

**DAILY PROOF OF THE OFFICIAL JOURNAL  
OF THE  
SENATE  
OF THE  
STATE OF LOUISIANA  
TENTH DAY'S PROCEEDINGS**

**Forty-Seventh Extraordinary Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Wednesday, October 14, 2020

The Senate was called to order at 3:15 o'clock P.M. by Hon. Patrick Page Cortez, President of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

The roll being called, the following members answered to their names:

**PRESENT**

Mr. President	Fesi	Mills, R.
Abraham	Fields	Mizell
Barrow	Foil	Peacock
Bernard	Harris	Price
Boudreaux	Hensgens	Talbot
Bouie	Hewitt	Womack
Cathey	Johns	
Cloud	Lambert	
Total - 22		

**ABSENT**

Allain	McMath	Reese
Carter	Milligan	Smith
Connick	Mills, F.	Tarver
Henry	Morris	Ward
Jackson	Peterson	White
Luneau	Pope	
Total - 17		

The President of the Senate announced there were 22 Senators present and a quorum.

**Prayer**

The prayer was offered by Senator Regina Barrow, following which the Senate joined in the Pledge of Allegiance to the flag of the United States of America.

**Reading of the Journal**

On motion of Senator Womack, the reading of the Journal was dispensed with and the Journal of October 13, 2020, was adopted.

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

October 13, 2020

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 24** by Representative Zeringue, and ask the President to appoint on the part of the Senate a committee

to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Zeringue, Schexnayder and Magee.

Respectfully submitted,  
MICHELLE D. FONTENOT  
Clerk of the House of Representatives

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

October 13, 2020

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 39** by Representative Zeringue, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Zeringue, Schexnayder and Thompson.

Respectfully submitted,  
MICHELLE D. FONTENOT  
Clerk of the House of Representatives

**Appointment of Conference Committee  
on House Bill No. 39**

The President of the Senate appointed to the Conference Committee on **House Bill No. 39** the following members of the Senate:

Senators Cortez,  
White  
and Tarver.

**Introduction of Senate Resolutions**

**SENATE RESOLUTION NO. 21—**  
BY SENATOR BOUDREAU

**A RESOLUTION**

To commend Jerry Romero on the occasion of his retirement from Acadian Ambulance after forty-four years of service.

The resolution was read by title and placed on the Calendar for a second reading.

**Senate Resolutions on  
Second Reading**

**SENATE RESOLUTION NO. 17—**  
BY SENATOR CARTER

**A RESOLUTION**

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of George V. Rainey, who was the oldest elected king of Zulu, who reigned at Mardi Gras in 2019, and who died at the age of eighty-nine on October 16, 2020.

On motion of Senator Harris the resolution was read by title and adopted.

**SENATE RESOLUTION NO. 18—**  
BY SENATOR LAMBERT

**A RESOLUTION**

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Terry Edmund Edwards.

On motion of Senator Lambert the resolution was read by title and adopted.

SENATE RESOLUTION NO. 19—

BY SENATOR FOIL

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of James Raymond "Jim" LeBlanc.

On motion of Senator Foil the resolution was read by title and adopted.

SENATE RESOLUTION NO. 20—

BY SENATORS FOIL, MORRIS, ABRAHAM, ALLAIN, BARROW, BERNARD, BOUDREAU, BOUIE, CARTER, CATHEY, CLOUD, CONNICK, CORTEZ, FESI, FIELDS, HARRIS, HENRY, HENSGENS, HEWITT, JACKSON, JOHNS, LAMBERT, LUNEAU, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MIZELL, PEACOCK, PETERSON, POPE, PRICE, REESE, SMITH, TALBOT, TARVER, WARD, WHITE AND WOMACK

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Sylvia Bernadette Sullivan Duke.

On motion of Senator Foil the resolution was read by title and adopted.

Senate Resolutions on Second Reading, Subject to Call Called from the Calendar

Senator Boudreaux asked that Senate Resolution No. 13 be called from the Calendar.

SENATE RESOLUTION NO. 13—

BY SENATOR BOUDREAU

A RESOLUTION

To express sincere condolences of the Senate of the Legislature of Louisiana upon the death of Louis Woodson, an outstanding businessman and entrepreneur from Lafayette, Louisiana.

On motion of Senator Boudreaux the resolution was read by title and adopted.

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

October 13, 2020

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

Table listing House Bills and Joint Resolutions: HB No. 48, HB No. 51, HB No. 52, HB No. 83, HB No. 94, HB No. 56, HB No. 80

Respectfully submitted, MICHELLE D. FONTENOT Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Peacock asked for and obtained a suspension of the rules to read House Bills and Joint Resolutions a first and second time by title and refer them to committee.

HOUSE BILL NO. 48—

BY REPRESENTATIVES DUPLESSIS, BRASS, BRYANT, CARPENTER, GARY CARTER, CORMIER, COX, FREEMAN, GAINES, GREEN, JAMES, JEFFERSON, JENKINS, JONES, JORDAN, LANDRY, LARVADAIN, LYONS, DUSTIN MILLER, MOORE, NEWELL, PHELPS, SELDERS, AND WILLARD

AN ACT

To amend and reenact R.S. 17:3351(J), relative to identification cards issued by postsecondary education institutions; to require certain postsecondary education governing authorities to ensure that student identification cards issued by institutions under their jurisdiction contain elements required for voter identification; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Education.

HOUSE BILL NO. 51—

BY REPRESENTATIVES MIGUEZ, AMEDEE, CREWS, DESHOTEL, EDMONSTON, EMERSON, FIRMINT, HODGES, HORTON, MACK, MCCORMICK, AND SEABAUGH

AN ACT

To enact R.S. 18:1400.10, relative to funding of elections and related expenses; to provide relative to election expenses paid by the secretary of state; to provide relative to election expenses paid by a governing authority; to provide relative to election expenses incurred by clerks of court and registrars of voters; to provide relative to election expenses for parish boards of election supervisors; to provide exceptions; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 52—

BY REPRESENTATIVES EDMONDS AND EDMONSTON

AN ACT

To enact Part VI-A of Subchapter A of Chapter 5-F of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1272.1 and 1272.2, relative to duties of the office of public health of the Louisiana Department of Health; to establish requirements for reporting of certain public health data during a state of public health emergency; to require the office of public health to report data on infectious disease incidence among school-age children under certain circumstances; to specify the recipients and schedule of such reporting; to provide for effectiveness; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Health and Welfare.

HOUSE BILL NO. 56—

BY REPRESENTATIVE BAGLEY

AN ACT

To enact R.S. 17:436.1(N), relative to the administration of medication in schools; to provide for the administration of medical marijuana to students with a recommendation from a licensed physician; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Education.

HOUSE BILL NO. 80—

BY REPRESENTATIVE CHARLES OWEN

AN ACT

To amend and reenact R.S. 17:24.4(F)(1)(g) and to repeal R.S. 17:24.4(F)(1)(h) and (2), relative to student assessments; to prohibit the use of assessment results for certain purposes for the 2020-2021 school year; to provide relative to the assignment of letter grades to schools and school districts pursuant to the school and district accountability system for the 2020-2021 school year; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Education.

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**HOUSE BILL NO. 83—**

BY REPRESENTATIVES ROMERO, ADAMS, AMEDEE, BACALA, BRASS, BRYANT, BUTLER, CARPENTER, CARRIER, GARY CARTER, ROBBY CARTER, CORMIER, COUSSAN, COX, CREWS, DAVIS, DESHOTEL, DEVILLIER, EDMONDS, EDMONSTON, EMERSON, FIRMENT, FONTENOT, FREEMAN, FREIBERG, GADBERRY, GAROFALO, GOUDEAU, GREEN, HILFERTY, HODGES, HORTON, HUGHES, JAMES, JEFFERSON, JENKINS, MIKE JOHNSON, TRAVIS JOHNSON, JONES, JORDAN, LARVADAIN, LYONS, MACK, MCCORMICK, MCFARLAND, MCKNIGHT, MCMAHEN, MIGUEZ, MOORE, NELSON, NEWELL, ORGERON, CHARLES OWEN, ROBERT OWEN, PHELPS, PRESSLY, RISER, SCHAMERHORN, SEABAUGH, SELDERS, ST. BLANC, THOMAS, THOMPSON, TURNER, WHITE, WILLARD, WRIGHT, AND ZERINGUE

## AN ACT

To amend and reenact R.S. 17:416(C)(4) and (5) and to enact R.S. 17:416(K) and (L), relative to student discipline; to provide for judicial review of certain discipline actions; to provide for discipline policies applicable during online instruction; to provide for awarding of damages and attorney fees; to provide for applicability; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Education.

**HOUSE BILL NO. 94— (Substitute for House Bill No. 27 by Representative Zeringue)**

BY REPRESENTATIVES ZERINGUE, AMEDEE, CARRIER, GARY CARTER, CREWS, DEVILLIER, EMERSON, GAROFALO, LARVADAIN, MIGUEZ, SELDERS, AND THOMPSON

## AN ACT

To enact R.S. 29:732.1, relative to fees charged to businesses by state agencies during a state of emergency or public health emergency; to exempt payment of certain fees for a certain time; to provide relative to the powers, duties, and authority of the secretary of state; to provide for criminal penalties; to provide for reporting requirements; to provide for extension of the exemption; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Finance.

