

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

EIGHTEENTH DAY'S PROCEEDINGS

**Forty-Second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Thursday, April 14, 2016

The Senate was called to order at 9:10 o'clock A.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Gatti	Mizell
Allain	Hewitt	Morrell
Appel	Johns	Morrish
Bishop	Lambert	Perry
Carter	Long	Smith, J.
Chabert	Luneau	Tarver
Colomb	Martiny	Thompson
Cortez	Milkovich	White
Fannin	Mills	
Total - 26		

ABSENT

Barrow	Erdey	Smith, G.
Boudreaux	LaFleur	Walsworth
Brown	Peacock	Ward
Claitor	Peterson	
Donahue	Riser	
Total - 13		

The President of the Senate announced there were 26 Senators present and a quorum.

Prayer

The prayer was offered by Reverend Chris Wright, 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 Brown, the reading of the Journal was dispensed with and the Journal of April 13, 2016, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 13, 2016

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 59—

BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend and congratulate the Chehardy family upon earning the Political Family of Officeholders Award.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 60—

BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To commend the Louisiana Restaurant Association (LRA) upon celebrating its seventieth anniversary.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Privileged Report of the
Legislative Bureau**

April 14, 2016

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. We advise and suggest the following amendments:

HOUSE BILL NO. 251—

BY REPRESENTATIVE CHANEY

AN ACT

To amend and reenact R.S. 3:1204(A)(1)(a)(introductory paragraph) and (C)(3), relative to the state soil and water conservation commission; to modify the membership of the soil and water conservation commission; to remove the requirement that the Department of Agriculture and Forestry perform audits on the state soil and water commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 515—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:4215(B)(introductory paragraph), relative to exemptions applicable to the inspection of meat; to remove the exemption from inspection applicable to slaughtered animals; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 516—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:559.23(B), (D), and (F) and to repeal R.S. 3:559.26, relative to the Louisiana Aquatic Chelonian Research and Promotion Board; to provide for the board membership; to repeal referendums associated with the board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 523—

BY REPRESENTATIVE ROBBY CARTER

AN ACT

To amend and reenact R.S. 3:4156(2), 4159(A), and 4160(A) and to repeal R.S. 3:4156(3) and 4158, relative to the Dairy Industry Promotion Law; to provide for the removal of referendum criteria from the Dairy Industry Promotion Board; and to provide for related matters.

Reported without amendments.

April 14, 2016

HOUSE BILL NO. 524—
BY REPRESENTATIVE ROBBY CARTER
AN ACT

To amend and reenact R.S. 3:4679, relative to penalties for failure to provide records of certain petroleum products; to provide a maximum penalty for the failure to provide records of petroleum products received, used, sold, or delivered; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 592—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 3:3412(G), (H), (I), (J), and (K) and 3412.1(I), (J), and (K) and to enact R.S. 3:3409(H)(4), 3412(L), and 3412.1(L), relative to the Agricultural Commodities Dealer and Warehouse Law; to provide guidelines for payment of claims under the agricultural commodity dealer and warehouse law; to provide guidelines for payments by the commission using the self-insurance fund; to provide guidelines for payments by the commission using grain and cotton indemnity funds; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 592 by Representative Anders

AMENDMENT NO. 1

On page 1, line 4 and before "Dealer" change "Commodities" to "Commodity"

HOUSE BILL NO. 867—
BY REPRESENTATIVE LEOPOLD
AN ACT

To enact R.S. 3:6, relative to the placement of advertising signs on state-owned property; to provide for the establishment of fees, rules, and regulations associated with the placement of signs on state-owned property; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Martiny, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 54—
BY SENATOR PERRY
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of Lynette Miller Bell upon her death.

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

SENATE RESOLUTION NO. 55—
BY SENATOR PERRY
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Navy Petty Officer First Class Damon Taunton Williams upon his death while serving his country.

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

SENATE RESOLUTION NO. 56—
BY SENATOR PERRY
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Air Force Academy Cadet Jack Lindsey upon his death.

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

SENATE RESOLUTION NO. 57—
BY SENATOR PERRY
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Army Sergeant First Class Jason M. Smith upon his death while in the service of his country.

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

SENATE RESOLUTION NO. 58—
BY SENATOR PERRY
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of Louisiana Army National Guard Staff Sergeant Aaron Rutledge upon his death in the service of his country.

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

SENATE RESOLUTION NO. 59—
BY SENATOR PERRY
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Air Force Sergeant Johnny James Kelly upon his death.

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

SENATE RESOLUTION NO. 60—
BY SENATOR PERRY
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Corporal Bryan Michael Lauw upon his death while in the service of his country.

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

SENATE RESOLUTION NO. 61—
BY SENATOR WARD
A RESOLUTION

To commend and acknowledge the legacy of the late Lawrence Russo for his years of meritorious public service to the citizens of the parish of Pointe Coupee and the town of Livonia as its first mayor.

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

SENATE RESOLUTION NO. 62—
BY SENATOR CHABERT
A RESOLUTION

To commend Emilie Hebert upon being selected Miss LSU-USA for 2016.

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**

April 13, 2016

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. 755	HB No. 232	HB No. 1057
HB No. 78	HB No. 95	HB No. 189
HB No. 196	HB No. 144	HB No. 226
HB No. 272	HB No. 441	HB No. 737
HB No. 738	HB No. 756	HB No. 772
HB No. 776		

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

HOUSE BILL NO. 78—

BY REPRESENTATIVE PEARSON
AN ACT

To enact R.S. 42:1124.2.1(A)(4), relative to financial disclosure; to require certain public employees in specified positions with state and statewide retirement systems to file financial disclosure statements; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 95—

BY REPRESENTATIVE MORENO
AN ACT

To amend and reenact R.S. 15:1202(A)(introductory paragraph) and to enact R.S. 15:1202(A)(29) through (31), relative to the membership of the Louisiana Commission on Law Enforcement and Administration of Criminal Justice; to change the membership of the commission; and to provide for related matters.

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

HOUSE BILL NO. 144—

BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact R.S. 42:1124(E) and 1124.2(E), relative to personal financial disclosure; to remove provisions requiring an affidavit; to provide for a certification; and to provide for related matters.

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

HOUSE BILL NO. 189—

BY REPRESENTATIVE CHAD BROWN
AN ACT

To amend and reenact R.S. 27:418(C), relative to the operation of a restaurant at a qualified truck stop facility; to provide with respect to closing the operation of a restaurant during certain

legal holidays; to provide for applicability; and to provide for related matters.

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

HOUSE BILL NO. 196—

BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 27:416(C), relative to the operation of video draw poker devices at qualified truck stop facilities; to provide with respect to the calculation of fuel sales; to provide for exceptions regarding the fuel sales requirements at certain facilities; and to provide for related matters.

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

HOUSE BILL NO. 226—

BY REPRESENTATIVE MORENO
AN ACT

To amend and reenact R.S. 27:443(B)(1)(a)(ii) and (b)(iii), relative to penalties for certain violations of the Video Draw Poker Devices Control Law; to provide with respect to the revocation or suspension of a license for certain violations; to provide for a hearing; and to provide for related matters.

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

HOUSE BILL NO. 232—

BY REPRESENTATIVE STOKES
AN ACT

To amend and reenact R.S. 40:1169.5, relative to limitation of liability for parties involved in the care of certain terminally ill patients; to add limitation of liability provisions to the Right To Try Act; to provide for construction of certain provisions of the Right To Try Act relative to causes of action; and to provide for related matters.

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

HOUSE BILL NO. 272—

BY REPRESENTATIVE SMITH
AN ACT

To enact R.S. 42:1123(13)(a)(iii), relative to the acceptance of complimentary admission by public servants; to allow the acceptance of complimentary admission to certain events held for or by educational institutions and other organizations; and to provide for related matters.

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

HOUSE BILL NO. 441—

BY REPRESENTATIVE JACKSON
AN ACT

To enact R.S. 46:460.63, relative to the Medicaid managed care program; to provide relative to physician participation with Medicaid managed care organizations; to provide conditions for terminating participation; and to provide for related matters.

