

**DAILY PROOF OF THE OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA
TWENTY-FIRST 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

Wednesday, May 17, 2017

The Senate was called to order at 1:15 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	Gatti	Morrish
Allain	Hewitt	Peacock
Appel	Johns	Perry
Bishop	Lambert	Riser
Carter	Long	Smith, G.
Chabert	Milkovich	Smith, J.
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Fannin	Morrell	
Total - 26		

ABSENT

Barrow	Erdey	Peterson
Boudreaux	LaFleur	Tarver
Claitor	Luneau	Thompson
Colomb	Martiny	White
Total - 12		

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

Prayer

The prayer was offered by Elder Clarence Robinson, 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 Perry, the reading of the Journal was dispensed with and the Journal of May 16, 2017, was adopted.

**Privileged Report of the
Legislative Bureau**

May 17, 2017

To the President and Members of the Senate:

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

The following instruments are approved as to construction and duplication. We advise and suggest the following amendments:

HOUSE BILL NO. 4—
BY REPRESENTATIVE MIGUEZ
AN ACT

To amend and reenact R.S. 11:710(A)(8) and to enact R.S. 11:710(A)(5)(d) and (9), relative to the reemployment of retired members of the Teachers' Retirement System of Louisiana in school nurse positions covered by the system; to authorize the reemployment of retirees as school nurses; to provide relative to earnings restrictions on such reemployment; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 9—
BY REPRESENTATIVE ABRAHAM
AN ACT

To amend and reenact R.S. 11:2252(9)(a), relative to calculation of contributions and benefits in the Firefighters' Retirement System; to provide for the definition of earnable compensation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 11—
BY REPRESENTATIVE BARRAS
AN ACT

To enact R.S. 11:1441(E), relative to benefits for surviving spouses from the Assessors' Retirement Fund; to provide for Back-Deferred Retirement Option Program benefits payable to surviving spouses of members of the fund under certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 12—
BY REPRESENTATIVE MACK
AN ACT

To enact R.S. 33:103(C)(1)(n), relative to the Livingston Parish planning commission; to authorize the governing authority of the parish to pay members a per diem for attending commission meetings; to provide relative to the amount of the per diem and for the number of meetings for which members may be paid; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 16—
BY REPRESENTATIVE MCFARLAND
AN ACT

To enact R.S. 47:338.218, relative to the town of Jonesboro; to authorize the governing authority of the town, subject to voter approval, to levy and collect a hotel occupancy tax; to provide for the use of the tax proceeds; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 18—
BY REPRESENTATIVE JENKINS
AN ACT

To designate the portion of Louisiana Highway 1 from East Dalzell Street to Crofton Street in Shreveport, Louisiana, as the "Deacon Cleophus Banks, Jr. Memorial Highway"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 19—
BY REPRESENTATIVE MAGEE
AN ACT

To amend and reenact R.S. 33:1243(A)(1), relative to penalties for violations of parish ordinances; to authorize the imposition of community service as a penalty for violating a parish ordinance; to provide for the maximum number of hours of community service a person may be ordered to perform; and to provide for related matters.

Reported without amendments.

May 17, 2017

HOUSE BILL NO. 21—
BY REPRESENTATIVE ABRAHAM
AN ACT

To amend and reenact R.S. 11:2259(A)(2) and to enact R.S. 11:2259(A)(3), relative to payment of benefits in the Firefighters' Retirement System; to provide with respect to optional beneficiaries and the selection thereof; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 22—
BY REPRESENTATIVE ABRAHAM
AN ACT

To repeal R.S. 11:2258(B)(2)(d), relative to retirement options in the Firefighters' Retirement System; to provide with respect to conversion from service retirement to disability retirement; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 24—
BY REPRESENTATIVE THIBAUT
AN ACT

To enact R.S. 33:4574(F)(10), relative to the West Baton Rouge Parish Tourist Commission; to provide for changes to the membership of the commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 28—
BY REPRESENTATIVE EMERSON
AN ACT

To amend and reenact R.S. 47:463.73(G), relative to motor vehicle special prestige license plates; to provide for the "Acadiana High School" special prestige license plate; to provide for the creation, issuance, design, fees, distribution, and rule promulgation applicable to such license plates; to provide an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 28 by Representative Emerson

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on May 16, 2017, on page 1, line 11, after "private" and before "school" insert "high"

HOUSE BILL NO. 29—
BY REPRESENTATIVES HOWARD, TERRY BROWN, STEVE CARTER, FRANKLIN, GISCLAIR, GUINN, PIERRE, POPE, AND STEFANSKI
AN ACT

To redesignate a portion of United States Highway 171 in Anacoco, Louisiana, as the "Sergeant James Edward Martin Memorial Highway"; to provide relative to a potential route designation conflict; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 31—
BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 11:710(A)(3) and (4)(b) and (F), relative to the reemployment of retirees of the Teachers' Retirement System of Louisiana in positions covered by the system; to authorize the reemployment of school psychologists in critical shortage areas; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 32—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:1821(B), (C), and (G), relative to the board of trustees of the Municipal Employees' Retirement System of Louisiana; to provide for a trustee who is a retired member; to provide for a term; to provide for elections; to provide for implementation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 33—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:186(A) and (C), relative to the boards of trustees of the state and statewide retirement systems; to provide relative to legislative staff's attendance at executive sessions of the boards of trustees of the state and statewide retirement systems; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 35—
BY REPRESENTATIVE CARPENTER
AN ACT

To amend and reenact R.S. 11:2258(D), relative to disability retirement benefits of members of the Firefighters' Retirement System; to provide for reporting; to provide a presumption; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 38—
BY REPRESENTATIVE ABRAHAM
AN ACT

To repeal R.S. 11:1658(C) and 1659(H), relative to the board of trustees of the District Attorneys' Retirement System; to remove certain procedural requirements regarding setting the employer contribution rate and directing the use of funds in the funding deposit account.

Reported without amendments.

HOUSE BILL NO. 39—
BY REPRESENTATIVES HILL AND HOWARD
AN ACT

To designate a portion of Louisiana Highway 377 in Dido, Louisiana, in Vernon Parish, as the "Corporal Leonard Carroll Bond Memorial Highway"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 40—
BY REPRESENTATIVE HOWARD
AN ACT

To redesignate a portion of Louisiana Highway 118, in the Peason Community in Sabine Parish, as the "Joe Kirk Memorial Highway"; to designate a portion of Louisiana Highway 26 in Jefferson Davis Parish as the "Michael Phillips Memorial Highway"; to designate a portion of Louisiana Highway 102 in Jennings, Louisiana, as the "Burton "Burt" LeBlanc Memorial Highway"; to provide relative to a potential route designation conflict; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 40 by Representative Howard

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on May 16, 2017, on page 1, line 3, after "Louisiana," and before "in" delete "all"

HOUSE BILL NO. 65—

BY REPRESENTATIVE HENSGENS
AN ACT

To enact R.S. 47:463.192, relative to motor vehicle special prestige license plates; to provide for the establishment of the "Sabine Pass Lighthouse" special prestige license plate; to provide for creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; to provide an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 100—

BY REPRESENTATIVE JOHNSON
AN ACT

To designate a portion of Louisiana Highway 1 in Simmesport, Louisiana as "Joe Simon Boulevard"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 193—

BY REPRESENTATIVE JIM MORRIS
AN ACT

To designate a bridge located on Louisiana Highway 2 in Caddo Parish as the "Hart's Ferry Bridge"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 318—

BY REPRESENTATIVES BERTHELOT, TERRY BROWN, CARPENTER, STEVE CARTER, FRANKLIN, GISCLAIR, GUINN, HALL, HAVARD, HILL, HOWARD, NORTON, PIERRE, POPE, STEFANSKI, AND WHITE
AN ACT

To enact R.S. 29:27.1, relative to parking for disabled veterans; to provide free parking for disabled veterans at airports; to establish identification requirements; to provide for the duration of time the veteran may park for free; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 438—

BY REPRESENTATIVE ZERINGUE
AN ACT

To amend and reenact R.S. 38:330.1(C)(1)(b)(ii), 330.1(F)(1), 330.3(A)(1)(c) and (B), and 330.8(B)(1), relative to flood protection authorities; to provide for the qualifications for appointment to the board of commissioners of the Southeast Louisiana Flood Protection Authority-West Bank; to provide relative to flood protection authority spending across the various levee districts; to provide relative to flood protection authority spending for joint costs of management, planning, design, construction, operation and maintenance, repair, replacement, and rehabilitation of the Hurricane and Storm Damage Risk Reduction System; to provide relative to funding for drainage projects outside the Hurricane and Storm Damage Risk Reduction System; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 438 by Representative Zeringue

AMENDMENT NO. 1

On page 1, line 2, following "(ii)" and before "(F)" change ", 330.1" to "and"

AMENDMENT NO. 2

On page 1, line 13, following "(ii)" and before "(F)" change ", 330.1" to "and"

HOUSE BILL NO. 503—

BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 22:821(B)(3) and 1546(B)(1)(a), relative to licensing of insurance producers; to provide for licensing fees paid by insurance producers; to provide for licensing of business entities as insurance producers; to provide for disclosure of persons with ten percent or more controlling interest in a resident business entity; to provide for disclosure upon request of persons with ten percent or more controlling interest in a non-resident business entity; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 510—

BY REPRESENTATIVE LANCE HARRIS
AN ACT

To designate a portion of Louisiana Highway 1 in Alexandria, Louisiana as the "Deputy Marshal Glen Denning DeVanie Memorial Highway"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 566—

BY REPRESENTATIVE HAZEL
AN ACT

To enact Subpart ZZ of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.331, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate all or a portion of any refund due to them to the Louisiana Horse Rescue Association; to provide for the administration and disbursement of donated monies; to provide for reporting; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 611—

BY REPRESENTATIVE GLOVER
AN ACT

To enact R.S. 48:1844, relative to interstate highways; to designate a certain portion of Interstate 49 in Shreveport as the T. J. Hawkins, Craig E. Lear, Cooper Road USA Expressway; to provide an effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

Adoption of Legislative Bureau Report

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 102—

BY SENATORS WARD AND CARTER
A CONCURRENT RESOLUTION

To affirm the need for civility in political discourse and debate as a fundamental requirement for effective representative democracy and governing.

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

May 17, 2017

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 116— BY SENATOR PERRY

A RESOLUTION

To commend Peyton Theriot on winning the Louisiana High School Athletic Association Class 1A state championship in the discus event in track and field.

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

SENATE RESOLUTION NO. 118— BY SENATOR THOMPSON

A RESOLUTION

To commend the Mangham High School Lady Dragons softball team on a memorable season winning the Class 2A State Championship Title at the 2017 Allstate Sugarbowl/LHSAA Softball Tournament.

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

SENATE RESOLUTION NO. 119— BY SENATOR MILKOVICH

A RESOLUTION

To commend the Louisiana Deferred Compensation Commission for posting the Louisiana Public Employees Deferred Compensation Plan investment performance data on its website and to encourage the commission to continue this practice.

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

SENATE RESOLUTION NO. 120— BY SENATOR MILKOVICH

A RESOLUTION

To memorialize the Congress of the United States to take such actions as are necessary to support the domestic beef industry.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 99— BY SENATOR CORTEZ AND REPRESENTATIVE HAVARD A CONCURRENT RESOLUTION

To authorize creation of the Louisiana Supply Chain and Transportation Council to study and make recommendations regarding increasing resilience in various modes of transportation through increased communication, collaboration, development of geographic information technologies, and new innovations in transportation resilience.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Hewitt, Peacock, Allain, Johns, Perry, Appel, Lambert, Peterson, Bishop, Long, Riser, Carter, Luneau, Smith, G., Cortez, Milkovich, Smith, J., Donahue, Mills, Walsworth

Fannin Gatti Total - 27

Mizell Morrish

Ward White

NAYS

Total - 0

ABSENT

Barrow Boudreaux Chabert Claitor Total - 11

Colomb Erdey LaFleur Martiny

Morrell Tarver Thompson

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

SENATE CONCURRENT RESOLUTION NO. 100— BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend and congratulate Sara "D-D" Breaux on being named to the 2017 Louisiana Sports Hall of Fame.

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

Mr. President Allain Appel Bishop Carter Cortez Donahue Fannin Gatti Total - 27

Hewitt Johns Lambert Long Luneau Milkovich Mills Mizell Morrish

Peacock Perry Peterson Riser Smith, G. Smith, J. Walsworth Ward White

NAYS

Total - 0

ABSENT

Barrow Boudreaux Chabert Claitor Total - 11

Colomb Erdey LaFleur Martiny

Morrell Tarver Thompson

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

SENATE CONCURRENT RESOLUTION NO. 101— BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend and congratulate posthumously C.A. Core on being named to the 2017 Louisiana Sports Hall of Fame.

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: Mr. President, Hewitt, Peacock, Allain, Johns, Perry, Appel, Lambert, Peterson

Bishop	Long	Riser
Carter	Luneau	Smith, G.
Chabert	Milkovich	Smith, J.
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Fannin	Morrell	White
Gatti	Morrish	

Total - 29

NAYS

Total - 0

ABSENT

Barrow	Colomb	Martiny
Boudreaux	Erdey	Tarver
Claitor	LaFleur	Thompson
Total - 9		

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 16, 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. 63	HB No. 230	HB No. 590
HB No. 397	HB No. 437	HB No. 547
HB No. 178	HB No. 224	HB No. 264

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 63—
BY REPRESENTATIVE LANCE HARRIS
AN ACT

To amend and reenact R.S. 47:306(A)(7) and to enact R.S. 47:306(B), relative to collection of advance sales tax; to require the collection of advance sales tax by wholesale dealers of tobacco and alcoholic beverage products; to provide for the disposition of the tax; to authorize the secretary of the Department of Revenue to promulgate rules; to provide for exemptions; to provide for requirements and limitations; to authorize certain deductions; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 178—
BY REPRESENTATIVE SIMON
AN ACT

To amend and reenact R.S. 17:3141.2(introductory paragraph) and (5)(introductory paragraph) and to enact R.S. 17:3141.2(5)(q), relative to proprietary schools; to exclude certain educator preparation programs from the definition of proprietary school; to provide that such programs are not subject to licensing by the Board of Regents; and to provide for related matters.