### House Concurrent Resolutions on Second Reading

**HOUSE CONCURRENT RESOLUTION NO. 7—**

BY REPRESENTATIVES COUSSAN, BOURRIAQUE, BUTLER, CARRIER, CORMIER, LYONS, AND MINCEY AND SENATOR HENSGENS

## A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana Congressional delegation to take such actions as are necessary to require the Federal Emergency Management Agency (FEMA) to more efficiently coordinate the removal of dislocated oilfield equipment after natural disasters in Louisiana.

The resolution was read by title and referred by the President to the Committee on Natural Resources.

**HOUSE CONCURRENT RESOLUTION NO. 13—**

BY REPRESENTATIVE MIGUEZ

## A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana the enforcement authority of the state fire marshal pursuant to R.S. 40:1591 and any powers delegated to the state fire marshal pursuant to R.S. 29:721 et seq. or 760 et seq. as they apply to violations of COVID-19-related restrictions.

The resolution was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

**HOUSE CONCURRENT RESOLUTION NO. 17—**

BY REPRESENTATIVES ROMERO, ADAMS, AMEDEE, BACALA, CORMIER, EDMONSTON, FARNUM, FREIBERG, MIKE JOHNSON, MCFARLAND, SCHEXNAYDER, AND THOMPSON

## A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to meet to discuss possible adjustments to the

Minimum Foundation Program formula to ensure adequate funding for school systems affected by the displacement of students due to Hurricane Laura or Hurricane Delta, to take into account the financial needs of systems that have lost students and systems that have gained students due to the hurricanes, and, if adjustments are necessary, to adopt a revised formula and submit it to the legislature while the legislature is convened for the 2020 Second Extraordinary Session and has the opportunity to consider the revised formula for approval.

The resolution was read by title and referred by the President to the Committee on Education.

**HOUSE CONCURRENT RESOLUTION NO. 19—**

BY REPRESENTATIVES MIKE JOHNSON, ADAMS, AMEDEE, BUTLER, CARRIER, ROBBY CARTER, COX, CREWS, DAVIS, DESHOTEL, ECHOLS, EMERSON, FIRMENT, FREIBERG, GADBERRY, GAROFALO, HARRIS, HORTON, JEFFERSON, TRAVIS JOHNSON, JONES, LACOMBE, LARVADAIN, MCCORMICK, MCKNIGHT, MCMAHEN, MOORE, CHARLES OWEN, PRESSLY, RISER, SCHAMERHORN, SCHEXNAYDER, SEABAUGH, TARVER, THOMPSON, AND WHITE

## A CONCURRENT RESOLUTION

To establish the Task Force on the 4.9 GHz Spectrum to study and make recommendations on how to close the digital divide and allocate the 4.9 GHz spectrum should it become available in Louisiana and to submit a written report of its findings and recommendations to the legislature no later than February 1, 2021.

The resolution was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

**HOUSE CONCURRENT RESOLUTION NO. 21—**

BY REPRESENTATIVES WHEAT AND EDMONDS

## A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to immediately submit certain documentation to the Centers for Medicare and Medicaid Services to provide financial relief for providers of adult day center services, home- and community-based services, and intermediate care facilities for people with developmental disabilities.

The resolution was read by title and referred by the President to the Committee on Health and Welfare.

**HOUSE CONCURRENT RESOLUTION NO. 22—**

BY REPRESENTATIVE TRAVIS JOHNSON AND SENATOR JACKSON AND REPRESENTATIVES ADAMS, BRASS, BRYANT, BUTLER, GARY CARTER, CORMIER, COX, CREWS, DUPLESSIS, FREEMAN, FREIBERG, GADBERRY, GAINES, HARRIS, HUGHES, JAMES, JEFFERSON, JENKINS, MIKE JOHNSON, JONES, LACOMBE, LARVADAIN, LYONS, MOORE, NEWELL, CHARLES OWEN, SELDERS, THOMPSON, TURNER, AND WILLARD

## A CONCURRENT RESOLUTION

To urge and request the Department of Culture, Recreation and Tourism, office of tourism, in consultation with the Department of Transportation and Development to study the feasibility of creating a bike and walking trail along the Mississippi River spanning approximately eighty miles, beginning in Vidalia, Louisiana, and ending in East Carroll Parish in Lake Providence and make recommendations in regards to the creation.

The resolution was read by title and referred by the President to the Committee on Transportation, Highways and Public Works.

**HOUSE CONCURRENT RESOLUTION NO. 23—**

BY REPRESENTATIVE SCHEXNAYDER

## A CONCURRENT RESOLUTION

To memorialize the United States Senate to take such actions as are necessary to confirm President Donald Trump's nomination of Judge Amy Coney Barrett to the United States Supreme Court to fill the seat of the late Justice Ruth Bader Ginsburg.

The resolution was read by title and referred by the President to the Committee on Judiciary A.

October 14, 2020

HOUSE CONCURRENT RESOLUTION NO. 25—

BY REPRESENTATIVE GADBERRY
A CONCURRENT RESOLUTION

To urge and request the State Civil Service Commission to establish the same or substantially similar benefits as those provided in R.S. 17:1201(C)(1) and (D)(1), relative to sick leave benefits for public school teachers injured or disabled while acting in their official capacity, for classified employees serving as teaching staff within the Department of Public Safety and Corrections, office of juvenile justice.

The resolution was read by title and referred by the President to the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 26—

BY REPRESENTATIVE FREIBERG
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to issue guidance and policies relative to the creation and operation of micro schools, by public schools or public school governing authorities approved for such purpose, to help ensure that Louisiana students continue to have high quality and safe learning experiences amidst the ongoing COVID-19 public health emergency.

The resolution was read by title and referred by the President to the Committee on Education.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS

Senator Ronnie Johns, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

October 14, 2020

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

SENATE BILL NO. 75—

BY SENATOR MILLIGAN
AN ACT

To enact Chapter 61 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3211 through 3213, relative to the attorney general; to provide relative to certain transactions by certain countries or entities; to provide for responsibilities of the attorney general; to provide for written notification of certain transactions to state agencies; to provide for inspection of certain property; to provide for definitions; to provide for terms, conditions, and procedures; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 54—

BY REPRESENTATIVE JAMES
AN ACT

To enact Chapter 61 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3211 through 3214, relative to the use of digitized identification cards; to provide definitions; to provide for the acceptance of digitized identification cards at places of business; to provide for exceptions; to limit liability; to provide for certain powers and duties; to provide for applicability; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 74—

BY REPRESENTATIVES DESHOTEL, ADAMS, AMEDEE, BEAULLIEU, BOURRIAQUE, BUTLER, CARRIER, GARY CARTER, ROBBY CARTER, COX, CREWS, DAVIS, DEVILLIER, ECHOLS, EDMONDS, EMERSON, FARNUM, FREIBERG, GADBERRY, GAROFALO, GOUDEAU, HARRIS, IVEY, JEFFERSON, MIKE JOHNSON, JONES, KERNER, LYONS, MAGEE, MCCORMICK, MCKNIGHT, MCMAHEN, MIGUEZ, NEWELL, ORGERON, CHARLES OWEN, PIERRE, RISER, ROMERO, SCHAMERHORN, SCHEXNAYDER, SELDERS, STEFANSKI, THOMPSON, TURNER, WHITE, AND WRIGHT AND SENATORS JOHNS AND MIZELL

AN ACT

To enact R.S. 36:4(CC), R.S. 49:968(B)(21)(d), and Chapter 12 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1361 through 1364, relative to the office of broadband and connectivity; to place the office within the executive branch; to provide definitions; to provide for the appointment and termination of an executive director; to require reporting; to provide for functions, powers, and duties; to establish contract authority; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 77—

BY REPRESENTATIVE DAVIS
AN ACT

To enact R.S. 12:1-709(C) and (D), relative to remote participation in meetings; to allow certain persons to participate in certain meetings by remote communications; to provide for guidelines and procedures; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
RONNIE JOHNS
Chairman

REPORT OF COMMITTEE ON

FINANCE

Senator Mack A. "Bodi" White Jr., Chairman on behalf of the Committee on Finance, submitted the following report:

October 14, 2020

To the President and Members of the Senate:

I am directed by your Committee on Finance to submit the following report:

SENATE BILL NO. 61—

BY SENATORS MIZELL, ABRAHAM, CARTER, CONNICK, FIELDS, JOHNS AND MORRIS

AN ACT

To enact R.S. 36:4(CC), R.S. 49:968(B)(21)(d), and Chapter 12 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1361 through 1364, relative to the office of broadband and connectivity; to place the office within the executive branch; to provide definitions; to provide for the appointment and termination of an executive director; to require reporting; to provide for functions, powers, and duties; to establish contract authority; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 73—

BY SENATOR BARROW
AN ACT

To amend and reenact R.S. 39:100.41 and 100.44(B), (E), (K), and (Q), and to enact R.S. 39:100.42(17) and (18) and 100.44(R), relative to the Louisiana Main Street Recovery Program, and to provide for related matters.

Reported without action.

Respectfully submitted,
HEATHER CLOUD
Vice-Chairman

**Senate Bills and Joint Resolutions  
on Second Reading  
Just Reported by Committees**

Senator Hewitt asked for and obtained a suspension of the rules to take up Senate Bills and Joint Resolutions just reported by Committees.

