
SENATE COMMITTEE AMENDMENTS

2015 Regular Session

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 451 by Representative Schexnayder

1 AMENDMENT NO. 1

2 On page 1, delete lines 2 and 3, and insert the following:

3 "To amend and reenact R.S. 25:380.75, 380.76, 380.114, 380.115, and
4 380.116 and R.S. 36:744(U) and (Y) and 851(A), and to repeal R.S. 25:380.72,
5 380.73, 380.112 and 380.113, Chapter 34 of Title 25 of the Louisiana Revised"

6 AMENDMENT NO. 2

7 On page 1, at the beginning of line 5 delete "and" and after "801.14" insert "and 801.18"

8 AMENDMENT NO. 3

9 On page 1, line 6, delete "and"

10 AMENDMENT NO. 4

11 On page 1, line 8, after "through 3087.255," insert "and R.S. 46:2501 through 2505,"

12 AMENDMENT NO. 5

13 On page 1, delete line 17 and insert the following:

14 "and duties of the governing board of the Jean Lafitte Marine Fisheries Museum and
15 the Chennault Aviation and Military Museum of Louisiana and Louisiana
16 Commission on Addictive Disorders and"

17 AMENDMENT NO. 6

18 On page 2, line 1, change "museum" to "museums"

19 AMENDMENT NO. 7

20 On page 2, line 18 change "**board**" to "**boards**" and after "**Museum**" insert "**and the**
21 **Chennault Aviation and Military Museum of Louisiana**"

22 AMENDMENT NO. 8

23 On page 2, delete lines 19 and 20 and insert the following:

24 "Section 3. (A) R.S. 25:380.75, 380.76, 380.114, 380.115, and 380.116 are
25 hereby amended and reenacted to read as follows:"

26 AMENDMENT NO. 9

27 On page 4, after line 5, insert the following:

28 §380.114. Operating funds; appropriations by the legislature
29 * * *

30 B. Funds appropriated by the legislature to the Department of State for
31 operation of the Chennault Aviation and Military Museum of Louisiana shall be used
32 solely for that purpose ~~and in accordance with the budget plan developed by the~~
33 ~~board~~. No administrative costs of any kind shall be charged by the Department of

1 State for any services associated with placement of the museum within the
2 jurisdiction of the department.

3 * * *

4 §380.115. Donations and loans; disposition of property

5 A. The Department of State and the board, jointly or separately, may solicit
6 and accept funds, governmental grants, donations, and contributions of lands,
7 buildings, monies, artifacts, relics, audio and video recordings, motion picture films,
8 works of art, or other property on behalf of and as additions to the Chennault
9 Aviation and Military Museum of Louisiana, either in the form of loans or in the
10 form of donations inter vivos or mortis causa, and the Department of State may
11 acquire them by purchase, lease, or otherwise, subject to the terms, conditions, or
12 limitations contained in the instrument by which such property is acquired. ~~However,~~
13 ~~the board may enter into any and all contracts with any person, lender, or donor that~~
14 ~~it may deem fit, proper, and necessary to accept and receive such lands, buildings,~~
15 ~~monies, artifacts, relics, audio and video recordings, motion picture films, works of~~
16 ~~art, or other property on behalf of and as additions to the Chennault Aviation and~~
17 ~~Military Museum of Louisiana.~~ The museum may serve as the beneficiary of any
18 public trust heretofore or hereafter created for such purpose pursuant to the
19 provisions of R.S. 9:2341 et seq.

20 ~~B. The board is granted the authority of deaccession with respect to any~~
21 ~~collection of the Chennault Aviation and Military Museum of Louisiana and, for~~
22 ~~such purpose, is exempted from laws relative to the sale or disposal of surplus~~
23 ~~property. The board shall establish policies and procedures necessary to carry out~~
24 ~~this authority in an orderly manner.~~

25 € B.(1) Any property which has been deposited with the Chennault Aviation
26 and Military Museum of Louisiana, by loan or otherwise, and which has been held
27 by the museum for more than ten years, and to which no person has made claim shall
28 be deemed to be abandoned and, notwithstanding the provisions of Chapter 1 of Title
29 XII of Book III of the Louisiana Civil Code, shall become the property of the
30 museum, provided that Paragraph (2) of this Subsection has been complied with.

31 (2)(a) At least once each week for two consecutive weeks, the ~~board~~
32 Department of State shall cause to be published in at least one newspaper of general
33 circulation in the parish of Ouachita a notice and listing of the property.

34 * * *

35 (iii) A statement that if proof of claim is not presented by the claimant to the
36 ~~board~~ Department of State and if the claimant's right to receive such property is not
37 established to the satisfaction of the ~~board~~ Department of State within sixty-five days
38 from the date of the second published notice, the property will be deemed to be
39 abandoned and shall become the property of the Chennault Aviation and Military
40 Museum of Louisiana.

41 * * *

42 §380.116. Use of collections

43 Any collection of the Chennault Aviation and Military Museum of Louisiana
44 may, subject to approval of the ~~board~~ Department of State, be lent in part. The ~~board~~
45 Department of State shall ensure proper safeguards for its maintenance and return
46 and shall ensure that proper records are kept. The collections shall be available for
47 use in educational projects, subject to the approval of the ~~board~~ Department of
48 State."

49 AMENDMENT NO. 10

50 On page 4, line 6, after "R.S. 36:744(U)" insert "and (Y)"

51 AMENDMENT NO. 11

52 On page 4, after line 13, insert the following:

53 "Y. The Chennault Aviation and Military Museum of Louisiana (R.S.
54 25:380.111 et seq.) ~~and its governing board are~~ is placed within the Department of
55 State as provided in ~~R.S. 36:801-18~~ R.S. 36:851.

56 * * *

1 AMENDMENT NO. 12

2 On page 4, line 17, after "and 744(U)" insert "and (Y)"

3 AMENDMENT NO. 13

4 On page 4, delete lines 24 and 25, and insert the following:

5 "(C) R.S. 25:380.72, 380.73, 380.112, and 380.113 and R.S. 36:801.14 and
6 801.18 are hereby repealed in their entirety."

7 AMENDMENT NO. 14

8 On page 5, between lines 3 and 4, insert the following:

9 "**Louisiana Commission on Addictive Disorders**
10 Section 6. R.S. 46:2501 through 2505 are hereby repealed in their entirety."

11 AMENDMENT NO. 15

12 On page 5, line 4, change "Section 6." to "Section 7."