

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

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**FOURTEENTH DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Wednesday, April 4, 2018

The Senate was called to order at 3:20 o'clock P.M. by Hon. John A. Alario Jr., President of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

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

PRESENT

Mr. President	Gatti	Mizell
Allain	Hewitt	Morrish
Barrow	Johns	Peacock
Boudreaux	Lambert	Perry
Claitor	Long	Price
Cortez	Luneau	Smith, G.
Erdey	Martiny	White
Total - 21		

ABSENT

Appel	Fannin	Riser
Bishop	LaFleur	Smith, J.
Carter	Milkovich	Tarver
Chabert	Mills	Thompson
Colomb	Morrell	Walsworth
Donahue	Peterson	Ward
Total - 18		

The President of the Senate announced there were 21 Senators present and a quorum.

**Prayer**

The prayer was offered by Pastor Matthew Armstrong, 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 Chabert, the reading of the Journal was dispensed with and the Journal of April 3, 2018, was adopted.

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

April 4, 2018

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. 51—**

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

A CONCURRENT RESOLUTION

To commend Quentin D. Dastugue upon his induction into the Louisiana Political Museum and Hall of Fame.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 52—**

BY SENATOR THOMPSON

A CONCURRENT RESOLUTION

To commend NASA's Michoud Assembly Facility on being awarded the "Certified Louisiana" logo by the Department of Agriculture and Forestry.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 53—**

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.

**SENATE CONCURRENT RESOLUTION NO. 54—**

BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend, posthumously, Reverend Avery Caesar Alexander upon his induction into the Louisiana Political Museum and Hall of Fame.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 56—**

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

NORTON, PEARSON, PIERRE, POPE, PUGH, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SEABAUGH, SHADOIN, SIMON, SMITH, STAGNI, STEFANSKI, STOKES, TALBOT, THIBAUT, THOMAS, WHITE, WRIGHT AND ZERINGUE

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of statesman and former state senator and representative, Thomas Alcade "Tom" Casey.

Reported without amendments.

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 68— BY SENATOR BARROW

A RESOLUTION

To commend the Mary Bird Perkins Cancer Center on hosting its eleventh annual "Fest for Life" health event on Saturday, April 14, 2018.

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

SENATE RESOLUTION NO. 69— BY SENATOR THOMPSON

A RESOLUTION

To commend the Delhi High School Bears boys basketball team upon being the Class 1A runner-up at the 2018 Allstate Sugar Bowl/LHSAA Tournament.

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

SENATE RESOLUTION NO. 70— BY SENATOR THOMPSON

A RESOLUTION

To commend the Delhi High School Lady Bears basketball team upon winning the Class 1A State Championship at the 2018 Allstate Sugar Bowl/LHSAA Tournament.

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

SENATE RESOLUTION NO. 71— BY SENATOR PERRY

A RESOLUTION

To commend the American Legion and its Auxiliary for hosting the fifty-fifth annual Vermilion Parish Government Day program.

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. 520— BY SENATOR WHITE

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Tangipahoa Parish; to provide for the property description; to provide terms and conditions; and to provide for related matters.

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

SENATE BILL NO. 521— BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 13:5401(B)(1) and to enact R.S. 13:5401(B)(3)(d) and Code of Criminal Procedure Art. 890.3(A)(3), relative to reentry courts; to provide relative to eligibility requirements for workforce development sentencing programs; and to provide for related matters.

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

SENATE BILL NO. 522— BY SENATOR CLAITOR

AN ACT

To amend and reenact Code of Criminal Procedure Art. 875.1(D)(1)(a), (E), and (F) and to enact Code of Criminal Procedure Art. 875.1(G), relative to restitution; to provide relative to payment of restitution to the victim of a crime; to prohibit the waiver and forgiveness of a defendant's financial obligations that are designated as restitution; and to provide for related matters.

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

SENATE BILL NO. 523— BY SENATOR MIZELL

AN ACT

To amend and reenact R.S. 17:7(2)(f) and to enact R.S. 17:3996(B)(45), relative to the power and duties of the state Board of Elementary and Secondary Education; to provide relative to the expenditure of minimum foundation program formula funds; to provide relative to the collection and reporting of certain education-related expenditure data; and to provide for related matters.

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

SENATE BILL NO. 524— BY SENATOR LONG

AN ACT

To amend and reenact R.S. 38:2325(A)(16)(d) and 3097.4(D)(7) and to enact R.S. 38:3097.4(D)(8), relative to the Sabine River Authority; to add certain requirements prior to entering into any contracts to sell water; and to provide for related matters.

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

SENATE BILL NO. 525— BY SENATOR LAFLEUR

AN ACT

To enact R.S. 4:147.1(D), relative to horse racing; to provide for the duties and powers of the Louisiana State Racing Commission; to provide relative to purse monies for horse races; to provide relative to net slot machine proceeds received for purses; to provide relative to thoroughbred horse racing; to provide relative to eligible facilities; to provide relative to the transfer of slot machine proceeds from one eligible facility to another; and to provide for related matters.

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

**SENATE BILL NO. 526—**  
BY SENATOR LAFLEUR

AN ACT

To enact R.S. 47:114.1, relative to reporting requirements to the Department of Revenue; to require businesses and governmental entities that pay certain service providers to file reports; to provide for the format of the reports; to provide for hardship exceptions; to provide for penalties; and to provide for related matters.

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

**SENATE BILL NO. 527—**  
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 4:214.1(B), relative to horse racing; to provide relative to quarter horse racing; to provide relative to thoroughbred horse racing; to remove requirement of quarter horse racing at certain tracks; to provide for distribution of slot proceeds; to provide for exceptions; 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.

**SENATE BILL NO. 528—**  
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 37:1360.23(G) and 1360.31(C)(2), relative to physician assistants; to provide for supervising physician capacity; to provide for prescriptive authority eligibility; to provide for clinical hour requirements; to prohibit certain actions by the Louisiana State Board of Medical Examiners; 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 BILL NO. 529—**  
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 47:303.1(B)(2), (C), (D), (F), and (G), relative to direct payment numbers; to authorize certain nonprofit subsidiaries to obtain direct payment numbers for state and local sales and use tax; 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 Revenue and Fiscal Affairs.

**SENATE BILL NO. 530—**  
BY SENATOR MILKOVICH

AN ACT

To enact R.S. 11:858, relative to the Teachers' Retirement System of Louisiana; to provide for investment expenses; to provide for payments to reduce the unfunded accrued liability of the system; to provide for calculation of employer contributions; 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 Retirement.

**SENATE BILL NO. 531—**  
BY SENATOR MILKOVICH

AN ACT

To amend and reenact R.S. 46:2742, relative to the reimbursement methodology for nursing homes; to provide for utilization of funds; 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 BILL NO. 532—**  
BY SENATOR MILKOVICH

AN ACT

To enact R.S. 28:919, relative to long-term care; to provide for the establishment of an informed choice in long-term care pilot program at the Northeast Delta Human Services Authority for Louisiana citizens vulnerable to nursing home admission; to provide for diversion and transition; to provide for cooperation by the Louisiana Department of Health; 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 BILL NO. 533—**  
BY SENATOR MILKOVICH

AN ACT

To amend and reenact R.S. 11:2257(C), relative to the Firefighters' Retirement System; to provide relative to the Deferred Retirement Option Plan; to provide an effective date; and to provide for related matters.

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

**SENATE BILL NO. 534—**  
BY SENATOR MILKOVICH

AN ACT

To enact R.S. 14:30.1(A)(5) and 87.6, relative to the crime of second degree murder; to provide that second degree murder is committed when the offender performs an abortion on a person who has been coerced into having the abortion under certain circumstances; to prohibit coercing a person to obtain an abortion; to provide definitions; to provide penalties; and to provide for related matters.

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

**SENATE BILL NO. 535—**  
BY SENATOR THOMPSON

AN ACT

To enact R.S. 33:2740.51.1, relative to the membership of the board of commissioners of an economic development district in certain parishes; to provide for certain qualifications; 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.

**SENATE BILL NO. 536—**  
BY SENATOR LUNEAU

AN ACT

To amend and reenact R.S. 23:1124, the introductory paragraph of 1201.1(A), (I)(1), and (K), and 1226(B)(3)(c), relative to workers' compensation; to provide for medical examinations; to provide for suspension of workers' compensation benefits; to provide for procedures; to provide for hearings; to provide for the reinstatement of benefits; and to provide for related matters.

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

**SENATE BILL NO. 537—**  
BY SENATOR LUNEAU

AN ACT

To enact Code of Civil Procedure Art. 4269.2, relative to trusts; to provide relative to placement of a minor's property in trust; to provide relative to certain actions and settlements; to provide certain terms, conditions, procedures, requirements and effects; and to provide for related matters.

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

**SENATE BILL NO. 538—**  
BY SENATOR WARD

AN ACT

To amend and enact R.S. 9:2800.1(E), relative to limitation of liability for loss connected with the sale, serving, or furnishing of alcoholic beverages; to provide relative to exceptions to such limitation of liability; to provide certain terms and conditions; and to provide for related matters.

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

**SENATE BILL NO. 539—**  
BY SENATOR LAMBERT

AN ACT

To amend and reenact R.S. 38:3304(A) and to enact R.S. 38:3304(C), relative to the Amite River Basin Drainage and Water Conservation District; to provide for meetings of the board; to require compliance with the Open Meetings Law; to provide for the location of the meetings; 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.

**SENATE BILL NO. 540—**  
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 8:454, the introductory paragraph of R.S. 8:456(A)(1), 456(B), and 457(B), relative to the Louisiana Cemetery Board; to provide for the creation of a master trust fund; to provide for requirements of a master trust fund; to provide for reporting requirements; to provide for certain terms and conditions; 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.

