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**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 618 by Representative Abramson

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1 AMENDMENT NO. 1

2 On page 1, on line 4, after "evidence;" and before "and" insert "to provide for referral to the  
3 Department of Natural Resources; to provide for admissibility of admission of responsibility;  
4 to provide for funding of the department's review; to provide for reimbursement to plaintiff;  
5 to provide for primary jurisdiction;"

6 AMENDMENT NO. 2

7 On page 1, at the beginning of line 8, insert "A."

8 AMENDMENT NO. 3

9 On page 1, delete lines 16 through 18 in their entirety and insert the following:

10 "admitting party. Within thirty days of an admission of responsibility as to  
11 all or any portion of the property, and whether by one or more of the  
12 defendants, the court shall refer the matter to the Department of Natural  
13 Resources for the approval or structure of a plan which the department  
14 determines to be the most feasible plan to evaluate or remediate the  
15 environmental damage under the applicable regulatory standards. An  
16 admission of responsibility, as provided for in this Article, for implementing  
17 the most feasible plan and the plan approved by the department shall be  
18 admissible as evidence in any action. The party admitting responsibility  
19 shall be required to deposit with the department sufficient funds to cover the  
20 cost of the department's review of the plans or submittals including the cost  
21 of holding a public hearing to approve or structure the feasible plan. The  
22 initial payment of these costs shall be in the amount of one hundred thousand  
23 dollars. This initial payment shall be deposited prior to or along with the  
24 submission of the plan by the admitting party. Within thirty days of the  
25 department's filing of the plan, the party admitting responsibility for  
26 implementing the most feasible plan shall reimburse the plaintiff for those  
27 costs which the court determines to be recoverable under R.S. 30:29(E)(1).  
28 B. The provisions of this Article shall not establish primary  
29 jurisdiction with the Department of Natural Resources."