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

HOUSE BILL NO. 224—
BY REPRESENTATIVE MORENO
AN ACT

To enact R.S. 47:302.56, 322.49, and 332.55, relative to the disposition of certain sales and use tax collections in Orleans Parish; to establish the New Orleans Quality of Life Fund as a special fund in the state treasury; to provide for the deposit of monies into the fund; to provide for the use of such monies; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 230—
BY REPRESENTATIVE STOKES
AN ACT

To amend and reenact R.S. 47:716.1 and 818.2(4), relative to aviation gasoline; to provide for the definition of aviation gasoline; and to provide for related matters.

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

HOUSE BILL NO. 264—
BY REPRESENTATIVE BISHOP
AN ACT

To amend and reenact R.S. 47:305.11(A), relative to sales and use taxes imposed by the state or a political subdivision; to provide with respect to exclusions from the tax; to provide for the types of construction contracts excluded from the imposition of a new sales and use tax levy; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 397—
BY REPRESENTATIVES EDMONDS AND IVEY
AN ACT

To amend and reenact R.S. 46:440.1(C), (D), and (E)(introductory paragraph) and to repeal R.S. 46:440.1(E)(4), relative to the Medical Assistance Programs Fraud Detection Fund; to provide for the collection and disbursement of funds; to provide for the use of the funds; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 437—
BY REPRESENTATIVE WHITE
AN ACT

To enact R.S. 32:402.1(B), relative to the classroom instruction portion of an approved driver education prelicensing training course; to authorize the classroom portion of a prelicensing training course to be provided by alternative methods of instruction; to establish approval requirements for the alternative method of instruction; to prohibit any portion of the classroom instruction of the driver education course for persons under the age of eighteen to be provided by alternative methods; to authorize the Department of Public Safety and Corrections, public safety services, to establish rules and regulations as determined necessary to define requirements; and to provide for related matters.

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

HOUSE BILL NO. 547—

BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 32:412(A)(1), (2), (5), and (6) and (B)(1), (2), and (7)(e)(i)(aa), (cc), (dd)(I), (ee), (ii)(aa), (cc), (dd)(I), and (ee) and R.S. 46:122(A)(1), relative to driver's license fees; to provide for a one dollar increase in driver's license fees to benefit the Louisiana Military Family Assistance Fund; and to provide for related matters.

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

HOUSE BILL NO. 590—

BY REPRESENTATIVES HILFERTY AND DAVIS
AN ACT

To amend and reenact R.S. 49:308.5 and to enact R.S. 24:653(N), relative to the review of special treasury funds; to provide for the submission of a plan to review special treasury funds; to provide for the review of and recommendation on certain special treasury funds; to provide for exceptions; to provide for a dedicated fund review subcommittee of the Joint Legislative Committee on the Budget; 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

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 16, 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. 78 HCR No. 80 HCR No. 81

HCR No. 82

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

**House Concurrent Resolutions
on First Reading**

HOUSE CONCURRENT RESOLUTION NO. 78—

BY REPRESENTATIVE FOIL
A CONCURRENT RESOLUTION

To express support for the Louisiana Geological Survey and to commend the agency for its decades of work that has produced important information for educators, scientists, policymakers, and the general public.

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

HOUSE CONCURRENT RESOLUTION NO. 80—

BY REPRESENTATIVE HILL AND SENATOR LAFLEUR
A CONCURRENT RESOLUTION

To commend the Elizabeth High School Bulldogs boys' baseball team upon winning the 2017 Louisiana Class C State Championship.

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

HOUSE CONCURRENT RESOLUTION NO. 81—

BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to post information concerning bone marrow donations on the department's website for dissemination by healthcare practitioners to patients.

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

HOUSE CONCURRENT RESOLUTION NO. 82—

BY REPRESENTATIVES DWIGHT AND HILL AND SENATOR JOHN SMITH
A CONCURRENT RESOLUTION

To commend the South Beauregard High School Golden Knights boys' baseball team upon winning the 2017 Class 3A state championship.

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

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

HOUSE BILL NO. 57—

BY REPRESENTATIVE PRICE
AN ACT

To enact R.S. 33:4566.2, relative to Ascension Parish; to provide relative to West Ascension Recreation Facilities District No. 1; to authorize the governing authority of the district, subject to voter approval, to levy and collect a sales and use tax; to provide for the use of tax proceeds; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 71—

BY REPRESENTATIVES CARMODY, AMEDEE, BISHOP, DEVILLIER, HODGES, HORTON, HOWARD, PUGH, SEABAUGH, SHADOIN, AND THOMAS AND SENATOR APPEL

AN ACT

To enact R.S. 25:915, relative to military memorials on public property; to prohibit state and local governmental entities from taking actions that would be detrimental to such memorials; to provide for conservation of such memorials; and to provide exceptions; and to provide for related matters.

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

HOUSE BILL NO. 109—

BY REPRESENTATIVE DEVILLIER
AN ACT

To amend and reenact R.S. 47:337.14(E), relative to the central sales tax collection commission of St. Landry Parish; to provide relative to the membership of the commission; and to provide for related matters.

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

HOUSE BILL NO. 132—

BY REPRESENTATIVE EDMONDS
AN ACT

To amend and reenact R.S. 39:57.1(B) and to enact R.S. 39:57.1(C) and 73(C)(5), relative to state expenditures; to provide for initial expenditure allocations of the operating budget; to provide for approval of changes to initial expenditure allocations; to provide for the reporting of certain transfers of funds; to require electronic posting of certain information; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 139—

BY REPRESENTATIVE MCFARLAND
AN ACT

To enact R.S. 39:366.12 and 1603.1, relative to public contracts; to require prior approval of certain actions related to the procurement of professional, personal, consulting, and social services; to require prior approval of agreements relating to the lease or operation of certain hospitals; to provide for exceptions; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 146—

BY REPRESENTATIVE DEVILLIER
AN ACT

To enact R.S. 46:1053(C)(2)(h), relative to Hospital Service District No. 1 of St. Landry Parish; to provide relative to the per diem paid to members of the governing board of the district; and to provide for related matters.

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

HOUSE BILL NO. 241—

BY REPRESENTATIVE CHAD BROWN
AN ACT

To enact R.S. 32:402.1(B) and (C) and to repeal R.S. 32:402.1(A)(3)(c), relative to driver education and preclicensing training courses; to increase requirements within driver education and preclicensing courses; to provide for the establishment of a curriculum relative to the economic effects of littering; to require the course curriculum include a section on how to respond to a traffic stop; to provide for the establishment of rules, regulations, and requirements for the course; and to provide for related matters.

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

HOUSE BILL NO. 293—

BY REPRESENTATIVE AMEDEE
AN ACT

To amend and reenact R.S. 42:1441(A) and to enact R.S. 42:1441(D), relative to the limitation of liability of the state; to provide relative to liability for damage caused by district attorneys; to provide for indemnification; to provide relative to the attorney general; to provide for payment of a judgment; to provide for applicability; and to provide for related matters.

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

HOUSE BILL NO. 388—

BY REPRESENTATIVE CARMODY
AN ACT

To enact R.S. 32:808(C), relative to reporting requirements imposed on the Louisiana Used Motor Vehicle Commission; to require reporting of certain information regarding salvage pools or salvage disposal sales; to authorize the sharing of information; and to provide for related matters.

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

HOUSE BILL NO. 678— (Substitute for House Bill No. 479 by Representative Horton)

BY REPRESENTATIVE HORTON
AN ACT

To amend and reenact Children's Code Articles 437(A), 603(24), and 610(G), to enact Children's Code Article 603(19) and Subpart E of Part VI of Chapter 5-A of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1086.11, and to repeal Act No. 396 of the 2007 Regular Session of the Legislature, relative to prenatal neglect and the reporting

thereof; to provide for definitions; to provide for notification procedures; to provide for limitation of liability; to provide for referral for mediation; to provide for promulgation of rules by the Department of Children and Family Services; to provide for enforceability; and to provide for related matters.

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 74—

BY REPRESENTATIVES LEGER AND MORENO
A CONCURRENT RESOLUTION

To commend Kim Sport of the United Way of Southeast Louisiana for her many accomplishments, countless contributions, and tireless service to her community and the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hewitt	Perry
Allain	Johns	Peterson
Appel	Lambert	Riser
Barrow	Long	Smith, G.
Carter	Luneau	Smith, J.
Colomb	Milkovich	Tarver
Cortez	Mills	Thompson
Donahue	Mizell	Walsworth
Erdey	Morrell	Ward
Fannin	Morrish	White
Gatti	Peacock	

Total - 32

NAYS

Total - 0

ABSENT

Bishop	Chabert	LaFleur
Boudreaux	Claitor	Martiny

Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 77—

BY REPRESENTATIVE ROBBY CARTER
A CONCURRENT RESOLUTION

To designate Wednesday, May 17, 2017, as Louisiana Housing Council Day at the state capitol and to commend the Louisiana Housing Council for its accomplishments.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Peacock
Allain	Hewitt	Perry
Appel	Johns	Peterson
Barrow	Lambert	Riser
Carter	Long	Smith, G.
Chabert	Luneau	Smith, J.

May 17, 2017

Colomb	Milkovich	Tarver
Cortez	Mills	Thompson
Donahue	Mizell	Walsworth
Erdey	Morrell	Ward
Fannin	Morrish	White

Total - 33

NAYS

Total - 0

ABSENT

Bishop	Claitor	Martiny
Boudreaux	LaFleur	

Total - 5

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON HEALTH AND WELFARE

Senator Fred H. Mills, Jr., Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

May 17, 2017

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

HOUSE CONCURRENT RESOLUTION NO. 18—
BY REPRESENTATIVES STEVE CARTER AND STOKES
A CONCURRENT RESOLUTION

To memorialize the United States Congress to pass the Trickett Wendler Right to Try Act of 2017.

Reported favorably.

HOUSE BILL NO. 140—
BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact R.S. 47:1965 and to enact R.S. 40:36(H), relative to records relating to ad valorem tax assessments; to require the registrar of vital records to provide information to assessors concerning deaths occurring in the state; to provide with respect to requirements and procedures; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 159—
BY REPRESENTATIVE DUSTIN MILLER
AN ACT

To enact R.S. 40:2154.1 and to repeal R.S. 40:2154(A)(14), relative to behavioral health services providers; to provide for healthcare provider licensing and regulatory functions of the Louisiana Department of Health; to provide for applicability of the Behavioral Health Services Provider Licensing Law; to require certain healthcare providers to be licensed as behavioral health services providers; to require such providers to complete applications for licenses by a certain date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 192—
BY REPRESENTATIVES MORENO, BAGLEY, HORTON, JOHNSON, RICHARD, STAGNI, AND TALBOT
AN ACT

To enact R.S. 40:978(G) and (H), relative to opioid prescriptions; to provide for a seven-day limit on prescriptions; to provide for exceptions to the limitation; to authorize a prescription to be filled for a lesser quantity than the maximum prescribed amount; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 250—
BY REPRESENTATIVE PYLANT
AN ACT

To enact R.S. 40:1024(C), relative to needle exchange programs; to authorize local governing authorities to establish needle exchange programs; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 402—
BY REPRESENTATIVE HAVARD
AN ACT

To enact R.S. 40:2006(A)(2)(r), (B)(2)(i), and (E)(2)(t), 2154(A)(19) and Part V of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2162.1 through 2162.7, relative to healthcare facilities licensed and regulated by the Louisiana Department of Health; to define and provide for licensure and regulation of community-based care facilities; to authorize the Louisiana Department of Health to perform licensing and regulatory functions with respect to such facilities; to provide for community-based care facility license applications, issuance, renewal, and fees; to authorize licensure of community-based care facilities which propose to operate in state-owned residential buildings; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 404—
BY REPRESENTATIVES HENSGENS AND BARRAS
AN ACT

To amend and reenact R.S. 37:2869(A)(3) and to repeal R.S. 37:2865(A)(3), relative to the practice of polysomnography; to authorize individuals enrolled in a certified education program to practice polysomnography; to require rulemaking by the Louisiana State Board of Medical Examiners; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 483—
BY REPRESENTATIVES JACKSON, BAGNERIS, BILLIOT, BOUIE, TERRY BROWN, COX, GISCLAIR, JIMMY HARRIS, HUNTER, JEFFERSON, JENKINS, JOHNSON, JORDAN, LEBAS, LYONS, MARCELLE, NORTON, PIERRE, POPE, RICHARD, SMITH, AND STAGNI
AN ACT

To amend and reenact R.S. 40:1105.10(B) and to enact R.S. 40:5.12, 1105.8.1, and 1105.8.2, relative to collection, maintenance, and reporting of data on cancer by the Louisiana Tumor Registry of the Louisiana State University System; to provide authorizations and restrictions concerning reporting of data by the registry; to provide relative to requests for registry data by the office of public health of the Louisiana Department of Health; to provide for cooperation between the registry and the office of public health in certain functions; to provide for state cancer investigation and intervention functions; to establish procedures for processing of data requests submitted to the registry; to provide for duties of the research committee of the registry; to provide standards for the data collection process of the registry and for maintenance of data collected; to provide for annual

reports of cancer data to designated parties; to provide for electronic notifications and reports concerning cancer data; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 490—
BY REPRESENTATIVES LEGER, BAGNERIS, AND HOFFMANN AND SENATOR MILLS

AN ACT

To enact R.S. 49:219.5, relative to the Drug Policy Board's Advisory Council on Heroin and Opioid Prevention and Education; to establish the Advisory Council on Heroin and Opioid Prevention and Education within the Drug Policy Board; to provide for the membership, powers, and duties of the council; to require an Interagency Heroin and Opioid Coordination Plan; to provide for the content of the plan; to require staffing support for the council; to provide for meetings and official actions of the council; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 492—
BY REPRESENTATIVES MAGEE, HOFFMANN, AND STOKES

AN ACT

To amend and reenact R.S. 40:1253.2(A)(introductory paragraph) and (3)(f) and (g), 1253.3(B), and 1253.4(A) and R.S. 46:460.31(introductory paragraph) and (4) and 460.51(5) and (8) and to enact R.S. 40:1253.2(A)(3)(h), R.S. 46:460.51(13), and Subpart D of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:460.81 through 460.88, relative to the Louisiana Medicaid program; to provide for duties of the Louisiana Department of Health in administering the Medicaid managed care program; to correct references to the name of such program; to establish a process for review of healthcare provider claims submitted to Medicaid managed care organizations; to provide for reviews of claim payment determinations which are adverse to healthcare providers; to provide for appeals of decisions rendered through such review process; to establish a panel for selection of independent reviewers; to provide reporting requirements; to provide for penalties; to provide for administrative rulemaking; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 493—
BY REPRESENTATIVES MAGEE, BAGLEY, HORTON, RICHARD, AND STAGNI

AN ACT

To enact R.S. 40:31.39, relative to powers and duties of the office of public health of the Louisiana Department of Health; to provide for authority of the office with respect to enforcement of the state sanitary code; to provide for assessment of fees by the office; to establish and provide for a reinspection fee; to provide the amount and procedures for assessment of the fee; to provide for definitions; to provide for effectiveness; and to provide for related matters.