**SENATE BILL NO. 541—**  
BY SENATOR MORRISH

AN ACT

To amend and reenact the introductory paragraph of R.S. 23:1553(A), relative to unemployment benefits; to provide for requalification of the claimant for unemployment benefits; to provide for noncharging of the employer's experience-rating account; and to provide for related matters.

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

**SENATE BILL NO. 542—**  
BY SENATOR JOHNS

AN ACT

To enact R.S. 47:338.219, relative to the hotel and motel occupancy tax; to authorize the governing authority of Calcasieu Parish and of each municipality within the parish to levy and collect an additional one percent hotel and motel occupancy tax; to provide for the purposes for which the proceeds of the tax may be used; 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.

**SENATE BILL NO. 543—**  
BY SENATOR LAMBERT

AN ACT

To amend and reenact Code of Civil Procedure Art. 3422, relative to small successions; to provide relative to court costs; and to provide for related matters.

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

**SENATE BILL NO. 544—**  
BY SENATOR MILLS

AN ACT

To enact R.S. 47:338.264, relative to local taxation; to authorize certain economic development authorities to levy a hotel occupancy and overnight campsite parking tax; to provide for administration and collection of the tax; 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 Revenue and Fiscal Affairs.

**SENATE BILL NO. 545—**  
BY SENATOR ALLAIN

AN ACT

To amend and reenact the introductory paragraph of R.S. 30:4(D) and to enact R.S. 30:3(18) and 4(T), relative to the commissioner of conservation; to provide for definitions; to provide for powers and duties of the commissioner; to provide for inactive wells and determination of future utility; to provide for rules and regulations; and to provide for related matters.

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

**SENATE BILL NO. 546—**  
BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 33:7723, relative to mosquito abatement districts; to provide for terms of members of the board of commissioners; 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.

**SENATE BILL NO. 547—**  
BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 40:1379.3(A)(1), relative to concealed handgun permits; to provide with respect to the renewal of concealed handgun permits; to provide relative to a "no change" option upon the renewal of concealed handgun permits; and to provide for related matters.

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

**SENATE BILL NO. 548—**  
BY SENATOR BOUDREAU

AN ACT

To enact R.S. 15:244, relative to criminal procedure; to provide for a diversion program for current members and veterans of the military; 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 Judiciary B.

**SENATE BILL NO. 549—**  
BY SENATOR HEWITT

AN ACT

To enact R.S. 32:1(35.1) and 299.5 and R.S. 47:451(20.1) and 471, relative to motor vehicles; to provide with respect to military surplus motor vehicles; to provide with respect to the registration and operation of a military surplus motor vehicle; to provide for the creation of a special license plate for a military surplus motor vehicle; to provide for the operation of a military surplus motor vehicle under certain conditions; to provide for rules; 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.

**SENATE BILL NO. 550—**  
BY SENATOR COLOMB

AN ACT

To amend and reenact R.S. 40:1046(I), relative to the allowable THC levels of Cannabis grown in accordance with the Alison Neustrom Act; 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 BILL NO. 551—**  
BY SENATOR ALLAIN

AN ACT

To enact Chapter 31 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2101, relative to wireless telecommunications service; to provide relative to service discontinued or suspended based on provider error; to provide for certain charges and fees; to provide for certain terms and conditions; 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.

**SENATE BILL NO. 552—**  
BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(17), relative to hotel occupancy taxes in Lafourche Parish; to authorize the Lafourche Parish Tourist Commission to levy additional hotel occupancy taxes; 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.

**SENATE BILL NO. 553—**  
BY SENATOR CARTER

AN ACT

To enact R.S. 26:307, relative to alcoholic beverages; to authorize the brewing and sale of beverages of low alcoholic content by the same person; and to provide for related matters.

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

**SENATE BILL NO. 554—**  
BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 42:805(D), 807, 808(E), 809, 857, and 883(A), to enact R.S. 42:808(F), and 882(D)(3), and to repeal R.S. 42:804, 854(A) and (B), and 855, and R.S. 22:1002, relative to the Office of Group Benefits; to provide for coverage of dependents; to eliminate certain requirements regarding fee schedules and funding; to authorize the office to rescind, cancel, or discontinue coverage; to clarify the extent of payroll deduction authority; to authorize the office to impose surcharges on enrollees; to provide for board membership in certain circumstances; 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.

**SENATE BILL NO. 555—**  
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 39:91(B) and (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 corporation; to provide for the authority of the corporation to issue bonds; to provide for the sale of certain assets of the state to the corporation; to provide for the deposit of the

proceeds of the sale into the Deepwater Horizon Economic Damages Collection Fund; to provide for the use of the monies in 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.

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

**SENATE BILL NO. 556—**  
BY SENATOR CARTER

AN ACT

To enact R.S. 40:1103.5, relative to health care, to provide for information and access to breast reconstructive surgery; 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 BILL NO. 557—**  
BY SENATOR BISHOP

AN ACT

To enact R.S. 40:1667.10, relative to levee district police; to authorize the payment of extra compensation to certain levee district police officers from district funds; 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.

**Senate Resolutions on  
Second Reading**

**SENATE RESOLUTION NO. 65—**  
BY SENATOR PETERSON

A RESOLUTION

To commend the Louisiana Federation of Democratic Women and welcome its members to the Louisiana State Capitol on May 15, 2018, in celebration of Women in Blue Day.

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

**Senate Concurrent Resolutions on  
Second Reading**

**SENATE CONCURRENT RESOLUTION NO. 55—**  
BY SENATOR BISHOP

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Insurance to assemble a task force to address the high automobile insurance rates in the state.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gatti	Peacock
Allain	Hewitt	Perry
Barrow	Johns	Price
Bishop	Lambert	Riser
Boudreaux	Long	Smith, G.
Chabert	Luneau	Smith, J.
Claitor	Martiny	Tarver

April 4, 2018

Cortez	Milkovich	Thompson
Donahue	Mizell	Ward
Erdey	Morrell	White
Fannin	Morrish	
Total - 32		

NAYS

Total - 0

ABSENT

Appel	LaFleur	Walsworth
Carter	Mills	
Colomb	Peterson	
Total - 7		

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

April 3, 2018

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. 147                      HB No. 308                      HB No. 419

HB No. 532                      HB No. 735

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 147—  
BY REPRESENTATIVE DWIGHT  
AN ACT

To amend and reenact R.S. 40:34.2(2)(a)(introductory paragraph), 34.5(A), and 46.4(A), to enact Civil Code Article 190.1 and R.S. 40:34.5.1 and 34.5.2, and to repeal R.S. 40:46.9, relative to filiation; to provide for presumptions of paternity; to provide for the acknowledgment of a child; to provide relative to the birth certificate of the child; to provide for a three-party acknowledgment of paternity; to provide for DNA testing; to provide for the creation of a form; and to provide for related matters.

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

HOUSE BILL NO. 308—  
BY REPRESENTATIVE HAVARD AND SENATOR CORTEZ  
AN ACT

To amend and reenact R.S. 32:81(B) and (C) and to enact R.S. 32:1(95) and 81(D), (E), and (F), relative to vehicle platooning; to authorize non-lead motor vehicles in a platoon to follow other motor vehicles in a platoon closely; to exempt non-lead motor vehicles in a platoon from operating such vehicle in a manner that allows sufficient space to enable any other vehicle to enter and occupy the space between any motor vehicle in a platoon; to authorize platoon operation upon approval of an operational plan by the Department of Public Safety and Corrections and the Department of Transportation and Development; to provide for rulemaking authority; to provide for a prohibition against platoon operation; 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 BILL NO. 419—  
BY REPRESENTATIVE EDMONDS  
AN ACT

To amend and reenact R.S. 40:1646(A) and (B) and to enact R.S. 40:1646(E), relative to life safety systems and equipment; to authorize certifications relative to such systems and equipment; to provide for designated representatives; to provide for compliance; to provide penalties for violations; and to provide for related matters.

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

HOUSE BILL NO. 532—  
BY REPRESENTATIVE MACK  
AN ACT

To amend and reenact R.S. 51:650(introductory paragraph), (10), and (13), 651.1(D), 652(A) and (B), 655, and 656(A), (B), (C)(1)(f), and (E) and to enact R.S. 51:650(14) through (31) and 651.1(E) through (G), relative to the regulation of fireworks; to provide for definitions; to provide relative to unlawful sales and use; to provide for certain fireworks displays; to provide for licenses and permits; to authorize the promulgation and adoption of administrative rules; to direct the Louisiana State Law Institute to arrange in alphabetical order and renumber certain definitions; and to provide for related matters.

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

HOUSE BILL NO. 735— (Substitute for House Bill No. 364 by Representative Jackson)  
BY REPRESENTATIVES JACKSON AND PIERRE  
AN ACT

To enact Part III of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:351 through 356, relative to public assistance programs; to establish a workforce training pilot initiative to serve public assistance recipients in certain regions; to provide for interagency collaboration in administering the pilot initiative; to provide for duties of the executive director of the Louisiana Workforce Commission, the secretary of the Department of Children and Family Services, the secretary of the Louisiana Department of Health, the state superintendent of education, and the president of the Louisiana Community and Technical College System with respect to the pilot initiative; to provide for administrative rulemaking; and to provide for related matters.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

April 4, 20184

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. 30

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

### House Concurrent Resolutions on First Reading

#### HOUSE CONCURRENT RESOLUTION NO. 30— BY REPRESENTATIVE HOFFMANN

##### A CONCURRENT RESOLUTION

To commend adoptee and LSU Paul M. Hebert Law Center student David Scotton and his family upon the release of the documentary film I Lived on Parker Avenue.

