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**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 606 by Senator Martiny

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1 AMENDMENT NO. 1

2 On page 2, line 3, change "United States" to "Constitution of the United States of America"  
 3 and at the beginning of line 4, delete "Constitution"

4 AMENDMENT NO. 2

5 On page 2, line 5, change "Louisiana Constitution" to "Constitution of Louisiana"

6 AMENDMENT NO. 3

7 On page 2, line 6, after "8" and before the comma "," insert "of the Constitution of  
 8 Louisiana"

9 AMENDMENT NO. 4

10 On page 2, line 7, after "Amendment" and before "to" insert "of the Constitution of the  
 11 United States of America"

12 AMENDMENT NO. 5

13 On page 2, line 12, change "their" to "his"

14 AMENDMENT NO. 6

15 On page 2, line 20, change "applicable. In such case," to "applicable by holding that"

16 AMENDMENT NO. 7

17 On page 2, line 26, change "may" to "shall"

18 AMENDMENT NO. 8

19 On page 3, at the beginning of line 1, change "A." to "(1)"

20 AMENDMENT NO. 9

21 On page 3, at the beginning of line 2, change "B." to "(2)"

22 AMENDMENT NO. 10

23 On page 3, at the end of line 5, change the semicolon ";" to a colon ":"

24 AMENDMENT NO. 11

25 On page 3, delete lines 6 through 29 in their entirety and on page 4, delete lines 2 through  
 26 9 in their entirety and insert the following:

27 "(1) "A person" includes an individual and also includes a church,  
 28 association of churches or other religious order, body or institution which qualifies  
 29 for exemption from taxation under Section 501(c)(3) or (d) of the Internal Revenue  
 30 Code of 1986 (Public law 99-514, 26 U.S.C. Section 501).

1           (2) "Burden" means that the government, directly or indirectly, does any of  
2 the following:

3           (a) Constrains or inhibits conduct or expression mandated by a person's  
4 sincerely held religious tenet or belief.

5           (b) Significantly curtails a person's ability to express adherence to the  
6 person's religious faith.

7           (c) Denies a person a reasonable opportunity to engage in activities which  
8 are fundamental to the person's religion.

9           (d) Compels conduct or expression which violates a tenet or belief of a  
10 person's religious faith.

11          (3) "Compelling state interest" means the interest of the state to protect the  
12 best interest of a child and the health, safety, and welfare of a child.

13          (4) "Demonstrates" means meeting the burdens of going forward with  
14 evidence and persuasion.

15          (5) "Exercise of religion" means the practice or observance of religion under  
16 Article 1, Section 8, of the Constitution of Louisiana and the First Amendment of the  
17 Constitution of the United States of America and includes the ability to act or refuse  
18 to act in a manner substantially motivated by a sincerely-held religious belief,  
19 whether or not the exercise is compulsory or a central part or central requirement of  
20 the person's religious belief.

21          (6) "Government" or "governmental agency" means any of the following:  
22           (a) Any board, commission, court, department, agency, special district,  
23 authority, or other entity of the state.

24           (b) Any political subdivision of this state including any parish, municipality,  
25 special district, school board, sheriff, public board, institution, department,  
26 commission, district, corporation, agency, court, or authority.

27           (c) Any other public or governmental body of any kind which is not a state  
28 agency.

29           (d) Any official or other person acting under color of law."

30 AMENDMENT NO. 12

31 On page 4, delete lines 13 through 18 in their entirety and insert the following:

32           "B. The standards of a compelling governmental interest, as set forth in R.S.  
33 13:5232, shall be satisfied by any penological regulation or rule which is established  
34 by a jail or correctional facility to protect the safety and security of incarcerated  
35 persons, or staff of, or visitors to the jail or correctional facility, or to maintain order  
36 or discipline in the jail or correctional facility."

37 AMENDMENT NO. 13

38 On page 4, at the end of line 20, change "~~Section 15,~~" to Section 15" and change "Louisiana"  
39 to "Constitution of Louisiana." and delete line 21 in its entirety

40 AMENDMENT NO. 14

41 On page 5, at the beginning of line 5, change "A" to "Subject to the provisions of R.S.  
42 13:5239(C), a"

43 AMENDMENT NO. 15

44 On page 5, line 7, after "relief," and before "without" insert "not to include punitive or  
45 exemplary damages,"

46 AMENDMENT NO. 16

47 On page 5, line 12, after "fees" and before "and" insert a comma ",,"

1 AMENDMENT NO. 17

2 On page 5, line 14, change "may" to "shall"

3 AMENDMENT NO. 18

4 On page 5, line 17, change "said" to "such"

5 AMENDMENT NO. 19

6 On page 5, line 20, after "the" delete the remainder of the line and delete line 21 in its  
7 entirety and insert "authority of the governmental agency."

8 AMENDMENT NO. 20

9 On page 5, line 26, change "Provided however" to "Notwithstanding the requirements of  
10 Subsection A of this Section"

11 AMENDMENT NO. 21

12 On page 6, at the end of line 14, change "must" to "shall"

13 AMENDMENT NO. 22

14 On page 6, line 21, change "must" to "shall"

15 AMENDMENT NO. 23

16 On page 6, line 26, after "contrary," and before "the" insert "including R.S. 13:5237 and  
17 5238,"

18 AMENDMENT NO. 24

19 On page 7, line 12, after "existing law" insert a period "." and delete the remainder of the line

20 AMENDMENT NO. 25

21 On page 7, line 19, change "States and" to "States of America or"

22 AMENDMENT NO. 26

23 On page 7, line 20, change "or the Louisiana Constitution" to "of the Constitution of  
24 Louisiana"

25 AMENDMENT NO. 27

26 On page 7, delete lines 22 through 26 in their entirety