Reported favorably.

Respectfully submitted,
FRED H. MILLS JR.
Chairman

REPORT OF COMMITTEE ON

LABOR AND INDUSTRIAL RELATIONS

Senator Neil Riser, Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

May 17, 2017

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

SENATE BILL NO. 153—
BY SENATOR CARTER AND REPRESENTATIVE HUNTER
AN ACT

To enact Chapter 6-B of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:671 through 678, and R.S. 23:1516, relative to minimum wage; to establish a state minimum wage; to provide for an annual increase of the minimum wage; to provide for enforcement; to provide for civil remedies; to provide for damages; to provide for venue; to provide for the limitation of actions; to provide for notifications; to provide for the creation of an account within a fund; to provide for exceptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 155—
BY SENATOR CARTER
AN ACT

To amend and reenact R.S. 23:332(A), (B), (C) (1) and (2), (D), (E), (F)(1) and (2), (H) (1), (3) and (4), R.S. 37:1052(B), 1107(C), 1360.23 (H), 1437(D), 2719, 3425(C), 3447(C), and 40:1133.1(C), and to enact R.S. 23:302 (9) and (10), 332 (I) and (J), relative to employment discrimination; to provide definitions; to provide regarding intentional discrimination in employment; to provide exceptions based upon the First Amendment of the United States Constitution; to provide exceptions for certain entities; to provide regarding applicants to certain programs; to provide regarding requirements for certain professions; and to provide for related matters.

Reported favorably.

Respectfully submitted,
NEIL RISER
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

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

May 17, 2017

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 60—
BY SENATOR PERRY
A CONCURRENT RESOLUTION

To authorize that the grounds surrounding the Old Arsenal Museum on the capitol grounds be designated as "The Louisiana Veterans Memorial Park".

Reported favorably.

SENATE BILL NO. 189—
BY SENATOR COLOMB
AN ACT

To amend and reenact R.S. 42:1111(A)(1)(b), and to enact R.S. 17:3390(G) and (H), relative to the Code of Governmental Ethics; to provide for compensation of public employees; to provide for benefits of public employees; to provide for participation in the raising of funds in institutions of education and affiliates; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 90—
BY REPRESENTATIVES DANAHAY AND GREGORY MILLER
AN ACT

To enact R.S. 42:1111.1 and to repeal R.S. 42:1123(36), relative to ethics; to allow public servants to accept certain donations and contributions from not-for-profit organizations or funds within the organizations following a gubernatorially declared disaster or emergency; to require disclosures to the Board of Ethics; to provide relative to the effectiveness of such provisions; to remove a substantially similar exception specific to Hurricanes Katrina and Rita; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 155—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 15:587(A)(1)(a), relative to criminal identification and information; to provide relative to the Louisiana Bureau of Criminal Identification and Information; to require the bureau to make available to the House and Governmental Affairs Committee criminal history record and identification files; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 168—
BY REPRESENTATIVE CARPENTER
AN ACT

To amend and reenact R.S. 18:171(C)(1) and (2), relative to reports to election officials concerning persons with felony convictions; to provide relative to the duties of registrars of voters and officials in the Department of State and the Department of Public Safety and Corrections relative to such reports; to provide for the information required to be reported; to provide deadlines for such reports; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 308—
BY REPRESENTATIVES MCFARLAND, ABRAHAM, ANDERS, TERRY BROWN, CHANEY, DEVILLIER, DWIGHT, HOFFMANN, JACKSON, DUSTIN MILLER, PYLANT, SCHRODER, AND THIBAUT AND SENATORS FANNIN, THOMPSON, AND WALSWORTH
AN ACT

To enact R.S. 42:1119(H), relative to nepotism; to provide an exception to allow the continued employment of a cadet or graduate of the state police training academy in the classified state police service under certain circumstances; to provide for the application and effectiveness of the exception; and to provide for related matters.

Reported favorably.

Respectfully submitted,
KAREN CARTER PETERSON
Chairwoman

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

SENATE BILL NO. 126—
BY SENATOR THOMPSON
AN ACT

To enact Part V of Chapter 7 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:921 through 931, relative to produce safety; to designate the Louisiana Department of Agriculture and Forestry as the state agency responsible for cooperating with the secretary of the United States Department of Health and Human Services regarding the FDA Food Safety Modernization Act; to authorize certain contracts with the Louisiana Department of Health; to authorize the commissioner of agriculture and forestry to adopt rules and employ certain personnel; to provide for the registration and regulation of covered produce farms; to provide relative to

records, reports, inspections, and investigations; to provide for injunctive relief; to authorize the commissioner to issue stop orders; to provide for criminal and civil penalties; to provide for definitions; and to provide for related matters.

Reported by substitute by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. —(Substitute of Senate Bill No. 126 by Senator Thompson)

BY SENATOR THOMPSON
AN ACT

To enact Part V of Chapter 7 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:921 through 928, relative to produce safety; to provide relative to the authority of the Louisiana Department of Agriculture and Forestry and the Louisiana Department of Health regarding the provisions of the FDA Food Safety Modernization Act; to provide for the authority of the commissioner of agriculture and forestry; to authorize the commissioner to adopt rules; to provide for the registration and regulation of covered produce farms; to provide for criminal and civil penalties; to provide for definitions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Part V of Chapter 7 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:921 through 928, is hereby enacted to read as follows:

PART V. PRODUCE SAFETY

§921. Definitions

As used in this Part, the following words, terms, and phrases shall have the meanings ascribed to them as follows:

(1) "Commissioner" means the Louisiana commissioner of agriculture and forestry.

(2) "Covered produce farm" means any farm engaged in the growing, harvesting, packing, or holding of produce for human consumption which is subject to the requirements of the FDA Food Safety Modernization Act.

(3) "Department" means the Louisiana Department of Agriculture and Forestry.

(4) "Produce" means any food that is defined as such within the meaning of the FDA Food Safety Modernization Act and is a raw agricultural commodity, including raw agricultural commodities that are grown domestically or imported or offered for sale in Louisiana.

§922. Federal and state cooperation; designated authority

A.(1) The department is hereby designated as the state agency responsible for cooperating with the secretary of the United States Department of Health and Human Services regarding provisions of the FDA Food Safety Modernization Act that fall within the department's authority granted by this Part.

(2) The commissioner is authorized to receive and expend state and federal funds appropriated for the administration of this Part.

B. The department shall work with the secretary of the United States Department of Health and Human Services to develop a program to ensure the safety of agricultural produce in Louisiana.

C. The commissioner may accept advisory assistance from the secretary of the United States Department of Health and Human Services in developing the program authorized by this Part, technical and laboratory assistance and training, including necessary curriculum, instructional materials, and equipment, and financial assistance or other aid for administration of the program authorized by this Part.

D. The commissioner shall represent the state in all communications and negotiations with the secretary of the United States Department of Health and Human Services regarding the implementation of this Part and the provisions of the FDA Food Safety Modernization Act that fall within the department's authority granted by this Part.

§923. Authority; enforcement

A. The commissioner is authorized and may adopt rules and regulations in accordance with the Administrative Procedure Act to do the following:

(1) Enforce standards for growing, harvesting, packing, and holding of produce for human consumption and administer the provisions of this Part.

(2) Enter the premises of any covered produce farm during reasonable hours to inspect the growing, harvesting, packing, and holding of produce.

(3) Investigate the organization, business, conduct, practices, and management of any covered produce farm engaged in intrastate commerce.

(4) Inspect or copy any covered produce farm record related to the growing, harvesting, packing, or holding of produce.

(5) Issue stop orders prohibiting the growing, harvesting, packing, or holding of produce.

B. No person shall impede, obstruct, hinder, or otherwise prevent or attempt to prevent the department, an inspector of the department, or any employee of the department in the performance of his duties pursuant to this Part.

C. The provisions of this Section shall not limit the commissioner's authority to respond to an emergency in order to prevent a public health hazard, including communication with applicable state and federal agencies.

§924. Records; registration; reports

Any person, firm, or corporation owning or operating a covered produce farm in the state shall:

(1) Register with the department on an annual basis no later than July first of each year.

(2) Update their registration with the department within ninety days of any changes in activity on the covered produce farm.

(3) Maintain all records required by the rules adopted pursuant to this Part and make those records available to the department upon request.

(4) File with the commissioner annual or special reports and answers in writing.

§925. Criminal penalties; offenses

A. Any person, firm, or corporation convicted in a court of competent jurisdiction of any of the following offenses shall be subject to a fine of not more than five hundred dollars:

(1) To willfully make, or cause to be made, any false entry or statement of fact.

(2) To willfully make, or cause to be made, any false entry in any account, record, or memorandum required pursuant to this Part.

(3) To willfully neglect or fail to make full, true, and factual entries in any accounts, records, or memoranda required pursuant to this Part.

(4) To willfully remove out of the state's jurisdiction, or mutilate, alter, or by any other means falsify any documentary evidence required pursuant to this Part.

(5) To willfully refuse to submit to the commissioner or to his authorized agents, for the purpose of inspection and making copies, any documentary evidence required pursuant to this Part.

B. The department shall not impose a fine pursuant to the provisions of this Section if the federal government has imposed a fine for the same violation pursuant to provisions of the FDA Food Safety Modernization Act.

§926. Civil penalties

A. Any person who violates a provision of this Part or a regulation adopted pursuant to the provisions of this Part shall be subject to a civil penalty of not more than one hundred dollars per violation.

B. Civil penalties may be assessed only by ruling of the commissioner based upon an adjudicatory hearing held in accordance with the provisions of the Administrative Procedure Act and this Part.

§927. Louisiana Department of Health; authority

A. Nothing in this Part shall be construed as eliminating or diminishing the authority of the Louisiana Department of Health to regulate food as provided in Title 40 of the Louisiana Revised Statutes of 1950.

B. The Louisiana Department of Health is hereby designated as the state agency responsible for cooperating with the secretary of the United States Department of Health and Human Services regarding provisions of the FDA Food Safety Modernization Act

that fall within its authority granted in Title 40 of the Louisiana Revised Statutes of 1950.

§928. Effectiveness

A. The provisions of this Part shall remain in effect only as long as the federal funds required to implement the provisions of the FDA Food Safety Modernization Act referenced in this Part are provided.

B. The provisions of this Part shall be null and void upon the date of repeal of 21 C.F.R. Part 112.

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

On motion of Senator Thompson, the committee substitute bill was adopted and becomes Senate Bill No. 256 by Senator Thompson, substitute for Senate Bill No. 126 by Senator Thompson.

SENATE BILL NO. 256— (Substitute of Senate Bill No. 126 by Senator Thompson)

BY SENATOR THOMPSON

AN ACT

To enact Part V of Chapter 7 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:921 through 928, relative to produce safety; to provide relative to the authority of the Louisiana Department of Agriculture and Forestry and the Louisiana Department of Health regarding the provisions of the FDA Food Safety Modernization Act; to provide for the authority of the commissioner of agriculture and forestry; to authorize the commissioner to adopt rules; to provide for the registration and regulation of covered produce farms; to provide for criminal and civil penalties; to provide for definitions; and to provide for related matters.

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

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

HOUSE BILL NO. 5—

BY REPRESENTATIVE JEFFERSON

AN ACT

To enact R.S. 33:457, relative to mayor's courts; to establish a mayor's court in the village of Athens in Claiborne Parish; to provide for territorial jurisdiction; to provide for the powers and authority of the mayor as magistrate of the court and other officers of the court; and to provide for related matters.

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

HOUSE BILL NO. 10—

BY REPRESENTATIVE TERRY BROWN

AN ACT

To amend and reenact R.S. 13:996.46(C), relative to the Thirty-Fifth Judicial District Court; to authorize the use of money in the Thirty-Fifth Judicial Expense Fund to pay personnel health insurance premiums, certification fees, continuing education fees, and capital expenditures; to provide for retroactive and prospective application; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 10 by Representative Terry Brown

AMENDMENT NO. 1

On page 1, line 5, delete "to provide for retroactive and prospective application;"

AMENDMENT NO. 2

On page 2, delete lines 19 and 20

AMENDMENT NO. 3

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

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

HOUSE BILL NO. 27—

BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 14:35.3(B)(5) and 37.7(B)(2) and R.S. 46:2132(4), relative to victims of domestic abuse; to amend the definition of "household member" for purposes of domestic abuse battery, domestic abuse aggravated assault, and domestic abuse assistance; and to provide for related matters.