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

HOUSE BILL NO. 737—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 47:114(E), relative to the Department of Revenue; to provide with respect to deductions and withholdings by certain employers; to provide for the submission of certain returns to the department; to change the

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deadline for the submission of certain returns; to provide for applicability; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 738—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 45:1179, relative to the collection of certain fees; to provide for supervision and enforcement of the collection of certain inspection and supervision fees; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 755—
BY REPRESENTATIVE ABRAMSON
AN ACT

To enact R.S. 49:191(9)(b) and to repeal R.S. 49:191(6)(a), relative to the Department of Revenue; to provide for the re-creation of the Department of Revenue and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

HOUSE BILL NO. 756—
BY REPRESENTATIVE ABRAMSON
AN ACT

To enact R.S. 47:1520.2, relative to refunds from the Department of Revenue; to require the electronic filing of certain refund claims; to provide with respect to the authority of the secretary; to provide for certain requirements; to provide for certain exceptions; to provide for applicability; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 772—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 47:6351(B)(1), relative to rebate programs administered by the state; to provide relative to the Procurement Processing Company Rebate program; and to provide for related matters.

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

HOUSE BILL NO. 776—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 47:1576(A)(1)(b) and (2), relative to the remittance of tax under protest; to provide for the remittance of sales and use tax under protest; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1057— (Substitute for House Bill No. 407 by Representative Havard)
BY REPRESENTATIVE HAVARD
AN ACT

To amend and reenact R.S. 48:224.1(A) and to enact R.S. 48:224.1(D), relative to the transfer of roads from the state highway system to governmental subdivisions; to provide for certain conditions of such transfers; to provide authority for the promulgation of administrative rules; and to provide for related matters.

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

April 13, 2016

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. 73

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**House Concurrent Resolutions
on First Reading**

HOUSE CONCURRENT RESOLUTION NO. 73—
BY REPRESENTATIVES DUSTIN MILLER AND WILLMOTT
A CONCURRENT RESOLUTION

To recognize the week of May 6 through 12, 2016, as National Nurses Week in Louisiana

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

**House Bills and Joint Resolutions on
Second Reading**

HOUSE BILL NO. 31—
BY REPRESENTATIVE SHADWIN
AN ACT

To enact R.S. 1:55(E)(1)(h), relative to legal holidays; to establish the Friday of the Watermelon Festival as a legal holiday in the parish of Union; to authorize the clerk of court of the Third Judicial District Court to close the clerk's office in observance of the legal holiday; to provide for an exception; and to provide for related matters.

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

HOUSE BILL NO. 136—
BY REPRESENTATIVE MACK
AN ACT

To amend and reenact R.S. 15:168(B)(1), relative to the judicial district indigent defender fund; to extend the period of time in which the special cost assessed in criminal cases in each judicial district court shall be collected for the district indigent defender fund; and to provide for related matters.

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

HOUSE BILL NO. 212—
BY REPRESENTATIVE DAVIS
AN ACT

To enact R.S. 46:236.3(E)(6), relative to enforcement of support by income assignment, to provide for procedures for the issuance of lump-sum payments; to provide definitions; and to provide for related matters.

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

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HOUSE BILL NO. 250—BY REPRESENTATIVE CARMODY
AN ACT

To amend and reenact R.S. 40:1749.12(introductory paragraph) and (6) and 1749.13(B)(1) and (4), relative to the administration and regulation of underground utilities and facilities; to amend definitions; to enumerate certain holidays; 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 Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 252—BY REPRESENTATIVE DAVIS
AN ACT

To enact R.S. 37:36(E)(1)(aa) and (3), relative to provisional licenses for ex-offenders; to exempt the Louisiana Licensed Professional Counselors Board of Examiners from certain provisions relative to the issuance of provisional licenses to ex-offenders; to require certain record keeping of certain licensing entities; to require certain annual reports; and to provide for related matters.

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

HOUSE BILL NO. 310—BY REPRESENTATIVE CONNICK
AN ACT

To enact R.S. 45:1163(C), relative to the Louisiana Public Service Commission; to require the commission to audit adjustment clause filings and modify the fuel adjustment charge of an electric utility; and to provide for related matters.

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

HOUSE BILL NO. 340—BY REPRESENTATIVES STOKES, ARMES, BACALA, BAGLEY, CHAD BROWN, TERRY BROWN, CARMODY, CONNICK, COX, DAVIS, EDMONDS, HILFERTY, HOFFMANN, HORTON, JONES, LYONS, MIGUEZ, JAY MORRIS, PYLANT, REYNOLDS, WILLMOTT, AND ZERINGUE
AN ACT

To enact R.S. 51:1422, relative to the regulation of the sale or the solicitation for sale of an extended service agreement for motor vehicles; to prohibit certain sales or offers for sale of an extended service agreement; to classify each violation as a deceptive and unfair trade practice; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 388—BY REPRESENTATIVES JEFFERSON AND HUNTER
AN ACT

To amend and reenact Civil Code Articles 189, 191, 195, and 196 and R.S. 9:406(B), (C), (D)(2), and (E)(2) and to enact R.S. 9:408 and 409, relative to the filiation of children; to provide for the commencement of the prescriptive period; to provide for the revocation of an act of acknowledgment; to provide for the identification of fathers; to provide for necessary parties; and to provide for related matters.

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

HOUSE BILL NO. 410—BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact R.S. 9:315.9(A)(1) and (2) and 315.10(A)(1) and (2), relative to child custody; to provide relative to shared

custody and split custody relating to child support; to provide definitions; and to provide for related matters.

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

HOUSE BILL NO. 447—BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact Civil Code Article 355, relative to continuing tutorships; to provide for procedures for continuing tutorships; to provide relative to certain costs; and to provide for related matters.

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

HOUSE BILL NO. 513—BY REPRESENTATIVE GARY CARTER
AN ACT

To amend and reenact R.S. 33:2740.27(K), relative to Orleans Parish; to provide relative to the Algiers Development District; to provide relative to the powers and duties of the district; to authorize the legislative auditor to audit contracts the district enters for certain purposes; to provide limitations; 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. 549—BY REPRESENTATIVE JACKSON
AN ACT

To amend and reenact R.S. 13:844, to enact R.S. 13:844.1, and to repeal R.S. 9:5217 and R.S. 44:181.4, relative to clerks of court; to provide for fees of clerks as ex officio recorders; to provide for a fee schedule; to provide definitions; and to provide for related matters.

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

HOUSE BILL NO. 583—BY REPRESENTATIVE BROADWATER
AN ACT

To amend and reenact R.S. 18:501, 503(A)(1), 1256, and 1280.22(C), relative to withdrawal of candidates; to provide relative to the procedures and requirements for withdrawal; to provide relative to the effect of a withdrawal; to provide relative to the powers, duties, and responsibilities of the secretary of state relative to withdrawal; to repeal deadlines for withdrawal; 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. 627—BY REPRESENTATIVE JACKSON
AN ACT

To amend and reenact R.S. 33:441(A)(2) and (3) and Section 2 of Act No. 13 of the 2013 Regular Session of the Legislature and to enact R.S. 33:441(A)(4), relative to court costs assessed by mayor's courts; to authorize an additional court cost to be assessed; to provide that a portion of such costs shall support the local public defender's office; to provide for effectiveness; to extend the effectiveness of court costs authorized to be imposed in certain mayor's courts; and to provide for related matters.

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

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HOUSE BILL NO. 663—
BY REPRESENTATIVE THIBAUT
AN ACT

To enact R.S. 22:1569, relative to non-captive insurance producers; to provide for definitions; to require notice prior to terminating an appointment; to provide for termination for cause without notice; to provide for payment of certain commissions; to provide for exceptions to notice; and to provide for related matters.

