

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

NINTH DAY'S PROCEEDINGS

**Fortieth Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Sunday, June 19, 2016

The Senate was called to order at 6:20 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	Cortez	Mizell
Allain	Erdey	Morrish
Appel	Fannin	Peacock
Barrow	Hewitt	Peterson
Bishop	LaFleur	Riser
Boudreaux	Lambert	Smith, J.
Brown	Long	Tarver
Chabert	Luneau	Thompson
Claitor	Mills	Ward
Total - 27		

ABSENT

Carter	Johns	Perry
Colomb	Martiny	Smith, G.
Donahue	Milkovich	Walthworth
Gatti	Morrell	White
Total - 12		

The President of the Senate announced there were 27 Senators present and a quorum.

Prayer

The prayer was offered by Senator Peterson, 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 LaFleur, the reading of the Journal was dispensed with and the Journal of June 17, 2016, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 17, 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. 4—
BY SENATOR CLAITOR AND REPRESENTATIVE FOIL
A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Louis D. Curet.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATORS ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, BROWN, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES ABRAHAM, ABRAMSON, ADAMS, AMEDEE, ANDERS, ARMES, BACALA, BAGLEY, BAGNERIS, BARRAS, BERTHELOT, BILLIOT, BISHOP, BOUIE, BROADWATER, CHAD BROWN, TERRY BROWN, CARMODY, CARPENTER, GARY CARTER, ROBBY CARTER, STEVE CARTER, CHANEY, CONNICK, COUSSAN, COX, CROMER, DANAHAY, DAVIS, DEVILLIER, DWIGHT, EDMONDS, EMERSON, FALCONER, FOIL, FRANKLIN, GAINES, GAROFALO, GISCLAIR, GLOVER, GUINN, HALL, JIMMY HARRIS, LANCE HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HILFERTY, HILL, HODGES, HOFFMANN, HOLLIS, HORTON, HOWARD, HUNTER, HUVAL, IVEY, JACKSON, JAMES, JEFFERSON, JENKINS, MIKE JOHNSON, ROBERT JOHNSON, JONES, JORDAN, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LOPINTO, LYONS, MACK, MAGEE, MARCELLE, MCFARLAND, MIGUEZ, DUSTIN MILLER, GREGORY MILLER, MONTOUCET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADIN, SIMON, SMITH, STOKES, TALBOT, THIBAUT, WHITE, WILLMOTT AND ZERINGUE

A CONCURRENT RESOLUTION

To commend Joseph A. "Joe" Donchess, Executive Director of the Louisiana Nursing Home Association, for his dedicated service rendered on behalf of the health services community as a distinguished lobbyist and to congratulate him upon the occasion of his well-deserved retirement.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 7—

BY SENATORS WARD, ALLAIN, ALARIO, APPEL, BARROW, BISHOP, BOUDREAUX, BROWN, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH AND WHITE AND REPRESENTATIVES ABRAHAM, ABRAMSON, ADAMS, AMEDEE, ANDERS, ARMES, BACALA, BAGLEY, BAGNERIS, BARRAS, BERTHELOT, BILLIOT, BISHOP, BOUIE, BROADWATER, CHAD BROWN, TERRY BROWN, CARMODY, CARPENTER, GARY CARTER, ROBBY CARTER, STEVE CARTER, CHANEY, CONNICK, COUSSAN, COX, CROMER, DANAHAY, DAVIS, DEVILLIER, DWIGHT, EDMONDS, EMERSON, FALCONER, FOIL, FRANKLIN, GAINES, GAROFALO, GISCLAIR, GLOVER, GUINN, HALL, JIMMY HARRIS, LANCE HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HILFERTY, HILL, HODGES, HOFFMANN, HOLLIS, HORTON, HOWARD, HUNTER, HUVAL, IVEY, JACKSON, JAMES, JEFFERSON, JENKINS, MIKE JOHNSON, ROBERT JOHNSON, JONES, JORDAN, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LOPINTO, LYONS, MACK, MAGEE, MARCELLE, MCFARLAND, MIGUEZ, DUSTIN MILLER, GREGORY MILLER, MONTOUCET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADIN, SIMON, SMITH, STOKES, TALBOT, THIBAUT, WHITE, WILLMOTT AND ZERINGUE

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of World War II veteran, Mr. Elward J. Stephens, and to remember his many contributions made on behalf of his community, state, and country.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 8—
BY SENATOR BOUDREAUX

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Norris Joseph Leger.

Reported without amendments.

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

June 19, 2016

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 15—
BY SENATOR COLOMB

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Wilfred "T-Will" Charles.

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

Recess

On motion of Senator Thompson, the Senate took a recess at 6:40 o'clock P.M. until 8:00 o'clock P.M.

After Recess

The Senate was called to order at 8:20 o'clock P.M. by the President of the Senate.

