the certificate holder and the lien and privilege evidenced by the tax lien certificate.

(2) Upon request of the certificate holder, the tax collector shall provide the certificate holder with a statement certifying the amount of the termination price as of the date in the statement. A copy of this certification shall be attached to the petition.

(3) At the time of filing, the petitioner shall send a copy of the petition to the tax collector and file a notice of pendency of action with the recorder of mortgages of the parish in which the property is located. The notice of pendency of action shall preserve the effect of the certificate as a tax lien on the property described therein during the pendency of the action, notwithstanding R.S. 47:2155(C).

(4) Citation and service shall be made on a defendant in accordance with the Code of Civil Procedure unless a written waiver has been filed.

(5) The petition shall include each of the following allegations:

(a) Petitioner is a certificate holder of a tax lien recorded in the mortgage records of this parish.

(b) At least three years have passed since the recordation of the tax lien certificate.

(c) At least one hundred eighty days have passed since the transmission of notices as required by R.S. 47:2156.

(d) The attached tax lien certificate was issued for the collection of delinquent obligations on the property described.

(e) The complete legal description of the immovable property subject to the tax lien certificate.

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

(f) The amount of the obligation secured by the lien as evidenced by the statement of tax collector and the affidavit of costs incurred executed by the certificate holder.

(g) The petitioner is entitled to recover court costs and reasonable attorney fees incurred in prosecution of the action. Except for good cause shown, the recoverable amount of attorney fees shall not exceed the greater of twenty-five percent of the total amount sought to be collected as specified in Subparagraph (f) of this Paragraph or two thousand five hundred dollars.

B. This action shall be brought in the parish in which the property is located unless it lies in two or more parishes, in which case the action may be brought in any such parish.

C.(1) The court may appoint an attorney at law to represent a defendant pursuant to Code of Civil Procedure Article 5091. The attorney shall receive a reasonable fee for his services, to be fixed by the court and be taxed as costs. The costs for filing, service of process, and fees and costs of the court-appointed attorney shall be added to the termination price.

(2) The petition shall be served upon the tax collector.

(3) When all parties have been served, the plaintiff shall notify the clerk of court of that fact, and the clerk of court shall serve notice upon the tax collector stating the date upon which the last party was served.

D.(1) Until close of business on the thirtieth day following the date on which the last party was served or the next business day if the thirtieth day is a legal holiday, any person may cause the tax lien certificate to be terminated by delivering the termination price to the tax collector. For purposes of determining costs incurred by the tax lien certificate holder to be included in the termination price, the affidavit of costs shall be determinative unless an order or judgment of the court states otherwise. The tax collector shall not be liable to any person for any error in calculation of the termination price.

(2) After the period described in Paragraph (1) of this Subsection, the tax lien certificate may be terminated only by the court or the tax lien certificate holder. Nothing in this provision shall prohibit the tax collector from cancelling any tax lien certificate improperly issued.

(3) Any person holding an interest in the property which may be terminated by the enforcement of the lien and privilege evidenced by the tax lien certificate may terminate the tax lien by filing a contradictory motion for the court to set the termination price and direct the clerk of court to terminate the tax lien certificate, upon deposit of the termination price in the registry of the court or delivery of the termination price to the certificate holder. The court shall fix the amount of the termination price within thirty days of filing of the motion.

(4) Any penalty that has become final pursuant to R.S. 47:2158.1 or 2231.1 that remains unpaid at the time an action pursuant to this Section is filed may be enforced by subtracting the amount of the penalty from the termination price due.

E. A judgment rendered in favor of the plaintiff shall be in rem only. The judicial mortgage created by the recordation of the judgment shall affect only the property described in the petition and shall prime all other liens, privileges, mortgages, and other encumbrances of any nature whatsoever regardless of when recorded.

§2267. Procedure to enforce lien and privilege; proceeds of judicial sale

A. A judgment in favor of the tax lien certificate holder in an action brought pursuant to R.S. 47:2266.1 may be enforced by a writ of fieri facias directing the seizure and sale of the property described in the judgment pursuant to Code of Civil Procedure Article 2291 et seq. The procedure for enforcement of a judgment pursuant to a writ of fieri facias pursuant to those articles shall apply to the procedure to enforce the lien evidenced by a tax lien certificate.

B. The winning bidder shall deliver the price of the judicial sale to the sheriff. After deducting the costs of the sale and any commission due, the sheriff shall distribute the proceeds in the following order:

(1) To the plaintiff certificate holder for the payment of the judgment plus judicial interest through the date of sale and reasonable costs and attorney fees incurred in relation to the judicial sale.

(2) To the holders of tax lien certificates that have not perempted for the termination price.

(3) To holders of recorded mortgages, liens, and privileges to satisfy each claim.

(4) To each owner in accordance with their interest.

C. Distribution of the judgment amount to the plaintiff tax lien certificate holder shall be made immediately following the sale, regardless of any dispute that arises between other parties over allocation of the surplus sale proceeds. Disputes over the surplus proceeds shall not delay the issuance of the sheriff's deed to the winning bidder.

D. If any of the proceeds are not able to be delivered, they shall be deposited in the registry of the court in which the original action was brought. The cost of causing the deposit shall be deducted from the funds being deposited. If the surplus proceeds are not claimed within one year they shall be subject to the Uniform Unclaimed Property Act of 1997, R.S. 9:151 et seq.

§2268. Effect of judicial sale

The judicial sale shall terminate all interests in the immovable property except the following, if filed prior to the tax lien certificate:

(1) Building restrictions, condominium declarations, or other common ownership interest regimes.

(2) Dedications in favor of political subdivisions, the public, or public utilities.

(3) Immobilizations of manufactured homes.

(4) Integrated coastal protection as defined in R.S. 49:214.2 or a project listed in the comprehensive master coastal protection plan as defined in R.S. 49:214.2.

(5) Levee or drainage projects by the departments, agencies, boards, or commissions of the state of Louisiana and their political subdivisions, including but not limited to a levee district or levee and drainage district as identified in Chapter 4 of Title 38 of the Louisiana Revised Statutes of 1950, parishes or municipalities, and the United States.

(6) Mineral rights.

(7) Pipeline servitudes.

(8) Predial servitudes.

Section 2. R.S. 47:2121, 2123, 2128, 2131, 2152, 2157, 2161, 2196, 2197, 2266, and 2271 through 2280 are hereby repealed in their entirety.

Section 3. The Louisiana State Law Institute is hereby authorized and directed to review all statutes modified or repealed by this Act and make any necessary technical changes. The Institute shall make recommendation as it deems necessary to clarify, modify, or eliminate antiquated provisions of law consistent with the provisions of this Act and to submit its recommendations to the legislature on or before January 1, 2026.

Section 4. This Act shall apply to all taxable periods beginning on or after January 1, 2026.

Section 5. This Act shall become effective and operative on January 1, 2026, if the proposed amendment to Article VII, Section 25 of the Constitution of Louisiana contained in the Act which originated as Senate Bill No. 119 of this 2024 Regular Session of the Legislature is adopted at a state-wide election and becomes effective or if a proposed amendment to Article VII, Section 25 of the Constitution of Louisiana, which authorizes liens and privileges on immovable property for nonpayment of taxes is adopted at a statewide election prior to December 7, 2024.

Approved by the Governor, June 19, 2024.

A true copy:

Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 775

- - -

HOUSE BILL NO. 781
BY REPRESENTATIVE MCFARLAND
AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. A. The sum of Two Hundred Thirteen Million Seven Hundred Forty-Five Thousand Eight Hundred Sixty-Nine ($213,745,869) Dollars, or so much thereof as may be necessary, is hereby appropriated to defray the expenses of the judiciary, including the Supreme Court, Courts of Appeal, the District Courts, the Criminal District Court of Orleans Parish, and of the other courts.

B. The total amount herein appropriated is hereby allocated to provide as follows:

03-8170 SUPREME COURT

Program Description: *The Supreme Court has general supervisory jurisdiction over all lower courts. It may establish procedural and administrative rules not in conflict with law and may assign a sitting or retired judge to any court. The Supreme Court has sole authority to provide by rule for appointments of attorneys as temporary or ad hoc judges. It considers applications for writs to review individual cases, and has criminal and other appellate jurisdiction. The Supreme Court has exclusive original jurisdiction of disciplinary proceedings against lawyers, recommendations of the Judiciary Commission of Louisiana for the discipline of judges, and fact questions affecting its appellate jurisdiction. It has inherent authority to regulate the legal profession and to promulgate and update the Code of Judicial Conduct. The court also provides judicial training through the Judicial College and works to improve the administration of justice.*

	FY 24 EOB	FY 25 REC
01 Salaries of one (1) Chief Justice and six (6) Associate Justices of the Supreme Court, as provided by R.S. 13:102	$ 1,282,315	$ 1,381,774
02 Salaries and other expenses of the Supreme Court Proper and salary of the Crier of the Supreme Court	$ 11,941,695	$ 12,813,962
03 Expenses of Judicial Administrator's Office and of the Judiciary Commission provided for in Article V, Section 25 of the Constitution of Louisiana and under the provisions of R.S. 13:32 et seq.		
A. Expenses of Judicial Administrator's Office	$ 5,799,573	$ 5,999,379

Program Description: *The Judicial Administrator's Office assists the Supreme Court in the administration of the state court system. It staffs the Judicial Council*

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

and the Judiciary Commission of Louisiana. Through the Judicial Council, it performs studies and makes recommendations for the creation of new judgeships and for improving the administration of justice. The Judicial Administrator's Office provides payroll and other fiscal services to the Judiciary, including the administration of a judicial retirement system; support for the Supreme Court and Appellate Court human resource system; and support for judicial branch reporting obligations. The Judicial Administrator's Office also manages the ad hoc judgeship system, monitors cases under advisement, provides support for initiatives to ensure access to the courts for limited English proficiency individuals; provides outreach services to state and local courts, applies for and administers grants to improve judicial administration; and staffs the Committee on Judicial Ethics. The Judicial Administrator's office administers several programs, including the Supreme Court Drug Court / Specialty Court Office, the Louisiana Protective Order Registry, and CASA and FINS through the Division of Children and Families. The Judicial Administrator's office also provides staff support for the Louisiana Judicial College, and performs numerous legal services for the Supreme Court and the Judiciary.

B. Expenses of Judiciary Commission	$ 2,210,912	$ 2,351,156

Program Description: *The Judiciary Commission of Louisiana is a constitutional body established under Article V, Section 25 of the Constitution of 1974 to accept, screen, investigate, and prosecute complaints of judicial misconduct. As part of its authority, it may recommend to the Supreme Court the censure, suspension, removal from office, or involuntary retirement of any judge for ethical misconduct.*

C. Court Reporters; Statistical Reporting Systems	$ 362,299	$ 380,536
D. Dues to National Center for State Courts	$ 186,000	$ 186,000
04 Louisiana Attorney Disciplinary Board, as per Louisiana Supreme Court Rule XIX	$ 3,000	$ 3,000
05 Compensation and expenses of retired judges assigned under Article V, Section 5(A) of the Constitution of Louisiana, be it more or less estimated at	$ 873,866	$ 917,559
06 Law Library of Louisiana for salaries, services, supplies, maintenance, repairs, and equipment	$ 1,868,758	$ 2,010,898

Program Description: *The Law Library of Louisiana serves the legal information needs of the state judiciary, and is open to members of the bar and public.*

07 Salaries and expenses of transferred judges assigned under Article V, Section 5(A) of the Constitution, be it more or less estimated as	$ 75,000	$ 78,750
08 Retirement pay for services rendered by justices and judges of all courts, as provided by R.S. 11:1358	$ 527,000	$ 548,080
09 Pensions for widows of justices and judges of all courts, as provided by R.S. 11:1371 and R.S. 11:1381, be it more or less estimated at	$ 715,000	$ 730,494
10 Judicial College	$ 266,227	$ 283,830

Program Description: *The Judicial College was established by order of the Supreme Court in 1976 to provide continuing legal education to Louisiana judges.*

11 State contribution to judicial retirement provided for in Article V, Section 23 of the Constitution and R.S. 11:551 et seq., be it more or less estimated at	$ 22,166,383	$ 22,170,013
12 Civil commitment matters as required by R.S. 28:54	$ 345,335	$ 405,088
13 Paul M. Hebert Law Center for expenses of storage of appellate court records	$ 60,000	$ 60,000
14 Funding for statewide operations of the Louisiana Protective Order Registry (R.S. 46:2136.2) under the Case Management Information System	$ 1,243,914	$ 1,593,127
15 Information Technology	$ 2,053,167	$ 2,495,770
16 Operational expenses of the Families in Need of Services Program (FINS)	$ 2,358,111	$ 3,219,018

Program Description: *The mission of the FINS Assistance Program is to assist local FINS processes by developing and implementing a needs-based allocation formula; developing, implementing, and mandating the use of a uniform data system for tracking, managing, and reporting FINS informal cases; developing and mandating the use of programmatic standards; developing, implementing, and reporting performance indicators and measures; requiring and monitoring periodic fiscal reports and financial accountability; and, generally supervising and assisting local FINS processes in other ways.*

17 Louisiana Drug and Specialty Courts	$ 15,775,458	$ 16,643,558

Program Description: *Louisiana Drug and Specialty Courts, such as Drug/DWI Treatment Courts, authorized in 1977 by R.S. 13:5301-5304; Reentry Courts, authorized in 2010 by R.S. 13:5401; Mental Health Courts, authorized in 2013 by R.S. 13:5353 - 5358; Swift and Certain Program, authorized by R.S. 13:5371; and Veterans Treatment Courts, authorized in 2014 by R.S. 13:5361 - 5368, are proven and effective alternatives to traditional criminal justice interventions. These programs provide integrated treatment for substance use and mental health disorders, including the appropriate use of sanctions and incentives along with case management, to place participants in need of services into appropriate community-based and judicially supervised rehabilitation programs. Clients are regularly tested and monitored for compliance with educational, employment, and treatment requirements pursuant to current best practices and the proven national model.*

18 Court Appointed Special Advocates	$ 7,350,304	$ 8,052,692

Program Description: *The purpose of the CASA Assistance Program is to promote timely placement of children in need of care in permanent, safe and stable homes, in accordance with the provisions of Children's Code articles 424-426. Services are provided through local CASA programs which recruit, screen, train and supervise community advocates. Upon appointment by the trial judge, qualified advocates serve children by providing independent factual information to the judge, advocating for the best interest of the children, monitoring cases to which they have been assigned, and advising and assisting the judge in the determination of the best interest of the children involved.*

19 Judges' supplemental compensation R.S. 13:10.3, be it more or less estimated at	$ 6,223,724	$ 7,785,844

Program Description: *The Judges' Supplemental Compensation Fund was established by the Legislature in 1985 to fund salary supplements and salary-related expenses to judges and commissioners. The funding source is a non-refundable filing fee assessed on civil filings as provided in R.S. 13:10.3.*

20 Case Management Information System, Article 887(F) of the Code of Criminal Procedure, be it more or less estimated at	$ 4,017,201	$ 4,057,080

Program Description: *The Case Management Information System (CMIS) was created by the Supreme Court in 1993 to provide a statewide information system for tracking and managing criminal, civil, juvenile, traffic, and appellate cases as well as protective orders. Data is received from courts statewide, transferred to the CMIS repository, and made available to courts and executive branch agencies. Additional information will also be available from the Department of Public Safety & Corrections. CMIS is funded from a court cost assessed on all criminal and traffic convictions as provided under C.Cr.P.887(F).*

TOTAL EXPENDITURES:	$ 87,705,242	$ 94,167,608
MEANS OF FINANCE:		
State General Fund (Direct)	$ 68,071,467	$ 72,931,834
State General Fund by:		
Interagency Transfers	$ 9,392,850	$ 9,392,850
Statutory Dedications:		
Judges' Supplemental Compensation Fund	$ 6,223,724	$ 7,785,844
Trial Court Case Management Information Fund	$ 4,017,201	$ 4,057,080
TOTAL MEANS OF FINANCING	$ 87,705,242	$ 94,167,608

03-8171 COURTS OF APPEAL

Program Description: *The five courts of appeal, domiciled in Baton Rouge, Shreveport, Lake Charles, New Orleans, and Gretna, have supervisory jurisdiction over all cases arising within their respective circuits, subject to the general supervisory jurisdiction of the Supreme Court. Each court of appeal also has appellate jurisdiction over all civil matters, all matters appealed from family*

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

and juvenile courts, and all criminal cases triable by a jury which arise within its circuit, except for those cases appealable directly to the Supreme Court or to the district courts.

	FY 24 EOB	FY 25 REC
01 Salaries of five (5) Chief Judges and forty-eight (48) Judges of the Courts of Appeal, R.S. 13:311	$ 9,022,841	$ 9,901,650
02 Salaries and expenses of operation and maintenance of the Court of Appeal, First Circuit	$ 11,279,856	$ 11,902,319
03 Salaries and expenses of operation and maintenance of the Court of Appeal, Second Circuit	$ 6,378,931	$ 6,764,817
04 Salaries and expenses of operation and maintenance of the Court of Appeal, Third Circuit	$ 9,691,207	$ 10,310,148
05 Salaries and expenses of operation and maintenance of the Court of Appeal, Fourth Circuit	$ 9,011,897	$ 9,694,031
06 Salaries and expenses of operation and maintenance of the Court of Appeal, Fifth Circuit	$ 6,602,212	$ 7,257,673
TOTAL EXPENDITURES:	$ 51,986,944	$ 55,830,638
MEANS OF FINANCE:		
State General Fund (Direct)	$ 51,986,944	$ 55,830,638
TOTAL MEANS OF FINANCING	$ 51,986,944	$ 55,830,638

03-8172 DISTRICT COURTS - SALARIES AND OFFICE EXPENSES AS REQUIRED BY STATUTE

Program Description: *There are forty-one district courts in Louisiana that have general jurisdiction over all matters within their territorial limits, except in those judicial districts (the 1st, the 19th, and the 24th Judicial Districts) where family and juvenile courts have exclusive jurisdiction over certain types of cases and except in Orleans Parish where there are separate courts exercising civil, criminal, and juvenile jurisdictions. In certain cases, the forty-one general jurisdiction courts have concurrent jurisdiction with justices of the peace and parish courts. The district courts generally have appellate jurisdiction of criminal cases tried by city, parish, municipal, traffic, and mayors' courts, except in certain cases. The district courts also have appellate jurisdiction over justices of the peace in parishes where no parish courts exist. The Civil District Court of Orleans Parish has jurisdiction of all civil cases in that parish. The Criminal District Court of Orleans Parish has jurisdiction over all criminal cases in that parish. It also has general supervisory jurisdiction over the municipal and traffic court in Orleans Parish. The Family Court of East Baton Rouge Parish has exclusive jurisdiction of many domestic cases in that parish. The four juvenile courts located in Caddo, East Baton Rouge, Jefferson, and Orleans parishes have exclusive jurisdiction of juvenile cases in their respective parishes.*

	FY 24 EOB	FY 25 REC
01 Salaries of one hundred ninety-one (191) District Judges as provided by R.S. 13:691	$ 31,159,398	$ 33,751,199
02 Office and travel expenses of District Judges as provided by R.S. 13:698 and R.S. 13:694, respectively	$ 1,285,250	$ 1,299,750
03 Salaries of fourteen (14) Judges of Civil District Court, Orleans Parish, as provided by R.S. 13:691	$ 2,273,223	$ 2,462,307
04 Expenses of Judges of Civil District Court, Parish of Orleans, for salaries of stenographers, clerks, law books, stationery, telephone, and like expenses as provided by R.S. 13:698	$ 80,500	$ 80,500
05 Salaries of two (2) Court Reporters of the Twentieth Judicial District Court, including retirement contributions, as provided by R.S. 13:966.1	$ 114,514	$ 114,098
06 Clerk of Civil District Court, Orleans Parish, as provided by R.S. 13:1212(A)	$ 10,000	$ 10,000
07 State share of Group, Workers' Compensation, General Liability, and Property Insurance Premiums as provided by R.S. 42:851	$ 8,161,271	$ 9,307,095
08 Salaries of two (2) commissioners of the Nineteenth Judicial District and one (1) commissioner of the Fifteenth Judicial District as provided by R.S. 13:712 and R.S. 13:715, respectively	$ 650,843	$ 689,813
09 Office expenses for the Judicial Expense Fund of the Nineteenth Judicial District Court as provided by R.S. 13:711-713	$ 447,975	$ 567,875
10 Office expenses for the Judicial Expense Fund of the Fifteenth Judicial District Court as provided by R.S. 13:714-716	$ 303,754	$ 317,343
11 Law Clerk, Twentieth Judicial District Court as provided by Act 747 of 1977	$ 49,311	$ 49,311
12 For the expenses of the Judicial Expense Fund, Tenth Judicial District Court as provided by Act 57 of 2006	$ 35,000	$ 35,000
SUBTOTAL	$ 44,571,039	$ 48,684,291

13 Criminal Court - Parish of Orleans

Program Description: *The Criminal District Court for the Parish of Orleans has exclusive jurisdiction of the trial and punishment of all crimes, misdemeanors, and offenses committed within the parish of Orleans, if the jurisdiction is not vested by law in some other court. The court, through its magistrate and with assistance from its commissioners, has the power of committing magistrates in all felony charges and the power to hold preliminary examinations, with authority to bail or discharge, or to hold for trial, in all cases before the court. The court has appellate jurisdiction of all cases tried before the Municipal and Traffic Court of New Orleans and has general supervisory jurisdiction over these courts.*

A. Salaries of thirteen (13) District Judges of Criminal Court, Orleans Parish as provided by R.S. 13:691	$ 2,110,850	$ 2,286,428
B. Office expenses of Judges of Criminal Court, Orleans Parish as Provided by R.S. 13:698	$ 74,750	$ 74,750
C. State's share of group insurance for personnel of Criminal Court as provided by R.S. 42:851	$ 754,735	$ 809,410
D. Salaries of thirteen (13) minute clerks as provided by R.S. 13:1373.1	$ 294,775	$ 284,090
E. Salaries of twenty-six (26) court reporters as provided by R.S. 13:1373.1	$ 460,845	$ 447,504
F. Salaries of four (4) commissioners of Criminal Court, Orleans Parish, including related benefits as provided by R.S. 13:1347	$ 567,412	$ 597,692
G. Office and travel expenses of commissioners as provided by R.S. 13:1347	$ 10,600	$ 10,600
H. Salaries of four (4) minute clerks, one for each commissioner as provided by R.S. 13:1347	$ 79,683	$ 77,708
I. Salaries of four (4) court reporters, one for each commissioner as provided by R.S. 13:1347	$ 58,103	$ 57,057
J. Salaries of Judicial Administrator, and assistants, including related benefits	$ 1,052,496	$ 1,220,656
K. Salaries of thirteen (13) law clerks	$ 785,166	$ 773,076

* As it appears in the enrolled bill

L. Salaries of four (4) secretaries	$ 227,400	$ 224,948
M. Sanity Commissions	$ 58,855	$ 60,179
N. Board of Jury Commissioners	$ 443,769	$ 463,679
SUBTOTAL	$ 6,979,439	$ 7,387,777
14 Juvenile and Family Court Judges		
A. Salaries of thirteen (13) Juvenile Court Judges as provided by R.S. 13:691	$ 2,110,850	$ 2,110,549
B. Salaries of four (4) Family Court Judges as provided by R.S. 13:691	$ 649,492	$ 703,516
C. Office and travel expenses of Juvenile and Family Court Judges as provided by R.S. 13:698 and R.S. 13:694, respectively	$ 97,750	$ 97,750
SUBTOTAL	$ 2,858,092	$ 2,911,815
TOTAL EXPENDITURES (District Courts):	$ 54,408,570	$ 58,983,883
MEANS OF FINANCE: State General Fund (Direct)	$ 54,408,570	$ 58,983,883
TOTAL MEANS OF FINANCING (District Courts):	$ 54,408,570	$ 58,983,883

03-8173 OTHER COURTS - SALARIES AND OFFICE EXPENSES AS REQUIRED BY STATUTE

Program Description: *The category includes forty-seven city courts, one municipal and traffic court (New Orleans), and one parish court (Ascension Parish).*

	FY 24 EOB	FY 25 REC
01 Salaries of sixty (60) City Court Judges as provided by R.S. 13:1875	$ 3,145,602	$ 3,407,236
02 Salaries of seven (7) Municipal and Traffic and one (1) Parish Court Judge as provided by R.S. 13:2492 and 2563.5, respectively	$ 455,923	$ 493,846
TOTAL EXPENDITURES (OTHER COURTS REQUIRED BY STATUTE)	$ 3,601,525	$ 3,901,082
MEANS OF FINANCE: State General Fund (Direct)	$ 3,601,525	$ 3,901,082
TOTAL MEANS OF FINANCE (OTHER COURTS REQUIRED BY STATUTE)	$ 3,601,525	$ 3,901,082

03-8174 OTHER COURTS - SALARIES AND OFFICE EXPENSES NOT REQUIRED BY STATUTE

	FY 24 EOB	FY 25 REC
01 Orleans Parish Juvenile Protective Care Monitoring Program	$ 634,328	$ 671,737

Program Description: *The program tracks and maintains child abuse and neglect cases in the Orleans Parish Juvenile Court. It also provides assistance in support of the Families in Need of Services Program.*

02 Orleans Parish Juvenile Court Reporters	$ 118,978	$ 127,652
03 For the expenses of the Judges' Assistance Program	$ 61,877	$ 63,269

Program Description: *The Judges' Assistance Program provides counseling and other assistance to judges with substance abuse problems.*

TOTAL EXPENDITURES (OTHER COURTS NOT REQUIRED BY STATUTE)	$ 815,183	$ 862,658
MEANS OF FINANCE: State General Fund (Direct)	$ 815,183	$ 862,658
TOTAL MEANS OF FINANCE (OTHER COURTS NOT REQUIRED BY STATUTE)	$ 815,183	$ 862,658

Section 2.A. The Chief Justice of the Supreme Court, or his duly authorized and appointed agent, shall warrant the state treasurer for the allocations herein provided, or for so much thereof as may be necessary. The aforesaid warrant shall be paid out of the State General Fund, and the state treasurer shall pay said warrant by preference over all other warrants, except warrants for the salaries of constitutional officers of the state and warrants for expenses of the legislature, which shall be concurrent with the warrant provided by this Act.

B. The funds drawn as provided herein shall be deposited in the name of the judiciary in an approved bank that has been selected by the Supreme Court and is located in the state.

C. Any funds herein allocated to the judiciary, any portion of the funds previously appropriated to the judiciary, other revenue of the judiciary or its agencies, and interest earnings are hereby appropriated and may be used to defray the expenses of the judiciary; however, all funds remaining unexpended or unencumbered shall be returnable to the State General Fund on or before September 1, 2025.

D. For Fiscal Year 2024-2025, any surpluses occurring in the appropriations made in this Act may be transferred from one agency or line-item to another during the fiscal year in accordance with the rules of the Judicial Budgetary Control Board, or as approved by the Supreme Court.

E. The adjustment to be made in the salaries of judicial employees and the number of authorized positions of the judiciary shall be as decided by the judicial agency affected, subject to the approval of the Judicial Budgetary Control Board, or as approved by the Supreme Court.

F. The program descriptions contained in this Act are not part of the law and are not enacted into law by virtue of their inclusion in this Act.

G. The inclusion in this Act of staff salaries and benefits for lower court or other judicial branch agency employees shall not be deemed to create or impose any obligation upon the State of Louisiana Judicial Branch, the Supreme Court of Louisiana, the Judicial Budgetary Control Board, or the Supreme Court Judicial Administrator's Office relative to the administration of pay, retirement, or other benefits to any such employees. Accordingly, the State of Louisiana Judicial Branch, the Supreme Court of Louisiana, the Judicial Budgetary Control Board, and the Supreme Court Judicial Administrator's Office are not to be considered the "employer" or "employing agency" of lower court or other judicial agency employees whose staff salaries and other benefits are included in this Act.

Section 3. The appropriations, and the allocations of such appropriations, from the State General Fund (Direct) contained in Section 1 of this Act shall be reduced by a total amount of Thirteen Million Six Hundred Sixty-Six Thousand Two Hundred Eighty-Five ($13,666,285) Dollars, pursuant to a plan adopted by the Judicial Budgetary Control Board or as approved by the Louisiana Supreme Court.

Section 4. The appropriations, and the allocations of such appropriations, from the State General Fund (Direct) contained in Section 1 of this Act shall be increased by a total amount of Two Million Seven Hundred Seventy-One Thousand Seven Hundred Forty-Five ($2,771,745) Dollars to be distributed as follows: Seven Hundred Fifty-Eight Thousand One Hundred Forty-Two ($758,142) Dollars for the funding of additional positions with Families in Need of Services and the Louisiana Protective Order Registry; Seven Hundred Thirty-Four Thousand Five Hundred Fifty-Three ($734,553) Dollars for the expansion of Families in Need of Services; Six Hundred Fifty Thousand ($650,000) Dollars for Louisiana Drug and Specialty Courts; and Six Hundred Twenty-Nine Thousand Fifty ($629,050) Dollars for Court Appointed Special Advocates.

Section 5. The appropriations, and the allocations of such appropriations, from the State General Fund (Direct) contained in Section 1 of this Act shall be increased by a total amount of Five Million Seven Hundred Thousand ($5,700,000) Dollars for the operation of drug courts.

Section 6.(A) If the Louisiana Supreme Court and the Louisiana Judicial Budgetary Control Board each determine that the judiciary has sufficient funding from its approved bank account, as reflected in its balance as of June 30, 2024, to fund a one-time stipend as authorized in this Section, then the justices of the supreme court shall receive an additional one-time payment of Fifteen Thousand Two Hundred Eighty ($15,280) Dollars; the judges of the courts of appeal shall receive an additional one-time payment of Seventeen Thousand Six Hundred Eighty ($17,680) Dollars; the judges of the district courts shall receive an additional one-time payment of Fourteen Thousand Six Hundred Ninety-One ($14,691) Dollars; and the judges of city courts and parish courts shall receive an additional one-time payment of Eight and Forty-Five Hundredths (8.45) Percent of their current base salary.

(B) The one-time stipend authorized in this Section shall be funded solely by the approved bank account of the judiciary based on its balance as of June 30, 2024.

(C) The one-time stipend authorized in this Section shall become effective following the completion of a work point study of the appellate and district courts in Louisiana with the National Center for State Courts and the submission of a report to the Louisiana Supreme Court and the Judicial Structure Task Force continued pursuant to House Resolution No. 3 of the 2024 Regular Session of the Louisiana Legislature.

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #1 *Gov. of La.*

(D) The one-time stipend authorized in this Section shall not be funded by a specific appropriation of the Louisiana Legislature, and as such shall not be considered compensation pursuant to Article V, Section 21 of the Constitution of Louisiana.

(E) Any salary increase pursuant to R.S. 13:5636 that occurs by operation of law shall be considered a salary increase for purposes of Article V, Section 31 of the Constitution of Louisiana.

Section 7. This Act shall become effective on July 1, 2024; if vetoed by the governor

and subsequently approved by the legislature, this Act shall become effective on July 1, 2024, or on the day following such approval by the legislature, whichever is later.

COMPARATIVE STATEMENT

In accordance with R.S. 39:51(D), the following represents a comparative statement for each Court and program. The existing operating budget for FY 2023-2024 is compared to the appropriations for FY 2024-2025 as contained in the original bill.

Existing Operating Budget	Appropriation Request	
Courts and Programs	**FY 2023-2024**	**FY 2024-2025**
By Expenditure:		
Supreme Court	$ 87,705,242	$ 94,167,608
Courts of Appeal	$ 51,986,944	$ 55,830,638
District Courts	$ 54,408,570	$ 58,983,883
Other Courts (statutory)	$ 3,601,525	$ 3,901,082
Other Programs (non-statutory)	$ 815,183	$ 862,658
Reduction	$ 0	$ 13,666,285)
Addition	$ 0	$ 2,771,745
Addition	$ 0	$ 5,700,000
Total Expenditures	$ 198,517,464	$ 208,551,329
By Means of Finance:		
Total General Fund (Direct)	$ 178,883,689	$ 192,510,095
Reduction General Fund (Direct)	$ 0	$ (13,666,285)
Addition General Fund (Direct)	$ 0	$ 2,771,745
Addition General Fund (Direct)	$ 0	$ 5,700,000
Total Interagency Transfers	$ 9,392,850	$ 9,392,850
Total Statutory Dedications	$ 10,240,925	$ 11,842,924
Total Funding	$ 198,517,464	$ 208,551,329

Approved by the Governor, June 19, 2024.
A true copy:
Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 776

- - -

HOUSE BILL NO. 782
BY REPRESENTATIVES MCFARLAND, ADAMS, BACALA, BAGLEY, BERAULT, BILLINGS, BRYANT, CARPENTER, WILFORD CARTER, CARVER, CREWS, DEWITT, FIRMENT, FISHER, FREEMAN, GREEN, HEBERT, HENRY, HORTON, ILLG, JACKSON, MIKE JOHNSON, JACOB LANDRY, LARVADAIN, MOORE, NEWELL, OWEN, SCHLEGEL, SELDERS, TAYLOR, THOMPSON, WILDER, AND WYBLE
AN ACT

To To appropriate funds and to make certain reductions from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2023-2024; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. The following sums are hereby appropriated from the sources specified for the purpose of making supplemental appropriations for Fiscal Year 2023-2024.

SCHEDULE 01

EXECUTIVE DEPARTMENT

01-100 EXECUTIVE OFFICE

Payable out of the State General Fund (Direct) to the Council on the Success of Black Men and Boys to fund a scholarship program $ 200,000

01-103 MENTAL HEALTH ADVOCACY SERVICE

The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Administrative Program by reducing the appropriation out of State General Fund (Direct) by ($400,000).

01-107 DIVISION OF ADMINISTRATION

Payable out of the State General Fund (Direct) to the Executive Administration Program for the Governor's Gifted Program $ 50,000

Payable out of the State General Fund (Direct) to the Office of Community Development Block Grant Program for Project No. DF-2022-001 $ 1,000,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Community Development Block Grant Program by reducing the appropriation out of State General Fund by Statutory Dedications out of the Water Sector Fund by ($50,000,000).

01-111 GOVERNOR'S OFFICE OF HOMELAND SECURITY AND EMERGENCY PREPAREDNESS

Payable out of the State General Fund (Direct) to the Administrative Program for the closeout of Hurricane Rita $ 976,978

Payable out of the State General Fund (Direct) to the Administrative Program for the closeout of Hurricane Gustav $ 2,870,272

Payable out of the State General Fund (Direct) to the Administrative Program for the closeout of Hurricane Isaac $ 1,606,095

Payable out of the State General Fund (Direct) to the Administrative Program for the closeout of severe storms and flooding events $ 367

Payable out of the State General Fund (Direct) to the Administrative Program for the closeout of severe storms and flooding in March 2016 $ 418,893

Payable out of the State General Fund (Direct) to the Administrative Program for the closeout of Hurricane Delta $ 225,734

Payable out of the State General Fund (Direct) to the Administrative Program for the closeout of severe storms and flooding in August 2016 $ 9,680,966

Payable out of the State General Fund (Direct) to the Administrative Program for the closeout of Hurricane Zeta $ 58,570

Payable out of the State General Fund (Direct) to the Administrative Program for public assistance for the August 2023 wildfires and seawater intrusion $ 11,529,018

Payable out of the State General Fund (Direct) to the Administrative Program for debris removal $ 834,000

Payable out of the State General Fund (Direct) to the Administrative Program for seven Louisiana Wireless Information Network tower sites $ 4,830,000

Payable out of the State General Fund (Direct) to the Administrative Program for hazard mitigation projects $ 2,500,000

Payable out of the State General Fund (Direct) for the Administrative Program for equipment for the LWIN tower in Thibodaux $ 740,000

Payable out of the State General Fund (Direct) for the Administrative Program for the state cost share for Hurricane Laura $ 4,000,000

Payable out of the State General Fund (Direct) to the Administrative Program for the Louisiana Center for Safe Schools for outreach collaboration and communication software, in the event that House Bill No. 786 of the 2024 Regular Session of the Legislature is enacted into law $ 3,500,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administrative Program by reducing the

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

appropriation out of State General Fund (Direct) by ($2,000,000).