**SENATE BILL NO. 61—**

BY SENATORS MIZELL, ABRAHAM, CARTER, CONNICK, FIELDS,  
JOHNS AND MORRIS

## AN ACT

To enact R.S. 36:4(CC), R.S. 49:968(B)(21)(d), and Chapter 12 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1361 through 1364, relative to the office of broadband and connectivity; to place the office within the executive branch; to provide definitions; to provide for the appointment and termination of an executive director; to require reporting; to provide for functions, powers, and duties; to establish contract authority; and to provide for related matters.

Reported with amendments by the Committee on Finance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 61 by Senator Mizell

AMENDMENT NO. 1

On page 1, line 13, after "office of the" and before "and shall perform" change "governor" to "governor, division of administration."

On motion of Senator Cloud, the committee amendment was adopted. The amended was read by title, ordered reengrossed and passed to a third reading.

**SENATE BILL NO. 73—**

BY SENATOR BARROW

## AN ACT

To amend and reenact R.S. 39:100.41 and 100.44(B), (E), (K), and (Q), and to enact R.S. 39:100.42(17) and (18) and 100.44(R), relative to the Louisiana Main Street Recovery Program, and to provide for related matters.

Reported without action by the Committee on Finance. Senator Cloud moved the bill be read by title and withdrawn from the files of the Senate.

Senator Barrow moved as a substitute motion that the bill be ordered engrossed and passed to Third Reading and Final Passage.

Without objection, so ordered.

**SENATE BILL NO. 75—**

BY SENATOR MILLIGAN

## AN ACT

To enact Chapter 61 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3211 through 3213, relative to the attorney general; to provide relative to certain transactions by certain countries or entities; to provide for responsibilities of the attorney general; to provide for written notification of certain transactions to state agencies; to provide for inspection of certain property; to provide for definitions; to provide for terms, conditions, and procedures; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 75 by Senator Milligan

AMENDMENT NO. 1

On page 1, line 3, delete "through 3213" and insert "and 3212"

AMENDMENT NO. 2

On page 1, line 4, delete "transactions" and insert "contracts" and after "entities" insert "with the Department of Economic Development"

AMENDMENT NO. 3

On page 1, line 5, delete "of certain transactions to state" and insert "to the attorney general"

AMENDMENT NO. 4

On page 1, line 6, delete "agencies; to provide for inspection of certain property;"

AMENDMENT NO. 5

On page 1, line 10, delete "through 3213" and insert "and 3212"

AMENDMENT NO. 6

On page 1, line 11, delete "TRANSACTIONS BY"

AMENDMENT NO. 7

On page 3, delete lines 2 through 4, and insert:

**"(2) "Department" means the Department of Economic Development."**

AMENDMENT NO. 8

On page 3, delete lines 9 through 29, and insert:

**"§3212. Written notice to the attorney general**

**A. Beginning January 1, 2021, an enterprise that participates in an incentive or rebate program with the Department of Economic Development, shall submit to the attorney general written notice that shall contain, the following information:**

**(1) The terms of purchase or lease.**

**(2) The identity and chain of ownership of the buyer and seller and the lessor and leasee.**

**(3) The buyer's purpose and reason for making the investment.**

**(4) The sources of all funds used to make the investment.**

**(5) Whether the buyer or any affiliate of the buyer will acquire intellectual property as a result of the transaction.**

**(6) Whether the buyer or lessor has received subsidies from the People's Republic of China.**

**B. If the enterprise fails to provide notice within sixty calendar days after the incentive or rebate was received, the existing contract with the department shall be void and the attorney general shall bring proceedings to recover all funds the enterprise received from the department."**

AMENDMENT NO. 9

On page 4, delete lines 1 through 9

On motion of Senator Johns, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

**House Bills and Joint Resolutions  
on Second Reading  
Just Reported by Committees**

Senator Johns asked for and obtained a suspension of the rules to take up House Bills and Joint Resolutions just reported by Committees.

**HOUSE BILL NO. 54—**

BY REPRESENTATIVE JAMES

## AN ACT

To enact Chapter 61 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3211 through 3214, relative to the use of digitized identification cards; to provide definitions; to provide for the acceptance of digitized identification cards at places of business; to provide for exceptions; to limit liability; to provide for certain powers and duties; to provide for applicability; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 54 by Representative James

AMENDMENT NO. 1

On page 3, after line 27, insert

"(4) A person validating identification for notarial acts involving immovable property, authentic acts, testaments or codicils thereto, trust instruments or acknowledgments thereof, donations inter vivos, matrimonial agreements or acknowledgments thereof, and acts modifying, waiving, or extinguishing an obligation of final spousal support or acknowledgments thereof. However, a notary public may, at its option, accept a digitized identification card as a valid form of identification.

(5) A person or entity licensed pursuant to the provisions of Subpart R of Part I of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950. However, such licensee may, at its option, accept a digitized identification card as a valid form of identification."

On motion of Senator Johns, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 74—

BY REPRESENTATIVES DESHOTEL, ADAMS, AMEDEE, BEAULLIEU, BOURRIQUE, BUTLER, CARRIER, GARY CARTER, ROBBY CARTER, COX, CREWS, DAVIS, DEVILLIER, ECHOLS, EDMONDS, EMERSON, FARNUM, FREIBERG, GADBERRY, GAROFALO, GOUDEAU, HARRIS, IVEY, JEFFERSON, MIKE JOHNSON, JONES, KERNER, LYONS, MAGEE, MCCORMICK, MCKNIGHT, MCMAHEN, MIGUEZ, NEWELL, ORGERON, CHARLES OWEN, PIERRE, RISER, ROMERO, SCHAMERHORN, SCHEXNAYDER, SELDERS, STEFANSKI, THOMPSON, TURNER, WHITE, AND WRIGHT AND SENATORS JOHNS AND MIZELL

AN ACT

To enact R.S. 36:4(CC), R.S. 49:968(B)(21)(d), and Chapter 12 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1361 through 1364, relative to the office of broadband and connectivity; to place the office within the executive branch; to provide definitions; to provide for the appointment and termination of an executive director; to require reporting; to provide for functions, powers, and duties; to establish contract authority; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 74 by Representative Deshotel

AMENDMENT NO. 1

On page 1, line 3, change "1364" to "1365"

AMENDMENT NO. 2

On page 1, line 5, delete "and termination"

AMENDMENT NO. 3

On page 1, line 7, after "contract authority;" insert "to provide for termination of the office;"

AMENDMENT NO. 4

On page 2, line 10, change "1364" to "1365"

AMENDMENT NO. 5

On page 2, line 25, after "of broadband and connectivity" delete the remainder of line and delete lines 26 through 29 and on page 3, delete lines 1 and 2 and insert: "who shall be appointed by the governor to serve at his pleasure. The appointment shall be subject to Senate confirmation."

AMENDMENT NO. 6

On page 5, after line 18, insert:

"§1365. Termination

The provisions of this Chapter shall terminate at twelve o'clock midnight on June 30, 2023, and shall thereafter have no effect."

On motion of Senator Johns, the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 77—

BY REPRESENTATIVE DAVIS

AN ACT

To enact R.S. 12:1-709(C) and (D), relative to remote participation in meetings; to allow certain persons to participate in certain meetings by remote communications; to provide for guidelines and procedures; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 77 by Representative Davis

AMENDMENT NO. 1

On page 2, after line 5, insert:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator Johns, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

Reconsideration

The vote by which Senate Bill No. 51 failed to pass on Tuesday, October 13, 2020, was reconsidered.

SENATE BILL NO. 51—

BY SENATOR BARROW

AN ACT

To amend and reenact the introductory paragraph of R.S. 37:1218 and the introductory paragraph of 1218.1(A) and to repeal R.S. 37:1218(A)(5) and 1218.1(A)(4), relative to the administration of immunizations and vaccines by pharmacists; to provide for the administration of influenza immunizations; to provide for the administration of other immunizations and vaccines including the COVID-19 vaccine; to repeal the credentialing requirement; to provide for an effective date; and to provide for related matters.

On motion of Senator Barrow, the previously amended bill was read by title and returned to the Calendar, subject to call.

Senate Concurrent Resolutions Returned from the House of Representatives with Amendments

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATORS ABRAHAM, ALLAIN, BARROW, BERNARD, BOUDREAUX, BOUIE, CARTER, CATHEY, CLOUD, CONNICK, CORTEZ,

FESI, FIELDS, FOIL, HARRIS, HENRY, HENSGENS, HEWITT, JOHNS, LUNEAU, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MIZELL, PEACOCK, POPE, PRICE, REESE, SMITH, TALBOT, TARVER, WARD AND WHITE

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt adjustments to the minimum foundation program (MFP) formula to ensure that school districts impacted by Hurricane Laura do not lose MFP funding during the 2020-2021 fiscal year due to decreases in student enrollment.

The concurrent resolution was read by title. Returned from the House of Representatives with amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Amedee to Engrossed Senate Concurrent Resolution No. 6 by Senator Abraham

AMENDMENT NO. 1

On page 1, line 4, after "Laura" and before "do" insert "or Hurricane Delta"

AMENDMENT NO. 2

On page 2, between lines 7 and 8, insert the following:  
"WHEREAS, on October 9, 2020, Hurricane Delta made landfall and caused severe damage, including in areas still struggling to recover from the devastation of Hurricane Laura; and"

AMENDMENT NO. 3

On page 2, line 10, after "from the" and before "will" delete "storm" and insert "storms"

AMENDMENT NO. 4

On page 2, line 11, after "Laura" and before "and," insert "or Hurricane Delta"

AMENDMENT NO. 5

On page 2, line 17, after "Laura" and before "do" insert "or Hurricane Delta"

AMENDMENT NO. 6

On page 2, at the end of line 23, delete the period "." and insert "and hold the districts in parishes impacted by Hurricane Delta harmless for the loss of students due to Hurricane Delta."