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. 75—

BY REPRESENTATIVE DWIGHT

##### AN ACT

To amend and reenact R.S. 14:91.1(A), 91.2(A)(2) and (3) and (B), 91.3(A), and 91.4(A) and (B) and R.S. 15:538(D)(1)(b) and (c) and (6)(b) and (c), relative to certain prohibitions applicable to sex offenders; to provide relative to the prohibitions for sex offenders with regard to physical presence near and employment at certain child care facilities; to provide relative to the crimes of unlawful presence of a sex offender and sexually violent predator; to provide relative to the crime of unlawful participation in a child-related business; to provide relative to the crime of contributing to the endangerment of a minor; to provide relative the conditions of release for a sex offender who is placed on probation or parole supervision; to update terminology and citations for certain child care facilities in these crimes and probation and parole conditions; and to provide for related matters.

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

#### HOUSE BILL NO. 78—

BY REPRESENTATIVES NANCY LANDRY, AMEDEE, ANDERS, BACALA, BAGNERIS, BARRAS, BERTHELOT, BILLIOT, BRASS, CHAD BROWN, TERRY BROWN, CARMODY, CARPENTER, ROBBY CARTER, STEVE CARTER, CONNICK, COX, CROMER, DAVIS, EDMONDS, EMERSON, FALCONER, FRANKLIN, GAINES, GAROFALO, GISCLAIR, GUINN, HALL, LANCE HARRIS, HAZEL, HENRY, HILFERTY, HODGES, HOFFMANN, HORTON, HOWARD, HUNTER, JACKSON, JAMES, JEFFERSON, JENKINS, JOHNSON, JONES, JORDAN, TERRY LANDRY, LEBAS, MACK, MARINO, MIGUEZ, GREGORY MILLER, JIM MORRIS, NORTON, PIERRE, POPE, PUGH, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SMITH, STAGNI, TALBOT, THOMAS, WHITE, WRIGHT, AND ZERINGUE

##### AN ACT

To amend and reenact R.S. 17:1801 and to enact R.S. 14:40.8, relative to acts of hazing; to create the crime of hazing; to provide exceptions, definitions, and criminal penalties relative to the crime of hazing; to provide relative to consequences imposed by the education institution for certain acts of hazing; and to provide for related matters.

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

#### HOUSE BILL NO. 84—

BY REPRESENTATIVE HAVARD

##### AN ACT

To amend and reenact R.S. 15:832.1(A)(1), relative to work by inmates at penal or correctional facilities; to authorize the use of inmates for certain construction projects at administrative buildings or other facilities that provide management and support services to penal or correctional facilities; 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. 100—

BY REPRESENTATIVE WHITE

##### AN ACT

To amend and reenact Civil Code Articles 2315.8(B) and 2362.1(B), Children's Code Article 1570.1(A), R.S. 9:367, and R.S. 46:2136.1(A), and to enact R.S. 9:314, relative to the award of costs and attorney fees; to provide for the assessment of costs and attorney fees in the Domestic Abuse Assistance Act and the Post-Separation Family Violence Relief Act; and to provide for related matters.

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

#### HOUSE BILL NO. 121—

BY REPRESENTATIVE COUSSAN

##### AN ACT

To amend and reenact R.S. 14:102.26(B), relative to the crime of unlawful restraint of a dog; to provide relative to the elements of the criminal offense; to provide specific prohibitions relative to the tying, tethering, or restraining of a dog under certain conditions; and to provide for related matters.

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

#### HOUSE BILL NO. 125—

BY REPRESENTATIVE JEFFERSON

##### AN ACT

To amend and reenact Civil Code Articles 103(5), 112, 113, 114, and 115, and to repeal Civil Code Article 118, relative to marriage; to provide for grounds for divorce; to provide for interim spousal support; to provide for final periodic support; to provide for modification of support; to provide for extinguishment of support; and to provide for related matters.

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

#### HOUSE BILL NO. 131—

BY REPRESENTATIVE STEFANSKI

##### AN ACT

To amend and reenact Code of Criminal Procedure Article 215(C) and R.S. 14:66(A)(2) and to enact Code of Criminal Procedure Article 215(A)(3), relative to theft of goods; to provide relative to theft prevention programs; to prohibit the exclusion of participants based upon certain factors; to provide relative to a fee; to provide relative to certain requirements of the program; to provide definitions; and to provide for related matters.

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

#### HOUSE BILL NO. 148—

BY REPRESENTATIVES FALCONER, ANDERS, BACALA, BAGLEY, BAGNERIS, BILLIOT, BRASS, TERRY BROWN, CARMODY, GARY CARTER, CHANEY, COX, DEVILLIER, EDMONDS, EMERSON, FOIL, GISCLAIR, HENRY, HODGES, HORTON, JACKSON, LEGER, LYONS, MCFARLAND, GREGORY MILLER, POPE, REYNOLDS, RICHARD, SIMON, AND STAGNI

##### AN ACT

To enact Chapter 12 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:801 through 813, relative to suicide prevention; to create and provide for a program to be known as the zero suicide initiative; to provide for administration of the program by the office of behavioral health of the Louisiana Department of Health; to provide for creation of the Louisiana suicide prevention plan; to provide for legislative findings and intent; to provide for promulgation of administrative rules; and to provide for related matters.

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

April 4, 2018

**HOUSE BILL NO. 152—**

BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 27:27.2(A) and 27.4(A), relative to gaming; to provide for the exclusion or ejection of certain persons from gaming establishments; to prohibit the exclusion or ejection of persons based upon certain factors; 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. 153—**

BY REPRESENTATIVE MACK  
AN ACT

To amend and reenact R.S. 40:964(Schedule II)(A)(1)(introductory paragraph) and to enact R.S. 40:964(Schedule I)(A)(61) and (C)(64), relative to controlled dangerous substances; to provide relative to opiates and hallucinogenic substances; to provide for additional prohibited controlled dangerous substances; and to provide for related matters.

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

**HOUSE BILL NO. 165—**

BY REPRESENTATIVES MACK, BACALA, BAGNERIS, DWIGHT, HAZEL, HOWARD, MARINO, AND PYLANT  
AN ACT

To amend and reenact R.S. 40:966(B)(3), (C)(4)(introductory paragraph), (G)(1), and 967(B)(1)(introductory paragraph) and to enact R.S. 40:961(3.1) and 967(B)(4), (C)(4), and (E), relative to controlled dangerous substances; to define the term "aggregate" for purposes of the Uniform Controlled Dangerous Substances Law; to provide relative to the substances fentanyl and carfentanyl; to provide relative to criminal penalties; to provide relative to treatment; and to provide for related matters.

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

**HOUSE BILL NO. 168—**

BY REPRESENTATIVE MACK  
AN ACT

To amend and reenact Code of Criminal Procedure Article 900(A)(5), relative to probation; to provide relative to revocation of a defendant's probation; to provide relative to the credit a defendant receives for time served while on probation when probation is revoked; and to provide for related matters.

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

**HOUSE BILL NO. 195—**

BY REPRESENTATIVE MACK  
AN ACT

To amend and reenact Code of Criminal Procedure Articles 893(A)(1)(a) and (4), (B)(2), and (G) and 895.6(A) and to enact Code of Criminal Procedure Article 893(H), relative to probation; to provide relative to the maximum duration of probation for defendants convicted of certain offenses; to provide relative to earned compliance credits; to provide a procedure by which the court determines whether a defendant has earned compliance credits toward his probation period and whether his probation term may be terminated early; and to provide for related matters.

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

**HOUSE BILL NO. 198—**

BY REPRESENTATIVE SIMON  
AN ACT

To amend and reenact R.S. 46:2635(A), relative to the Traumatic Head and Spinal Cord Injury Trust Fund; to provide for the distribution of funding; to ensure that the fund is used as a

funding source of last resort; to specify that Medicare and Medicaid sources shall be expended before using monies in the fund; 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. 199—**

BY REPRESENTATIVES SMITH, AMEDEE, ANDERS, BACALA, BAGNERIS, BARRAS, BERTHELOT, BILLIOT, BOUIE, BRASS, CHAD BROWN, TERRY BROWN, CARMODY, CARPENTER, GARY CARTER, STEVE CARTER, COX, DAVIS, DEVILLIER, EDMONDS, EMERSON, FALCONER, FOIL, GAINES, GISCLAIR, HALL, LANCE HARRIS, HAZEL, HILFERTY, HODGES, HOWARD, HUNTER, JACKSON, JAMES, JEFFERSON, JENKINS, JOHNSON, JONES, JORDAN, LEGER, LYONS, MARCELLE, GREGORY MILLER, NORTON, PIERRE, POPE, REYNOLDS, SCHEXNAYDER, SIMON, STAGNI, WHITE, WRIGHT, AND ZERINGUE  
AN ACT

To enact R.S. 17:1960.1 and R.S. 36:651(G)(6) and to repeal R.S. 17:1960.1 and R.S. 36:651(G)(6), relative to the development of children who are deaf or hard of hearing; to establish the Language Equality and Acquisition for Deaf Kids (LEAD-K) Task Force; to provide relative to the purpose, membership, and meetings of the task force; to require the task force to study and make recommendations relative to specific matters; to require the task force to submit a report to the legislature; to require the state Department of Education and the Louisiana Department of Health to provide a response to such report to the legislature; to provide for termination of the task force; and to provide for related matters.

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

**HOUSE BILL NO. 208—**

BY REPRESENTATIVE FALCONER  
AN ACT

To amend and reenact R.S. 38:2225.2.4(A)(3), relative to public contracts; to reduce the monetary threshold for the use of the construction management at risk project delivery method; to provide submission and notification guidelines; 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. 226—**

BY REPRESENTATIVE TALBOT  
AN ACT

To enact R.S. 14:102.28, relative to offenses affecting the public sensibility; to create the crime of transporting live feral swine; to provide for definitions; to provide for penalties; and to provide for related matters.