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administrative Program by reducing the appropriation out of Federal Funds by ($500,000,000).

01-112 DEPARTMENT OF MILITARY AFFAIRS

EXPENDITURES:		
Education Program for acquisitions	$	338,771
TOTAL EXPENDITURES	$	338,771
MEANS OF FINANCE:		
State General Fund (Direct)	$	84,693
Federal Funds	$	254,078
TOTAL MEANS OF FINANCING:	$	338,771

Payable out of the State General Fund (Direct) to the Military Affairs Program for the cost share match for the emergency response to the August 2023 wildfires $ 242,333

Payable out of the State General Fund (Direct) to the Military Affairs Program for the acquisition of four helicopter buckets, equipment and supplies for construction of a bathroom and shower facility, and replacement of 40 emergency handheld radios and four generators $ 1,265,420

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Education Program by reducing the appropriation out of State General Fund (Direct) by ($20,875).
The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Education Program by reducing the appropriation out of Federal Funds by ($62,625).

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Military Affairs Program by reducing the appropriation out of State General Fund (Direct) by ($862,124).

Payable out of the State General Fund (Direct) to the Military Affairs Program for the demolition of an ammunition project $ 10,000,000

01-116 OFFICE OF THE STATE PUBLIC DEFENDER

Payable out of the State General Fund (Direct) to the Office of the State Public Defender Program for district defender offices $ 750,000

01-124 LOUISIANA STADIUM AND EXPOSITION DISTRICT

Payable out of the State General Fund by Statutory Dedications out of the Sports Facility Assistance Fund to the Administrative Program for contractual obligations $ 2,000,000

01-129 LOUISIANA COMMISSION ON LAW ENFORCEMENT AND THE ADMINISTRATION OF CRIMINAL JUSTICE

Payable out of the State General Fund (Direct) for the State Program for updates to the Louisiana Incident Based Crime Reporting System and the Law Enforcement Management Information System $ 550,000

Payable out of the State General Fund (Direct) to the State Program for modernization of the Louisiana Integrated Criminal Justice Information System (ICJIS) to improve connectivity among agencies $ 1,041,000

Payable out of the State General Fund (Direct) to the State Program for the 24th Judicial District Attorney's Office for the Truancy Assessment and Service Center $ 150,000

The commissioner of administration is hereby authorized and directed to adjust the means of financing for the State Program, as contained in Act No. 447 of the 2023 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Tobacco Tax Health Care Fund by ($118,076).

01-133 OFFICE OF ELDERLY AFFAIRS

Payable out of the State General Fund (Direct) to the Parish Councils on Aging Program for the Tangipahoa Council on Aging $ 30,000

Payable out of the State General Fund (Direct) to the Parish Councils on Aging Program for the New Orleans Council on Aging for operating expenses of the Arthur Monday Senior Center $ 12,500

Payable out of the State General Fund (Direct) to the Parish Councils on Aging Program for the New Orleans Council on Aging $ 300,000

Payable out of the State General Fund (Direct) to the Parish Councils on Aging Program for the Pointe Coupee Council on Aging $ 25,000

01-254 LOUISIANA STATE RACING COMMISSION

Payable out of the State General Fund by Fees and Self-generated Revenues to the Louisiana State Racing Commission Program for license fees collected on Historical Horse Racing $ 633,881

SCHEDULE 03

DEPARTMENT OF VETERANS AFFAIRS

03-130 DEPARTMENT OF VETERANS AFFAIRS

Payable out of the State General Fund (Direct) to the State Veterans Cemetery Program for the burial of National Guard members $ 17,750

Payable out of the State General Fund by Fees and Self-generated Revenues to the State Veterans Cemetery Program for the burial of National Guard members $ 14,900

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Contact Assistance Program by reducing the appropriation out of State General Fund (Direct) by ($1,297,067).

Payable out of the State General Fund (Direct) to the Department of Veterans Affairs for the American Legion Post No. 504 in Lafayette $ 100,000

03-134 SOUTHWEST LOUISIANA VETERANS HOMES

Payable out of the State General Fund (Direct) to the Southwest Louisiana Veterans Home Program for upgrades to the Wander Guard security system $ 167,707

SCHEDULE 04

ELECTED OFFICIALS

DEPARTMENT OF STATE

04-139 SECRETARY OF STATE

Payable out of the State General Fund (Direct) to the Administrative Program for redistricting litigation legal fees $ 1,500,000

Payable out of the State General Fund (Direct) to the Museum and Other Operations Program for lighting at the Old Governor's Mansion $ 35,000

Payable out of the State General Fund (Direct) to the Elections Program for the build out of Elections office space $ 500,000

Payable out of the State General Fund (Direct) to the Museum and Other Operations Program for repairs to the Louisiana State Cotton Museum $ 50,000

Payable out of the State General Fund (Direct) to the Elections Program for canvassing registered voters in the event that House Bill No. 114 of the 2024 Regular Session of the Louisiana Legislature is enacted into law $ 336,108

OFFICE OF THE LIEUTENANT GOVERNOR

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

04-146 LIEUTENANT GOVERNOR

Payable out of the State General Fund (Direct) to the Administrative Program for the America 250 Commission for planning the celebration of the semiquincentennial anniversary of the United States of America $ 100,000

DEPARTMENT OF AGRICULTURE AND FORESTRY

04-160 AGRICULTURE AND FORESTRY

Payable out of the State General Fund (Direct) to the Forestry Program for the state share cost for expenses incurred responding to the wildfires in 2023 $ 15,007,163

Payable out of the State General Fund by Statutory Dedications out of the Petroleum Products Fund for the Office of Management and Finance for fleet repairs and fuel costs $ 42,500

Payable out of the State General Fund by Statutory Dedications out of the Petroleum Products Fund for the Agro-Consumer Services Program for maintenance on fuel lab equipment and vehicle repairs $1 127,500

Payable out of the State General Fund (Direct) to the Office of Management and Finance for the acquisition of a generator and the relocation of two generators $ 1,288,500

Payable out of the State General Fund (Direct) to the Office of Management and Finance for the acquisition of an emergency equipment storage canopy, standby generators for Haughton, Woodworth and Monroe, and refrigeration upgrades to the Food Distribution Warehouse coolers and freezers $ 1,939,000

SCHEDULE 05

DEPARTMENT OF ECONOMIC DEVELOPMENT

05-252 OFFICE OF BUSINESS DEVELOPMENT

Payable out of the State General Fund (Direct) to the Business Development Program for the Louisiana Chamber of Commerce Foundation $ 250,000

Payable out of the State General Fund (Direct) to the Business Development Program to support regional economic development activities statewide and to be distributed equally among the eight regional economic development organizations as recognized by the department $ 2,000,000

SCHEDULE 06

DEPARTMENT OF CULTURE, RECREATION AND TOURISM

06-261 OFFICE OF THE SECRETARY

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Office of the Secretary by reducing the appropriation out of State General Fund (Direct) by ($750,000).

06-265 OFFICE OF CULTURAL DEVELOPMENT

Payable out of the State General Fund (Direct) to the Cultural Development Program for Louisiana Main Street $ 450,000

06-267 OFFICE OF TOURISM

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Office of Tourism by reducing the appropriation out of State General Fund by Statutory Dedications out of the Major Events Incentive Fund by ($5,000,000).

Payable out of the State General Fund (Direct) to the Office of Tourism for the Celebration of the 200th Anniversary of the Civil Code and the 2025 Conference of Chief Justices $ 125,000

SCHEDULE 07

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT

07-276 ENGINEERING AND OPERATIONS

Payable out of the State General Fund (Direct) to the Operations Program for debris removal in Bayou Teche $ 500,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 14 in Vermilion Parish from LA 339 to LA 330 $ 150,000

Payable out of the State General Fund (Direct) to the Operations Program for asphalt overlay and related work on LA 86 in Iberia Parish from LA 3242 to Sidney Blanchard Road $ 175,000

Payable out of the State General Fund (Direct) to the Operations Program for road projects in St. Martin Parish $ 250,000

Payable out of the State General Fund (Direct) to the Operations Program for asphalt overlay and related work on LA 668 in Iberia Parish from LA 85 to LA 671 $ 200,000

Payable out of the State General Fund (Direct) to the Operations Program for a widening project on Highway 16 in Watson $ 250,000

Payable out of the State General Fund (Direct) to the Operations Program for roadway maintenance on Highway 30 in East Baton Rouge Parish from Bluebonnet to the parish line $ 250,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 358 in St. Landry Parish from LA 751 to LA 35 $ 452,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 358 in St. Landry Parish from LA 35 to LA 357 $ 401,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 1104 in Acadia Parish from LA 178 to LA 754 $ 177,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 370 in Acadia Parish from LA 367 to LA 13 $ 96,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 370 in Acadia Parish from LA 367 to LA 1105 $ 178,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 1105 in Acadia Parish from LA 370 to LA 1107 $ 81,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 97 in Acadia Parish from LA 98 to LA 368 $ 185,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 3039 in St. Martin Parish from LA 347 to LA 349 $ 440,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 351 in St. Martin Parish from LA 31 to LA 347 $ 135,000

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 92-1 in St. Martin Parish from LA 31 to LA 347 $ 215,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 355 in St. Martin Parish from LA 31 to LA 347 $ 55,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 752 in St. Landry Parish from US 190 to LA 35 $ 774,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 182 in Sunset $ 385,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 3043 in St. Landry Parish from Birtinot Road to LA 104 $ 271,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 3 for asphalt overlay and related work on LA 3123 in Acadia Parish from LA 13 to LA 755 $ 360,000

Payable out of the State General Fund (Direct) to the Operations Program for State Highway District 4 for culvert replacement $ 150,000

Payable out of the State General Fund (Direct) to the Operations Program for District 4 for intersection improvements, asphalt overlay, and related work on LA 170 at LA 1 intersection $ 1,000,000

Payable out of the State General Fund (Direct) to the Operations Program for highway district offices for operating expenses, maintenance, and repair work statewide $ 3,130,000

SCHEDULE 08

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONS

CORRECTIONS SERVICES

08-400 CORRECTIONS - ADMINISTRATION

Payable out of the State General Fund (Direct) to the Office of the Secretary for funding for increased job appointments $ 19,200

Payable out of the State General Fund (Direct) to the Office of Management and Finance for the CIPRIS Offender Management System $ 8,525,460

Payable out of the State General Fund (Direct) to the Office of Management and Finance for other compensation $ 5,000,000

Payable out of the State General Fund (Direct) to the Office of Adult Services for overtime pay, other compensation, and offender medical claims $ 2,983,800

Payable out of the State General Fund (Direct) to the Board of Pardons and Parole for funding for increased job appointments $ 161,000

Payable out of the State General Fund (Direct) to the Office of Management and Finance for Related Benefits due to a projected shortfall $ 1,067,000

Payable out of the State General Fund (Direct) to the Office of Management and Finance for Mi-Case software for integration with the CIPRIS Offender Management System $ 1,310,072

08-402 LOUISIANA STATE PENITENTIARY

Payable out of the State General Fund (Direct) to the Administration Program for the installation of a fiber optic network $ 4,500,000

08-405 RAYMOND LABORDE CORRECTIONAL CENTER

Payable out of the State General Fund (Direct) to the Administration Program for overtime, utility costs, and office of technology services fees and telecommunications expenses $ 244,500

Payable out of the State General Fund (Direct) to the Incarceration Program for supplies and professional services $ 612,000

Payable out of the State General Fund by Fees and Self-generated Revenues to the Auxiliary Account Program for canteen supplies $ 300,000

Payable out of the State General Fund (Direct) to the Administration Program for Salaries and Related Benefits due to a projected shortfall, Operating Services due to increased utilities costs, and Interagency Transfers for higher than projected Office of Technology Services expenses $ 156,000

Payable out of the State General Fund (Direct) to the Incarceration Program for Supplies as a result of increasing costs and Professional Services due to a projected shortfall $ 275,000

08-406 LOUISIANA CORRECTIONAL INSTITUTE FOR WOMEN

Payable out of the State General Fund (Direct) to the Administration Program for overtime and utility costs $ 355,800

Payable out of the State General Fund (Direct) to the Incarceration Program for overtime, funding for increased job appointments, and operating services $ 2,058,700

Payable out of the State General Fund (Direct) for the Incarceration Program for furnishing the new facility $ 1,613,667

Payable out of the State General Fund (Direct) to the Administration Program for Salaries and Related Benefits due to a projected shortfall and for Interagency Transfers for higher than expected expenses $ 272,000

08-409 DIXON CORRECTIONAL INSTITUTE

Payable out of the State General Fund (Direct) for the Administration Program for the installation of a fiber optic network $ 2,500,000

Payable out of the State General Fund (Direct) to the Administration Program for operating services due to increased utility costs $ 246,500

Payable out of the State General Fund (Direct) to the Incarceration Program for increased job appointments, overtime, operating services and supplies $ 1,737,500

Payable out of the State General Fund (Direct) to the Administration Program for Operating Services due to increased utilities costs and for Interagency Transfers for higher than projected Office of Technology Services expenses $ 246,500

Payable out of the State General Fund (Direct) to the Incarceration Program for Other Compensation due to increased job appointments, Related Benefits due to a projected shortfall, Operating Services due to increased utilities costs, and for Supplies due to increasing costs $ 991,500

08-413 ELAYN HUNT CORRECTIONAL CENTER

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Payable out of the State General Fund (Direct) to the Incarceration Program for professional services $ 3,138,000

Payable out of the State General Fund (Direct) to the Incarceration Program for supplies $ 624,500

Payable out of the State General Fund (Direct) to the Incarceration Program for Supplies $ 624,500

08-414 DAVID WADE CORRECTIONAL CENTER

Payable out of the State General Fund (Direct) to the Administration Program for installation of a fiber optic network $ 1,800,000

Payable out of the State General Fund (Direct) to the Administration Program for overtime, operating services, and supplies $ 745,000

Payable out of the State General Fund (Direct) to the Incarceration Program for overtime, increased job appointments, operating services, and supplies $ 4,787,000

Payable out of the State General Fund (Direct) to the Administration Program for Salaries and Related Benefits due to a projected shortfall, Operating Services due to increased utilities costs, Supplies due to increasing costs, and Office of Technology Services fees $ 394,000

Payable out of the State General Fund (Direct) to the Incarceration Program for Salaries due to a projected shortfall, Other Compensation due to increased job appointments, Related Benefits due to a projected shortfall, Operating Services due to increased utilities costs, and Supplies due to increasing costs $ 515,000

08-416 B.B. "SIXTY" RAYBURN CORRECTIONAL CENTER

Payable out of the State General Fund (Direct) to the Administration Program for installation of a fiber optic network $ 1,100,000

Payable out of the State General Fund (Direct) to the Administration Program for increased job appointments $ 542,000

Payable out of the State General Fund (Direct) to the Incarceration Program for overtime, increased job appointments, and supplies $ 4,387,000

Payable out of the State General Fund (Direct) to the Incarceration Program for Salaries due to a projected shortfall, Other Compensation due to increased job appointments, Related Benefits due to a projected shortfall, and Supplies due to increasing costs $ 719,000

PUBLIC SAFETY SERVICES

08-419 OFFICE OF STATE POLICE

Payable out of the State General Fund (Direct) to the Operational Support Program for the North Louisiana Criminalistics Laboratory $ 1,500,000

Payable out of the State General Fund (Direct) to the Operational Support Program for the Acadiana Criminalistics Laboratory $ 1,300,000

Payable out of the State General Fund (Direct) to the Operational Support Program for the Louisiana State Police Criminalistics Laboratory $ 3,328,969

Payable out of the State General Fund (Direct) to the Operational Support Program for salaries, other compensation, and office of technology services fees $ 3,500,000

Payable out of the State General Fund (Direct) to the Traffic Enforcement Program for personal services $ 1,530,000

Payable out of the State General Fund (Direct) to the Operational Support Program for the Louisiana State Police Criminalistics Laboratory for reducing DNA testing backlog for cases from Orleans Parish $ 1,300,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Traffic Enforcement Program by reducing the appropriation out of the State General Fund by Fees and Self-generated Revenues by ($1,530,000).

Payable out of the State General Fund by Statutory Dedications out of the Riverboat Gaming Enforcement Fund to the Operational Support Program for a replacement aircraft and associated upfitting and training costs $ 8,000,000

Payable out of the State General Fund by Statutory Dedications out of the Riverboat Gaming Enforcement Fund to the Traffic Enforcement Program $ 126,079

The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Office of State Police - Traffic Enforcement Program by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Tobacco Tax Health Care Fund by ($236,154).

08-420 OFFICE OF MOTOR VEHICLES

Payable out of the State General Fund (Direct) to the Licensing Program for salaries and office of technology services fees $ 2,000,000

08-422 OFFICE OF THE STATE FIRE MARSHAL

Payable out of the State General Fund by Statutory Dedications out of the Louisiana Fire Marshal Fund to the Fire Prevention Program for overtime, office of technology services fees, and increased fuel costs $ 7,340,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Fire Prevention Program by reducing the appropriation out of the State General Fund by Fees and Self-generated Revenues by ($1,700,000).

YOUTH SERVICES

08-403 OFFICE OF JUVENILE JUSTICE

Payable out of the State General Fund (Direct) to the Youth Services Program for contract services for health services at secure care facilities $ 1,007,982

Payable out of the State General Fund (Direct) to the Youth Services Program for security detail $ 11,265,857

Payable out of the State General Fund (Direct) to the Youth Services Program for legal services $ 825,000

Payable out of the State General Fund (Direct) to the Youth Services Program for repairs at Louisiana State Penitentiary $ 178,000

Payable out of the State General Fund (Direct) to the Youth Services Program for a legal contract for representation in litigation concerning the housing of juveniles at Louisiana State Penitentiary $ 24,708

Payable out of the State General Fund (Direct) to the Youth Services Program for Corrections Services for repairs at Louisiana State Penitentiary due to damage caused by youth $ 98,569

SCHEDULE 09

LOUISIANA DEPARTMENT OF HEALTH

09-303 DEVELOPMENTAL DISABILITIES COUNCIL

Payable out of the State General Fund (Direct)

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

to the Developmental Disabilities Council Program for Families Helping Families $ 500,000

09-306 MEDICAL VENDOR PAYMENTS

EXPENDITURES:
Payments to the Private Providers $ 249,483,998

TOTAL EXPENDITURES $ 249,483,998

MEANS OF FINANCE:
State General Fund by:
Statutory Dedications
Medical Assistance Trust Fund $ 217,275,171
Hospital Stabilization Fund $ 32,208,827

TOTAL MEANS OF FINANCING: $ 249,483,998

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Payments to Private Providers Program by reducing the appropriation out of the State General Fund (Direct) by ($249,483,998).

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Payments to Private Providers Program by reducing the appropriation out of the State General Fund (Direct) by ($30,077,275).

Payable out of the State General Fund by Statutory Dedications out of the Louisiana Fund to the Payments to Private Providers Program $ 6,399,249

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Payments to Private Providers Program by reducing the appropriation out of the State General Fund (Direct) by ($6,399,249).

The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Payments to Private Providers Program by reducing the appropriation out of the State General Fund (Direct) by ($45,292,828).

09-309 SOUTH CENTRAL LOUISIANA HUMAN SERVICES AUTHORITY

Payable out of the State General Fund (Direct) for the ARC of St. Mary $ 10,000

09-330 OFFICE OF BEHAVIORAL HEALTH

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Behavioral Health Administration and Community Oversight Program by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Tobacco Tax Health Care Fund by ($118,076).

09-375 IMPERIAL CALCASIEU HUMAN SERVICES AUTHORITY

Payable out of the State General Fund by Fees and Self-generated Revenues for a professional services contract for the operation of an inpatient substance abuse treatment facility $ 75,000

SCHEDULE 10

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

10-360 OFFICE OF CHILDREN AND FAMILY SERVICES

EXPENDITURES:
Division of Family Support Program for the Summer Electronic Benefits Transfer Program $ 8,105,340

TOTAL EXPENDITURES $ 8,105,340

MEANS OF FINANCE:
State General Fund (Direct) $ 4,052,670
Federal Funds $ 4,052,670

TOTAL MEANS OF FINANCING $ 8,105,340

Payable out of the State General Fund (Direct) to the Division of Family Support for the Louisiana Coalition Against Domestic Violence, Incorporated for domestic violence shelters statewide $ 7,000,000

Payable out of the State General Fund (Direct) to the Division of Management and Finance for an automated data exchange system and adjustments to the TANF database $ 400,000

SCHEDULE 11

DEPARTMENT OF NATURAL RESOURCES

11-431 OFFICE OF THE SECRETARY

Payable out of the State General Fund (Direct) to the Executive Program for technology upgrades $ 500,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Office of the Secretary by reducing the appropriation out of the State General Fund (Direct) by ($6,700,000).

11-432 OFFICE OF CONSERVATION

Payable out of the State General Fund (Direct) to the Oil and Gas Regulatory Program to mitigate a salt cavern collapse $ 6,700,000

SCHEDULE 16

DEPARTMENT OF WILDLIFE AND FISHERIES

16-511 OFFICE OF MANAGEMENT AND FINANCE

Payable out of the State General Fund (Direct) to the Office of Management and Finance for Office of Technology Services related expenditures $ 2,541,435

16-512 OFFICE OF THE SECRETARY

Payable out of the State General Fund by Fees and Self-generated Revenues to the Enforcement Program for overtime costs for security and patrol $ 50,000

Payable out of the State General Fund (Direct) to the Enforcement Program for thermal vision equipment $ 250,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administrative Program by reducing the appropriation out of the State General Fund (Direct) by ($3,600,000).

Payable out of the State General Fund (Direct) to the Administrative Program for relocation expenses in Lake Charles $ 100,000

Payable out of the State General Fund (Direct) to the Enforcement Program for the acquisition of thermal optics gear for enforcement efforts $ 250,000

16-513 OFFICE OF WILDLIFE

Payable out of the State General Fund by Statutory Dedications out of the Conservation Fund - Waterfowl Account to the Wildlife Program for a levee rebuild and rock armoring for the White Rock Shoreline Protection Project $ 175,000

SCHEDULE 17

DEPARTMENT OF CIVIL SERVICE

17-563 STATE POLICE COMMISSION

Payable out of the State General Fund (Direct) to the Administration Program for legal services $ 40,000

17-565 BOARD OF TAX APPEALS

Payable out of the State General Fund by Interagency Transfers to the Administrative Program to offset reduced collections $ 87,543

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administrative Program by reducing the appropriation out of the State General Fund by Fees and Self-generated Revenues by ($87,543).

SCHEDULE 18

RETIREMENT SYSTEMS

In accordance with the Constitution Article VII, Section 10(D)(2)(b)(ii), funding to the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana for application to the balance of the unfunded accrued liability of such systems existing as of June 30, 1988, in proportion to the balance of such unfunded accrued liability of each such system as of June 30, 2023.

18-585 LOUISIANA STATE EMPLOYEE'S RETIREMENT SYSTEM-CONTRIBUTIONS

EXPENDITURES:	
To the Louisiana State Employees' Retirement System	$ 8,895,245
TOTAL EXPENDITURES	$ 8,895,245
MEANS OF FINANCE:	
State General Fund (Direct) from the FY 2022-2023 surplus certified by	
The commissioner of administration at the January 17, 2024, meeting of the Joint Legislative Committee on the Budget and recognized by the Revenue Estimating Conference	$ 8,895,245
TOTAL MEANS OF FINANCING	$ 8,895,245
Payable out of the State General Fund by Statutory Dedications from the Unfunded Accrued Liability Fund to the Louisiana State Employees' Retirement System for application to the balance of unfunded accrued liability of the retirement system existing as of June 30, 1988	$ 1,038,772

18-586 TEACHERS' RETIREMENT SYSTEM-CONTRIBUTIONS

EXPENDITURES:	
To the Teachers' Retirement System of Louisiana	$ 23,648,499
TOTAL EXPENDITURES	$ 23,648,499
MEANS OF FINANCE	
State General Fund (Direct) from the FY 2022-2023 surplus certified by	
The commissioner of administration at the January 17, 2024, meeting of the Joint Legislative Committee on the Budget and recognized by the Revenue Estimating Conference	$ 23,648,499
TOTAL MEANS OF FINANCING:	$ 23,648,499
Payable out of the State General Fund by Statutory Dedications from the Unfunded Accrued Liability fund to the Teachers' Retirement System of Louisiana for application to the balance of unfunded accrued liability of the retirement system existing as of June 30, 1988	$ 1,038,772

SCHEDULE 19

HIGHER EDUCATION

19-671 BOARD OF REGENTS

Payable out of the State General Fund (Direct) to the Office of Financial Assistance for the National Guard Patriot Scholarship Program	$ 1,220,000
Payable out of the State General Fund (Direct) to the Board of Regents Program for information technology costs	$ 6,050,427
Payable out of the State General Fund (Direct) to the Board of Regents Program for the Ready for Industry Program	$ 200,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Office of Student Financial Assistance for TOPS awards by reducing the appropriation out of the State General Fund (Direct) by ($17,081,831).

Payable out of the State General Fund by Fees and Self-generated Revenues to the Board of Regents Program for funding received from private and nonprofit entities for education and student-based initiatives	$ 250,000
Payable out of the State General Fund by Statutory Dedications out of the Support Education in Louisiana First Fund to the Louisiana Universities Marine Consortium Program, based on the most recent Revenue Estimating Conference forecast	$ 1,581

19-600 LOUISIANA STATE UNIVERSITY BOARD OF SUPERVISORS

Payable out of the State General Fund (Direct) to the Pennington Biomedical Research Center for startup costs associated with hiring new scientists	$ 3,000,000
Payable out of the State General Fund by Interagency Transfers to the Louisiana State University Board of Supervisors for Louisiana State University - Agricultural and Mechanical College due to an increase in enrollment	$ 404,586
Payable out of the State General Fund (Direct) to the Louisiana State University Board of Supervisors for Louisiana State University Agricultural and Mechanical College for the police department for license plate readers	$ 250,000
Payable out of the State General Fund (Direct) to the Louisiana State University Board of Supervisors for Louisiana State University-Alexandria for lighting and safety	$ 250,000
Payable out of the State General Fund (Direct) to the Louisiana State University Board of Supervisors for Louisiana State University-Agricultural Center for research support and extension-related programs	$ 2,000,000
Payable out of the State General Fund by Fees and Self-generated Revenues to the Louisiana State University Board of Supervisors	$ 16,821,507

Provided, however, that the monies appropriated above from the Fees and Self-generated Revenues shall be allocated for each of the higher education institution as follows:

Louisiana State University - Agricultural and Mechanical College $10,000,000	
Louisiana State University - Alexandria	$ 4,000,000
Louisiana State University - Eunice	$ 750,000
Louisiana State University - Shreveport	$ 2,071,507
Payable out of the State General Fund (Direct) to the Louisiana State University Board of Supervisors for distribution to institutions in the system	$ 3,000,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Louisiana State University Board of Supervisors for the Louisiana State University - Laboratory School by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Education Excellence Fund by ($8,700).

Payable out of the State General Fund (Direct) to the Louisiana State University Board of Supervisors for the Louisiana State University - A&M College School of Kinesiology for the support of research studies	$ 150,000
Payable out of the State General Fund (Direct) to the Louisiana State University Board of Supervisors for the Louisiana State University - A&M College for a study on student-athlete health	$ 150,000
Payable out of the State General Fund by Statutory Dedications out of the Education Excellence Fund to the Louisiana State University Board of Supervisors for the Louisiana State University - A&M College	$ 1,576
Payable out of the State General Fund by Statutory Dedications out of the Support Education	

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

in Louisiana First Fund to the Louisiana State University Board of Supervisors, based on the most recent Revenue Estimating Conference forecast $ 800,590

Provided, however, the $800,590 in Statutory Dedications out of the Support Education in Louisiana First Fund to the Louisiana State University Board of Supervisors shall be allocated as follows:

LSU-A&M College	$	353,353
LSU-Alexandria	$	10,941
LSU Health Sciences Center-Shreveport	$	109,529
LSU Health Sciences Center-New Orleans	$	168,420
LSU-Eunice	$	10,183
LSU-Shreveport	$	25,751
LSU-Agricultural Center	$	118,573
Pennington Biomedical Research Center	$	3,840

The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Louisiana State University Board of Supervisors for the Louisiana State University Health Sciences Center – Shreveport by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Tobacco Tax Health Care Fund by ($231,429).

The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Louisiana State University Board of Supervisors for the Louisiana State University - Agricultural Center , as contained in Act 447 of the 2023 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Tobacco Tax Health Care Fund by ($118,076).

19-615 SOUTHERN UNIVERSITY BOARD OF SUPERVISORS

Payable out of the State General Fund (Direct) to the Southern University Board of Supervisors for Southern University-Shreveport for a workforce development center $ 250,000

Payable out of the State General Fund (Direct) to the Southern University Board of Supervisors for Southern University Agricultural and Mechanical College for continuing education programs for scholarships $ 100,000

Payable out of the State General Fund (Direct) to the Southern University Board of Supervisors for distribution to institutions in the system $ 1,000,000

Payable out of the State General Fund by Fees and Self-generated Revenues to the Southern University Board of Supervisors $ 2,500,000

Provided, however, that the monies appropriated above from the Fees and Self-generated Revenues shall be allocated for each of the higher education institution as follows:

Southern University - Agricultural and Mechanical College $ 2,500,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Southern University Board of Supervisors for the Southern University - Laboratory School by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Education Excellence Fund by ($4,227).

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Southern University Board of Supervisors for Southern University - Agricultural and Mechanical College by reducing the appropriation out of the State General Fund by Interagency Transfers by ($40,391).

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Southern University Board of Supervisors for Southern University - Agricultural and Mechanical College by reducing the appropriation out of the State General Fund (Direct) by ($100,000).

Payable out of the State General Fund (Direct) to the Southern University Board of Supervisors for the Southern University Law Center for a partnership with the River Parishes Community College for workforce development initiatives $ 100,000

Payable out of the State General Fund (Direct) to the Southern University Board of Supervisors for the Southern University - Shreveport for the operation of the mobile health unit $ 140,000

Payable out of the State General Fund (Direct) to the Southern University Board of Supervisors for the Southern University - New Orleans for the Honore Center for Undergraduate Student Achievement $ 100,000

Payable out of the State General Fund by Statutory Dedications out of the Education Excellence Fund to the Southern University Board of Supervisors for the Southern University - Agricultural & Mechanical College $ 446

Payable out of the State General Fund by Statutory Dedications out of the Support Education in Louisiana First Fund to the Southern University Board of Supervisors, based on the most recent Revenue Estimating Conference forecast $ 115,555

Provided, however, the $115,555 in Statutory Dedications out of the Support Education in Louisiana First Fund to the Southern University Board of Supervisors shall be allocated as follows:

SU-Agricultural & Mechanical College	$	75,661
SU-Law Center	$	8,260
SU-New Orleans	$	21,627
SU-Shreveport	$	7,740
SU-Agricultural Research & Extension Center	$	2,267

19-620 UNIVERSITY OF LOUISIANA BOARD OF SUPERVISORS

Payable out of the State General Fund (Direct) to the University of Louisiana Board of Supervisors for distribution to institutions in the system $ 9,000,000

Payable out of the State General Fund (Direct) to the University of Louisiana Board of Supervisors for mental health programs at McNeese State University $ 100,000

Payable out of the State General Fund (Direct) to the University of Louisiana Board of Supervisors for Nicholls State University for equipment purchases for the campus police department $ 125,000

Payable out of the State General Fund (Direct) to the University of Louisiana Board of Supervisors for Nicholls State University for athletic programs $ 250,000

Payable out of the State General Fund (Direct) to the University of Louisiana Board of Supervisors for Grambling State University for athletic programs and building repairs $ 250,000

Payable out of the State General Fund (Direct) to the University of Louisiana Board of Supervisors for Nicholls State University for operations and administration $ 250,000

Payable out of the State General Fund (Direct) to the University of Louisiana Board of Supervisors for the Grambling State University for the resurfacing of Central Avenue $ 200,000

Payable out of the State General Fund (Direct) to the University of Louisiana Board of Supervisors for the Grambling State University for band uniforms $ 250,000

Payable out of the State General Fund (Direct) to the University of Louisiana Board of Supervisors for the Louisiana Tech University for fiber optic lines and connectivity $ 50,000

Payable out of the State General Fund (Direct) to the University of Louisiana Board of Supervisors for the University of Louisiana at Monroe for carpeting for the university conference center $ 50,000

Payable out of the State General Fund (Direct) to the University of Louisiana Board of Supervisors for the McNeese State University for a scoreboard at the Legacy Center $ 250,000

Payable out of the State General Fund by Statutory Dedications out of the Support Education in Louisiana First Fund to the University of Louisiana Board of Supervisors,

based on the most recent Revenue Estimating Conference forecast $ 648,072

Provided, however, the $648,072 in Statutory Dedications out of the Support Education in Louisiana First Fund to the University of Louisiana Board of Supervisors shall be allocated as follows:

Nicholls State University	$	45,622
Grambling State University	$	42,570
Louisiana Tech University	$	80,573
McNeese State University	$	51,959
University of Louisiana at Monroe	$	76,889
Northwestern State University	$	53,222
Southeastern Louisiana University	$	84,338
University of Louisiana at Lafayette	$	108,639
University of New Orleans	$	104,260

19-649 LOUISIANA COMMUNITY AND TECHNICAL COLLEGES BOARD OF SUPERVISORS

Payable out of the State General Fund (Direct) to the Louisiana Community and Technical Colleges Board of Supervisors for distribution to institutions in the system $ 1,000,000

Payable out of the State General Fund by Statutory Dedications out of the Workforce Training Rapid Response Fund for the Workforce Training Rapid Response Program $ 8,004,000

Payable out of the State General Fund (Direct) to the Louisiana Community and Technical Colleges Board of Supervisors for the SkillsUSA Program $ 62,500

Payable out of the State General Fund (Direct) to the Louisiana Community and Technical Colleges Board of Supervisors for the River Parishes Community College for the Westside Workforce Training Center staff $ 150,000

Payable out of the State General Fund by Fees and Self-generated Revenues to the Louisiana Community and Technical Colleges Board of Supervisors for the Louisiana Delta Community College due to change in student enrollment $ 730,000

Payable out of the State General Fund by Statutory Dedications out of the Support Education in Louisiana First Fund to the Louisiana Community and Technical Colleges Board of Supervisors, based on the most recent Revenue Estimating Conference forecast $ 210,074

Provided, however, the $210,074 in Statutory Dedications out of the Support Education in Louisiana First Fund to the Louisiana Community and Technical Colleges Board of Supervisors shall be allocated as follows:

Baton Rouge Community College	$	30,515
Delgado community College	$	52,052
Nunez Community College	$	5,972
Bossier Parish Community College	$	18,670
South Louisiana Community College	$	30,510
River Parishes Community College	$	9,854
Louisiana Delta Community College	$	16,454
Northwest Louisiana Technical Community College	$	8,911
SOWELA Technical Community College	$	12,491
L.E. Fletcher Technical Community College	$	7,031
Northshore Technical Community College	$	9,157
Central Louisiana Technical Community College	$	8,457

SPECIAL SCHOOLS AND COMMISSIONS

19-656 SPECIAL SCHOOL DISTRICT

Payable out of the State General Fund (Direct) to the Special Schools Program for the River Oaks Hospital in New Orleans and Brentwood Hospital in Shreveport $ 540,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Louisiana School for the Deaf by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Education Excellence Fund by ($286).

