

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

EIGHTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, April 24, 2017

The Senate was called to order at 3:15 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	Hewitt	Peacock
Allain	Johns	Perry
Appel	Lambert	Riser
Barrow	Long	Smith, G.
Boudreaux	Luneau	Smith, J.
Carter	Milkovich	Tarver
Chabert	Mills	Thompson
Claitor	Mizell	Walsworth
Cortez	Morrell	White
Gatti	Morrish	
Total - 29		

ABSENT

Bishop	Erdey	Martiny
Colomb	Fannin	Peterson
Donahue	LaFleur	Ward
Total - 9		

The President of the Senate announced there were 29 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Gus Spurlock, 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 Mills, the reading of the Journal was dispensed with and the Journal of April 20, 2017, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 20, 2017

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. 36—
BY SENATORS PEACOCK AND GATTI AND REPRESENTATIVES BAGLEY AND JENKINS

A CONCURRENT RESOLUTION

To commend and congratulate the Louisiana Association for the Blind of Shreveport, Louisiana, on the occasion of its Ninetieth Anniversary and to recognize the many opportunities and enrichment it provides for the visually impaired.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 37—
BY SENATORS PEACOCK AND GATTI AND REPRESENTATIVE HORTON

A CONCURRENT RESOLUTION

To commend the officers and members of the Bossier Chamber of Commerce on the occasion of its seventieth anniversary.

Reported without amendments.

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 42—
BY SENATOR LAFLEUR

A RESOLUTION

To designate Monday, April 24, 2017, as Tourism Day at the state capitol.

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

SENATE RESOLUTION NO. 43—
BY SENATOR PERRY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Lucille Trahan Picard of Maurice, Louisiana.

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

SENATE RESOLUTION NO. 44—
BY SENATORS JOHNS, ALARIO, CHABERT AND MORRISH

A RESOLUTION

To recognize Wednesday, April 26, 2017, as the fifth annual Liquefied Natural Gas (LNG) Day at the state capitol and express support of the Louisiana Energy Export Association, LNG exports, and the streamlining and expedition of permit approval for pending export facilities.

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

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 39—
BY SENATORS LONG, GATTI, MILKOVICH, PEACOCK AND TARVER AND REPRESENTATIVES BAGLEY, TERRY BROWN, CARMODY, COX, GLOVER, JENKINS, MCFARLAND, JIM MORRIS, REYNOLDS AND SEABAUGH

A CONCURRENT RESOLUTION

To commend James K. Elrod, the Willis-Knighton Health System and the staff of the system on their efforts to become a superior cancer treatment provider and a source for exceptional healthcare in Northwest Louisiana and beyond.

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

SENATE CONCURRENT RESOLUTION NO. 40—
BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To commend Adriana Martin of the Southfield School in Shreveport, Louisiana, upon her mathematical skills, her rendition of the numerical quotient of Pi, and the high rankings she achieved in the 2017 National Pi Day Challenge.

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

SENATE CONCURRENT RESOLUTION NO. 41—
BY SENATOR WALSWORTH

A CONCURRENT RESOLUTION

To commend Jerry Stovall upon his retirement from the Baton Rouge Area Sports Foundation.

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

**Senate Concurrent Resolutions on
Second Reading**

SENATE CONCURRENT RESOLUTION NO. 38—
BY SENATOR MORRELL AND REPRESENTATIVE MORENO

A CONCURRENT RESOLUTION

To create the Task Force on Secure Care Standards and Auditing to develop standards and procedures for the operation and auditing of secure care facilities in Louisiana.

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

April 20, 2017

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. 137 HB No. 211

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

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

HOUSE BILL NO. 137—
BY REPRESENTATIVE JENKINS

AN ACT

To amend and reenact R.S. 40:1231.8(A)(2)(b) and 1237.2(A)(2)(b), relative to medical malpractice claims; to provide for the date of filing of a request for a medical review panel; and to provide for related matters.

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

HOUSE BILL NO. 211—
BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 12:1-401(C) and (F), 1-403(B)(2), 204(B)(introductory paragraph), 236(C)(1)(a), 308(A)(1), 1306(A)(3)(introductory paragraph) and (F), 1308(A)(2)(b), 1350(A)(1)(c) and (B)(2) and R.S. 51:215(A)(1), to enact R.S. 12:1308.3(C)(8)(c), and to repeal R.S. 12:315 and 1356, relative to regulations by the secretary of state with respect to filings of business entities; to provide relative to corporations, partnerships, and certain limited liability companies; to provide relative to agents for service of process; to repeal certain penalties applicable to foreign limited liability companies; to provide technical changes; 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 20, 2017

To the Honorable President and Members of the Senate:

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

HCR No. 2 HCR No. 39 HCR No. 40

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

**House Concurrent Resolutions
on First Reading**

HOUSE CONCURRENT RESOLUTION NO. 2—
BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to study and make recommendations regarding the 2009 legislative changes to the laws of tutorship and emancipation.

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

HOUSE CONCURRENT RESOLUTION NO. 39—
BY REPRESENTATIVE BERTHELOT

A CONCURRENT RESOLUTION

To designate Wednesday, May 3, 2017, as LMA Municipal Day at the state capitol.

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

HOUSE CONCURRENT RESOLUTION NO. 40—
BY REPRESENTATIVE HALL AND SENATOR LUNEAU

A CONCURRENT RESOLUTION

To commend the Peabody Magnet High School boys basketball team upon winning the 2017 Class 3A state championship.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON EDUCATION

Senator Dan W. "Blade" Morrish, Chairman on behalf of the Committee on Education, submitted the following report:

April 20, 2017

To the President and Members of the Senate:

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

SENATE BILL NO. 71— BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 17:5002(A)(2), (B), (D)(1)(b) and (2)(b), the introductory paragraph of 5041, and the introductory paragraph of 5042, relative to the Taylor Opportunity Program for Students; to provide relative to the amounts of program awards; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 90— BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 17:1681.1(A) and (B), relative to scholarships for children of certain law enforcement officers and other investigative employees killed or permanently disabled in the performance of duty; to allow use of the scholarships for part-time attendance; and to provide for related matters.

Reported with amendments.

Respectfully submitted, DAN W. "BLADE" MORRISH Chairman

REPORT OF COMMITTEE ON NATURAL RESOURCES

Senator Norbert N. "Norby" Chabert, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

April 20, 2017

To the President and Members of the Senate:

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

SENATE BILL NO. 77— BY SENATOR LAMBERT

AN ACT

To amend and reenact R.S. 56:322.2(D), relative to shad gill nets; to provide for the commercial harvest of shad and skipjack; to provide for the seasons for taking of shad and skipjack; to provide limitations for the taking of shad as bait; to provide terms and requirements; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 103— BY SENATOR RISER

AN ACT

To amend and reenact R.S. 56:722(A)(2), relative to game and fish commissions; to provide for the adoption of rules and regulations; to provide for terms and conditions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 125— BY SENATOR THOMPSON

AN ACT

To authorize and provide for the transfer of certain state property; to provide for the transfer of state property in Tensas Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms, conditions, and requirements; and to provide for related matters.

Reported favorably.

Respectfully submitted, NORBERT N. "NORBY" CHABERT Chairman

REPORT OF COMMITTEE ON RETIREMENT

Senator Barrow Peacock, Chairman on behalf of the Committee on Retirement, submitted the following report:

April 24, 2017

To the President and Members of the Senate:

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

SENATE RESOLUTION NO. 39— BY SENATOR MILKOVICH

A RESOLUTION

To direct each state retirement system to provide the Senate Committee on Retirement with comprehensive quarterly reports on the funds invested, a listing of each investment and with whom, the returns on each investment and the fees paid for services related to that investment, the formula by which the fees are calculated, and to whom paid, commencing with the quarter beginning on July 1, 2017.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 22— BY SENATOR MIZELL

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to take such actions as are necessary to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from certain federal, state, or local government retirement or pension systems, plans, or funds.

Reported favorably.

April 24, 2017

SENATE BILL NO. 7—
BY SENATORS PEACOCK AND MORRISH
AN ACT

To amend and reenact R.S. 11:1316 and 1345.8, relative to members of the Louisiana State Police Retirement System killed in the line of duty by an intentional act of violence; to provide for the survivor benefits of these members; to provide for qualifications to receive such survivor benefits; to provide for benefit calculations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 8—
BY SENATOR PEACOCK
AN ACT

To enact R.S. 11:143.1 and 888.1 and to repeal R.S. 11:896 and 1119, relative to enrollment in certain state and statewide retirement systems; to provide for the correction of enrollment errors, including the transfer of monies, service credit, and liabilities; to provide for the payment of costs of the transfer; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 11—
BY SENATOR PEACOCK
AN ACT

To amend and reenact R.S. 11:701(introductory paragraph), (7), and (29), 702, 821, 822(A)(2), (7), (8)(introductory paragraph), (9), and (10), 826, 831, 832, 833, 834(A)(1) and (2)(introductory paragraph), (B), (C), and (D), 1001, 1002(introductory paragraph), (8), and (26), and 1161, to enact R.S. 11:691, 701(22.2), and 1002(21.1), and to repeal R.S. 11:1162 through 1165 and 1166 through 1171 and R.S. 36:769(D)(4), relative to the merger of the Teachers' Retirement System of Louisiana and the Louisiana School Employees' Retirement System; to provide for consolidation of administration of the two systems; to provide for the maintenance of separate plans, including asset pools, actuarial valuations, and contribution rates, without a change in benefits; to provide for development of a strategy to consolidate the plans; to provide for the redesignation of certain provisions of the Louisiana Revised Statutes of 1950 and to direct the Louisiana State Law Institute with respect to the redesignations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
BARROW PEACOCK
Chairman

REPORT OF COMMITTEE ON
TRANSPORTATION, HIGHWAYS AND
PUBLIC WORKS

Senator Patrick Page Cortez, Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

April 20, 2017

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

SENATE BILL NO. 15—
BY SENATOR HEWITT
AN ACT

To repeal R.S. 38:291(V)(5), relative to certain levee, drainage and conservation districts; to repeal provision that prohibits a commissioner of the St. Tammany Levee, Drainage and

Conservation District, whose term is expired, from continuing to serve or vote notwithstanding any provision of law to the contrary; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 20—
BY SENATOR WARD
AN ACT

To amend and reenact the introductory paragraph of R.S. 34:1221(A) and 1222, relative to ports, harbors, and terminals; to provide relative to meetings, election of officers, and per diem for members of the Greater Baton Rouge Port Commission; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 23—
BY SENATOR ALARIO
AN ACT

To provide relative to state highways; to designate the new bridge across Goose Bayou on Louisiana Highway 45 in Jefferson Parish as the "Jules Nunez Bridge"; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 94—
BY SENATORS GARY SMITH AND WARD
AN ACT

To provide relative to state highways; to designate the parallel bridges crossing the Reserve Relief Canal on Interstate 10 in St. John the Baptist Parish as the "Spencer Chauvin Memorial Bridge"; to designate a portion of United States Highway 190 in West Baton Rouge Parish as the "Trooper Francis C. Zinna Memorial Highway"; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 127—
BY SENATOR THOMPSON
AN ACT

To amend and reenact R.S. 32:53(A)(3), relative to motor vehicles; to provide relative to display of a motor vehicle license plate; to prohibit coverings and devices from obstructing a motor vehicle license plate; and to provide for related matters.

Reported favorably.

Respectfully submitted,
PATRICK PAGE CORTEZ
Chairman

Senate Bills and Joint Resolutions on
Third Reading and Final Passage

SENATE BILL NO. 16—
BY SENATOR CLAITOR
AN ACT

To amend and reenact Code of Criminal Procedure Article 878.1(A) and the introductory paragraph of R.S. 15:574.4(E)(1) and 574.4(E)(1)(a), and to enact R.S. 15:574.4(F), relative to juvenile parole eligibility; to provide parole eligibility for juveniles sentenced to life imprisonment without the possibility of parole for certain homicide offenses; to provide for conditions; to provide relative to the sentencing hearing for certain juvenile offenders convicted of first degree murder; and to provide for related matters.

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

SENATE BILL NO. 86—
BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 16:2(B) and R.S. 42:261(F), relative to legal representation of parishes; to authorize certain parishes to employ its own attorneys; and to provide for related matters.

Floor Amendments

Senator Perry submitted the following amendments on behalf of Senator Martiny.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 86 by Senator Perry

AMENDMENT NO. 1

On page 1, line 3, following "employ" and before "own" change "its" to "their"

AMENDMENT NO. 2

On page 1, line 16, following "by" and before "governing" change "said" to "the"

AMENDMENT NO. 3

On page 2, line 4 change "said" to "the"

AMENDMENT NO. 4

On page 2, line 19 change "said" to "the"

AMENDMENT NO. 5

On page 2, line 21, following "the" and before "parishes" delete "aforesaid"

AMENDMENT NO. 6

On page 2, line 22, following "representing" and before "parishes" change "said political subdivisions of said" to "the political subdivisions of the"

On motion of Senator Long, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Peacock
Allain	Hewitt	Perry
Appel	Johns	Riser
Barrow	LaFleur	Smith, G.
Bishop	Lambert	Smith, J.
Boudreaux	Long	Tarver
Carter	Luneau	Thompson
Chabert	Milkovich	Walsworth
Claitor	Mills	White
Cortez	Mizell	
Fannin	Morrish	
Total - 31		

NAYS

Total - 0

ABSENT

Colomb	Martiny	Ward
Donahue	Morrell	
Erdey	Peterson	
Total - 7		

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

SENATE BILL NO. 147—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 29:40, 102, 116, 120(C)(1), 132, and 136, relative to the Military Department; to provide for leasing for military purposes; to provide for the jurisdiction of courts-martial; to provide for the regulation of the Military Department; to provide for the composition and conduct of disciplinary proceedings of service members; to provide for administration of disciplinary hearings and actions; to provide for exceptional circumstances; and to provide for related matters.

Floor Amendments

Senator Long submitted the following amendments on behalf of Senator Martiny.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 147 by Senator Riser

AMENDMENT NO. 1

On page 2, line 21, following "or" and before "under" change "**State Active Duty**" to "**state active duty**"

AMENDMENT NO. 2

On page 2, line 22, following "a" and before "presumption" change "**rebuttal**" to "**rebuttable**"

AMENDMENT NO. 3

On page 5, line 23, following "A" and before "." insert "**of this Section**"

AMENDMENT NO. 4

On page 7, line 8, following "contrary" and before "or" insert "**to**"

On motion of Senator Long, the amendments were adopted.

Floor Amendments

Senator Riser proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Riser to Engrossed Senate Bill No. 147 by Senator Riser

AMENDMENT NO. 1

On page 6, delete lines 10 through 13 and insert the following: "**been charged with the offense if all of the following occur in that the accused:**

- (1) Is present at the preliminary hearing.**
- (2) Is informed of the nature of each uncharged offense considered.**
- (3) Is afforded the opportunities for representation, cross-examination."**

On motion of Senator Riser, the amendments were adopted.

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

April 24, 2017

SENATE BILL NO. 4— BY SENATOR MARTINY

AN ACT

To enact R.S. 51:703(D)(4)(d), relative to investment adviser representatives; to provide for registration; to provide for examination and certification requirements; to exempt certain persons from the examination and certification requirements; to provide for an effective date; to provide for certain terms and conditions; and to provide for related matters.

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

SENATE BILL NO. 55— BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 40:973(A) and 978(F) and to enact R.S. 40:978.3, relative to prescribing controlled dangerous substances; to provide for automatic renewal in the prescription monitoring program; to provide for mandated access of the program by prescribers; to provide for exceptions; to provide for continuing education requirements; to provide for rulemaking; to provide for effective dates; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fannin, Morrell, Allain, Gatti, Morrish, Appel, Hewitt, Peacock, Barrow, Johns, Perry, Bishop, LaFleur, Riser, Boudreaux, Lambert, Smith, G., Carter, Long, Smith, J., Chabert, Luneau, Tarver, Claitor, Milkovich, Thompson, Cortez, Mills, Walsworth, Donahue, Mizell, White. Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Colomb, Martiny, Ward, Erdey, Peterson. Total - 5

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

SENATE BILL NO. 66— BY SENATOR BARROW

AN ACT

To amend and reenact R.S. 36:4(B)(8) and R.S. 46:2402(3) and (6), 2403(A), (D)(1) and (E), 2404(A), (B)(1) and (2) and (G), 2405, 2406(A), (B), (D), (E), (F) and (G), 2407, 2605(A)(6) and 2607, to enact R.S. 46:2404(H), 2603(A)(7) and 2605(A)(7), and to repeal R.S. 36:478(F) and (K) and 802.9 and R.S. 46:450.4 and 2801, relative to the Children's Cabinet; to provide for extension of the Cabinet; to provide for duties of the Children's Cabinet Advisory Board; to provide for the repeal of the Child Poverty Prevention Council for Louisiana; to provide for the transfer of the Children's Trust Fund to the Children's Cabinet; to provide for duties of the Children's Cabinet relative to the Children's Trust Fund; to provide for Children's Trust Fund staff reallocation; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fannin, Morrell, Allain, Gatti, Morrish, Appel, Hewitt, Peacock, Barrow, Johns, Perry, Bishop, LaFleur, Riser, Boudreaux, Lambert, Smith, G., Carter, Long, Smith, J., Chabert, Luneau, Tarver, Claitor, Milkovich, Thompson, Cortez, Mills, Walsworth, Donahue, Mizell, White. Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Colomb, Martiny, Ward, Erdey, Peterson. Total - 5

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

SENATE BILL NO. 75— BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 36:259, 801.1(A), the introductory paragraph of 802, and 803, R.S. 37:753(B), (C)(4) and (J), 832(B)(2), 916(B), 962, 1042, 1104(A), (B)(1), and (C), 1174(B), 1263(B), (D) and (E), 1515(A)(2) and (3), (C), (D), (E) and (F), 2102(A), 2353(A)(1), (2) and (3), the introductory paragraph of 2403(B), 2455(B)(1) and (5), 2503(A)(3)(c), 2654(A), (B), (C) and (D), the introductory paragraph of 2704(A), (A)(5), (B) and (C), 2802(A)(1), (C), (D), (E), (F) and (G), 3061(A)(1)(a), the introductory paragraph of 3084(B)(1) and (C), the introductory paragraph of 3201(B)(1) and (B)(1)(c) and (C), the introductory paragraph of 3389(B), 3444(A), (B) and (C), 3463(A), (B) and (E), 3554(A)(1) and (B), 3703(B)(1), and R.S. 49:992(D)(5) and (G), to enact R.S. 36:260, R.S. 37:753(C)(5), 2102(C), 2403(B)(6), 2802(H), 3061(A)(1)(d), 3084(B)(1)(e), 3201(B)(1)(e) and (F), 3389(B)(6), 3554(A)(3), and 3703(B)(8), and to repeal R.S. 37:1263(F) and R.S. 40:5.11(C), (D), (E) and (F), relative to the health profession licensing boards created within the Louisiana Department of Health; to provide for responsibilities of the Louisiana Department of Health; to provide for responsibilities of the health profession licensing boards created within the Louisiana Department of Health; to provide for board membership; to provide for effective dates; and to provide for related matters.

Floor Amendments

Senator Long submitted the following amendments on behalf of Senator Martiny.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 75 by Senator Mills

AMENDMENT NO. 1

On page 1, line 4, at the end of the line change "(E) and (F)" to ", and (E)"

AMENDMENT NO. 2

On page 1, line 11, following "R.S. 37:753(C)(5)," and before "2102(C)" insert "1515(F),"

AMENDMENT NO. 3

On page 13, lines 18 and 19, following "councils for the" and before "(R.S. 28:824(J))" change "community and family support system" to "Community and Family Support System"

AMENDMENT NO. 4

On page 15, line 4, following "order" and before "to" insert "for them"

AMENDMENT NO. 5

On page 15, line 11, following "of" and before "the" insert " ,"

AMENDMENT NO. 6

On page 16, line 13, change "tecums" to "tecum"

AMENDMENT NO. 7

On page 16, line 24, following "may" and before "be" delete "only"

AMENDMENT NO. 8

On page 16, line 25, following "extended" and before "if" insert "only"

AMENDMENT NO. 9

On page 19, line 22, following "shall" and before "approve" delete "only"

AMENDMENT NO. 10

On page 19, line 23, following "counsel" and before "if" insert "only"

AMENDMENT NO. 11

On page 22, line 7, following "law" and before "that" change ". Except" to " , except"

AMENDMENT NO. 12

On page 22, line 17, following "agency" and before "that" change ". Except" to " , except"

AMENDMENT NO. 13

On page 23, line 21, following 3554(A)(3)(a)" insert " ,and 3703(B)(8)"

AMENDMENT NO. 14

On page 23, line 26, following "Subsection C" and before "and" insert "of this Section"

AMENDMENT NO. 15

On page 33, line 21, following "the" and before "profession" change "health care" to "healthcare"

AMENDMENT NO. 16

On page 33, line 28, at the beginning of the line change "* * *" to "(2) When a vacancy occurs in the membership of the board for any reason, including expiration of term, removal, resignation, death, disability, or disqualification, the vacancy shall be filled in the same manner as the original appointment.

(3) Each member of the appointed to filled a vacancy occurring by death, resignation, inability to act, or other cause, shall serve for the remainder of the term of his predecessor."

AMENDMENT NO. 17

On page 34, line 17, following "the" and before "Veterinary" change "State" to "Louisiana"

AMENDMENT NO. 18

On page 35, line 10, following "the" and before "profession" change "health care" to "healthcare"

AMENDMENT NO. 19

On page 36, line 22, following "the" and before "profession" change "health care" to "healthcare"

AMENDMENT NO. 20

On page 38, line 5, following "the" and before "profession" change "health care" to "healthcare"

AMENDMENT NO. 21

On page 38, line 28, following "the" and before "profession" change "health care" to "healthcare"

AMENDMENT NO. 22

On page 40, line 29, following "the" and before "profession" change "health care" to "healthcare"

AMENDMENT NO. 23

On page 42, line 17, following "the" and before "profession" change "health care" to "healthcare"

AMENDMENT NO. 24

On page 45, line 10, following "the" and before "profession" change "health care" to "healthcare"

AMENDMENT NO. 25

On page 46, line 10, following "the" and before "profession" change "health care" to "healthcare"

AMENDMENT NO. 26

On page 47, line 4, following "the" and before the end of the line change "moneys" to "monies"

AMENDMENT NO. 27

On page 47, line 26, following "the" and before "profession" change "health care" to "healthcare"

AMENDMENT NO. 28

On page 49, line 1, following "the" and before "profession" change "health care" to "healthcare"

AMENDMENT NO. 29

On page 50, line 3, following "the" and before "profession" change "health care" to "healthcare"

AMENDMENT NO. 30

On page 50, line 28, following "the" and before "profession" change "health care" to "healthcare"

On motion of Senator Long, the amendments were adopted.

Floor Amendments

Senator Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 75 by Senator Mills

AMENDMENT NO. 1

On page 15, line 24, after "C." insert "(1)"

AMENDMENT NO. 2

On page 15, line 25, after "all" insert "final"

AMENDMENT NO. 3

On page 15, between lines 27 and 28, insert the following:

"(2) Hearings shall be held at a location made available by the division of administrative law and not at licensing board offices.

(3) A licensee that does not prevail may seek judicial review. The venue of judicial review shall be the district court of the parish in which the licensee is domiciled."

AMENDMENT NO. 4

On page 15, line 28, after "D." insert "(1)"

AMENDMENT NO. 5

On page 16, delete lines 1 through 29 and on page 17 delete lines 1 through 14, and insert "with their respective practice act provisions regarding investigatory procedures. If a board determines, upon conclusion of an investigation, to proceed with adverse or disciplinary action against a licensee, notice to the licensee shall include:"

AMENDMENT NO. 6

On page 17, line 15, change "(i)" to "(a)"

AMENDMENT NO. 7

On page 17, line 17, change "(ii)" to "(b)"

AMENDMENT NO. 8

On page 17, delete lines 19 and 20

AMENDMENT NO. 9

On page 17, line 21, change "(iv)" to "(c)"

AMENDMENT NO. 10

On page 17, line 25, change "(v)" to "(d)" and on line 26, after "terms," insert "The consent decree shall not require approval of an administrative law judge."

