

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

**SECOND DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Tuesday, March 15, 2016

The Senate was called to order at 9:35 o'clock A.M. by Hon.  
John A. Alario Jr., President of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

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

PRESENT

Mr. President	Donahue	Mizell
Allain	Erdey	Morrish
Appel	Fannin	Peacock
Bishop	Gatti	Perry
Boudreaux	Hewitt	Riser
Carter	Johns	Smith, G.
Chabert	Lambert	Smith, J.
Claitor	Martiny	Thompson
Colomb	Milkovich	Walsworth
Cortez	Mills	White
Total - 30		

ABSENT

Barrow	Long	Peterson
Brown	Luneau	Tarver
LaFleur	Morrell	Ward
Total - 9		

The President of the Senate announced there were 30 Senators  
present and a quorum.

**Prayer**

The prayer was offered by Reverend Paul Watts, 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 John Smith, the reading of the Journal was  
dispensed with and the Journal of March 14, 2016, was adopted.

**Introduction of Senate Resolutions**

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

**SENATE RESOLUTION NO. 9—**  
BY SENATOR MILLS

A RESOLUTION

To commend the Louisiana Physical Therapy Association for its  
outstanding achievements and to recognize March 14  
through 18, 2016, as Louisiana Physical Therapy Association  
Week.

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

**SENATE RESOLUTION NO. 10—**  
BY SENATOR PEACOCK

A RESOLUTION

To commend and congratulate Nicole Vasquez on being selected as  
the 2016 Louisiana High School Teacher of the Year.

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

**SENATE RESOLUTION NO. 11—**  
BY SENATOR PEACOCK

A RESOLUTION

To commend outstanding educator, Sandra McCalla, EdD, of  
Shreveport, Louisiana, for her many contributions made on  
behalf of public education and to congratulate Dr. McCalla upon  
her well-deserved retirement after fifty-five years in the  
education profession.

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

**SENATE RESOLUTION NO. 12—**  
BY SENATOR PEACOCK

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature  
of Louisiana upon the death of United States District Court  
Judge Thomas Eaton Stagg Jr.

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

**SENATE RESOLUTION NO. 13—**  
BY SENATOR PEACOCK

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature  
of Louisiana upon the death of businesswoman and former  
Louisiana State Senator, the Honorable Virginia Ruth Kilpatrick  
Shehee, and to commend the legacy of public service she leaves  
to the people of her community, state, and nation.

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

**SENATE RESOLUTION NO. 14—**  
BY SENATOR PEACOCK

A RESOLUTION

To commend and congratulate Sharon L. Dunn, PT, PhD, OCS, for  
her many activities and accomplishments involving physical  
therapy.

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

**SENATE RESOLUTION NO. 15—**  
BY SENATOR PEACOCK

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature  
of Louisiana upon the death of Shreveport Police Officer  
Thomas LaValley.

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

**Introduction of  
Senate Concurrent Resolutions**

**SENATE CONCURRENT RESOLUTION NO. 11—**  
BY SENATOR BOUDREAUX

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to evaluate and  
report on access to vital records at parish health units.

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

**Senate Bills and Joint Resolutions on  
Second Reading to be Referred**

**SENATE BILL NO. 360—**  
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 40:1155.2(8), relative to the Louisiana Physician Order for Scope of Treatment; to provide for definitions; to provide for form modifications; to provide for specific language to be utilized on the form; to provide for mandatory fields; 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 Health and Welfare.

**Senate Resolutions on  
Second Reading**

**SENATE RESOLUTION NO. 3—**

BY SENATORS ALARIO, ALLAIN, APPEL, BISHOP, BOUDREAU, BROWN, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAMBERT, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRISH, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, THOMPSON, WALSWORTH, WARD AND WHITE

A RESOLUTION

To commend former Senator David R. Heitmeier on being named the 2015 Optometrist of the Year by the American Optometric Association.

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

**SENATE RESOLUTION NO. 4—**

BY SENATOR WHITE

A RESOLUTION

To urge and request Governor John Bel Edwards to issue an executive order directing state agencies and local governments to continue to support the Louisiana State Use Program, managed by Employment Development Services.

The resolution was read by title and referred by the President to the Committee on Labor and Industrial Relations.