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Louisiana School for the Visually Impaired by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Education Excellence Fund by ($125).

19-657 JIMMY D. LONG, SR. LOUISIANA SCHOOL FOR MATH, SCIENCE, AND THE ARTS

Payable out of the State General Fund (Direct) to the Living and Learning Community Program to provide food services to students $ 136,000

Payable out of the State General Fund by Interagency Transfers to the Living and Learning Community Program for an adjustment in the Minimum Foundation Program allocation, certificated support stipends, and differentiated support stipends $ 202,125

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Living and Learning Community Program by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Education Excellence Fund by ($1,355).

19-658 THRIVE ACADEMY

Payable out of the State General Fund by Interagency Transfers to the Instruction Program for an adjustment in the Minimum Foundation Program allocation, certificated support stipends, and differentiated stipends $ 340,685

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Instruction Program by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Education Excellence Fund by ($571).

19-662 LOUISIANA EDUCATIONAL TELEVISION AUTHORITY

Payable out of the State General Fund (Direct) to the Broadcasting Program for the WLAE television station $ 250,000

Payable out of the State General Fund (Direct) to the Broadcasting Program for the WYES television station $ 250,000

19-673 NEW ORLEANS CENTER FOR THE CREATIVE ARTS

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Instruction Program by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Education Excellence Fund by ($1,035).

DEPARTMENT OF EDUCATION

19-678 STATE ACTIVITIES

Payable out of the State General Fund (Direct) to the District Support Program for books and reading materials to certain public school students $ 1,000,000

Payable out of the State General Fund (Direct) to the District Support Program for a learning management system pilot program to address alignment between public secondary and postsecondary education systems in Louisiana $ 1,000,000

Payable out of the State General Fund (Direct) to the District Support Program for a pilot program for a statewide learning management system for alignment between public secondary and postsecondary education systems $ 1,000,000

19-681 SUBGRANTEE ASSISTANCE

Payable out of State General Fund (Direct) to the Non Federal Support Program for student instruction relative to cardiopulmonary resuscitation and the use of an automated external defibrillator $ 250,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Non-Federal Support Program by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Education Excellence Fund by ($3,898,606).

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Non-Federal Support Program by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Athletic Trainer Professional Development Fund by ($1,425,500).

Payable out of the State General Fund (Direct) to the Non Federal Support Program for the Star Academy $ 5,000,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Non Federal Support Program by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Jump Start Your Heart Fund by ($470,000).

19-682 RECOVERY SCHOOL DISTRICT

Payable out of the State General Fund by Interagency Transfers to the Instruction Program for an adjustment to the Minimum Foundation Program allocation, certificated support stipends, and differentiated support stipends $ 1,779,740

19-695 MINIMUM FOUNDATION PROGRAM

Payable out of the State General Fund (Direct) to the Minimum Foundation Program $ 2,702,685

Payable out of the State General Fund by Statutory Dedications out of the Lottery Proceeds Fund for the Minimum Foundation Program $ 7,821,609

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Minimum Foundation Program by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Support Education in Louisiana First Fund by ($2,702,685).

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Minimum Foundation Program by reducing the appropriation out of the State General Fund (Direct) by ($7,821,609).

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Minimum Foundation Program by reducing the appropriation out of the State General Fund (Direct) by ($5,500,000).

SCHEDULE 20

OTHER REQUIREMENTS

20-451 LOCAL HOUSING OF STATE ADULT OFFENDERS

Payable out of the State General Fund (Direct) to the Local Reentry Services Program for reentry services for offenders $ 180,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Transitional Work Program by reducing the appropriation out of the State General Fund (Direct) by ($180,000).

20-452 LOCAL HOUSING OF STATE JUVENILE OFFENDERS

Payable out of the State General Fund (Direct) to the Local Housing of Juvenile Offenders Program for an increase in per diem rates for local detention centers $ 1,122,116

20-926 SPORTS WAGERING LOCAL ALLOCATION FUND

Payable out of the State General Fund by Statutory Dedications from the Sports Wagering Local Allocation Fund for the Sports Wagering Local Allocation Fund Program for monthly payments to local governments $ 2,000,000

20-931 LOUISIANA ECONOMIC DEVELOPMENT - DEBT SERVICE AND STATE COMMITMENTS

Payable out of the State General Fund by Statutory Dedications out of the Louisiana Economic Development Fund to the Debt Service and State Commitments Program $ 5,000,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Debt Service and State Commitments Program by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Rapid Response Fund by ($20,000,000).

20-932 TWO PERCENT FIRE INSURANCE FUND

Payable out of the State General Fund by Statutory Dedications out of the Two Percent Fire Insurance Fund for funding to local governments to aid in fire protection $ 4,999,852

20-941 AGRICULTURE AND FORESTRY - PASS THROUGH FUNDS

Payable out of the State General Fund (Direct) to the Agricultural and Forestry Pass Through Funds Program to the Market Umbrella for the Market Match program extension of the Supplemental Nutrition Assistance Program (SNAP) $ 1,000,000

20-945 STATE AID TO LOCAL GOVERNMENT ENTITIES

Payable out of the State General Fund (Direct) to the town of Haughton for police station repairs $ 75,000

Payable out of the State General Fund (Direct) to the town of Haughton Fire Department for bunker gear and communications gear $ 75,000

Payable out of the State General Fund (Direct) to the town of Haughton for street repairs and overlays $ 150,000

Payable out of the State General Fund (Direct) to the town of Haughton for drainage and ditch maintenance $ 150,000

Payable out of the State General Fund (Direct) to Teach for America, Inc. $ 250,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #1 *Gov. of La.*

Payable out of the State General Fund (Direct) to The Bright School for the Deaf $ 50,000

Payable out of the State General Fund (Direct) to the Richland Parish Police Jury for repairs to Buckles Road, Cypress Cove Drive, and Tarver Road $ 20,000

Payable out of the State General Fund (Direct) to 21st Century Workforce Development for workforce development programming $ 250,000

Payable out of the State General Fund (Direct) to St. Anthony Church in the town of Jean Lafitte for the church fair $ 10,000

Payable out of the State General Fund (Direct) to Archbishop Shaw High School for the Seafood Festival $ 10,000

Payable out of the State General Fund (Direct) to the town of Jean Lafitte for general maintenance and repairs $ 100,000

Payable out of the State General Fund (Direct) to the Lafitte Area Independent Levee District for maintenance expenses $ 100,000

Payable out of the State General Fund (Direct) to the Visitation of Our Lady Church for the church fair $ 10,000

Payable out of the State General Fund (Direct) to town of Vivian for drainage projects, cleaning out ditches, and the repaving of Airport Drive $ 325,000

Payable out of the State General Fund (Direct) to the town of Benton for sewer plant upgrades $ 200,000

Payable out of the State General Fund (Direct) to Bossier Parish Police Jury for recreational improvements $ 362,000

Payable out of the State General Fund (Direct) to the city of Bossier for street lighting

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

improvements	$ 245,000
Payable out of the State General Fund (Direct) to Bossier Parish Police Jury for recreational improvements and construction	$ 193,000
Payable out of the State General Fund (Direct) to the Ascension Parish Sheriff's Office for the construction of a law enforcement substation	$ 1,000,000
Payable out of the State General Fund (Direct) to the Cameron Parish Police Jury for gulf shoreline protection	$ 500,000
Payable out of the State General Fund (Direct) to the Vermilion Parish Police Jury for drainage improvements in the Coulee Des Jonc Drainage District and Coulee Baton Gravity Drainage District	$ 100,000
Payable out of the State General Fund (Direct) to the Vermilion Parish Police Jury for improvements to Les Rois Road	$ 100,000
Payable out of the State General Fund (Direct) to the Vermilion Parish Police Jury for drainage in Bayou Queue de Tortue	$ 50,000
Payable out of the State General Fund (Direct) to the Vermilion Parish Police Jury for Louisiana Highway 690 road improvements	$ 150,000
Payable out of the State General Fund (Direct) to the city of Kaplan for street improvements	$ 100,000
Payable out of the State General Fund (Direct) to the Bridge House Corporation for operating expenses	$ 300,000
Payable out of the State General Fund (Direct) to the Richland Parish Police Jury for generators at the River Road Water Works District	$ 25,000
Payable out of the State General Fund (Direct) to village of Forest for replacement of water lines	$ 25,000
Payable out of the State General Fund (Direct) to town of Oak Grove for sewer system repairs	$ 20,000
Payable out of the State General Fund (Direct) to the town of Delhi to extend Sapa Drive	$ 25,000
Payable out of the State General Fund (Direct) to the town of Lake Providence for repairs to exhibits at the Louisiana State Cotton Museum	$ 20,000
Payable out of the State General Fund (Direct) to the town of Lake Providence for water, sewer, and road repairs	$ 25,000
Payable out of the State General Fund (Direct) to the Christian Acres Youth Center, Inc. for operating expenses at the Tallulah campus	$ 25,000
Payable out of the State General Fund (Direct) to the Morehouse Economic Development Corporation for building repairs and renovations	$ 25,000
Payable out of the State General Fund (Direct) to Richardson Medical Center Foundation, Inc. for construction of a maintenance building	$ 100,000
Payable out of the State General Fund (Direct) to the village of Bonita for water system improvements	$ 20,000
Payable out of the State General Fund (Direct) to the village of Mer Rouge for road maintenance, grass cutting, and litter abatement	$ 25,000
Payable out of the State General Fund (Direct) to Positive Enterprise Empowering People for the food program, mentoring, scholarships, and community outreach	$ 150,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #2 *Gov. of La.*

Payable out of the State General Fund (Direct) to the city of Bastrop for city hall repairs	$ 100,000
Payable out of the State General Fund (Direct) to the city of Hammond for water meter upgrades	$ 300,000
Payable out of the State General Fund (Direct) to the Hammond Northshore Regional Airport	$ 305,000
Payable out of the State General Fund (Direct) to the city of Hammond for downtown street and drainage improvements	$ 350,000
Payable out of the State General Fund (Direct) to the village of Tickfaw for a police car	$ 45,000
Payable out of the State General Fund (Direct) to the Women in Search of Excellence Foundation for building improvements and programs	$ 150,000
Payable out of the State General Fund (Direct) to the YWCA of Greater Baton Rouge for building improvements and programs	$ 250,000
Payable out of the State General Fund (Direct) to the Beauregard Parish Police Jury for road repairs in District 4A	$ 250,000
Payable out of the State General Fund (Direct) to the City of Westlake for the Carlin Drive lift station, antennas to read water meters remotely, and to replace the gas line on Hudson Drive	$ 500,000
Payable out of the State General Fund (Direct) to the Beauregard Parish Sheriff's Office for animal control equipment, fencing, and shelter repairs	$ 100,000
Payable out of the State General Fund (Direct) to the Calcasieu Parish Police Jury for Ward One Fire Protection District for emergency equipment	$ 150,000
Payable out of the State General Fund (Direct) to the St. Helena Police Jury for improvements to the Industrial Park for emergency purposes and recreation	$ 1,000,000
Payable out of the State General Fund (Direct) to Jefferson Parish Council District 3 for senior, recreational, and community programing	$ 80,000
Payable out of the State General Fund (Direct) to the city of Kenner to build an amphitheater at Laketown	$ 475,000
Payable out of the State General Fund (Direct) to the city of Kenner Police Department for flock and body cameras	$ 475,000
Payable out of the State General Fund (Direct) to the office of the district attorney for the Nineteenth Judicial District for clemency investigation costs associated with capital cases	$ 44,833
Payable out of the State General Fund (Direct) to the Ouachita Parish Police Jury for drainage improvements to D'Arbonne Hills	$ 500,000
Payable out of the State General Fund (Direct) to the Calhoun Civic Club for repairs to the running track	$ 150,000
Payable out of the State General Fund (Direct) to the Ouachita Parish School Board for recreational improvements at West Ouachita High School	$ 150,000
Payable out of the State General Fund (Direct) to the Dr. James Gilmore, Jr. Institute for Human Development and Excellence for mental health, job training, and after-school programming and economic development initiatives	$ 500,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #3 *Gov. of La.*

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Payable out of the State General Fund (Direct) to the Grant Parish Police Jury for road maintenance	$	500,000
Payable out of the State General Fund (Direct) to the town of Urania for West Hardtner Road repairs	$	150,000
Payable out of the State General Fund (Direct) to the village of Dry Prong for municipal building improvements and repairs	$	150,000
Payable out of the State General Fund (Direct) to the village of Georgetown for street repairs	$	50,000
Payable out of the State General Fund (Direct) to the town of Olla for street repairs	$	50,000
Payable out of the State General Fund (Direct) to the town of Montgomery for street repairs	$	50,000
Payable out of the State General Fund (Direct) to the town of Colfax for street repairs	$	50,000
Payable out of the State General Fund (Direct) to the town of Delhi for roof and electrical repairs at the stock show barn facility	$	20,000
Payable out of the State General Fund (Direct) to the town of Rayville for street repairs, water system repairs, and sewer repairs	$	25,000
Payable out of the State General Fund (Direct) to the village of Mangham for water, sewer, and road repairs	$	25,000
Payable out of the State General Fund (Direct) to the Morehouse Parish Police Jury for road repairs	$	20,000
Payable out of the State General Fund (Direct) to the West Carroll Parish Police Jury for emergency road repairs	$	25,000
Payable out of the State General Fund (Direct) to the Madison Parish Police Jury for road repairs	$	20,000
Payable out of the State General Fund (Direct) to the East Carroll Parish Police Jury for water system repairs, sewer repairs, and road repairs	$	25,000
Payable out of the State General Fund (Direct) to the Avoyelles Parish Police Jury for improvements to Ed Carroll Road	$	255,000
Payable out of the State General Fund (Direct) to the Avoyelles Parish Police Jury for improvements to Firmin Road	$	127,000
Payable out of the State General Fund (Direct) to the Avoyelles Parish Police Jury for improvements to J.B. Luke Road	$	118,000
Payable out of the State General Fund (Direct) to the Avoyelles Parish Police Jury for the Avoyelles Youth Community Based Program for planning, construction, acquisitions, and equipment	$	750,000
Payable out of the State General Fund (Direct) to the town of Sibley for road repairs	$	200,000
Payable out of the State General Fund (Direct) to the Cyberspace Innovation Center, Inc. for a replacement generator at the Cyber Innovation Center	$	1,000,000
Payable out of the State General Fund (Direct) to the Mary Bird Perkins Cancer Center for outreach and screenings in underserved communities	$	250,000
Payable out of the State General Fund (Direct) to Math Nation	$	500,000
Payable out of the State General Fund (Direct) to the Association of Professional Educators in Louisiana, Inc. to help increase the number of certified teachers in Louisiana	$	500,000
Payable out of the State General Fund (Direct) to Hunters for the Hungry for processing expenses	$	250,000
Payable out of the State General Fund (Direct) to the Lafourche Parish Fire Protection District No. 8-C for a fire truck	$	250,000
Payable out of the State General Fund (Direct) to the Jefferson Davis Parish Police Jury	$	100,000
Payable out of the State General Fund (Direct) to the Jefferson Davis Parish Police Jury for the Jefferson Davis Council on the Aging, Inc. for equipment	$	50,000
Payable out of the State General Fund (Direct) to the Jefferson Davis Parish Sheriff's Office for acquisition of vehicles and drug dogs	$	200,000
Payable out of the State General Fund (Direct) to Jefferson Davis Parish Police Jury for the fairgrounds arena extension	$	100,000
Payable out of the State General Fund (Direct) to the Calcasieu Parish Police Jury for the Calcasieu Parish Voluntary Council on the Aging, Inc. for a building	$	50,000
Payable out of the State General Fund (Direct) to the town of Iowa Police Department for acquisitions, equipment, and repairs	$	30,000
Payable out of the State General Fund (Direct) to the town of Iowa Fire Department for acquisitions, equipment, and repairs	$	30,000
Payable out of the State General Fund (Direct) to town of Elton for repairs and improvements to dog kennels	$	50,000
Payable out of the State General Fund (Direct) to town of Elton Police Department for acquisitions, equipment, and repairs	$	30,000
Payable out of the State General Fund (Direct) to town of Welsh for the Welsh Museum for building restoration	$	150,000
Payable out of the State General Fund (Direct) to the town of Welsh Police Department for acquisitions, equipment, and repairs	$	30,000
Payable out of the State General Fund (Direct) to the town of Welsh Fire Department for acquisitions, repairs, and equipment	$	30,000
Payable out of the State General Fund (Direct) to the town of Lake Arthur Police Department for acquisitions, equipment, and repairs	$	30,000
Payable out of the State General Fund (Direct) to the town of Lake Arthur Fire Department for acquisitions, equipment, and repairs	$	30,000
Payable out of the State General Fund (Direct) to the city of Jennings Police Department for acquisitions, equipment, and repairs	$	30,000
Payable out of the State General Fund (Direct) to the city of Jennings Fire Department for acquisitions, equipment, and repairs	$	30,000
Payable out of the State General Fund (Direct) to the village of Fenton Police Department for acquisitions, equipment, and repairs	$	30,000
Payable out of the State General Fund (Direct) to Grandparents Raising Grandchildren Information Center of Louisiana, Inc.	$	250,000
Payable out of the State General Fund (Direct)		

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

to Freedom Ministries of Christ for operating expenses, equipment, and supplies $ 50,000

Payable out of the State General Fund (Direct) to the city of Oakdale for grounds equipment $ 50,000

Payable out of the State General Fund (Direct) to the town of Oberlin for recreational equipment $ 25,000

Payable out of the State General Fund (Direct) to the city of Oakdale for facility improvements to the jail $ 25,000

Payable out of the State General Fund (Direct) to the Allen Parish Clerk of Court for technology equipment, acquisitions, and upgrades $ 62,000

Payable out of the State General Fund (Direct) to the 29 11 Academy for mentoring and educational after school programs $ 250,000

Payable out of the State General Fund (Direct) to the city of Alexandria for the Public Safety Department for a new communications system $ 250,000

Payable out of the State General Fund (Direct) to the Terrebonne Consolidated Government for wiring in light fixtures on the Schriever Overpass $ 250,000

Payable out of the State General Fund (Direct) to the city of Harahan for the Veteran's Memorial Park $ 102,000

Payable out of the State General Fund (Direct) to Jefferson Parish for recreational renovations and improvements in Metairie $ 75,000

Payable out of the State General Fund (Direct) to Jefferson Parish for recreational improvements in River Ridge $ 75,000

Payable out of the State General Fund (Direct) to the city of Slidell for tornado damage repairs $ 250,000

Payable out of the State General Fund (Direct) to the Ward One Fire Protection District No. 2 of Ville Platte for acquisitions and repairs $ 10,000

Payable out of the State General Fund (Direct) to the Evangeline Parish Police Jury for the Bayou Petite Drainage Study $ 25,000

Payable out of the State General Fund (Direct) to town of Glenmora for a digital projector and speakers $ 30,000

Payable out of the State General Fund (Direct) to the Evangeline Parish Police Jury for the Sheriff's Mounted Posse of Evangeline for bullet proof vests $ 20,000

Payable out of the State General Fund (Direct) to the village of Turkey Creek for the purchase of tapping saddles for waterlines $ 15,000

Payable out of the State General Fund (Direct) to the town of Mamou for the Main Street recovery project $ 10,000

Payable out of the State General Fund (Direct) to the village of Forest Hill for recreational equipment $ 10,000

Payable out of the State General Fund (Direct) to the town of Lecompte for recreational equipment at the LHS Recreation Center $ 10,000

Payable out of the State General Fund (Direct) to the village of Pine Prairie for drainage projects $ 8,000

Payable out of the State General Fund (Direct) to the town of Ball for backup and replacement pumps $ 102,577

Payable out of the State General Fund (Direct) to the Rapides Parish Police Jury for repairs to Philadelphia Road $ 500,000

Payable out of the State General Fund (Direct) to the Rapides Parish Police Jury for repairs to St. Clair Ryder Road $ 200,000

Payable out of the State General Fund (Direct) to the Rapides Parish Police Jury for repairs to Nation Road $ 900,000

Payable out of the State General Fund (Direct) to the Rapides Parish Police Jury for repairs to B. Miller Road $ 900,000

Payable out of the State General Fund (Direct) to St. Landry Parish Government for land acquisitions and clean up $ 250,000

Payable out of the State General Fund (Direct) to the town of Washington for acquisitions and major repairs and equipment for the police department $ 250,000

Payable out of the State General Fund (Direct) to the city of DeRidder for street rehabilitation $ 250,000

Payable out of the State General Fund (Direct) to the village of Chatham for street repairs $ 100,000

Payable out of the State General Fund (Direct) to the Jackson Parish Police Jury for acquisitions and infrastructure $ 250,000

Payable out of the State General Fund (Direct) to the Iberia Parish Government for the Acadiana Fairgrounds Commission for maintenance of the SugArena $ 125,000

Payable out of the State General Fund (Direct) to Iberia Parish Government for improvements to Gaubert Road $ 450,000

Payable out of the State General Fund (Direct) to the New Orleans Military and Maritime Academy for planning and design of a new building $ 100,000

Payable out of the State General Fund (Direct) for the Bossier Parish Police Jury for Bossier Fire District #5 for completion of a training building $ 125,000

Payable out of the State General Fund (Direct) to the Big River Economic and Agricultural Development Alliance for renovations and equipment $ 400,000

Payable out of the State General Fund (Direct) to the Pontchartrain Conservancy for waterway projects $ 200,000

Payable out of the State General Fund (Direct) to the village of Mermentau for updates to city hall and the maintenance barn $ 50,000

Payable out of the State General Fund (Direct) to the village of Estherwood for drainage improvements $ 25,000

Payable out of the State General Fund (Direct) to the village of Morse for sewer improvements $ 25,000

Payable out of the State General Fund (Direct) to the city of Crowley for street improvements $ 20,000

Payable out of the State General Fund (Direct) to the city of Rayne for city infrastructure $ 25,000

Payable out of the State General Fund (Direct) to Duson Volunteer Fire Department, Inc. for equipment $ 15,000

Payable out of the State General Fund (Direct) to the city of Slidell Police Department for operations $ 150,000

Payable out of the State General Fund (Direct) to the Terrebonne Consolidatd Government for construction of the Hollywood/Valhi roundabout $ 250,000

* As it appears in the enrolled bill

Payable out of the State General Fund (Direct) to the city of Monroe for the Northeast Louisiana Children's Museum, Inc. $ 47,000

Payable out of the State General Fund (Direct) to the city of West Monroe for the purchase of a bucket truck $ 77,600

Payable out of the State General Fund (Direct) to the Ouachita Parish Police Jury for road repairs to Claiborne Road from Highway 151 to Highway 80 $ 200,000

Payable out of the State General Fund (Direct) to the Lincoln Parish Fire Protection District No. 1 for equipment and acquisitions $ 500,000

Payable out of the State General Fund (Direct) to the Vernon Parish Police Jury for road maintenance $ 100,000

Payable out of the State General Fund (Direct) to the Sabine Parish Police Jury for road maintenance $ 100,000

Payable out of the State General Fund (Direct) to the Central Community School System for Greenwell Springs Park for arena cover and improvements $ 1,000,000

Payable out of the State General Fund (Direct) to the Calcasieu Parish School Board for recreational equipment and repairs and improvements, to be split evenly between Kaufmann Elementary, Dolby Elementary, St. John Elementary, Nelson Elementary,T.S. Cooley Elementary, and Prien Lake Elementary $ 150,000

Payable out of the State General Fund (Direct) to the city of Monroe for United Way of Northeast Louisiana, Inc. $ 75,000

Payable out of the State General Fund (Direct) to the East Feliciana Parish Police Jury for building and sign improvements for the McManus Volunteer Fire Department $ 35,000

Payable out of the State General Fund (Direct) to the Scott Volunteer Fire Department for building construction $ 750,000

Payable out of the State General Fund (Direct) to the city of Zachary for vehicle acquisitions $ 41,000

Payable out of the State General Fund (Direct) to the city of Carencro for city hall renovations and police station renovations $ 750,000

Payable out of the State General Fund (Direct) to the East Feliciana Council on Aging, Inc. for programming $ 25,000

Payable out of the State General Fund (Direct) to the town of Clinton for equipment $ 20,000

Payable out of the State General Fund (Direct) to the Terrebonne Consolidated Government to pave shoulders of Main Project Road from LA-311 to LA-20 $ 250,000

Payable out of the State General Fund (Direct) to the East Feliciana Parish Sheriff's Office for equipment $ 29,000

Payable out of the State General Fund (Direct) to the Win Foundation of Louisiana for bayou cleanup for Cherokee Park $ 250,000

Payable out of the State General Fund (Direct) to the town of Jackson for the city marshall's office for improvements and equipment $ 10,000

Payable out of the State General Fund (Direct) to the city of Donaldsonville for rehabilitation and improvements of the Lemann Memorial Community Center $ 100,000

Payable out of the State General Fund (Direct) to the St. James Parish School Board for the Salute 1st Mentoring Program $ 100,000

Payable out of the State General Fund (Direct) to the city of Sulphur for replacement equipment for the water plant $ 250,000

Payable out of the State General Fund (Direct) to the St. James Parish School Board for college and career centers, cosmetology programs and internships, and programs in business, manufacturing, and health $ 200,000

Payable out of the State General Fund (Direct) to the city of Plaquemine for depot renovations and repairs and acquisitions $ 500,000

Payable out of the State General Fund (Direct) to the Ascension Council on the Aging, Inc. for construction of a wellness center $ 500,000

Payable out of the State General Fund (Direct) to the St. James Parish School Board for St. James High School for upgrades and equipment $ 100,000

Payable out of the State General Fund (Direct) to Fire Protection District No. 9 of the Parish of Lafourche for operating expenses $ 100,000

Payable out of the State General Fund (Direct) to the Lafourche Parish Fire District No. 3 for personnel and operating expenses $ 400,000

Payable out of the State General Fund (Direct) to the city of Harahan for sub-surface drainage on Hickory Avenue from 9th Street to Jefferson Highway $ 250,000

Payable out of the State General Fund (Direct) to the town of Killian for acquisitions and equipment $ 125,000

Payable out of the State General Fund (Direct) to the Lafourche Parish Government for operating expenses $ 150,000

Payable out of the State General Fund (Direct) to the village of Springfield for expenses related to development of recreational areas $ 100,000

Payable out of the State General Fund (Direct) to the village of French Settlement for acquisitions, supplies, equipment, and operating expenses $ 25,000

Payable out of the State General Fund (Direct) to The Bayou Community Academy, Inc. for equipment $ 60,000

Payable out of the State General Fund (Direct) to Edgewood Heights Association for neighborhood beautification and improvements $ 5,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #4 *Gov. of La.*

Payable out of the State General Fund (Direct) to Fire Protection District No. 7 of the Parish of Lafourche for equipment $ 40,000

Payable out of the State General Fund (Direct) to the Gentilly Development District for programs and neighborhood support $ 50,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #5 *Gov. of La.*

Payable out of the State General Fund (Direct) to the Concordia Parish Police Jury for road maintenance on Doty Road $ 250,000

Payable out of the State General Fund (Direct) to the Gentilly Festival, Inc. for festival related programs $ 45,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #6 *Gov. of La.*

* As it appears in the enrolled bill

Payable out of the State General Fund (Direct) to Festivals for Good Corporation for marketing and production $ 375,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #7 *Gov. of La.*

Payable out of the State General Fund (Direct) to the Hynes Charter School Corporation for the Edward Hynes charter school at UNO for facility and site upgrades $ 200,000

Payable out of the State General Fund (Direct) to the University of Louisiana System Foundation for student study abroad initiatives $ 75,000

Payable out of the State General Fund (Direct) to the New Orleans Achievement Foundation for operational programming and community service initiatives $ 75,000

Payable out of the State General Fund (Direct) to NOLA Can Do Kids, Inc. for operational programming and mentoring $ 50,000

Payable out of the State General Fund (Direct) to The 18th Ward for lighting and programs $ 200,000

Payable out of the State General Fund (Direct) to the McDonogh 35 Alumni Association for student, teacher, and school support initiatives $ 25,000

Payable out of the State General Fund (Direct) to the New Orleans East Restoration Project for beautification and community support initiatives $ 25,000

Payable out of the State General Fund (Direct) to the town of Baldwin for capital improvements, renovations, acquisition of police cars, and equipment $ 50,000

Payable out of the State General Fund (Direct) to the Baton Rouge Youth Coalition, Inc. for career services programs $ 100,000

Payable out of the State General Fund (Direct) to the city of Franklin for lighting and infrastructure $ 50,000

Payable out of the State General Fund (Direct) to the city of Patterson Police Department for equipment, uniforms, and acquisition of vehicles $ 50,000

Payable out of the State General Fund (Direct) to the town of Berwick for lighting and improvements $ 25,000

Payable out of the State General Fund (Direct) to the Evangeline Parish Police Jury for the Evangeline Parish Detention Center road project $ 250,000

Payable out of the State General Fund (Direct) to the city of Morgan City for infrastructure improvements $ 25,000

Payable out of the State General Fund (Direct) to the St. Mary Parish Government for planning and development of a jail $ 50,000

Payable out of the State General Fund (Direct) to the Maritime Museum Louisiana for lighthouse restorations $ 200,000

Payable out of the State General Fund (Direct) to the city of Gretna for road repairs and improvements $ 250,000

Payable out of the State General Fund (Direct) to the city of Kenner for road repairs and improvements to Roosevelt Boulevard $ 250,000

Payable out of the State General Fund (Direct) to the Southern University Agricultural and Mechanical College Alumni Foundation for scholarships $ 100,000

Payable out of the State General Fund (Direct) to the Greater Baton Rouge Economic Partnership for the Emerge Center $ 62,500

Payable out of the State General Fund (Direct) to the Cortana Corridor Economic Development District for a community center in Metro Council District 6 $ 250,000

Payable out of the State General Fund (Direct) to the town of Albany Police Department for the purchase of police gear and equipment $ 50,000

Payable out of the State General Fund (Direct) to the town of Livingston Police Department for the purchase of police gear and equipment $ 50,000

Payable out of the State General Fund (Direct) to the St. Helena Economic Development Foundation $ 44,000

Payable out of the State General Fund (Direct) to the town of Killian for the purchase of a tractor and trailer $ 50,000

Payable out of the State General Fund (Direct) to the Parish Fire Protection District No. 1 in Livingston Parish for repairs, operations, and equipment $ 50,000

Payable out of the State General Fund (Direct) to the village of Tangipahoa for police equipment and water and sewer infrastructure $ 20,000

Payable out of the State General Fund (Direct) to the Livingston Parish Fair Association for buildings and grounds improvements $ 25,000

Payable out of the State General Fund (Direct) to the Hungarian Settlement Historical Society, Inc. for buildings and grounds improvements at the Hungarian Settlement Historic Museum $ 25,000

Payable out of the State General Fund (Direct) to the town of Kentwood Police Department for equipment $ 20,000

Payable out of the State General Fund (Direct) to the village of Roseland for acquisitions and equipment $ 30,000

Payable out of the State General Fund (Direct) to the St. Helena Parish Police Jury for repairs to recreational areas and facilities $ 25,000

Payable out of the State General Fund (Direct) to the town of Amite City for the police department for acquisitions and equipment $ 20,000

Payable out of the State General Fund (Direct) to the town of Jackson for building improvements and renovations $ 55,000

Payable out of the State General Fund (Direct) to the city of Baker for utilities $ 35,000

Payable out of the State General Fund (Direct) to the city of Slidell for operations $ 250,000

Payable out of the State General Fund (Direct) to the St. Charles Parish Government for improvements to recreational areas and facilities $ 250,000

Payable out of the State General Fund (Direct) to the city of Slidell for storm damage repairs $ 150,000

Payable out of the State General Fund (Direct) to Heroes of New Orleans for after-school programming $ 250,000

Payable out of the State General Fund (Direct) to the Bossier Parish Police Jury $ 125,000

Payable out of the State General Fund (Direct) to Red River Police Jury for facility repairs $ 125,000

Payable out of the State General Fund (Direct) to the town of Abita Springs for decking repairs at

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

the Abita Springs Museum $ 150,000

Payable out of the State General Fund (Direct) to the town of Basile for elevated water tank re-coating $ 600,000

Payable out of the State General Fund (Direct) to the village of Cankton for drainage improvements $ 100,000

Payable out of the State General Fund (Direct) to the village of Folsom for recreation improvements $ 100,000

Payable out of the State General Fund (Direct) to Black Data Processing Association Monroe Chapter for community programs $ 100,000

Payable out of the State General Fund (Direct) to the Mu Zeta Foundation, Inc. for community outreach programs $ 75,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #8 *Gov. of La.*

Payable out of the State General Fund (Direct) to the Plaquemines Parish Government for improvements to the government complex and quadplex $ 250,000

Payable out of the State General Fund (Direct) to Baton Rouge Kappa Leadership and Service Foundation, Inc. for scholarships $ 50,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #9 *Gov. of La.*

Payable out of the State General Fund (Direct) to the Greater Baton Rouge Food Bank, Inc. $ 62,500

Payable out of the State General Fund (Direct) to the Louisiana Parole Project, Inc. for supplies $ 25,000

Payable out of the State General Fund (Direct) to Jefferson Parish Government for the Westminster Community Center in Marrero $ 250,000

Payable out of the State General Fund (Direct) to the Pointe Coupee Parish Government for False River restoration and bulkheads $ 250,000

Payable out of the State General Fund (Direct) to the city of Mandeville for police department acquisitions $ 50,000

Payable out of the State General Fund (Direct) to the St. Tammany Parish Recreation District No. 4 $ 50,000

Payable out of the State General Fund (Direct) to the village of Bienville for road repairs and drainage $ 100,000

Payable out of the State General Fund (Direct) to the city of Broussard for the Lake Talon Road sewer project $ 250,000

Payable out of the State General Fund (Direct) to the Jackson Parish School District for acquisitions, equipment, and operating expenses $ 200,000

Payable out of the State General Fund (Direct) to the St. Bernard Parish Government for community improvements in Meraux $ 150,000

Payable out of the State General Fund (Direct) to Acadiana's Operation We Care, Inc. for programs and youth development $ 83,000

Payable out of the State General Fund (Direct) to Winn Parish School Board for acquisitions, equipment, and operating expenses $ 200,000

Payable out of the State General Fund (Direct) to the Lafayette Economic Development Authority for economic strategic initiatives $ 83,000

Payable out of the State General Fund (Direct) to the village of Calvin for road repairs $ 50,000

Payable out of the State General Fund (Direct) to the village of Castor for acquisitions, equipment, and operating expenses $ 50,000

Payable out of the State General Fund (Direct) to the Covenant House New Orleans for community programs $ 250,000

Payable out of the State General Fund (Direct) to the city of Shreveport $ 125,000

Payable out of the State General Fund (Direct) to the village of Dodson for road repairs and drainage $ 50,000

Payable out of the State General Fund (Direct) to the Broadmoor Neighborhood Association for capital improvements $ 250,000

