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**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Duplessis to Engrossed Senate Bill No. 807 by Senator Duplessis

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1 AMENDMENT NO. 1

2 On page 1, line 3, change "1377" to "1378"

3 AMENDMENT NO. 2

4 On page 1, line 14, after "services;" and before "and" insert "to provide for indemnity;"

5 AMENDMENT NO. 3

6 On page 7, line 19, after "**Section**" and before the period ".", insert "**and shall provide a**  
7 **copy of such application simultaneously to each local governmental subdivision listed**  
8 **in R.S. 45:1364(B)(2)**"

9 AMENDMENT NO. 4

10 On page 7, line 21, change "**ten**" to "**thirty**"

11 AMENDMENT NO. 5

12 On page 7, at the beginning of line 22, before "**an affidavit**" add "**an application, which**  
13 **shall consist of**"

14 AMENDMENT NO. 6

15 On page 8, between lines 2 and 3, insert the following:

16 **"(4) The applicant agrees to maintain insurance in an amount not less**  
17 **than one million dollars either through a policy of public liability insurance or**  
18 **through self-insurance."**

19 AMENDMENT NO. 7

20 On page 8, line 3, after "**shall**" and before "**contain**" insert "**be effective thirty days after**  
21 **issuance and shall**"

22 AMENDMENT NO. 8

23 On page 8, line 7, after "(2)" and before "**A grant**" insert "(a)"

24 AMENDMENT NO. 9

25 On page 8, between lines 12 and 13, insert the following:

26 **"(b) With respect to any area that is privately owned, the grant in this**  
27 **Chapter provides the holder of a state-issued certificate of franchise authority**  
28 **with the same, but no greater, rights for the placement of facilities pursuant to**  
29 **this Chapter as those rights currently existing pursuant to Louisiana Revised**  
30 **Statutes for the placement of facilities for any company formed for the purpose**  
31 **of transmitting intelligence by telephone or telegraph or other system of**  
32 **transmitting intelligence."**

33 AMENDMENT NO. 10

1 On page 8, line 24, after “served” and before the period “.”, insert “and shall provide a  
2 copy of such amended application simultaneously to any affected local governmental  
3 subdivision within the new service area”

4 AMENDMENT NO. 11

5 On page 10, line 6, change “issuance of a” to “the effective date of the”

6 AMENDMENT NO. 12

7 On page 13, delete lines 16 through 22

8 AMENDMENT NO. 13

9 On page 13, line 23, change “E.” to “D.”

10 AMENDMENT NO. 14

11 On page 13, line 26, change “F.” to “E.”

12 AMENDMENT NO. 15

13 On page 16, line 23, change “a holder” to “all holders”

14 AMENDMENT NO. 16

15 On page 16, at the end of line 28, add the following:

16 “The fee shall be uniformly applied to all holders of a state-issued certificate of  
17 franchise authority within the local governmental subdivision.”

18 AMENDMENT NO. 17

19 On page 17, between lines 24 and 25, insert the following:

20 “§ 1373. Indemnification

21 A holder of a certificate of statewide franchise authority shall indemnify,  
22 defend and hold harmless a local governmental subdivision, its officers, agents,  
23 and employees from and against any liability for damages and for any liability  
24 or claims resulting from tangible property damage or bodily injury, including  
25 accidental death, to the extent proximately caused by the holder’s negligent  
26 construction, operation, or maintenance of its cable system or wireline facilities  
27 used to distribute video programming services, provided that the local  
28 governmental subdivision shall give the holder written notice of its obligation  
29 to indemnify the local governmental subdivision within thirty days of receipt of  
30 a claim or action pursuant to this subsection and provided that the holder shall  
31 have the right to select counsel of the holder’s choice to defend the claim.  
32 Notwithstanding the foregoing, the holder shall not indemnify the local  
33 governmental subdivision for any damages, liability, or claims resulting from  
34 the negligence or willful misconduct of the local governmental subdivision, its  
35 officers, agents, employees, attorneys, consultants, independent contractors or  
36 third parties or for any activity or function conducted by any person or entity  
37 other than the holder in connection with PEG programming.”

38 AMENDMENT NO. 18

39 On page 17, line 25, change “1373.” to “1374.”

40 AMENDMENT NO. 19

41 On page 18, line 22, change “1374.” to “1375.”

1 AMENDMENT NO. 20

2 On page 19, line 9, change "1375." to "1376."

3 AMENDMENT NO. 21

4 On page 19, at the end of line 13, add the following:

5 **"If the holder fails to cure in accordance with the court's order, the court may**  
6 **remedy such non-compliance."**

7 AMENDMENT NO. 22

8 On page 19, line 14, change "1376." to "1377."

9 AMENDMENT NO. 23

10 On page 20, line 2, change "1377." to "1378."