**SENATE RESOLUTION NO. 5—**

BY SENATOR MILLS

A RESOLUTION

To commend Luke Corona of New Iberia on being named a top youth volunteer in Louisiana at the twenty-first annual Prudential Spirit of Community Awards.

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

**SENATE RESOLUTION NO. 6—**

BY SENATOR BARROW

A RESOLUTION

To direct the Department of Health and Hospitals to evaluate and report on funding solutions for in-home support providers.

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

**SENATE RESOLUTION NO. 7—**

BY SENATOR PETERSON

A RESOLUTION

To commend the graduating parent and student leaders of the 2016 Family Leadership Training Institute of New Orleans (FLTI NOLA) on their amazing accomplishment in becoming trained civic advocates in New Orleans.

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

**SENATE RESOLUTION NO. 8—**

BY SENATOR JOHNS

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Russell J. Stutes Sr.

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

**Senate Concurrent Resolutions on  
Second Reading**

**SENATE CONCURRENT RESOLUTION NO. 2—**

BY SENATOR WARD

A CONCURRENT RESOLUTION

To approve the Atchafalaya Basin Annual Plan for Fiscal Year 2016-2017, as adopted by the Atchafalaya Basin Research and Promotion Board and the Coastal Protection and Restoration Authority.

The resolution was read by title and referred by the President to the Committee on Natural Resources.

**SENATE CONCURRENT RESOLUTION NO. 3—**

BY SENATORS MILLS, PERRY AND GARY SMITH

A CONCURRENT RESOLUTION

To authorize and direct the Department of Health and Hospitals to submit a report by May 1, 2016, on the health benefits and healthcare costs associated with adding Adrenoleukodystrophy (ALD) to the newborn screening panel and to add ALD to the newborn screening panel no later than January 1, 2017.

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

**SENATE CONCURRENT RESOLUTION NO. 4—**

BY SENATOR BARROW

A CONCURRENT RESOLUTION

To continue and provide with respect to the task force to study health services delivery and financing in the Baton Rouge region created by House Concurrent Resolution No. 129 of the 2015 Regular Session of the Legislature.

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

**SENATE CONCURRENT RESOLUTION NO. 5—**

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To authorize and direct the Louisiana Board of Examiners for Speech-Language Pathology and Audiology to evaluate and report on licensing requirements and procedures that may need to be updated in current law.

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

**SENATE CONCURRENT RESOLUTION NO. 6—**

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To express the intent of the Louisiana Legislature relative to enforcement of fishing harvest gear laws and restrictions in state and federal waters off the coast of Louisiana.

The resolution was read by title and referred by the President to the Committee on Natural Resources.

**SENATE CONCURRENT RESOLUTION NO. 7—**

BY SENATOR JOHNS AND REPRESENTATIVE DWIGHT

A CONCURRENT RESOLUTION

To commend Alexis Bauer upon being chosen as a recipient of the 2016 Young Heroes Award.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Barrow	Long	Tarver
LaFleur	Morrell	
Total - 5		

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

**Motion**

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

**Joint Session of the Legislature**

The joint session of the legislature was called to order at 10:00 A.M. by the Honorable John A. Alario Jr., President of the Senate.

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

On motion of Speaker Barras, the calling of the roll on the part of the House was dispensed with.

The President of the Senate introduced the Honorable Bernette J. Johnson, Chief Justice of the Louisiana Supreme Court, who addressed the joint session of the legislature.

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

**After Joint Session**

**ROLL CALL**

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

**PRESENT**

Mr. President	Fannin	Peterson
Allain	Johns	Riser
Appel	Lambert	Smith, J.
Boudreaux	Long	Walsworth
Chabert	Martiny	Ward
Claitor	Mills	White
Colomb	Morrish	
Erdey	Peacock	
Total - 22		

**ABSENT**

Barrow	Gatti	Morrell
Bishop	Hewitt	Perry
Brown	LaFleur	Smith, G.
Carter	Luneau	Tarver
Cortez	Milkovich	Thompson
Donahue	Mizell	
Total - 17		