Payable out of the State General Fund (Direct) to Better Schools For America for teacher resources and after-school mentoring $ 125,000

Payable out of the State General Fund (Direct) to the Ascension Parish Police Jury for improvements to Parker Road $ 500,000

Payable out of the State General Fund (Direct) to Community Outreach Services LLC for community programming $ 125,000

Payable out of the State General Fund (Direct) to the St. John the Baptist Parish Government for drainage in Reserve $ 250,000

Payable out of the State General Fund (Direct) to the Oil Center Renaissance Association for infrastructure improvements and business attraction projects $ 250,000

Payable out of the State General Fund (Direct) to the West 30's Redemption Company, Inc. for expenses associated with construction and renovation projects $ 500,000

Payable out of the State General Fund (Direct) to Recreation District No. 3 of Livingston Parish for recreational improvements $ 250,000

Payable out of the State General Fund (Direct) to the Ozone Music Education Foundation, Inc. for the Ozone Music Festival $ 50,000

Payable out of the State General Fund (Direct) to Washington Parish Government for improvements $ 250,000

Payable out of the State General Fund (Direct) to the Claiborne Parish Police Jury for a vocational-technical school $ 240,000

Payable out of the State General Fund (Direct) to the city of Alexandria for drainage projects $ 125,000

Payable out of the State General Fund (Direct) to the city of Pineville for drainage projects. $ 125,000

Payable out of the State General Fund (Direct) to the Delta Sigma Theta Sorority, Inc. Lake Charles Alumnae Chapter for community programs $ 125,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #10 *Gov. of La.*

Payable out of the State General Fund (Direct) to Kappa Alpha Psi Lake Area Foundation for community outreach $ 125,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #11 *Gov. of La.*

Payable out of the State General Fund (Direct) to the village of Hodge for road repairs $ 50,000

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Payable out of the State General Fund (Direct) to the town of Winnfield for road repairs $ 100,000

Payable out of the State General Fund (Direct) to the Terrebonne Consolidated Government for the Airbase Park master plan $ 250,000

Payable out of the State General Fund (Direct) to the National Association of African American Economic Development $ 250,000

Payable out of the State General Fund (Direct) to the city of Shreveport for recreational improvements and equipment in the Cedar Grove area $ 90,000

Payable out of the State General Fund (Direct) to the city of Shreveport for expenses related to the Independence Bowl $ 160,000

Payable out of the State General Fund (Direct) to the Rapides Parish Police Jury for fire protection districts $ 70,000

Payable out of the State General Fund (Direct) to the Evangeline Parish Police Jury for fire protection districts $ 40,000

Payable out of the State General Fund (Direct) to the city of New Iberia for crime center infrastructure $ 250,000

Payable out of the State General Fund (Direct) to the Baton Rouge Speech and Hearing Foundation, Inc. $ 62,500

Payable out of the State General Fund (Direct) to the Lafayette Parish School Board for Northside High School $ 83,000

Payable out of the State General Fund (Direct) to the East Baton Rouge Consolidated Government for the Department of Juvenile Services for Project Rest $ 80,000

Payable out of the State General Fund (Direct) to the Tangipahoa Parish Government for renovations to the Husser Community Center $ 50,000

Payable out of the State General Fund (Direct) to The National World War II Museum, Inc. $ 500,000

Payable out of the State General Fund (Direct) to the Lincoln Parish Police Jury for operations and acquisitions $ 150,000

Payable out of the State General Fund (Direct) to New Covenant Ministries International $ 10,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #12 *Gov. of La.*

Payable out of the State General Fund (Direct) to Tea Time Etiquette, LLC for youth initiatives $ 50,000

Payable out of the State General Fund (Direct) to the New Growth Economic Development Association $ 75,000

Payable out of the State General Fund (Direct) to No Limits No Boundaries $ 35,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #13 *Gov. of La.*

Payable out of the State General Fund (Direct) to the Life Choices Pregnancy Resource Center $ 25,000

Payable out of the State General Fund (Direct) to The Cooley House Foundation, Inc. $ 25,000

Payable out of the State General Fund by Statutory Dedications out of the Capital Outlay Savings Fund to the village of Bonita for repairs, acquisitions, equipment, and improvements to the water system $ 800,000

Payable out of the State General Fund (Direct) to Project Seek $ 125,000

Payable out of the State General Fund (Direct) for Big Brothers/Big Sisters of Acadiana, Inc. $ 125,000

Payable out of the State General Fund (Direct) for Big Brothers/Big Sisters of Southwest Louisiana, Inc. $ 125,000

Payable out of the State General Fund (Direct) for Chez Hope in St. Mary Parish $ 10,000

Payable out of the State General Fund (Direct) for Hampco, Inc. $ 200,000

Payable out of the State General Fund (Direct) for JRF Outreach $ 400,000

Payable out of the State General Fund (Direct) for Kentwood Recreation Park $ 200,000

Payable out of the State General Fund (Direct) for Louisiana Leadership Institute $ 1,500,000

Payable out of the State General Fund (Direct) for Magnolia Community Services $ 150,000

Payable out of the State General Fund (Direct) for Morgan City $ 20,000

Payable out of the State General Fund (Direct) for New Orleans & Company $ 500,000

Payable out of the State General Fund (Direct) for Pierre Part Belle River Museum, Inc. $ 100,000

Payable out of the State General Fund (Direct) for Roots of Music $ 200,000

Payable out of the State General Fund (Direct) for Special Olympics, Inc. $ 300,000

Payable out of the State General Fund (Direct) for St. Martin Water and Sewer District No. 1 $ 100,000

Payable out of the State General Fund (Direct) for St. Mary Recreation District No. 2 $ 100,000

Payable out of the State General Fund (Direct) for the American Rose Society $ 100,000

Payable out of the State General Fund (Direct) for the Baton Rouge Art Gallery $ 500,000

Payable out of the State General Fund (Direct) for the Bogalusa YMCA $ 200,000

Payable out of the State General Fund (Direct) for the Louisiana Center Against Poverty $ 300,000

Payable out of the State General Fund (Direct) for the Southern University Foundation $ 100,000

Payable out of the State General Fund (Direct) for the Teche Action Clinic $ 200,000

Payable out of the State General Fund (Direct) for the town of Berwick $ 200,000

Payable out of the State General Fund (Direct) for Veterans Memorial Park completion $ 25,000

Payable out of the State General Fund (Direct) to the Grant Parish Sheriff's Office for improvements to buildings $ 150,000

Payable out of the State General Fund (Direct) to Answer ALS for research initiatives $ 900,000

Payable out of the State General Fund (Direct) to Community Caregivers of Northwest Louisiana, Inc. for planning and construction of a community center $ 50,000

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Payable out of the State General Fund (Direct) to Early Partners for early childhood location growth and expansion $ 100,000

Payable out of the State General Fund (Direct) to Grandparents Raising Grandchildren of Louisiana $ 75,000

Payable out of the State General Fund (Direct) to Hotel Hope for housing and support services for women and children $ 150,000

Payable out of the State General Fund (Direct) to Knights of Columbus Post 4874 in Ponchatoula $ 10,000

Payable out of the State General Fund (Direct) to Lafourche Fire Protection District No. 1 for a fire training tower $ 150,000

Payable out of the State General Fund (Direct) to Made in America, Inc. for the construction of the Workforce Resource Center $ 200,000

Payable out of the State General Fund (Direct) to Maroon Workspace for small business training and development $ 75,000

Payable out of the State General Fund (Direct) to Monterey Rural Water System, Inc., for plant repairs $ 30,000

Payable out of the State General Fund (Direct) to New Orleans Mardi Gras Indian Council, Inc. for education and programming $ 25,000

Payable out of the State General Fund (Direct) to NewCorp, Inc. for 7th Ward revitalization $ 100,000

Payable out of the State General Fund (Direct) to Now I'm Alive Ministries for re-entry programs for women $ 80,000

Payable out of the State General Fund (Direct) to Of Moving Colors Productions $ 100,000

Payable out of the State General Fund (Direct) to Ouachita Parish Government for the purchase of a dump truck $ 225,000

Payable out of the State General Fund (Direct) to Plaquemines Parish Government for Oakville Senior Center for community engagement and outreach operations $ 20,000

Payable out of the State General Fund (Direct) to Pointe Coupee Parish Government $ 25,000

Payable out of the State General Fund (Direct) to Ponchatoula High School for softball boosters and facilities $ 10,000

Payable out of the State General Fund (Direct) to Rapides Parish Police Jury for for debris removal from Bayou Rapides $ 150,000

Payable out of the State General Fund (Direct) to St. Charles Parish Council District 2 for a municipal mowing agreement $ 50,000

Payable out of the State General Fund (Direct) to St. Charles Parish Government for Engineers Canal Pump Station improvements $ 150,000

Payable out of the State General Fund (Direct) to St. Charles Parish Government for Primrose Canal Bank Stabilization, Phase I $ 150,000

Payable out of the State General Fund (Direct) to St. John the Baptist Parish Government for the Comprehensive Water Improvement Program $ 150,000

Payable out of the State General Fund (Direct) to St. Tammany Parish Government for renovation of Camp Salmen Historic Lodge $ 100,000

Payable out of the State General Fund (Direct) to Tangipahoa Parish Recreation District No. 39A in Independence $ 25,000

Payable out of the State General Fund (Direct) to Teach for America, Inc. $ 250,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #14 *Gov. of La.*

Payable out of the State General Fund (Direct) to the Algiers Development District for recreational infrastructure $ 75,000

Payable out of the State General Fund (Direct) to the Algiers Development District for a Bretchel Park feasibility study with the Westbank Redevelopment Corporation $ 30,000

Payable out of the State General Fund (Direct) to the Algiers Development District for an early education community garden program $ 30,000

Payable out of the State General Fund (Direct) to the Algiers Development District for human assistance needs and development initiatives $ 75,000

Payable out of the State General Fund (Direct) to the Algiers Economic Development Foundation for career and educational programs $ 75,000

Payable out of the State General Fund (Direct) to the Amistad Research Center for programming and operating expenses $ 100,000

Payable out of the State General Fund (Direct) to the ARC of Assumption for operating expenses $ 50,000

Payable out of the State General Fund (Direct) to the ARC of East Ascension for operating expenses $ 50,000

Payable out of the State General Fund (Direct) to the ARC of St. James for operating expenses $ 50,000

Payable out of the State General Fund (Direct) to the Ascension Parish Government for engineering, design, and improvements to Home Port Drive $ 250,000

Payable out of the State General Fund (Direct) to the Baton Rouge Early Childhood Education Collaborative $ 300,000

Payable out of the State General Fund (Direct) to the Bayou Blue Fire Department in Iberville Parish $ 25,000

Payable out of the State General Fund (Direct) to the Bayou Blue Fire Protection District $ 100,000

Payable out of the State General Fund (Direct) to the Bayou Cane Fire Protection District $ 200,000

Payable out of the State General Fund (Direct) to the Bayou Pigeon Heritage Association $ 15,000

Payable out of the State General Fund (Direct) to the Beauregard Parish Police Jury for road repairs $ 75,000

Payable out of the State General Fund (Direct) to the Beauregard Parish Sheriff's Office for fence installation $ 100,000

Payable out of the State General Fund (Direct) to the Black Men of Labor for education and cultural preservation programming $ 50,000

Payable out of the State General Fund (Direct) to the Burden Foundation in Baton Rouge $ 250,000

Payable out of the State General Fund (Direct) to the Cameron Parish Police Jury for LA

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Highway 27	$	300,000
Payable out of the State General Fund (Direct) to the city of Abbeville for sidewalks on Martin Luther King, Jr. Drive	$	100,000
Payable out of the State General Fund (Direct) to the city of Alexandria Police Department for the PACTS initiative	$	100,000
Payable out of the State General Fund (Direct) to the city of Baker	$	75,000
Payable out of the State General Fund (Direct) to the city of Dequincy for fire department equipment	$	115,000
Payable out of the State General Fund (Direct) to the city of Franklin for ceiling tiles at both recreation centers	$	60,000
Payable out of the State General Fund (Direct) to the city of Franklin for Grevemberg House exterior painting and facade restoration	$	100,000
Payable out of the State General Fund (Direct) to the city of Franklin for parking lot construction at city hall	$	50,000
Payable out of the State General Fund (Direct) to the city of Franklin for restoration of original wooden staircases at city hall and interior painting	$	350,000
Payable out of the State General Fund (Direct) to the city of Franklin for Teche Theater Green Room foundation and structure repairs and interior lighting upgrades	$	75,000
Payable out of the State General Fund (Direct) to the city of Franklin for the Parc Sur La Teche bulkhead and boardwalk permitting and engineering	$	60,000
Payable out of the State General Fund (Direct) to the city of Franklin for the replacement of historic palm trees at city hall	$	6,000
Payable out of the State General Fund (Direct) to the city of Gretna for beautification	$	100,000
Payable out of the State General Fund (Direct) to the city of Harahan for costs associated with the veterans memorial park	$	100,000
Payable out of the State General Fund (Direct) to the city of Harahan Police Department for the purchase of bulletproof vests	$	12,500
Payable out of the State General Fund (Direct) to the city of Harahan Police Department for the purchase of electronic defibrillators	$	12,500
Payable out of the State General Fund (Direct) to the city of Kenner for Roosevelt Boulevard improvements between Airline Drive and West Metairie Avenue	$	100,000
Payable out of the State General Fund (Direct) to the city of Kenner Police Department for police cameras	$	480,000
Payable out of the State General Fund (Direct) to the city of Lake Charles	$	200,000
Payable out of the State General Fund (Direct) to the city of Minden for the acquisition of generators for the Department of Public Works	$	60,000
Payable out of the State General Fund (Direct) to the city of Monroe for the purchase of equipment	$	250,000
Payable out of the State General Fund (Direct) to the city of Natchitoches for street improvements	$	100,000
Payable out of the State General Fund (Direct) to the city of New Iberia for teen courts, youth services, and youth engagement initiatives	$	75,000
Payable out of the State General Fund (Direct) to the city of New Orleans for the Department of Parks and Parkways	$	200,000
Payable out of the State General Fund (Direct) to the city of New Orleans for the Office of Resilience and Sustainability	$	220,000
Payable out of the State General Fund (Direct) to the city of New Roads	$	25,000
Payable out of the State General Fund (Direct) to the city of Opelousas	$	100,000
Payable out of the State General Fund (Direct) to the city of Plaquemine Police Department	$	20,000
Payable out of the State General Fund (Direct) to the city of Ponchatoula for cemetery upgrades and repair	$	75,000
Payable out of the State General Fund (Direct) to the city of Ponchatoula for the athletic park	$	250,000
Payable out of the State General Fund (Direct) to the city of St. Martinville for equipment	$	250,000
Payable out of the State General Fund (Direct) to the city of Sulphur	$	200,000
Payable out of the State General Fund (Direct) to the city of Vinton for law enforcement equipment	$	20,000
Payable out of the State General Fund (Direct) to the city of West Monroe for costs associated with identifying infrastructure lines, including all utility lines	$	250,000
Payable out of the State General Fund (Direct) to the city of Westlake	$	200,000
Payable out of the State General Fund (Direct) to the city of Winnfield for road improvements	$	100,000
Payable out of the State General Fund (Direct) to the city of Youngsville for water and road infrastructure	$	600,000
Payable out of the State General Fund (Direct) to the city of Zachary	$	50,000
Payable out of the State General Fund (Direct) to the Claiborne Parish Police Jury to purchase road equipment	$	125,000
Payable out of the State General Fund (Direct) to the Community Foundation of Acadiana for the Holy Family School	$	150,000
Payable out of the State General Fund (Direct) to the Covington Fire Department for fire station facility upgrades	$	150,000
Payable out of the State General Fund (Direct) to the Covington Fire Department for firefighter safety gear	$	100,000
Payable out of the State General Fund (Direct) to the Covington Police Department for equipment upgrades	$	250,000
Payable out of the State General Fund (Direct) to the D.A. Varnado Store Museum for operating expenses	$	200,000
Payable out of the State General Fund (Direct) to the city of DeRidder Police Department for computer equipment	$	60,000
Payable out of the State General Fund (Direct)		

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

to the East Baton Rouge Parish School System	$	50,000
Payable out of the State General Fund (Direct) to the East Feliciana Parish Sheriff's Office	$	25,000
Payable out of the State General Fund (Direct) to the Family and Youth Service Center	$	200,000
Payable out of the State General Fund (Direct) to the Family Center of Hope for education and social services programming	$	100,000
Payable out of the State General Fund (Direct) to the Grant Parish Police Jury for road maintenance	$	100,000
Payable out of the State General Fund (Direct) to the Grosse Tete Fire Department	$	25,000
Payable out of the State General Fund (Direct) to the Holy Angels Residential Facility for safety and security upgrades and improvements	$	50,000
Payable out of the State General Fund (Direct) to the Hospice of Acadiana	$	200,000
Payable out of the State General Fund (Direct) to the Humane Society of the Felicianas for fencing	$	52,000
Payable out of the State General Fund (Direct) to the Iberville Parish Sheriff's Office	$	25,000
Payable out of the State General Fund (Direct) to the Jefferson Davis Parish Police Jury for equipment	$	250,000
Payable out of the State General Fund (Direct) to the Jefferson Davis Parish Sheriff's Office	$	50,000
Payable out of the State General Fund (Direct) to the Jefferson Parish Government for land acquisition, repairs, and improvements to historic properties located in Jefferson Parish Council District No. 2	$	1,000,000
Payable out of the State General Fund (Direct) to the Jefferson Parish Government to support Giving Hope NOLA's food distribution center located on the Westbank of Jefferson Parish	$	200,000
Payable out of the State General Fund (Direct) to the Jefferson Parish Parks and Recreation Program for enhancements to Thomas Jefferson Park	$	50,000
Payable out of the State General Fund (Direct) to the Jefferson Parish Sheriff's Office for 22 FLOW 556K suppressors for the SWAT team	$	21,920
Payable out of the State General Fund (Direct) to the Jefferson Parish Sheriff's Office for a pressure washer system for vehicles	$	20,672
Payable out of the State General Fund (Direct) to the Knock Knock Children's Museum, Inc.	$	250,000
Payable out of the State General Fund (Direct) to the Lafayette Economic Development Authority	$	150,000
Payable out of the State General Fund (Direct) to the Lakeshore Indians Booster Club for the Lakeshore Playground	$	2,496,000
Payable out of the State General Fund (Direct) to the Lighthouse Ranch for Boys, Inc., for building repair tools and equipment	$	75,000
Payable out of the State General Fund (Direct) to the Lincoln Parish Police Jury for industrial park site development	$	225,000
Payable out of the State General Fund (Direct) to the Lincoln Parish Sheriff's Office for the purchase of a side by side vehicle	$	22,500
Payable out of the State General Fund (Direct) to the Livingston Parish Government for engineering, design, and improvements to Home Port Drive and Kinchen Road	$	250,000
Payable out of the State General Fund (Direct) to the Louisiana Art and Science Museum, Inc.	$	250,000
Payable out of the State General Fund (Direct) to the Louisiana Blue Tarp Program	$	1,000,000
Payable out of the State General Fund (Direct) to the Louisiana Chamber of Commerce Foundation	$	50,000
Payable out of the State General Fund (Direct) to the Louisiana Children's Advocacy Center for Covington Hope House	$	150,000
Payable out of the State General Fund (Direct) to the Louisiana Endowment for the Humanities	$	1,500,000
Payable out of the State General Fund (Direct) to the Louisiana Sheriffs' Association for a task force	$	90,000
Payable out of the State General Fund (Direct) to the Louisiana Sports Academy	$	150,000
Payable out of the State General Fund (Direct) to the Louisiana Sports Hall of Fame Foundation	$	100,000
Payable out of the State General Fund (Direct) to the Magnolia Care Center Veterans Home	$	125,000
Payable out of the State General Fund (Direct) to the Mandeville Police Department for a high water rescue vehicle	$	350,000
Payable out of the State General Fund (Direct) to the McKinley High School Alumni Association	$	100,000
Payable out of the State General Fund (Direct) to the Morehouse Parish Sheriff's Office for improvements to the emergency operations center	$	25,000
Payable out of the State General Fund (Direct) to the Morehouse Police Jury for public works equipment	$	75,000
Payable out of the State General Fund (Direct) to the New Orleans Downtown Development District for beautification	$	50,000
Payable out of the State General Fund (Direct) to the New Orleans Second City Court Constable for a vehicle purchase	$	50,000
Payable out of the State General Fund (Direct) to the NORD Foundation for equipment and programming	$	100,000
Payable out of the State General Fund (Direct) to the Oakdale City Judge to purchase equipment and for maintenance of existing facilities	$	30,000
Payable out of the State General Fund (Direct) to the office of the district attorney in Rapides Parish for computers and computer software	$	15,000
Payable out of the State General Fund (Direct) to the Open Health Care Center	$	250,000
Payable out of the State General Fund (Direct) to the Opportunity Industrialization Center of Ouachita, Inc.	$	200,000
Payable out of the State General Fund (Direct) to the Orleans Parish Civil District Court for the Assistive Outpatient Treatment Program	$	100,000
Payable out of the State General Fund (Direct) to the Orleans Parish Criminal Clerk of Court for costs associated with expungements	$	50,000

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Payable out of the State General Fund (Direct) to the Ouachita Parish School Board for the purchase of a mini truck	$	25,000
Payable out of the State General Fund (Direct) to the Ouachita Parish Sheriff's Office for parking lot improvements to the public rifle range	$	100,000
Payable out of the State General Fund (Direct) to the Parks and Recreation Department of Jefferson Parish Government for general improvements to Little Farms playground	$	100,000
Payable out of the State General Fund (Direct) to the Plaquemine Fire Department	$	25,000
Payable out of the State General Fund (Direct) to the Plaquemines Parish Government for recreational infrastructure on the east bank of Plaquemines Parish	$	20,000
Payable out of the State General Fund (Direct) to the PLEASE Foundation	$	262,000
Payable out of the State General Fund (Direct) to the Pointe Coupee Parish Sheriff's Office	$	25,000
Payable out of the State General Fund (Direct) to the Redell Vidrine Water System to purchase or replace equipment	$	70,000
Payable out of the State General Fund (Direct) to the River Road African American Museum for operating expenses	$	100,000
Payable out of the State General Fund (Direct) to the Rosedale Volunteer Fire Department	$	25,000
Payable out of the State General Fund (Direct) to the Sabine Parish School Board for purchase of metal detectors	$	50,000
Payable out of the State General Fund (Direct) to the Sabine Parish Sheriff's Office to purchase and outfit a patrol/rescue boat	$	150,000
Payable out of the State General Fund (Direct) to the Scott Volunteer Fire Department for building construction	$	150,000
Payable out of the State General Fund (Direct) to the Sewerage and Water Board of New Orleans	$	500,000
Payable out of the State General Fund (Direct) to the Silverback Society for training and programming	$	50,000
Payable out of the State General Fund (Direct) to the St. Bernard Parish Sheriff's Office	$	100,000
Payable out of the State General Fund (Direct) to the St. George Fire Department for land acquisition	$	350,000
Payable out of the State General Fund (Direct) to the St. James Parish Government for engineering, repairs, and improvements to faulty drainage infrastructure on the parish streets of Amy, Maura, and Sugarhouse	$	250,000
Payable out of the State General Fund (Direct) to the St. Landry Parish Sheriff's Office	$	25,000
Payable out of the State General Fund (Direct) to the Team Gleason Foundation	$	100,000
Payable out of the State General Fund (Direct) to the town of Addis	$	25,000
Payable out of the State General Fund (Direct) to the town of Addis Police Department	$	20,000
Payable out of the State General Fund (Direct) to the town of Albany for infrastructure	$	75,000
Payable out of the State General Fund (Direct) to the town of Arnaudville Police Department	$	20,000
Payable out of the State General Fund (Direct) to the town of Ball for costs associated with a pump generator	$	30,000
Payable out of the State General Fund (Direct) to the town of Benton for the Lift Station	$	250,000
Payable out of the State General Fund (Direct) to the town of Brusly	$	25,000
Payable out of the State General Fund (Direct) to the town of Brusly Police Department	$	20,000
Payable out of the State General Fund (Direct) to the town of Clinton Police Department	$	20,000
Payable out of the State General Fund (Direct) to the town of Cotton Valley for water tower maintenance	$	25,000
Payable out of the State General Fund (Direct) to the town of Ferriday for water plant and sewer repairs	$	160,000
Payable out of the State General Fund (Direct) to the town of Glenmora for recreation equipment and building repairs	$	15,000
Payable out of the State General Fund (Direct) to the town of Gueydan for costs associated with an electrical system	$	300,000
Payable out of the State General Fund (Direct) to the town of Hessmer to purchase a GPR unit for the water department	$	30,000
Payable out of the State General Fund (Direct) to the town of Independence for the sewer plant	$	100,000
Payable out of the State General Fund (Direct) to the town of Iowa for the fire department	$	50,000
Payable out of the State General Fund (Direct) to the town of Jonesboro for road improvements	$	100,000
Payable out of the State General Fund (Direct) to the town of Kentwood for a baseball park	$	300,000
Payable out of the State General Fund (Direct) to the town of Krotz Springs Police Department	$	20,000
Payable out of the State General Fund (Direct) to the town of Leonville Police Department	$	20,000
Payable out of the State General Fund (Direct) to the town of Livonia	$	25,000
Payable out of the State General Fund (Direct) to the town of Livonia Police Department	$	20,000
Payable out of the State General Fund (Direct) to the town of Madisonville for infrastructure	$	100,000
Payable out of the State General Fund (Direct) to the town of Madisonville for Maritime Museum Louisiana	$	25,000
Payable out of the State General Fund (Direct) to the town of Many for the Youth Baseball Complex for press box/concession and restroom rehabilitation and security	$	100,000
Payable out of the State General Fund (Direct) to the town of McNary for water system repairs	$	100,000
Payable out of the State General Fund (Direct) to the town of Plaucheville to purchase a truck for the water department	$	20,000
Payable out of the State General Fund (Direct) to the town of Pollock for repair and remodeling of a workshop and office	$	25,000

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Payable out of the State General Fund (Direct) to the town of Port Barre Police Department	$	20,000
Payable out of the State General Fund (Direct) to the town of Sarepta for water infrastructure projects	$	100,000
Payable out of the State General Fund (Direct) to the town of Springfield for equipment	$	250,000
Payable out of the State General Fund (Direct) to the town of Sterlington for green space upgrades and development	$	15,000
Payable out of the State General Fund (Direct) to the town of Stonewall for road improvement projects	$	50,000
Payable out of the State General Fund (Direct) to the town of Vivian for infrastructure improvements	$	100,000
Payable out of the State General Fund (Direct) to the town of Welsh for the Friends of Welsh Museum	$	50,000
Payable out of the State General Fund (Direct) to the town of Zwolle for landscaping and maintenance of town baseball/softball fields and basketball courts	$	30,000
Payable out of the State General Fund (Direct) to the town of Zwolle for maintenance, landscaping, and beautification of the downtown area	$	30,000
Payable out of the State General Fund (Direct) to the Tulane Sickle Cell Center of Southern Louisiana	$	50,000
Payable out of the State General Fund (Direct) to the Vernon Parish Police Jury for Glass Window Cemetery Road repairs and tourism	$	105,000
Payable out of the State General Fund (Direct) to the Vernon Parish Sheriff's Department for law enforcement equipment	$	85,000
Payable out of the State General Fund (Direct) to the village of Cankton for water treatment plant upgrades	$	210,000
Payable out of the State General Fund (Direct) to the village of Creola for security cameras associated with litter abatement initiatives	$	8,000
Payable out of the State General Fund (Direct) to the village of Dixie Inn	$	30,000
Payable out of the State General Fund (Direct) to the village of Doyline for water system improvements	$	40,000
Payable out of the State General Fund (Direct) to the village of Grand Cane for pavement improvements on Main Street	$	50,000
Payable out of the State General Fund (Direct) to the village of Grosse Tete	$	25,000
Payable out of the State General Fund (Direct) to the village of Grosse Tete Police Department	$	20,000
Payable out of the State General Fund (Direct) to the village of Heflin to purchase a police vehicle	$	25,000
Payable out of the State General Fund (Direct) to the village of Morganza	$	25,000
Payable out of the State General Fund (Direct) to the village of Pleasant Hill Police Department for purchase of radio equipment	$	5,000
Payable out of the State General Fund (Direct) to the village of Rosedale	$	25,000
Payable out of the State General Fund (Direct) to the village of Rosedale Police Department	$	20,000
Payable out of the State General Fund (Direct) to the village of Simpson for road repairs	$	75,000
Payable out of the State General Fund (Direct) to the village of Spearsville for town hall upgrades	$	20,000
Payable out of the State General Fund (Direct) to the village of Tickfaw for a sewer lift station	$	75,000
Payable out of the State General Fund (Direct) to the village of Washington	$	75,000
Payable out of the State General Fund (Direct) to the West Baton Rouge Parish Sheriff's Office	$	25,000
Payable out of the State General Fund (Direct) to the West Carroll Parish Police Jury for emergency road repairs	$	150,000
Payable out of the State General Fund (Direct) to the West Feliciana Parish School System for storm damage	$	350,000
Payable out of the State General Fund (Direct) to the West Feliciana Parish Sheriff's Office	$	25,000
Payable out of the State General Fund (Direct) to the Winn Parish Sheriff's Office to purchase replacement vehicles	$	150,000
Payable out of the State General Fund (Direct) to the Xtreme Measures Women Business Center for operating expenses	$	100,000
Payable out of the State General Fund (Direct) to the Zachary Taylor Parkway Commission for operating expenses	$	100,000
Payable out of the State General Fund (Direct) to Upturn Arts for programming	$	25,000
Payable out of the State General Fund (Direct) to Volunteers of America of North Louisiana for the Communities in Schools Program	$	300,000
Payable out of the State General Fund (Direct) to Washington Parish Fairgrounds for lighting to enhance walking trails and small group areas	$	150,000
Payable out of the State General Fund (Direct) to Washington Parish Government for services rendered to survivors of sexual assault	$	75,000
Payable out of the State General Fund (Direct) for the Scott Fire Station	$	100,000
Payable out of the State General Fund (Direct) to Lafayette Parish Government for Focus Clubhouse, Inc.	$	100,000
Payable out of the State General Fund (Direct) to the Bright School for the Deaf	$	75,000
Payable out of the State General Fund (Direct) to the Caldwell Parish Police Jury for drainage improvements	$	100,000
Payable out of the State General Fund (Direct) to the Catahoula Parish Police Jury for hard surface projects	$	300,000
Payable out of the State General Fund (Direct) to the city of Shreveport for lighting upgrades	$	250,000
Payable out of the State General Fund (Direct) to the Concordia Parish Police Jury for drainage improvements	$	100,000
Payable out of the State General Fund (Direct) to the Fifth Ward Recreation District	$	350,000

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Payable out of the State General Fund (Direct) to the Franklin Parish Police Jury for drainage improvements $ 150,000

Payable out of the State General Fund (Direct) to the LaSalle Parish Police Jury for drainage improvements $ 150,000

Payable out of the State General Fund (Direct) to the town of St. Francisville for street repairs $ 100,000

Payable out of the State General Fund (Direct) to Rapides Parish Fire District No. 6 for equipment purchases $ 40,000

Payable out of the State General Fund (Direct) to Fire Protection District No. 5 in Livingston Parish for self-contained breathing apparatus $ 180,000

Payable out of the State General Fund (Direct) to Friends of Plaquemine Lock State Historic Site, Inc. $ 40,000

Payable out of the State General Fund (Direct) to Leland Water System, Inc., for system repairs $ 20,000

Payable out of the State General Fund (Direct) to Pearl River Recreation District 5 for the Pearl River Pump Slough Boat Launch and Park $ 200,000

Payable out of the State General Fund (Direct) to Richland Recreation Complex for park improvements $ 40,000

Payable out of the State General Fund (Direct) to Southwest Louisiana Center for Health Services $ 200,000

Payable out of the State General Fund (Direct) to the Avoyelles Parish Police Jury for hard surfacing of Louie Hanson Road $ 250,000

Payable out of the State General Fund (Direct) to the Bethlehem Missionary Baptist Church of Shreveport for C.C. Antoine Cemetery upgrades $ 30,000

Payable out of the State General Fund (Direct) to the city of Bossier City for panel repair on Sunflower Boulevard $ 50,000

Payable out of the State General Fund (Direct) to the city of Denham Springs for the engineering, repair, and renovation of historical parks $ 300,000

Payable out of the State General Fund (Direct) to the city of Harahan Police Department for the purchase of radios $ 55,000

Payable out of the State General Fund (Direct) to the Friends of the Louisiana Civil Rights Museum $ 50,000

Payable out of the State General Fund (Direct) to the Jena Fire Department for communications upgrades $ 40,000

Payable out of the State General Fund (Direct) to the Livingston Parish School Board for turn lane improvements at Live Oak High School $ 52,000

Payable out of the State General Fund (Direct) to the Livingston Parish School Board for lockers for the Live Oak High School sports teams $ 7,259

Payable out of the State General Fund (Direct) to the Parks and Recreation District No. 3 in the city of Denham Springs for floor overlays $ 210,000

Payable out of the State General Fund (Direct) to the town of Benton for wastewater collection improvements $ 250,000

Payable out of the State General Fund (Direct) to the town of Cullen for infrastructure improvements $ 25,000

Payable out of the State General Fund (Direct) to the town of Jonesville for park improvements and sewer upgrades $ 100,000

Payable out of the State General Fund (Direct) to the town of Winnsboro for park improvements and marquee signs $ 80,000

Payable out of the State General Fund (Direct) to the village of East Hodge for road maintenance $ 50,000

Payable out of the State General Fund (Direct) to the village of Harrisonburg for drainage improvements $ 40,000

Payable out of the State General Fund (Direct) to the YMCA of the Capital Area for pool renovations at the Paula G. Manship YMCA location $ 250,000

Payable out of the State General Fund (Direct) to LaFourche Parish Government for a pump at Lake Long for drainage $ 200,000

Payable out of the State General Fund (Direct) to the Allen Parish Police Jury to repair or replace the courthouse roof $ 350,000

Payable out of the State General Fund (Direct) to the Avoyelles Parish Coroner to purchase equipment $ 100,000

Payable out of the State General Fund (Direct) to the city of Alexandria to purchase new radios or communication equipment $ 100,000

Payable out of the State General Fund (Direct) to the village of Reeves for construction of a new City Hall building $ 50,000

Payable out of the State General Fund (Direct) to Compassion for Lives for recidivism reduction $ 100,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #15 *Gov. of La.*

Payable out of the State General Fund (Direct) to the Tangipahoa Parish Government for operations $ 50,000

Payable out of the State General Fund (Direct) to the Northeast Louisiana Development Alliances for educational programs $ 100,000

Payable out of the State General Fund (Direct) to Queens of Tomorrow, Inc. for educational and mentoring programs $ 50,000

Vetoed--June 24, 2024 */s/ Jeff Landry*
Veto #16 *Gov. of La.*

Payable out of the State General Fund (Direct) to the city of Grambling for a bus cover $ 10,000

Payable out of the State General Fund (Direct) to the village of Grand Cane for improvements to the downtown village facilities $ 40,000

Payable out of the State General Fund (Direct) to the Sabine Parish Police Jury for parish building and facility improvements $ 40,000

Payable out of the State General Fund (Direct) to the town of Zwolle for the Zwolle Police Department for equipment $ 40,000

Payable out of the State General Fund (Direct) to the town of Stonewall for street improvements $ 40,000

Payable out of the State General Fund (Direct) to the village of Pleasant Hill for water and sewer improvements $ 15,000

* As it appears in the enrolled bill

Payable out of the State General Fund (Direct) to the village of Stanley for village community center improvements and fencing	$	25,000
Payable out of the State General Fund (Direct) to the village of Longstreet for street improvements	$	15,000
Payable out of the State General Fund (Direct) to the city of Mansfield for street improvements	$	35,000
Payable out of the State General Fund (Direct) to the city of Ruston for park renovations	$	400,000
Payable out of the State General Fund (Direct) to the town of Farmerville for equipment	$	100,000
Payable out of the State General Fund (Direct) to the town of Bernice for equipment and infrastructure	$	25,000
Payable out of the State General Fund (Direct) to the town of Dubach for equipment and infrastructure	$	25,000
Payable out of the State General Fund (Direct) to the town of Marion for equipment and infrastructure	$	15,000
Payable out of the State General Fund (Direct) to the Lewisburg-Bellevue Water System, Inc. for refurbishment of the existing water tower and the installation of new water metering system	$	490,000
Payable out of the State General Fund (Direct) to the city of Jonesboro for the installation of a new water metering system and water lines and related acquisitions	$	1,500,000
Payable out of the State General Fund (Direct) to the Court Appointed Special Advocate of the Eighteenth Judicial District	$	75,000
Payable out of the State General Fund (Direct) to the town of St. Francisville for operations	$	25,000
Payable out of the State General Fund (Direct) to the Pointe Coupee Parish Government for the False River ecosystem restoration project	$	250,000
Payable out of the State General Fund (Direct) to the Backwood Village Water System, Inc. for acquisitions, tank repair, and operations	$	50,000
Payable out of the State General Fund (Direct) to the city of Carencro for the city wide water meter rehabilitation project	$	1,000,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Miscellaneous Aid Program by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Tobacco Tax Health Care Fund by ($398,671).