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

**HOUSE BILL NO. 348—**

BY REPRESENTATIVE HODGES  
AN ACT

To enact R.S. 15:827(A)(8), relative to the Department of Public Safety and Corrections; to provide for the collection of inmate data; to provide relative to veterans committed to the custody of the department; 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. 395—**

BY REPRESENTATIVE FOIL  
AN ACT

To amend and reenact Civil Code Articles 355, 359 and 361, relative to continuing tutorship; to provide for restrictions on legal



capacity; to provide for modification or termination of decrees restricting legal capacity; to provide for prospective and retroactive application; and to provide for related matters.

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

**HOUSE BILL NO. 424—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 40:1472.3(E)(2)(c) and to enact R.S. 40:1472.3(A)(5), relative to the license to handle explosives; to provide for qualifications of applicants; to provide for the minimum age of certain license applicants; to provide for certain requirements when a licensed blaster is under a certain age; 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. 508—**  
BY REPRESENTATIVE JONES  
AN ACT

To amend and reenact R.S. 34:322.1(A)(4), relative to the Morgan City Harbor and Terminal District; to provide for a revision to the appointment process; 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. 576—**  
BY REPRESENTATIVE MARINO  
AN ACT

To amend and reenact Section 7 of Act No. 264 of the 2017 Regular Session of the Legislature and to repeal R.S. 9:311.1(J), relative to child support; to provide relative to child support obligations; to provide relative to the incarceration of the obligor; to provide procedures for the temporary modification or suspension of child support orders; to provide for notice requirements; to provide for a defense to contempt of court; to provide for effective dates; to provide for the implementation of rules; and to provide for related matters.

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

**HOUSE BILL NO. 643—**  
BY REPRESENTATIVES EDMONDS AND FOIL  
AN ACT

To amend and reenact Children's Code Articles 1131(A), 1200, 1201, 1223, and 1223.1 and R.S. 14:286, relative to adoption; to provide for the adoption of children; to provide for the crime of the sale of minor children; to provide for the filing of adoption fees and charges; to provide for the reimbursement of expenses; to provide a limit on living expenses; to provide a cause of action for prospective adoptive parents; to provide for the inclusion of expenses and receipts with the adoption disclosure affidavit; and to provide for related matters.

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

**HOUSE BILL NO. 676—**  
BY REPRESENTATIVES HILFERTY, ANDERS, BACALA, BAGNERIS, BERTHELOT, BILLIOT, BOUIE, BRASS, CHAD BROWN, TERRY BROWN, GARY CARTER, ROBBY CARTER, STEVE CARTER, CONNICK, COX, DAVIS, EDMONDS, FALCONER, FOIL, GAROFALO, GISCLAIR, GLOVER, HALL, HODGES, HOFFMANN, HOLLIS, HORTON, HUNTER, JACKSON, JEFFERSON, NANCY LANDRY, LEGER, LYONS, MACK, MARCELLE, MARINO, MCFARLAND, GREGORY MILLER, NORTON, PIERRE, POPE, REYNOLDS, SCHEXNAYDER, SMITH, STAGNI, STOKES, THOMAS, WHITE, WRIGHT, AND ZERINGUE AND SENATORS APPEL, LAFLEUR, MIZELL, MORRELL, MORRISH, AND PRICE  
AN ACT

To amend and reenact R.S. 17:407.51(H), to enact R.S. 17:407.23(B)(6) and (D) and Part X-F of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:407.101, and R.S. 36:651(G)(6), and to repeal R.S.

17:407.23(D)(3) and Part X-F of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:407.101, and R.S. 36:651(G)(6), relative to the development of early childhood care and education; to establish the Early Childhood Care and Education Commission; to provide relative to the purpose, membership, and meetings of the commission; to require the commission to study and make recommendations relative to specific matters; to require the commission report to the legislature; to provide for termination of the commission; to provide for an early childhood care and education pilot program within the Department of Education; to provide for program funding; to provide for the authority and responsibilities of the State Board of Elementary and Secondary Education; to provide for participation in pilot programs; to provide for the powers and duties of the Advisory Council on Early Childhood Care and Education; and to provide for related matters.

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

**HOUSE BILL NO. 723— (Substitute for House Bill No. 123 by Representative Garofalo)**  
BY REPRESENTATIVE GAROFALO  
AN ACT

To amend and reenact R.S. 44:35(D), relative to public records; to provide relative to suits brought pursuant to the provisions of the Public Records Law; to provide for the award of attorneys fees in such a suit to a person who has made a public records request under certain circumstances; 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. 734— (Substitute for House Bill No. 238 by Representative McFarland)**  
BY REPRESENTATIVE MCFARLAND  
AN ACT

To enact Subpart E of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:460.91, relative to the state medical assistance program known commonly as Medicaid; to require the Louisiana Department of Health to submit reports to certain legislative committees concerning the Medicaid managed care program; to provide for the content of the reports; to establish a reporting schedule; 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. 28—**  
BY REPRESENTATIVES SMITH, CARPENTER, DAVIS, HILFERTY, JACKSON, MARCELLE, MORENO, NORTON, STOKES, AND THOMAS AND SENATORS BARROW, HEWITT, MIZELL, AND PETERSON  
A CONCURRENT RESOLUTION

To recognize Wednesday, April 11, 2018, as Sexual Assault Awareness Day in Louisiana.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Gatti	Morrish
Allain	Hewitt	Peacock
Barrow	Johns	Perry
Bishop	Lambert	Peterson
Boudreaux	Long	Price
Carter	Luneau	Riser

April 4, 2018

Chabert  
Claitor  
Cortez  
Erdey  
Fannin  
Total - 33

Martiny  
Milkovich  
Mills  
Mizell  
Morrell

Smith, G.  
Smith, J.  
Tarver  
Thompson  
White

NAYS

Total - 0

ABSENT

Appel  
Colomb  
Total - 6

Donahue  
LaFleur

Walsworth  
Ward

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

**HOUSE CONCURRENT RESOLUTION NO. 29—**  
BY REPRESENTATIVES GAINES, BAGNERIS, BOUIE, BRASS, CARPENTER, GARY CARTER, COX, FRANKLIN, GLOVER, HALL, JIMMY HARRIS, HUNTER, JACKSON, JAMES, JEFFERSON, JENKINS, JORDAN, TERRY LANDRY, LYONS, MARCELLE, DUSTIN MILLER, NORTON, PIERRE, AND SMITH AND SENATORS BARROW, BISHOP, BOUDREAUX, CARTER, COLOMB, MORRELL, PETERSON, PRICE, AND TARVER

**A CONCURRENT RESOLUTION**

To recognize the life and legacy of Dr. Martin Luther King, Jr.

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  
Allain  
Barrow  
Bishop  
Boudreaux  
Carter  
Chabert  
Cortez  
Erdey  
Fannin  
Gatti  
Total - 33

Hewitt  
Johns  
Lambert  
Long  
Luneau  
Martiny  
Milkovich  
Mills  
Mizell  
Morrell  
Morrish

Peacock  
Perry  
Peterson  
Price  
Riser  
Smith, G.  
Smith, J.  
Tarver  
Thompson  
Ward  
White

NAYS

Total - 0

ABSENT

Appel  
Claitor  
Total - 6

Colomb  
Donahue

LaFleur  
Walsworth

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:

April 4, 2018

To the President and Members of the Senate:

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

**SENATE BILL NO. 66—**  
BY SENATOR CLAITOR

AN ACT

To amend and reenact the introductory paragraph of R.S. 28:53(G)(8), relative to emergency certificates; to provide for admission procedures to treatment facilities; to provide for applicability to all parishes except St. Tammany; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 108—**  
BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 40:1253.2(A)(1)(h), relative to the Medicaid managed care annual report; to provide for report data; to provide for an effective date; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 277—**  
BY SENATOR CLAITOR

AN ACT

To enacted R.S. 37:1285(J), relative to investigations by the Louisiana State Board of Medical Examiners; to provide for suspension, revocation, or imposition of restrictions; to provide for commencement of disciplinary actions; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 286—**  
BY SENATOR MILKOVICH

AN ACT

To enact R.S. 37:1293, relative to the Physician's Bill of Rights; to provide for physician rights against improper investigations; to provide for prohibited acts by the Louisiana State Board of Medical Examiners; to provide for physician due process; to provide for retroactive application; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 297—**  
BY SENATOR CLAITOR

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 Department of Health to survey students about risk behavior associated with chronic health conditions; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 435—**  
BY SENATOR MILLS

AN ACT

To amend and reenact the introductory paragraph of R.S. 37:913 and to enact R.S. 37:913(B), relative to advanced practice registered nursing; to provide for exceptions to the collaborative practice agreement requirement; to provide for technical corrections; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
FRED H. MILLS JR.  
Chairman

REPORT OF COMMITTEE ON  
INSURANCE

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

April 4, 2018

To the President and Members of the Senate:

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

**SENATE BILL NO. 74—**  
BY SENATOR GATTI

AN ACT

To enact R.S. 40:1472.3(F), relative to licensing a manufacturer, dealer-distributor, user, blaster, or handler of explosives; to provide for the requirement of liability insurance as a condition for obtaining a license; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 153—**  
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:1931.13 and R.S. 40:1429, relative to insurance fraud; to extend the insurance fraud investigation unit within the Department of Public Safety and Corrections; to extend the Sledge Jeanson Louisiana Insurance Fraud Prevention Act; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
JOHN SMITH  
Chairman

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

**SENATE BILL NO. 54—**  
BY SENATOR MARTINY

AN ACT

To enact R.S. 14:52.2, relative to arson; to create the crime of negligent arson; to provide definitions; to provide penalties; 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 Original Senate Bill No. 54 by Senator Martiny