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

HOUSE BILL NO. 672—
BY REPRESENTATIVES DAVIS, BAGNERIS, JEFFERSON, AND NORTON
AN ACT

To amend and reenact R.S. 8:655(A), (B)(1), (C), and (D) and R.S. 37:848(B), 876(A), (B), (D), (E), and (F), 877(B)(1)(a)(v) and (b)(ii), and 879(K) and to enact R.S. 8:655(E) and R.S. 37:855 and 876(G), relative to the disposing of human remains; to provide with respect to a decedent's notarial testament; to provide for a change in priority of persons with respect to the right to control interment and the authorized arrangement of cremation; to distinguish adult grandchildren as a priority group of persons; to allow the disposal of certain human remains by certain assistants of certified embalmers; to provide for the right to arrange funeral goods and services; to limit liability of certain persons with respect to the arrangement of funeral goods and services; to require a majority relative to certain surviving family members and the right to authorize cremation; to expressly make certain military provisions applicable to cremation authorizations; to require the attachment of declarations to cremation authorization forms; to exempt the remains of certain fetuses with respect to provisions requiring identification of human remains; to authorize a representative of a funeral establishment to deliver cremated human remains to authorized persons; to authorize a legal entity to receive cremated human remains; to require funeral establishments and cemetery authorities to retain certain receipts; to provide for other clarifying changes; and to provide for related matters.

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

HOUSE BILL NO. 747—
BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 32:408.1(introductory paragraph), (4), (5), and (6) and to enact R.S. 32:408.1(B), (C), (D), (E), and (F), relative to the issuance of cease and desist orders to persons administering driving skills tests in violation of law; to prohibit or require certain actions relating to the administration of driving skills tests; to authorize the Department of Public Safety and Corrections, public safety services, to issue cease and desist orders to persons administering skills tests in violation of law; and to provide for related matters.

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

HOUSE BILL NO. 834—
BY REPRESENTATIVES BERTHELOT AND GREGORY MILLER
AN ACT

To amend and reenact R.S. 13:4521(A)(1) and (B) and to enact R.S. 13:4521(D), relative to court costs owed by governmental entities; to provide for temporary deferral and payment of such costs and collection of unpaid costs; and to provide for related matters.

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

HOUSE BILL NO. 855—
BY REPRESENTATIVE HUVAL
AN ACT

To enact R.S. 32:127.3, relative to golf carts; to authorize operation of golf carts on roadways within Lake Fausse Point State Park; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 868—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 17:81(AA), relative to extracurricular sports offered by public schools; to authorize public school governing authorities to require a minimum number of coaching staff for each sport to have certain health training certifications; 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. 886—
BY REPRESENTATIVE GAINES
AN ACT

To amend and reenact R.S. 34:2471(A)(introductory paragraph), (6), (7), and (8) and to enact R.S. 34:2471(A)(9), relative to the Port of South Louisiana Commission; to increase the membership on the commission; 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. 936— (Substitute for House Bill No. 329 by Representative Marcelle)
BY REPRESENTATIVE MARCELLE
AN ACT

To amend and reenact R.S. 47:532.1(A)(5) and to enact R.S. 47:532.1(A)(7)(e), (f), and (g) and (E), relative to public license tag agents; to provide relative to the fee assessed for public license tag agents to require license plates be made available to public license tag agents; to require for payment of production of such license plates and reimbursement of such payment; to require public license tag agents undertake certain actions; to provide relative to contracts between the Department of Public Safety and Corrections, office of motor vehicles and public license tag agents; to amend administrative rules of the Department of Public Safety and Corrections, office of motor vehicles, relating to contracts between the Department of Public Safety and Corrections, office of motor vehicles and public license tag agents; to amend LAC 55:III.1569(C); and to provide for related matters.

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

HOUSE BILL NO. 937— (Substitute for House Bill No. 838 by Representative Havard)
BY REPRESENTATIVE HAVARD
AN ACT

To amend and reenact R.S. 15:587(A)(1)(e)(iv) and (v), relative to background checks required for persons who perform certain services relating to motor vehicles; to provide for limitations on background checks required of certain persons who have or are seeking a contract or license with the Department of Public Safety and Corrections, public safety services, to perform certain services relative to motor vehicles; 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 Transportation, Highways and Public Works.

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

SENATE BILL NO. 29—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 40:921(A) and 922(A) and to enact Subpart C of Part VII of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:931 through 938, relative to the sale of milk; to authorize incidental sales of raw milk for human consumption; to provide for definitions; to provide for labeling; to provide for chemical, bacteriological, and temperature standards; to provide for sanitation standards; to provide for standards for bottling, packaging, and container filling; to provide for animal health standards; to provide for product recalls; to prohibit statements implying endorsement by the state Department of Health and Hospitals; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 29 by Senator LaFleur

AMENDMENT NO. 1

On page 3, line 5, after "**sales**" insert "**on the farm**"

AMENDMENT NO. 2

On page 3, line 6, after "**whole milk**" insert "**produced on such farm**"

AMENDMENT NO. 3

On page 3, line 14, after "**to the**" insert "**front of the**"

AMENDMENT NO. 4

On page 3, line 15, after "**information**" insert "**in bold typed print of not less than fourteen-point font**"

AMENDMENT NO. 5

On page 3, line 18, before "**Raw Milk**" insert "**WARNING**"

AMENDMENT NO. 6

On page 3, line 19, after "**pasturized**" insert "**and therefore may contain harmful bacteria that can cause serious illness in children, the elderly, and persons with weakened immune systems**"

AMENDMENT NO. 7

On page 3, line 24, after "**barns**" insert "**quarterly and**"

AMENDMENT NO. 8

On page 4, line 24, after "**to**" insert "**the Department of Health and Hospitals and**"

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

SENATE BILL NO. 35—
BY SENATOR GATTI

AN ACT

To enact R.S. 40:1472.3(F), relative to licensing a manufacturer, dealer-distributor, user, blaster, or handler of explosives; to provide for the requirement of liability insurance as a condition for obtaining a license; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 35 by Senator Gatti

AMENDMENT NO. 1

On page 1, line 11, after "**application therefor**" and before "**unless the**" insert "**when the applicant is in control of demilitarized explosives, propellants, and recycled bomb materials in excess of one-half million pounds or more**"

AMENDMENT NO. 2

On page 1, line 14, after "**fragmentation**," and before "**secondary fragmentation**" insert "**open burning**."

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

SENATE BILL NO. 58—
BY SENATOR MARTINY

AN ACT

To repeal R.S. 51:3143(A)(4) and (5), relative to home service contracts; to repeal certain requirements for the submission of documentation to the secretary of state.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 84—
BY SENATOR GATTI

AN ACT

To amend and reenact R.S. 33:2454(A), 2504(A) and 2564(A), and to repeal R.S. 33:2452(3)(h), and R.S. 42:1382, relative to civil service; to provide permissible political activity for civil service employees; to end the prohibition on certain prohibited political activities; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 84 by Senator Gatti

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 33:" delete the remainder of the line and on line 3, delete "33:2452(3)(h), and R.S. 42:1382" and insert "2504 (B) and (C) and 2564(B) and (C)"

AMENDMENT NO. 2

On page 1, line 3, after "service;" delete the remainder of the line and delete lines 4 and 5 and insert "to provide relative to civil service employees; to provide for investigation of civil service employee violations; to provide for a public hearing; and to provide for related matters."

AMENDMENT NO. 3

On page 1, delete line 7, and insert "Section 1. R.S. 33:2504(B) and (C) and 2564(B) and (C) are hereby amended and"

AMENDMENT NO. 4

On page 1, delete lines 9 through 17

AMENDMENT NO. 5

On page 2, delete lines 1 through 10

AMENDMENT NO. 6

On page 2, delete lines 12 through 29

AMENDMENT NO. 7

On page 3, delete lines 1 through 19 and insert the following:
 " * * * "

B. The appointing authority shall discharge from the service any employee whom he deems guilty of violating any one or more of the provisions of this Section conduct an investigation of any person alleged to have violated a provision of this Section, unless a request by the appointing authority is made to the board to conduct such an investigation. If as a result of such investigation the employee is determined to be guilty of violating one or more provisions of this Section, he shall be suspended for thirty work days without pay for a first violation or discharged for a second violation. However, any employee found to have violated Paragraph (A)(4)(c) of this Section shall be terminated upon the determination of a violation of the offense. The board may, upon its own initiative, or upon the request of the appointing authority, investigate any officer or employee in the classified service whom it reasonably believes guilty of violating any one or more of the provisions. Any citizen, taxpayer, municipal officer, or employee may file with the board detailed charges in writing against any employee in the classified service for violating any one or more of the provisions of this Section. The board shall, within thirty days after receiving the written charges, hold a public hearing and investigation and determine whether such charges are true and correct. If the board should find upon its investigation of any employee that he has violated any of the foregoing provisions of this Section, the board shall order the appointing authority to forthwith suspend the employee without pay for thirty work days for a first violation and mandate educational training on prohibited political activities. If the board determines an employee has violated any of the provisions of this Section for a second time, the board shall order the discharge the guilty of the employee from the service and the appointing authority shall forthwith discharge the employee.