Senator Abraham moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Mills, R.
Abraham	Foil	Mizell
Allain	Harris	Morris
Barrow	Hensgens	Peacock
Bernard	Hewitt	Pope
Boudreaux	Jackson	Price
Bouie	Johns	Reese
Carter	Lambert	Smith
Cathy	Luneau	Talbot
Cloud	McMath	Tarver
Connick	Milligan	Ward
Fesi	Mills, F.	Womack

Total - 36

NAYS

Total - 0

ABSENT

Henry	Peterson	White
Total - 3		

The Chair declared the Senate concurred in the amendments proposed by the House.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 77—  
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 27:309(A)(2), relative to fantasy sports; to provide for limitations; and to provide for related matters.

Floor Amendments

Senator Smith proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Engrossed Senate Bill No. 77 by Senator Smith

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 27:305, 308(A)(3), (4)(a), and (B) and to enact R.S. 27:302(11), relative to fantasy sports; to clarify licensee requirements;"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "limitations;"

AMENDMENT NO. 3

On page 1, line 5, after "Section 1." delete the remainder of the line, delete lines 6 through 13, and insert the following: "R.S. 27:305, 308(A)(3), (4)(a), and (B) are hereby amended and reenacted and R.S. 27:302(11) is hereby enacted to read as follows:

§302. Definitions

For purposes of this Chapter:

\* \* \*

**(1) "Participation" or "participate" means to pay an entry fee to a fantasy sports contest operator.**

\* \* \*

§305. Fantasy sports contests prohibited in certain parishes

Notwithstanding any provision of law to the contrary, **participation in** fantasy sports contests shall not be permitted in any parish in which, at the election held pursuant to R.S. 27:303, a majority of the qualified electors in the parish voting on the proposition to authorize fantasy sports contests in the parish voted against the proposition.

\* \* \*

§308. Licensee requirements

A. As a condition of licensure, a fantasy sports contest operator shall submit evidence to the board that the operator has established and will implement commercially reasonable procedures for fantasy sports contests with an entry fee and that:

\* \* \*

(3) Provide that no winning outcome is based on the score, point spread, or any performance of any single real-world sports team or combination of such teams or solely on any single performance of an individual athlete or **participant person engaged** in any single real-world sporting event.

(4) Ensure that any of following persons do not participate in fantasy sports contests:

(a) Athletes and individuals who **participate engage** in or officiate a game or competition that is a real-world sport or athletic event that is the subject of a fantasy sports contest.

\* \* \*

B. A fantasy sports contest operator shall not offer fantasy sports contests based on the performances of **participants athletes or persons that engage** in high school or youth athletic events."

On motion of Senator Smith, the amendments were adopted.

The bill was read by title. Senator Smith moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Mills, R.
Abraham	Foil	Mizell
Allain	Harris	Morris
Barrow	Hensgens	Peacock
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Johns	Smith
Carter	Lambert	Talbot
Cathey	Luneau	Tarver
Cloud	McMath	Ward
Connick	Milligan	Womack
Fesi	Mills, F.	
Total - 35		

NAYS

Pope  
Total - 1

ABSENT

Henry Peterson White  
Total - 3

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Smith moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

SENATE BILL NO. 10— BY SENATOR HEWITT

AN ACT

To enact R.S. 42:1123(47) and (48), relative to the Code of Governmental Ethics; to provide for certain exceptions from the code for certain members of local fire and police civil service boards; to provide for exceptions for certain associations representing members or classified employees before such boards; and to provide for related matters.

On motion of Senator Hewitt, the bill was read by title and withdrawn from the files of the Senate.

Called from the Calendar

Senator Hewitt asked that Senate Bill No. 40 be called from the Calendar for reconsideration.

SENATE BILL NO. 40— BY SENATOR HEWITT

A JOINT RESOLUTION

Proposing to amend Article XII, Section 11 of the Constitution of Louisiana, relative to continuity of government during periods of emergency; to provide relative to sessions, meetings, and proceedings of the legislature and legislative bodies; to provide relative to member participation and voting; to provide certain procedures, terms, conditions, and requirements; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Floor Amendments

Senator Luneau proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Luneau to Engrossed Senate Bill No. 40 by Senator Hewitt

AMENDMENT NO. 1

On page 2, line 4, after "emergency," and before "No" insert: "Any measure that is considered by members remotely shall be related to the specified declared public emergency."

Senator Luneau moved the adoption of the amendments.

Senator Hewitt objected.

ROLL CALL

The roll was called with the following result:

YEAS

Bernard	Jackson	Pope
Boudreaux	Lambert	Price
Bouie	Luneau	Smith
Carter	Mills, F.	Tarver
Fields	Mills, R.	Ward
Harris	Morris	
Total - 17		

NAYS

Mr. President	Fesi	Mizell
Abraham	Foil	Peacock
Allain	Hensgens	Reese
Barrow	Hewitt	Talbot
Cathey	Johns	Womack
Cloud	McMath	
Connick	Milligan	
Total - 19		

ABSENT

Henry Peterson White  
Total - 3

The Chair declared the amendments were rejected.

Floor Amendments

Senator Fields proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Engrossed Senate Bill No. 40 by Senator Hewitt

AMENDMENT NO. 1

On page 1, line 3, after "periods of" insert "gubernatorially declared"

AMENDMENT NO. 2

On page 1, line 14, after "periods of" insert "gubernatorially declared"

AMENDMENT NO. 3

On page 2, at the end of line 3, delete "public" and insert "gubernatorially declared"

AMENDMENT NO. 4

On page 2, at the end of line 16, delete "public" and insert "gubernatorially declared"

On motion of Senator Fields, the amendments were adopted.

The bill was read by title. Senator Hewitt moved the final passage of the amended bill.



**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Foil	Mizell
Abraham	Hensgens	Peacock
Allain	Hewitt	Pope
Bernard	Johns	Reese
Cathey	Lambert	Talbot
Cloud	McMath	Ward
Connick	Milligan	Womack
Fesi	Mills, F.	
Fields	Mills, R.	
Total - 25		

**NAYS**

Barrow	Harris	Price
Boudreaux	Jackson	Smith
Bouie	Luneau	Tarver
Carter	Morris	
Total - 11		

**ABSENT**

Henry	Peterson	White
Total - 3		

The Chair declared the amended bill failed to pass for lack of the two-thirds vote. Senator Luneau moved to reconsider the vote by which the bill failed to pass and laid the motion on the table.

**Called from the Calendar**

Senator Milligan asked that Senate Bill No. 15 be called from the Calendar.

**SENATE BILL NO. 15—**  
BY SENATOR MILLIGAN

**AN ACT**

To amend and reenact R.S. 17:81(O) and (Z) and R.S. 42:851(E)(2) and to enact R.S. 42:851(U), relative to group health insurance for public school employees; to provide relative to effective dates of coverage for employees of public elementary and secondary school systems during a disaster or emergency; to provide for application and rules promulgation; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Milligan moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Fields	Mills, R.
Abraham	Foil	Mizell
Allain	Harris	Morris
Barrow	Hensgens	Peacock
Bernard	Hewitt	Pope
Boudreaux	Jackson	Price
Bouie	Johns	Reese
Carter	Lambert	Smith
Cathey	Luneau	Talbot
Cloud	McMath	Tarver
Connick	Milligan	Ward
Fesi	Mills, F.	Womack
Total - 36		

**NAYS**

Total - 0

**ABSENT**

Henry	Peterson	White
Total - 3		

The Chair declared the bill was passed and ordered it sent to the House. Senator Milligan moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**House Concurrent Resolutions  
on Second Reading  
Reported by Committees**

**HOUSE CONCURRENT RESOLUTION NO. 3—**  
BY REPRESENTATIVES BOURRIACQUE, GARY CARTER, DWIGHT, AND THOMPSON

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress and the Louisiana Congressional Delegation to take such actions as are necessary to require the Federal Emergency Management Agency to grant Louisiana full federal funding for disaster expenses associated with Hurricane Laura or to grant Louisiana the ability to utilize alternative sources of federal funding as needed matching funds if full federal funding is not provided.

Reported favorably by the Committee on Finance.

The resolution was read by title. Senator Hensgens moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Fields	Mills, R.
Abraham	Foil	Mizell
Allain	Harris	Morris
Barrow	Hensgens	Peacock
Bernard	Hewitt	Pope
Boudreaux	Jackson	Price
Bouie	Johns	Reese
Carter	Lambert	Smith
Cathey	Luneau	Talbot
Cloud	McMath	Tarver
Connick	Milligan	Ward
Fesi	Mills, F.	Womack
Total - 36		

**NAYS**

Total - 0

**ABSENT**

Henry	Peterson	White
Total - 3		

The Chair declared the Senate concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 4—**  
BY REPRESENTATIVES BOURRIACQUE AND ROMERO  
**A CONCURRENT RESOLUTION**

To urge and request the division of administration, office of community development, to include certain activities as eligible expenses in the development of its Community Development Block Grant - Disaster Recovery Program Action Plans and amendments thereto.