**AMENDMENT NO. 1**

On page 1, line 9, after "**property**," delete the remainder of the line and insert "**when the offender causes the setting of a fire or an explosion and fails to report the fire or explosion as soon as possible to the proper authorities, including any law enforcement agency, fire department, or emergency services for the jurisdiction in which the property is located.**"

**AMENDMENT NO. 2**

On page 1, delete lines 10 through 17

**AMENDMENT NO. 3**

On page 2, delete lines 1 through 23

**AMENDMENT NO. 4**

On page 2, at the beginning of line 24, change "**E.**" to "**B.**"

**AMENDMENT NO. 5**

On page 2, line 28, change "**one year**" to "**six months**"

**AMENDMENT NO. 6**

On page 3, at the end of line 6, delete "**there was no**" and insert "**it is not foreseeable that human life might be endangered.**"

**AMENDMENT NO. 7**

On page 3, at the beginning of line 7, delete "**immediate threat to human life.**"

**AMENDMENT NO. 8**

On page 3, at the end of line 11, delete "**there was an**" and insert "**it is foreseeable that human life might be endangered.**"

**AMENDMENT NO. 9**

On page 3, at the beginning of line 12, delete "**immediate threat to human life**"

**AMENDMENT NO. 10**

On page 3, delete lines 17 through 21

**AMENDMENT NO. 11**

On page 3, at the beginning of line 22, change "**F.**" to "**C.**"

On motion of Senator Claitor, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

**SENATE BILL NO. 160—**  
BY SENATOR CARTER

AN ACT

To amend and reenact R.S. 3:2361 and 2362, relative to cruelty to animals; to prohibit tying, tethering, or restraining a dog or cat in extreme weather conditions; to provide for penalties; to provide for technical corrections; and to provide for related matters.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Original Senate Bill No. 160 by Senator Carter

**AMENDMENT NO. 1**

On page 1, at the end of line 2, delete the comma "," and insert "or"

**AMENDMENT NO. 2**

On page 1, line 3, after "tethering" delete ", or restraining"

**AMENDMENT NO. 3**

On page 1, line 17, change "**Restraint of**" to "**Tying or tethering**"

**AMENDMENT NO. 4**

On page 2, line 5, change "**tie, tether, or restrain**" to "**tie or tether**"

**AMENDMENT NO. 5**

On page 2, line 6, after "**conditions**" delete the remainder of the line and delete lines 7 through 14 in their entirety and insert the following: "**in the following designated emergency areas:**

(1) **A designated emergency area during a flood or hurricane in which a disaster or emergency, as defined in R.S. 29:723, is declared by executive order or proclamation of the governor.**

(2) **A designated emergency area during a flood or hurricane in which a local disaster or emergency, as defined in R.S. 29:723, is declared by a local political subdivision of the state.**

AMENDMENT NO. 6

On page 2, delete lines 15 through 17 and insert the following:

**"B. A local governing authority may establish a fine not to exceed seventy-five dollars which may be imposed on anyone who violates the provisions of this Section."**

On motion of Senator Thompson, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 266—  
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 27:44(10) and 205(12) and to enact R.S. 18:1300.24, relative to gaming; to provide for a referendum election to add sports wagering as a form of authorized gaming; to provide for applicability; to provide for legislative intent; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 266 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 27:44(10)" delete the remainder of the line and insert ", 205(12), and 353 and to enact R.S. 18:1300.24 and R.S. 27:412.1, relative to "

AMENDMENT NO. 2

On page 1, delete line 14, and insert "**a particular parish in the state of Louisiana.**"

AMENDMENT NO. 3

On page 1, line 16, after "**allowed in**" delete the remainder of the line and insert "**this parish, pursuant to a**"

AMENDMENT NO. 4

On page 2, at the beginning of line 2, after "**C.**" delete "**If**" and insert "**In any particular parish, if**"

AMENDMENT NO. 5

On page 2, line 3, change "**or 5**" to "**, 5, 7, or 8**"

AMENDMENT NO. 6

On page 2, at the beginning of line 4, before "**the state**" insert "**that parish in**"

AMENDMENT NO. 7

On page 2, line 10, after "27:44(10)" delete the remainder of the line and insert ", 205(12), and 353 are hereby amended and reenacted and R.S. 27:412.1 is hereby enacted to read as"

AMENDMENT NO. 8

On page 3, between lines 5 and 6, insert the following:  
"§353. Definitions

When used in this Chapter, the following terms shall have these meanings:

- (1) "Board" means Louisiana Gaming Control Board.
- (2) "Designated slot machine gaming area" means the contiguous area of an eligible live racing facility at which slot machine gaming may be conducted in accordance with the provisions of this Chapter, determined by measuring the area, in square feet, inside the interior walls of the licensed eligible facility, excluding any space therein in which gaming activities may not be conducted, such as bathrooms, stairwells, cage and beverage areas, and emergency evacuation routes of any width that meet or exceed the minimum size required by law.
- (3) "Division" shall have the same meaning as that term defined in R.S. 27:3.
- (4) "Eligible facility" means no more than one facility in St. Landry Parish, Bossier Parish, Orleans Parish, and Calcasieu Parish at which the Louisiana State Racing Commission has licensed the

conduct or at which the commission has approved the future licensing of the conduct of not less than eighty days within a consecutive twenty-week period each year of live horse race meetings, unless the commission approves the conduct of less than eighty days within a consecutive twenty-week period or a different consecutive or nonconsecutive period, whenever an eligible facility is prevented from conducting live racing as a result of a natural disaster, an act of God, force majeure, a catastrophe, or such other occurrence over which the eligible facility has no control. Such a determination by the commission shall not adversely affect the status of the eligible facility to conduct slot machine gaming. For the 2005 racing season, "eligible facility" shall also include the facility in St. Landry Parish that will not be able to meet such requirements due to repairs or construction to the racetrack which are necessary in order to protect the safety of riders and thoroughbred racehorses and to preserve the revenues to be received and distributed to the state and local governments at such facility or as otherwise provided in R.S. 4:214.1.

~~(4)~~ (5) "Emergency evacuation route" means those areas within the designated slot machine gaming area of a licensed eligible facility which are clearly defined and identified by the licensee as necessary and approved by the state fire marshal or other federal or state regulatory agency for the evacuation of patrons and employees from the facility, and from which and in which no gaming activity may occur.

(6) "Game" means slot machine gaming or racehorse wagering or any wagering on any type of sports event, including but not limited to football, basketball, baseball, hockey, boxing, tennis, wrestling, jai alai, or other sports contest or event. "Game" shall not include a lottery, bingo, pull tabs, raffles, electronic video bingo, cable television bingo, or dog race wagering.

(7) "Gaming activities" or "gaming operations" means the use, operation, or conducting of any game or gaming device at an eligible facility including all activities related to and integral to the operation and profitability of a eligible facility including accounting procedures and internal controls governing the licensee's operations.

(8) "Gaming device" or "gaming equipment" means any equipment or mechanical, electro-mechanical, or electronic contrivance, component, or machine, including a slot machine, used directly or indirectly in connection with gaming or any game, which affects the result of a wager by determining wins or losses.

~~(5)~~ (9) "License" means the authorization applied for by or issued to the owner of an eligible facility by the board to conduct slot machine gaming at an eligible facility issued pursuant to the provisions of this Chapter. "License" also means the authorization issued by the board to a slot machine owner, a manufacturer, distributor, or a service technician to participate in slot machine gaming operations at eligible facilities.

~~(6)~~ (10) "Licensee" means any person issued a license by the board.

~~(7)~~ (11) "Manufacturer" means any person who manufactures or assembles and programs slot machines for use in this state.

~~(8)~~ (12) "Net slot machine proceeds" means the total of all cash and property received by a licensee from slot machine gaming operations minus the amount of cash or prizes paid to winners.

~~(9)~~ (13) "Person" shall have the same meaning as that term defined in R.S. 27:3.

~~(10)~~ (14) "Service technician" means any person other than a licensee or manufacturer who repairs, services, inspects, or examines slot machines.

~~(11) Repealed by Acts 2001, No. 1222, §2, eff. July 2, 2001.~~

~~(12)~~ (15) "Slot machine gaming" means the use, operation, offering, or conducting of slot machines at an eligible facility in accordance with the provisions of this Chapter.

~~(13)~~ (16) "Taxable net slot machine proceeds" means "net slot machine proceeds" less the amount of support, payment, or contributions required as provided in R.S. 27:361(B)(4).

~~(14)~~ (17) "Slot machine" means any mechanical, electrical, or other device, contrivance, or machine which, upon insertion of a coin, token, or similar object therein or upon payment of any consideration whatsoever, is available to play or operate, the play or

operation of which, whether by reason of the skill of the operator or application of the element of chance, or both, may deliver or entitle the person playing or operating the machine to receive cash, premiums, merchandise, tokens, or anything of value, whether the payoff is made automatically from the machine or in any other manner.

\* \* \*

#### §412.1 Sports event wagering

**A. If approved in a referendum election in a parish, a qualified establishment licensed by the board for the operation of video draw poker devices may conduct sports betting or wagering on any type of sports event, including but not limited to football, basketball, baseball, hockey, boxing, tennis, wrestling, jai alai, or other sports contest or event.**

**B. The Louisiana Gaming Control Board shall promulgate rules and regulations for the conduct of sports wagering by qualified establishments licensed in accordance with this Chapter."**

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

#### **SENATE BILL NO. 274—**

BY SENATORS CARTER, BARROW, BISHOP AND COLOMB  
AN ACT

To amend and reenact R.S. 14:91, relative to unlawful sales of weapons to minors; to provide relative to sales of assault weapons to persons under the age of twenty-one; to provide with respect to fines and penalties; to provide for definitions; 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 Original Senate Bill No. 274 by Senator Carter

##### AMENDMENT NO. 1

On page 1, at the beginning of line 9 after "A." insert "(1)"

##### AMENDMENT NO. 2

On page 1, line 10, delete "assault weapon."