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

**Senate Business Resumed After Joint Session**

**Senate Concurrent Resolutions on Second Reading, Resumed**

**SENATE CONCURRENT RESOLUTION NO. 8—**  
BY SENATOR JOHNS AND REPRESENTATIVE DANAHAY  
A CONCURRENT RESOLUTION

To commend Dylan Alvarez upon being chosen as a recipient of the 2016 Young Heroes Award.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Fannin	Morrish
Allain	Johns	Peacock
Appel	Lambert	Peterson
Boudreaux	Long	Riser
Carter	Luneau	Smith, G.
Chabert	Martiny	Smith, J.
Claitor	Milkovich	Walsworth
Colomb	Mills	Ward
Erdey	Mizell	White
Total - 27		

**NAYS**

Total - 0

**ABSENT**

Barrow	Donahue	Morrell
Bishop	Gatti	Perry
Brown	Hewitt	Tarver
Cortez	LaFleur	Thompson
Total - 12		

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

**SENATE CONCURRENT RESOLUTION NO. 9—**  
BY SENATOR MILLS  
A CONCURRENT RESOLUTION

To authorize and direct the Department of Health and Hospitals to evaluate and report on the number of Bayou Health plans that are necessary and appropriate before releasing another RFP to procure such plans.

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

March 15, 2016

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

March 14, 2016

To the Honorable President and Members of the Senate:

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

HCR No. 6 HCR No. 7 HCR No. 8

Respectfully submitted, ALFRED W. SPEER

Clerk of the House of Representatives

House Concurrent Resolutions on First Reading

Senator White asked for and obtained a suspension of the rules to take up House Concurrent Resolutions.

HOUSE CONCURRENT RESOLUTION NO. 6— BY REPRESENTATIVE PUGH

A CONCURRENT RESOLUTION

To designate Tuesday, April 5, 2016, as Ponchatoula Strawberry Festival Day in the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Allain Appel Barrow Boudreaux Carter Chabert Claitor Cortez Erdey Fannin Gatti Johns LaFleur Lambert Long Luneau Martiny Milkovich Mizell Morrish Peacock Peterson Smith, G. Smith, J. Walsworth Ward White Total - 29

NAYS

Total - 0

ABSENT

Bishop Brown Colomb Donahue Hewitt Morrell Perry Riser Tarver Thompson Total - 10

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

HOUSE CONCURRENT RESOLUTION NO. 7— BY REPRESENTATIVE PUGH

A CONCURRENT RESOLUTION

To designate Wednesday, May 4, 2016, as Elmer's Candy Day in the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Allain Appel Barrow Bishop Boudreaux Carter Chabert Claitor Cortez Erdey Fannin Gatti Hewitt Johns LaFleur Lambert Long Luneau Martiny Milkovich Mills Mizell Morrish Peacock Peterson Smith, J. Walsworth Ward White Total - 30

NAYS

Total - 0

ABSENT

Brown Colomb Donahue Morrell Perry Riser Smith, G. Tarver Thompson Total - 9

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

HOUSE CONCURRENT RESOLUTION NO. 8— BY REPRESENTATIVE HOWARD

A CONCURRENT RESOLUTION

To commend John Wallace Curtis upon his induction into the Sabine Hall of Fame.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Allain Appel Barrow Bishop Boudreaux Carter Chabert Claitor Cortez Erdey Fannin Gatti Hewitt Johns LaFleur Lambert Long Luneau Martiny Milkovich Mizell Morrish Peacock Peterson Riser Smith, G. Smith, J. Walsworth Ward White Total - 32

NAYS

Total - 0

ABSENT

Brown Colomb Donahue Morrell Perry Tarver Thompson Total - 7

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

Message from the House

CONCURRING IN
SENATE CONCURRENT RESOLUTIONS

March 15, 2016

To the Honorable President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 10—
BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To invite Madame Chief Justice Bernette Johnson of the Louisiana Supreme Court to address a joint session of the legislature.

Reported without amendments.

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

ATTENDANCE ROLL CALL

PRESENT

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

ABSENT

- Morrell, Tarver

Leaves of Absence

The following leaves of absence were asked for and granted:

- Morrell 1 Day, Tarver 1 Day

Adjournment

On motion of Senator Thompson, at 11:05 o'clock A.M. the Senate adjourned until Wednesday, March 16, 2016, 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

