

**OFFICIAL JOURNAL  
OF THE  
SENATE  
OF THE  
STATE OF LOUISIANA**  
**FIRST DAY'S PROCEEDINGS**

**Thirty-Ninth Extraordinary Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Sunday, February 14, 2016

The Senate was called to order at 4:10 o'clock P.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	Erdey	Morrell
Allain	Fannin	Morrish
Appel	Hewitt	Peacock
Bishop	Johns	Perry
Boudreaux	Lambert	Riser
Brown	Long	Smith, J.
Carter	Luneau	Tarver
Chabert	Martiny	Thompson
Claitor	Milkovich	Walsworth
Cortez	Mills	Ward
Donahue	Mizell	White
Total - 33		

ABSENT

Barrow	Gatti	Peterson
Colomb	LaFleur	Smith, G.
Total - 6		

The President of the Senate announced there were 33 Senators present and a quorum.

**Prayer**

The prayer was offered by Senator Gerald Long, 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 Morrish, the reading of the Journals were dispensed with and the Journals of June 11, 2015, and January 11, 2016, were adopted.

**Petitions, Memorials and  
Communications**

The following petitions, memorials and communications were received and read:

**STATE OF LOUISIANA  
OFFICE OF THE GOVERNOR  
BATON ROUGE, LOUISIANA**

**PROCLAMATION NO. 10 JBE 2016**

By virtue of the authority vested in me by Paragraph B of Section 2 of Article III of the Constitution of Louisiana, I, John Bel Edwards, Governor of the state of Louisiana, **HEREBY CALL AND CONVENE THE LEGISLATURE OF LOUISIANA INTO EXTRAORDINARY SESSION** to convene at the State Capitol, in the city of Baton Rouge, Louisiana, during twenty-five calendar days, beginning at 4:00 o'clock p.m. on the 14th day of February 2016, and ending no later than 6:00 o'clock p.m. on the 9th day of March, 2016. This extraordinary session is also called to address the necessary adjustments in appropriations as required by Paragraph F of Section 10 of Article VII of the Constitution of Louisiana. The power to legislate at such session shall be limited, under penalty of nullity, to the following specified enumerated objects:

- ITEM NO. 1: To provide for reductions to the ordinary operating expenses of state government for the Fiscal Year 2015-2016.
- ITEM NO. 2: To amend the Constitution relative to deductible items in computing state income taxes.
- ITEM NO. 3: To legislate with regard to the rates and brackets for state income tax.
- ITEM NO. 4: To legislate with regard to increasing the excise tax on cigarettes levied under R.S. 47:841(B).
- ITEM NO. 5: To legislate with regard to the deduction for net operating loss, the computation of Louisiana net income, and the apportionment percent under the Louisiana corporation income tax.
- ITEM NO. 6: To legislate with regard to the tax credit for investing in certain Louisiana based investments by insurance companies.
- ITEM NO. 7: To legislate with regard to statutory dedications.
- ITEM NO. 8: To legislate with regard to the Budget Stabilization Fund.
- ITEM NO. 9: To legislate with regard to the imposition of an additional state tax on the sale, use, lease, or rental of tangible personal property and the sale of the following enumerated services:
- a) furnishing of sleeping rooms, cottages or cabins by hotels;
  - b) the sale of admissions to places of amusement, to athletic entertainment other than that of schools, colleges, and universities, and recreational events, and the furnishing, for dues, fees, or other consideration of the privilege of access to clubs or the privilege of having access to or the use of amusement, entertainment, athletic, or recreational facilities;
  - c) the furnishing of storage or parking privileges by auto hotels and parking lots; the furnishing of printing or overprinting, lithographic, multilith, blue printing, photostating or other similar services of reproducing written or graphic matter;
  - d) the furnishing of laundry, cleaning, pressing and dyeing services, including by way of extension and not of limitation, the cleaning and renovation of clothing, furs, furniture, carpets and rugs, and the furnishing of storage space for clothing, furs, and rugs;
  - e) the furnishing of cold storage space, except that space which is furnished pursuant to a bailment

arrangement, and the furnishing of the service of preparing tangible personal property for cold storage where such service is incidental to the operation of storage facilities;

f) the furnishing of repairs to tangible personal property, including but not restricted to the repair and servicing of automobiles and other vehicles, electrical and mechanical appliances and equipment, watches, jewelry, refrigerators, radios, shoes, and office appliances and equipment;

g) the furnishing of telecommunications services for compensation.