##### AMENDMENT NO. 3

On page 1, line 11, change "eighteen twenty-one" to "eighteen"

##### AMENDMENT NO. 4

On page 1, between lines 12 and 13, insert the following:

**"(2) Unlawful sales of weapons to minors is the selling or otherwise delivering for value of any assault weapon to any person under the age of twenty-one. Lack of knowledge of the buyer or other transferee of the assault weapon shall not be a defense."**

On motion of Senator Claitor, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

#### **SENATE BILL NO. 288—**

BY SENATOR PERRY

AN ACT

To amend and reenact Children's Code Art. 313(B) and R.S. 46:236.2, relative to child support proceedings; to provide for changing the payee of a child support order in certain circumstances; to provide relative to the Department of Children and Family Services; to provide for compliance with federal law; to provide certain terms, conditions, and procedures; to provide for an effective date; 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 Original Senate Bill No. 288 by Senator Perry

##### AMENDMENT NO. 1

On page 2, at the beginning of line 3 insert "A."

##### AMENDMENT NO. 2

On page 2, line 10, delete "A."

On motion of Senator Ward, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

#### **SENATE BILL NO. 313—**

BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 27:372(A) and to enact R.S. 27:372(C), relative to the Louisiana Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for slot machine gaming area limitations in live horse racing facilities; to provide for a maximum number of gaming positions authorized within the designated gaming area; to provide for tournaments; to provide for exceptions; to provide for limitations; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

#### **SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 313 by Senator LaFleur

##### AMENDMENT NO. 1

On page 1, line 2, delete "and to enact R.S. 27:372(C)"

##### AMENDMENT NO. 2

On page 1, line 6, after "area;" delete the remainder of the line

##### AMENDMENT NO. 3

On page 1, lines 9 and 10, delete "and R.S. 27:372(C) is hereby enacted"

##### AMENDMENT NO. 4

On page 1, at the end of line 13, change "seven" to "six"

##### AMENDMENT NO. 5

On page 1, delete line 14 and insert "hundred thirty-two gaming positions."

##### AMENDMENT NO. 6

On page 1, delete line 15

##### AMENDMENT NO. 7

On page 1, delete line 17

##### AMENDMENT NO. 8

On page 2, delete lines 1 through 10

On motion of Senator Gary Smith, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

#### **SENATE BILL NO. 330—**

BY SENATOR COLOMB

AN ACT

To amend and reenact R.S. 9:311, relative to the modification of support orders when the Department of Children and Family Services is providing support enforcement services; 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 Original Senate Bill No. 330 by Senator Colomb

AMENDMENT NO. 1

On page 3, line 3, after "E." insert "(1)"

AMENDMENT NO. 2

On page 3, line 7, delete "F." and insert "F. (2)"

AMENDMENT NO. 3

On page 3, delete line 11 and insert

"G. F. A modified order for support shall be retroactive to the filing date of the rule for modification."

On motion of Senator Ward, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 337—

BY SENATOR RISER

AN ACT

To enact R.S. 3:4623(C), relative to the Louisiana Weights and Measures Law; to provide relative to the sale of shelled field corn; to exempt the sale of shelled field corn from the Louisiana Weights and Measures Law under certain conditions; and to provide for related matters.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Original Senate Bill No. 337 by Senator Riser

AMENDMENT NO. 1

On page 1, line 10, after "corn" delete the remainder of the line

AMENDMENT NO. 2

On page 1, delete lines 11 and 12 in their entirety

AMENDMENT NO. 3

On page 1, at the beginning of line 13, delete "(2) The" and insert "if the"

AMENDMENT NO. 4

On page 1, line 14, after "certified" and before "scale" delete "floor"

AMENDMENT NO. 5

On page 1, delete line 15 in its entirety and insert "distribution of the shelled field corn."

On motion of Senator Thompson, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 358—

BY SENATOR LUNEAU

AN ACT

To amend and reenact Civil Code Art. 1833 and to enact Chapter 10 of Title 35 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 35:621 through 632, relative to notaries public and commissioners; to provide relative to notarial acts; to authorize electronic notarial acts; to authorize electronic notaries public; to provide certain terms, definitions, conditions, requirements, procedures, and effects; 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 Original Senate Bill No. 358 by Senator Luneau

AMENDMENT NO. 1

On page 1, delete line 2 and insert

"To enact Chapter 10 of Title 35 of the"

AMENDMENT NO. 2

On page 1, line 3, change "632" to "630"

AMENDMENT NO. 3

On page 1, delete line 5 and insert "authorize certain electronic notarial acts; to authorize a notary public to perform an electronic notarial act under certain circumstances; to provide"

AMENDMENT NO. 4

On page 1, line 10, change "632" to "630"

AMENDMENT NO. 5

On page 2, delete lines 4 through 29 and on page 3, delete lines 1 through 19, and insert:

"(3) "Electronic notarial act" means an official act passed by or before a notary public pursuant to Title 35 and conducted using electronic means and, which involves electronic documents, an electronic seal, and electronic signature as provided by this Chapter.

"(4) "Electronic notarial certificate" means the portion of the electronic document that is completed by the notary public in an electronic notarial act which contains the following:

(a) The notary public's electronic signature and electronic seal.

(b) Other required information concerning the date and place of the notarial act.

(c) The facts attested to or certified by the notary public in the notarial act.

"(5) "Electronic seal" means the information required by R.S. 35:12 of the notary public before whom the electronic notarial act was passed, which is electronically affixed to the electronic document evidencing such electronic notarial act.

"(6) "Electronic signature" means the signature of a party to an electronic notarial act that is attached to or logically associated with an electronic document by or through an electronic sound, symbol, or mark.

"(7) "Identity proofing" means a process or service operating in accordance with criteria approved by the secretary through which the identity of a signatory to an electronic notarial act is authenticated through review of personal information from public and proprietary data sources.

"(8) "Notarial act" as used in this Chapter means the performance by a notary public of a function authorized under Title 35.

"(9) "Online notarial act" means an electronic notarial act performed by means of two-way video and audio conference technology and an online internet connection that meets the criteria approved by the secretary and the standards adopted in this Chapter.

"(10) "Principal" means an individual:

(a) Whose electronic signature is affixed to the electronic document of an electronic notarial act before a notary public; or

(b) Taking an oath or acknowledgment before a notary public but not in the capacity of a witness for the electronic notarial act.

"(11) "Remote presentation" means a transmission to a notary public through communication technology of an image of a government-issued identification credential that is of sufficient quality to enable the notary public to:

(a) Identify the individual seeking an electronic notarial act;

and  
(b) Perform credential analysis.

"(12) "Secretary" means the Louisiana Secretary of State."

AMENDMENT NO. 6

On page 3, line 20 change "§622. Adoption of rules" to "§622. Rulemaking"

AMENDMENT NO. 7

On page 3, line 21, before "The" insert "A."

AMENDMENT NO. 8

On page on page 3, between lines 22 and 23, insert

"B. The secretary may by rule create, promulgate and impose additional mandatory qualifications for a notary public to conduct online notarial acts."

"C. The secretary shall create and promulgate rules that require a notary public to keep a secure electronic record of the electronic documents evidencing an electronic notarial act passed by or before the notary. The electronic record shall contain all of the following for each electronic notarial act:

(1) The date and time of the act.

(2) The type of act.

(3) The type, the title, or a description of the electronic document or proceeding.

(4) The printed name and address of each principal involved in the transaction or proceeding.

(5) Evidence of identity of each principal to the notarial act shall meet the same standards as provided by Title 35.

(6) Evidence of identity for all principals to an electronic notarial act shall also include an electronic recording of any video and audio conference that is the basis for satisfactory evidence of identity and a notation of the type of identification presented as evidence.

(7) If applicable, the fee charged for the electronic notarial act.

D. The secretary in its discretion, may charge a reasonable fee to require reporting of certain information from a notary public desiring to conduct electronic notarial acts and as otherwise necessary to administer the provisions of this Chapter."

AMENDMENT NO. 9

On page 3, line 23, change "623. Electronic notarial acts; standards" to "623. Standards for electronic notarial acts"

AMENDMENT NO. 10

On page 3, line 25, delete "in accordance with this Chapter."

AMENDMENT NO. 11

On page 3, delete lines 28 and 29 and delete pages 4 and 5 and insert "§624. Authority to perform electronic notarial acts"

A. The secretary shall require a notary public to complete and submit an application before being authorized under this Chapter to perform electronic notarial acts.

B. A notary public authorized pursuant to this Section to perform electronic notarial acts is a notary public for purposes of Title 35 and subject to the same extent as a notary public appointed and commissioned thereunder.

§625. Electronic record of electronic notarial acts

A. A notary public shall keep a secure electronic record of all electronic notarial acts in accordance with the rules developed by the secretary.

B. The electronic record required by Subsection A of this Section shall be maintained for at least five years after the date of the transaction or proceeding."

AMENDMENT NO. 12

On page 6, delete lines 1 through 8 and on line 9, change "628" to "626"

AMENDMENT NO. 13

On page 6, line 13, change "629" to "627"

AMENDMENT NO. 14

On page 6, delete lines 14 through 29 and insert

"A. A notary public passing an electronic notarial act shall keep, maintain, protect, and provide for lawful inspection an

electronic record of all electronic notarial acts as provided by this Chapter and the secretary.