C. Whoever violates is found to have violated a provision of this Section twice shall be subject to the penalties provided in R.S. 33:2507. In addition any employee in the classified service who is discharged because of violating a foregoing provision of this Section shall not again be eligible for employment or public office in the classified service for a period of six years from the time of his discharge."

AMENDMENT NO. 8
On page 3, delete lines 22 through 29

AMENDMENT NO. 9
On page 4, delete lines 1 through 28 and insert the following:
** * *

B. The appointing authority shall discharge from the service any employee whom he deems guilty of violating any one or more of the provisions of this Section conduct an investigation of any person alleged to have violated a provision of this Section, unless a request by the appointing authority is made to the board to conduct such an investigation. If as a result of such investigation the employee is determined to be guilty of violating one or more provisions of this Section, he shall be suspended for thirty work days without pay for a first violation or discharged for a second violation. However, any employee found to have violated Paragraph (A)(4)(c) of this Section shall be terminated upon the determination of a violation of the offense. The board may, upon its own initiative, or upon the request of the appointing authority, investigate any officer or employee in the classified service whom it reasonably believes guilty of violating any one or more of the provisions of this Part. The board shall, within thirty days after receiving the written charges, hold a public hearing and investigation and determine whether such charges are true and correct. If the board should find upon its investigation of any employee that he has violated any of the foregoing provisions of this Section, the board shall order the appointing authority to forthwith suspend the employee without pay for thirty work days for a first violation and mandate educational training on prohibited political activities. If the board determines an employee has violated any of the provisions of this Section for a second time, the board shall order the discharge the guilty of the employee from the service and the appointing authority shall forthwith discharge the employee.

C. Whoever violates is found to have violated this Part twice shall be subject to the penalties provided in R.S. 33:2567. In addition

any employee in the classified service who is discharged because of violating a foregoing provision of this Section shall not again be eligible for employment or public office in the classified service for a period of six years from the time of his discharge."

AMENDMENT NO. 10
On page 5, delete line 1

AMENDMENT NO. 11
On page 5, line 2, change "Section 3." to "Section 2."

AMENDMENT NO. 12
On page 5, delete lines 7 through 11

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

SENATE BILL NO. 104—
BY SENATOR JOHN SMITH

AN ACT

To amend and reenact R.S. 22:651(A), 652, and 661, relative to credits for reinsurance; to provide for specific additional requirements relative to the valuation of assets or reserve credits, for the amount and forms of security supporting reinsurance arrangements, and the circumstances pursuant to which credit will be reduced or eliminated; to provide specific authority to promulgate regulations that conform to National Association of Insurance Commissioners model regulations relative to reinsurance for certain health, life, and annuity products; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 104 by Senator John Smith

AMENDMENT NO. 1
On page 4, after line 11 insert the following:

"(3) A regulation adopted pursuant to this Subsection may require the ceding insurer, in calculating the amounts or forms of security required to be held under regulations promulgated under this authority, to use the Valuation Manual adopted by the National Association of Insurance Commissioners ("NAIC") pursuant to R.S. 22:753(C), including all amendments adopted by the NAIC and in effect on the date as of which the calculation is made, to the extent applicable.

(4) A regulation adopted pursuant to this Subsection shall not apply to any cession to an assuming insurer if the assuming insurer meets any of the following criteria:

(a) Is certified in this state or certified in a minimum of five other states.

(b) Maintains at least two hundred fifty million dollars in capital and surplus when determined in accordance with the NAIC Accounting Practices and Procedures Manual, including all amendments thereto adopted by the NAIC, excluding the impact of any permitted or prescribed practices, and is either of the following:

(i) Licensed in at least twenty-six states.
(ii) Licensed in at least ten states and licensed or accredited in a total of at least thirty-five states.

(5) The authority to adopt regulations pursuant to this Subsection does not limit the general authority of the commissioner to adopt regulations pursuant to Subsection A of this Section or any other provision of this Title."

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

SENATE BILL NO. 108—
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 9:3578.4.1(G)(2)(a), relative to deferred presentment and small loans; to provide for the extended payment plan process; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 126—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 6:314(A) and 766.1(A), relative to payable on death accounts; to provide for acts under private signature; to provide for certain procedures; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 183—
BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 37:563(6), (8), and (10), 589(A), 594(B)(10), and 600(A)(12), and to repeal R.S. 37:588, relative to the Louisiana Cosmetology Act; to provide for definitions; to provide for registration for managers; to provide for application for school certificate of registration; to provide for denial, suspension, summary suspension, revocation or inactivity of certificate of registration; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 238—
BY SENATOR THOMPSON

AN ACT

To enact R.S. 40:2009.10.1, relative to investigations by the Department of Health and Hospitals; to provide for provider communication opportunities; to provide for notice; to provide for time limitations on violation issuance; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 238 by Senator Thompson

AMENDMENT NO. 1

On page 2, delete lines 7 through 11 and insert:

"C. If the department identifies an immediate jeopardy violation after the department surveyors have exited the licensed nursing home, the department shall notify the administrator or his designee of such violation by telephone, shall forward the notice described in Subsection (B) of this Section to the administrator or his designee via electronic or facsimile transmission, and shall provide an opportunity to speak via telephone with a department supervisor during the next business morning after such notification. Such notification shall be provided to the nursing home on an expedited basis."

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

SENATE BILL NO. 251—
BY SENATORS LAFLEUR, MARTINY, MIZELL, PEACOCK, THOMPSON AND WHITE

AN ACT

To enact Chapter 8-L of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.74 and 844.75, relative to communications; to prohibit the interference or blocking of certain communications and wireless connections; to provide certain terms, conditions, requirements, procedures, penalties and effects; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 259—
BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 37:1433, 1435(C)(1) and (2), (D)-(F) and (H), 1436, 1437, 1437.1, 1437.2, 1437.3, 1438, 1439, 1441, 1443(1)(f), (3)(g) and (4), 1446, 1449, 1451, 1465, 1466(F); and to repeal R.S. 37:1435(C)(3) and 1443(3)(g), relative to the licensing of real estate brokers, timeshare interest salespersons, real estate schools and vendors, and real estate instructors; to provide for commission power to grant certain licenses, registrations, and certifications; to provide prohibitions for individual licenses, registrations, and certificates; to provide for the activities of partnerships, limited liability companies, associations, corporations, and other legal entities with regard to the transactions of real estate; to prohibit certain real estate activities without the proper license, registration, or certification; to provide for active and inactive licenses; to provide with regard to timeshare interest salespersons; to provide regarding the dissolution of any legal entity engaged in the activities of real estate; to provide specific guidelines for unlicensed entities not bound by the real estate licensing law; to provide relative to timeshare salespersons registrants and timeshare developers; to provide for a fee schedule, including active and inactive licenses; to provide certain terms, conditions and procedures; and to provide for responsibilities of the commission in the instance of the death of a sponsoring broker; 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. 259 by Senator White

AMENDMENT NO. 1

On page 5, delete lines 9 and 10 and insert

"A. Any person desiring to act as a real estate broker or as a real estate salesperson, or any corporation, partnership, limited liability company, partnership,"

AMENDMENT NO. 2

On page 21, line 2, delete "**\$200**" and insert "**\$50**"

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

SENATE BILL NO. 271—
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 40:1046, relative to medical marijuana; to provide for physician requirements; to provide for definitions; to provide for rulemaking requirements; to provide for

responsibilities of certain licensing boards and agencies; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 271 by Senator Mills

AMENDMENT NO. 1

On page 1, line 2, after "40:1046" insert "and to enact R.S. 40:1047"

AMENDMENT NO. 2

On page 1, line 4, after "agencies;" insert "to provide for criminal background history; to provide for enactment of provisions upon reclassification by the United States Drug Enforcement Administration;"