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

HOUSE BILL NO. 62—

BY REPRESENTATIVE HALL
AN ACT

To enact R.S. 13:5554(FF), relative to payment of group insurance premiums for retirees from the Rapides Parish Sheriff's Office; to provide for qualifications for and payment of certain insurance premiums; and to provide for related matters.

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

HOUSE BILL NO. 72—

BY REPRESENTATIVE LEOPOLD
AN ACT

To amend and reenact R.S. 13:5554(N) and 5554.3(B), (C), (D), (E), and (F) and to repeal R.S. 13:5554.3(G), relative to the Plaquemines Parish Sheriff's Office; to provide for the payment of certain group insurance premiums for retirees of the Plaquemines Parish Sheriff's Office; to provide for the qualifications for payment of certain insurance premiums; to provide relative to the Plaquemines Parish Retired Employees' Insurance Fund; to provide for sheriff contributions; to provide for limitations on withdrawal; to provide for limitations on investments; to provide for membership and election of the advisory board; to provide relative to the requirement for the advisory board and certain positions; and to provide for related matters.

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

HOUSE BILL NO. 94—

BY REPRESENTATIVES JIMMY HARRIS, AMEDEE, BAGNERIS, CHAD BROWN, GARY CARTER, ROBBY CARTER, COUSSAN, EDMONDS, GAINES, GLOVER, HAZEL, HODGES, JACKSON, LEGER, LEOPOLD, MAGEE, MARINO, JAY MORRIS, SHADOIN, AND ZERINGUE
AN ACT

To amend and reenact R.S. 13:587.4(A) and 5401(A) and (B)(1) and (2) and to repeal R.S. 13:5401(C), relative to reentry courts; to authorize the creation of a reentry division in all district courts; to remove the enumerated district courts authorized to create reentry divisions; to require certain criteria for eligibility and suitability; to provide for certain requirements of the court; and to provide for related matters.

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

HOUSE BILL NO. 107—

BY REPRESENTATIVES ZERINGUE AND MAGEE
AN ACT

To amend and reenact R.S. 13:783(F)(7), relative to group insurance expenses of the clerk of court's offices; to provide for the Terrebonne Parish clerk of court's group insurance expenses; and to provide for related matters.

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

HOUSE BILL NO. 161—

BY REPRESENTATIVE SEABAUGH
AN ACT

To amend and reenact R.S. 14:313(D) and to enact R.S. 14:313(C)(4), (5), (6), and (7), relative to offenses affecting the public generally; to provide relative to the prohibition on wearing hoods, masks, and other facial disguises in public places; to provide an exception for persons driving or riding a motorcycle; to provide for exceptions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 161 by Representative Seabaugh

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:313(C)(4), (5)," change "(6), and (7)," to "and (6)."

AMENDMENT NO. 2

On page 1, at the beginning of line 9, change "(5),(6), and (7)" to "(5), and (6)"

AMENDMENT NO. 3

On page 2, delete lines 1 through 3 and insert the following:
"(6) To persons engaged in a sporting or recreational activity."

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

HOUSE BILL NO. 162—

BY REPRESENTATIVE SHADOIN
AN ACT

To amend and reenact R.S. 14:133.6(A) and (C) and to enact R.S. 14:133.6(B)(3) and (4), relative to the crime of filing a false lien; to amend the crime of filing a false lien against a law enforcement officer or court officer to apply to state officers and state employees; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

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

HOUSE BILL NO. 190—

BY REPRESENTATIVE DWIGHT
AN ACT

To amend and reenact Code of Criminal Procedure Article 892(A) and (B)(2), relative to post-sentence statements by sheriffs; to provide relative to statements prepared by the sheriff indicating the amount of time a defendant has spent in custody prior to conviction; to provide for the cases in which such statements must be prepared; to provide with respect to the duties of the clerk of court relative to the sheriff's statement and other documents; to provide relative to the dissemination of the sheriff's statement and other documents; and to provide for related matters.

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

HOUSE BILL NO. 212—
BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 29:26.1(C)(1), relative to applications for death or disability benefits; to provide for the submission of claims for disability benefits; and to provide for related matters.

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

HOUSE BILL NO. 227—
BY REPRESENTATIVE SHADOIN
AN ACT

To amend and reenact Code of Civil Procedure Article 1446(A)(1), relative to depositions; to provide procedures for the sealing of certain depositions; to provide for delivery of electronically sealed depositions; and to provide for related matters.

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

HOUSE BILL NO. 232—
BY REPRESENTATIVE THOMAS
AN ACT

To amend and reenact R.S. 3:903 and 904(B), relative to the mislabeling of fresh fruits and vegetables; to clarify certain authority of the commissioner; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 251—
BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 3:2452(B) and to enact R.S. 3:2452(C), relative to the declaration of abandoned animals after a declared emergency; to provide requirements for declaring an animal abandoned after a declared emergency; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 252—
BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 36:628(C)(1) and (E), relative to animal health and food safety for commercial feeds; to provide clarification regarding the regulation of commercial feeds; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 286—
BY REPRESENTATIVE SMITH
AN ACT

To amend and reenact R.S. 15:574.4.2(C) and R.S. 46:1807(B)(1), (3), and (5) and 1816(B)(5) and (C)(1) and to enact R.S. 46:1806(F), 1809(D), and 1816(C)(3), relative to restitution as a condition of parole; to provide for the payment of restitution to the Crime Victims Reparations Fund in certain cases; to provide for recovery by the victim of restitution payments directed to the Crime Victims Reparations Fund; to provide relative to the duties of the Crime Victims Reparations Board; to provide relative to the source and use of funds in the Crime Victims Reparations Fund; and to provide for related matters.

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

HOUSE BILL NO. 297—
BY REPRESENTATIVE ROBBY CARTER
AN ACT

To amend and reenact R.S. 3:1743(A), relative to membership on the Sweet Potato Advertising and Development Commission; to provide for a decrease in membership on the Sweet Potato Advertising and Development Commission; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 298—
BY REPRESENTATIVE ROBBY CARTER
AN ACT

To amend and reenact R.S. 3:3246(D)(3), relative to certification and licensing of agricultural consultants; to provide relative to a decrease in the amount of college credit required for certification and licensing of agricultural consultants; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 304—
BY REPRESENTATIVE HILFERTY
AN ACT

To enact R.S. 15:1352(A)(64) and (65), relative to racketeering activity; to add offenses relative to armed robbery to the definition of "racketeering activity"; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 304 by Representative Hilferty

AMENDMENT NO. 1
On page 1, at the beginning of line 2, after "To" insert "amend and reenact the introductory paragraph of R.S. 15:1356(A)(3) and to"

AMENDMENT NO. 2
On page 1, line 3, after ""racketeering activity";" insert "to provide relative to distribution of proceeds from forfeited property;"

AMENDMENT NO. 3
On page 1, line 6, after "Section 1." insert "The introductory paragraph of R.S. 15:1356(A)(3) is hereby amended and reenacted and"

AMENDMENT NO. 4
On page 1, after line 17, insert the following:
"§1356. Civil remedies

A.(1) * * *
* * *

(3) The allocation of proceeds from such forfeiture and disposition shall be determined by the court in accordance with each law enforcement entity's participation in the investigation, seizure, and forfeiture process. Prior to such allocation, the costs of investigation shall be paid to the law enforcement agency conducting the investigation, and twenty-five percent of the proceeds, including the costs of prosecution shall be paid to the district attorney's six percent fund, or in parishes where no such fund exists, to the district attorney's office, and **twenty-five percent shall be paid to the judicial district indigent defender fund**. The court shall make an allocation of the remaining ~~seventy-five~~ **fifty** percent of the proceeds based on the following determination:

* * *

May 17, 2017

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

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.

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

HOUSE BILL NO. 320—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 46:121(5) and 123(C) and to enact R.S. 46:121(6), relative to military family assistance; to provide for the designation of a third party administrator; to provide definitions; and to provide for related matters.

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

HOUSE BILL NO. 325—
BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 9:154(A)(10) and R.S. 13:842 and to repeal R.S. 13:843.1, relative to unused advanced court costs; to provide procedures for the repayment and retention of unused advanced court costs; to provide relative to the presumption of abandonment under the Uniform Unclaimed Property Act; to provide an exception to abandonment; to repeal certain provisions for the refunding of unused advanced court costs; and to provide for related matters.

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

HOUSE BILL NO. 400—
BY REPRESENTATIVE GAROFALO
AN ACT

To amend and reenact R.S. 9:5172(A)(introductory paragraph) and (1) and (B) and 5173 and to enact R.S. 9:5172(A)(3) and 5173.1, relative to the cancellation of mortgages; to provide for procedure; to change certain form requirements; to provide a form for partial cancellation of a mortgage; and to provide for related matters.

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

HOUSE BILL NO. 431—
BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 3:121, 124, and 125(1), relative to co-operative marketing associations; to provide for an expansion and clarification of the purposes of a co-operative marketing association; to provide for an expansion of the powers of a co-operative marketing association; to provide for definitions; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 485—
BY REPRESENTATIVE JEFFERSON
AN ACT

To amend and reenact Code of Criminal Procedure Article 404(A), (C), (D), (E), and (F) and to enact Code of Criminal Procedure Article 404(G) and (H), relative to jury commissions; to provide for technical corrections; to provide for the functions of the jury commission in the parishes of Claiborne, DeSoto, Union, and

Webster; to transfer the functions of the jury commission to the clerks of court of Claiborne Parish, DeSoto Parish, Union Parish, and Webster Parish; and to provide for related matters.

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

HOUSE BILL NO. 593—
BY REPRESENTATIVE PUGH
AN ACT

To amend and reenact R.S. 3:2358.1, 2358.2(B), 2358.3, 2358.7(A), and 2358.13, to enact R.S. 3:2358.4(D), and to repeal R.S. 3:2358.5, 2358.6, 2358.7(B), 2358.8, 2358.9, 2358.10, 2358.11, and 2358.12, relative to the regulation of turtles; to provide for rules and regulations; to provide for definitions; to provide for licensing fees; to provide for records; to provide for violations; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 615—
BY REPRESENTATIVE TERRY LANDRY
AN ACT

To amend and reenact R.S. 15:574.4.1(D), relative to inmate programs; to provide relative to completion of programs prior to release on parole; and to provide for related matters.

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

Reconsideration

The vote by which Senate Bill No. 85 failed to pass on Tuesday, May 16, 2017, was reconsidered.

SENATE BILL NO. 85—
BY SENATOR COLOMB
AN ACT

To amend and reenact R.S. 17:281(A)(2), relative to student health; to authorize the state Department of Education and the Louisiana Department of Health to survey students about risk behavior associated with chronic health conditions; and to provide for related matters.

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

Rules Suspended

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

Special Order of the Day No. 2

SENATE CONCURRENT RESOLUTION NO. 1—
BY SENATORS MORRISH AND ALARIO AND REPRESENTATIVE LEGER

A CONCURRENT RESOLUTION
To approve the comprehensive master plan for integrated coastal protection projects, as adopted by the Coastal Protection and Restoration Authority Board.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Morrish
Allain	Gatti	Peacock

Appel	Hewitt	Peterson
Barrow	Johns	Riser
Bishop	Lambert	Smith, G.
Carter	Long	Smith, J.
Claitor	Luneau	Tarver
Colomb	Milkovich	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Erdey	Morrell	White
Total - 33		

NAYS

Perry
Total - 1

ABSENT

Boudreaux	LaFleur
Chabert	Martiny
Total - 4	

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

Special Order of the Day No. 1

SENATE RESOLUTION NO. 1—
BY SENATORS MORRISH AND ALARIO
A RESOLUTION

To approve the annual integrated coastal protection plan for Fiscal Year 2018 as adopted by the Coastal Protection and Restoration Authority Board.

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 1—
BY SENATORS THOMPSON, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, CARTER, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, JOHNS, LONG, MILKOVICH, MORRELL, GARY SMITH, JOHN SMITH, TARVER, WARD AND WHITE
AN ACT

To amend and reenact R.S. 11:102(D)(3)(a), R.S. 17:374(A)(2)(g), 419.2(A), 1815(A) and (C)(4), the heading of Part II of Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950, 1962(2), 1963(A), 1964(A)(15), 1968.1(A)(1) and (B)(1), 1970.1, 1970.3(A), and 1970.9(A) and (E), R.S. 36:651(Q), and R.S. 39.98.3(C)(2) and 467(B)(2), relative to renaming the Louisiana School for Math, Science, and the Arts as the "Jimmy D. Long, Sr. Louisiana School for Math, Science, and the Arts"; and to provide for related matters.

Floor Amendments

Senator Thompson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Engrossed Senate Bill No. 1 by Senator Thompson

AMENDMENT NO. 1
On page 6, line 11, delete "The", delete lines 12 and 13, and on line 14, delete "construction has been secured."

