

HOUSE COMMITTEE AMENDMENTS

2020 Regular Session

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 388 by Representative Landry

1 AMENDMENT NO. 1

2 On page 1, line 3, after "4701" and before the comma ",", insert "and to enact R.S. 9:3261.2"

3 AMENDMENT NO. 2

4 On page 1, line 6, after "vacate;" and before "and" insert "to provide for eviction protection
5 during the COVID-19 public health emergency;"

6 AMENDMENT NO. 3

7 On page 3, after line 6, add the following:

8 "Section 3. R.S. 9:3261.2 is hereby enacted to read as follows:

9 §3261.2. Lease agreements during the COVID-19 public health emergency

10 A. A lessor shall not terminate a lease agreement for any rent delinquency
11 or balance accrued from March 16, 2020, to August 24, 2020, if the lessee provides
12 evidence of all of the following:

13 (1) Documentation showing the lessee lost income due to the COVID-19
14 public health emergency.

15 (2) Documentation showing the lessee attempted to apply for but did not
16 receive at least four weeks' of unemployment insurance benefits by the day rent was
17 due.

18 B.(1) Application of the provisions of Subsection A shall not be considered
19 a default to the lease agreement nor warrant eviction for at least twelve months from
20 the first day rent was delinquent during the period of March 16, 2020, through
21 August 24, 2020.

22 (2) Rent owed due to the provisions of Subsection A shall be considered a
23 consumer debt that a lessor may collect through a court with proper jurisdiction.

24 C. Nothing in this Section shall prevent a lessor from evicting a lessee for
25 a rent balance accrued prior to March 16, 2020, or after August 24, 2020.

26 D. Rent paid after August 24, 2020, shall not be applied to balances owed
27 for rent due from March 16, 2020, to August 24, 2020."