B. If the evidence used to authenticate the principal's identity was obtained using electronic audio or video conference technology or through remote presentation as provided by this Chapter, the notary public passing the electronic notarial act shall keep an electronic copy of such evidence in addition to the recording of the video and audio conference and a notation of the type of identification used.

C. The notary public passing an electronic notarial act shall take reasonable steps to do all of the following:

(1) Ensure the integrity, security, and authenticity of electronic notarial acts.

(2) Maintain a backup of the electronic record of electronic notarial acts.

(3) Ensure protection of such backup records from unauthorized use.

(4) Ensure that any registered device used to create an electronic signature is current and has not been revoked or terminated by its issuing or registering authority.

(5) Keep his record, electronic signature, and physical and electronic seals secured under his exclusive control and not allow them to be used by any other notary or any other person.

(6) Use his electronic signature only for the purpose of performing electronic notarial acts."

AMENDMENT NO. 15

On page 7, delete lines 1 through 14

AMENDMENT NO. 16

On page 7, line 15, change "630" to "628"

AMENDMENT NO. 17

On page 7, delete lines 16 through 29 and insert

"A. A notary public may perform an electronic notarial act authorized under this Chapter that meets the requirements of this Chapter and rules developed by the secretary pursuant hereto regardless of whether the notary public or principal to the act is physically located in this state at the time of any part of the electronic notarial act.

B. In performing an electronic notarial act pursuant to this Chapter, a notary public shall verify the identity of a principal creating an electronic signature to such act at the time that the signature is taken as authorized by this Chapter and otherwise in the same manner as governed by Title 35.

C. In performing an online notarial act, a notary public shall verify the identity of a principal to the act through remote presentation as defined in this Chapter and using two-way video and audio conference technology and an online internet connection that meets the requirements of this Chapter and otherwise in the same manner as governed by Title 35."

AMENDMENT NO. 18

On page 8, delete lines 1 through 16 and insert

"§629. Fees

The notary public who passes an online notarial act or employer thereof"

AMENDMENT NO. 19

On page 8, delete lines 20 through 29 and delete page 9 and insert

"§630. Authentic acts

Nothing in this Chapter shall prevent an electronic notarial act created in accordance herewith and that meets the requirements of Civil Code Article 1833 from being recognized and treated as an authentic act as provided thereby.

Section 2. The provisions of this Act shall become effective on August 1, 2019."

On motion of Senator Ward, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 361—  
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 51:3073(4)(a) and 3074, relative to the Database Security Breach Notification Law; to provide for the protection of personal information; to require certain security procedures and practices; to provide for notification requirements; to provide relative to violations; to provide for definitions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 361 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 2, change "3073(4)(a)" to "3073(2) and (4)(a)"

AMENDMENT NO. 2

On page 1, line 8, "3073(4)(a)" to "3073(2) and (4)(a)"

AMENDMENT NO. 3

On page 1, between lines 12 and 13, insert the following:

\* \* \*

(2) "Breach of the security of the system" means the compromise of the security, confidentiality, or integrity of computerized data that results in, or there is a reasonable basis to conclude has resulted likelihood to result in, the unauthorized acquisition of and access to personal information maintained by an agency or person. Good faith acquisition of personal information by an employee or agent of an agency or person for the purposes of the agency or person is not a breach of the security of the system, provided that the personal information is not used for, or is subject to, unauthorized disclosure."

AMENDMENT NO. 4

On page 1, line 14, delete "an individual's" and insert "the"

AMENDMENT NO. 5

On page 1, line 15, between "name" and "in" insert "of an individual resident of this state"

AMENDMENT NO. 6

On page 2, at the end of line 6 insert "Biometric data" means data generated by automatic measurements of an individual's biological characteristics, such as fingerprints, voice print, eye retina or iris, or other unique biological characteristic that is used by the owner or licensee to uniquely authenticate an individual's identity when the individual accesses a system or account."

AMENDMENT NO. 7

On page 3, line 10, delete "forty-five days" and insert "sixty days from the discovery of the breach"

AMENDMENT NO. 8

On page 3, at the end of line 13, insert "When notification required pursuant to Subsections C and D of this Section is delayed pursuant to Subsection F of this Section or due to a determination by the person or agency that measures are necessary to determine the scope of the breach, prevent further disclosures, and restore the reasonable integrity of the data system, the person or agency shall provide the attorney general the reasons for the delay in writing within the sixty day notification period provided in this Subsection. Upon receipt of the written reasons, the attorney general shall allow a reasonable extension of time to provide the notification required in Subsections C and D of this Section."

AMENDMENT NO. 9

On page 3, line 23, delete "two hundred fifty" and insert "one hundred"

AMENDMENT NO. 10

On page 3, line 24, delete "five" and insert "one"

AMENDMENT NO. 11

On page 4, between lines 12 and 13, insert the following:

"I. Notification as provided in this Section shall not be required if after a reasonable investigation, the person or business determines that there is no reasonable likelihood of harm to the residents of this state. The person or business shall retain a copy of the written determination and supporting documentation for five years from the date of discovery of the breach of the security system. If requested in writing, the person or business shall send a copy of the written determination and supporting documentation to the attorney general no later than thirty days from the date of receipt of the request. The provisions of R.S. 51:1404(A)(1)(c) shall apply to a written determination and supporting documentation sent to the attorney general pursuant to this Subsection."

AMENDMENT NO. 12

On page 4, delete lines 13 and 14 and insert the following:

"J. A violation of a provision of this Chapter shall constitute an unfair act or practice pursuant to R.S. 51:1405(A)."

On motion of Senator Gary Smith, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 366—

BY SENATOR WARD

AN ACT

To amend and reenact Civil Code Art. 136, relative to children; to provide relative to visitation rights; to provide relative to visitation rights of grandparents and siblings; to provide certain terms, conditions, requirements, and procedures; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 374—

BY SENATOR BARROW

AN ACT

To enact R.S. 15:892.1, relative to correctional institutions; to require the Department of Public Safety and Corrections to undertake a planning process relative to women's correctional facilities; to provide for legislative intent; to provide with respect to providing services relative to the mental and physical health of incarcerated women; to provide relative to incarcerated pregnant women; to provide relative to the development of programs relative to incarcerated women; to provide relative to transgender inmates; to provide with respect to management of transgender inmate care; to provide relative to staff education, training, and development; and to provide for related matters.

Reported by substitute by the Committee on Judiciary B. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. —(Substitute of Senate Bill No. 374 by Senator Barrow)

BY SENATOR BARROW

AN ACT

To enact R.S. 15:892.1, relative to correctional facilities; to provide relative to women in correctional facilities; to provide relative to certain healthcare products for incarcerated females; to provide relative to sex-appropriate correctional officers; to provide for definitions; to provide for applicability; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 15:892.1 is hereby enacted to read as follows:

**§892.1. Dignity for incarcerated women**

**A. As used in this Section, the following words shall have the following meanings:**



(1) "Custodian" means a warden, sheriff, deputy sheriff, law enforcement officer, employee of a correctional facility, or any other person having actual custody of an incarcerated person.

(2) "Correctional facility" includes facilities operated by a political subdivision, facilities operated by private entities, and facilities owned or operated by the state or the Louisiana Correctional Facilities Corporation that houses offenders sentenced to the custody of the Department of Public Safety and Corrections.

(3) "Correctional officer" means any employee of a correctional facility.

B.(1) A custodian shall make healthcare products available to all women incarcerated in a correctional facility at no cost and in a quantity that is appropriate to the needs of the woman without a medical permit. Custodians shall not require that a woman be diagnosed with an illness to access healthcare products. Custodians shall make healthcare products available in housing units and in the medical area of a correctional facility.

(2) Healthcare products, as used in this Section, shall include but not be limited to:

- (a) Feminine hygiene products.
- (b) Moisturizing soap that is not lye-based.
- (c) Body lotion.
- (d) Toothbrushes.
- (e) Toothpaste.
- (f) Any other healthcare product the custodian deems appropriate.

C.(1) A male correctional officer shall not conduct a pat-down search or body cavity search on an incarcerated woman unless the woman presents an immediate risk of harm to herself or others and a female correctional officer is not available.

(2) A male correctional officer shall not enter into an area of the correctional facility in which incarcerated women may be in a state of undress or an area where incarcerated women in a state of undress may be viewed including but not limited to restrooms, shower areas, or medical treatment areas. If a female correctional officer is not available or if a female correctional officer requires assistance, a male correctional officer may enter into an area provided in this Paragraph in the event of a medical emergency or if an incarcerated woman presents an immediate risk of harm to herself or others.

(3) A male correctional officer shall announce his presence upon entering a housing unit for incarcerated women.

(4) If a male correctional officer conducts a pat-down search or body cavity search or enters a prohibited area in an emergency situation as provided in Paragraphs (1) and (2) of this Subsection, the custodian or an employee of the correctional facility shall document the incident, including the circumstances necessitating the male officer's actions, no later than three days after the incident. The custodian shall review and retain all documentation.

D. The Department of Public Safety and Corrections shall promulgate rules and regulations in accordance with the Administrative Procedure Act to effectuate the provisions of this Section.

On motion of Senator Gary Smith, the committee substitute bill was adopted and becomes Senate Bill No. 558 by Senator Barrow, substitute for Senate Bill No. 374 by Senator Barrow.

**SENATE BILL NO. 558— (Substitute of Senate Bill No. 374 by Senator Barrow)**

BY SENATOR BARROW

AN ACT

To enact R.S. 15:892.1, relative to correctional facilities; to provide relative to women in correctional facilities; to provide relative to certain healthcare products for incarcerated females; to provide relative to sex-appropriate correctional officers; to provide for definitions; to provide for applicability; and to provide for related matters.

