
SENATE COMMITTEE AMENDMENTS

2024 Regular Session

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 577 by Representative Carver

1 AMENDMENT NO. 1

2 On page 7, between lines 15 and 16 insert:

3 "C. (1) At least forty-five days before the day on which the attorney general
4 initiates an enforcement action against a person that is subject to the requirements
5 of this Chapter, the attorney general shall provide the person with a written notice
6 that identifies each alleged violation and an explanation of the basis for each
7 allegation.

8 (2) Except as provided in Paragraph (3) of this Subsection, the attorney
9 general shall not initiate an action if the person cures the notice violation within
10 forty-five days after the date on which the person receives the notice by providing
11 the attorney general with a written statement indicating that the violation is cured and
12 no further violations will occur.

13 (3) The attorney general may initiate a civil action against a person who does
14 either of the following:

15 (a) Fails to cure a violation after receiving the written notice described in
16 Paragraph (1) of this Subsection.

17 (b) Commits another violation of the same provision after curing a violation
18 and providing a written statement in accordance with Paragraph (2) of this
19 Subsection.

20 (4) If a court of competent jurisdiction grants judgment or injunctive relief
21 to the attorney general, the court shall award the attorney general reasonable attorney
22 fees, court costs, and investigative costs.

23 (5) A person who violates an administrative order or court order issued for
24 a violation of this Chapter shall be subject to a civil penalty of not more than five
25 thousand dollars for each violation. A civil penalty in accordance with this Section
26 may be imposed in any civil action brought by the attorney general.

27 (6) All monies received from the payment of a fine or civil penalty imposed
28 and collected pursuant to the provisions of this Section shall be used by the attorney
29 general to promote consumer protection and education."