Reported favorably by the Committee on Finance.

The resolution was read by title. Senator Hensgens moved to concur in the House Concurrent Resolution.

October 14, 2020

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fields, Mills, R. Abraham, Foil, Mizell, Allain, Harris, Morris, Barrow, Hensgens, Peacock, Bernard, Hewitt, Pope, Boudreaux, Jackson, Price, Bouie, Johns, Reese, Carter, Lambert, Smith, Cathey, Luneau, Talbot, Cloud, McMath, Tarver, Connick, Milligan, Ward, Fesi, Mills, F., Womack

Total - 36

NAYS

Total - 0

ABSENT

Henry Peterson White

Total - 3

The Chair declared the Senate concurred in the House Concurrent Resolution and ordered it returned to the House.

House Bills and Joint Resolutions on Third Reading and Final Passage

HOUSE BILL NO. 4—

BY REPRESENTATIVES WRIGHT, BACALA, DWIGHT, EDMONDS, EMERSON, FIRMENT, HODGES, HORTON, MIKE JOHNSON, MIGUEZ, NELSON, ORGERON, CHARLES OWEN, ROBERT OWEN, SCHAMERHORN, AND TARVER

AN ACT

To amend and reenact R.S. 29:724(B)(1) and 768(A) and to enact R.S. 29:768.1, relative to emergency declarations; to provide relative to the renewal of emergency declarations; to provide for legislative power and authority regarding renewal of emergency declarations; and to provide for related matters.

On motion of Senator Pope, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 14—

BY REPRESENTATIVE STEFANSKI

AN ACT

To amend and reenact R.S. 27:417(A)(2)(introductory paragraph) and (B)(2) and to enact R.S. 27:417(B)(3) and (D), relative to licensing requirements for qualified truck stop facilities; to provide relative to criteria and amenity requirements for qualified truck stop facilities during a declared emergency; to provide relative to the suspension of operations of the criteria and amenity requirements; to provide relative to the operation of video draw poker devices; to provide relative to force majeure; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Ward moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fields, Mills, R. Abraham, Foil, Mizell, Allain, Harris, Morris, Barrow, Hensgens, Peacock

Table with 3 columns: Bernard, Hewitt, Pope, Boudreaux, Jackson, Price, Bouie, Johns, Reese, Carter, Lambert, Smith, Cathey, Luneau, Talbot, Cloud, McMath, Tarver, Connick, Milligan, Ward, Fesi, Mills, F., Womack

Total - 36

NAYS

Total - 0

ABSENT

Henry Peterson White

Total - 3

The Chair declared the bill was passed and ordered it sent to the House. Senator Ward moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1—

BY REPRESENTATIVE JAMES

AN ACT

To amend and reenact R.S. 15:574.4(J)(1)(introductory paragraph) and to enact R.S. 15:574.4(J)(4), relative to parole eligibility for juvenile offenders; to modify the applicability of certain parole eligibility provisions to juvenile offenders serving life sentences; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Ward moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fields, Mizell, Abraham, Foil, Morris, Allain, Harris, Peacock, Barrow, Hensgens, Pope, Bernard, Hewitt, Price, Boudreaux, Jackson, Reese, Bouie, Lambert, Smith, Carter, Luneau, Talbot, Cathey, McMath, Tarver, Cloud, Milligan, Ward, Connick, Mills, F., Womack, Fesi, Mills, R.

Total - 35

NAYS

Total - 0

ABSENT

Henry Peterson

Johns White

Total - 4

The Chair declared the bill was passed and ordered it sent to the House. Senator Ward moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 2—

BY REPRESENTATIVE JAMES AND SENATORS BARROW, FIELDS, MCMATH, FRED MILLS, PRICE, SMITH, AND WOMACK

AN ACT

To enact R.S. 15:584(C) and 587(J), relative to criminal justice system data; to provide relative to the duty and authority of the Louisiana Bureau of Criminal Identification and Information to cooperate with certain nonprofit entities; to provide for the

authority of certain nonprofit entities to obtain access to certain criminal justice system data and information under certain conditions; to provide relative to the nonprofit entities access to de-identified arrest and conviction information; to provide relative to the execution of a nondisclosure agreement; to provide for a termination date; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Ward moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Abraham Allain Barrow Bernard Boudreaux Bouie Carter Cathey Cloud Connick Fesi
Fields Foil Harris Hensgens Hewitt Jackson Lambert Luneau McMath Milligan Mills, F. Mills, R.
Mizell Morris Peacock Pope Price Reese Smith Talbot Tarver Ward Womack
Total - 35

NAYS

Total - 0

ABSENT

Henry Johns Peterson White
Total - 4

The Chair declared the bill was passed and ordered it sent to the House. Senator Ward moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 12— BY REPRESENTATIVE MARINO AND SENATOR BARROW AN ACT

To amend and reenact R.S. 15:573.2 and 574.4.1(A)(2), relative to hearings of the Board of Pardons and committee on parole; to provide relative to the continuity of government by authorizing certain persons to appear before the Board of Pardons and committee on parole by teleconference; and to provide for related matters.

The bill was read by title. Senator Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Abraham Allain Barrow Bernard Boudreaux Bouie Carter Cathey Cloud Connick
Fields Foil Harris Hensgens Hewitt Jackson Lambert Luneau McMath Milligan Mills, F.
Mizell Morris Peacock Pope Price Reese Smith Talbot Tarver Ward Womack

Fesi Mills, R.
Total - 34
NAYS
Total - 0
ABSENT

Henry Peterson White
Johns Ward
Total - 5

The Chair declared the bill was passed and ordered it sent to the House. Senator Smith moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Milligan asked for and obtained a suspension of the rules to revert to the Morning Hour.

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

October 14, 2020

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 30— BY SENATORS MILLIGAN, ABRAHAM, CLOUD, FESI, HARRIS, JOHNS, MORRIS, WHITE AND WOMACK AND REPRESENTATIVE WHITE AN ACT

To amend and reenact R.S. 39:1755(5) and to enact R.S. 38:2237.1 and R.S. 39:1753.1, relative to purchases of certain telecommunications and video equipment by certain educational entities; to require certain items purchased comply with federal guidelines under Section 889 of the Fiscal Year 2019 National Defense Authorization Act; to provide for violations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 32— BY SENATORS FIELDS, ABRAHAM, BARROW, BERNARD, BOUDREAUX, BOUIE, CARTER, CATHEY, CLOUD, CORTEZ, FESI, FOIL, HARRIS, JOHNS, LUNEAU, MCMATH, MILLIGAN, ROBERT MILLS, POPE, PRICE, REESE, SMITH, TALBOT, TARVER AND WARD AN ACT

To enact R.S. 17:3393, relative to colleges and universities; to provide relative to the exceptions and exemptions that a public postsecondary education institution may receive from state regulations of their operations under certain conditions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1— BY SENATOR WARD AN ACT

To amend and reenact R.S. 47:6006(B), relative to tax credits and incentives; to provide for the carryforward of the tax credit for ad valorem taxes paid on inventory; to provide for an effective date; and to provide for related matters.

Reported with amendments.

October 14, 2020

SENATE BILL NO. 26—  
BY SENATOR PETERSON

AN ACT

To amend and reenact R.S. 48:1655(N), relative to the employees of the Regional Transit Authority; to provide for membership in the Louisiana State Employees' Retirement System; to provide for calculation of and payments for certain unfunded accrued liability attributable to the authority; to provide for an effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
MICHELLE D. FONTENOT  
Clerk of the House of Representatives

Appointment of Conference Committee  
on House Bill No. 24

The President of the Senate appointed to the Conference Committee on **House Bill No. 24** the following members of the Senate:

Senators Cortez,  
Allain  
and White.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 22—  
BY SENATOR LUNEAU

A RESOLUTION

To urge and request the Department of Revenue to

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 23—  
BY SENATOR HARRIS

A RESOLUTION

To urge and request the Lakefront Management Authority to keep the westbound lanes of traffic open on Lakeshore Drive to vehicular traffic and to allow traffic in both directions (eastbound and westbound) between the Senator Ted Hickey Bridge and Franklin Avenue.

The resolution was read by title and placed on the Calendar for a second reading.

Message from the House

ASKING CONCURRENCE IN  
HOUSE BILLS AND JOINT RESOLUTIONS

October 14, 2020

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

- |           |           |           |
|-----------|-----------|-----------|
| HB No. 66 | HB No. 69 | HB No. 73 |
| HB No. 89 | HB No. 93 | HB No. 98 |
| HB No. 42 |           |           |

Respectfully submitted,  
MICHELLE D. FONTENOT  
Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Carter asked for and obtained a suspension of the rules to read House Bills and Joint Resolutions a first and second time by title and refer them to committee.

HOUSE BILL NO. 42—  
BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 17:4035.1, relative to public school choice; to provide relative to school funding; to provide relative to the applicability of school and district accountability; to provide for an appeals process for public school choice enrollment denials; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Education.

