
SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 703 by Senator Amedee

1 AMENDMENT NO. 1

2 On page 1, at the beginning of line 15, after "A." delete "**When**" and insert "**After August**
3 **1, 2012, and until August 1, 2016, when**"

4 AMENDMENT NO. 2

5 On page 1, line 16, after "**needed for a**" delete "**major infrastructure,**"

6 AMENDMENT NO. 3

7 On page 2, line 2, after "**property.**" delete the remainder of the line and delete lines 3
8 through 14 in their entirety and insert the following:

9 **"B. If the owners are known and can be located, the governing authority**
10 **must engage in good faith negotiations with the owner or owners of the subject**
11 **property to acquire the property by conventional agreement, and it must make**
12 **at least one written offer to purchase the property for a specific price.**
13 **Thereafter, if the governing authority concludes that it cannot amicably acquire**
14 **the subject property, it must, at least thirty days prior to filing a petition, notify**
15 **the owner or owners by certified mail, return receipt requested, of its intention**
16 **to expropriate the property pursuant to this Part. If the notice is returned**
17 **unclaimed, the governing authority shall mail the letter of notification by**
18 **regular mail and wait thirty days from the date of mailing prior to filing suit.**
19 **The letter of notification must also inform the owner that if, within thirty days**
20 **after being served with the notice of suit, he does not object to the taking on the**
21 **ground that it is not for a public purpose, he will waive all defenses to the taking**
22 **except claims for compensation or damages. A copy of this Part must be**
23 **enclosed with the letter of notification."**

24 AMENDMENT NO. 4

25 On page 2, delete lines 22 and 23 in their entirety and insert the following:

26 **"E. The provisions of this Part shall not apply to investor owned gas,**
27 **electric, and telecommunication utilities or member owned electric co-**
28 **operatives regulated by the Louisiana Public Service Commission."**

29 AMENDMENT NO. 5

30 On page 3, line 22, after "**taken for**" delete "**public purposes**" and insert "**sewer, drainage,**
31 **or road projects**"

32 AMENDMENT NO. 6

33 On page 3, line 24, after "court" insert a period and delete the remainder of the line and line
34 25 and insert the following:

35 **" Upon the deposit of the amount of the estimate in the registry of the**
36 **court, for the use and benefit of the persons entitled thereto, the clerk shall issue**
37 **a receipt showing the amount deposited, the date it was deposited, the style and**
38 **number of the cause, and the description of the property and property rights,**
39 **as contained in the petition."**

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1 AMENDMENT NO. 7

2 On page 3, line 29, after "**taken for**" delete "**the project**" and insert "**sewer, drainage, or**
3 **road projects**"

4 AMENDMENT NO. 8

5 On page 4, line 6, after "**notifying him that**" insert "**a petition has been filed to**
6 **expropriate**"

7 AMENDMENT NO. 9

8 On page 4, line 7, after "**petition**" delete the remainder of the line and insert a period.

9 AMENDMENT NO. 10

10 On page 4, line 14, after "**for a**" delete "**public use may**" and insert "**sewer, drainage, or**
11 **road project purpose shall**"

12 AMENDMENT NO. 11

13 On page 4, line 15, after "**dismiss**" delete the remainder of the line and at the beginning of
14 line 16 delete "**on him**" and insert "**or other defenses to the taking within thirty days after**
15 **the date on which the notice was served on him**"

16 AMENDMENT NO. 12

17 On page 5, after line 14, insert:

18 "Section 2. The provisions of this Act shall be interpreted so as to be consistent with
19 Article 1, Section 4 of the Louisiana Constitution of 1974."