AMENDMENT NO. 11

On page 17, line 29, change "(vi)" to "(e)"

AMENDMENT NO. 12

On page 18, delete lines 7 through 9

AMENDMENT NO. 13

On page 18, line 10, change "(5)" to "(2)"

AMENDMENT NO. 14

On page 18, line 12, change "(6)" to "(3)"

AMENDMENT NO. 15

On page 19, delete lines 20 through 27

AMENDMENT NO. 16

On page 19, line 28, change "(3)" to "(2)"

AMENDMENT NO. 17

On page 21, between lines 8 and 9, insert the following: "L. Notwithstanding any provision of law to the contrary, effective January 1, 2018, no contract for legal services with an attorney or law firm by a board for outside counsel services shall be approved if the contracted hourly rate is more than the board's in-house counsel or more than a state civil service attorney with comparable years of experience, whichever is greater."

AMENDMENT NO. 18

On page 53, line 25, delete "under the authority of the office" and insert "identified in R.S. 36:259(A)" and on line 26, delete "under the authority of the office" and insert "identified in R.S. 36:259(A)"

AMENDMENT NO. 19

On page 53, between lines 27 and 28, insert the following: "(v) Shall not have nor shall ever have had a material financial interest in the health care profession."

AMENDMENT NO. 20

On page 55, line 2, delete "under the authority of the office" and insert "identified in R.S. 36:259(A)" and on line 3, delete "under the authority of the office" and insert "identified in R.S. 36:259(A)"

AMENDMENT NO. 21

On page 55, between lines 4 and 5, insert the following: "(v) Shall not have nor shall ever have had a material financial interest in the health care profession."

AMENDMENT NO. 22

On page 55, line 29, delete "under the authority of the office" and insert "identified in R.S. 36:259(A)"

AMENDMENT NO. 23

On page 56, line 1, delete "under the authority of the office" and insert "identified in R.S. 36:259(A)"

AMENDMENT NO. 24

On page 56, between lines 2 and 3, insert the following: "(v) Shall not have nor shall ever have had a material financial interest in the health care profession."

On motion of Senator Mills, the amendments were adopted.

Floor Amendments

Senator Cortez proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cortez to Engrossed Senate Bill No. 75 by Senator Mills

AMENDMENT NO. 1

In the set of Senate Floor Amendments, proposed by Senator Mills and adopted by the Senate on April 24, 2017, in Senate Floor Amendment No. 3, on page 1, line 8, after "law" insert "at the closest location in proximity to the license holder"

On motion of Senator Cortez, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Cortez, Mills. Lists names of senators voting 'YEAS'.

NAYS

Table with 3 columns: Name, Riser, Walsworth. Lists names of senators voting 'NAYS'.

ABSENT

Table with 3 columns: Name, Martiny, Tarver. Lists names of senators who were absent.

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

SENATE BILL NO. 104—

BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 37:2163(A)(1), relative to contractors; to provide for bid specifications and requirements; to provide for certain conditions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Mizell
Allain	Fannin	Morrell
Appel	Gatti	Morrish
Barrow	Hewitt	Peacock
Bishop	Johns	Perry
Boudreaux	LaFleur	Riser
Carter	Lambert	Smith, G.
Chabert	Long	Smith, J.
Claitor	Luneau	Thompson
Cortez	Milkovich	Walsworth
Donahue	Mills	White
Total - 33		

NAYS

Total - 0

ABSENT

Colomb	Peterson	Ward
Martiny	Tarver	
Total - 5		

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

SENATE BILL NO. 107—

BY SENATOR WHITE

AN ACT

To enact R.S. 32:1254(O), relative to distribution and sale of motor vehicles; to provide for a licensing exception for speciality vehicle dealers who manufacture wheeled, armored personnel carriers for sale to law enforcement agencies; to provide for an expiration date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Mizell
Allain	Fannin	Morrell
Appel	Gatti	Morrish
Barrow	Hewitt	Peacock
Bishop	Johns	Perry
Boudreaux	LaFleur	Riser
Carter	Lambert	Smith, G.
Chabert	Long	Smith, J.
Claitor	Luneau	Thompson
Cortez	Milkovich	Walsworth
Donahue	Mills	White
Total - 33		

NAYS

Total - 0

ABSENT

Colomb	Peterson	Ward
Martiny	Tarver	
Total - 5		

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

SENATE BILL NO. 108—

BY SENATOR WHITE

AN ACT

To enact R.S. 37:1436(E) and (F), relative to licensing and registration of persons engaged in real estate activity; to provide for penalties; to provide for procedures, terms, and conditions; and to provide for related matters.

Floor Amendments

Senator Long submitted the following amendments on behalf of Senator Martiny.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 108 by Senator White

AMENDMENT NO. 1

On page 1, line 6 following "(F)" and before "hereby" change "is" to "are"

AMENDMENT NO. 2

On page 1, line 11, following "**the**" and before "**letter**" change "**cease and desist**" to "**cease-and-desist**"

On motion of Senator Long, the amendments were adopted.

Floor Amendments

Senator White proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator White to Engrossed Senate Bill No. 108 by Senator White

AMENDMENT NO. 1

On page 1, delete line 11 and insert "**beginning from five calendar days from service by certified mail of the cease-and-desist letter issued by the**"

On motion of Senator White, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Mizell
Allain	Fannin	Morrell
Appel	Gatti	Morrish
Barrow	Hewitt	Peacock
Bishop	Johns	Perry
Boudreaux	LaFleur	Riser
Carter	Lambert	Smith, G.
Chabert	Long	Smith, J.
Claitor	Luneau	Thompson
Cortez	Milkovich	Walsworth
Donahue	Mills	White
Total - 33		

NAYS

Total - 0

April 24, 2017

ABSENT

Colomb	Peterson	Ward
Martiny	Tarver	
Total - 5		

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

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

Called from the Calendar

Senator Riser asked that Senate Bill No. 147 be called from the Calendar.

SENATE BILL NO. 147—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 29:40, 102, 116, 120(C)(1), 132, and 136, relative to the Military Department; to provide for leasing for military purposes; to provide for the jurisdiction of courts-martial; to provide for the regulation of the Military Department; to provide for the composition and conduct of disciplinary proceedings of service members; to provide for administration of disciplinary hearings and actions; to provide for exceptional circumstances; and to provide for related matters.

Floor Amendments

Senator Milkovich proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Milkovich to Engrossed Senate Bill No. 147 by Senator Riser

AMENDMENT NO. 1

On page 3, delete lines 22 through 29, and delete pages 4 through 6 in their entirety and on page 7, delete lines 1 through 11, and insert the following:

"(1) No charge or specification may be referred to a general court-martial for trial until a thorough and impartial investigation of all the matters set forth therein has been made. This investigation shall include inquiry as to the truth of the matter set forth in the charges, consideration of the form of charges, and a recommendation as to the disposition which should be made of the case in the interest of justice and discipline **and completion of a preliminary hearing, unless such hearing is waived by the accused.**

B. The accused shall be advised of the charges against him and of his right to be represented at that investigation by counsel. Upon his own request he shall be represented by civilian counsel if provided by him at his own expense or military counsel of his own selection if such counsel is reasonably available, or by counsel detailed by the officer exercising general court martial jurisdiction over the command. At that investigation full opportunity shall be given to the accused to cross examine witnesses against him if they are available and to present anything he may desire in his own behalf, either in defense or mitigation, and the investigating officer shall examine available witnesses requested by the accused. If the charges are forwarded after the investigation, they shall be accompanied by a statement of the substance of the testimony taken on both sides and a copy thereof shall be given to the accused. **Hearing officer. (1) A preliminary hearing conducted pursuant to Subsection A of this Section shall be conducted by an impartial judge advocate certified under Article 27(B) of this code whenever practicable or, in exceptional circumstances in which the interests of justice warrant, by an impartial hearing officer who is not a judge**

advocate. If the hearing officer is not a judge advocate, a judge advocate certified under Article 27(B) shall be available to provide legal advice to the hearing officer.

(2) Whenever practicable, the judge advocate or other hearing officer detailed to conduct a preliminary hearing shall be equal to or senior in grade to the military counsel detailed to represent the accused or the government at a preliminary hearing.

C. If an investigation of the subject matter of an offense has been conducted before the accused is charged with the offense, and if the accused was present at the investigation and afforded the opportunities for representation, cross examination, and presentation prescribed in Subsection (B), no further investigation of that charge is necessary under this Section unless it is demanded by the accused after he is informed of the charge. A demand for further investigation entitles the accused to recall witnesses for further cross examination and to offer any new evidence in his own behalf. **Report of results. At the conclusion of a preliminary hearing conducted pursuant to Subsection A of this Section, the judge advocate or other officer that conducted the preliminary hearing shall prepare a report that addresses the matters specified in Paragraph (2) of Subsection A and Subsection F of this Section.**

D. The requirements of this Section are binding on all persons administering this code but failure to follow them does not divest a military court of jurisdiction. **Rights of accused and victim. (1) The accused shall be advised of the charges against him and of his right to be represented by counsel at a preliminary hearing conducted pursuant to Subsection A of this Section. The accused has the right to be represented at the preliminary hearing as provided in Article 38 of this Code and in regulations prescribed under that Article.**

(2) The accused may cross-examine witnesses who testify at the preliminary hearing and present additional evidence in defense and mitigation, relevant to the limited purposes of the hearing, as provided for in Paragraph (4) of this Subsection and Paragraph (2) of Subsection A.

E. Recording of preliminary hearing. A preliminary hearing under Subsection A of this Section shall be recorded by a suitable recording device. The victim may request the recording and shall have access to the recording as prescribed by the Manual for Courts-Martial.

F. Effect of violation. The requirements of this Section are binding on all persons administering this Chapter, but failure to follow the requirement does not constitute jurisdictional error.

G. Victim defined. For purposes of this Section, "victim" shall mean a person who:

(1) is alleged to have suffered a direct physical, emotional, or pecuniary harm as a result of the matters set forth in a charge or specification being considered; and

(2) is named in one of the specifications.

§136. Article 36. ~~Governor may prescribe rules~~ **Rules of procedure for court-martial**

A. The procedure, including modes of proof, in cases before military courts may be prescribed by the governor by regulations which shall, so far as he considers practicable, apply the principles of law and the rules of evidence generally recognized in the trial of criminal cases in this state, but which may not be **shall be the federal Rules for Courts-Martial, as published in the most recent version of the Manual for Courts-Martial, United States, except when such rules are** contrary to or inconsistent with this code.

B. The modes of proof in cases before courts-martial under this code shall be the federal Military Rules of Evidence, as prescribed in the most recent version of the Manual for Courts-Martial, United States, except when such rules are contrary or inconsistent with this code.

C. The governor or adjutant general may promulgate additional rules and regulations regarding courts-martial procedure. All rules and regulations made under this Section shall be uniform insofar as practicable."

Senator Milkovich moved the adoption of the amendments.

Senator Riser objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barrow	Gatti	Morrell
Bishop	LaFleur	Perry
Boudreaux	Luneau	
Carter	Milkovich	
Total - 10		

NAYS

Mr. President	Fannin	Peacock
Allain	Hewitt	Riser
Appel	Johns	Smith, G.
Chabert	Long	Smith, J.
Claitor	Lambert	Tarver
Cortez	Mills	Thompson
Donahue	Mizell	Walsworth
Erdey	Morrish	White
Total - 24		

ABSENT

Colomb	Peterson
Martiny	Ward
Total - 4	

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Allain	Fannin	Morrish
Appel	Gatti	Peacock
Barrow	Hewitt	Perry
Bishop	Johns	Riser
Boudreaux	LaFleur	Smith, G.
Carter	Lambert	Smith, J.
Chabert	Long	Tarver
Claitor	Luneau	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	White
Total - 33		

NAYS

Milkovich
Total - 1

ABSENT

Colomb	Peterson
Martiny	Ward
Total - 4	

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

Rules Suspended

Senator Bishop asked for and obtained a suspension of the rules to take up at this time the election of members to the Louisiana Board of Ethics.