- ITEM NO. 10: To legislate with regard to Act 125 of the 2015 Regular Session.
- ITEM NO. 11: To legislate with regard to Act 126 of the 2015 Regular Session.
- ITEM NO. 12: To legislate with regard to Act 123 of the 2015 Regular Session.
- ITEM NO. 13: To legislative with regard to Act 109 of the 2015 Regular Session.
- ITEM NO. 14: To repeal Act 140 of the 2015 Regular Session, relative to the Student Assessment for a Valuable Education (SAVE).
- ITEM NO. 15: To legislate with regard to the exclusion for dividend income received from certain banking corporations and associations.
- ITEM NO. 16: To legislate with regard to the exemption from taxation for the sale or use of natural gas, water, steam, electric power or energy sold for non-residential use and consumption and any other exemptions provided in those portions of Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950 that provide exemptions for business utilities from the taxes imposed therein.
- ITEM NO. 17: To legislate with regard to the deductibility of federal income taxes paid in computing state income taxes.
- ITEM NO. 18: To legislate with regard to the deductibility of excess federal itemized personal deductions in computing state income taxes.
- ITEM NO. 19: To legislate with regard to a reduction in the rates of tax imposed on the taxable income of individuals and corporations.
- ITEM NO. 20: To legislate to increase the tax on beverages of high and low alcoholic content.
- ITEM NO. 21: To legislate with regard to the payment of vendor's compensation for state sales and use tax.
- ITEM NO. 22: To legislate with regard to the discount provided to tobacco dealers.
- ITEM NO. 23: To legislate with regard to the discount provided for reporting and remitting excise taxes on alcoholic beverages.
- ITEM NO. 24: To legislate with regard to the state sales tax on interstate, international and intrastate telecommunications services.

- ITEM NO. 25: To legislate with regard to the automobile rental tax.
- ITEM NO. 26: To legislate with regard to tax credits eligible to be refunded from current collections of the tax.
- ITEM NO. 27: To legislate with regard to the Enterprise Zone Program.
- ITEM NO. 28: To legislate with regard to extending the corporation franchise tax to all entities taxed as corporations for federal income tax purposes.
- ITEM NO. 29: To legislate with regard to the furnishing of sleeping rooms, cottages or cabins to include sales over the internet and sales at a residential location.
- ITEM NO. 30: To legislate with regard to the imposition, collection and remittance of sales and use tax under R.S. 47:302 and to amend the definition of dealer.
- ITEM NO. 31: To legislate with regard to the tax credits for ad valorem taxes paid on inventory, on vessels operating in Outer Continental Shelf Lands Act Waters and on public service properties by telephone companies.
- ITEM NO. 32: To amend and reenact R.S. 51:2365.1(A) relative to the definition of qualified event or qualified major event.
- ITEM NO. 33: To legislate with regard to state contracts.
- ITEM NO. 34: To legislate with regard to the Deepwater Horizon Economic Damages Collection Fund.
- ITEM NO. 35: To legislate with regard to requiring the advance collection of state sales tax.
- ITEM NO. 36: To legislate with regard to exemptions and exclusions from state sales and use tax.

**IN WITNESS WHEREOF**, I have set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge, on this 5th day of February, 2016.

JOHN BEL EDWARDS  
Governor of Louisiana

**ATTEST BY  
THE GOVERNOR**

TOM SCHEDLER  
Secretary of State

**Rules Suspended**

Senator Long asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Introduction of Senate Resolutions**

Senator Long asked for and obtained a suspension of the rules to introduce and read Senate Resolutions a first and second time and act upon them.

**SENATE RESOLUTION NO. 1**  
BY SENATOR LONG

**A RESOLUTION**

BE IT RESOLVED by the Senate of the State of Louisiana that a Committee of five be appointed to notify the House of Representatives that the Senate is now duly convened and

organized and prepared to transact such business as may be brought before it.

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

In compliance with the resolution the President of the Senate appointed the following Committee:

- Senators Barrow, Bishop, Carter, Fannin and Lambert.

SENATE RESOLUTION NO. 2 BY SENATOR LONG

A RESOLUTION

BE IT RESOLVED by the Senate of the State of Louisiana that a Committee of five be appointed to act with such a Committee as the House of Representatives may appoint to notify the Governor that the Legislature is now duly convened and organized and prepared to receive such communication as he may desire to lay before it.

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

In compliance with the resolution the President of the Senate appointed the following Committee:

- Senators Boudreaux, Gatti, Luneau, Milkovich and Peacock.

Reports of Committees

The Committee appointed to notify the Governor that the Senate had convened and was prepared to transact business reported it had performed that duty. The President of the Senate thanked the Committee and discharged it.

The Committee appointed to notify the House of Representatives that the Senate had convened and was prepared to transact business reported it had performed that duty. The President of the Senate thanked the Committee and discharged it.

Committee from the House of Representatives

A Committee from the House of Representatives appeared before the Bar of the Senate and informed the Senate that the House of Representatives was organized and ready to proceed with business.

Introduction of Senate Concurrent Resolutions

Senator Long asked for and obtained a suspension of the rules to read Senate Concurrent Resolutions a first and second time.

SENATE CONCURRENT RESOLUTION NO. 1— BY SENATOR LONG

A CONCURRENT RESOLUTION

To invite the Honorable John Bell Edwards, Governor of Louisiana, to address a joint session of the legislature.