20-950 JUDGMENTS

Notwithstanding the provisions of R.S. 49:112, the sum of $4,700,000 or so much thereof as may be necessary, is hereby appropriated out of the State General Fund (Direct) for Fiscal Year 2023-2024 to be allocated to pay consent judgments and other final judgments against the state, Board of Tax Appeals judgments and recommendations for payment of a claim against the state, and reimbursements of attorney fees, all as provided in this Section. A judgment or recommendation may only be paid from this appropriation if it is final. All judgments and recommendations provided for in this Section shall be paid as to principal, interest, court costs, and expert witness fees as awarded in each judgment or recommendation, it being the intent herein that when the provisions of a judgment or recommendation conflict with the provisions of this Act, the provisions of the judgment or recommendation shall be controlling. Any other provision of this Act not in conflict with the provisions of a judgment or recommendation shall control. Payment shall be made as to each judgement, Board of Tax Appeals judgment or recommendation, or reimbursement for attorney fees only after presentation to the state treasurer of documentation required by the state treasurer. Further, all judgments and recommendations provided for in this Section shall be deemed to have been paid on the effective date of the Act, and interest shall cease to run as of that date. Payment of the following judgments and recommendations shall be in the amounts specified below for each:

(1) The sum of $10,602.68 for payment of the consent judgment captioned "Towanda M. Savoy versus Vonkerri L. Kelly-Dixon, Lyndon Southern Insurance Company, Louisiana Department of Transportation and Development, and the City of Lafayette", signed on August 11, 2023, between the state of Louisiana, through the Department of Transportation and Development, and Towanda M. Savoy and Lance Savoy, bearing Number 20176458, Division G, on the docket of the Fifteenth Judicial District, parish of Lafayette, state of Louisiana.

(2) The sum of $25,000.00 for payment of the consent judgment captioned "JLM Ventures, LLC Vs. Grand Paradise, LLC, et al", signed on October 11, 2023, between the state of Louisiana, through the Department of Transportation and Development, and JLM Ventures, LLC, bearing Number 46011, Division B, on the docket of the Eighteenth Judicial District, parish of West Baton Rouge, state of Louisiana.

(3) The sum of $400,000.00 for payment of the consent judgment captioned "Tharun Mittapalli versus U-Haul International, Inc., U-Haul Co. of Florida, Inc., U-Haul Co. of Louisiana, Inc., Progressive Gulf Insurance Compay, Lauren Hill Trucking, LLC, Oscar L. Floyd, Barnes Lumber Compny, Inc., the Hertz Corporation, Hertz Equipment Rental Corp., Hertz Vehicles, LLC, Permanent General Assurance Corporation, Tanika T. Adams, State of Louisiana, through the Department of Transportation and Development, Geico Casualty Company and Geico Choice Insurance Company Louisiana Consolidated with Tanika T. Adams, et al versus U-Haul International, et al Consolidated with Oscar Floyd versus U-Haul International, et al Consolidated with Vijaypal Reddy Keesara et al versus U-Haul International, et al", signed on November 3, 2023, between the state of Louisiana, through the Department of Transportation and Development, and Tharun Mittipalli, bearing Number 85,699, Division H, on the docket of the Sixteenth Judicial District, parish of St. Martin, state of Louisiana.

(4) The sum of $300,000.00 for payment of the consent judgment captioned "Tharun Mittapalli versus U-Haul International, Inc., U-Haul Co. of Florida, Inc., U-Haul Co. of Louisiana, Inc., Progressive Gulf Insurance Compay, Lauren Hill Trucking, LLC, Oscar L. Floyd, Barnes Lumber Compny, Inc., the Hertz Corporation, Hertz Equipment Rental Corp., Hertz Vehicles, LLC, Permanent General Assurance Corporation, Tanika T. Adams, State of Louisiana, through the Department of Transportation and Development, Geico Casualty Company and Geico Choice Insurance Company Louisiana Consolidated with Tanika T. Adams, et al versus U-Haul International, et al Consolidated with Oscar Floyd versus U-Haul International, et al Consolidated with Vijaypal Reddy Keesara et al versus U-Haul International, et al", signed on October 30, 2023, between the state of Louisiana, through the Department of Transportation and Development, and Tanika T. Adams, bearing Number 85,825, Division E, on the docket of the Sixteenth Judicial District, parish of St. Martin, state of Louisiana.

(5) The sum of $200,000.00 for payment of the consent judgment captioned "Tharun Mittapalli versus U-Haul International, Inc., U-Haul Co. of Florida, Inc., U-Haul Co. of Louisiana, Inc., Progressive Gulf Insurance Compay, Lauren Hill Trucking, LLC, Oscar L. Floyd, Barnes Lumber Compny, Inc., the Hertz Corporation, Hertz Equipment Rental Corp., Hertz Vehicles, LLC, Permanent General Assurance Corporation, Tanika T. Adams, State of Louisiana, through the Department of Transportation and Development, Geico Casualty Company and Geico Choice Insurance Company Louisiana Consolidated with Tanika T. Adams, et al versus U-Haul International, et al Consolidated with Oscar Floyd versus U-Haul International, et al Consolidated with Vijaypal Reddy Keesara et al versus U-Haul International, et al", signed on November 16, 2023, between the state of Louisiana, through the Department of Transportation and Development, and Vijaypal Reddy Keesara and Chandana Keesara, bearing Number 86,090, Division E, on the docket of the Sixteenth Judicial District, parish of St. Martin, state of Louisiana.

(6) The sum of $10,000.00 for payment of the consent judgment captioned "Tharun Mittapalli versus U-Haul International, Inc., U-Haul Co. of Florida, Inc., U-Haul Co. of Louisiana, Inc., Progressive Gulf Insurance Compay, Lauren Hill Trucking, LLC, Oscar L. Floyd, Barnes Lumber Compny, Inc., the Hertz Corporation, Hertz Equipment Rental Corp., Hertz Vehicles, LLC, Permanent General Assurance Corporation, Tanika T. Adams, State of Louisiana, through the Department of Transportation and Development, Geico Casualty Company and Geico Choice Insurance Company Louisiana Consolidated with Tanika T. Adams, et al versus U-Haul International, et al Consolidated with Oscar Floyd versus U-Haul International, et al Consolidated with Vijaypal Reddy Keesara et al versus U-Haul International, et al", signed on November 6, 2023, between the state of Louisiana, through the Department of Transportation and Development, and Darlene McKinney, individually and on behalf of Oscar Floyd, bearing Number 86,078, Division A, on the docket of the Sixteenth Judicial District, parish of St. Martin, state of Louisiana.

(7) The sum of $200,000.00 for payment of the consent judgment captioned "Alexis Nezat versus Seth Matthews, Pamela R. Duhon, Hartford Accident and Indemnity Company, USAA Casualty Insurance Company, and the State of Louisiana through the Department of Transportation and Development", signed on January 9, 2024, between the state of Louisiana, through the Department of Transportation and Development, and Alexis Nezat, bearing Number 2015-6125 D, on the docket of the Fifteenth Judicial District, parish of Lafayette, state of Louisiana.

(8) The sum of $22,875.22 for payment of the consent judgment captioned "Grayson Frost and Cynthia Wheeler Gossett versus Louisiana Department

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

of Transportation and Development and Jatavious Logwood, Steven Frost and GoAuto Insurance Company", signed on June 8, 2022, between the state of Louisiana, through the Department of Transportation and Development, and Cynthia Wheeler Gossett, bearing Number 20-0932, on the docket of the Fourth Judicial District, parish of Ouachita, state of Louisiana.

(9) The sum of $18,629.19 for payment of the consent judgment captioned "Grayson Frost and Cynthia Wheeler Gossett versus Louisiana Department of Transportation and Development and Jatavious Logwood, Steven Frost and GoAuto Insurance Company", signed on June 8, 2022, between the state of Louisiana, through the Department of Transportation and Development, and Grayson Frost, bearing Number 20-0932, on the docket of the Fourth Judicial District, parish of Ouachita, state of Louisiana.

(10) The sum of $350,000.00 for payment of the consent judgment captioned "Averiel Crenshaw individually and on behalf of her minor child, L.C. versus Devin Colon, GoAuto Insurance Company and State of Louisiana, through the Department of Transportation and Development", signed on July 20, 2023, between the state of Louisiana, through the Department of Transportation and Development, and Averiel D. Crenshaw, individually and on behalf of her minor child, L.C., bearing Number C-697789, Section 23, on the docket of the Nineteenth Judicial District, parish of East Baton Rouge, state of Louisiana.

(11) The sum of $14,000.00 for payment of the consent judgment captioned "Ron Kendrick versus State of Louisiana through the Department of Transportation, Development, and Walmart Stores East, Inc.", signed on September 6, 2023, between the state of Louisiana, through the Department of Transportation and Development, and Ron Kendrick, bearing Number 2016-08561, Division J, on the docket of the Civil District Court for the parish of Orleans, state of Louisiana.

(12) The sum of $495,000.00 for payment of the consent judgment captioned "Timmy D. Normand, et ux versus State of Louisiana through the Department of Transportation and Development", signed on December 20, 2023, between the state of Louisiana, through the Department of Transportation and Development, and Timmy D. Normand and Jennifer Hazleton Normand, bearing Number 79956, Division D, on the docket of the Eighteenth Judicial District, parish of Iberville, state of Louisiana.

(13) The sum of $100,000.00 for payment of the consent judgment captioned "Donnie and Wendy Hardman versus Louisiana through the Department of Transportation and Development, et al consolidated with Shane Swiger versus Louisiana through the Department of Transportation and Development, et al", signed on February 11, 2022, between the state of Louisiana, through the Department of Transportation and Development, and Shane Swiger, bearing Number 134102 B, on the docket of the Sixteenth Judicial District, parish of Iberia, state of Louisiana.

(14) The sum of $275,000.00 for payment of the consent judgment captioned "Donnie and Wendy Hardman versus Louisiana through the Department of Transportation and Development, et al consolidated with Shane Swiger versus Louisiana through the Department of Transportation and Development, et al", signed on February 11, 2022, between the state of Louisiana, through the Department of Transportation and Development, and Donnie Hardman and Wendy Hardman, bearing Number 133917 A, on the docket of the Sixteenth Judicial District, parish of Iberia, state of Louisiana.

(15) The sum of $165,000.00 for payment of the consent judgment captioned "Kimberlie Chellette Ridley, Joan Denise Ridley and Kurstin Ridley versus Louisiana Department of Transportation and Development", signed on November 16, 2018, between the state of Louisiana, through the Department of Transportation and Development, and Kimberlie Chellette Ridley, Joan Denise Ridley, and Kurstin Ridley, bearing Number 38,212 on the docket of the Fifth Judicial District, parish of Franklin, state of Louisiana.

(16) The sum of $15,000.00 for payment of the consent judgment captioned "Gloria Benoit versus Anita St. Augustina Charles D/B/A The Rock Thrift Store, et al", signed on May 11, 2023, between the state of Louisiana, through the Department of Transportation and Development, and Alvin Benoit and Ryan Benoit, bearing Number 88946-H, on the docket of the Sixteenth Judicial District, parish of St. Martin, state of Louisiana.

(17) The sum of $56,500.00 for payment of the consent judgment captioned "Nicole C. Henderson and Marva Henderson versus Union Pacific Railroad Company et al", signed on April 24, 2019, between the state of Louisiana, through the Department of Transportation and Development, and Nicole Henderson on behalf of her minor sons, bearing Number 76,956, Division A, on the docket of the Eighteenth Judicial District, parish of Iberville, state of Louisiana.

(18) The sum of $25,000.00 for payment of the consent judgment entitled Johnny Vasquez et al. versus Farm Bureau Insurance Company et al., signed on November 24, 2021, between the state of Louisiana, through the Department of Transportation and Development, and Johnny Vasquez and Sayonora Ivette Vasquez, individually and on behalf of their minor children, bearing Number C-20143510 K, on the docket of the Fifteenth Judicial District, parish of Lafayette, state of Louisiana.

(19) The sum of $125,000 for payment of the consent judgment captioned "Stormie Howard, Individually, and as the natural tutrix of the minor child, Gabriella Baker, and Gregory Baker versus the state of Louisiana, through the Department of Transportation and Development", signed on December 8, 2023, between the state of Louisiana, through the Department of Transportation and Development and Stormie Howard, Individually, and as the natural tutrix of the minor child, Gabriella Baker, and Gregory Baker, bearing Number 23,325 on the docket of the Sixth Judicial District Court, parish of East Carroll, state of Louisiana.

(20) The sum of $97,500 for payment of the consent judgment captioned "Ashlee Lowery versus the state of Louisiana, through the Department of Transportation and Development, et al", signed on January 27, 2023, between the state of Louisiana, through the Department of Transportation and Development et al and Ashlee Lowery, bearing Number 20-3463, on the docket of the Fourth Judicial District Court, parish of Ouachita, state of Louisiana.

(21)(a) The sum of $350,000 for payment of the consent judgment captioned "Anthony Smith versus the state of Louisiana, through the Department of Transportation and Development ", signed on February 15, 2024, between the state of Louisiana, through the Department of Transportation and Development and Anthony Smith, bearing Number 2020-283, on the docket of the Fourth Judicial District Court, parish of Morehouse, state of Louisiana.

(b) A sum of up to $50,000 awarded to Anthony Smith in the consent judgment captioned "Anthony Smith versus the state of Louisiana, through the Department of Transportation and Development ", signed on February 15, 2024, for future medical care and related benefits shall be payable from the Future Medical Care Fund pursuant to R.S. 39:1533.2.

(22) The sum of $15,000 for payment of the consent judgment captioned "Timothy Jones versus the state of Louisiana, through the Department of Transportation and Development et al", signed on February 9, 2024, between the state of Louisiana, through the Department of Transportation and Development et al and Timothy Jones, bearing Number 595,864, Section 25, on the docket of the Nineteenth Judicial District, parish of East Baton Rouge, state of Louisiana.

(23) The sum of $35,000 for payment of the consent judgment captioned "Kevin Rothman versus the state of Louisiana, through the Department of Transportation and Development et al", signed on February 8, 2024, between the state of Louisiana, through the Department of Transportation and Development et al and Kevin Rothman, bearing Number 397,630, Division C, on the docket of the Nineteenth Judicial District, parish of East Baton Rouge, state of Louisiana.

(24) The sum of $400,000 for payment of the consent judgment captioned "Ward Griffing and Lisa Griffing o/b/o Martha Anne Griffing versus the state of Louisiana, through the Department of Transportation and Development", signed on April 10, 2024, between the state of Louisiana, through the Department of Transportation and Development and Ward Griffing and Lisa Griffing, bearing Number 35,707, on the docket of the Second Judicial District, parish of Jackson, state of Louisiana.

(25)(a) The sum of $349,300 for payment of the consent judgment captioned "Todd Duet and Jason Duet versus the the state of Louisiana, through the Department of Transportation and Development", signed on May 13, 2024, between the state of Louisiana, through the Department of Transportation and Development and Todd Duet, bearing Number 144615, Division "C", on the docket of the Seventeenth Judicial District, parish of Lafourche, state of Louisiana.

(b) The sum of $149,700 for payment of the consent judgment captioned "Todd Duet and Jason Duet versus the the state of Louisiana, through the Department of Transportation and Development", signed on May 13, 2024, between the state of Louisiana, through the Department of Transportation and Development and Jason Duet, bearing Number 144615, Division "C", on the docket of the Seventeenth Judicial District, parish of Lafourche, state of Louisiana.

(26) The sum of $5,571 for payment of the consent judgment captioned "Hubert Hartzog versus the State of Louisiana, Louisiana Department of Transportation and Development, Entergy of Louisiana, LLC, David Alford, State of Louisiana Office of Risk Managment, ABC Insurance Company, DEF Insurance Company, GHI Insurance Company", signed on January 4, 2024, between the state of Louisiana, through the Department of Transportation and Development and Hubert Hartzog, bearing Number 115825, Division "C", on the docket of the Twenty-Second Judicial District, parish of Washington, state of Louisiana.

20-966 SUPPLEMENTAL PAYMENTS TO LAW ENFORCEMENT PERSONNEL

Payable out of the State General Fund (Direct) to the Firefighters' Supplemental Payments Expenditures	$	350,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Deputy Sheriffs' Supplemental Payments Expenditures by reducing the appropriation out of the State General Fund (Direct) by ($1,500,000).

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Municipal Police Supplemental Payments Expenditures by reducing the appropriation out of the State General Fund (Direct) by ($3,200,000).

SCHEDULE 21

ANCILLARY APPROPRIATIONS

21-806 LOUISIANA PROPERTY ASSISTANCE AGENCY

Payable out of the State General Fund by

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Fees and Self-generated Revenues to the Louisiana Property Assistance Program for the auction of FEMA trailers	$	15,000,000

JUDICIAL EXPENSE

23-949 JUDICIAL EXPENSE

Payable out of the State General Fund by Statutory Dedications out of the Judges' Supplemental Compensation Fund to the Louisiana Supreme Court for compensation of judges	$	348,928

LEGISLATIVE EXPENSE

24-960 LEGISLATIVE BUDGETARY CONTROL COUNCIL

Payable out of the State General Fund (Direct) to the Legislative Budgetary Control Council for the Youth Advisory Council for annual operating expenses	$	15,000

Section 2.(A) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the city of Crowley Fire Department for $600,000 for station improvements and equipment that was further clarified by the Joint Legislative Committee on the Budget at its meeting on October 18, 2023, to be to the city of Crowley Fire Department for station improvements and acquisitions, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Crowley Fire Department and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(B) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Louisiana Political Museum and Hall of Fame which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Louisiana Political Museum and Hall of Fame and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(C) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Avoyelles Parish Police Jury for $500,000 for a recreational park which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Avoyelles Parish Police Jury and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(D) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 170 of the 2022 Regular Session of the Legislature for the Avoyelles Parish Police Jury for $350,000 for the Avoyelles Youth Community Based Program for planning, construction, acquisition, and equipment which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Avoyelles Parish Police Jury and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(E) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 45 of the 2020 Second Extraordinary Session of the Legislature for the Bayou Blue Fire Protection District of Terrebonne and Lafourche for $94,000 for equipment which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Bayou Blue Fire Protection District of Terrebonne and Lafourche and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(F) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act 447 of the 2023 Regular Session of the Legislature for the Jefferson Parish Council for the New Growth Economic Development Association for $135,000 which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the New Growth Economic Development Association and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(G) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Jefferson Parish Council District 3 for $100,000 for educational programs which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Council District 3 and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(H) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Jefferson Parish Council District 3 for $165,000 which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Council District 3 and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(I) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Jefferson Parish Council District 3 for $850,000 for infrastructure and senior and recreational programs which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Council District 3 and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(J) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Ascension Chamber of Commerce for $525,000 for clean energy education and advocacy initiatives which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Ascension Parish Chamber of Commerce and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(K) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the city of Rayne for $250,000 for parks and recreation improvements which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Rayne and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(L) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the village of Tickfaw for $100,000 which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the village of Tickfaw and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(M) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Livingston Parish Government for $625,000 for engineering, design, and improvements to Old Settlement Road in Port Vincent, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Livingston Parish Government and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(N) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the village of Athens for $504,000 to connect water meters to the fire protection line, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the village of Athens and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(O) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the village of Athens for $25,000 for street, water, and sewer repairs, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the village of Athens and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(P) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

for the Loranger High School for a library project that was further clarified by the Joint Legislative Committee on the Budget at its meeting on September 15, 2023, to be to the Tangipahoa Parish Government for construction of a library in Loranger, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Tangipahoa Parish Government and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(Q) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 447 of the 2023 Regular Session of the Legislature for the city of Thibodaux for construction for a downtown park that was further clarified by the Joint Legislative Committee on the Budget at its meeting on March 22, 2024, to be to the city of Thibodaux for construction of a pavilion, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Thibodaux and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(R) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 120 of the 2021 Regular Session of the Legislature for Jefferson Parish Government for $400,000 for the fire training center, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between Jefferson Parish Government and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(S) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 170 of the 2022 Regular Session of the Legislature for Jefferson Parish Government for $900,000 for the fire training center, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between Jefferson Parish Government and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(T) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Ascension Chamber of Commerce for the River Parishes Community College high school project for $325,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Ascension Chamber of Commerce and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(U) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Ascension Chamber of Commerce for early childhood development center instructors for $200,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Ascension Chamber of Commerce and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(V) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Association for the Preservation of Historic Natchitoches (APHN) for $400,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Association for the Preservation of Historic Natchitoches and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(W) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Plaquemines Friends of the Lock for renovation and repairs to the Plaquemine Lock State Historic District for $500,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Plaquemines Friends of the Lock and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(X) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Assumption Parish Police Jury for rehabilitation to the Gilbert Dupuy Park for $600,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Association for the Assumption Parish Police Jury and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(Y) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Assumption Parish Recreation District #2 for $370,000 for utilities and infrastructure improvements, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Assumption Parish Recreation District #2 and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(Z) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Terrebonne General Hospital for roof repairs for $1,000,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between Terrebonne General Hospital and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(AA) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Bastion Community of Resilience for construction, repairs, and equipment for a wellness center for $500,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between Bastion Community of Resilience and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(BB) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 447 of the 2023 Regular Session of the Legislature for the Bayou Cane Fire Protection District for a new training center for $850,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between Bayou Cane Fire Protection District and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(CC) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 170 of the 2022 Regular Session of the Legislature for the St. James ARC for storm repairs, renovations, and equipment for $1,000,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the St. James ARC and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(DD) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 170 of the 2022 Regular Session of the Legislature for the Terrebonne Levee and Conservation District for a satellite emergency operations center for $500,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Terrebonne Levee and Conservation District and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(EE) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Livingston Parish School Board for a turning lane at Walker High School for $725,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Livingston Parish School Board and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(FF) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Lafayette Consolidated Government for Parks, Arts, Recreation, and Culture Department for $1,500,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Lafayette Consolidated Government and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(GG) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 447 of the 2023 Regular Session of the Legislature for the Lafayette Parish Recreation and Parks Improvements for $1,500,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Lafayette

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Parish Recreation and Parks and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(HH) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Jefferson Parish Government for Parc des Families for park improvements for $250,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Government and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(II) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Jefferson Parish Parks and Recreation Department for enhancements at the PARD playground for $10,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Parks and Recreation Department and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(JJ) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Jefferson Parish Parks and Recreation Department for enhancements at the King's Grant Playground for $10,000, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Parks and Recreation Department and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(KK) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Jefferson Parish Department of Fire Services for the Marrero-Estelle Volunteer Fire Department for equipment for $12,500, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Department of Fire Services and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(LL) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Jefferson Parish Department of Fire Services for the Marrero-Harvey Volunteer Fire Department for equipment for $12,500, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Department of Fire Services and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(MM) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Jefferson Parish Department of Fire Services for the Marrero-Ragusa Volunteer Fire Department for equipment for $12,500, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Department of Fire Services and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(NN) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Jefferson Parish Department of Fire Services for the Lafitte, Barataria, Crown Point Volunteer Fire Department for equipment for $12,500, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Department of Fire Services and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(OO) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Estelle Playground ADA Tot Lot for $375,000 that was further clarified by the Joint Legislative Committee on the Budget at its meeting on August 11, 2023, to be to the Jefferson Parish Parks and Recreation Department for the Parc des Families Playground, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Parks and Recreation Department and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(PP) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act 397 of the 2023 Regular Session of the Legislature for the Jefferson Parish Parks and Recreation Department for enhancements at the Parc des Families Playground for $10,000 that was further clarified by the Joint Legislative Committee on the Budget at its meeting on August 11, 2023, to be to the Jefferson Parish Parks and Recreation Department for enhancements at Estelle Playground, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Parks and Recreation Department and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(QQ) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act 199 of the 2022 Regular Session of the Legislature for the city of Westwego for the WHARF project, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Westwego and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(RR) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act 447 of the 2023 Regular Session of the Legislature for the city of Westwego for improvements to Sala Avenue, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Westwego and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(SS) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act 447 of the 2023 Regular Session of the Legislature for the city of Westwego for improvements for the WHARF project, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Westwego and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(TT) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act 447 of the 2023 Regular Session of the Legislature for the city of Westwego for Westwego Fest, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Westwego and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(UU) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act 447 of the 2023 Regular Session of the Legislature for the city of Westwego for the Westwego Farmers and Fisherman's Market, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Westwego and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(VV) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act 447 of the 2023 Regular Session of the Legislature for the Jefferson Performing Arts Society - city of Westwego, which has a valid Cooperative Endeavor Agreement on June 30, 2024, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Performing Arts Society - city of Westwego and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(WW)(1) Notwithstanding any provision of law to the contrary, each of the appropriations contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act Nos. 119 and 120 of the 2021 Regular Session of the Legislature that had a valid Cooperative Endeavor Agreement in effect on June 30, 2022, is deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement, including but not limited to the reporting requirements, shall be performed as agreed.

(2) Notwithstanding any provision of law to the contrary, each of the appropriations contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act Nos. 170 and 199 of the 2022 Regular Session of the Legislature that had a valid Cooperative Endeavor Agreement in effect on June 30, 2023, is deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement, including but not limited to the reporting requirements, shall be performed as agreed.

(3) Notwithstanding any provision of law to the contrary, each of the appropriations contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act Nos. 397 and 447 of the 2023 Regular Session of the Legislature that has a valid Cooperative Endeavor Agreement in effect on June 30, 2024, is deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreements, including but not limited to the reporting requirements, shall be performed

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

as agreed.

(XX)(1) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act No. 45 of the 2020 Second Extraordinary Session of the Legislature to the Assumption Parish Government for installation of parish-wide fire hydrants that had a valid Cooperative Endeavor Agreement in effect on June 30, 2021, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Assumption Parish Government and the Department of Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(2) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-945 State Aid to Local Government Entities in Act No. 45 of the 2020 Second Extraordinary Session of the Legislature for the Livingston Parish Sheriff's Office for substation improvements that had a valid Cooperative Endeavor Agreement in effect on June 30, 2021, shall be deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Livingston Parish Sheriff's Office and the Department of the Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(YY)(1) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 119 of the 2021 Regular Session of the Legislature to the St. Charles Parish Council for the extension of Judge Edward Dufresne Parkway that had a valid Cooperative Endeavor Agreement in effect on June 30, 2022, is deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the St. Charles Parish Council and the Department of Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(2) Notwithstanding any provision of law to the contrary, any appropriations contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 119 of the 2021 Regular Session of the Legislature to the city of Westwego for the Creative Arts Center that had a valid Cooperative Endeavor Agreement in effect on June 30, 2022, shall be deemed a bona fide obligation through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Westwego and the Department of Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(3) Notwithstanding any provision of law to the contrary, any appropriations contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 119 of the 2021 Regular Session of the Legislature to the city of Westwego for improvements to Sala Avenue that had a valid Cooperative Endeavor Agreement in effect on June 30, 2022, shall be deemed a bona fide obligation through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Westwego and the Department of Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(ZZ)(1) Notwithstanding any provision of law to the contrary, any appropriations contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 199 of the 2022 Regular Session of the Legislature to the city of Westwego for the Westwego Farmers and Fisherman's Market that had a valid Cooperative Endeavor Agreement in effect on June 30, 2023, shall be deemed a bona fide obligation through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Westwego and the Department of Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(2) Notwithstanding any provision of law to the contrary, any appropriations contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 199 of the 2022 Regular Session of the Legislature to the city of Westwego for improvements to Sala Avenue that had a valid Cooperative Endeavor Agreement in effect on June 30, 2023, shall be deemed a bona fide obligation through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Westwego and the Department of Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(3) Notwithstanding any provision of law to the contrary, any appropriations contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 199 of the 2022 Regular Session of the Legislature to the city of Westwego for the Creative Arts Center that had a valid Cooperative Endeavor Agreement in effect on June 30, 2023, shall be deemed a bona fide obligation through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Westwego and the Department of Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(AAA)(1) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 447 of the 2023 Regular Session of the Legislature to the St. Charles Parish Council for East Bank Bridge Park revitalization and repairs that has a valid Cooperative Endeavor Agreement in effect on June 30, 2024, is deemed a bona fide obligation of the state through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the St. Charles Parish Council and the Department of Treasury, including but not limited to the reporting requirements, shall be performed as agreed.

(2) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 447 of the 2023 Regular Legislative Session of the Legislature to the Jefferson Parish Council for Hope Haven Festival Park Improvements that has a valid Cooperative Endeavor Agreement in effect on June 30, 2024, shall be deemed a bona fide obligation through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Jefferson Parish Council and the Department of Treasury, including but not limited to the reporting requirements shall be performed as agreed.

(3) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 447 of the 2023 Regular Legislative Session of the Legislature to the city of Franklin for the Main Street Beautification Committee that has a valid Cooperative Endeavor Agreement in effect on June 30, 2024, shall be deemed a bona fide obligation through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the city of Franklin and the Department of Treasury, including but not limited to the reporting requirements shall be performed as agreed.

(4) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 447 of the 2023 Regular Legislative Session of the Legislature to the Pamoja Art Society that has a valid Cooperative Endeavor Agreement in effect on June 30, 2024, shall be deemed a bona fide obligation through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Pamoja Art Society and the Department of Treasury, including but not limited to the reporting requirements shall be performed as agreed.

(5) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 447 of the 2023 Regular Legislative Session of the Legislature to the Multicultural Center of the South in Shreveport that has a valid Cooperative Endeavor Agreement in effect on June 30, 2024, shall be deemed a bona fide obligation through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Multicultural Center of the South and the Department of Treasury, including but not limited to the reporting requirements shall be performed as agreed.

(6) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 447 of the 2023 Regular Legislative Session of the Legislature to the Eddie E. Hughes Foundation for the Shreveport Stuffed Shrimp Festival that has a valid Cooperative Endeavor Agreement in effect on June 30, 2024, shall be deemed a bona fide obligation through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Eddie E. Hughes Foundation and the Department of Treasury, including but not limited to the reporting requirements shall be performed as agreed.

(7) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 447 of the 2023 Regular Legislative Session of the Legislature for the Poke Salad Festival in Shreveport that has a valid Cooperative Endeavor Agreement in effect on June 30, 2024, shall be deemed a bona fide obligation through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Poke Salad Festival and the Department of Treasury, including but not limited to the reporting requirements shall be performed as agreed.

(8) Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act No. 447 of the 2023 Regular Legislative Session of the Legislature for the Sunflower Festival in Gilliam that has a valid Cooperative Endeavor Agreement in effect on June 30, 2024, shall be deemed a bona fide obligation through June 30, 2025, and all provisions of the Cooperative Endeavor Agreement between the Red River Crossroads Historical and Cultural Association or Sunflower Festival and the Department of Treasury, including but not limited to the reporting requirements shall be performed as agreed.

Section 3.(A) The following revisions are hereby made to the referenced legislation for the purpose of making supplemental capital outlay appropriations for Fiscal Year 2023-2024. Provided, however, the provisions of Sections 2 through 18, inclusive, of Act No. 465 of the 2023 Regular Session of the Louisiana Legislature are adopted and incorporated by reference for the appropriations contained in this Section.

On page 12, after line 54, insert the following:

"(1451)	New Administration, Emergency Operations and Warehouse Building, Louisiana National Guard Training Center - Pineville (LTC-P) Rapides Payable from State General Fund (Direct) Non-Recurring Revenues	$ 620,000"

On page 29, at the end of line 2, insert "and Addition of Two Buildings"

On page 29, delete lines 6 and 7 in their entirety and insert the following:

"Payable from Interagency Transfers	$ 1,100,000
Payable from State General Fund (Direct) Non-Recurring Revenues	$ 400,000
Total	$ 1,900,000"

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

On page 29, delete line 28 in its entirety and insert the following:
"Priority 2 $ 616,000

Payable from State General Fund (Direct) Non-Recurring
Revenues $ 616,000
Total $ 1,232,000"

On page 31, delete line 9 in its entirety and insert the following:
"Priority 5 $ 3,000,000

Payable from State General Fund (Direct) Non-Recurring
Revenues $ 3,000,000
Total $ 6,000,000"

On page 60, delete lines 46 and 47 in their
entirety and insert the following:
"Priority 5 $ 8,500,000

Payable from State General Fund (Direct) $ 500,000
Total $ 9,100,000"

On page 68, delete line 15 in its entirety and insert the following:

"Payable from the Capital Outlay Savings Fund $ 150,000

Payable from State General Fund (Direct) Non-Recurring
Revenues $ 1,700,000
Total $ 1,850,000"

On page 84, between lines 36 and 37, insert the following:

"(685) City Wide Water Main Rehabilitation Project,
Planning and Construction
(Lafayette)

Payable from State General Fund (Direct) $ 1,000,000"

On page 99, delete line 29 in its entirety and insert the following:

"Payable from State General Fund (Direct) $ 1,830,150"

On page 99, delete line 41 in its entirety and insert the following:
"Revenues $ 435,000
State General Fund (Direct) $ 150,000
Total $ 585,000"
On page 112, between lines 6 and 7, insert the following:

"(267) Sewer Transport System Improvements,
Planning and Construction
(Calcasieu)

Payable out of State General Fund (Direct) $ 250,000

On page 136, delete lines 23 and 24 in their
entirety and insert the following:

"Payable from the Capital Outlay Savings Fund $ 1,000,000

Payable from State General Fund (Direct) Non-Recurring
Revenues $ 1,700,000
Total $ 5,210,000"

(B) Notwithstanding any provision of law to the contrary, including the provisions of the Capital Outlay Act, the appropriation contained in Act No. 465 of the 2023 Regular Session for the Critical Repairs and Restoration of Historic Turners Hall, Planning and Construction project in Orleans for 50/NU2 LA ENDOWMENT FOR THE HUMANITIES is hereby supplemented to include $550,000 in State General Fund (Direct) Non-Recurring Revenues from Fiscal Year 2022-2023.