HOUSE BILL NO. 66—  
BY REPRESENTATIVE BEAULLIEU

AN ACT

To enact R.S. 23:1605, relative to unemployment compensation; to provide for definitions; to require the Louisiana Workforce Commission to conduct certain checks with respect to unemployment compensation; to provide for data sharing; to require annual reports; to provide for the promulgation of rules; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 69—  
BY REPRESENTATIVES MCFARLAND, BUTLER, DESHOTEL,  
MCCORMICK, MCMAHEN, MINCEY, ROMERO, ST. BLANC,  
THOMPSON, TURNER, WHEAT, AND WHITE AND SENATOR CATHEY

AN ACT

To enact R.S. 3:266(24) and 285, relative to agricultural workforce development; to establish a monetary incentive program to encourage the creation and employment of agricultural business internships; to authorize the development and establishment of the Louisiana Agricultural Workforce Development Program; to authorize an incentive payment to Louisiana agricultural businesses for the creation and employment of internships; to provide for administration of the program; to provide for definitions; to provide for reporting; to provide an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

HOUSE BILL NO. 73—  
BY REPRESENTATIVE JONES

AN ACT

To amend and reenact R.S. 33:2740.49(H)(1), relative to the Downtown Economic Development District for the City of Monroe; to provide relative to the use of tax increment financing by the district; to remove certain restrictions placed on the use of such financing; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 89—  
BY REPRESENTATIVE JAMES

AN ACT

To enact R.S. 47:293(4)(e), relative to individual income tax; to define federal income tax liability for purposes of calculating individual income tax liability; to require certain federal disaster losses to be included in the calculation of federal income tax liability; to provide for applicability; to provide for an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 93—**

BY REPRESENTATIVES WILLARD, CARPENTER, GARY CARTER, COX, FREEMAN, GAINES, GREEN, HUGHES, JEFFERSON, JENKINS, LARVADAIN, LYONS, MOORE, NEWELL, PHELPS, PIERRE, AND SELDERS

AN ACT

To enact Part XI of Chapter 11 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:1750.1 through 1750.12, relative to unemployment compensation; to create a work-sharing program; to provide for definitions; to provide for criteria for plan approval; to provide for approval and rejection of a plan; to provide for the effective date and duration of a plan; to provide for revocation of approval; to provide for modification of a plan; to provide for eligibility; to provide for benefits; to require annual reporting; to provide for severability; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Labor and Industrial Relations.

**HOUSE BILL NO. 98— (Substitute for House Bill No. 33 by Representative Edmonds)**

BY REPRESENTATIVE EDMONDS

AN ACT

To amend and reenact R.S. 29:771(B)(2)(c) and (e) and R.S. 40:2005 and to enact R.S. 29:771(B)(2)(f) and R.S. 40:2005.1, relative to visitation of patients and residents of certain healthcare facilities; to provide for visitation by clergy members of patients and residents of licensed hospitals, nursing homes, and adult residential care homes during public health emergencies; to require such healthcare facilities to adopt policies to allow for members of the clergy to visit patients or residents during a state of public health emergency; to provide for a limitation of civil liability in certain circumstances; to provide for effectiveness; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Health and Welfare.

**Message from the House**

**ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS**

October 14, 2020

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

- HCR No. 2                      HCR No. 8                      HCR No. 20
- HCR No. 24

Respectfully submitted,  
MICHELLE D. FONTENOT  
Clerk of the House of Representatives

**House Concurrent Resolutions on First Reading**

**HOUSE CONCURRENT RESOLUTION NO. 2—**

BY REPRESENTATIVE MIKE JOHNSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Attorney General and all appropriate federal agencies, including but not limited to the Federal Communications Commission, to investigate whether Altice USA or Suddenlink Communications has violated state or federal law in its dealings with the citizens of Louisiana.

The resolution was read by title and placed on the Calendar for a second reading.

**HOUSE CONCURRENT RESOLUTION NO. 8—**

BY REPRESENTATIVES DEVILLIER, AMEDEE, BAGLEY, CREWS, EMERSON, FIRMMENT, FRIEMAN, GADBERRY, GAROFALO, HORTON, MCCORMICK, MIGUEZ, NELSON, CHARLES OWEN, AND SEABAUGH

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana the enforcement authority of the commissioner of alcohol and tobacco control pursuant to Chapter 5 of Title 26 of the Louisiana Revised Statutes of 1950 or any powers delegated to the commissioner pursuant to R.S. 29:721 et seq. or 760 et seq., as they apply to violations of COVID-19-related restrictions, except as applicable to the city of New Orleans.

The resolution was read by title and placed on the Calendar for a second reading.

**HOUSE CONCURRENT RESOLUTION NO. 20—**

BY REPRESENTATIVE SCHEXNAYDER

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana R.S. 23:1536(E)(1), relative to the unemployment trust fund solvency tax.

The resolution was read by title and placed on the Calendar for a second reading.

**HOUSE CONCURRENT RESOLUTION NO. 24—**

BY REPRESENTATIVES ROMERO, ADAMS, BEAULLIEU, BUTLER, WILFORD CARTER, CORMIER, COX, CREWS, DESHOTEL, DEVILLIER, ECHOLS, EMERSON, FIRMMENT, GADBERRY, GOUDEAU, HARRIS, HORTON, TRAVIS JOHNSON, MCCORMICK, MCMAHEN, MINCEY, RISER, SCHAMERHORN, SCHEXNAYDER, SEABAUGH, SELDERS, THOMPSON, TURNER, WHEAT, AND WHITE

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana congressional delegation to take such actions as are necessary to fully fund the Livestock Indemnity Program in response to the negative impact created by losses to the Louisiana livestock industry as a result of Hurricane Laura and Hurricane Delta.

The resolution was read by title and placed on the Calendar for a second reading.

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**REVENUE AND FISCAL AFFAIRS**

Senator R. L. Bret Allain II, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

October 14, 2020

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

**SENATE BILL NO. 57—**

BY SENATORS LUNEAU AND ALLAIN

AN ACT

To enact R.S. 47:114.1, relative to reporting requirements to the Department of Revenue; to require businesses and governmental entities that pay certain service providers to file reports; to provide for the format of the reports; to provide for exceptions; to provide for penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 67—  
BY SENATOR REESE

AN ACT

To enact R.S. 51:1787(B)(5)(f) and 2455(I), relative to economic development incentives; to provide for an extension for job creation requirements for enterprise zone incentives; to provide for an extension for the rebate filing period for quality jobs incentive rebates; to provide for notification requirements; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 20—  
BY REPRESENTATIVE EDMONDS

AN ACT

To enact R.S. 47:297.15, relative to individual income tax deductions; to authorize a deduction for certain educational expenses incurred during the COVID-19 pandemic in 2020; to provide for the amount of the deduction; to provide for definitions; to provide for limitations and requirements; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 26—

BY REPRESENTATIVES SCHEXNAYDER, ADAMS, BACALA, BISHOP, BOURRIAQUE, BROWN, BRYANT, CARRIER, GARY CARTER, COUSSAN, COX, CREWS, DESHOTEL, DUPLESSIS, EDMONDS, EMERSON, FIRMENT, FREEMAN, GAINES, HUGHES, JAMES, JEFFERSON, MIKE JOHNSON, TRAVIS JOHNSON, JORDAN, LACOMBE, LYONS, MCCORMICK, DUSTIN MILLER, NEWELL, ORGERON, PIERRE, ROMERO, SELDERS, STEFANSKI, THOMPSON, WHITE, AND WILLARD

AN ACT

To enact R.S. 47:302(BB)(113), 305.74, 321(P)(114), 321.1(I)(114), and 331(V)(114), relative to sales and use tax; to establish a sales and use tax holiday for certain purchases; to provide for requirements and limitations; to provide for the effectiveness of the sales and use tax holiday; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 29—

BY REPRESENTATIVES DEVILLIER, AMEDEE, BAGLEY, BISHOP, BUTLER, COUSSAN, COX, CREWS, DAVIS, EDMONDS, EMERSON, FARNUM, FIRMENT, GAROFALO, MIKE JOHNSON, TRAVIS JOHNSON, MCCORMICK, MCFARLAND, MCMAHEN, MIGUEZ, ORGERON, CHARLES OWEN, ROMERO, SCHAMERHORN, ST. BLANC, STEFANSKI, THOMPSON, VILLIO, AND WRIGHT

AN ACT

To amend and reenact R.S. 47:631, relative to suspending certain severance taxes; to provide for a suspension on oil production from certain wells; to provide for the amount of the suspension in the form of an exemption; to provide for applicability; to provide for definitions; to provide for effectiveness; to provide for certain requirements and limitations; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
R. L. BRET ALLAIN II  
Chairman

Senate Bills and Joint Resolutions  
on Second Reading  
Just Reported by Committees

Senator Allain asked for and obtained a suspension of the rules to take up Senate Bills and Joint Resolutions just reported by Committees.

SENATE BILL NO. 57—

BY SENATORS LUNEAU, ALLAIN AND CARTER  
AN ACT

To enact R.S. 47:114.1, relative to reporting requirements to the Department of Revenue; to require businesses and governmental entities that pay certain service providers to file reports; to provide for the format of the reports; to provide for exceptions; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 57 by Senator Luneau

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 47:1508(B)(28) and to"

AMENDMENT NO. 2

On page 1, line 4, after "the reports;" insert: "to provide for an exception to the confidentiality of the records of the secretary of the Department of Revenue; to provide for definitions;"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." insert "R.S. 47:1508(B)(28) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, delete lines 8 through 17, on page 2, delete lines 1 through 29, and on page 3, delete lines 1 through 23 and insert:

"§114.1. Louisiana Act of Government Against Misclassified Employees

A. This Section shall be known and may be cited as the "Louisiana Act of Government Against Misclassified Employees" or "LA A GAME".

B. The legislature hereby finds that the misclassification of employees is a serious problem in Louisiana that drains revenues otherwise due to state and local government and is contrary to the public policy of this state. Misclassification of employees results in unfair competitive advantages and harms Louisiana businesses that properly comply with applicable laws. It is the intent and purpose of this Section to encourage the secretary of the Louisiana Department of Revenue and the secretary of the Louisiana Workforce Commission to work collaboratively to detect, investigate, and extinguish cases of misclassification of employees in this state utilizing the reports required by this Section. Further, the legislature directs that the reporting requirements shall be developed by the secretary as to cause the least amount of administrative or compliance burden feasible to businesses and the state.

C. For purposes of this Section:

(1) "LA A GAME Annual Report" means a report prescribed by the secretary and filed annually by a service recipient that includes the following information:

(a) The service recipient's name, business name, and address.

(b) The service recipient's federal employer identification number, social security number, Louisiana Department of Revenue account number, or other identifying number as required by the secretary.

(c) The service provider's full name, address, social security number or federal employer identification number, and the total amount paid to the service provider during the calendar year.

(2) "Secretary" means the secretary of the Louisiana Department of Revenue.

(3) "Service recipient" means any individual, person, corporation, association, or partnership, or agent thereof, doing business in this state, deriving trade or business income from sources within this state, or in any manner is engaged in the course of a trade or business subject to the laws of this state that pays, in the course of its trade or business, remuneration to a service provider for services provided in this state. "Service

recipient" includes any agency or political subdivision of the state.

(4) "Service provider" means a person who is not an employee of the service recipient who receives remuneration for services performed for the service recipient in Louisiana.

D. Beginning January 1, 2022, any service recipient who makes or is required to make a return to the Internal Revenue Service, in accordance with Section 6041A(a) of the Internal Revenue Code, relating to payments made to a service provider as remuneration for services provided in this state, shall file the LA A GAME Annual Report with the secretary as provided in this Section.

E.(1) The LA A GAME Annual Report required pursuant to this Section shall be filed with the secretary on or before the 28th day of February of each year for the preceding calendar year. The first LA A GAME Annual Report shall be filed on or before February 28, 2022 for remunerations made during calendar year 2021.

(2) Upon receipt of a written request from a service recipient in the manner prescribed by the secretary, the secretary may grant a reasonable extension of time, not exceeding thirty days, for filing the annual report.

(3) The secretary may waive the annual reporting requirement upon a showing by the service recipient that the requirement creates an undue hardship. A request for waiver shall be submitted to the secretary in the manner prescribed by the secretary.

F.(1) A penalty shall be imposed for the delinquent submission of, or failure to submit, the LA A GAME Annual Report in the form prescribed by the secretary.

(2) For each failure to fully comply with LA A GAME Annual Report filing requirements, the secretary may assess a penalty of one hundred dollars for each service provider for whom the required information is not reported timely or is incomplete. The total penalty imposed pursuant to this Subsection shall not exceed ten thousand dollars per calendar year.

(3) If the failure to timely submit a complete and accurate LA A GAME Annual Report is attributable, not to the negligence of the service recipient, but to other causes set forth in written form and considered reasonable by the secretary, the secretary may waive all or any part of the specific penalty provided for the failure.

G.(1) In consultation with service recipients and their representatives, the secretary shall prescribe the forms and format to be used for compliance with the provisions of this Section. The secretary may also prescribe the types of media and record layout to be used in the submission of the LA A GAME Annual Report consistent with Internal Revenue Service Form 1099-MISC, Form 1099-NEC, or successor forms' filing requirements.

(2) The secretary may promulgate rules and regulations to prescribe any alternative technological, mathematical, or data-driven methods for filing, signing, and submitting any report, statement, or other document required pursuant to this Section.

(3) The secretary shall design and provide for the electronic filing of LA A GAME Annual Reports at no charge for use by the service recipients. The secretary may require electronic filing of LA A GAME Annual Reports by rule and shall provide for hardship exceptions.

\* \* \*
§1508. Confidentiality of tax records
\* \* \*

B. Nothing herein contained shall be construed to prevent:
\* \* \*

(28) The sharing or furnishing, in the discretion of the secretary, of LA A GAME Annual Reports required by R.S. 47:114.1 or other information to the Louisiana Workforce Commission for the purposes of determining, investigating, or prosecuting fraud related to all areas administered by the Louisiana Workforce Commission. Any information shared or furnished shall be considered and held confidential and privileged by the Louisiana Workforce Commission to the same extent heretofore provided.

\* \* \*

On motion of Senator Allain, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 67—
BY SENATOR REESE

AN ACT

To enact R.S. 51:1787(B)(5)(f) and 2455(I), relative to economic development incentives; to provide for an extension for job creation requirements for enterprise zone incentives; to provide for an extension for the rebate filing period for quality jobs incentive rebates; to provide for notification requirements; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed Senate Bill No. 67 by Senator Reese

AMENDMENT NO. 1

On page 1, line 16, after "COVID-19 and" change "Hurricane Laura" to "Hurricanes Laura and Delta"

AMENDMENT NO. 2

On page 2, line 3, after "companies" insert: "that have an executed enterprise zone incentive contract with a due date impacted by COVID-19 Emergency Proclamations, Hurricane Laura, or Hurricane Delta and"

AMENDMENT NO. 3

On page 2, line 5, after "December 31, 2021." insert "Notification to the department shall be in a manner consistent with the provisions of their existing contract."

AMENDMENT NO. 4

On page 2, line 9, after "COVID-19 and" change "Hurricane Laura" to "Hurricanes Laura and Delta"

AMENDMENT NO. 5

On page 2, line 13, after "employers" insert: "that have an executed quality jobs incentive rebate contract with a due date impacted by COVID-19 Emergency Proclamations, Hurricane Laura, or Hurricane Delta and"

AMENDMENT NO. 6

On page 2, line 15, after "December 31, 2021." insert "Notification to the department shall be in a manner consistent with the provisions of their existing contract."

AMENDMENT NO. 7

On page 2, delete lines 16 through 20

AMENDMENT NO. 8

On page 2, line 21, change "Section 3." to "Section 2."

On motion of Senator Allain, the committee amendment was adopted. The amended bill was read by title, ordered reengrossed and passed to a third reading.

House Bills and Joint Resolutions
on Second Reading
Just Reported by Committees

Senator Allain asked for and obtained a suspension of the rules to take up House Bills and Joint Resolutions just reported by Committees.

October 14, 2020

HOUSE BILL NO. 20—
BY REPRESENTATIVE EDMONDS
AN ACT

To enact R.S. 47:297.15, relative to individual income tax deductions; to authorize a deduction for certain educational expenses incurred during the COVID-19 pandemic in 2020; to provide for the amount of the deduction; to provide for definitions; to provide for limitations and requirements; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 20 by Representative Edmonds

AMENDMENT NO. 1
On page 1, line 2, delete "R.S. 47:297.15" and insert "R.S. 47:293(9)(a)(xix) and 297.15"

AMENDMENT NO. 2
On page 1, delete line 8 and insert:
"Section 1. R.S. 47:293(9)(a)(xix) and 297.15 are hereby enacted to read as follows:
§293. Definitions

The following definitions shall apply throughout this Part, unless the context requires otherwise:

\* \* \*

(9)(a) "Tax table income", for resident individuals, means adjusted gross income plus interest on obligations of a state or political subdivision thereof, other than Louisiana and its municipalities, title to which obligations vested with the resident individual on or subsequent to January 1, 1980, and less:

\* \* \*

(xix) For taxable periods beginning on and after January 1, 2020 and on or before December 31, 2020, the COVID-19 educational expenses deduction as provided for in R.S. 47:297.15.

\* \* \*

AMENDMENT NO. 3
On page 1, line 11, delete "or incurred"

AMENDMENT NO. 4
On page 1, line 16, delete "incurred or"

AMENDMENT NO. 5
On page 2, line 22, after "297.12" insert "or the credit provided for in R.S. 47:297.4"

AMENDMENT NO. 6
On page 2, between lines 22 and 23 insert:
"Section 2. The provisions of this Act shall be applicable to taxable periods beginning on and after January 1, 2020 and on or before December 31, 2020."

AMENDMENT NO. 7
On page 2, line 23, delete "Section 2." and insert "Section 3."