The concurrent resolution was read by title. Senator Long moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Donahue, Morrell. Lists names of senators and their corresponding counts for YEAS.

Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Peterson. Lists names of senators and their corresponding counts for ABSENT.

Total - 4

The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

Introduction of Senate Bills and Joint Resolutions

SENATE BILL NO. 1— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 51:2365.1(A)(5), relative to the definition of a qualified event or qualified major event for purposes of the Major Events Incentive Program; to include a college tournament or championship in the definition of a qualified event or qualified major event; 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.

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

February 14, 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. 1— BY SENATOR LONG

A CONCURRENT RESOLUTION

To invite the Honorable John Bell Edwards, Governor of Louisiana, to address a joint session of the legislature.

Reported without amendments.

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

February 14, 2016

Motion

Senator Johns moved that the Senate proceed to the House of Representatives to meet in Joint Session.

Joint Session of the Legislature

The joint session of the legislature was called to order at 5:00 P.M. by the Honorable John A. Alario Jr., President of the Senate.

On motion of Senator Long, the calling of the roll on the part of the Senate was dispensed with.

On motion of Representative Leger, the calling of the roll on the part of the House was dispensed with.

The President of the Senate appointed the following special committee to escort the Honorable John Bel Edwards, Governor of the State of Louisiana, to the joint session.

On the part of the Senate: Senators Barrow, Colomb, Hewitt, Mizell, and Peterson.

On the part of the House: Representatives Reynolds, Lance Harris, Schroder, Stokes, and Hunter.

Prayer

Prayer was offered by Father Mark Beard, Pastor of St. Helena Catholic Church in Amite.

Cory Stewart sang "The National Anthem".

Pledge of Allegiance

The Honorable John A. Alario Jr., President of the Senate, led the joint session in reciting the Pledge of Allegiance to the Flag of the United States of America.

The President of the Senate introduced the Honorable John Bel Edwards, who addressed the joint session of the legislature.

On motion of Senator Long, the Senate retired to its own chamber.

After Joint Session

ROLL CALL

The Senate was called to order by the President of the Senate with the following Senators present:

PRESENT

Table listing present senators: Mr. President, Allain, Appel, Barrow, Boudreaux, Brown, Carter, Chabert, Claitor, Colomb, Cortez, Erdey, Fannin, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Mills, Mizell, Morrell, Morrish, Peacock, Perry, Riser, Smith, J., Tarver, Thompson, Walsworth, Ward, White.

ABSENT

Table listing absent senators: Bishop, Donahue, Gatti, Milkovich, Peterson, Smith, G.

The President of the Senate announced there were 33 Senators present and a quorum.

Senate Business Resumed After Joint Session

Rules Suspended

Senator Long asked for and obtained a suspension of the rules to take up at this time:

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 3—

BY SENATOR ALARIO

A RESOLUTION

To amend and readopt Senate Rule 13.22(A) of the Rules of Order of the Senate, relative to the Senate Executive Committee; to provide for the chairman of the committee and to provide for a chairman designee.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

February 14, 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. 1

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

House Concurrent Resolutions

Senator Walsworth asked for and obtained a suspension of the rules to read House Concurrent Resolutions a first and second time.

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Wojciech Antoni "Al" Krotoski, M.D., Ph.D., M.P.H.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas: Mr. President, Allain, Appel, Barrow, Boudreaux, Brown, Carter, Chabert, Claitor, Colomb, Fannin, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Milkovich, Mills, Morrish, Peacock, Perry, Riser, Smith, J., Tarver, Thompson, Walsworth, Ward, White.

Cortez  
Erdey  
Total - 34

Mizell  
Morrell

NAYS

Total - 0

ABSENT

Bishop  
Donahue  
Total - 5

Gatti  
Peterson

Smith, G.

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

**ATTENDANCE ROLL CALL**

PRESENT

Mr. President  
Allain  
Appel  
Barrow  
Bishop  
Boudreaux  
Brown  
Carter  
Chabert  
Claitor  
Colomb  
Cortez  
Donahue  
Total - 37

Erdey  
Fannin  
Gatti  
Hewitt  
Johns  
LaFleur  
Lambert  
Long  
Luneau  
Martiny  
Milkovich  
Mills  
Mizell

Morrell  
Morrish  
Peacock  
Perry  
Riser  
Smith, J.  
Tarver  
Thompson  
Walsworth  
Ward  
White

ABSENT

Peterson  
Total - 2

Smith, G.

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Peterson            1 Day            Gary Smith            1 Day

**Announcements**

The following committee meetings for February 15, 2016, were announced:

Education                            10:00 A.M.                            Hainkel Room  
Joint Legislative Committee  
on the Budget                            1:30 P.M.                            Room 5

**Adjournment**

On motion of Senator Thompson, at 6:00 o'clock P.M. the Senate adjourned until Monday, February 15, 2016, at 5:00 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