Motion to Elect

Senator Bishop moved to elect Robert V. McAnelly and Charles Emile Bruneau Jr., to the Louisiana Board of Ethics.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Allain	Fannin	Morrish
Appel	Gatti	Peacock
Barrow	Hewitt	Perry
Bishop	Johns	Riser
Boudreaux	LaFleur	Smith, G.
Carter	Lambert	Smith, J.
Chabert	Luneau	Tarver
Claitor	Milkovich	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	White
Total - 33		

NAYS

Total - 0

ABSENT

Colomb	Martiny	Ward
Long	Peterson	
Total - 5		

The Chair declared Mr. McAnelly and Mr. Bruneau Jr. were elected.

Rules Suspended

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 45—
BY SENATOR ALARIO

A RESOLUTION

To commend the CASA programs and its volunteers for the work they do to ensure safe permanent homes for Louisiana's foster children and to designate April 27, 2017, as CASA Day at the state capitol.

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

SENATE RESOLUTION NO. 46—
BY SENATOR THOMPSON

A RESOLUTION

To recognize the 100th anniversary of the Smith-Hughes National Vocational Education Act, to designate April 27, 2017, as FFA Day at the Louisiana State Capitol, and to commend the state officers of the Louisiana FFA Association.

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

SENATE RESOLUTION NO. 47—
BY SENATOR BISHOP

A RESOLUTION

To commend XS Martial Arts Dojo and Save One Now for presenting the Tenth Annual Crescent City Kumite.

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

SENATE RESOLUTION NO. 48—

BY SENATOR COLOMB

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the passing of Scott Anthony Brooks.

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

SENATE RESOLUTION NO. 49—

BY SENATOR APPEL

A RESOLUTION

To recognize October 2017 as Dyslexia Awareness Month and to urge and request schools and state and local educational agencies to address the significant educational implications of dyslexia.

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

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 42—

BY SENATOR COLOMB

A CONCURRENT RESOLUTION

To recognize Tuesday, June 27, 2017, as "Post Traumatic Stress Disorder Awareness Day" in the state of Louisiana.

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

SENATE CONCURRENT RESOLUTION NO. 43—

BY SENATOR COLOMB

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Willie Floyd Hawkins, a committed volunteer and a public servant of rare dedication and extraordinary capabilities who looked only to serve the people of Louisiana.

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

SENATE CONCURRENT RESOLUTION NO. 44—

BY SENATOR COLOMB

A CONCURRENT RESOLUTION

To commend the Public Administration Institute Student Association (PAISA) at Louisiana State University and to recognize April 13, 2017, as the nineteenth annual PAISA Day at the Louisiana Legislature.

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

SENATE CONCURRENT RESOLUTION NO. 45—

BY SENATOR COLOMB

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to extend or eliminate the currently expired ratification time limit on the Equal Rights Amendment.

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

SENATE CONCURRENT RESOLUTION NO. 46—

BY SENATOR APPEL AND REPRESENTATIVE HENRY

A CONCURRENT RESOLUTION

To commend Bill Capo for outstanding service to people of Louisiana and beyond.

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 24, 2017

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. 290 HB No. 299 HB No. 310

HB No. 317

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

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

HOUSE BILL NO. 290—

BY REPRESENTATIVE COX

AN ACT

To amend and reenact R.S. 37:3415.10(D), relative to appraisal management company license applications and renewals; to change a sunset provision; and to provide for related matters.

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

HOUSE BILL NO. 299—

BY REPRESENTATIVE COUSSAN

AN ACT

To repeal Chapter 31 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2101 and 2102, relative to the Louisiana Immersive Technologies Enterprise; to dissolve the Louisiana Immersive Technologies Enterprise Commission; to transfer the ownership of certain property; to provide for certain authority; and to provide for related matters.

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

HOUSE BILL NO. 310—

BY REPRESENTATIVES REYNOLDS AND FOIL

AN ACT

To amend and reenact R.S. 12:1-140(25B), 1-402(C), 1-727(A), 1-728(A), 1-1435(I), 1-1436(E) and (F), and 1-1444(A)(2) and (F)(1) and to enact R.S. 12:1-742.2 and 1-742.3, relative to corporations; to provide relative to quorum and voting requirements; to provide for the reservation of a terminated corporation's name; to provide with respect to shareholder meetings for the election of directors; to provide for personal jurisdiction over nonresident directors; to provide for venue in

derivative proceedings; to provide with respect to an oppressed shareholder's right to withdraw and the judicial determination of fair value and payment terms; to provide for the reinstatement of a terminated corporation; and to provide for related matters.

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

HOUSE BILL NO. 317—

BY REPRESENTATIVE BAGLEY

AN ACT

To amend and reenact Children's Code Article 1117(B), relative to the surrender of children for adoption; to provide relative to the agencies who may accept the surrender of children for adoption; 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 24, 2017

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. 41 HCR No. 42 HCR No. 43

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**House Concurrent Resolutions
on First Reading****HOUSE CONCURRENT RESOLUTION NO. 41—**

BY REPRESENTATIVE GARY CARTER

A CONCURRENT RESOLUTION

To commend Tulane University students John Robertson, Otto Lyon, Benjamin Lewson, Matthew Gorban, Ethan Gasta, Maxwell Woody, and Afsheen Sajjadi upon their selection as winners of NASA's 2017 BIG Idea Challenge competition.

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

HOUSE CONCURRENT RESOLUTION NO. 42—

BY REPRESENTATIVE TERRY LANDRY

A CONCURRENT RESOLUTION

To commend Mt. Calvary Baptist Church of New Iberia on its one hundred forty-second anniversary.