ROLL CALL

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

PRESENT

Table listing present members: Mr. President, Allain, Appel, Bishop, Boudreaux, Claitor, Cortez, Erdey, Fannin, Hewitt, Lambert, Milkovich, Mills, Mizell, Morrell, Morrish, Peacock, Riser, Tarver, Walsworth, Ward, White. Total - 22

ABSENT

Table listing absent members: Barrow, Brown, Carter, Chabert, Colomb, Donahue, Gatti, Johns, LaFleur, Long, Luneau, Martiny, Perry, Peterson, Smith, G., Smith, J., Thompson. Total - 17

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

Senate Business Resumed After Recess

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

June 19, 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. 27

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

House Bills and Joint Resolutions

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

HOUSE BILL NO. 27— BY REPRESENTATIVE BROADWATER AN ACT

To amend and reenact R.S. 47:301(introductory paragraph) and (10)(c)(i)(aa), relative to sales and use taxes; to provide with respect to the taxability of sales of certain materials for further processing; to authorize credits under certain circumstances; to provide for definitions; to provide for legislative intent; to provide for effectiveness and applicability; and to provide for related matters.

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

Message from the House

SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

June 19, 2016

To the Honorable President and Members of the Senate:

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

HOUSE BILL NO. 3— BY REPRESENTATIVE ABRAMSON AN ACT

To enact the Omnibus Bond Authorization Act of 2016 and to repeal the Act which originated as House Bill No. 3 of the 2016 Regular Session of the Legislature, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

HOUSE BILL NO. 24— BY REPRESENTATIVE ANDERS AN ACT

To amend and reenact R.S. 22:832(A)(3) and to enact R.S. 22:832(C)(6) and (F), relative to the insurance premium tax; to exempt health maintenance organizations from the reduction of the tax due made in Act No. 10 of the 2016 First Extraordinary Session; to provide for qualifying Louisiana investments of health maintenance organizations; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 29— BY REPRESENTATIVE PRICE AN ACT

To amend and reenact R.S. 47:115(A)(3) and (C) and 1624 and to repeal R.S. 47:287.657, 617, and 1624.1, relative to the payment of interest on certain overpayments; to provide for the calculation of interest on certain overpayments; to provide for the authority of the secretary of the Department of Revenue to pay interest on overpayments; to provide for certain limitations and requirements; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 25— BY REPRESENTATIVE LYONS AN ACT

To amend and reenact R.S. 47:6025(A)(1), relative to income tax credits; to provide for the Louisiana Citizens Property Insurance Corporation assessment tax credit; to reduce the amount of the credit; to repeal the sunset of the reduction in the amount of the

credit; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 35—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 22:842 and to repeal R.S. 22:270, relative to the annual tax on health maintenance organizations; to establish the rate of the annual minimum tax; to provide for applicability; and to provide for related matters.

HOUSE BILL NO. 47—
BY REPRESENTATIVE BROADWATER
AN ACT

To amend and reenact Section 5 of Act No. 123 of the 2015 Regular Session of the Legislature and Section 2 of Act No. 6 of the 2016 First Extraordinary Session of the Legislature, relative to corporate income tax; to provide for the net operating loss deduction for corporate income taxes; to provide for applicability and an effective date; and to provide for related matters.

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

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 19, 2016

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 1—
BY REPRESENTATIVES JACKSON, BAGNERIS, BOUIE, CARPENTER, GARY CARTER, COX, FRANKLIN, GAINES, GLOVER, HALL, JIMMY HARRIS, HUNTER, JAMES, JEFFERSON, JENKINS, JORDAN, TERRY LANDRY, LYONS, MARCELLE, DUSTIN MILLER, NORTON, PIERRE, PRICE, AND SMITH AND SENATORS BARROW, BISHOP, BOUDREAUX, BROWN, CARTER, COLOMB, MORRELL, PETERSON, AND TARVER
A CONCURRENT RESOLUTION

To commend Andrew Jones upon his graduation as the valedictorian of Amite High School.

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

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

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

Rules Suspended

Senator Morrell asked for and obtained a suspension of the rules to allow the Senate Committee on Revenue and Fiscal Affairs to meet without the required posted notice.

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Erdey	Morrish
Allain	Fannin	Peacock
Appel	Hewitt	Peterson
Barrow	LaFleur	Riser
Bishop	Lambert	Smith, J.
Boudreaux	Long	Tarver
Brown	Luneau	Thompson
Chabert	Milkovich	Walsworth
Claitor	Mills	Ward
Colomb	Mizell	White
Cortez	Morrell	

Total - 32

ABSENT

Carter	Johns	Smith, G.
Donahue	Martiny	
Gatti	Perry	

Total - 7

Leaves of Absence

The following leaves of absence were asked for and granted:

Carter	1 Day	Donahue	1 Day
Gatti	1 Day	Johns	1 Day
Martiny	1 Day	Perry	1 Day
Smith, G.	1 Day		

Announcements

The following committee meetings for June 20, 2016, were announced:

Revenue and Fiscal Affairs 2:00 P.M. Hainkel Room

Adjournment

On motion of Senator Thompson, at 8:25 o'clock P.M. the Senate adjourned until Monday, June 20, 2016, at 3:00 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