On motion of Senator Thompson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Perry
Allain	Hewitt	Riser
Appel	Johns	Smith, G.
Barrow	LaFleur	Smith, J.
Bishop	Lambert	Tarver
Carter	Long	Thompson
Colomb	Luneau	Walsworth
Cortez	Milkovich	Ward
Donahue	Mizell	White
Erdey	Morrell	
Fannin	Morrish	
Total - 31		

NAYS

Claitor
Total - 2

ABSENT

Boudreaux	Martiny	Peterson
Chabert	Peacock	
Total - 5		

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

SENATE BILL NO. 17—
BY SENATORS GATTI, BISHOP AND GARY SMITH
AN ACT

To amend and reenact R.S. 32:402.1(A)(1)(a) and (2)(b), 407(A)(2)(a), and 408(A)(1), relative to driver education; to provide for driver education to include instruction relative to appropriate driver conduct when stopped by a law enforcement officer; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Morrish
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Peterson
Bishop	LaFleur	Riser
Carter	Lambert	Smith, G.
Chabert	Long	Smith, J.
Claitor	Luneau	Tarver
Colomb	Milkovich	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Erdey	Morrell	White
Total - 36		

NAYS

Total - 0

ABSENT

Boudreaux
Total - 2

May 17, 2017

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

SENATE BILL NO. 30—

BY SENATORS MORRELL, APPEL, BARROW, CARTER, LONG, MARTINY AND GARY SMITH AND REPRESENTATIVES HILFERTY, HUNTER, LEGER, STOKES AND TALBOT

AN ACT

To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, Section 1 of Act No. 50 of the 1998 Regular Session of the Legislature, Section 1 of Act No. 7 of the 2001 First Extraordinary Session of the Legislature, Section 1 of Act No. 14 of the 2004 First Extraordinary Session of the Legislature, Section 1 of Act No. 76 of the 2006 Regular Session of the Legislature, and Section 1 of Act No. 232 of the 2008 Regular Session of the Legislature, and to enact R.S. 51:1301(D), relative to the Louisiana Tax Free Shopping Program; to extend the program through July 1, 2023; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Martiny. Lists Boudreaux and Martiny.

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

SENATE BILL NO. 50—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 3:4672(D), R.S. 45:162(5)(d) and (9), 164(A), (B), and (C), and R.S. 47:602(E)(2), and to enact R.S. 45:164(F), relative to motor carriers; to provide relative to common carrier certificates or contract carrier permits issued to certain motor carriers by the Louisiana Public Service Commission; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Martiny. Lists Boudreaux and Martiny.

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

SENATE BILL NO. 54—

BY SENATOR MIZELL

AN ACT

To amend and reenact Children's Code Article 116(25), the introductory paragraph of Children's Code Article 606(A), 606(A)(7), the introductory paragraph of Children's Code Article 622(B), 725.1, 725.2, and 725.3, and R.S. 46:1403.1, to enact Children's Code Article 622(B)(5), 725.4, 725.5, 725.6, 725.7 and 725.8, and to repeal Children's Code Article 923, relative to human trafficking of children; to provide findings and purpose; to provide for definitions; to provide for duties of law enforcement; to provide for duties of the Department of Children and Family Services; to provide for confidentiality; to provide for expungement; to provide for terms, conditions, requirements, and procedures; 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. 54 by Senator Mizell

AMENDMENT NO. 1

On page 3, line 28, following "pertaining" and before "an" insert "to"

On motion of Senator Long, the amendments were adopted.

Floor Amendments

Senator Mizell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mizell to Engrossed Senate Bill No. 54 by Senator Mizell

AMENDMENT NO. 1

On page 6, line 28, change "may" to "shall"

AMENDMENT NO. 2

On page 10, line 7, change "[LSLI Expungement Bill]" to "506"

On motion of Senator Mizell, the amendments were adopted.

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

SENATE BILL NO. 82—
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 17:24.4(F)(1)(a) and to enact R.S. 17:24.4(L), relative to elementary and secondary education; to provide relative to the Louisiana Competency-Based Education Program; to provide relative to state content standards and related assessments; to require the governing authority of each public high school to ensure that certain students are college ready; to require each school governing authority to reimburse certain public postsecondary institutions for the cost of remedial and developmental coursework; and to provide for related matters.

On motion of Senator Appel the bill was read by title and recommitted to the Committee on Finance.

SENATE BILL NO. 83—
BY SENATOR BARROW

AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(6) and to repeal R.S. 47:338.217, relative to East Baton Rouge Parish; to provide relative to Visit Baton Rouge; to provide relative to occupancy taxes of hotel rooms, motel rooms, and overnight camping facilities levied by the commission; to authorize the commission to levy an additional occupancy tax of hotel rooms, motel rooms, and overnight camping facilities; to provide for the use of additional tax proceeds; to provide for an election; 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

Mr. President	Donahue	Morrell
Allain	Erdey	Morrish
Appel	Fannin	Perry
Barrow	Hewitt	Peterson
Bishop	Johns	Smith, G.
Carter	LaFleur	Smith, J.
Chabert	Lambert	Tarver
Claitor	Long	Thompson
Colomb	Luneau	Ward
Cortez	Mills	White
Total - 30		

NAYS

Milkovich	Peacock	Walsworth
Mizell	Riser	
Total - 5		

ABSENT

Boudreaux	Gatti	Martiny
Total - 3		

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. 101—
BY SENATOR RISER

AN ACT

To enact R.S. 47:490.1.1, relative to military honor license plates; to provide for issuance of a military honor license plate with an identical number for a motorcycle and a boat trailer to veterans and other military personnel when certain events occur; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Boudreaux	Martiny
Chabert	Peterson
Total - 4	

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

SENATE BILL NO. 105—
BY SENATOR ALLAIN

AN ACT

To enact R.S. 47:321.1(F)(67), relative to state sales and use tax; to provide with respect to the exemption for sales and purchases of diesel fuel, butane, propane, or other liquefied petroleum gases to farmers; to provide for effectiveness and applicability of the exclusion; and to provide for related matters.

Floor Amendments

Senator Allain proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Allain to Reengrossed Senate Bill No. 105 by Senator Allain

AMENDMENT NO. 1

On page 1, line 15, after "2017," delete the remainder of the line, delete line 16, and on line 17, delete "exemption for sales and purchases of"

On motion of Senator Allain, the amendments were adopted.

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

SENATE BILL NO. 113— BY SENATOR BARROW

AN ACT

To amend and reenact R.S. 47:601(C)(1)(c), relative to the corporation franchise tax; to provide for exemptions from franchise tax; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 135—

BY SENATORS LAMBERT, CORTEZ, FANNIN, HEWITT, LONG, PEACOCK AND WALSWORTH

AN ACT

To enact R.S. 47:463.192, relative to motor vehicles; to provide for the "Blue Star Mothers" special prestige license plate; to provide for the creation, issuance, and design of such plate; to authorize adoption of rules and regulations; 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. 135 by Senator Lambert

AMENDMENT NO. 1

On page 2, line 16, following "member's" and before "2" change "DD214" to "DD Form 214"

On motion of Senator Long, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gatti, Peacock, Allain, Hewitt, Perry, Appel, Johns, Peterson, Barrow, LaFleur, Riser, Bishop, Lambert, Smith, G., Carter, Long, Smith, J., Claitor, Luneau, Tarver, Colomb, Milkovich, Thompson, Cortez, Mills, Walsworth, Donahue, Mizell, Ward, Erdey, Morrell, White, Fannin, Morrish. Total - 35

NAYS

Total - 0

ABSENT

Table with 3 columns: Boudreaux, Chabert, Martiny. Total - 3

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

SENATE BILL NO. 137— BY SENATOR JOHNS

AN ACT

To enact R.S. 33:4699.1(E), relative to lakefront property within the city of Lake Charles; to authorize a referendum election on a proposition regarding certain lands owned by the city; 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. 137 by Senator Johns

AMENDMENT NO. 1

On page 2, line 19, following "R.S." change "51:1150" to "51:1151"

On motion of Senator Long, the amendments were adopted.

Floor Amendments

Senator Johns proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johns to Engrossed Senate Bill No. 137 by Senator Johns

AMENDMENT NO. 1

On page 2, line 14, between "other" and "utilities" insert "non-electric"

On motion of Senator Johns, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fannin, Morrish, Allain, Gatti, Peacock, Appel, Hewitt, Perry, Barrow, Johns, Peterson, Bishop, LaFleur, Riser, Carter, Lambert, Smith, G., Chabert, Long, Smith, J., Claitor, Luneau, Tarver, Colomb, Milkovich, Thompson, Cortez, Mills, Walsworth, Donahue, Mizell, Ward, Erdey, Morrell, White. Total - 36

NAYS

Total - 0

ABSENT

Boudreaux Martiny
Total - 2

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

SENATE BILL NO. 140—

BY SENATORS WALSWORTH AND THOMPSON
A JOINT RESOLUTION

Proposing to enact Article VII, Section 21(C)(20) of the Constitution of Louisiana, relative to ad valorem tax exemptions; to provide for the exemption of property under construction; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Floor Amendments

Senator Walsworth proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Engrossed Senate Bill No. 140 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 2, change "21(C)(20)" to "21(N)"

AMENDMENT NO. 2

On page 1, line 3, after "exemption of" and before "property" insert "certain"

AMENDMENT NO. 3

On page 1, line 9, change "21(C)(20)" to "21(N)"

AMENDMENT NO. 4

On page 1, delete lines 15 through 17, and on page 2, delete lines 1 through 4, and insert:

"(N)(1) All property, other than public service property, delivered to a construction project site for the purpose of incorporation into a building or other construction and buildings and other constructions under construction, until the completion of the construction project.

(2) "Complete" shall mean the date a certificate of occupancy or completion is issued for the construction, or portion thereof, or the date that the construction, or portion thereof, is first available for use or occupancy, whichever occurs first.

(3) Notwithstanding the provisions of Subparagraph (1) of this Paragraph, this exemption shall not apply to:

(a) Any portion of a construction project that is complete, available for use, or operational on the date that property is assessed.

(b) Any phase of a construction project that will be constructed in two or more distinct phases, that is complete, available for use, or operational on the date that property is assessed."

AMENDMENT NO. 5

On page 2, line 16, change "21(C)(20)" to "21(N)"

On motion of Senator Walsworth, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Boudreaux Martiny Peterson
Total - 3

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

SENATE BILL NO. 170—

BY SENATOR BARROW

AN ACT

To enact R.S. 17:24.4(F)(1)(h), relative to the school and district accountability system; to provide relative to the use of student assessments in declared disaster areas for the 2016-2017 school year; 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. 170 by Senator Barrow

AMENDMENT NO. 1

On page 1, line 12, following "of this" change "Section" to "Paragraph"

On motion of Senator Long, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Peacock
Allain	Gatti	Perry
Appel	Hewitt	Peterson
Barrow	Johns	Riser
Bishop	LaFleur	Smith, G.
Carter	Lambert	Smith, J.
Chabert	Long	Tarver
Claitor	Luneau	Thompson

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Colomb	Milkovich	Walsworth
Cortez	Mills	Ward
Donahue	Mizell	White
Erdey	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Boudreaux	Martiny	Morrell
Total - 3		

The Chair declared the amended bill was passed, ordered reengrossed and 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. 180—
BY SENATOR MORRELL

AN ACT

To enact R.S. 47:302(AA)(29) and 321.1(F)(66)(u), 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.

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 Reengrossed Senate Bill No. 180 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, following "To" and before "enact" insert "amend and reenact the introductory paragraph of R.S. 47:302(AA) and to"

AMENDMENT NO. 2

On page 1, line 7, following "Section 1." and before "R.S. 47:302(AA)(29)" insert "The introductory paragraph of R.S. 47:302(AA) is hereby amended and reenacted and"

On motion of Senator Long, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Morrish
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Peterson
Bishop	LaFleur	Riser
Carter	Lambert	Smith, G.
Chabert	Long	Smith, J.
Claitor	Luneau	Tarver
Colomb	Milkovich	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Erdey	Morrell	White
Total - 36		

NAYS

Total - 0

ABSENT

Boudreaux	Martiny
Total - 2	

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

SENATE BILL NO. 190—
BY SENATOR THOMPSON

AN ACT

To enact R.S. 17:2927.1, relative to college and career readiness; to provide for identification of high school students who do not meet certain college readiness standards; to provide relative to the provision of certain courses designed to help students meet such readiness standards; to provide relative to professional development for teachers of such courses; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Morrish
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Peterson
Bishop	LaFleur	Riser
Carter	Lambert	Smith, G.
Chabert	Long	Smith, J.
Claitor	Luneau	Tarver
Colomb	Milkovich	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Erdey	Morrell	White
Total - 36		

NAYS

Total - 0

ABSENT

Boudreaux	Martiny
Total - 2	

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

SENATE BILL NO. 225—

BY SENATORS HEWITT, APPEL, BARROW, BISHOP, DONAHUE, JOHNS, LAFLEUR, TARVER AND WHITE AND REPRESENTATIVE HILFERTY

AN ACT

To enact Chapter 45 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4071 through 4073, and R.S. 36:651(T)(6), relative to science, technology, engineering, and mathematics education; to create the Louisiana Science, Technology, Engineering, and Mathematics Advisory Council and provide for its membership, powers, duties, and functions; to create and provide with respect to the Science, Technology, Engineering, and Mathematics Education Fund; to provide for a science, technology, engineering, and mathematics high school diploma endorsement; 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 Reengrossed Senate Bill No. 225 by Senator Hewitt

AMENDMENT NO. 1
On page 1, line 17, before "Council" insert "Advisory"

AMENDMENT NO. 2
On page 5, line 8, following "STEM" and before "instructional" change "education related" to "education-related"

AMENDMENT NO. 3
On page 5, line 15, following "science," and before "skills" change "engineering, technology, and mathematics" to "technology, engineering, and mathematics"

AMENDMENT NO. 4
On page 5, line 19, before "Education" change "Engineering, Mathematics, and Technology" to "Technology, Engineering, and Mathematics"

AMENDMENT NO. 5
On page 6, line 16, following "Science," change "Engineering, Mathematics, and" to "Technology, Engineering, and Mathematics"

AMENDMENT NO. 6
On page 6, line 17, before "Advisory" delete "Technology"

AMENDMENT NO. 7
On page 6, line 20, following "Science," and before "Advisory" change "Engineering, Mathematics, and Technology" to "Technolov, Engineering, and Mathematics"

AMENDMENT NO. 8
On page 7, lines 5 and 6, following "Science," and before "Advisory" change "Engineering, Mathematics, and Technology" to "Technology, Engineering, and Mathematics"

On motion of Senator Long, the amendments were adopted.