AMENDMENT NO. 3

On page 1, line 7, after "reenacted" insert "and R.S. 40:1047 is hereby enacted"

AMENDMENT NO. 4

On page 1, line 8, after "§1046." change "Prescription" to "Recommendation"

AMENDMENT NO. 5

On page 1, line 10, after "of" change "prescribed" to "recommended"

AMENDMENT NO. 6

On page 2, line 13, after "syndrome," delete the remainder of the line

AMENDMENT NO. 7

On page 2, line 14, delete "medical condition or its treatment that produces"

AMENDMENT NO. 8

On page 2, line 15, after "epilepsy," insert "spasticity,"

AMENDMENT NO. 9

On page 2, line 15, delete "including those characteristic" and on line 16 delete "of"

AMENDMENT NO. 10

On page 2, line 16, after "Crohn's disease" insert ", muscular dystrophy"

AMENDMENT NO. 11

On page 3, line 13, after "of" change "prescribed" to "recommended"

AMENDMENT NO. 12

On page 5, line 9, change "prescribed" to "recommended"

AMENDMENT NO. 13

On page 5, line 11, delete "prescriber and dispenser of" and insert "person who recommends and person who dispenses"

AMENDMENT NO. 14

On page 5, line 14, change "prescribing" to "recommending"

AMENDMENT NO. 15

On page 5, line 16, change "prescribed" to "recommended"

AMENDMENT NO. 16

On page 5, line 22, change "prescribed" to "recommended"

AMENDMENT NO. 17

On page 5, line 27, after "(2)" insert "(a)"

AMENDMENT NO. 18

On page 5, line 28, change "prescribed" to "recommended"

AMENDMENT NO. 19

On page 5, line 29, after "use" insert a ";"

AMENDMENT NO. 20

On page 5, line 29, delete "and" and insert "Other than the licenses granted pursuant to Subparagraph (b) of this Paragraph, the Department of Agriculture and Forestry"

AMENDMENT NO. 21

On page 6, between lines 5 and 6, insert the following:

"(b) Prior to September 1, 2016, the Louisiana State University Agricultural Center and the Southern University Agricultural Center shall each provide written notice to the commissioner of agriculture and forestry of their intent to be licensed as a production facility, either separately or jointly."

AMENDMENT NO. 22

On page 8, between lines 17 and 18, insert:

"§1047. Louisiana Department of Agriculture and Forestry; authorization to obtain criminal history record information

A. As used in this Part the following terms shall have the following meaning:

(1) "Applicant" means a natural person, a corporation, limited liability company, partnership, joint stock association, sole proprietorship, joint venture, business association, cooperative association, professional corporation or any other legal entity or organization through which business is conducted.

(2) "Bureau" means the Louisiana Bureau of Criminal Identification and Information of the office of state police within the Department of Public Safety and Corrections.

(3) "Criminal history record information" means information collected by state and federal criminal justice agencies on individuals consisting of identifiable descriptions and notations of arrests, detentions, indictments, bills of information, or any formal criminal charges, and any disposition arising therefrom, including sentencing, criminal correctional supervision, and release. It shall not include intelligence information gathered for investigatory purposes or any identification information which does not indicate involvement of the individual in the criminal justice system.

(4) "Department" means Louisiana Department of Agriculture and Forestry.

(5) "FBI" means the Federal Bureau of Investigation of the United States Department of Justice.

(6) "Licensure" means any license or permit that the department is authorized to issue for the production of prescribed therapeutic marijuana and the facility producing therapeutic marijuana.

B. In addition to any other requirements established by department rules, the department shall require an applicant, as a condition of eligibility for licensure:

(1) To submit a full set of fingerprints, in a form and manner prescribed by the department.

(2) To permit the department to request and obtain state and national criminal history record information on the applicant.

(3) To pay the reasonable costs to be incurred by the department in requesting and obtaining state and national criminal history record information on the applicant.

C. In accordance with the provisions and procedure prescribed by this Part, the department shall request and obtain state and national criminal history record information from the bureau and the FBI relative to any applicant for licensure whose fingerprints the department has obtained pursuant to this Part for the purpose of determining the applicant's suitability and eligibility for licensure.

D. Upon request by the department and upon submission of an applicant's fingerprints, and such other identifying information as may be required, the bureau shall survey its criminal history records and identification files and make a simultaneous request of the FBI for like information from other jurisdictions. The bureau may charge the department a reasonable processing fee for conducting and reporting on any such search.

E. Any and all state or national criminal history record information obtained by the department from the bureau or FBI which is not already a matter of public record shall be deemed nonpublic and confidential information restricted to the exclusive use by the department in evaluating the applicant's eligibility or disqualification for licensure. No such information or records related thereto shall, except with the written consent of the applicant or by order of a court of competent jurisdiction, be released or otherwise disclosed by the department to any other person or agency.

Section 2. R.S. 40:1046 is hereby amended and reenacted to read as follows:

§1046. Prescription of marijuana for therapeutic use; rules and regulations; Louisiana Board of Pharmacy and the adoption of rules and regulations relating to the dispensing of prescribed marijuana for therapeutic use; the Department of Agriculture and Forestry and the licensure of a production facility

A. **(1) Notwithstanding any other provision of this Part, a physician licensed by and in good standing with the Louisiana State Board of Medical Examiners to practice medicine in this state and who is domiciled in this state may prescribe, in any form as permitted by the rules and regulations of the Louisiana Board of Pharmacy except for inhalation, and raw or crude marijuana, tetrahydrocannabinols, or a chemical derivative of tetrahydrocannabinols for therapeutic use by patients clinically diagnosed as suffering from a debilitating medical condition glaucoma, symptoms resulting from the administration of chemotherapy cancer treatment, and spastic quadriplegia in accordance with rules and regulations promulgated by the Louisiana State Board of Medical Examiners. The Louisiana State Board of Medical Examiners shall submit to the Senate and House committees on health and welfare on an annual basis not less than sixty days prior to the beginning of the regular session of the legislature a report as to any additional diseases or medical conditions that should be added to the list of eligible diseases and conditions for prescription.**

(2) For purposes of this Subsection, "debilitating medical condition" means cancer, glaucoma, positive status for human immunodeficiency virus, acquired immune deficiency syndrome, cachexia or wasting syndrome, seizure disorders, epilepsy, spasticity, severe muscle spasms, Crohn's disease or multiple sclerosis.

(3) For purposes of this Part, "prescribe" or "prescription" means an order from a physician domiciled in Louisiana and licensed and in good standing with the Louisiana Board of Medical Examiners and authorized by the board to prescribe medical marijuana that is patient specific and disease specific in accordance with Paragraph (2) of this Subsection, and is communicated by any means allowed by the Louisiana Board of Pharmacy to a Louisiana licensed pharmacist in a Louisiana permitted dispensing pharmacy as described in Subsection I of this Section, and is preserved on file as required by Louisiana law or federal law regarding medical marijuana.

(4) Physicians shall prescribe the use of medical marijuana for treatment of debilitating medical conditions in accordance with rules and regulations promulgated by the Louisiana State Board of Medical Examiners.

(5) The Louisiana State Board of Medical Examiners shall submit to the Senate and House committees on health and welfare on an annual basis not less than sixty days prior to the beginning of the regular session of the legislature a report as to any additional diseases or medical conditions that should be added to the list of eligible diseases and conditions for recommendation.

B. The Louisiana State Board of Medical Examiners shall promulgate rules and regulations authorizing physicians licensed to practice in this state to prescribe marijuana for therapeutic use by patients as described in Subsection A of this Section ~~no later than January 1, 2016.~~

C. (1) The Louisiana Board of Pharmacy shall adopt rules relating to the dispensing of prescribed marijuana for therapeutic use ~~no later than December 1, 2016.~~ The Louisiana Board of Pharmacy shall seek input from groups including but not limited to the following:

(a) The Louisiana District Attorneys Association;

(b) Professional law enforcement associations, organizations, and commissions;

(2) The rules shall include but not be limited to:

(a) Standards, procedures, and protocols for the effective use of prescribed marijuana for therapeutic use as authorized by state law and related rules and regulations.