On motion of Senator Allain, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 26—
BY REPRESENTATIVES SCHEXNAYDER, ADAMS, BACALA, BISHOP, BOURRIAQUE, BROWN, BRYANT, CARRIER, GARY CARTER, COUSSAN, COX, CREWS, DESHOTEL, DUPLESSIS, EDMONDS, EMERSON, FIRMENT, FREEMAN, GAINES, HUGHES, JAMES, JEFFERSON, MIKE JOHNSON, TRAVIS JOHNSON, JORDAN, LACOMBE, LYONS, MCCORMICK, DUSTIN MILLER, NEWELL, ORGERON, PIERRE, ROMERO, SELDERS, STEFANSKI, THOMPSON, WHITE, AND WILLARD
AN ACT

To enact R.S. 47:302(BB)(113), 305.74, 321(P)(114), 321.1(I)(114), and 331(V)(114), relative to sales and use tax; to establish a sales and use tax holiday for certain purchases; to provide for

requirements and limitations; to provide for the effectiveness of the sales and use tax holiday; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 26 by Representative Schexnayder

AMENDMENT NO. 1
On page 2, line 5, after "Laura" insert ", Hurricane Delta,"

AMENDMENT NO. 2
On page 2, line 11, after "Laura" insert ", Hurricane Delta,"

On motion of Senator Allain, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 29—
BY REPRESENTATIVES DEVILLIER, AMEDEE, BAGLEY, BISHOP, BUTLER, COUSSAN, COX, CREWS, DAVIS, EDMONDS, EMERSON, FARNUM, FIRMENT, GAROFALO, MIKE JOHNSON, TRAVIS JOHNSON, MCCORMICK, MCFARLAND, MCMAHEN, MIGUEZ, ORGERON, CHARLES OWEN, ROMERO, SCHAMERHORN, ST. BLANC, STEFANSKI, THOMPSON, VILLIO, AND WRIGHT
AN ACT

To amend and reenact R.S. 47:631, relative to suspending certain severance taxes; to provide for a suspension on oil production from certain wells; to provide for the amount of the suspension in the form of an exemption; to provide for applicability; to provide for definitions; to provide for effectiveness; to provide for certain requirements and limitations; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 29 by Representative DeVillier

AMENDMENT NO. 1
On page 1, line 2, delete "amend and reenact R.S. 47:631" and insert "enact R.S. 47:633(7)(e)"

AMENDMENT NO. 2
On page 1, line 3, after "certain" insert "orphaned"

AMENDMENT NO. 3
On page 1, line 6, after "limitations;" insert "to provide for reimbursement of certain costs;"

AMENDMENT NO. 4
On page 1, line 8, delete "R.S. 47:631 is hereby amended and reenacted" and insert "R.S. 47:633(7)(e) is hereby enacted"

AMENDMENT NO. 5
On page 1, delete lines 9 through 15, and insert:
"§633. Rates of tax

The taxes on natural resources severed from the soil or water levied by R.S. 47:631 shall be predicated on the quantity or value of the products or resources severed and shall be paid at the following rates:

(7) \* \* \*
\* \* \*\*



AMENDMENT NO. 6

On page 1, line 16, delete "B.(1)" and insert "(e)(i)"

AMENDMENT NO. 7

On page 1, delete line 17, and insert "Section on oil production from any orphaned"

AMENDMENT NO. 8

On page 2, line 1, delete "drilled well or completed"

AMENDMENT NO. 9

On page 2, line 7, delete "(2)(a)" and insert "(ii)(aa)"

AMENDMENT NO. 10

On page 2, line 9, delete "(b) For the purposes of this Section," and insert "(bb) For the purposes of this Subparagraph,"

AMENDMENT NO. 11

On page 2, line 12, delete "(c) For the purposes of this Section," and insert "(cc) For the purposes of this Subparagraph,"

AMENDMENT NO. 12

On page 2, line 21, delete "(3)" and insert "(iii)"

AMENDMENT NO. 13

On page 2, line 22, delete "Subsection" and insert "Subparagraph"

AMENDMENT NO. 14

On page 2, between lines 23 and 24, insert:

"(iv) If the orphaned well is unable to produce in paying quantities, the operator may be reimbursed from the Oilfield Site Restoration Fund reasonable costs paid or incurred to plug and abandon the orphaned well following certification of proper plugging and abandonment by the Oilfield Site Restoration Commission with the approval of the Secretary of the Department of Natural Resources. The Secretary may approve or deny the reimbursement in whole or in part. The Department of Natural Resources, in consultation with the Oilfield Site Restoration Commission, shall promulgate any rules necessary to implement this Subparagraph including rules setting forth the guidelines for determining rates of reimbursement and procedures for notification of the commencement of plugging and abandonment by the operator.

\* \* \*

On motion of Senator Allain, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

**Conference Committee Reports Received**

October 14, 2020

**HOUSE BILL NO. 39—**

BY REPRESENTATIVE ZERINGUE  
AN ACT

To appropriate funds and to make certain reductions from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for the agencies and purposes for Fiscal Year 2020-2021; to provide for an effective date; and to provide for related matters.

The Conference Committee Reports for the above legislative instruments lie over under the rules.

**Privileged Report of the  
Legislative Bureau**

October 14, 2020

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following instruments are approved as to construction and duplication.

**HOUSE BILL NO. 54—**

BY REPRESENTATIVE JAMES  
AN ACT

To enact Chapter 61 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3211 through 3214, relative to the use of digitized identification cards; to provide definitions; to provide for the acceptance of digitized identification cards at places of business; to provide for exceptions; to limit liability; to provide for certain powers and duties; to provide for applicability; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 77—**

BY REPRESENTATIVE DAVIS  
AN ACT

To enact R.S. 12:1-709(C) and (D), relative to remote participation in meetings; to allow certain persons to participate in certain meetings by remote communications; to provide for guidelines and procedures; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
FRED MILLS  
Chairman

**Adoption of Legislative Bureau Report**

On motion of Senator Sharon Hewitt, the Bills and Joint Resolutions were read by title and passed to a third reading.

**Privileged Report of the  
Legislative Bureau**

October 14, 2020

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following instruments are approved as to construction and duplication.

**HOUSE BILL NO. 20—**

BY REPRESENTATIVE EDMONDS  
AN ACT

To enact R.S. 47:297.15, relative to individual income tax deductions; to authorize a deduction for certain educational expenses incurred during the COVID-19 pandemic in 2020; to provide for the amount of the deduction; to provide for definitions; to provide for limitations and requirements; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 26—**

BY REPRESENTATIVES SCHEXNAYDER, ADAMS, BACALA, BISHOP, BOURRIAQUE, BROWN, BRYANT, CARRIER, GARY CARTER, COUSSAN, COX, CREWS, DESHOTEL, DUPLESSIS, EDMONDS, EMERSON, FIRMENT, FREEMAN, GAINES, HUGHES, JAMES, JEFFERSON, MIKE JOHNSON, TRAVIS JOHNSON, JORDAN, LACOMBE, LYONS, MCCORMICK, DUSTIN MILLER, NEWELL, ORGERON, PIERRE, ROMERO, SELDERS, STEFANSKI, THOMPSON, WHITE, AND WILLARD  
AN ACT

To enact R.S. 47:302(BB)(113), 305.74, 321(P)(114), 321.1(I)(114), and 331(V)(114), relative to sales and use tax; to establish a sales and use tax holiday for certain purchases; to provide for requirements and limitations; to provide for the effectiveness of the sales and use tax holiday; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 29—

BY REPRESENTATIVES DEVILLIER, AMEDEE, BAGLEY, BISHOP, BUTLER, COUSSAN, COX, CREWS, DAVIS, EDMONDS, EMERSON, FARNUM, FIRMINT, GAROFALO, MIKE JOHNSON, TRAVIS JOHNSON, MCCORMICK, MCFARLAND, MCMAHEN, MIGUEZ, ORGERON, CHARLES OWEN, ROMERO, SCHAMERHORN, ST. BLANC, STEFANSKI, THOMPSON, VILLIO, AND WRIGHT

AN ACT

To amend and reenact R.S. 47:631, relative to suspending certain severance taxes; to provide for a suspension on oil production from certain wells; to provide for the amount of the suspension in the form of an exemption; to provide for applicability; to provide for definitions; to provide for effectiveness; to provide for certain requirements and limitations; and to provide for related matters.

Reported without amendments.

Respectfully submitted, FRED MILLS Chairman

Adoption of Legislative Bureau Report

On motion of Senator Sharon Hewitt, the Bills and Joint Resolutions were read by title and passed to a third reading.

Privileged Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Hewitt, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

October 14, 2020

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 13—

BY SENATOR HEWITT

A CONCURRENT RESOLUTION

To commend Eugene Lussan on the celebration of his one hundredth birthday.

Respectfully submitted, SHARON W. HEWITT Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

October 13, 2020

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 27—

BY REPRESENTATIVES CHARLES OWEN AND SCHAMERHORN AND SENATOR REESE

A CONCURRENT RESOLUTION

To commend Vernon Parish District Attorney Asa Skinner on his retirement.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted, MICHELLE D. FONTENOT Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

ATTENDANCE ROLL CALL

The roll was called with the following result:

PRESENT

Table with 3 columns: Name, Foil, Morris. Lists names of present members including Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Fields, Total - 37.

ABSENT

Table with 2 columns: Name, Peterson. Lists names of absent members including Henry, Total - 2.

Leaves of Absence

The following leaves of absence were asked for and granted:

Table with 4 columns: Name, Days, Name, Days. Lists Henry (1 Day), Peterson (1 Day).

Announcements

The following committee meetings for October 15, 2020, were announced:

Table with 3 columns: Committee Name, Meeting Time, Room. Lists Natural Resources, Upon Adj., Room A.

Adjournment

On motion of Senator Peacock, at 7:10 o'clock P.M. the Senate adjourned until Thursday, October 15, 2020, at 10:00 o'clock A.M.

The President of the Senate declared the Senate adjourned.

YOLANDA J. DIXON Secretary of the Senate

DIANE O' QUIN Journal Clerk