Floor Amendments

Senator Hewitt proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hewitt to Reengrossed Senate Bill No. 225 by Senator Hewitt

AMENDMENT NO. 1
On page 1, between lines 15 and 16, insert:
"CHAPTER 45. LOUISIANA SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS EDUCATION (LaSTEM)"

On motion of Senator Hewitt, the amendments were adopted.

Floor Amendments

Senator Walsworth proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Reengrossed Senate Bill No. 225 by Senator Hewitt

AMENDMENT NO. 1
On page 4, line 10, after "chairman." insert the following "Beginning August 31, 2018, the council shall be required to meet only quarterly."

On motion of Senator Walsworth, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators voting 'YEAS' in three columns: Mr. President, Gatti, Peacock; Allain, Hewitt, Perry; Appel, Johns, Peterson; Barrow, LaFleur, Riser; Bishop, Lambert, Smith, G.; Carter, Long, Smith, J.; Chabert, Luneau, Tarver; Colomb, Milkovich, Thompson; Cortez, Mills, Walsworth; Donahue, Mizell, Ward; Erdey, Morrell, White; Fannin, Morrish.

Total - 35

NAYS

Total - 0

ABSENT

Table listing names of senators who were 'ABSENT': Boudreaux, Claitor, Martiny.

Total - 3

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

SENATE BILL NO. 244— BY SENATOR CARTER

AN ACT

To amend and reenact R.S. 33:4574.1(A)(1)(b) and 4574.1.1(C)(1) and to enact R.S. 47:301(6)(d), relative to certain state and local sales taxes; to exclude certain facilities from the definition of hotel for purposes of sales taxes and hotel occupancy taxes; and to provide for related matters.

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

SENATE BILL NO. 246— BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 33:4082.1, relative to the New Orleans Sewerage and Water Board; to authorize the board to sell its services to neighboring parishes; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators voting 'YEAS' in three columns: Mr. President, Fannin, Morrish; Allain, Gatti, Peacock; Appel, Hewitt, Perry; Barrow, Johns, Peterson; Bishop, LaFleur, Riser; Carter, Lambert, Smith, G.; Chabert, Long, Smith, J.

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Claitor	Luneau	Tarver
Colomb	Milkovich	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Erdey	Morrell	White
Total - 36		

NAYS

Total - 0

ABSENT

Boudreaux	Martiny
Total - 2	

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

SENATE BILL NO. 250—

BY SENATOR BOUDREAUX AND REPRESENTATIVE DUSTIN MILLER
AN ACT

To amend and reenact R.S. 33:2740.39(A), (B)(2), and (C)(1), (2), (3), (5), and (6) and to enact R.S. 33:9038.32(F), relative to the Opelousas Downtown Development District; to provide for the governance of the district; to provide for the purpose, authority, rights, powers, and duties of the district and its governing authority, including economic development and taxing authority; to provide with respect to boundaries; to provide for the levy of sales taxes; to provide for an election; to provide authority to create economic development districts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Morrish
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Peterson
Bishop	LaFleur	Riser
Carter	Lambert	Smith, G.
Chabert	Long	Smith, J.
Claitor	Luneau	Tarver
Colomb	Milkovich	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Erdey	Morrell	White
Total - 36		

NAYS

Total - 0

ABSENT

Boudreaux	Martiny
Total - 2	

The Chair declared the bill was passed and ordered it sent to the House. Senator Carter 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 Appel asked that Senate Bill No. 114 be called from the Calendar.

SENATE BILL NO. 114—

BY SENATOR APPEL

AN ACT

To enact R.S. 45:844.45.1, relative to advanced service; to provide advanced services in public airports; to provide for terms and conditions; and to provide for related matters.

Floor Amendments

Senator Appel proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Appel to Engrossed Senate Bill No. 114 by Senator Appel

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete "R.S. 45:844.45.1" and insert "Chapter 8-M of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.81,"

AMENDMENT NO. 2

On page 1, line 2, after "provide" insert "Internet"

AMENDMENT NO. 3

On page 1, line 6 after "Section 1." delete the remainder of the line and delete lines 7 through 11 and insert "Chapter 8-M of Title 45 of the Louisiana Revised Statutes of 1950, comprised of R.S. 45:844.81, is hereby enacted to read as follows:

**CHAPTER 8-M. INTERNET ACCESS AT
PUBLIC AIRPORTS**

§844.81. Internet access; public airports

Any public airport may provide free access to broadband Internet, as defined by the Federal Communications Commission, solely to patrons at the airport. Such broadband Internet shall be procured in accordance with applicable state and local procurement laws and rules."

On motion of Senator Appel, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Morrish
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Peterson
Bishop	LaFleur	Riser
Carter	Lambert	Smith, G.
Chabert	Long	Smith, J.
Claitor	Luneau	Tarver
Colomb	Milkovich	Thompson

Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Erdey	Morrell	White
Total - 36		
NAYS		
Total - 0		
ABSENT		
Boudreaux	Martiny	
Total - 2		

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

Called from the Calendar

Senator Morrell asked that Senate Bill No. 38 be called from the Calendar.

SENATE BILL NO. 38—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 37:1103(7) and to repeal R.S. 37:1103(14) and 1116(F), relative to mental health counselors; to provide for changes to the definition of mental health counseling services; to provide for the repeal of the definition of serious mental illness; to provide for the repeal of provisions regarding consultation; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 38 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 37:1103(7) and" delete the remainder of the line and insert "1116(F) and to repeal R.S. 37:1103(14), relative"

AMENDMENT NO. 2

On page 2, line 10, after "Moreover," delete "except as provided in this Section,"

AMENDMENT NO. 3

On page 2, line 11, after "interpret" insert "intellectual, personality, developmental or neuropsychological"

AMENDMENT NO. 4

On page 2, line 12, after "R.S. 37:2352" delete "(5)" and insert "(7)"

AMENDMENT NO. 5

On page 2, line 15, after "medications." insert the following: "If intellectual, personality, developmental, or neuropsychological tests are deemed necessary, the licensed professional counselor or provisional licensed professional counselor shall make an appropriate referral."

AMENDMENT NO. 6

On page 2, between lines 16 and 17 insert the following:
§1116. Licensure application for marriage and family therapists; provisional license; temporary license or temporary provisional license

* * *

F. Nothing in this Chapter shall be construed to authorize any person licensed under the provisions of this Chapter to assess, diagnose, or provide treatment to any individual suffering from a

serious mental illness, as defined by R.S. 37:1103, when medication may be indicated, except when a licensed marriage and family therapist, in accordance with best practices, consults and collaborates with a practitioner who holds a license or permit with the Louisiana State Board of Medical Examiners or an advanced practice registered nurse licensed by the Louisiana State Board of Nursing who is certified as a psychiatric nurse practitioner. If intellectual, personality, developmental, or neuropsychological tests are deemed necessary, the licensed marriage and family therapist or provisional licensed marriage and family therapist shall make an appropriate referral.

AMENDMENT NO. 7

On page 2, line 17, after "R.S. 37:1103(14)" delete "and 1116(F) are" and insert "is"

On motion of Senator Morrell, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Boudreaux	Martiny	Morrish
Total - 3		

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

Called from the Calendar

Senator Morrell asked that Senate Bill No. 254 be called from the Calendar.

SENATE BILL NO. 254— (Substitute of Senate Bill No. 235 by Senator Morrell)

BY SENATORS MORRELL AND GARY SMITH
AN ACT

To amend and reenact R.S. 47:6007(B)(1), (8), (11) as amended by Acts 2015, No. 129, (14), (16) as amended by Acts 2015, No. 141, (17) as amended by Acts 2015, No. 129, (21), (24), the introductory paragraph of R.S. 47:6007(C)(1), R.S. 47:6007(C)(1)(a) and (b), the introductory paragraphs of R.S. 47:6007(C)(1)(c) and (4), R.S. 47:6007(C)(4)(f) as amended by Acts 2015, No. 129 and 134, R.S. 47:6007(D)(1)(a) and (2)(c)(i) as amended by Acts 2015, No. 141, (d), (D)(2)(e)(i) as amended by Acts 2015, No. 144, and (I), to enact R.S. 47:6007(B)(28), (29), (30), (31), (32), (D)(1)(d)(v) and (2)(a)(ii) and (e)(iv), and (J), and to repeal R.S. 47:6007(B)(4), (11) as amended by Acts 2015, Nos. 134 and 144, (16) as amended by Acts 2015, No.

134 and 412, (17)(c), (d), and (e) all as amended by Acts 2015, Nos. 134, 141, 142, 143, 144, and 412, (23), (C)(1)(d), (C)(4)(f) as amended by Acts 2015, No. 144, (D)(2)(c)(i) as amended by Acts 2015, No. 412, (D)(2)(e)(i) as amended by Acts 2015, Nos. 129, 141, and 412, relative to the motion picture production tax credit; to provide for definitions applicable to the credit; to provide for base investment credit enhancements; to provide for conditions required to earn the credit; to provide for payroll credits for qualified entertainment companies; to provide for credit caps, structured pay outs, and project size limitations; to remove duplicate provisions; to provide for a sunset date; to provide for an effective date; 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. 254 by Senator Morrell

AMENDMENT NO. 1

On page 6, line 23, following "who" and before "not" change "was" to "were"

AMENDMENT NO. 2

On page 8, line 5, following "(aa)" and before "filming" change "Out of zone" to "Out-of-zone"

AMENDMENT NO. 3

On page 8, line 12, following "a" and before "registration" change "WGA" to "Writers Guild of America"

AMENDMENT NO. 4

On page 9, line 17, following "a" change "career based" to "career-based"

AMENDMENT NO. 5

On page 11, line 10, following "in Item" and before ", may" change "(C)(4)(f)(iii) of this Section" to "(iii) of this Subparagraph"

AMENDMENT NO. 6

On page 11, lines 12-13, following "of Item" change "(C)(4)(f)(ii) of this Section." to "(ii) of this Subparagraph."

AMENDMENT NO. 7

On page 12, line 18, following "both" and before "entertainment" change "audio visual" to "audio-visual"

AMENDMENT NO. 8

On page 19, line 6, following "(a)" and before "production" change "Project based" to "Project-based"

AMENDMENT NO. 9

On page 19, line 13, following "(b)" and before "QEC" change "Company based" to "Company-based"

AMENDMENT NO. 10

On page 19, line 17, change "company based" to "company-based"

AMENDMENT NO. 11

On page 19, line 18, following "cap." and before "QEC" change "Company based" to "Company-based"

AMENDMENT NO. 12

On page 19, line 28, following "structured" and before "of credits" change "pay out" to "pay-out"

AMENDMENT NO. 13

On page 20, line 8, following "in" and before "." change "Subsection B of this Section" to "R.S. 47:6007(B)"

On motion of Senator Long, the amendments were adopted.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 254 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 6, change "47:6007(C)(4)(f)" to "R.S. 47:6007(C)(4)(b) and (C)(4)(f)"

AMENDMENT NO. 2

On page 1, line 8, after "No. 144," insert "(9)(b)(i),"

AMENDMENT NO. 3

On page 1, line 9, after "(32)," and insert "(33), (34), and (C)(3)(d), (C)(4)(g),"

AMENDMENT NO. 4

On page 1, line 9, change "(2)(a)(ii)" to "(2)(a)(i)(gg) and (hh), (ii)"

AMENDMENT NO. 5

On page 1, line 16, after "enhancements;" insert "to provide for a maximum overall credit rate;"

AMENDMENT NO. 6

On page 1, line 17, after "companies;" insert "to provide for a sunset date for third-party credit transfers;"

AMENDMENT NO. 7

On page 2, line 1, change "provide for credit caps" to "provide for permanent credit caps"

AMENDMENT NO. 8

On page 2, line 8, change "47:6007(C)(4)(f)" to "R.S. 47:6007(C)(4)(b) and (C)(4)(f)"

AMENDMENT NO. 9

On page 2, line 10, after "No. 144," insert "(9)(b)(i),"

AMENDMENT NO. 10

On page 2, line 11, after "(32)," and insert "(33), (34), and (C)(3)(d), (C)(4)(g),"

AMENDMENT NO. 11

On page 2, line 12, change "(2)(a)(ii)" to "(2)(a)(i)(gg) and (hh), (ii)"

AMENDMENT NO. 12

On page 4, line 8, after "this Section." and before "The" insert: "The production expenditure verification report shall contain an opinion from the qualified accountant stating that any allocation of credits proposed by the motion picture production company to its partners or members is not a disguised sale of the credits and has "substantial economic effect," as that term is defined by 26 U.S.C.A. §704 and the federal regulations thereunder."

AMENDMENT NO. 13

On page 5, line 3, change "incurring" to "incurred"

AMENDMENT NO. 14

On page 5, line 15, after "(ATL)" delete "services"

AMENDMENT NO. 15

On page 5, between lines 28 and 29, insert:

"(c) For all applications received on or after July 1, 2017, this term shall not include expenditures for catering and craft services unless such expenditures are made to a source within the state."

AMENDMENT NO. 16

On page 6, between lines 14 and 15, insert:

"(29) "Independent film production" means a state certified production, with a production budget no greater than ten million dollars, produced outside of the major film studio system, as approved by the office."

AMENDMENT NO. 17

On page 6, line 15, change "(29)" to "(30)"

AMENDMENT NO. 18

On page 6, between lines 20 and 21, insert:

"(31) "Louisiana screenplay production" means a state certified production meeting the Louisiana screenplay base investment enhancement eligibility criteria set forth in Subitem (C)(1)(a)(i)(bb) of this Section."