(b) Standards, procedures, and protocols for the dispensing and tracking of prescribed therapeutic marijuana in Louisiana.

(c) Procedures and protocols to provide that no prescribed therapeutic marijuana may be dispensed from, produced from, obtained from, sold to, or transferred to a location outside of this state.

(d) The establishment of standards, procedures, and protocols for determining the amount of usable prescribed therapeutic marijuana that is necessary to constitute an adequate supply to ensure uninterrupted availability for a period of one month, including amounts for topical treatments.

(e) The establishment of standards, procedures, and protocols to ensure that all prescribed therapeutic marijuana dispensed is consistently pharmaceutical grade.

(f) The establishment of standards and procedures for the revocation, suspension, and nonrenewal of licenses.

(g) The establishment of other licensing, renewal, and operational standards which are deemed necessary by the Louisiana Board of Pharmacy.

(h) The establishment of standards and procedures for testing prescribed therapeutic marijuana samples for levels of tetrahydrocannabinol (THC) or other testing parameters deemed appropriate by the Louisiana Board of Pharmacy.

(i) The establishment of health, safety, and security requirements for dispensers of prescribed therapeutic marijuana.

(j) Licensure of dispensers of prescribed therapeutic marijuana.

(k) The establishment of financial requirements for applicants of therapeutic marijuana dispensing pharmacy license under which each applicant demonstrates the following:

(i) The financial capacity to operate a therapeutic marijuana dispensing pharmacy.

(ii) The ability to maintain an escrow account in a financial institution headquartered in Louisiana in an amount of two million dollars, if required by the Louisiana Board of Pharmacy.

~~D. The Louisiana Board of Pharmacy shall submit a report to the legislature no later than January 1, 2016, with recommendations on possible fee amounts relative to the provisions of this Section.~~

~~E. All rules shall be adopted in accordance with the provisions of the Administrative Procedure Act.~~

~~F-D.~~ Nothing in this Section shall be construed to prohibit the Louisiana State Board of Medical Examiners or the Louisiana Board of Pharmacy from adopting emergency rules as otherwise provided for in the Administrative Procedure Act.

~~G-E.~~ Marijuana, tetrahydrocannabinols, or a chemical derivative of tetrahydrocannabinols prescribed pursuant to this Section shall be dispensed in person from a licensed pharmacy in good standing located in Louisiana.

~~H-F.~~ A prescriber and dispenser of marijuana, tetrahydrocannabinols, or a chemical derivative of tetrahydrocannabinols pursuant to this Section shall review the patient's information in the Prescription Monitoring Program database prior to the prescribing and dispensing thereof.

~~I-G.~~ The Louisiana Board of Pharmacy shall develop an annual, nontransferable specialty license for a pharmacy to dispense prescribed marijuana for therapeutic use and shall limit the number of such licenses granted in the state to no more than ten licensees. The Louisiana Board of Pharmacy shall develop rules and regulations regarding the geographical locations of dispensing pharmacies in Louisiana.

~~J-H.~~ (1) The Department of Agriculture and Forestry shall develop the rules and regulations regarding the production of prescribed therapeutic marijuana and the facility producing therapeutic marijuana. The rules and regulations shall include but not be limited to the procedures for application, qualifications, eligibility, background checks, and standards for suitability for a license and penalties for violations of the rules and regulations.

(2) ~~(a)~~ The Department of Agriculture and Forestry shall develop an annual, nontransferable specialty license for the

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production of prescribed marijuana for therapeutic use, ~~and Other than the licenses granted pursuant to Subparagraph (b) of this Paragraph, the Department of Agriculture and Forestry shall~~ limit the number of such licenses granted in the state to no more than one licensee. The Louisiana State University Agricultural Center and the Southern University Agricultural Center shall have the right of first refusal to be licensed as the production facility, either separately or jointly. If neither of the centers exercise this option, the license shall be awarded pursuant to the requirements provided for in Paragraphs (3) through (5) of this Subsection.

(b) Prior to September 1, 2016, the Louisiana State University Agricultural Center and the Southern University Agricultural Center shall each provide written notice to the commissioner of agriculture and forestry of their intent to be licensed as a production facility, either separately or jointly.

(3) The license shall be limited to one geographic location as provided for in rule by the Department of Agriculture and Forestry. The geographic location shall be a public record subject to disclosure under the Public Records Law, R.S. 44:1 et seq. The licensee shall permit inspection of the production facility by any elected member of the Louisiana Legislature upon request after receipt of reasonable notice.

(4)(a) The Department of Agriculture and Forestry shall grant the license pursuant to a contract awarded through a competitive sealed bid or a competitive sealed proposal as provided for in R.S. 39:1594 and 1595. The contract for the license shall be subject to the Louisiana Procurement Code and shall not be subject to any exceptions to or other variances from the Louisiana Procurement Code. The contract shall not be awarded under the sole source procurement provisions provided for in R.S. 39:1597.

(b) Any contract for the license awarded pursuant to this Subsection shall not exceed five years.

(c) Any contract, memorandum of understanding, or cooperative endeavor agreement entered into pursuant to this Section shall be a public record subject to disclosure under the Public Records Law, R.S. 44:1 et seq.

(d) Any contract, memorandum of understanding, or cooperative endeavor agreement entered into for services for the cultivation or processing in any way of marijuana pursuant to this Section shall be a public record subject to disclosure under the Public Records Law, R.S. 44:1 et seq.

(e) No person licensed pursuant to this Subsection shall subcontract for services for the cultivation or processing in any way of marijuana if the subcontractor, or any of the service providers in the chain of subcontractors, is owned wholly or in part by any state employee or member of a state employee's immediate family, including but not limited to any legislator, statewide public official, university or community or technical college employee, Louisiana State University Agricultural Center employee, or Southern University Agricultural Center employee. For the purposes of this Paragraph, "immediate family" has the same meaning as provided in R.S. 42:1102.

(f) Any bid for the license awarded pursuant to this Subsection shall include proof of the financial capability of the bidder to operate a therapeutic marijuana production facility including but not limited to a net worth of not less than one million dollars.

(5) No person licensed pursuant to this Subsection shall give or receive anything of value in connection with any contract, memorandum of understanding, or cooperative endeavor agreement executed pursuant to this Subsection except the value that is expressed in the contract, memorandum of understanding, or cooperative endeavor agreement.

(6)(a) The Department of Agriculture shall collect the following information from each licensee:

(i) The amount of gross marijuana produced by the licensee during each calendar year.

(ii) The details of all production costs including but not limited to seed, fertilizer, labor, advisory services, construction, and irrigation.

(iii) The details of any items or services for which the licensee subcontracted and the costs of each subcontractor directly or indirectly working for the contractor.

(iv) The amount of therapeutic chemicals produced resulting from the marijuana grown pursuant to this Section.

(v) The amounts paid each year to the licensee related to the licensee's production of therapeutic marijuana pursuant to this Section.

(vi) The amount of therapeutic marijuana distributed to each pharmacy licensed to dispense therapeutic marijuana in this state during each calendar year.

(b) The Department of Agriculture and Forestry shall provide the information collected pursuant to this Paragraph for the previous calendar year in the form of a written report to the Louisiana Legislature no later than February first of each year. The department shall also make a copy of the report required by this Subparagraph available to the public on the Internet.

(7) No company that has made a contribution to a candidate in a Louisiana election governed by the provisions of the Campaign Finance Disclosure Act within the five years prior to bidding for the license, or is controlled wholly or in part by a person who made such a contribution within the five years prior to the company bidding for the license, may be eligible for the license.

~~(8) The Department of Agriculture and Forestry shall submit a report to the legislature no later than January 1, 2016, with recommendations on possible fee amounts relative to the provisions of this Section.~~

~~K.L.~~ The levels of THC in any marijuana produced pursuant to this Section shall be reduced to the lowest acceptable therapeutic levels available through scientifically accepted methods.

~~L.J.~~ The provisions of this Section shall terminate on January 1, 2020.