Section 4. The following sums are hereby appropriated from the sources specified for the purpose of making supplemental capital outlay appropriations for Fiscal Year 2023-2024.

MISCELLANEOUS NON-STATE

50/J44 ST. BERNARD PARISH
( ) St. Bernard Fire Station #10, Planning and Construction
(St. Bernard)
Payable from State General Fund (Direct) $ 2,900,000

Pending approval of the capital outlay budget request pursuant to the provisions of R.S. 39:112.

50/J26 JEFFERSON PARISH
( ) Metairie Road Drainage Improvements,
(Causeway Blvd. to Focis St.), Planning and Construction
(Jefferson)
Payable from State General Fund (Direct) $ 3,000,000

Pending approval of the capital outlay budget request pursuant to the provisions of R.S. 39:112.

50/NPE THE LOUISIANA MUSIC AND HERITAGE EXPERIENCE, INC.
(972) The Louisiana Music and Heritage Experience, Inc.,
Planning and Construction
(Orleans)
Payable from State General Fund (Direct) $ 2,000,000

Section 5. Notwithstanding any provision of law to the contrary, each of the appropriations in this Act is deemed a bona fide obligation of the state through June 30, 2025.

Section 6. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

Approved by the Governor, June 19, 2024.
A true copy:
Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 777

- - -

SENATE BILL NO. 89
BY SENATOR FIELDS AND REPRESENTATIVE MARCELLE
AN ACT

To enact R.S. 33:9097.40, relative to crime prevention and security districts in East Baton Rouge Parish; to provide relative to the creation of the Delmont Neighborhood Crime Prevention District; to provide relative to the purpose, governance, powers, duties, and authority of the governing board and the district; to provide relative to a parcel fee; to provide with respect to authorization to impose and collect a parcel fee within the district; to provide relative to funds of the district; to provide for an effective date; and to provide for related matters.

Notice of intention to introduce this Act has been published.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:9097.40 is hereby enacted to read as follows:

§9097.40. Delmont Neighborhood Crime Prevention District

A. Creation. There is hereby created within the parish of East Baton Rouge, as more specifically provided in Subsection B of this Section, a body politic and corporate which shall be known as the Delmont Neighborhood Crime Prevention District, hereinafter referred to as the "district". The district shall be a political subdivision of the state as defined in the Constitution of Louisiana.

B. Boundaries. The boundaries of the district shall be coterminous with the boundaries of the Delmont Neighborhood Subdivision in East Baton Rouge Parish as established in the official subdivision plat filed with the clerk of court of East Baton Rouge Parish.

C. Purpose. The purpose of the district shall be to aid in crime prevention and to add to the security of district residents by providing for an increase in the presence of law enforcement personnel in the district.

D. Governance. (1) The district shall be governed by a board of commissioners consisting of seven members as follows:

(a) The president of the Delmont Neighborhood Homeowners Association shall be an ex officio member.

(b) The board of directors of the Delmont Neighborhood Homeowners Association or its successor shall appoint one member.

(c) The member or members of the Louisiana House of Representatives who represent the area which comprises the district shall appoint one member.

(d) The member or members of the Louisiana Senate who represent the area which comprises the district shall appoint one member.

(e) The assessor for East Baton Rouge Parish shall appoint one member.

(f) The mayor-president shall appoint one member.

(g) The member or members of the metropolitan council who represent the district shall appoint one member.

(2) All members of the board shall own property within the district.

(3)(a) The terms of the members appointed pursuant to Subparagraphs (1)(c) through (g) of this Subsection shall be concurrent with the respective appointing authority.

(b) The member serving pursuant to Subparagraph (1)(a) of this Subsection shall serve during his term of office as president of the Delmont Neighborhood Homeowners Association.

(c) The member serving pursuant to Subparagraph (1)(b) of this Subsection shall serve an initial term of two years and each successor of such member shall serve a four-year term. Vacancies resulting from the expiration of a term or any other reason shall be filled in the manner of the original appointment. Members shall be eligible for reappointment.

(4) The members of the board shall select from among themselves a president and such other officers as they deem appropriate. The terms and responsibilities of officers shall be as provided by the bylaws of the board.

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

(5) The members of the board shall serve without compensation and shall not receive reimbursement for expenses.

E. Powers and duties. The district, acting through its board of commissioners, shall have the following powers and duties:

(1) To sue and be sued.

(2) To adopt, use, and alter at will a corporate seal.

(3) To receive and expend funds collected pursuant to Subsection F and in accordance with a budget adopted as provided by Subsection G of this Section.

(4) To enter into contracts with individuals or entities, private or public, for the provision of security patrols in the district.

(5) To purchase items and supplies which the board deems instrumental to achieving the purpose of the district.

(6) To perform or have performed any other function or activity necessary for the achievement of the purpose of the district.

F. Parcel fee. The governing authority of the district is hereby authorized to impose and collect a parcel fee within the district subject to and in accordance with the provisions of this Subsection:

(1) The amount of the fee shall be as requested by duly adopted resolution of the governing authority of the district. The fee, however, shall not exceed one hundred fifty dollars per parcel per year.

(2)(a) The fee shall be imposed on each improved parcel located within the district.

(b) For purposes of this Section, "parcel" means a lot, a subdivided portion of ground, or an individual tract and shall not mean a "condominium parcel" as defined in R.S. 9:1121.103. Thus, with respect to condominiums, the fee collector shall impose the parcel fee on each lot on which condominiums are situated and not on individual condominium units.

(c) The owner of the parcel shall be responsible for payment of the fee. The tax collector shall submit the bill for a parcel fee which is to be collected from condominium owners to the condominium owners association and the association shall pay the fee from funds available for that purpose. The association shall remain liable for the entire fee until it is paid.

(3)(a) The fee shall be imposed only after the question of its imposition has been approved by a majority of the registered voters of the district voting at a regularly scheduled primary or general election held for that purpose in accordance with the Louisiana Election Code. At least thirty days prior to any election held to approve imposition of a parcel fee, the board of commissioners shall mail notification of the upcoming election to each registered voter of the district and to the owner of a parcel if the owner is not a registered voter of the district. No other election shall be required except as provided by this Paragraph.

(b) The fee shall expire four years from its initial levy but may be renewed as provided in Subparagraph (a) of this Paragraph. If renewed, the term of the imposition of the fee shall be as provided in the proposition authorizing such renewal, not to exceed ten years.

(4) The fee shall be collected at the same time and in the same manner as ad valorem taxes are collected by the sheriff, as ex officio tax collector, of East Baton Rouge Parish. The sheriff shall collect and remit to the district all amounts collected not more than sixty days after collection. He shall retain the same commissions as he receives for the collection of ad valorem taxes.

(5) Any parcel fee which is unpaid shall be added to the tax rolls of the city and shall be enforced with the same authority and subject to the same penalties and procedures as unpaid ad valorem taxes.

G. Budget. (1) The board of commissioners shall adopt an annual budget in accordance with the Louisiana Local Government Budget Act, R.S. 39:1301 et seq. The budget and all amendments shall be subject to the approval of the district.

(2) The district shall be subject to audit by the legislative auditor pursuant to R.S. 24:513.

H. Miscellaneous provisions. (1) It is the purpose and intent of this Section that the additional law enforcement personnel and their services provided for through the fees authorized herein shall be supplemental to and not in lieu of personnel and services provided in the district by the city of Baton Rouge and East Baton Rouge Parish.

(2) If the district ceases to exist, any funds of the district shall be transmitted to the governing authority of East Baton Rouge Parish and shall be used for law enforcement purposes in the district.

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

A true copy:

Nancy Landry

Secretary of State

- - - - - - - -

ACT No. 778

- - -

SENATE BILL NO. 90

BY SENATOR FIELDS AND REPRESENTATIVE MARCELLE

AN ACT

To enact R.S. 33:9097.40, relative to crime prevention and security districts in East Baton Rouge Parish; to provide relative to the creation of the Brookstown Neighborhood Crime Prevention District; to provide relative to the purpose, governance, powers duties, and authority of the governing board and the district; to provide relative to a parcel fee; to provide with respect to authorization to impose and collect a parcel fee within the district; to provide relative to funds of the district; to provide for an effective date; and to provide for related matters.

Notice of intention to introduce this Act has been published.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:9097.40 is hereby enacted to read as follows:

§9097.40. Brookstown Neighborhood Crime Prevention District

A. Creation. There is hereby created within the parish of East Baton Rouge, as more specifically provided in Subsection B of this Section, a body politic and corporate which shall be known as the Brookstown Neighborhood Crime Prevention District, hereinafter referred to as the "district". The district shall be a political subdivision of the state as defined in the Constitution of Louisiana.

B. Boundaries. The boundaries of the district shall be coterminous with the boundaries of the Brookstown Neighborhood Subdivision in East Baton Rouge Parish as established in the official subdivision plat filed with the clerk of court of East Baton Rouge Parish.

C. Purpose. The purpose of the district shall be to aid in crime prevention and to add to the security of district residents by providing for an increase in the presence of law enforcement personnel in the district.

D. Governance. (1) The district shall be governed by a board of commissioners consisting of seven members as follows:

(a) The president of the Brookstown Neighborhood Homeowners Association shall be an ex officio member.

(b) The board of directors of the Brookstown Neighborhood Homeowners Association or its successor shall appoint one member.

(c) The member or members of the Louisiana House of Representatives who represent the area which comprises the district shall appoint one member.

(d) The member or members of the Louisiana Senate who represent the area which comprises the district shall appoint one member.

(e) The assessor for East Baton Rouge Parish shall appoint one member.

(f) The mayor-president shall appoint one member.

(g) The member or members of the metropolitan council who represent the district shall appoint one member.

(2) All members of the board shall own property within the district.

(3)(a) The terms of the members appointed pursuant to Subparagraphs (1)(c) through (g) of this Subsection shall be concurrent with the respective appointing authority.

(b) The member serving pursuant to Subparagraph (1)(a) of this Subsection shall serve during his term of office as president of the Brookstown Neighborhood Homeowners Association.

(c) The member serving pursuant to Subparagraph (1)(b) of this Subsection shall serve an initial term of two years and each successor of such member shall serve a four-year term. Vacancies resulting from the expiration of a term or any other reason shall be filled in the manner of the original appointment. Members shall be eligible for reappointment.

(4) The members of the board shall select from among themselves a president and such other officers as they deem appropriate. The terms and responsibilities of officers shall be as provided by the bylaws of the board.

(5) The members of the board shall serve without compensation and shall not receive reimbursement for expenses.

E. Powers and duties. The district, acting through its board of commissioners, shall have the following powers and duties:

(1) To sue and be sued.

(2) To adopt, use, and alter at will a corporate seal.

(3) To receive and expend funds collected pursuant to Subsection F of this Section and in accordance with a budget adopted as provided by Subsection G of this Section.

(4) To enter into contracts with individuals or entities, private or public, for the provision of security patrols in the district.

(5) To purchase items and supplies which the board deems instrumental to achieving the purpose of the district.

(6) To perform or have performed any other function or activity necessary for the achievement of the purpose of the district.

F. Parcel fee. The governing authority of the district is hereby authorized to impose and collect a parcel fee within the district subject to and in accordance with the provisions of this Subsection:

(1) The amount of the fee shall be as requested by duly adopted resolution of the governing authority of the district. The fee, however, shall not exceed one hundred fifty dollars per parcel per year.

(2)(a) The fee shall be imposed on each improved parcel located within the district.

(b) For purposes of this Section, "parcel" means a lot, a subdivided portion of ground, or an individual tract and does not mean a "condominium parcel" as defined in R.S. 9:1121.103. Thus, with respect to condominiums, the fee collector shall impose the parcel fee on each lot on which condominiums are situated and not on individual condominium units.

(c) The owner of the parcel shall be responsible for payment of the fee. The tax collector shall submit the bill for a parcel fee which is to be collected from condominium owners to the condominium owners association and the association shall pay the fee from funds available for that purpose. The association shall remain liable for the entire fee until it is paid.

(3)(a) The fee shall be imposed only after the question of its imposition has been approved by a majority of the registered voters of the district voting at a regularly scheduled primary or general election held for that purpose in

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

accordance with the Louisiana Election Code. At least thirty days prior to any election held to approve imposition of a parcel fee, the board of commissioners shall mail notification of the upcoming election to each registered voter of the district and to the owner of a parcel if the owner is not a registered voter of the district. No other election shall be required except as provided by this Paragraph.

(b) The fee shall expire four years from its initial levy but may be renewed as provided in Subparagraph (a) of this Paragraph. If renewed, the term of the imposition of the fee shall be as provided in the proposition authorizing such renewal, not to exceed ten years.

(4) The fee shall be collected at the same time and in the same manner as ad valorem taxes are collected by the sheriff, as ex officio tax collector, of East Baton Rouge Parish. The sheriff shall collect and remit to the district all amounts collected not more than sixty days after collection. He shall retain the same commissions as he receives for the collection of ad valorem taxes.

(5) Any parcel fee which is unpaid shall be added to the tax rolls of the city and shall be enforced with the same authority and subject to the same penalties and procedures as unpaid ad valorem taxes.

G. Budget. (1) The board of commissioners shall adopt an annual budget in accordance with the Louisiana Local Government Budget Act, R.S. 39:1301 et seq. The budget and all amendments shall be subject to the approval of the district.

(2) The district shall be subject to audit by the legislative auditor pursuant to R.S. 24:513.

H. Miscellaneous provisions. (1) It is the purpose and intent of this Section that the additional law enforcement personnel and their services provided for through the fees authorized herein shall be supplemental to and not in lieu of personnel and services provided in the district by the city of Baton Rouge and East Baton Rouge Parish.

(2) If the district ceases to exist, any funds of the district shall be transmitted to the governing authority of East Baton Rouge Parish and shall be used for law enforcement purposes in the district.

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

A true copy:

Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 779

- - -

SENATE BILL NO. 353
BY SENATOR MIZELL
AN ACT

To amend and reenact R.S. 37:3552, 3555(A)(14)(a), 3556(A)(1), (2), (B)(3), (C) and (D), 3559(A), 3561(A)(2)(b) and (E), and 3564(A) and (C) and to repeal R.S. 37:3556.1, relative to massage therapists and massage establishments; to provide for definitions; to provide relative to licensure, qualifications, and regulations; to provide for methods of instruction; to provide for course of study; to provide relative to license renewal requirements; to provide relative to advertising; to provide with respect to regulations of advertisements by a massage therapist or a massage establishment; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 37:3552, 3555(A)(14)(a), 3556(A)(1), (2), (B)(3), (C) and (D), 3559(A), 3561(A)(2)(b) and (E), and 3564(A) and (C), are hereby amended and reenacted to read as follows:

§3552. Definitions

As used in this Chapter:

(1) "Advertise" or "advertising" means to publish, display, or disseminate promotional information and includes but is not limited to the issuance of any card, sign, or direct mail, or in any newspaper, magazine, publication, or any announcement or display via any televised, computerized, electronic, or telephone networks, magnetic signs, or media. "Advertise" shall not include the following:

(a) Telephone directory information including white pages, yellow pages, and any ~~Internet~~ **internet** publication made by the phone directory company in which one is listed.

(b) Building signs identifying the location, unless the building sign contains promotional material.

(2) **"Applicant" means an individual who applies to the board to request the initial issuance or reinstatement of any form of licensure the board is authorized to issue according to this Chapter.**

(3) "Asynchronous distance learning" means the instructor and the students in the course all engage with the course content at different times and from different locations.

(4) "Board" means the Louisiana Board of Massage Therapy.

~~(3)~~**(5) "Bureau" means the Louisiana Bureau of Criminal Identification and Information of the office of state police within the Department of Public Safety and Corrections.**

(6) "Criminal history record information" means all state records of arrest, prosecution, conviction, and national records that shall include fingerprints of the applicant, biometrics, and other identifying information, if so requested.

(7) "Department" means the Louisiana Department of Health.

(8) "FBI" means the Federal Bureau of Investigation of the United States Department of Justice.

~~(4)~~**(9)** "Inactive status" means the status in which a licensed massage therapist has, pursuant to the provisions of this Chapter, notified the board of intent to voluntarily cease activity as a massage therapist for a period of time not to exceed five years.

~~(5)~~**(10)** "In-person, in-class, instructor-supervised" means students physically attend class or clinical session at the approved school location with their instructor and other classmates.

~~(6)~~**(11)** "Lapsed license" means a board-issued license which has not been renewed for a period of more than two years and the holder of the license has not taken inactive status.

~~(7)~~**(12)** "Licensee" means any person or business that has a professional or establishment license issued by the board.

(13) "Licensure" means any form of licensure the board is authorized to issue in accordance with this Chapter.

~~(8)~~**(14)** "Massage establishment" means any place of business that offers the practice of massage therapy and where the practice of massage therapy is conducted on the premises of the business. A place of business includes any office, clinic, facility, or other location where a person or persons engage in the practice of massage therapy. The residence of a therapist or an out call location which is not owned, rented, or leased by a massage therapist or massage establishment shall not be considered a massage establishment, unless the location is advertised as the therapist's or establishment's place of business. The term "massage establishment" shall not include physician offices, physical therapy facilities, chiropractic offices, or athletic training facilities, whether or not they employ, contract with, or rent to massage therapists, or institutions of secondary or higher education when massage therapy is practiced in connection with employment related to athletic teams.

~~(9)~~**(15)** "Massage therapist" means a person who engages in the practice of massage therapy for compensation.

~~(10)~~**(16)** "Person" means an individual, corporation, association, or other legal entity.

~~(11)~~**(17)** "Practice of massage therapy" means the manipulation of soft tissue for the purpose of maintaining good health and establishing and maintaining good physical condition. The practice of massage therapy shall include advertising or offering to engage in the practice of massage therapy and holding oneself out or designating oneself to the public as a massage therapist or massage establishment. The practice of massage therapy shall include effleurage (stroking), petrissage (kneading), tapotement (percussion), compression, vibration, friction (active/passive range of motion), stretching activities as they pertain to massage therapy, Shiatsu, acupressure, reflexology, trigger point massage, and Swedish massage either by hand, forearm, elbow, foot, or with mechanical appliances for the purpose of body massage. Massage therapy may include the use of lubricants such as salts, powders, liquids, creams with the exception of prescriptive or medicinal creams, heat lamps, hot and cold stones, whirlpool, hot and cold packs, salt glow, body wraps, steam cabinet baths, and, with appropriate training, the use of nonprescriptive, off-the-shelf commercially available electromechanical devices for which they are trained which mimic or enhance the actions possible by the hands. It shall not include ultrasound, laser therapy, **LED therapy,** microwave, colonic therapy, injection therapy, manipulation of the joints, the use of electrical muscle stimulation, or transcutaneous electrical nerve stimulation except microcurrent. Equivalent terms for massage therapy are massage, therapeutic massage, massage technology, body work, or any derivation of those terms. As used in this Chapter, the terms "therapy" and "therapeutic" shall not include diagnosis, the treatment of illness or disease, or any service or procedure for which a license to practice medicine, chiropractic, physical therapy, or podiatry is required by law.

~~(12)~~**(18)** "Professional Massage Therapy Association" means a statewide organization or statewide chapter of an organization which meets all of the following criteria:

(a) Either directly, or through the parent organization, qualifies as a tax exempt nonprofit organization under 26 U.S.C. 501(c)(6).

(b) Within Louisiana, offers a voting membership to licensed massage therapists who practice or reside in Louisiana and who maintain their voting membership in good standing.

(c) Within Louisiana, is administered by a governing body composed of officers democratically elected by the organization's voting membership within Louisiana.

~~(13)~~**(19)** "Real-time synchronous distance learning" means students attend class session virtually at the same time as the instructor and other classmates.

~~(14)~~**(20)** "Writing" means a written communication transmitted either by United States mail or by electronic means such as email.

* * *

§3555. Powers and duties of the board

A. The board shall:

* * *

(14)(a) ~~Submit the names of new applicants for licensure to the Louisiana Bureau of Criminal Identification and Information, located within the Department of Public Safety and Corrections, for criminal history background checks. Upon the board's submission of an applicant's fingerprints and such other identifying information as may be required, the Louisiana Bureau of Criminal Identification and Information shall survey its criminal history~~

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

~~record and identification files and shall make available to the board all conviction information contained in the Louisiana Bureau of Criminal Identification and Information's criminal history record and identification files which pertain to the applicant for licensure. In addition, the fingerprints shall be forwarded by the Louisiana Bureau of Criminal Identification and Information to the Federal Bureau of Investigation for a national criminal history record check.~~ **Be entitled to the criminal history record and identification files of the bureau of any person who is licensed or is applying to be licensed with the board in order to determine an applicant's suitability for licensure. Fingerprints and other identifying information of the applicant shall be submitted to the bureau for qualification and registry, and the bureau shall, upon request of the board and after receipt of the fingerprint card and other identifying information from the applicant, make available to the board all arrest and conviction information contained in the bureau's criminal history record and identification files that pertain to the applicant for licensure. In addition, the fingerprints shall be forwarded by the bureau to the FBI for a national criminal history record check.**

* * *

§3556. Licensure; qualifications; provisional licensure

A. No person shall engage in the practice of massage therapy without a current license issued pursuant to this Chapter unless such person is exempt under the provisions of this Chapter. To receive a massage therapist license in this state, an applicant shall pay the application fee pursuant to R.S. 37:3562 and shall submit evidence satisfactory to the board of meeting the following requirements:

(1)(a) Has satisfactorily completed **any of the following:**

(i) A course meeting the requirements of law in effect at the time of enrollment.

(ii) ~~a~~ **A** minimum ~~five~~ **six** hundred **twenty-five** hour ~~synchronous~~ instructor-supervised course of studies pursuant to rules ~~promulgated~~ **adopted** by the board in accordance with the Administrative Procedure Act**, R.S. 49:950 et seq**. **The course of study shall consist of and be taught in person, in class, and supervised by an instructor unless otherwise provided in this Item:**

(aa) A minimum of four hundred hours dedicated to the study of massage therapy techniques and clinical practicum-related modalities.

(bb) A maximum of one hundred seventy-five hours dedicated to anatomy and physiology that may be taught in real-time synchronous or asynchronous distance learning.

(cc) A minimum of ten hours dedicated to Louisiana law, rules, and ethics that may be taught in real-time synchronous distance learning.

(dd) Any remaining hours required may include but not be limited to marketing, first aid, and subjects related to providing massage therapy.

(iii) Schools have until December 31, 2026, to comply with the requirements outlined in Item (a)(ii) of this Paragraph.

(iv) An individual satisfies the requirement of Subparagraph (a) of this Paragraph if the individual has done all of the following:

(aa) Enrolled and is participating in a massage training program at an approved school prior to December 31, 2026.

(bb) Applies for a Louisiana massage therapy license upon completion or graduation from the program.

~~(i) The five hundred hour course of studies requirement shall consist of in-person, in-class, instructor-supervised hours dedicated to the study of massage therapy techniques and clinical practicum-related modalities.~~

~~(ii) Any remaining hours required beyond the minimum five hundred hours of massage therapy techniques and clinical practicum may be a combination of real-time synchronous distance learning and in-person, in-class, instructor-supervised hours for each individual massage therapy program in this state in accordance with the policies prescribed by the Board of Regents.~~

~~(iii) The guidelines provided for in this Subparagraph apply to all hours of instruction above the five-hundred-hour minimum.~~

(b) A course of study may utilize a credit hours equivalent as defined by the United States Department of Education in lieu of clock hours to measure student achievement. A course of study using credit hours shall provide coursework consistent with ~~the rules promulgated by the board including at least five hundred hours of in-class supervised instruction~~ **the provisions of this Section**.

(c) The school shall designate each course taught pursuant to R.S. 37:3552(9) and (18).

(2) Has passed a national examination approved by the board ~~under~~ **pursuant to** R.S. 37:3557 ~~within two years from the date the application is filed~~.

* * *

B. The requirements set forth in Paragraphs (A)(1) and (2) of this Section shall not apply to any of the following:

* * *

(3) Persons who are active or retired military personnel and **spouses who** relocate to this state ~~or his spouse~~ who ~~possesses~~ **possess** a license from another state with substantially equivalent licensing requirements pursuant to the provisions of this Chapter.

C. After review of the evidence submitted, the board shall notify each applicant ~~that his~~ **whether the** application and such evidence is accepted or rejected. If an application is rejected, such notice shall state the reasons for the rejection.

D. The board shall issue and deliver, by United States Postal Service or any other delivery option, a license to each person who meets the qualifications provided for in this Section upon payment of the professional license fee provided pursuant to R.S. 37:3562. The license shall include a recent **two inch by two inch size** photo of the licensee, **which shall be attached by the licensee upon receipt of the license**. ~~The board may deliver a license by electronic transmission if the license contains the licensee's current photo and an electronic watermark or unique QR barcode. The license, in the form of a Licensed Massage Therapist Identification Card (LMT-ID Card), which contains an available anti-copy watermark or lamination, shall grant all professional rights, honors, and privileges to the licensed massage therapist.~~

* * *

§3559. License regulations

A. **The Licensed Massage Therapist Identification, or LMT-ID, Card of each** ~~Each~~ licensed massage therapist who works at a massage establishment shall ~~display his LMT-ID Card~~ **be displayed** in plain view in an appropriate public manner. ~~A~~ **If practicing massage therapy** ~~licensed massage therapist who is working~~ outside of a **licensed** massage establishment**, a massage therapist** shall have ~~in his~~ possession **of the** ~~his~~ LMT-ID Card and shall present ~~it~~ for review upon request **the LMT-ID Card issued by the board.** ~~of a client or board representative.~~

* * *

§3561. License renewal requirements

A.

* * *

(2)

* * *

(b) ~~In the renewal cycle beginning April 1, 2022, and in this cycle only, each~~ **The board may require any** renewing applicant ~~shall~~ licensed prior to **April 1, 2022, to** submit to a state and federal background check as described in R.S. 37:3555(A)(14). In order to renew, an applicant ~~must~~ **shall** not have pled guilty to or been convicted of any sex-related crime, crime of violence, or crime related to the practice of massage therapy.

* * *

E. If a ~~person~~ **licensee** does not apply for inactive status and does not renew his license for a period of more than twenty-four consecutive months, the license shall be considered to have lapsed**.** ~~and in order to obtain a license, the~~ **The** ~~person~~ **licensee** shall submit a new application which complies with all of the current requirements of this Chapter and the rules of the board as appropriate**, including twenty-four hours of continuing education,** and shall pay the licensure application fee, the original professional license fee, and any other fees applicable to a new application.

* * *

§3564. Regulation of advertising

A. A person or an entity that does not hold a license as a massage therapist, physical therapist, or chiropractor, a certificate to practice athletic training, or a license as a massage establishment shall not use the words "massage", "body work", or any derivative or variation of the word "massage", including specific bodywork or massage modalities, on any sign or other form of advertising. Any advertisement by a massage therapist or a massage establishment **including but not limited to building signs, a website, and other promotional materials** shall contain **the name and number of the licensed therapist or establishment on file with the board** ~~license number of such therapist or establishment~~. ~~Building signs with promotional material shall also include the professional or establishment number.~~

* * *

C. In all pictorial representations for any advertisement representing massage therapy, including such representations through video, all persons representing massage therapists shall be attired and posed in a manner as to avoid appealing to the prurient interest. Persons representing clients shall be appropriately draped and posed. **No licensed therapist or establishment shall advertise in any publication or any website marketing services appealing to the prurient interest.**

Section 2. R.S. 37:3556.1 is hereby repealed.

Section 3. R.S. 37:3556(A) as amended and reenacted by Section 1 of this Act, shall become effective when the proposed amendment to 34 CFR 668.14(b)(26) reducing the maximum program length for gainful employment programs from one hundred fifty percent to one hundred percent of the state's minimum educational requirements for licensure becomes effective.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

A true copy:

Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 780

- - -

HOUSE BILL NO. 107
BY REPRESENTATIVES BAYHAM, BERAULT, BILLINGS, BOYD, CARVER, CHASSION, EGAN, GALLE, MIKE JOHNSON, KNOX, NEWELL, OWEN, STAGNI, TAYLOR, AND WYBLE

AN ACT

To amend and reenact R.S. 17:416.1(B)(2), relative to student discipline; to prohibit certain types of corporal punishment in elementary and secondary schools; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Section 1. R.S. 17:416.1(B)(2) is hereby amended and reenacted to read as follows:

§416.1. Discipline of students; additional disciplinary authority

* * *

B.

* * *

(2) Corporal punishment means using physical force to discipline a student, with or without an object. Corporal punishment includes hitting, paddling, striking, spanking, slapping, or any other physical force that causes pain or physical discomfort. Taping a student's mouth shut or otherwise restricting his airway in any manner is prohibited regardless of parental consent provided for in Paragraph (1) of this Subsection.

* * *

A true copy:
Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 781

- - -

HOUSE BILL NO. 161
BY REPRESENTATIVES BAYHAM AND MANDIE LANDRY
AN ACT

To enact R.S. 9:2717.3, relative to nondisclosure agreements; to provide for the applicability of nondisclosure agreements; to provide for definitions; to provide for nondisclosure agreements under certain circumstances; to provide for exceptions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 9:2717.3 is hereby enacted to read as follows:

§2717.3. Nondisclosure agreement; hostile work environment; sexual harassment

A. For purposes of this Section:

(1) "Hostile work environment" means conditions where harassment rises to the level that the harrassment alters the ability of an employee to perform the employee's duties.

(2) "Hostile work environment dispute" means a dispute between an employer and the employer's employee relating to an alleged hostile work environment.

(3) "Nondisclosure clause" means an agreement between an employee and employer that prevents, or has the effect of preventing, an employee from disclosing or discussing a hostile work environment, allegations of a hostile work environment, sexual harassment, or allegations of sexual harassment.

(4) "Sexual harassment" means unwelcome sexual advances, requests for sexual favors, and other verbal, physical, or inappropriate conduct of a sexual nature when the conduct explicitly or implicitly affects an individual's employment, unreasonably interferes with an individual's work performance, or creates an intimidating or offensive work environment.

(5) "Sexual harassment dispute" means a dispute between an employer and the employer's employee relating to alleged sexual harassment.

B. Notwithstanding any provision of law to the contrary, no nondisclosure clause required by an employer and agreed to prior to a hostile work environment dispute or sexual harassment dispute shall be judicially enforceable.

C. The provisions of this Section shall not restrict the ability of an individual to enter into a confidential settlement agreement relating to a hostile work environment or sexual harassment provided that the agreement is entered into after a report of hostility or harassment is filed or a hostile work environment dispute or sexual harassment dispute has occurred.

A true copy:
Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 782

- - -

HOUSE BILL NO. 200
BY REPRESENTATIVE MELERINE
AN ACT

To enact R.S. 23:1172.3, relative to workers' compensation; to prohibit the recovery of past payments of workers' compensation premiums under certain circumstances; to require notification; to provide exceptions; to provide for applicability; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 23:1172.3 is hereby enacted to read as follows:

§1172.3. Recovery of past payments of workers' compensation premiums prohibited

A. Notwithstanding any other provision of law to the contrary, no insurer shall be allowed to recover a past due payment of workers' compensation premiums from an insured arising out of a claim for the misclassification of an employee, unless the insurer provides written notice to the insured by certified mail, commercial courier, or via electronic transmission, within ninety days of the completion of the payroll audit.

B. In the event that an insurer conducts a payroll audit, which shall serve as notice to the insured in accordance with Subsection A of this Section the insurer shall be prohibited from collecting additional workers' compensation premiums from the insured.

C. Notwithstanding any other provision of law to the contrary, no insurer shall be allowed to modify or complete a payroll audit more than three years after the end of the policy period. This Subsection shall not apply to the following:

(1) A misrepresentation or omission of relevant information during a prior audit.(2) A noncompliant payroll audit.

(3) A payroll audit disputed by an insured.

(4) Any modification or review related to a fraud investigation.

(5) Reclassification due to a determination by a court of competent jurisdiction.

D. Nothing in this Section shall preclude or require an insurer from returning premiums to the insured if the insurer receives relevant information after the audit is completed.

E. The provisions of this Section shall not apply to self-insurance funds.

A true copy:
Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 783

- - -

HOUSE BILL NO. 295
BY REPRESENTATIVE JACKSON AND SENATORS CLOUD, JACKSON-ANDREWS, AND JENKINS
AN ACT

To enact R.S. 33:2740.70.6, relative to the city of Shreveport; to create the Shreveport I-20 Economic Development District; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; and to provide for related matters.

Notice of intention to introduce this Act has been published as provided by Article III, Section 13 of the Constitution of Louisiana.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:2740.70.6 is hereby enacted to read as follows:

§2740.70.6. Shreveport I-20 Economic Development District

A. There is hereby created within the city of Shreveport, as more specifically provided in Subsection B of this Section, a body politic and corporate which shall be known as the Shreveport I-20 Economic Development District, referred to in this Section as the "district". The district shall be a political subdivision of the state as defined in the Constitution of Louisiana.

B.(1) The boundaries of the district shall include the area with the following perimeter: Begin at the intersection of the southwesterly right-of-way line of Common Street with the north right-of-way line of Lake Street and a point on the northwesterly right-of-way line of Kansas City Railroad; Run thence Southeasterly along said southwesterly right-of-way line of Common Street to the south right-of-way line of Stoner Avenue; Run thence West along said south right-of-way line of Stoner Avenue and Murphy Street to the easterly right-of-way line of Texas Avenue; Run thence Southwesterly along said easterly right-of-way line of Texas Avenue to the east right-of-way line of Sestin Street; Run thence South along said east right-of-way line of Sestin Street to the north right-of-way line of the Kansas City Railroad; Run thence West along said north right-of-way line of Kansas City Railroad to the east right-of-way line of Park Avenue; Run thence North along said east right-of-way line of Park Avenue to the southeasterly right-of-way line of I-20; Run thence Northeasterly along said southeasterly right-of-way line of I-20 to the westerly right-of-way line of Linwood Avenue; Run thence Southeasterly along said westerly right-of-way line of Linwood Avenue to the northerly right-of-way line of Texas Avenue; Run thence Northwesterly along the northerly and westerly right-of-way line of Texas Avenue to the northeasterly right-of-way line of Hope Street; Run thence Southeasterly along said northeasterly right-of-way line of Hope Street to the northwesterly right-of-way line of Kansas City Railroad; Run thence Northeasterly along said northwesterly right-of-way line of Kansas City Railroad to the Point of Beginning.

(2) Notwithstanding any other provision of law to the contrary, any existing pathways of Interstate 49 shall be excluded from the boundaries of the district.

(3) Notwithstanding any other provision of law to the contrary, the pathway of Texas Street beginning at Murphy Street to the east and ending at Linwood Avenue to the west shall be excluded from the boundaries of the district.

C. The district is created to provide for cooperative economic and community development among the district, the city, the state, and the owners of property in the district, to enhance the development of and improvement to the property within the area of the district, to develop stable and more extensive employment opportunities, to improve infrastructure, and to promote the overall welfare of the citizens of the district.

D.(1) In order to provide for the orderly development of the district and effect the purposes of the district, the district shall be administered and governed by a five-member board of commissioners, subject to senate confirmation, referred to in this Section as the "board", composed as follows:

(a) The member of the Louisiana Senate whose district encompasses all or the greater portion of the area of the district shall appoint one member.

(b) The member of the Louisiana House of Representatives whose district encompasses all or the greater portion of the area of the district shall appoint one member.

(c) The governing board of the Greater Shreveport Chamber of Commerce shall appoint one member who is a member of the chamber of commerce.

(d) The governing board of the Shreveport-Bossier African American

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Chamber of Commerce shall appoint one member who is a member of the chamber of commerce.

(e) The mayor of the city of Shreveport or his designee.

(2)(a) Members appointed pursuant to Subparagraphs (1)(a) through (d) of this Subsection shall serve three-year terms after serving initial terms as provided in this Subparagraph. Two members shall serve one-year initial terms, one member shall serve a two-year initial term, and one member shall serve a three-year initial term as determined by lot at the first meeting of the board.

(b) The member serving pursuant to Subparagraph (1)(e) of this Subsection shall serve during his term of office. Any designee serving on the board shall serve at the pleasure of the designating authority.

(3) Any vacancy which occurs prior to the expiration of the term for which a member of the board has been appointed shall be filled by appointment in the same manner as the original appointment for the unexpired term.

(4) The board shall elect from its members a chairman, a vice chairman, a secretary-treasurer, and other officers as it deems necessary. The duties of the officers shall be fixed by the bylaws adopted by the board. The bylaws shall be subject to approval of the Senators representing Districts 31, 36, 38, and 39 prior to being adopted by the board.

(5) The minute books and archives of the district shall be maintained by the secretary-treasurer of the board. The monies, funds, and accounts of the district shall be in the official custody of the board.

(6) The board shall adopt rules and regulations as it deems necessary or advisable for conducting its business affairs. Rules and regulations of the board relative to the notice and conduct of meetings shall conform to applicable law. The board shall hold regular meetings as provided for in the bylaws and may hold special meetings at such times and places within the district as prescribed in the bylaws.

(7) A majority of the members of the board shall constitute a quorum for the transaction of business. The board shall keep minutes of all meetings and shall make them available through the secretary-treasurer of the board.

(8) The members of the board shall serve without compensation but shall be reimbursed for reasonable out-of-pocket expenses directly related to the governance of the district.

E.(1) The district, acting by and through its board, shall have and exercise all powers of a political subdivision necessary or convenient for carrying out its objects and purposes, including but not limited to the following:

(a) To sue and be sued.

(b) To adopt, use, and alter at will a corporate seal.

(c) To acquire by gift, grant, purchase, or lease all property, including rights-of-way; to hold and use any franchise or property, real, personal, or mixed, tangible or intangible, or any interest therein, necessary or desirable for carrying out the objects and purposes of the district.

(d) To receive by gift, grant, or donation, any sum of money, or property, aid, or assistance from the United States, the state of Louisiana, or any political subdivision thereof, or any person, firm, or corporation.

(e) To enter into contracts for the purchase, lease, acquisition, construction, and improvement of works and facilities necessary in connection with the purposes of the district and to mortgage its properties and enter into leases and other agreements on terms the board approves.

(f) To require and issue licenses with respect to properties and facilities owned by the district.

(g) To regulate the imposition of fees and rentals charged by the district for facilities owned and services rendered by it and to impose fees on the use or occupancy of any other property within but not owned by the district with the consent of the owner of such property.

(h) To appoint officers, agents, and employees, prescribe their duties, and fix their compensation.

(i) To enter into cooperative endeavor agreements with any other party, public or private, to accomplish the purposes of this Subpart.

(2) The district shall have no power of taxation.

(3) The district shall have no power with respect to any decision regarding the planning and operation of the I-49 inner city connector or the Amtrak high speed rail.

F.(1) The board shall prepare or cause to be prepared a plan or plans specifying the public improvements, facilities, and services proposed to be furnished, constructed, or acquired for the district and shall conduct public hearings, publish notice with respect thereto, and disseminate information as it, in the exercise of its sound discretion, deems appropriate or advisable and in the public interest.

(2) Any plan may specify and encompass any public services, capital improvements, and facilities which the city of Shreveport is authorized to undertake, furnish, or provide under the constitution and laws of the state of Louisiana, and the specified public services, improvements, and facilities shall be special and in addition to all services, improvements, and facilities which the city is then furnishing or providing or may then or in the future be obligated to furnish or provide within the district.

(3) Any plan shall include an estimate of the annual and total cost of acquiring, constructing, or providing the services, improvements, or facilities set forth therein.

G. Budget. (1) The board shall adopt an annual budget in accordance with the Louisiana Local Government Budget Act, R.S. 39:1301 et seq.

(2) The district shall be subject to audit by the legislative auditor pursuant to R.S. 24:513.

H. All state officers and agencies are authorized at their discretion to render such services to the district within their respective functions as may be requested by the district. In addition, the district and such agencies are authorized to enter into such contracts, cooperative endeavor agreements, or other agreements necessary or convenient to carry out the purposes of this Section.

I. Notwithstanding any provision of law to the contrary, the provisions of this Section shall be effective until August 1, 2029.

A true copy:

Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 784

- - -

HOUSE BILL NO. 392
BY REPRESENTATIVES FREEMAN AND CHASSION
AN ACT

To enact R.S. 22:988 and Part VIII of Chapter 5-E of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1259.1 through 1259.3, relative to coverage of perimenopausal and menopausal care; to provide for hormonal and symptomatic treatment; to provide for Medicaid coverage; to provide for enrollment qualifications; to provide for insurance coverage; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 22:988 is hereby enacted to read as follows:

§988. Perimenopausal and menopausal care

A. A health insurance issuer offering health coverage plans in this state shall provide coverage for any medically necessary care or treatment for menopause and perimenopause.

B. A health insurance issuer shall not require a prior authorization or otherwise be subject to a step-therapy or fail-first policy or protocol for the administration or prescription of any medication administered or prescribed for hormone replacement therapy used to treat symptoms of menopause and perimenopause as defined in R.S. 40:1259.1(C).Section 2. Part VIII of Chapter 5-E of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1259.1 through 1259.3, is hereby enacted to read as follows:

PART VIII. MENOPAUSAL CARE COVERAGE

§1259.1. Menopausal care; Medicaid coverage

A. The Louisiana Department of Health shall make available to persons who are eligible for Medicaid benefits under Title XIX of the Social Security Act, 42 U.S.C. 1396 et seq., coverage benefits for hormonal care for any woman who is experiencing menopausal or perimenopausal symptoms.

B. The symptoms for which such funding shall be made available include but are not limited to the following:

(1) Irregular menstrual periods.

(2) Hot flashes.

(3) Vaginal or bladder problems.

(4) Decrease in fertility.

(5) Loss of bone.

(6) Increase in low-density lipoprotein cholesterol levels.

(7) Sleep disruption, which includes night sweats.

C. For the purposes of this Part, the following definitions apply:

(1) "Menopause" means the permanent cessation of menstruation due to loss of ovarian follicular function. During menopause, ovaries stop releasing eggs and the body produces less estrogen and progesterone.

(2) "Perimenopause" means the transition period in which a woman is near the end of her reproductive years or at the onset of menopause.

D. The Louisiana Department of Health may seek approval of a federal Medicaid waiver and state plan amendments as may be necessary to implement the provisions of this Section.

§1259.2. Medicaid coverage for perimenopausal and menopausal care

A. The Louisiana Medicaid program shall cover inpatient and, if deemed appropriate, outpatient coverage for perimenopausal or menopausal treatment or care when such care or treatment is used for a medically accepted indication and administered in any healthcare facility by any healthcare professional appropriately licensed in this state to provide such medical treatment or care in accordance with state and federal guidelines or certifications.

B. Any healthcare facility appropriately providing perimenopausal or menopausal treatment or care in accordance with state and federal guidelines or certifications that participates in the Louisiana Medicaid program shall provide perimenopausal or menopausal treatment or care to an individual who is eligible for such enrollment as defined in Subsection C of this Section.

C.(1) To receive coverage from the Louisiana Medicaid program for perimenopausal or menopausal treatment or care, the eligibility of a prospective enrollee shall be determined by the healthcare facility appropriately providing perimenopausal or menopausal treatment or care in accordance with state and federal guidelines or certifications as provided in Subsection B of this Section.

(2) A prospective enrollee shall be considered eligible for perimenopausal or menopausal treatment or care enrollment if the individual satisfies all of the following qualifications:

(a) The individual is enrolled in the Louisiana Medicaid program.

(b) A licensed healthcare provider has certified that perimenopausal or menopausal treatment or care is medically necessary and appropriate to treat the individual's condition.

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

(c) The perimenopausal or menopausal treatment or care is administered in any healthcare facility appropriately providing perimenopausal or menopausal treatment or care in accordance with state and federal guidelines or certifications.

D. Pursuant to this Section, the secretary of the Louisiana Department of Health shall do all of the following:

(1) Submit to the Centers for Medicare and Medicaid Services all necessary state plan amendments.

(2) Promulgate all necessary rules and regulations in accordance with the Administrative Procedure Act.

(3) Take any other actions necessary to implement the provisions of this Section.

A true copy:

Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 785

- - -

HOUSE BILL NO. 493
BY REPRESENTATIVE RISER
AN ACT

To enact R.S. 8:454.3, relative to the merger of cemetery trust funds; to provide for the plan of merger; to provide for the articles of merger; to provide for when a merger becomes effective; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 8:454.3 is hereby enacted to read as follows:

§454.3. Merger of cemetery trust funds

A. Two or more trust funds, owned by the same cemetery authority, that provide for perpetual or endowed care for one cemetery may be merged into one trust fund by the cemetery authority executing a plan of merger by authentic act or by act under private signature executed in the presence of two witnesses duly acknowledged by the cemetery authority or by the affidavit of one of the attesting witnesses. The plan of merger shall be approved by the board of directors or other governing authority of the cemetery authority.

B. The plan of merger shall include all of the following:

(1) The name of each of the trust funds to be merged.

(2) The date of creation of each trust fund.

(3) The manner of transferring and combining the assets of the trust funds.

(4) The effective date of the merger.

(5) A true copy of the instruments creating each trust fund, including any amendments.(6) Any amendments to the trust instrument of the surviving trust fund.

(7) The terms and conditions of the merger.

C. Articles of merger shall be signed by an officer or other duly authorized representative of the cemetery authority and shall be delivered to the board within thirty days of the effective date of the merger. The articles shall set forth all the following:

(1) The names of the trust funds that were merged.

(2) The trust instrument of the surviving trust fund and any amendments thereto.

(3) The effective date of the merger.

(4) The name of the surviving trust fund.

(5) A statement that the plan of merger was approved by the board of directors or other governing authority of the cemetery authority.

D. When the merger becomes effective, all of the following shall apply:

(1) The separate existence of every trust fund that is merged into the surviving trust fund ceases.

(2) All property owned by, and every contract right possessed by, each trust fund that merges into the surviving trust fund is vested in the surviving trust fund without any transfer, assignment, reversion, or impairment.

(3) All liabilities of each trust fund that is merged into the surviving trust fund are vested in the surviving trust fund.

(4) The trust instrument of the surviving trust fund is amended to the extent provided in the plan of merger.

(5) The trustee of each of the non-surviving trust funds shall provide the surviving trust fund with a final accounting of the trust fund and cause all property of the trust fund to be delivered to the trustees of the surviving trust fund on the effective date of the merger.

(6) The merger does not create a new trust fund and is the continuation of the surviving trust fund.

(7) If all or part of the cemetery was in existence on August 1, 1962, and prior to such date operated as a perpetual or endowed care cemetery provided through the surviving trust fund, the provisions of R.S. 8:451, 453, 454, 457, 461, and 466 shall continue to apply.

A true copy:

Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 786

- - -

HOUSE BILL NO. 679
BY REPRESENTATIVE RISER
AN ACT

To amend and reenact R.S. 37:3103(A)(8) and 3118(A)(1)(introductory paragraph), (B), and (D)(1)(introductory paragraph) and (a), to enact R.S. 37:3113(B)(3) and (4) and (D)(1)(f) and (g), and to repeal R.S. 37:3118(A)(4), relative to auctioneers; to provide for definitions; to provide for qualifications of applicants; to provide for bond requirements; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 37:3103(A)(8) and 3118(A)(1)(introductory paragraph), (B), and (D)(1)(introductory paragraph) and (a) are hereby amended and reenacted and R.S. 37:3113(B)(3) and (4) and (D)(1)(f) and (g) are hereby enacted to read as follows:

§3103. Definitions of terms

A. As used in this Chapter, these terms shall have the definitions ascribed to them, unless the context indicates otherwise:

* * *

(8) "Internet-based platform" means ~~a website which is used by licensed auction houses or auctioneers to conduct auctions as defined in this Chapter.~~ a company that provides a forum through the internet for a person to sell the person's immovable or movable property via the submission of silent bids using a computer or other electronic device.

* * *

§3113. Qualifications of applicants

* * *

B. The board shall base determination of satisfactory minimum qualifications for licensure of an entity as an auction business on the following requirements:

* * *

(3) The applicant for licensure, excluding those who conduct wholesale motor vehicle auctions in compliance with R.S. 32:794, shall designate a qualifying party who shall be the legal representative for the auction business relative to the provisions of this Chapter. The board may deny approval of the qualifying party for good cause, which may include the ability of the proposed principal owner or owners, principal shareholder or shareholders, or qualifying party to engage in the auction business as demonstrated by his prior auction business experience. Evidence which may be considered by the board shall be limited to any legal proceedings against the qualifying party or businesses where the qualifying party was in a position of control at the time a problem arose and the ultimate disposition of such proceedings, any financial history of bankruptcies, unpaid judgments, insolvencies, or any similar evidence. When the qualifying party terminates employment with the licensee, the board shall be notified in writing within thirty days of the disassociation, and another qualifying party shall qualify within sixty days. The qualifying party or parties are any individual licensed as an auctioneer pursuant to the requirements in this Chapter and are one or more of the following:

(a) An applicant sole proprietor or spouse of an applicant sole proprietor.

(b) Any employee of an applicant who has been in full-time employment for one hundred twenty consecutive days immediately preceding the application. The employee may be allowed to be the qualifying party for the licensed company and related entities.

(c) Any stockholder, officer, or director of an applicant corporation.

(d) Any partner of an applicant partnership.

(e) Any member or manager of an applicant limited liability company.

(4) If the entity intends to conduct auctions wherein vehicles will be auctioned as defined by R.S. 32:1, the entity shall hold a valid dealer license pursuant to R.S. 32:1254 unless a valid dealer license is not required by the regulating agency.

* * *

D.(1) An applicant for licensure of an entity as an auction business shall submit the following information on an application form designated by the board:

* * *

(f) A copy of the auctioneer license of the qualifying party.

(g) A copy of the dealer license for those entities conducting auctions of vehicles if such license is required.

* * *

§3118. Bond requirements

A.(1) ~~Except as otherwise provided in Paragraph (4) of this Subsection and in Subsection D of this Section, each~~ Each applicant for licensure as ~~a resident~~ an auctioneer~~,~~ or apprentice auctioneer~~, or auction business~~ shall deliver to and deposit with the board at the time of application either the sum of ten thousand dollars in cash or a surety bond in the amount of ten thousand dollars. Each applicant for licensure as an auction business shall deliver to and deposit with the board at the time of application either the sum of twenty-five thousand dollars in cash or a surety bond in the amount of twenty-five thousand dollars. Such bond shall:

* * *

B. The board may promulgate rules to require a cash deposit or surety bond not to exceed ~~ten thousand dollars~~ an amount equal to that as required by Paragraph (A)(1) of this Section as a condition of reinstatement of a license revoked, canceled, suspended, or otherwise restricted pursuant to R.S. 37:3121.

* * *

D.(1) An auction business which is owned by a nonresident auctioneer and which receives its license through the reciprocity provision of R.S. 37:3117 shall, prior to being licensed by the board, post a surety bond in an amount which shall be the greater of either:

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

(a) ~~Ten~~ Twenty-five thousand dollars.

* * *

Section 2. R.S. 37:3118(A)(4) is hereby repealed in its entirety.

Section 3. This Act shall become effective on January 1, 2025.

A true copy:

Nancy Landry

Secretary of State

- - - - - - - -

ACT No. 787

- - -

HOUSE BILL NO. 748

BY REPRESENTATIVES DOMANGUE AND TAYLOR AND SENATOR FESI

AN ACT

To amend and reenact R.S. 40:31.35(C), relative to the fee for a commercial seafood permit; to modify fees assessed to commercial seafood plants and distributors; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:31.35(C) is hereby amended and reenacted to read as follows:

§31.35. Commercial seafood permit fee

* * *

C. ~~The~~ In addition to the fee provided for in Subsection A of this Section, the ~~department~~ Louisiana Department of Culture, Recreation and Tourism shall charge and collect an annual imported seafood safety fee ~~of one hundred dollars annually~~ from each holder of a commercial seafood permit ~~fee~~ who ~~sells~~ processes or distributes imported seafood. The fee shall be three hundred dollars for the 2025 calendar year, five hundred dollars for the 2026 calendar year, seven hundred fifty dollars for the 2027 calendar year, and one thousand dollars for the 2028 calendar year and each calendar year thereafter. The proceeds of such fee shall be deposited into the Imported Seafood Safety Fund ~~used for the purposes described in R.S. 40:5.10.1~~.

A true copy:

Nancy Landry

Secretary of State

- - - - - - - -

ACT No. 788

- - -

HOUSE BILL NO. 794

BY REPRESENTATIVE GADBERRY

AN ACT

To amend and reenact R.S. 38:2318.1, relative to negotiations of architectural and engineering professional services; to require political subdivisions and agencies to negotiate for a fair and reasonable price with the most highly qualified firm selected and then move to the next highly qualified selected firm if a contract cannot be negotiated; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 38:2318.1 is hereby amended and reenacted to read as follows:

§2318.1. Louisiana "No Bidding of Architectural and Engineering Professional Services" policy

A. It is the policy of the state of Louisiana, its political subdivisions, and agencies to select architectural and engineering professional services on the basis of competence and qualifications for a fair and reasonable price. Neither the state nor any of its political subdivisions or agencies may select architects, engineers, landscape architects, and land surveyors ~~wherein~~ where price or price-related information is a factor in the selection.

B. A political subdivision or agency shall negotiate a contract for professional services at a compensation rate the agency head determines is fair and reasonable with the firm selected. If the political subdivision or agency is unable to negotiate a satisfactory contract with that firm, the political subdivision or agency shall formally terminate negotiations and then undertake negotiations with the next selected firm, continuing the process until a contract is negotiated satisfactorily.

~~B.~~ C. However, the provisions of this Section shall have no effect on and shall not supersede any contract permitted pursuant to the provisions of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950 relating to the authority for the Department of Transportation and Development to enter into design-build contracts or public-private partnership contracts, and the authority of the Louisiana Transportation Authority to enter into public-private partnership contracts, R.S. 38:85, 2225.2.1, or 2225.2.2 relating to the authority for certain political subdivisions to enter into design-build contracts, or R.S. 34:3523, relating to any port project that a notice of intent is advertised for in accordance with R.S. 34:3523, prior to December 31, 2020.

~~C.~~ D. It is the policy of the state of Louisiana that all records, as defined in R.S. 44:1(A)(2)(a), involved or dealing with the selection of architectural and engineering professional services shall be open to the public in accord with the intent of Article XII, Section 3 of the Constitution of Louisiana and R.S. 44:31.

A true copy:

Nancy Landry

Secretary of State

- - - - - - - -

ACT No. 789

- - -

HOUSE BILL NO. 803

BY REPRESENTATIVE MUSCARELLO

(On Recommendation of the Louisiana State Law Institute)

AN ACT

To amend and reenact Code of Civil Procedure Articles 42(5) and (6), and to repeal Sections 1 and 2 of the Act that originated as House Bill No. 88 of the 2024 Regular Session of the Legislature, relative to civil procedure; to provide relative to venue; to provide relative to prescription; to provide for an effective date for the Act that originated as Senate Bill No. 246 of the 2024 Regular Session of the Legislature; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Code of Civil Procedure Articles 42(5) and (6) are hereby amended and reenacted to read as follows:

Art. 42. General rules

The general rules of venue are that an action against:

* * *

(5) A foreign corporation or a foreign limited liability company not licensed to do business in the state, or a nonresident who has not appointed an agent for the service of process in the manner provided by law, ~~other than a foreign or alien insurer,~~ shall be brought in the parish of the plaintiff's domicile or in a parish where the process may be, and subsequently is, served on the defendant except when service is made pursuant to R.S. 22:335.

(6) A nonresident, other than a foreign corporation ~~or a foreign or alien insurer~~, who has appointed an agent for the service of process in the manner provided by law, shall be brought in the parish of the designated post office address of an agent for the service of process.

* * *

Section 2. Sections 1 and 2 of the Act that originated as House Bill No. 88 of the 2024 Regular Session of the Legislature are hereby repealed in their entirety.

Section 3. The Act that originated as Senate Bill No. 246 of the 2024 Regular Session of the Legislature shall become effective on June 14, 2024; if vetoed by the governor and subsequently approved by the legislature, the Act that originated as Senate Bill No. 246 of the 2024 Regular Session of the Legislature shall become effective on June 14, 2024, or on the day following such approval by the legislature, whichever is later.

A true copy:

Nancy Landry

Secretary of State

- - - - - - - -

ACT No. 790

- - -

HOUSE BILL NO. 862

BY REPRESENTATIVES HUGHES, CARPENTER, FREIBERG, AND ST. BLANC

AN ACT

To amend and reenact R.S. 17:3351(A)(5)(a), relative to tuition and mandatory fee amounts for public postsecondary education institutions; to authorize each public postsecondary management board to impose and adjust certain tuition and fee amounts; to provide for limitations; to provide for reporting; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:3351(A)(5)(a) is hereby amended and reenacted to read as follows:

§3351. General powers, duties, and functions of postsecondary education management boards

A. Subject only to the powers of the Board of Regents specifically enumerated in Article VIII, Section 5 of the Constitution of Louisiana, and as otherwise provided by law, each postsecondary system management board as a body corporate shall have authority to exercise power necessary to supervise and manage the day-to-day operations of institutions of postsecondary education under its control, including but not limited to the following:

* * *

(5)(a)(i) In accordance with any other applicable provision of this Paragraph, determine the tuition and mandatory fees which shall be paid by students and adjust the amount of tuition and fees as provided in this Subparagraph.

(ii) Payments to cover or a waiver of any mandatory fee imposed in accordance with this Title except for tuition shall be included in the compensation package of each graduate student serving as a teaching assistant, research assistant, or curatorial assistant. Each public postsecondary education management board shall adopt a policy relative to implementing the provisions of this Item.

(iii) Each management board may establish differential tuition for any graduate, professional, or specialized program. Each management board may establish differential tuition for any undergraduate program, including but not limited to programs granting certificates, degrees, diplomas, or other credentials of value, that has been identified as a high-cost program by the Board of Regents.

(iv) Each management board may establish mandatory fee amounts for all programs at each of the institutions under its supervision and control and consolidate separate fees.

(v) Each management board may increase differential tuition amounts and mandatory fee amounts by no more than ten percent over any two-year period. Each management board may lower tuition and fee amounts with no limitation. The authority to establish tuition and fee amounts as provided in

* As it appears in the enrolled bill

this Subparagraph includes the authority to establish tuition and fee amounts proportional to the amounts for part-time students and for students enrolled in summer and intersession terms.

(vi) Each management board shall establish a process for providing adequate notice to students of tuition and fee amounts. Prior to imposing any increase in tuition or fee amounts pursuant to this Subparagraph, each management board shall establish criteria for waivers in cases of financial hardship. Information about such waivers shall be made available to all prospective students affected by the increase in a timely manner, so they are aware of the increase and the availability of waivers prior to having to make any final decision concerning attendance.

(vii) Awards of scholarships or waivers of tuition or fees shall be included in the information package of any student awarded such scholarship or waiver and the compensation package of each graduate student serving as a teaching assistant, research assistant, or curatorial assistant.

(viii) Each management board shall submit a written report to the Board of Regents, the House Committee on Education, the Senate Committee on Education, the House Committee on Appropriations, and the Senate Committee on Finance not later than February fifteenth annually regarding how the tuition and mandatory fees authorized by this Subparagraph are being implemented at each institution under its supervision and management.

* * *

Section 2. The first report required by R.S. 17:3351(A)(5)(a)(vii) as enacted by this Act is due by February 15, 2026.

A true copy:

Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 791

- - -

HOUSE BILL NO. 888
BY REPRESENTATIVES STAGNI, BAGLEY, CARRIER, WILFORD CARTER, COX, DOMANGUE, FISHER, FREIBERG, GREEN, JORDAN, LARVADAIN, LYONS, NEWELL, PHELPS, SELDERS, TAYLOR, WALTERS, AND WYBLE

AN ACT

To enact Part II of Chapter 35 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2731, relative to the Social Work Licensure Compact; to establish the purpose of the Compact; to identify certain objectives; to provide for definitions; to provide eligibility requirements for state and social worker participation; to establish provisions for the issuance of a multistate license; to authorize the Interstate Compact Commission; to provide for member licensing authority; to establish certain provisions for military families; to establish authority for certain entities to take adverse action; to establish the Social Work Licensure Compact Commission; to require usage of a coordinated data system; to require the promulgation of certain rules; to provide for oversight, dispute resolution, and enforcement of certain provisions; to provide for construction and severability; to require consistency and conflict resolution between states; to establish provisions for a criminal background check for the Louisiana State Board of Social Work Examiners; to designate Chapter 35 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:2701 through 2724, "PART I. SOCIAL WORKERS"; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. The provisions of Chapter 35 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:2701 through 2724, are hereby designated "PART I. SOCIAL WORKERS".

Section 2. Part II of Chapter 35 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:2731, is hereby enacted to read as follows:

PART II. SOCIAL WORK LICENSURE COMPACT

§2731. Social Work Licensure Compact; adoption

The Social Work Licensure Compact is hereby recognized and enacted into law and entered into by this state with all states legally joining therein in the form substantially as follows:

SECTION 1. PURPOSE

The purpose of this Compact is to facilitate the interstate practice of regulated social workers by improving public access to competent social work services. The Social Work Licensure Compact preserves the regulatory authority of states to protect public health and safety through the current system of state licensure.

This Compact is designed to achieve all of the following objectives:

(1) Increase public access to social work services.

(2) Reduce overly burdensome and duplicative requirements associated with holding multiple licenses.

(3) Enhance the member states' ability to protect the public's health and safety.

(4) Encourage the cooperation of member states in regulating multistate practice.

(5) Promote mobility and address workforce shortages by eliminating the necessity for licenses in multiple states by providing for the mutual recognition of other member state licenses.

(6) Support military families.

(7) Facilitate the exchange of licensure and disciplinary information among member states.

(8) Authorize all member states to hold a regulated social worker accountable for abiding by a member state's laws, regulations, and applicable professional standards in the member state in which the client is located at the time care is rendered.

(9) Allow for the use of telehealth to facilitate increased access to regulated social work services.

SECTION 2. DEFINITIONS

For the purposes of this Chapter, the following terms have the meaning ascribed to them:

(1) "Active military member" means any individual with full-time duty status in the active United States Armed Forces, members of the National Guard of the United States, and the United States Army Reserve.

(2) "Adverse action" means any administrative, civil, equitable or criminal action permitted by a state's laws which is imposed by a licensing authority or other authority against a regulated social worker, including actions against an individual's license or multistate authorization to practice such as revocation, suspension, probation, monitoring of the licensee, limitation on the licensee's practice, or any other encumbrance on licensure affecting a regulated social worker's authorization to practice, including issuance of a cease and desist action.

(3) "Alternative program" means a nondisciplinary monitoring or practice remediation process approved by a licensing authority to address practitioners with an impairment.

(4) "Charter member states" means member states that have enacted legislation to adopt this Compact where such legislation predates the effective date of this Compact as provided in Section 14.

(5) "Compact commission" or "commission" means the government agency whose membership consists of all states that have enacted this Compact, which is known as the Social Work Licensure Compact Commission, as provided in Section 10, and which shall operate as an instrumentality of the member states.

(6) "Criminal history record information" means all state records of arrest, prosecution, and conviction, including those which have been expunged or dismissed in accordance with Louisiana Code of Criminal Procedure Articles 893 and 894 and national records, which shall include fingerprints of the applicant, biometrics, and other identifying information, if so requested by the licensing board.

(7) "Current significant investigative information" means:

(a) Investigative information that a licensing authority, after a preliminary inquiry that includes notification and an opportunity for the regulated social worker to respond has reason to believe is not groundless and, if proven true, would indicate more than a minor infraction as may be defined by the Commission.

(b) Investigative information that indicates that the regulated social worker represents an immediate threat to public health and safety, as may be defined by the Commission, regardless of whether the regulated social worker has been notified and has had an opportunity to respond.

(8) "Data system" means a repository of information about licensees, including continuing education, examination, licensure, current significant investigative information, disqualifying event, multistate licenses, and adverse action information or other information as required by the Commission.

(9) "Disqualifying event" means any adverse action or incident which results in an encumbrance that disqualifies or makes the licensee ineligible to either obtain, retain, or renew a multistate license.

(10) "Domicile" means the jurisdiction in which the licensee resides and intends to remain indefinitely.

(11) "Encumbrance" means a revocation or suspension of, or any limitation on, the full and unrestricted practice of social work licensed and regulated by a licensing authority.

(12) "Executive committee" means a group of delegates elected or appointed to act on behalf of, and within the powers granted to them by, this Compact and Commission.

(13) "Home state" means the member state that is the licensee's primary domicile.

(14) "Impairment" means a condition that may impair a practitioner's ability to engage in full and unrestricted practice as a regulated social worker without some type of intervention and may include alcohol and drug dependence, mental health impairment, and neurological or physical impairments.

(15) "Licensee" means an individual who currently holds a license from a state to practice as a regulated social worker.

(16) "Licensing authority" means the board or agency of a member state, or the equivalent, that is responsible for the licensing and regulation of regulated social workers.

(17) "Member state" means a state, commonwealth, district, or territory of the United States of America that has enacted this Compact.

(18) "Multistate authorization to practice" means a legally authorized privilege to practice, which is equivalent to a license, associated with a multistate license permitting the practice of social work in a remote state.

(19) "Multistate license" means a license to practice as a regulated social worker issued by a home state licensing authority that authorizes the regulated social worker to practice in all member states under multistate authorization to practice.

(20) "Qualifying national exam" means a national licensing examination approved by the Commission.

(21) "Regulated social worker" means any social worker with a clinical,

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

master's, or bachelor's degree who is licensed by a member state regardless of the title used by that member state.

(22) "Remote state" means a member state other than the licensee's home state.

(23) "Rule or rules of the commission" means a regulation or regulations duly promulgated by the Commission, as authorized by this Compact, that has the force of law.

(24) "Single state license" means a social work license issued by any state that authorizes practice only within the issuing state and does not include multistate authorization to practice in any member state.

(25) "Social work" or "social work services" means the application of social work theory, knowledge, methods, ethics, and the professional use of self to restore or enhance social, psychosocial, or biopsychosocial functioning of individuals, couples, families, groups, organizations, and communities through the care and services provided by a regulated social worker as set forth in the member state's statutes and regulations in the state where the services are being provided.

(26) "State" means any state, commonwealth, district, or territory of the United States of America that regulates the practice of social work.

(27) "Unencumbered license" means a license that authorizes a regulated social worker to engage in the full and unrestricted practice of social work.

SECTION 3. STATE PARTICIPATION IN THE COMPACT

A. To be eligible to participate in this Compact, a potential member state shall currently meet all of the following criteria:

(1) License and regulate the practice of social work at the clinical, master's, or bachelor's category.

(2) Require applicants for licensure to graduate from a program that is all of the following:

(a) Operated by a college or university recognized by the licensing authority.

(b) Accredited, or in candidacy by an institution that subsequently becomes accredited, by an accrediting agency recognized by either of the following:

(i) The Council for Higher Education Accreditation, or its successor.

(ii) The United States Department of Education.

(c) Corresponds to the licensure sought in accordance with Section 4.

(3) Require applicants for clinical licensure to complete a period of supervised practice.

(4) Have a mechanism in place for receiving, investigating, and adjudicating complaints about licensees.

B. To maintain membership in this Compact, a member state shall do all of the following:

(1) Require that applicants for a multistate license pass a qualifying national exam for the corresponding category of multistate license sought as provided in Section 4.

(2) Participate fully in the Commission's data system, including using the Commission's unique identifier as defined in rules.

(3) Notify the Commission, in compliance with the terms of this Compact and rules, of any adverse action or the availability of current significant investigative information regarding a licensee.

(4)(a) Implement procedures for considering the criminal history records of applicants for a multistate license. Such procedures shall include the submission of fingerprints or other biometric-based information by applicants for the purpose of obtaining an applicant's criminal history record information from the Federal Bureau of Investigation and the agency responsible for retaining that state's criminal records.

(b) The Louisiana State Board of Social Work Examiners shall be entitled to the criminal history record and identification files of the Louisiana Bureau of Criminal Identification and Information, located within the Louisiana Department of Public Safety and Corrections, of any person who is required to be licensed as a social worker in this state or as part of the Social Work Licensure Compact. Fingerprints, biometrics, and other identifying information of the applicant shall be submitted to the Louisiana Bureau of Criminal Identification and Information. The Louisiana Bureau of Criminal Identification and Information shall, upon request of the Louisiana State Board of Social Work Examiners and after receipt of a fingerprint card and other identifying information from the applicant, make available to the board all arrest and conviction information contained in the Louisiana Bureau of Criminal Identification and Information's criminal history record and identification files which pertain to the applicant for licensure. In addition, the fingerprints shall be forwarded by the Louisiana Bureau of Criminal Identification and Information to the Federal Bureau of Investigation for a national criminal history record check.

(c) In accordance with the authority provided for in this Compact, the costs of providing the information required in accordance with this Paragraph shall be charged by the Louisiana Bureau of Criminal Identification and Information, as specified in R.S. 15:587(B), to the Louisiana State Board of Social Work Examiners for furnishing information contained in the Louisiana Bureau of Criminal Identification and Information's criminal history records and identification files, including any additional cost of providing the national criminal history records check, which pertains to the applicant. The board may impose any or all such fees or costs on the applicant.

(5) Comply with the rules of the Commission.

(6) Require an applicant to obtain or retain a license in the home state and meet the home state's qualifications for licensure or renewal of licensure, as well as all other applicable home state laws.

(7) Authorize a licensee holding a multistate license in any member state to practice in accordance with the terms of this Compact and rules of the Commission.

(8) Designate a delegate to participate in the Commission meetings.

C. A member state meeting the requirements provided in this Section shall designate the categories of social work licensure that are eligible for issuance of a multistate license for applicants in such member state. To the extent that any member state does not meet the requirements for participation in this Compact at any particular category of social work licensure, such member state may choose, but is not obligated to, issue a multistate license to applicants who otherwise meet the requirements of Section 4 for issuance of a multistate license in such category or categories of licensure.

D. The home state may charge a fee for granting the multistate license.

SECTION 4. SOCIAL WORKER PARTICIPATION IN THE COMPACT

A. To be eligible for a multistate license under the terms and provisions of this Compact, an applicant, regardless of category, shall do all of the following:

(1) Hold or be eligible for an active, unencumbered license in the home state.

(2) Pay any applicable fees, including any state fee, for the multistate license.

(3) Submit, in connection with an application for a multistate license, fingerprints or other biometric data for the purpose of obtaining criminal history record information from the Federal Bureau of Investigation and the agency responsible for retaining that state's criminal records.

(4) Notify the home state of any adverse action, encumbrance, or restriction on any professional license taken by any member state or nonmember state within thirty days from the date the action is taken.

(5) Meet any continuing competence requirements established by the home state.

(6) Abide by the laws, regulations, and applicable standards in the member state where the client is located at the time care is rendered.

B. An applicant for a clinical-category multistate license shall meet all of the following requirements:

(1) Fulfill a competency requirement, which shall be satisfied by either of the following:

(a) Passage of a clinical-category qualifying national exam.