AMENDMENT NO. 19

On page 6, line 21, change "(30)" to "(32)"

AMENDMENT NO. 20

On page 6, line 28, change "(31)" to "(33)"

AMENDMENT NO. 21

On page 7, line 5, change "(32)" to "(34)"

AMENDMENT NO. 22

On page 7, line 22, after "project" change the period "." to a comma "," and add the following: **"or as otherwise provided in this Paragraph."**

AMENDMENT NO. 23

On page 8, line 2, after "dollars," delete the remainder of the line and insert: **"or if a production is a Louisiana screenplay production, each investor shall be allowed a tax credit of twenty-five percent of"**

AMENDMENT NO. 24

On page 8, line 8, after "Area" change the period "." to a comma "," and add the following: **"as delineated by the federal Office of Management and Budget, but not including St. John Parish."**

AMENDMENT NO. 25

On page 8, delete lines 9 through 14, and insert:

"(bb) Louisiana screenplay. A ten percent increase in the base investment rate may be allowed for state certified production expenditures equal to or greater than fifty thousand dollars but no greater than five million dollars, based upon a screenplay created by a Louisiana resident as evidenced by documents such as certificate of authorship, a Writers Guild of America registration certificate, the records of the United States Copyright Office, or a reasonable legal opinion issued to the office."

AMENDMENT NO. 26

On page 8, delete lines 22 through 27, and insert:

"(bb) Visual effects. To the extent that base investment is expended on visual effects expenditure, each investor shall be allowed an additional tax credit of five percent of such expenditures if at least seventy-five percent of the visual effects budget is expended for services performed in Louisiana by an approved QEC, or a minimum of ten million dollars in qualified visual effects expenditures are made in Louisiana."

AMENDMENT NO. 27

On page 8, line 29, after "base investment credit" insert ", including base investment increases for out-of-zone filming and Louisiana screenplay."

AMENDMENT NO. 28

On page 9, line 6, between "of" and "ten" insert "at least"

AMENDMENT NO. 29

On page 10, line 15, after "For" delete the remainder of the line and insert **"applications for state-certified productions approved"**

AMENDMENT NO. 30

On page 10, between lines 17 and 18, insert:

"(3) Application of the credit.

* * *

(d) In order to prevent disguised sales of the credits, allocations of credits through partnership and membership agreements shall not be recognized unless they have "substantial economic effect" as that term is defined by 26 U.S.C.A. §704 and the federal regulations thereunder."

AMENDMENT NO. 31

On page 10, line 18, delete "Item (f)(iii)(ii)" and insert **"Subparagraph (g)"**

AMENDMENT NO. 32

On page 10, between lines 22 and 23, insert:

"(b) Transferors and transferees shall submit to the Department of Revenue in writing, a notification of any transfer or sale of tax credits within ten business days after the transfer or sale of such tax credits. No transfer or sale of tax credits shall be effective until recorded in the tax credit registry in accordance with R.S. 47:1524. The notification shall include the transferor's tax credit balance prior to transfer, a copy of any tax credit certification letter(s) issued by the office and the secretary of the Department of Economic Development the transferor's remaining tax credit balance after transfer, all tax identification numbers for both transferor and transferee, the date of transfer, the amount transferred, a copy of the credit certificate, price paid by the transferee to the transferor, in the case when the transferor is a state-certified production, for the tax credits, and any other information required by the office or the Department of Revenue. For the purpose of reporting transfer prices, the term "transfer" shall include allocations pursuant to Paragraph ~~(2)~~(3) of this Subsection as provided by rule. The tax credit transfer value means the percentage as determined by the price paid by the transferee to the transferor divided by the dollar value of the tax credits that were transferred in return. The notification submitted to the Department of Revenue shall include a processing fee of up to two hundred dollars per transferee, and any information submitted by a transferor or transferee shall be treated by the office and the Department of Revenue as proprietary to the entity reporting such information and therefore confidential. However, this shall not prevent the publication of summary data that includes no fewer than three transactions.

* * *

AMENDMENT NO. 33

On page 12, between lines 8 and 9, insert:

"(g) Beginning January 1, 2018, except as provided for in Subparagraph (f) of this Paragraph, motion picture tax credits not previously claimed by any taxpayer against its income tax may not be transferred or sold to another taxpayer."

AMENDMENT NO. 34

On page 13, line 1, after "Section." delete the remainder of the line and delete lines 2 through 4

AMENDMENT NO. 35

On page 13, between lines 15 and 16, insert:

"(i) For state-certified productions the application shall include:

* * *

(gg) The format of the project, for example whether it is a feature film or television series, and whether it seeks qualification as a QEC, independent film project, or Louisiana screenplay project.

(hh) A statement of which of the base credit rate enhancements or additional credits for payroll or visual effects, if any, will apply to the project and an estimate of expenditures in each applicable category.

* * *

AMENDMENT NO. 36

On page 16, between lines 19 and 20, insert:
"9) * * *
* * *

(b) Tax credits certified for goods and services provided by related parties to a state-certified production shall be further limited as follows:

(i) Qualifying production expenditures for Above the Line, or "ATL", services salaries provided by related parties shall be limited to twelve percent of total Louisiana production expenditures.
* * *

AMENDMENT NO. 37

On page 16, line 27, change "2023" to "2025"

AMENDMENT NO. 38

On page 17, lines 8 and 9, after "July 1, 2017," delete "and before July 1, 2020,"

AMENDMENT NO. 39

On page 17, line 11, after "dollars." delete the remainder of the line, and delete lines 12 through 17, and insert: "Twenty percent of the annual program cap shall be reserved as follows: five percent for qualified entertainment companies, five percent for Louisiana screenplay productions, and ten percent for independent film productions. If the total amount"

AMENDMENT NO. 40

On page 17, delete line 21, after "(c)" insert "(i)"

AMENDMENT NO. 41

On page 17, between lines 24 and 25, insert:
"(ii) If the total amount of credits granted in any fiscal year to screenplay productions or independent film productions is less than their respective caps, any residual amount may be available for issuance by the department during that fiscal year as established by rule."

AMENDMENT NO. 42

On page 18, line 13, change "a return" to "an original return"

AMENDMENT NO. 43

On page 18, delete line 24, and insert "legacy credits, up to a maximum of ten million dollars for each subsequent fiscal year, to the Department of Revenue and his"

AMENDMENT NO. 44

On page 19, line 11, after "season." delete the remainder of the line and delete line 12

AMENDMENT NO. 45

On page 19, line 17, after "Development" delete the remainder of the line, delete lines 18 through 22, and insert: "individual payroll cap."

(a) Project-based production tax credit. For applications for state-certified productions on or after July 1, 2017, the maximum amount of qualifying payroll expenditures made for the services rendered by an individual, whether directly to an individual, or indirectly through a loan out company, shall be three million dollars per person and no tax credits shall be earned for payroll expenditures in excess of three million per person.

(b) Company-based QEC payroll tax credit. For applications for qualified entertainment company contracts on or after July 1, 2017, the maximum amount of qualifying QEC payroll expenditures shall be two hundred thousand dollars per person, for each employee as reported on a Form W-2, and no tax credits shall be earned for payroll expenditures in excess of two hundred thousand dollars per person.

On motion of Senator Morrell, the amendments were adopted.

Floor Amendments

Senator Appel proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Appel to Engrossed Senate Bill No. 254 by Senator Morrell

AMENDMENT NO. 1

On page 17, at the beginning of line 7, change "(b)" to "(b)(i)"

AMENDMENT NO. 2

On page 17, line 10, change "one hundred fifty million" to "fifty million dollars."

AMENDMENT NO. 3

On page 17, between lines 20 and 21, insert the following:
"(ii) Any savings derived from implementation of the provisions of this Subparagraph, shall be directed and appropriated to postsecondary education."

Senator Appel moved the adoption of the amendments.

Senator Morrell objected.

ROLL CALL

The roll was called with the following result:

YEAS

Appel Long Peacock
Donahue Mizell Riser
Fannin Morrish Thompson
Total - 9

NAYS

Mr. President Erdey Perry
Allain Gatti Peterson
Barrow Hewitt Smith, G.
Bishop Johns Smith, J.
Carter Lambert Tarver
Chabert Luneau Walsworth
Claitor Milkovich Ward
Colomb Mills White
Cortez Morrell

Total - 26

ABSENT

Boudreaux LaFleur Martiny
Total - 3

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gatti Morrish
Allain Hewitt Peacock
Barrow Johns Perry
Bishop LaFleur Peterson
Carter Lambert Riser
Chabert Long Smith, G.
Claitor Luneau Smith, J.
Colomb Milkovich Tarver
Cortez Mills Walsworth
Donahue Mizell Ward
Erdey Morrell White

Total - 33

NAYS

Appel Fannin Thompson
Total - 3

ABSENT

Boudreaux Martiny
Total - 2

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

Called from the Calendar

Senator Chabert asked that Senate Bill No. 249 be called from the Calendar.

SENATE BILL NO. 249— BY SENATOR CHABERT

AN ACT

To enact R.S. 49:214.5.4(E)(5), relative to the Coastal Protection and Restoration Fund; to provide for the disbursement of monies in the fund for hurricane protection purposes; to provide for effectiveness; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gatti Peacock
Allain Hewitt Perry
Appel Johns Peterson
Barrow LaFleur Riser
Bishop Lambert Smith, G.
Carter Long Smith, J.
Chabert Luneau Tarver
Colomb Milkovich Thompson
Cortez Mills Walsworth
Donahue Mizell Ward
Erdey Morrell White
Fannin Morrish
Total - 35

NAYS

Claitor
Total - 1

ABSENT

Boudreaux Martiny
Total - 2

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

Called from the Calendar

Senator LaFleur asked that Senate Bill No. 233 be called from the Calendar.

SENATE BILL NO. 233— BY SENATOR LAFLEUR

AN ACT

To enact R.S. 17:10.1(G), relative to the school and district accountability system; to require the State Board of Elementary and Secondary Education to adopt a policy to award additional points to the school performance score of a school that offers a

certified foreign language immersion program; and to provide for related matters.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed Senate Bill No. 233 by Senator LaFleur

AMENDMENT NO. 1

On page 1, delete line 11 through 14, and insert the following:

"G.(1)(a) Beginning with the 2018-2019 school year, for a school that establishes, maintains, or expands a foreign language immersion program or proceeds to earn or maintain certification of a foreign language immersion program pursuant to R.S. 17:273.2, the state board shall include a component in the school and district accountability system to annually award points to the school's annual performance score.

(b) The amount of the additional points awarded shall be equal to five percent of the total school performance score points earned by the school.

(2) The state board shall not prohibit a school from annually earning additional points in the school and district accountability system for maintaining a foreign language immersion program that meets performance and quality standards established by the state board.

(3) The state board shall promulgate rules and regulations pursuant to the Administrative Procedure Act to implement the provisions of this Subsection."

On motion of Senator LaFleur, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Morrish
Allain Gatti Peacock
Appel Hewitt Perry
Barrow Johns Peterson
Bishop LaFleur Riser
Carter Lambert Smith, G.
Chabert Long Smith, J.
Claitor Luneau Tarver
Colomb Milkovich Thompson
Cortez Mills Walsworth
Donahue Mizell Ward
Erdey Morrell White
Total - 36

NAYS

Total - 0

ABSENT

Boudreaux Martiny
Total - 2

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

Senator Long in the Chair

Called from the Calendar

Senator LaFleur asked that Senate Bill No. 251 be called from the Calendar.

SENATE BILL NO. 251— BY SENATOR LAFLEUR

AN ACT

To amend and reenact the introductory paragraph of R.S. 39:91(B) and R.S. 39:91(E) and to enact Subpart F-2 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:99.51 through 99.69, relative to the issuance of bonds to securitize the state's allocation of the economic damage settlement of the Deepwater Horizon oil spill economic damage litigation; to create the Louisiana Economic Financing Corporation; to provide for the qualifications of the members of the Louisiana Economic Financing Corporation; to provide for the authority of the Louisiana Economic Financing Corporation to issue bonds; to provide for the sale of certain assets of the state to the Louisiana Economic Financing Corporation; to provide for the deposit of the proceeds of the sale into the Deepwater Horizon Economic Damages Collection Fund; to authorize the financing, purchase, ownership, and management of payments from the Deepwater Horizon economic damage settlement; to provide for the security for the payment of the bonds; to provide for bond validation actions; to provide for tax exemptions; to provide for ancillary contracts and derivative instruments; to provide for an effective date; 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. 251 by Senator LaFleur

AMENDMENT NO. 1

On page 10, line 3, following "all" and before ", title" change "rights" to "right"

AMENDMENT NO. 2

On page 11, line 7, following "immovable" and before ", and" change "personal, tangible, or intangible" to "movable, corporeal, or incorporeal"

AMENDMENT NO. 3

On page 12, line 15, following "assets" and before "shall" change "hereunder" to "in accordance with this Section"

AMENDMENT NO. 4

On page 16, line 12, following "remedies" and before "pursuant" change "(" to ";

AMENDMENT NO. 5

On page 16, line 13, following "agreement" and before "of the" change ")" to ";

AMENDMENT NO. 6

On page 18, line 23, following "state" and before ":" change "will" to "shall"

AMENDMENT NO. 7

On page 19, line 12, following "powers" and before "shall be" change "herein granted" to "granted pursuant to this Subpart"

AMENDMENT NO. 8

On page 19, line 14, following "stated" and before ", be" change "herein" to "in this Subpart"

On motion of Senator Long, the amendments were adopted.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed Senate Bill No. 251 by Senator LaFleur

AMENDMENT NO. 1

On page 11, line 1, change "Bond Validation Procedures Law" to "bond validation procedures law"

On motion of Senator LaFleur, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 30

NAYS

Table with 2 columns: Name, Riser. Lists names of senators and their corresponding counts for the NAYS vote.

Total - 4

ABSENT

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

Total - 4

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

Mr. President in the Chair

Rules Suspended

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

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 17, 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. 90—
 BY SENATOR THOMPSON AND REPRESENTATIVE CHANEY
 A CONCURRENT RESOLUTION

To commend Dr. Linnea Eitmann upon earning a Doctor of Philosophy in Global Health Management and Policy from Tulane University.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 100—
 BY SENATORS LONG, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAU, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVE STEVE CARTER
 A CONCURRENT RESOLUTION

To commend and congratulate Sara "D-D" Breaux on being named to the 2017 Louisiana Sports Hall of Fame.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 101—
 BY SENATOR LONG
 A CONCURRENT RESOLUTION

To commend and congratulate posthumously C.A. Core on being named to the 2017 Louisiana Sports Hall of Fame.