AMENDMENT NO. 23

On page 8, line 18, after "Section" change "2" to "3"

AMENDMENT NO. 24

On page 8, after line 22, insert:

"Section 4. The provisions of Section 1 of this Act amending and reenacting R.S. 40:1046 shall become null and void and of no effect upon the reclassification by the United States Drug Enforcement Administration of marijuana from a Schedule I drug to a Schedule II drug under the authority of the Controlled Substances Act, 21 U.S.C. §801 et seq., at which time the provisions of Section 2 of this Act amending and reenacting R.S. 40:1046 shall become effective."

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

SENATE BILL NO. 283—

BY SENATOR HEWITT

AN ACT

To amend and reenact R.S. 37:3651(A)(1) relative to professions and occupations; to provide for trained military personnel applying for certification as a professional engineer; 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. 283 by Senator Hewitt

AMENDMENT NO. 1

On page 1, line 17, after "the" insert "educational, examination, experience and other"

AMENDMENT NO. 2

On page 2, line 3, after "requirements" delete the rest of the line and insert: "for licensure, certification, or registration of said licensing board."

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

SENATE BILL NO. 328—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 37:1271(B)(2)(b), R.S. 40:1223.3(5) and 1223.4(A) and to enact R.S. 40:1223.5, relative to the practice of telemedicine; to provide for physician practice requirements; to provide for definitions; to provide for rulemaking standards; to provide for venue; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 375—

BY SENATOR JOHN SMITH

AN ACT

To amend and reenact R.S. 40:1429, relative to the insurance fraud investigation unit within the Department of Public Safety and Corrections; to extend the enforcement provisions of the unit to July 1, 2018; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 375 by Senator John Smith

AMENDMENT NO. 1

On page 1, line 2, after "To amend and reenact" insert "R.S. 22:1931.13 and"

AMENDMENT NO. 2

On page 1, line 4, after "July 1, 2018;" insert "to extend the penalties for the violation of such enforcement provisions, including the extension of the Sledge Jeanson Louisiana Insurance Fraud Prevention Act;"

AMENDMENT NO. 3

On page 1, delete line 9 and insert:

"Section 2. R.S. 22:1931.13 is hereby amended and reenacted to read as follows:

§1931.13. Termination of Part

This Part shall terminate on August 1, ~~2016~~ **2018**.

Section 3. The provisions of Section 1 of this Act become effective July 1, 2016.

Section 4. The provisions of Section 2 of this Act become effective August 1, 2016."

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

SENATE BILL NO. 397—

BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 46:1403(4), 1404(A), 1406(A) and 1416 and to enact R.S. 46:1403(12) and (13), relative to the licensing of child residential facilities; to provide definitions; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. The bill was read by title, ordered engrossed and passed to a third reading.

House Bills and Joint Resolutions on Second Reading Reported by Committees

HOUSE BILL NO. 273—

BY REPRESENTATIVE TALBOT

AN ACT

To enact R.S. 49:191(10) and to repeal R.S. 49:191(6)(g), relative to the Department of Insurance, including provisions to provide for the re-creation of the Department of Insurance and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably by the Committee on Insurance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 341—

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 22:1260.4(B)(10), relative to discount medical plan organizations; to provide with respect to registration of such organizations with the commissioner of insurance; and to provide for related matters.

Reported favorably by the Committee on Insurance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 363—

BY REPRESENTATIVE TALBOT

AN ACT

To enact R.S. 22:1923(2)(n), relative to fraudulent insurance acts; to provide that making certain false statements to the Property Insurance Association of Louisiana is such an act; and to provide for related matters.

Reported favorably by the Committee on Insurance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 614—

BY REPRESENTATIVE MORENO

AN ACT

To amend and reenact R.S. 18:1310(A)(2) and to enact R.S. 18:1308(A)(1)(d), relative to voting absentee by mail; to provide for the electronic transmission of voting materials to certain voters under certain circumstances; to provide relative to the procedures and requirements for voting using such materials; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 803—

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 22:236(4), 237.2(4), 524(3), 528(2), 552(2), 1641(4), and 1981(A)(3), relative to citations in the Insurance Code; to correct certain citations to definitions of the terms "control" and "person"; and to provide for related matters.

Reported favorably by the Committee on Insurance. The bill was read by title and referred to the Legislative Bureau.

Rules Suspended

Senator Morrish asked for and obtained a suspension of the rules to recommit a bill.

April 14, 2016

HOUSE BILL NO. 651—
BY REPRESENTATIVE REYNOLDS
AN ACT

To enact R.S. 49:191(9)(b) and to repeal R.S. 49:191(6)(b), relative to the Department of Culture, Recreation and Tourism, including provisions to provide for the re-creation of the Department of Culture, Recreation and Tourism and the statutory entities made a part of the department by law; to provide for the effective termination date of all statutory authority for the existence of such statutory entities; and to provide for related matters.

Senator Morrish moved to recommit the bill from the Committee on Senate and Governmental Affairs to the Committee on Education.

Without objection, so ordered.

Rules Suspended

Senator Morrish asked for and obtained a suspension of the rules to recommit a bill.

HOUSE BILL NO. 847—
BY REPRESENTATIVE HILFERTY
AN ACT

To amend and reenact R.S. 36:209(O) and to repeal R.S. 36:802.22, relative to the Department of Culture, Recreation and Tourism; to provide relative to the powers, duties, functions, and responsibilities of the New Orleans City Park Improvement Association and its board of directors; to provide relative to the exercise of such powers, duties, functions, and responsibilities within the Department of Culture, Recreation and Tourism; and to provide for related matters.

Senator Morrish moved to recommit the bill from the Committee on Education to the Committee on Senate and Governmental Affairs.

Without objection, so ordered.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

Senator Thompson moved to invoke the rule to temporarily pass over controversial Senate Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.

Without objection, so ordered.

SENATE BILL NO. 102—
BY SENATOR GARY SMITH
AN ACT

To amend and reenact R.S. 14:95.6(A) and (E), relative to firearm-free zones; to provide that signs or other markings designating a firearm-free zone are to include language that law enforcement weapons are permitted in the zone; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gatti, Morrish, Allain, Hewitt, Peacock, Appel, Johns, Perry, Bishop, Lambert, Peterson, Brown, Long, Riser, Carter, Luneau, Smith, G.

Table with 3 columns: Chabert, Martiny, Smith, J., Claitor, Milkovich, Thompson, Colomb, Mills, Walsworth, Cortez, Mizell, Ward, Fannin, Morrell, White

Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Barrow, Donahue, LaFleur, Boudreaux, Erdey, Tarver, Total - 6

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

SENATE BILL NO. 123—
BY SENATOR CLAITOR
AN ACT

To amend and reenact Title VIII of the Code of Criminal Procedure, to be comprised of Articles 311 through 342, R.S. 15:85, and the introductory paragraph of R.S. 22:1441(A) and (A)(1) through (5), (C)(1), the introductory paragraph of (C)(2) and (C)(2)(a) through (e), and (D), to enact R.S. 22:1441(C)(3) through (5), and to repeal Code of Criminal Procedure Articles 327.1, 330.1, 330.2, 330.3, 334.1, 334.2, 334.3, 334.4, 334.5, 334.6, 335.1, 335.2, 336.1, 336.2, 343, 344, 345, 346, 347, 348, 349, 349.1, 349.2, 349.3, 349.4, 349.5, 349.6, 349.7, 349.8, and 349.9, relative to bail; to provide for the revision and reorganization of bail law; to provide for definitions; to provide for the right to bail; to provide for bail hearings and detention without bail; to provide for the authority to fix bail; to provide schedules of bail and factors in fixing bail; to provide for modification of bail; to provide for conditions, types, and restrictions of bail; to provide for bail with and without surety; to provide for cash deposits; to provide the requirements of the bail undertaking; to provide for notice of required appearance; to provide for discharge of the bail obligation; to provide relative to a defendant's failure to appear and issuance and notice of arrest warrant; to provide for the filing of a rule to show cause; to provide for nonforfeiture situations; to provide for notice and recordation of judgment; to provide for appeals; to provide for enforcement of judgment; to provide relative to failure to satisfy a judgment of bond forfeiture or claim under a criminal bond contract; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 123 by Senator Claitor

AMENDMENT NO. 1

On page 4, line 2, at the beginning of the line and before "bail" insert "to"