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

HOUSE CONCURRENT RESOLUTION NO. 43—

BY REPRESENTATIVE DUSTIN MILLER

A CONCURRENT RESOLUTION

To recognize the week of May 6 through 12, 2017, as National Nurses Week in Louisiana

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON**FINANCE**

Senator Eric LaFleur, Chairman on behalf of the Committee on Finance, submitted the following report:

April 24, 2017

To the President and Members of the Senate:

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

SENATE BILL NO. 102—

BY SENATOR JOHNS

AN ACT

To enact R.S. 17:1876, relative to the programs in the Louisiana Community and Technical Colleges; to create the Louisiana Educational Workforce Training Fund; to provide for the creation of a fund; to provide for purposes; to provide for sources of funding; to provide for a private match; to provide for distribution of the fund; to provide for the promulgation of policies for the administration of the fund; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 112—

BY SENATOR WHITE

AN ACT

To enact R.S. 39:1622(H), relative to performance-based energy efficiency contracts; to provide for the effect of certain modifications and change order and approvals thereof; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 148—

BY SENATOR CHABERT

AN ACT

To enact Chapter 48 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3471 through 3483, relative to waterways; to provide for a priority program for the deepening and dredging of waterways; to establish the Dredging and Deepening Fund; to provide for certain terms, definitions, language, conditions, procedures, and requirements; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ERIC LAFLEUR
Chairman

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

Senator Jean-Paul "JP" Morrell, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

April 24, 2017

To the President and Members of the Senate:

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

SENATE BILL NO. 24—

BY SENATOR MORRELL

AN ACT

To enact R.S. 47:305.72, relative to sales and use tax exemptions; to exempt consumer purchases of certain diapers and feminine hygiene products from state sales and use tax; to authorize an exemption from local sales and use taxes; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 27—

BY SENATOR MORRELL

A JOINT RESOLUTION

Proposing to add Article VII, Section 2.2(D) of the Constitution of Louisiana, relative to the limitations on the power of taxation; to prohibit the imposition of state and local sales and use tax on certain items; to provide for an effective date; to provide and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 61—

BY SENATOR ALLAIN

A JOINT RESOLUTION

Proposing to add Article VII, Section 21(N) of the Constitution of Louisiana, relative to ad valorem tax exemptions; to authorize local economic development authorities or districts, or parish governing authorities to exempt offshore vessels from ad valorem taxes; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably.

SENATE BILL NO. 93—

BY SENATORS MILLS AND ALLAIN AND REPRESENTATIVES BARRAS, HUVAL, TERRY LANDRY AND MIGUEZ

AN ACT

To enact R.S. 47:301(14)(g)(iv) relative to sales and use tax; to clarify the definition of repairs to tangible personal property; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 150—

BY SENATORS CHABERT AND MORRELL

AN ACT

To amend and reenact R.S. 47:6036(C)(1)(b), (G), the introductory paragraph of R.S. 47:6036(I)(1), (I)(1)(c) and (2)(a) and to repeal R.S. 47:6036(K), relative to the Ports of Louisiana tax credits; to streamline the approval process; to change the overall credit caps; to extend the sunset date of the credit; to remove an expired reporting provision; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 180—

BY SENATOR MORRELL

AN ACT

To enact R.S. 47:302(BB) and 321.1(F)(67), relative to state sales and use tax; to provide with respect to the exemption for sales and purchases of medical devices used by patients under the supervision of a physician; to provide for effectiveness and applicability of the exclusion; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 237—

BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 47:338.86(B), relative to the issuance of bonds by the Lafayette Public School Board; to provide for the maximum term; to provide for the application of the provisions of Chapters 13 and 13-A of Title 39 of the Louisiana Revised Statutes of 1950 to the bonds; to provide relative to the form, provisions, and negotiability of the bonds; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JEAN-PAUL "JP" MORRELL
Chairman

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 20, 2017

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. 33—

BY REPRESENTATIVES JENKINS, ARMES, BAGNERIS, BARRAS, BILLIOT, BOUIE, TERRY BROWN, CARMODY, ROBBY CARTER, STEVE CARTER, CHANEY, COX, EDMONDS, FRANKLIN, GISCLAIR, GLOVER, LANCE HARRIS, HILL, HOFFMANN, HOWARD, HUNTER, JACKSON, JONES, JORDAN, TERRY LANDRY, LEBAS, LYONS, MCFARLAND, NORTON, PIERRE, PUGH, REYNOLDS, SMITH, STAGNI, THOMAS, JEFFERSON, AND LEGER AND SENATOR PEACOCK

A CONCURRENT RESOLUTION

To commend Dr. G. E. Ghali, D.D.S., M.D., F.A.C.S., F.R.C.S. (Ed.), Chancellor of Louisiana State University Health Sciences Center in Shreveport, for extraordinary leadership in the advancement of the institution and in the rich legacy of medical instruction and research that he contributes to his community, the state, and the world.

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVES TERRY BROWN, ABRAHAM, ABRAMSON, AMEDEE, ANDERS, ARMES, BACALA, BAGLEY, BAGNERIS, BARRAS, BERTHELOT, BILLIOT, BISHOP, BOUIE, BROADWATER, CHAD 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, JOHNSON, JONES, JORDAN, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LYONS, MACK, MAGEE, MARCELLE, MARINO, MCFARLAND, MIGUEZ, DUSTIN MILLER, GREGORY MILLER, MORENO, JAY MORRIS, JIM MORRIS, NORTON, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, STAGNI, STEFANSKI, STOKES, TALBOT, THIBAUT, THOMAS, WHITE, AND ZERINGUE

A CONCURRENT RESOLUTION

To commend Sergeant Scott Bullitt on his exemplary service to and sacrifice for Louisiana.

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.

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Fannin	Morrish
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Riser
Bishop	LaFleur	Smith, G.
Boudreaux	Lambert	Smith, J.
Carter	Long	Tarver
Chabert	Luneau	Thompson
Claitor	Milkovich	Walsworth
Cortez	Mills	White
Donahue	Mizell	
Erdey	Morrell	
Total - 34		

ABSENT

Colomb	Peterson
Martiny	Ward
Total - 4	

Leaves of Absence

The following leaves of absence were asked for and granted:

Colomb 1 Day	Martiny 1 Day
Peterson 1 Day	Ward 1 Day

Announcements

The following committee meetings for April 25, 2017, were announced:

Judiciary A	10:00 A.M.	Hainkel Room
Judiciary B	10:00 A.M.	Room E
Judiciary C	9:00 A.M.	Room F

Adjournment

On motion of Senator Thompson, at 5:00 o'clock P.M. the Senate adjourned until Tuesday, April 25, 2017, 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