Reported without amendments.

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 121—
 BY SENATOR MIZELL
 A RESOLUTION

To commend the Louisiana Federation of Republican Women and to welcome its members to the state capitol.

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

SENATE RESOLUTION NO. 122—
 BY SENATOR LUNEAU
 A RESOLUTION

To commend the Burnaman Family Association on its accomplishments.

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

SENATE RESOLUTION NO. 123—
 BY SENATOR MILKOVICH
 A RESOLUTION

To urge and request each state retirement system to post to its website the comprehensive investment reports submitted quarterly pursuant to Senate Resolution No. 175 of the 2005 Regular Session.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 103—
 BY SENATOR WHITE
 A CONCURRENT RESOLUTION

To commend the Central High School Wildcats baseball team and its coaches upon winning the Class 5A boys' state baseball championship.

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

May 17, 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. 270 | HB No. 280 | HB No. 77 |
| HB No. 113 | HB No. 133 | HB No. 179 |
| HB No. 209 | HB No. 210 | HB No. 242 |
| HB No. 423 | | |

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 77—
 BY REPRESENTATIVES BERTHELOT AND BISHOP
 AN ACT

To amend and reenact R.S. 30:2531(A)(2)(b) and (B)(2)(b) and 2531.1(D)(1), relative to littering; to provide for criminal and civil penalties; to provide for community service; and to provide for related matters.

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

HOUSE BILL NO. 113—
 BY REPRESENTATIVE BROADWATER
 AN ACT

To amend and reenact R.S. 17:3351.20(A)(1) and (F), relative to fees charged to students at public postsecondary education institutions; to extend the authority of a public postsecondary education management board to establish, adjust, and increase certain fees; to provide limitations; to extend the requirement that such boards report annually to the legislature relative to such fees; and to provide for related matters.

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

HOUSE BILL NO. 133—
 BY REPRESENTATIVE EDMONDS
 AN ACT

To enact R.S. 17:3357, relative to the public postsecondary education management boards; to require the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, the Board of Supervisors for the University of Louisiana System, and the Board of Supervisors of Community and Technical Colleges to develop plans and submit them to the legislature; to provide for the content of such plans; to provide for an initial submission deadline and subsequent submission frequency; and to provide for related matters.

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

HOUSE BILL NO. 179—

BY REPRESENTATIVES STOKES, BAGLEY, CHANEY, COX, HENSGENS, HOFFMANN, HORTON, JACKSON, JOHNSON, LEBAS, MARINO, DUSTIN MILLER, MORENO, POPE, RICHARD, SIMON, AND STAGNI AND SENATOR MARTINY

AN ACT

To amend and reenact R.S. 40:1169.2(3) and 1169.3(1)(d) and (2), relative to investigational drugs, products, and devices for use by terminally ill patients pursuant to the Right To Try Act; to revise certain definitions and legislative findings of such law; to provide relative to consent for the use of investigational drugs, biological products, or devices; to authorize the prescription and use of certain devices which have not completed phase one of a federally approved clinical trial; and to provide for related matters.

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

HOUSE BILL NO. 209—

BY REPRESENTATIVE COUSSAN

AN ACT

To amend and reenact R.S. 37:752(3), relative to the practice of dental hygiene; to exempt from licensure the practice of dental hygiene by students; and to provide for related matters.

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

HOUSE BILL NO. 210—

BY REPRESENTATIVE COUSSAN

AN ACT

To amend and reenact R.S. 37:761.1(A), (D), (F), and (H), relative to retired volunteer dentists; to authorize the licensure of retired dentists who provide voluntary dental services; to provide for a limitation of liability for retired volunteer dentists and an exception to the limitation of liability; to repeal minimum work requirements; to provide for a return to active licensure status; and to provide for related matters.

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

HOUSE BILL NO. 242—

BY REPRESENTATIVE EMERSON

AN ACT

To amend and reenact R.S. 17:3981(4) and 3982(A)(1)(a)(i), relative to charter school proposals; to require the State Board of Elementary and Secondary Education and local public school boards to deliver to charter applicants certain information relative to third-party evaluations of charter proposals; to provide requirements with regard to such delivery; and to provide for related matters.

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

HOUSE BILL NO. 270—

BY REPRESENTATIVE HODGES

AN ACT

To amend and reenact R.S. 9:224(A)(6)(a) and (B)(3), 225, 226, 227, and 228, relative to marriage licenses; to provide for the required information to obtain a marriage license; to provide for exceptions; to provide procedures for hearings; and to provide for related matters.

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

HOUSE BILL NO. 280—

BY REPRESENTATIVES MARINO AND STOKES

AN ACT

To amend and reenact R.S. 40:79(A)(2)(a), relative to adoptions; to provide relative to birth certificates in certain cases of adoptions by step-parents; and to provide for related matters.

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

HOUSE BILL NO. 423—

BY REPRESENTATIVE LEOPOLD

AN ACT

To amend and reenact R.S. 30:2074(B)(9)(a) and (b) and to repeal R.S. 30:2074(B)(9)(c) through (e), relative to water quality; to provide for the powers and duties of the secretary of the Department of Environmental Quality; to provide for the establishment and administration of a water quality trading program; to provide for certain criteria for credits; to provide for limitations on use of credits; to provide for records; to provide for a pilot or demonstration program; and to provide for related matters.

The bill 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

COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS

Senator Daniel R. Martiny, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

May 17, 2017

To the President and Members of the Senate:

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

SENATE BILL NO. 117—

BY SENATOR COLOMB

AN ACT

To amend and reenact R.S. 22:1570(B)(1)(introductory paragraph) and (i) and 1963, and to enact R.S. 22:1570.1 relative to insurance producers; to require certain insurance producers to maintain professional liability insurance for the benefit of insurance customers; to provide for unfair trade practices; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 205—

BY SENATOR MORRELL

AN ACT

To enact R.S. 37:21.1 and R.S. 49:992.2, and to repeal R.S. 49:992(D)(5), relative to boards and commissions; to provide for powers, duties, and procedures; to provide relative to disciplinary proceedings; to provide for conducting of disciplinary adjudications by administrative law judges; to provide terms, conditions, procedures, and requirements; to provide for award of attorney fees, court costs, and damages; to provide for an effective date; and to provide for related matters.

Reported by substitute.

HOUSE BILL NO. 17—

BY REPRESENTATIVE TERRY BROWN

AN ACT

To enact R.S. 51:703(K), relative to the disclosure of certain account information; to provide for the release of certain account information of a decedent by a dealer; to provide for certain required documents; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 471—
BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 51:911.21, 911.22(5), (7), (8.1), (10)(introductory paragraph), (11), and (12), 911.24(A)(1) through (3) and (6), (B)(introductory paragraph) and (L), 911.26(A)(1), (D)(1) through (3), (F)(1) through (4) and (10), 911.29, 911.30, 911.32(E), 911.36, 911.38, 911.39, 911.41, 911.43, 911.46, 912.3(introductory paragraph) and (7), 912.5(A), 912.21(introductory paragraph), (1), (2), (4), (6), and (9) through (12), 912.22(introductory paragraph), (1), and (7), 912.25(2) and (3), 912.26, 912.27(A)(1) and (B) through (D), 912.28(A), and 912.52(B)(5), to enact R.S. 51:911.22(13), 911.24(C)(3), 911.26(F)(11), and 912.21(13), and to repeal R.S. 51:911.24(K), 911.26(A)(3), 911.26(J), and 911.28(A)(10); relative to provisions applicable to manufactured and modular housing; to expand Parts XIV, XIV-A, and XIV-B of Chapter 2 of Title 51 of the Louisiana Revised Statutes of 1950 with respect to greater inclusion of and applicability to modular housing; to modify and create definitions; to provide with respect to requirements of retailers, developers, and transporters; to provide with respect to members at large and authority of the Louisiana Manufactured Housing Commission; to require consumers to provide certain written notice to the commission with respect to defects; to modify certain installation standards; to provide with respect to licensure of installers and transporters; to increase certain civil penalties for violations; to repeal certain licensing requirements and fees applicable to manufactured home brokers; to repeal obsolete provisions relative to the commission; to provide for technical corrections; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 675— (Substitute for House Bill No. 440 by Representative Davis)

BY REPRESENTATIVE DAVIS

AN ACT

To amend and reenact R.S. 37:2175.1(A)(1) and 2175.3(A)(9), to enact R.S. 37:2171.3, and to repeal R.S. 37:2175.3(A)(11), relative to contractors; to require the provision of name, license, classification, and insurance information to certain persons; to provide for penalties; to require certain information be included in home improvement contracting agreements; to provide for prohibited acts; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

**REPORT OF COMMITTEE ON
INSURANCE**

Senator John Smith, Chairman on behalf of the Committee on Insurance, submitted the following report:

May 17, 2017

To the President and Members of the Senate:

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

HOUSE BILL NO. 89—
BY REPRESENTATIVE DAVIS

AN ACT

To amend and reenact R.S. 22:1662(2), relative to claims adjusters; to allow non-licensed claims adjusters to adjust certain losses

that do not exceed five hundred dollars; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 165—
BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 22:984, relative to the identification of a health benefit plan insurer and sponsor; to require that dental benefit plan documentation identify the plan's insurer; to require information on the face of the identification documentation regarding the level of insurance coverage; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 188—
BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 22:2444, relative to the funding of an external review of a health insurance issuer; to provide that the issuer pay the cost of the review; to provide for documentation of the costs; to provide for appeal; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 392—
BY REPRESENTATIVE CONNICK

AN ACT

To enact R.S. 22:1460(I)(1)(c), relative to fire insurance rates; to provide for the determination of fire insurance rates; to prohibit certain methods of determination; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 408—
BY REPRESENTATIVE HUVAL

AN ACT

To amend and reenact R.S. 22:1564(B)(1)(b) through (d), relative to the qualifications and licensing of insurance producers; to provide with respect to producers on record; to provide for a change in producer; to require quotations and proposals; to provide notice; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 542—
BY REPRESENTATIVE STOKES

AN ACT

To enact Subpart E of Part IV of Chapter 4 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1351 through 1358, relative to travel insurance; to provide for definitions; to provide for deposits, assessments, fees, and taxes; to provide for sales practices; to provide for travel protection plans; to provide for travel administrators; to provide for promulgation of regulations; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JOHN SMITH
Chairman

May 17, 2017

Privileged Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 17, 2017

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 93— BY SENATOR COLOMB A CONCURRENT RESOLUTION To commend Lynn Whitfield on her many accomplishments.

SENATE CONCURRENT RESOLUTION NO. 94— BY SENATORS WARD AND CARTER AND REPRESENTATIVE THIBAUT A CONCURRENT RESOLUTION To affirm the need for civility in political debate as a fundamental requirement for effective representative democracy and governing.

SENATE CONCURRENT RESOLUTION NO. 95— BY SENATOR PEACOCK AND REPRESENTATIVE JENKINS A CONCURRENT RESOLUTION To commend Mary Alice Rountree for her many years of exemplary public service to the parish of Caddo and for her continued commitment to the care of its elderly citizens and to congratulate her upon the occasion of her retirement from the Caddo Council on Aging.

SENATE CONCURRENT RESOLUTION NO. 96— BY SENATOR MILLS A CONCURRENT RESOLUTION To recognize and commend The Louisiana Hemophilia Foundation for its work to improve the quality of life and assist persons affected by rare inherited bleeding disorders, the absence of clotting proteins in the blood which are often painful and debilitating, and to designate Tuesday, May 16, 2017, as "Louisiana Hemophilia Foundation Day" at the legislature.

SENATE CONCURRENT RESOLUTION NO. 97— BY SENATOR CARTER AND REPRESENTATIVE GARY CARTER A CONCURRENT RESOLUTION To designate May 17, 2017, as "Louisiana Housing Council Day" at the Legislature of Louisiana and commend the organization for its accomplishments.

SENATE CONCURRENT RESOLUTION NO. 98— BY SENATOR GARY SMITH AND REPRESENTATIVE GREGORY MILLER A CONCURRENT RESOLUTION To commend Head Coach Angi Butler of Destrehan High School on being named the 2016-2017 Coach of the Year for girls basketball by the Louisiana Sports Writers Association and by USA-Today and to congratulate her on twenty years of coaching excellence.

Respectfully submitted, KAREN CARTER PETERSON Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 17, 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 Resolution:

HOUSE CONCURRENT RESOLUTION NO. 69— BY REPRESENTATIVE EDMONDS A CONCURRENT RESOLUTION

To recognize Tuesday, May 16, 2017, as School Choice Day at the Louisiana State Capitol and to encourage all Louisianians to learn more about school choice programs.

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 Resolution contained herein was signed by the President of the Senate.

ATTENDANCE ROLL CALL

PRESENT

Table listing names of present members: Mr. President, Allain, Appel, Barrow, Bishop, Carter, Chabert, Claitor, Colomb, Cortez, Donahue, Erdey, Fannin, Gatti, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Milkovich, Mills, Mizell, Morrell, Morrish, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

Total - 36

ABSENT

Table listing absent members: Boudreaux, Martiny. Total - 2

Leaves of Absence

The following leaves of absence were asked for and granted:

Table listing leaves of absence: Boudreaux 1 Day, Martiny 1 Day

Announcements

The following committee meetings for May 18, 2017, were announced:

Table listing committee meetings: Education At Adj Hainkel Room, Local and Mun. Affairs At Adj Room F, Transportation At Adj Room E

Adjournment

On motion of Senator Thompson, at 4:20 o'clock P.M. the Senate adjourned until Thursday, May 18, 2017, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk