

FOR OFFICE USE ONLY	

HOUSE FLOOR AMENDMENTS

2026 Regular Session

Amendments proposed by Representative Deshotel to Reengrossed Senate Bill No. 80 by Senator Mizell

1 AMENDMENT NO. 1

2 Delete Amendment Nos.7 and 8 by the House Committee on Commerce (#5729)

3 AMENDMENT NO. 2

4 On page 1, line 4, after "grantees;" and before "to" insert "to provide for rulemaking;"

5 AMENDMENT NO. 3

6 On page 2, delete lines 13 through 25 and insert in lieu thereof the following:

7 **"B.(1)** Except as provided in Subsection C of this Section, the next ten
 8 percent of the subgrant award shall be provided based on provider certification and
 9 the office's verification that ten percent of the eligible locations have been reached.
 10 The remaining disbursements shall be given at the thresholds of completion of
 11 thirty-five percent, sixty percent, eighty-five percent, and one hundred percent. The
 12 final disbursement for one hundred percent completion shall be given only after
 13 verification of one hundred percent deployment to eligible locations, within the
 14 mandatory forty-eight-month maximum deadline, which may be extended up to a
 15 year by the office or another shorter timeline certified by the applicant. The office
 16 shall disburse funds only for completed deployments that comply with the terms
 17 included in the successful application and shall withhold funds for failure to do so.

18 **(2)(a) The office may withhold any final payment to a provider if the**
 19 **office determines that the provider, contractor, subcontractor, or agent acting**
 20 **on behalf of the provider caused damage to underground utilities or facilities**
 21 **and was at fault for such damage, including failure to comply with the**
 22 **Louisiana Underground Utilities and Facilities Damage Prevention Law, R.S.**
 23 **40:1749.11 et seq.**

24 **(b) The office may require documentation of repairs, reimbursement of**
 25 **damages, corrective action plans, utility coordination records, locate requests,**
 26 **or other compliance measures prior to the release of withheld funds.**

27 **(3)(a) The office shall not withhold any progress payment or interim**
 28 **disbursement pursuant to this Section. The office may withhold only the final**
 29 **disbursement or closeout payment of a grant, and only if such withholding is**
 30 **authorized by rules promulgated in accordance with the Administrative**
 31 **Procedure Act and only after completion of the regular notice, public comment,**
 32 **and legislative oversight process applicable to rulemaking pursuant to the**
 33 **Administrative Procedure Act. Such rules shall include notice to the grantee, a**
 34 **statement of the grounds for withholding, and an opportunity for the grantee**
 35 **to cure or respond prior to final agency action.**

36 **(b) Notwithstanding any other provision of law, the office may not**
 37 **promulgate rules through emergency rulemaking, pursuant to R.S. 49:962, to**
 38 **implement the provisions of this Paragraph."**