AMENDMENT NO. 2

On page 4, line 15, following "Dangerous" and before "Law" change "Substance" to "Substances"

AMENDMENT NO. 3

On page 7, line 10, following "set forth in" and before "(A)(2)" change "Paragraph" to "Subparagraph"

AMENDMENT NO. 4

On page 8, line 13, following "described in" and before ", shall" change "Subparagraph (C)(4) of this Article" to "Subparagraph (4) of this Paragraph"

AMENDMENT NO. 5

On page 14, line 14, following "upon" and before "modification" change "said" to "the"

AMENDMENT NO. 6

On page 26, line 23, following "Article 311" and before "and" insert "(5)"

AMENDMENT NO. 7

On page 31, line 16, following "and" and before "deposits" change "said" to "the"

AMENDMENT NO. 8

On page 31, line 18, following "accept" and before "bail" change "said" to "the"

AMENDMENT NO. 9

On page 38, line 24, following "may" and before "constructively" delete "only"

AMENDMENT NO. 10

On page 38, line 24, following "defendant" and before "within" insert "only"

AMENDMENT NO. 11

On page 56, line 29, following "Article" and before "has" change "349.3" to "339"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 123 by Senator Claitor

AMENDMENT NO. 1

On page 4, line 15, between "Louisiana" and "Controlled" insert "Uniform"

AMENDMENT NO. 2

On page 4, line 21, between "under" and "the" insert "one of"

AMENDMENT NO. 3

On page 5, line 14, change "331(G)(1)" to "331(A)"

AMENDMENT NO. 4

On page 18, line 3, change "as defined in La. R.S. 40:960" to "identified in the Uniform Controlled Substances Law"

AMENDMENT NO. 5

On page 39, line 25, change "Court" to "court"

AMENDMENT NO. 6

On page 49, line 9, change "Governor" to "governor"

On motion of Senator Claitor, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Morrish
Allain	Hewitt	Peacock
Appel	Johns	Perry
Bishop	Lambert	Peterson
Brown	Long	Riser
Carter	Luneau	Smith, G.
Chabert	Martiny	Smith, J.
Claitor	Milkovich	Thompson
Colomb	Mills	Walsworth
Cortez	Mizell	Ward
Fannin	Morrell	White
Total - 33		

NAYS

Total - 0

ABSENT

Barrow	Donahue	LaFleur
Boudreaux	Erdey	Tarver
Total - 6		

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

SENATE BILL NO. 171—

BY SENATORS GARY SMITH, CARTER, COLOMB AND MILLS AND REPRESENTATIVE HILFERTY

AN ACT

To enact R.S. 14:39.3, creating the crime of infliction of serious injury or death on a public road user; to provide elements of the crime; to provide definitions; to provide penalties; and to provide for related matters.

Floor Amendments

Senator Gary Smith proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gary Smith to Engrossed Senate Bill No. 171 by Senator Gary Smith

AMENDMENT NO. 1

On page 2, lines 15, change "when the victim suffers" to "causing"

AMENDMENT NO. 2

On page 2, lines 23 and 24, change "when the victim dies" to "causing death"

On motion of Senator Gary Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Morrish
Allain	Hewitt	Perry
Appel	Johns	Peterson
Bishop	Lambert	Riser
Brown	Long	Smith, G.

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Carter	Luneau	Smith, J.
Chabert	Martiny	Tarver
Claitor	Milkovich	Thompson
Colomb	Mills	Walsworth
Cortez	Mizell	Ward
Fannin	Morrell	White
Total - 33		

NAYS

Peacock
Total - 1

ABSENT

Barrow	Donahue	LaFleur
Boudreaux	Erdey	
Total - 5		

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

SENATE BILL NO. 289—
BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 15:541(24)(a) and to enact R.S. 14:134.4, relative to unlawful conduct by law enforcement officers; to provide for malfeasance in office by law enforcement officers involving sexual conduct; to provide certain offenses as sex offenses requiring registry and notification; to provide penalties; to provide for effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hewitt	Perry
Allain	Johns	Peterson
Appel	Lambert	Riser
Bishop	Long	Smith, G.
Brown	Luneau	Smith, J.
Carter	Martiny	Tarver
Chabert	Milkovich	Thompson
Claitor	Mills	Walsworth
Colomb	Mizell	Ward
Cortez	Morrell	White
Fannin	Morrish	
Gatti	Peacock	
Total - 34		

NAYS

Total - 0

ABSENT

Barrow	Donahue	LaFleur
Boudreaux	Erdey	
Total - 5		

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

SENATE BILL NO. 368—
BY SENATOR MORRISH

AN ACT

To amend and reenact Children's Code Art. 1243(B), relative to intrafamily adoptions; to provide for the adoption of a child by a married blood relative grandparent as a sole petitioner in certain circumstances; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hewitt	Perry
Allain	Johns	Peterson
Appel	Lambert	Riser
Bishop	Long	Smith, G.
Brown	Luneau	Smith, J.
Carter	Martiny	Tarver
Chabert	Milkovich	Thompson
Claitor	Mills	Walsworth
Colomb	Mizell	Ward
Cortez	Morrell	White
Fannin	Morrish	
Gatti	Peacock	
Total - 34		

NAYS

Total - 0

ABSENT

Barrow	Donahue	LaFleur
Boudreaux	Erdey	
Total - 5		

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

SENATE BILL NO. 382—
BY SENATORS THOMPSON, ALLAIN, FANNIN, LONG AND JOHN SMITH

AN ACT

To enact R.S. 3:1434(6) and 1450, relative to the regulation of seeds; to prohibit local governmental entities and other local governing authorities from regulating the registration, distribution, sale, or planting of seeds; to provide for the powers of the commissioner of agriculture and forestry; to provide for the duties of the Agricultural Chemistry and Seed Commission; to provide for a process for amending department rules and regulations; to require ordinance and restriction approval by the commissioner; to provide for adjudicatory proceedings; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Peacock
Allain	Hewitt	Perry
Appel	Johns	Peterson
Bishop	Lambert	Riser
Brown	Long	Smith, G.
Carter	Luneau	Smith, J.
Chabert	Martiny	Tarver
Claitor	Mills	Thompson
Colomb	Mizell	Walsworth
Cortez	Morrell	Ward
Fannin	Morrish	White
Total - 33		

NAYS

Total - 0

ABSENT

Barrow Donahue LaFleur
Boudreaux Erdey Milkovich
Total - 6

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

SENATE BILL NO. 413— BY SENATOR LUNEAU

AN ACT

To amend and reenact R.S. 16:51(A)(9), relative to assistant district attorneys; to provide for additional district attorneys in the Ninth Judicial District; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Hewitt Perry
Allain Johns Peterson
Appel Lambert Riser
Bishop Long Smith, G.
Brown Luneau Smith, J.
Carter Martiny Tarver
Chabert Milkovich Thompson
Claitor Mills Walsworth
Colomb Mizell Ward
Cortez Morrell White
Fannin Morrish
Gatti Peacock
Total - 34

NAYS

Total - 0

ABSENT

Barrow Donahue LaFleur
Boudreaux Erdey
Total - 5

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

ATTENDANCE ROLL CALL

PRESENT

Mr. President Hewitt Perry
Allain Johns Peterson
Appel Lambert Riser
Bishop Long Smith, G.
Brown Luneau Smith, J.
Carter Martiny Tarver
Chabert Milkovich Thompson
Claitor Mills Walsworth
Colomb Mizell Ward
Cortez Morrell White
Fannin Morrish
Gatti Peacock
Total - 34

ABSENT

Barrow Donahue LaFleur
Boudreaux Erdey
Total - 5

Leaves of Absence

The following leaves of absence were asked for and granted:

Barrow 1 Day Boudreaux 1 Day
Donahue 1 Day Erdey 1 Day
LaFleur 1 Day

Announcements

The following committee meetings for April 18, 2016, were announced:

Finance 10:30 A.M. Room A
Health and Welfare 10:00 A.M. Hainkel Room
Revenue and Fiscal Affairs 1:30 P.M. Hainkel Room

Adjournment

On motion of Senator Thompson, at 10:03 o'clock A.M. the Senate adjourned until Monday, April 18, 2016, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