(b) Licensure of the applicant in his home state at the clinical category, beginning prior to such time as a qualifying national exam was required by the home state and accompanied by a period of continuous social work licensure thereafter, all of which may be further governed by the rules of the commission.

(c) The substantial equivalency of the foregoing competency requirements which the commission may determine by rule.

(2) Attain at least a master's degree in social work from a program that meets both of the following criteria:

(a) Operated by a college or university recognized by the licensing authority.

(b) Accredited, or in candidacy that subsequently becomes accredited, by an accrediting agency recognized by either of the following:

(i) The Council for Higher Education Accreditation or its successor.

(ii) The United States Department of Education.

(3) Fulfill a practice requirement, which shall be satisfied by demonstrating completion of either of the following:

(a) A period of postgraduate supervised clinical practice equal to a minimum of three thousand hours.

(b) A minimum of two years of full-time postgraduate supervised clinical practice.

(c) The substantial equivalency of the foregoing practice requirements which the commission may determine by rule.

C. An applicant for a master's-category multistate license shall meet all of the following requirements:

(1) Fulfill a competency requirement, which shall be satisfied by either of the following:

(a) Passage of a master's-category qualifying national exam.

(b) Licensure of the applicant in his home state at the master's category, beginning prior to such time as a qualifying national exam was required by the home state at the master's category and accompanied by a continuous period of social work licensure thereafter, all of which may be further governed by the rules of the commission.

(c) The substantial equivalency of the foregoing competency requirements which the commission may determine by rule.

(2) Attain at least a master's degree in social work from a program that is both of the following:

(a) Operated by a college or university recognized by the licensing authority.

(b) Accredited, or in candidacy that subsequently becomes accredited, by an accrediting agency recognized by either of the following:

(i) The Council for Higher Education Accreditation or its successor.

(ii) The United States Department of Education.

D. An applicant for a bachelor's-category multistate license shall meet all of the following requirements:

(1) Fulfill a competency requirement, which shall be satisfied by either of the following:

(a) Passage of a bachelor's-category qualifying national exam.

(b) Licensure of the applicant in his home state at the bachelor's category, beginning prior to such time as a qualifying national exam was required by the home state and accompanied by a period of continuous social work licensure thereafter, all of which may be further governed by the rules of the Commission.

(c) The substantial equivalency of the foregoing competency requirements

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

which the Commission may determine by rule.

(2) Attain at least a bachelor's degree in social work from a program that is both of the following:

(a) Operated by a college or university recognized by the licensing authority.

(b) Accredited, or in candidacy that subsequently becomes accredited, by an accrediting agency recognized by either of the following:

(i) The Council for Higher Education Accreditation or its successor.

(ii) The United States Department of Education.

E. The multistate license for a regulated social worker is subject to the renewal requirements of the home state. The regulated social worker shall maintain compliance with the requirements of this Section to be eligible to renew a multistate license.

F. The regulated social worker's services in a remote state are subject to that member state's regulatory authority. A remote state may, in accordance with due process and that member state's laws, remove a regulated social worker's multistate authorization to practice in the remote state for a specific period of time, impose fines, and take any other necessary actions to protect the health and safety of its citizens.

G. If a multistate license is encumbered, the regulated social worker's multistate authorization to practice shall be deactivated in all remote states until the multistate license is no longer encumbered.

H. If a multistate authorization to practice is encumbered in a remote state, the regulated social worker's multistate authorization to practice may be deactivated in that state until the multistate authorization to practice is no longer encumbered.

SECTION 5. ISSUANCE OF A MULTISTATE LICENSE

A. Upon receipt of an application for multistate license, the home state licensing authority shall determine the applicant's eligibility for a multistate license in accordance with Section 4 of this Compact.

B. If such applicant is eligible pursuant to Section 4 of this Compact, the home state licensing authority shall issue a multistate license that authorizes the applicant or regulated social worker to practice in all member states under a multistate authorization to practice.

C. Upon issuance of a multistate license, the home state licensing authority shall designate whether the regulated social worker holds a multistate license in the bachelor's, master's, or clinical category of social work.

D. A multistate license issued by a home state to a resident in that state shall be recognized by all Compact member states as authorizing social work practice under a multistate authorization to practice corresponding to each category of licensure regulated in each member state.

SECTION 6. AUTHORITY OF INTERSTATE COMPACT COMMISSION AND MEMBER STATE LICENSING AUTHORITIES

A. Nothing in this Compact, nor any rule of the Commission, shall be construed to limit, restrict, or in any way reduce the ability of a member state to enact and enforce laws, regulations, or other rules related to the practice of social work in that state, where those laws, regulations, or other rules are not inconsistent with the provisions of this Compact.

B. Nothing in this Compact shall affect the requirements established by a member state for the issuance of a single state license.

C. Nothing in this Compact, nor any rule of the Commission, shall be construed to limit, restrict, or in any way reduce the ability of a member state to take adverse action against a licensee's single state license to practice social work in that state.

D. Nothing in this Compact, nor any rule of the Commission, shall be construed to limit, restrict, or in any way reduce the ability of a remote state to take adverse action against a licensee's multistate authorization to practice in that state.

E. Nothing in this Compact, nor any rule of the Commission, shall be construed to limit, restrict, or in any way reduce the ability of a licensee's home state to take adverse action against a licensee's multistate license based upon information provided by a remote state.

SECTION 7. REISSUANCE OF A MULTISTATE LICENSE BY A NEW HOME STATE

A. A licensee can hold a multistate license, issued by his home state, in only one member state at any given time.

B. If a licensee changes his home state by moving between two member states, all of the following provisions shall apply:

(1) The licensee shall immediately apply for the reissuance of his multistate license in his new home state. The licensee shall pay all applicable fees and notify the prior home state in accordance with the rules of the Commission.

(2) Upon receipt of an application to reissue a multistate license, the new home state shall verify that the multistate license is active, unencumbered, and eligible for reissuance in accordance with the provisions of this Compact and the rules of the Commission. The multistate license issued by the prior home state will be deactivated and all member states notified in accordance with the applicable rules adopted by the Commission.

(3) Prior to the reissuance of the multistate license, the new home state shall conduct procedures for considering the criminal history records of the licensee. Such procedures shall include the submission of fingerprints or other biometric-based information by applicants for the purpose of obtaining an applicant's criminal history record information from the Federal Bureau of Investigation and the agency responsible for retaining that state's criminal records.

(4) If required for initial licensure, the new home state may require completion of jurisprudence requirements in the new home state.

(5) Notwithstanding any other provision of this Compact, if a licensee does not meet the requirements set forth in this Compact for the reissuance of a multistate license by the new home state, then the licensee shall be subject to the new home state requirements for the issuance of a single state license in that state.

C. If a licensee changes his primary state of residence by moving from a member state to a nonmember state, or from a nonmember state to a member state, then the licensee shall be subject to the state requirements for the issuance of a single state license in the new home state.

D. Nothing in this Compact shall interfere with a licensee's ability to hold a single state license in multiple states; however, for the purposes of this Compact, a licensee shall have only one home state and only one multistate license.

E. Nothing in this Compact shall interfere with the requirements established by a member state for the issuance of a single state license.

SECTION 8. MILITARY FAMILIES

An active military member or his spouse shall designate a home state where the individual has a multistate license. The individual may retain his home state designation during the period the service member is on active duty.

SECTION 9. ADVERSE ACTIONS

A. In addition to the other powers conferred by state law, a remote state shall have the authority, in accordance with existing state due process law, to do all of the following:

(1) Take adverse action against a regulated social worker's multistate authorization to practice only within that member state, and issue subpoenas for both hearings and investigations that require the attendance and testimony of witnesses as well as the production of evidence. Subpoenas issued by a licensing authority in a member state for the attendance and testimony of witnesses or the production of evidence from another member state shall be enforced in the latter state by any court of competent jurisdiction, according to the practice and procedure of that court applicable to subpoenas issued in proceedings pending before it. The issuing licensing authority shall pay any witness fees, travel expenses, mileage, and other fees required by the service statutes of the state in which the witnesses or evidence are located.

(2) Only the home state shall have the power to take adverse action against a regulated social worker's multistate license.

B. For purposes of taking adverse action, the home state shall give the same priority and effect to reported conduct received from a member state as it would if the conduct had occurred within the home state. In so doing, the home state shall apply its own state laws to determine appropriate action.

C. The home state shall complete any pending investigations of a regulated social worker who changes his home state during the course of the investigations. The home state shall also have the authority to take appropriate actions and shall promptly report the conclusions of the investigations to the administrator of the data system. The administrator of the data system shall promptly notify the new home state of any adverse actions.

D. A member state, if otherwise permitted by state law, may recover from the affected regulated social worker the costs of investigations and dispositions of cases resulting from any adverse action taken against that regulated social worker.

E. A member state may take adverse action based on the factual findings of another member state, if the member state follows its own procedures for taking the adverse action.

F. Both of the following apply to joint investigations:

(1) In addition to the authority granted to a member state by its respective social work practice act or other applicable state law, any member state may participate with other member states in joint investigations of licensees.

(2) Member states shall share any investigative, litigation, or compliance materials in furtherance of any joint or individual investigation initiated in accordance with this Compact.

G. If adverse action is taken by the home state against the multistate license of a regulated social worker, the regulated social worker's multistate authorization to practice in all other member states shall be deactivated until all encumbrances have been removed from the multistate license. All home state disciplinary orders that impose adverse action against the license of a regulated social worker shall include a statement that the regulated social worker's multistate authorization to practice is deactivated in all member states until all conditions of the decision, order, or agreement are satisfied.

H. If a member state takes adverse action, it shall promptly notify the administrator of the data system. The administrator of the data system shall promptly notify the home state and all other member states of any adverse actions by remote states.

I. Nothing in this Compact shall override a member state's decision that participation in an alternative program may be used in lieu of adverse action.

J. Nothing in this Compact shall authorize a member state to demand the issuance of subpoenas for attendance and testimony of witnesses or the production of evidence from another member state for lawful actions within that member state.

K. Nothing in this Compact shall authorize a member state to impose discipline against a regulated social worker who holds a multistate authorization to practice for lawful actions within another member state.

SECTION 10. ESTABLISHMENT OF A SOCIAL WORK LICENSURE COMPACT COMMISSION

A. The member states of this Compact hereby create and establish a joint government agency whose membership consists of all member states that have enacted this Compact known as the Social Work Licensure Compact Commission. The Commission shall be an instrumentality of the Compact

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

member states acting jointly and not an instrumentality of any one state. The Commission shall come into existence on or after the effective date of this Compact as set forth in Section 14.

B. All of the following apply to membership, voting, and meetings:

(1) Each member state shall have and be limited to one delegate selected by that member state's state licensing authority.

(2) The delegate shall be either of the following:

(a) A current member of the state licensing authority at the time of appointment, who is a regulated social worker or public member of the state licensing authority.

(b) An administrator of the state licensing authority or his designee.

(3) The Commission shall by rule or bylaw establish a term of office for delegates and may by rule or bylaw establish term limits.

(4) The Commission may recommend removal or suspension any delegate from office.

(5) A member state's state licensing authority shall fill any vacancy of its delegate occurring on the Commission within sixty days of the vacancy.

(6) Each delegate shall be entitled to one vote on all matters before the Commission requiring a vote by Commission delegates.

(7) A delegate shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for delegates to meet by telecommunication, videoconference, or other means of communication.

(8) The Commission shall meet at least once during each calendar year. Additional meetings may be held as set forth in the bylaws. The Commission may meet via telecommunication, video conference or other similar electronic means.

C. The Commission shall have power to do all of the following:

(1) Establish the fiscal year of the Commission.

(2) Establish code of conduct and conflict of interest policies.

(3) Establish and amend rules and bylaws.

(4) Maintain its financial records in accordance with the bylaws.

(5) Meet and take such actions as are consistent with the provisions of this Compact, the Commission's rules, and the bylaws.

(6) Initiate and conclude legal proceedings or actions in the name of the Commission, if the standing of any state licensing board to sue or be sued under applicable law is not affected.

(7) Maintain and certify records and information provided to a member state as the authenticated business records of the Commission, and designate an agent to do so on the Commission's behalf.

(8) Purchase and maintain insurance and bonds.

(9) Borrow, accept, or contract for services of personnel, including but not limited to employees of a member state.

(10) Conduct an annual financial review.

(11) Hire employees, elect or appoint officers, fix compensation, define duties, grant such individuals appropriate authority to carry out the purposes of this Compact, and establish the Commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel, and other related personnel matters.

(12) Assess and collect fees.

(13) Accept any and all appropriate gifts, donations, grants of money, other sources of revenue, equipment, supplies, materials, and services, and receive, utilize, and dispose of the same; if at all times the Commission avoids any appearance of impropriety or conflict of interest.

(14) Lease, purchase, retain, own, hold, improve, or use any property, real, personal, or mixed, or any undivided interest therein.

(15) Sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any property real, personal, or mixed.

(16) Establish a budget and make expenditures.

(17) Borrow money.

(18) Appoint committees, including standing committees, composed of members, state regulators, state legislators or their representatives, and consumer representatives, and such other interested persons as may be designated in this Compact and the bylaws.

(19) Provide and receive information from, and cooperate with, law enforcement agencies.

(20) Establish and elect an executive committee, including a chair and a vice chair.

(21) Determine whether a state's adopted language is materially different from the model compact language such that the state would not qualify for participation in this Compact.

(22) Perform such other functions as may be necessary or appropriate to achieve the purposes of this Compact.

D. All of the following apply to the executive committee:

(1) The executive committee shall have the power to act on behalf of the Commission according to the terms of this Compact. The powers, duties, and responsibilities of the executive committee shall include all of the following:

(a) Oversee the day-to-day activities of the administration of this Compact including enforcement and compliance with the provisions of this Compact, its rules and bylaws, and other such duties as deemed necessary.

(b) Recommend to the Commission changes to the rules or bylaws, changes to this Compact legislation, fees charged to Compact member states, fees charged to licensees, and other fees.

(c) Ensure Compact administration services are appropriately provided, including by contract.

(d) Prepare and recommend the budget.

(e) Maintain financial records on behalf of the Commission.

(f) Monitor Compact compliance of member states and provide compliance reports to the Commission.

(g) Establish additional committees as necessary.

(h) Exercise the powers and duties of the Commission during the interim between Commission meetings, except for adopting or amending rules, adopting or amending bylaws, and exercising any other powers and duties expressly reserved to the Commission by rule or bylaw.

(i) Engage in other duties as provided in the rules or bylaws of the Commission.

(2) The executive committee shall be composed of up to eleven members as follows:

(a) The chair and vice chair of the Commission shall be voting members of the executive committee.

(b) The Commission shall elect five voting members from the current membership of the Commission.

(c) Up to four ex officio, nonvoting members from four recognized national social work organizations.

(d) The ex officio members will be selected by their respective organizations.

(3) The Commission may remove any member of the executive committee as provided in the Commission's bylaws.

(4) The executive committee shall meet at least annually.

(a) Executive committee meetings shall be open to the public, except that the executive committee may meet in a closed, nonpublic meeting as provided in this Section.

(b) The executive committee shall give seven days' notice of its meetings, posted on its website and as determined to provide notice to persons with an interest in the business of the Commission.

(c) The executive committee may hold a special meeting in accordance with this Section.

E. The Commission shall adopt and provide to the member states an annual report.

F. All of the following apply to meetings of the Commission:

(1) All meetings shall be open to the public, except that the Commission may meet in a closed, nonpublic meeting as provided in this Section.

(a) Public notice for all meetings of the full Commission of meetings shall be given in the same manner as required under the rulemaking provisions in Section 12, except that the Commission may hold a special meeting as provided in this Section.

(b) The Commission may hold a special meeting when it shall meet to conduct emergency business by giving notice forty-eight hours in advance to all commissioners, on the Commission's website, and other means as provided in the Commission's rules. The Commission's legal counsel shall certify that the Commission's need to meet qualifies as an emergency.

(2) The Commission or the executive committee or other committees of the Commission may convene in a closed, nonpublic meeting for the Commission or executive committee or other committees of the Commission to receive legal advice or to discuss any of the following:

(a) Noncompliance of a member state with its obligations under the Compact.

(b) The employment, compensation, discipline or other matters, practices or procedures related to specific employees.

(c) Current or threatened discipline of a licensee by the Commission or by a member state's licensing authority.

(d) Current, threatened, or reasonably anticipated litigation.

(e) Negotiation of contracts for the purchase, lease, or sale of goods, services, or real estate.

(f) Accusation of any person of a crime or formally censuring any person.

(g) Trade secrets or commercial or financial information that is privileged or confidential.

(h) Information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy.

(i) Investigative records compiled for law enforcement purposes.

(j) Information related to any investigative reports prepared by or on behalf of or for use of the Commission or other committee charged with responsibility of investigation or determination of compliance issues pursuant to this Compact.

(k) Matters specifically exempted from disclosure by federal or member state law.

(l) Other matters as promulgated by the Commission by rule.

(3) If a meeting, or portion of a meeting, is closed, the presiding officer shall state that the meeting will be closed and reference each relevant exempting provision, and such reference shall be recorded in the minutes.

(4) The Commission shall keep minutes that fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, and the reasons therefore, including a description of the views expressed. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release only by a majority vote of the Commission or order of a court of competent jurisdiction.

G. All of the following apply for financing the Commission:

(1) The Commission shall pay, or provide for the payment of, the reasonable expenses of its establishment, organization, and ongoing activities.

(2) The Commission may accept any and all appropriate revenue sources as provided in this Section.

(3) The Commission may levy on and collect an annual assessment from each member state and impose fees on licensees of member states to whom

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

it grants a multistate license to cover the cost of the operations and activities of the Commission and its staff, which shall be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount for member states shall be allocated based upon a formula that the Commission shall promulgate by rule.

(4) The Commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same nor shall the Commission pledge the credit of any of the member states, except by and with the authority of the member state.

(5) The Commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the Commission shall be subject to the financial review and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the Commission shall be subject to an annual financial review by a certified or licensed public accountant, and the report of the financial review shall be included in and become part of the annual report of the Commission.

H. All of the following apply to qualified immunity, defense, and indemnification:

(1) The members, officers, executive director, employees and representatives of the Commission shall be immune from suit and liability, both personally and in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error, or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of Commission employment, duties or responsibilities; if nothing in this Paragraph is construed to protect any such person from suit or liability for any damage, loss, injury, or liability caused by the intentional or willful or wanton misconduct of that person. The procurement of insurance of any type by the Commission shall not in any way compromise or limit the immunity granted hereunder.

(2) The Commission shall defend any member, officer, executive director, employee, and representative of the Commission in any civil action seeking to impose liability arising out of any actual or alleged act, error, or omission that occurred within the scope of Commission employment, duties, or responsibilities, or as determined by the Commission that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities; if nothing herein is construed to prohibit that person from retaining his own counsel at his own expense; and if the actual or alleged act, error, or omission did not result from that person's intentional or willful or wanton misconduct.

(3) The Commission shall indemnify and hold harmless any member, officer, executive director, employee, and representative of the Commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error, or omission that occurred within the scope of Commission employment, duties, or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of Commission employment, duties, or responsibilities, if the actual or alleged act, error, or omission did not result from the intentional or willful or wanton misconduct of that person.

(4) Nothing herein shall be construed as a limitation on the liability of any licensee for professional malpractice or misconduct, which shall be governed solely by any other applicable state laws.

(5) Nothing in this Compact shall be interpreted to waive or otherwise abrogate a member state's state action immunity or state action affirmative defense with respect to antitrust claims under the Sherman Antitrust Act of 1890, Clayton Antitrust Act of 1914, or any other state or federal antitrust or anticompetitive law or regulation.

(6) Nothing in this Compact shall be construed to be a waiver of sovereign immunity by the member states or by the Commission.

SECTION 11. DATA SYSTEM

A. The Commission shall provide for the development, maintenance, operation, and utilization of a coordinated data system.

B. The Commission shall assign each applicant for a multistate license a unique identifier, as determined by the rules of the Commission.

C. Notwithstanding any other provision of state law to the contrary, a member state shall submit a uniform data set to the data system on all individuals to whom this Compact is applicable as required by the rules of the Commission, including all of the following:

(1) Identifying information.

(2) Licensure data.

(3) Adverse actions against a license and information related thereto.

(4) Nonconfidential information related to alternative program participation, the beginning and ending dates of such participation, and other information related to such participation not made confidential under member state law.

(5) Any denial of application for licensure, and the reasons for such denial.

(6) The presence of current significant investigative information.

(7) Other information that may facilitate the administration of this Compact or the protection of the public, as determined by the rules of the Commission.

D. The records and information provided to a member state in accordance with this Compact or through the data system, when certified by the Commission or an agent thereof, shall constitute the authenticated business records of the Commission, and shall be entitled to any associated hearsay exception in any relevant judicial, quasi judicial or administrative proceedings in a member state.

E.(1) Current significant investigative information pertaining to a licensee in any member state will be available only to other member states.

(2) It is the responsibility of the member states to report any adverse action against a licensee and to monitor the database to determine whether adverse action has been taken against a licensee. Adverse action information pertaining to a licensee in any member state will be available to any other member state.

F. Member states contributing information to the data system may designate information that may not be shared with the public without the express permission of the contributing state.

G. Any information submitted to the data system that is subsequently expunged pursuant to federal law or the laws of the member state contributing the information shall be removed from the data system.

SECTION 12. RULEMAKING

A. The Commission shall promulgate reasonable rules in order to effectively and efficiently implement and administer the purposes and provisions of this Compact. A rule shall be invalid and have no force or effect only if a court of competent jurisdiction holds that the rule is invalid because the Commission exercised its rulemaking authority in a manner that is beyond the scope and purposes of this Compact, or the powers granted hereunder, or based upon another applicable standard of review.

B. The rules of the Commission shall have the force of law in each member state, provided, however, that where the rules of the Commission conflict with the laws of the member state that establish the member state's laws, regulations, and applicable standards that govern the practice of social work as held by a court of competent jurisdiction, the rules of the Commission shall be ineffective in that state to the extent of the conflict.

C. The Commission shall exercise its rulemaking powers pursuant to the criteria set forth in this Section and the rules adopted thereunder. Rules shall become binding on the day following adoption or the date specified in the rule or amendment, whichever is later.

D. If a majority of the member state legislatures reject a rule, or portion of a rule, by enactment of a statute or resolution in the same manner used to adopt this Compact within four years of the date of adoption of the rule, then such rule shall have no further force and effect in any member state.

E. Rules shall be adopted at a regular or special meeting of the Commission.

F. Prior to adoption of a proposed rule, the Commission shall hold a public hearing and allow persons to provide oral and written comments, data, facts, opinions, and arguments.

G. Prior to adoption of a proposed rule by the Commission, and at least thirty days in advance of the meeting at which the Commission will hold a public hearing on the proposed rule, the Commission shall provide a notice of proposed rulemaking that meets all of the following criteria:

(1) On the website of the Commission or other publicly accessible platform.

(2) To persons who have requested notice of the Commission's notices of proposed rulemaking.

(3) In such other ways as the Commission may by rule specify.

H. The notice of proposed rulemaking shall include all of the following:

(1) The time, date, and location of the public hearing at which the Commission will hear public comments on the proposed rule and, if different, the time, date, and location of the meeting where the Commission will consider and vote on the proposed rule.

(2) If the hearing is held via telecommunication, video conference, or other electronic means, the Commission shall include the mechanism for access to the hearing in the notice of proposed rulemaking.

(3) The text of the proposed rule and the reason therefor.

(4) A request for comments on the proposed rule from any interested person.

(5) The manner in which interested persons may submit written comments.

I. All hearings will be recorded. A copy of the recording and all written comments and documents received by the Commission in response to the proposed rule shall be available to the public.

J. Nothing in this Section shall be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the Commission at hearings required by this Section.

K. The Commission shall, by majority vote of all members, take final action on the proposed rule based on the rulemaking record and the full text of the rule.

(1) The Commission may adopt changes to the proposed rule if the changes do not enlarge the original purpose of the proposed rule.

(2) The Commission shall provide an explanation of the reasons for substantive changes made to the proposed rule as well as reasons for substantive changes not made that were recommended by commenters.

(3) The Commission shall determine a reasonable effective date for the rule. Except for an emergency as provided in this Section, the effective date of the rule shall be no sooner than thirty days after issuing the notice that it adopted or amended the rule.

L. Upon determination that an emergency exists, the Commission may consider and adopt an emergency rule with notice forty-eight hours in advance, with opportunity to comment, if the usual rulemaking procedures provided in this Compact and in this Section are retroactively applied to the rule as soon as reasonably possible, in no event later than ninety days after the effective date of the rule. For the purposes of this provision, an emergency rule is one that shall be adopted immediately in order to do the following:

(1) Meet an imminent threat to public health, safety, or welfare.

(2) Prevent a loss of Commission or member state funds.

(3) Meet a deadline for the promulgation of a rule that is established by

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

federal law or rule.

(4) Protect public health and safety.

M. The Commission or an authorized committee of the Commission may direct revisions to a previously adopted rule for purposes of correcting typographical errors, errors in format, errors in consistency, or grammatical errors. Public notice of any revisions shall be posted on the website of the Commission. The revision shall be subject to challenge by any person for a period of thirty days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule. A challenge shall be made in writing and delivered to the Commission prior to the end of the notice period. If no challenge is made, the revision will take effect without further action. If the revision is challenged, the revision may not take effect without the approval of the Commission.

N. No member state's rulemaking requirements shall apply in accordance with this Compact.

SECTION 13. OVERSIGHT, DISPUTE RESOLUTION, AND ENFORCEMENT

A. All of the following apply to oversight:

(1) The executive and judicial branches of state government in each member state shall enforce this Compact and take all actions necessary and appropriate to implement this Compact.

(2) Except as otherwise provided in this Compact, venue is proper and judicial proceedings by or against the Commission shall be brought solely and exclusively in a court of competent jurisdiction where the principal office of the Commission is located. The Commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings. Nothing herein shall affect or limit the selection or propriety of venue in any action against a licensee for professional malpractice, misconduct or any such similar matter.

(3) The Commission shall be entitled to receive service of process in any proceeding regarding the enforcement or interpretation of this Compact and shall have standing to intervene in such a proceeding for all purposes. Failure to provide the Commission service of process shall render a judgment or order void as to the Commission, this Compact, or promulgated rules.

B. All of the following apply to default, technical assistance, and termination:

(1) If the Commission determines that a member state has defaulted in the performance of its obligations or responsibilities in accordance with this Compact or the promulgated rules, the Commission shall provide written notice to the defaulting state. The notice of default shall describe the default, the proposed means of curing the default, and any other action that the Commission may take, and shall offer training and specific technical assistance regarding the default.

(2) The Commission shall provide a copy of the notice of default to the other member states.

C. If a state in default fails to cure the default, the defaulting state may be terminated from this Compact upon an affirmative vote of a majority of the delegates of the member states, and all rights, privileges and benefits conferred on that state by this Compact may be terminated on the effective date of termination. A cure of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

D. Termination of membership in this Compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be given by the Commission to the governor, the majority and minority leaders of the defaulting state's legislature, the defaulting state's state licensing authority and each of the member states' state licensing authority.

E. A state that has been terminated is responsible for all assessments, obligations, and liabilities incurred through the effective date of termination, including obligations that extend beyond the effective date of termination.

F. Upon the termination of a state's membership from this Compact, that state shall immediately provide notice to all licensees within that state of such termination. The terminated state shall continue to recognize all licenses granted pursuant to this Compact for a minimum of six months after the date of the notice of termination.

G. The Commission shall not bear any costs related to a state that is found to be in default or that has been terminated from this Compact, unless agreed upon in writing between the Commission and the defaulting state.

H. The defaulting state may appeal the action of the Commission by petitioning the United States District Court for the District of Columbia or the federal district where the Commission has its principal offices. The prevailing party shall be awarded all costs of such litigation, including reasonable attorney's fees.

I. All of the following apply to dispute resolution:

(1) Upon request by a member state, the Commission shall attempt to resolve disputes related to this Compact that arise among member states and between member and nonmember states.

(2) The Commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes as appropriate.

J. All of the following apply to enforcement:

(1) By majority vote as provided by rule, the Commission may initiate legal action against a member state in default in the United States District Court for the District of Columbia or the federal district where the Commission has its principal offices to enforce compliance with the provisions of this Compact and its promulgated rules. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing party shall be awarded all costs of such litigation, including reasonable attorney's fees. The remedies herein shall not be the exclusive remedies of the Commission. The Commission may pursue any other remedies available under federal or the defaulting member state's law.

(2) A member state may initiate legal action against the Commission in the United States District Court for the District of Columbia or the federal district where the Commission has its principal offices to enforce compliance with the provisions of this Compact and its promulgated rules. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing party shall be awarded all costs of such litigation, including reasonable attorney's fees.

(3) No person other than a member state shall enforce this Compact against the Commission.

SECTION 14. EFFECTIVE DATE, WITHDRAWAL, AND AMENDMENT

A. This Compact shall come into effect on the date on which the Compact statute is enacted into law in the seventh member state.

(1) On or after the effective date of this Compact, the Commission shall convene and review the enactment of each of the first seven member states, "charter member states", to determine if the statute enacted by each such charter member state is materially different than the model Compact statute.

(a) A charter member state whose enactment is found to be materially different from the model Compact statute shall be entitled to the default process set forth in Section 13.

(b) If any member state is later found to be in default, or is terminated or withdraws from this Compact, the Commission shall remain in existence and this Compact shall remain in effect even if the number of member states should be less than seven.

(2) Member states enacting this Compact subsequent to the seven initial charter member states shall be subject to the process set forth in Section 10(C)(21) to determine if their enactments are materially different from the model Compact statute and whether they qualify for participation in this Compact.

(3) All actions taken for the benefit of the Commission or in furtherance of the purposes of the administration of this Compact prior to the effective date of this Compact or the Commission coming into existence shall be considered to be actions of the Commission unless specifically repudiated by the Commission.

(4) Any state that joins this Compact subsequent to the Commission's initial adoption of the rules and bylaws shall be subject to the rules and bylaws as they exist on the date on which this Compact becomes law in that state. Any rule that has been previously adopted by the Commission shall have the full force and effect of law on the day this Compact becomes law in that state.

B. Any member state may withdraw from this Compact by enacting a statute repealing the same.

(1) A member state's withdrawal shall not take effect until one hundred eighty days after enactment of the repealing statute.

(2) Withdrawal shall not affect the continuing requirement of the withdrawing state's licensing authority to comply with the investigative and adverse action reporting requirements of this Compact prior to the effective date of withdrawal.

(3) Upon the enactment of a statute withdrawing from this Compact, a state shall immediately provide notice of such withdrawal to all licensees within that state. Notwithstanding any subsequent statutory enactment to the contrary, such withdrawing state shall continue to recognize all licenses granted pursuant to this compact for a minimum of one hundred eighty days after the date of such notice of withdrawal.

C. Nothing contained in this Compact shall be construed to invalidate or prevent any licensure agreement or other cooperative arrangement between a member state and a nonmember state that does not conflict with the provisions of this Compact.

D. This Compact may be amended by the member states. No amendment to this Compact shall become effective and binding upon any member state until it is enacted into the laws of all member states.

SECTION 15. CONSTRUCTION AND SEVERABILITY

A. This Compact and the Commission's rulemaking authority shall be liberally construed so as to effectuate the purposes, and the implementation and administration of this Compact. Provisions of this Compact expressly authorizing or requiring the promulgation of rules shall not be construed to limit the Commission's rulemaking authority solely for those purposes.

B. The provisions of this Compact shall be severable and if any phrase, clause, sentence or provision of this Compact is held by a court of competent jurisdiction to be contrary to the constitution of any member state, a state seeking participation in this Compact, or of the United States, or the applicability thereof to any government, agency, person or circumstance is held to be unconstitutional by a court of competent jurisdiction, the validity of the remainder of this Compact and the applicability thereof to any other government, agency, person or circumstance shall not be affected thereby.

C. Notwithstanding Subsection B of this Section, the Commission may deny a state's participation in this Compact or, in accordance with the requirements of Section 13(B), terminate a member state's participation in this Compact, if it determines that a constitutional requirement of a member state is a material departure from this Compact. Otherwise, if this Compact shall be held to be contrary to the constitution of any member state, this Compact shall remain in full force and effect as to the remaining member states and in full force and effect as to the member state affected as to all severable matters.

SECTION 16. CONSISTENT EFFECT AND CONFLICT WITH OTHER STATE LAWS

* As it appears in the enrolled bill

A. A licensee providing services in a remote state under a multistate authorization to practice shall adhere to the laws and regulations, including laws, regulations, and applicable standards, of the remote state where the client is located at the time care is rendered.

B. Nothing herein shall prevent or inhibit the enforcement of any other law of a member state that is not inconsistent with this Compact.

C. Any laws, statutes, regulations, or other legal requirements in a member state in conflict with this Compact are superseded to the extent of the conflict.

D. All permissible agreements between the Commission and the member states are binding in accordance with their terms.

A true copy:
Nancy Landry
Secretary of State

- - - - - - - -

ACT No. 792

- - -

HOUSE BILL NO. 925
BY REPRESENTATIVES MACK AND KNOX
AN ACT

To enact R.S. 24:513.5, relative to the legislative auditor; to require certain political subdivisions to report to the auditor on outstanding judgments; to require the auditor to report to the governor and the legislature; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 24:513.5 is hereby enacted to read as follows:

§513.5. Political subdivisions; reports of outstanding judgments

A. The legislature hereby recognizes that judgments against political subdivisions established by statute should be timely paid; that delays in payment of judgments create burdens to taxpayers through the accrual of judicial or legal interest and potential decreases in bonding capacity; and that simple, regular, and full reporting of judgments against political subdivisions established by statute will promote transparency and accountability and inform this legislature in allocating state funds to political subdivisions by creating a measure of financial health and financial need. Therefore, it is the intent of the legislature, in the interest of the public, to require political subdivisions to report their unpaid judgments on a regular basis.

B. Each year, each political subdivision that is established by statute and that at any point in the then current or immediately prior year had total outstanding judgments, whether by a court of law or consent of the parties, in excess of seven million five hundred thousand dollars, exclusive of interest accrued thereupon, shall include in the information required to be submitted to the legislative auditor pursuant to R.S. 24:513 a complete list of all judgments, including consent judgments, settlement agreements, and compromise agreements, outstanding in any amount, including the following:

(1) The caption and number of the matter.

(2) The court in which the matter was filed.

(3) The date of the judgment or the date the agreement was entered.

(4) The amount of the original judgment or agreement.

C. The legislative auditor shall develop, supervise, and require the use of uniform, standardized, and consistent forms and terminology for use in reporting pursuant to this Section in order to provide for clarity and uniformity.

D. The legislative auditor shall compile the reports required by this Section into a single biennial report and shall submit this biennial report to the Joint Legislative Committee on the Budget and the governor no later than December first.

E. The reporting requirements of this Section shall terminate on January 1, 2031.

F. The provisions of this Section shall not apply to any political subdivision created by home rule charter or governed by a police jury.

Section 2. The first reports required by R.S. 24:513.5(B) as enacted by this Act shall be submitted to the auditor in the information required by R.S. 24:513 in 2025. The first biennial report required by R.S. 24:513.5(D) as enacted by this Act shall be submitted to the Joint Legislative Committee on the Budget and the governor no later than December 1, 2025.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

A true copy:
Nancy Landry
Secretary of State

- - - - - - - -

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words underscored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.