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

**SENATE BILL NO. 384—**  
BY SENATOR CLAITOR

AN ACT

To enact R.S. 14:133.7, relative to offenses affecting public records; to prohibit the publication of certain criminal record information or juvenile record information; to provide definitions; to provide penalties; 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 Original Senate Bill No. 384 by Senator Claitor

**AMENDMENT NO. 1**

On page 6, delete lines 19 and 20 and insert the following:

"(7) "Publish" means:

(a) In the case of the records of adults, to communicate or make information available to another person on an internet website or in any other publication that charges a fee for the removal of the information.

(b) In the case of the records of a juvenile, to communicate or make information available to another person by any means, including but not limited to an internet website."

On motion of Senator Claitor, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

**SENATE BILL NO. 410—**  
BY SENATOR WHITE

AN ACT

To enact R.S. 15:571.3(F) and 574.4(I), relative to diminution of sentence for good behavior and parole; to provide for a report to the legislature relative to offenders released for "good time"; to provide for a report to the legislature relative to offenders released on parole; 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 Original Senate Bill No. 410 by Senator White

**AMENDMENT NO. 1**

On page 2, between lines 8 and 9, insert the following:

"(6) Any information relative to juvenile offenders that is exempt from release pursuant to a public records request or otherwise deemed confidential by law shall be redacted from the report provided for by this Subsection."

**AMENDMENT NO. 2**

On page 2, between lines 27 and 28, insert the following:

"(6) Any information relative to juvenile offenders that is exempt from release pursuant to a public records request or otherwise deemed confidential by law shall be redacted from the report provided for by this Subsection."

On motion of Senator Claitor, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

**SENATE BILL NO. 458—**  
BY SENATORS GATTI AND PEACOCK

AN ACT

To amend and reenact R.S. 15:574.20(A) and (C)(1)(a) and to enact R.S. 15:574.20(C)(4), relative to medical parole and medical treatment furloughs; to prohibit a medical treatment furlough to any offender who is serving a sentence for a conviction of first degree murder or second degree murder; 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 Original Senate Bill No. 458 by Senator Gatti

AMENDMENT NO. 1

On page 1, line 2, after "15:574.20(A)" delete "and" and insert a comma "," and after "(C)(1)(a)" insert ", (D), and (E)"

AMENDMENT NO. 2

On page 1, line 7, after "15:574.20(A)" delete "and" and insert a comma "," and after "(C)(1)(a)" insert ", (D), and (E)"

AMENDMENT NO. 3

On page 2, delete line 12 and insert the following:

"D. (1) No offender shall be recommended for parole or medical treatment furlough pursuant to this Section by the department until full consideration has been given to the offender's crime and criminal history, length of time served in custody, institutional conduct, an indication that the offender represents a low risk to himself or society, and a medical assessment of the offender's condition. In the assessment of risk, emphasis shall be given to the offender's medical condition and how this relates to his overall risk to society.

(2) Neither the department nor the warden of the correctional facility shall recommend that the offender's sentence be commuted for any medical reasons contemplated by this Section.

E. (1) The authority to grant medical parole or medical treatment furlough pursuant to this Section shall rest solely with the committee on parole, and the committee shall establish additional conditions of the parole or medical treatment furlough in accordance with the provisions of this Subpart.

(2) The Department of Public Safety and Corrections shall identify those offenders who may be eligible for medical parole or medical treatment furlough based upon available medical information. In considering an offender for medical parole or medical treatment furlough, the committee may require that additional medical evidence be produced or that additional medical examinations be conducted.

(3) The committee on parole shall determine the risk to public safety and shall grant medical parole or medical treatment furlough only after determining that the offender does not pose a threat to public safety.

(4) An offender who is denied medical parole or medical treatment furlough may apply for a rehearing within the time frame applicable to a denial of parole under any other provision of this Part.

(5)(a) Within seven business days of the decision of the committee on parole to grant medical parole or medical leave furlough to an offender, the department shall notify any off-site medical facility designated for an eligible offender's medical treatment of the decision.

(b) The off-site medical facility shall, not less than fourteen days before the offender begins treatment at the facility, provide notice to its patients or residents that the offender will be receiving treatment at that facility.

(c) The off-site medical facility shall, not less than fourteen days before the offender begins treatment at the facility, provide notice that the offender will be receiving treatment at that facility to each patient's or resident's next of kin, curator, tutor, or person having power of attorney for the patient or resident.

On motion of Senator Claitor, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 468— BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 4:705(1), (9), and (10)(a) and 706(A) and (B) and to enact R.S. 4:705(2)(f) and 707.1, relative to gaming; to authorize public institutions of higher education to conduct raffles to support the institution; to provide for state licensure;

to provide for duties and functions of the office of charitable gaming; and to provide for related matters.

Reported by substitute by the Committee on Judiciary B. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. —(Substitute of Senate Bill No. 468 by Senator Morrish)

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 4:707(D) and (F)(3) and to enact R.S. 4:707(E)(6), relative to charitable raffles, bingo, and keno; to provide for licensure; to provide for a license to conduct raffles; to authorize public institutions of higher education to conduct raffles under certain circumstances; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 4:707(D) and (F)(3) are hereby amended and reenacted and R.S. 4:707(E)(6) is hereby enacted to read as follows: §707. Authorization to license certain organizations; exemption; requirement for state license

\* \* \*

D.(1) In addition to the authority granted in Subsection A of this Section, the office may license the following organizations, as defined herein, to hold and operate the specific kind of game or games of chance enumerated in Subsection A of this Section without the requirement that any such organization qualify with the Internal Revenue Service for an exemption from federal income tax as specified by R.S. 4:703(1): Mardi Gras carnival organizations, civic or service associations, qualified associations of licensed charitable organizations, volunteer fire companies, booster clubs, and parent-teacher associations, and public institutions of higher learning.

(2) In addition to the authority granted in Subsection B of this Section, the governing authority of any parish or municipality may license the following organizations, as defined herein, to hold and operate the specific kind of game or games of chance enumerated in Subsection B of this Section without the requirement that any such organization qualify with the Internal Revenue Service for an exemption from federal income tax as specified by R.S. 4:703(1): Mardi Gras carnival organizations, civic or service associations, qualified associations of licensed charitable organizations, volunteer fire companies, booster clubs, and parent-teacher associations, and public institutions of higher learning.

E. In addition to the provisions of R.S. 4:703, the following definitions shall apply for the purposes of this Section:

\* \* \*

(6) A "public institution of higher education" includes every in-state public graduate and undergraduate institution, public junior and community college, public technical institute, and each separate school or department of the institution, college, or institute when the entire net proceeds are devoted to support the institution.

F. \* \* \*

(3)(a) A charitable organization, upon application to the municipality or parish, shall be exempt from the licensing and reporting requirements provided in R.S. 4:708 through 716 of this Chapter for the purpose of conducting a raffle as defined in Paragraph (A)(1) of this Section in any municipality or parish the governing authority of which has decided to permit raffles, bingo, and keno within its limits as provided in R.S. 4:706, provided the municipality or parish finds, upon such application, that the charitable organization is conducting such raffle for the purpose of providing support to any elementary or secondary school in the municipality or parish or for other purposes of community support.

(b) A public institute of higher education licensed pursuant to this Section shall be exempt from the licensing and reporting requirements provided in R.S. 4:708 through 716 of this Chapter in any municipality or parish the governing authority of which has decided to permit raffles, bingo, and keno within its limits and may sell shares, tickets, or rights to participate in the authorized game known as raffle and may conduct the game of raffle when the entire net proceeds of the games of chance are devoted to supporting the institution.

\* \* \*

On motion of Senator Gary Smith, the committee substitute bill was adopted and becomes Senate Bill No. 559 by Senator Morrish, substitute for Senate Bill No. 468 by Senator Morrish.

**SENATE BILL NO. 559— (Substitute of Senate Bill No. 468 by Senator Morrish)**

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 4:707(D) and (F)(3) and to enact R.S. 4:707(E)(6), relative to charitable raffles, bingo, and keno; to provide for licensure; to provide for a license to conduct raffles; to authorize public institutions of higher education to conduct raffles under certain circumstances; and to provide for related matters.

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

**SENATE BILL NO. 476—**  
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 13:1883(I), to increase the salary of the marshal of the City Court of Natchitoches; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. The bill was read by title, ordered engrossed and passed to a third reading.

**SENATE BILL NO. 481—**  
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 8:659(A) and to enact R.S. 8:660(5), relative to human remains; to provide relative to permission to move human remains; to provide for exceptions; to provide for terms, conditions, and procedures; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. The bill was read by title, ordered engrossed and passed to a third reading.

**Senate Resolutions  
on Second Reading  
Reported by Committees**

**SENATE RESOLUTION NO. 46—**  
BY SENATOR PERRY

A RESOLUTION

To urge and request the Louisiana State Law Institute to review state laws, rules, regulations, policies, and procedures relative to mental health evaluations used in child custody and visitation proceedings.

Reported favorably by the Committee on Judiciary A.

The resolution was read by title. On motion of Senator Perry, the Senate Resolution was adopted.

**Senate Concurrent Resolutions on  
Third Reading and Final Passage**

**SENATE CONCURRENT RESOLUTION NO. 5—**  
BY SENATORS MIZELL AND HEWITT AND REPRESENTATIVES CROMER, PEARSON AND WHITE

A CONCURRENT RESOLUTION

To express opposition to the "One Lake" project that proposes to dam the Pearl River and to build a fifteen hundred-acre lake near Jackson, Mississippi and to urge and request the United States Army Corps of Engineers to deny the pending permit application for the project.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gatti	Peacock
Allain	Hewitt	Perry
Barrow	Johns	Peterson
Bishop	Lambert	Price
Boudreaux	Long	Riser
Carter	Luneau	Smith, J.
Chabert	Martiny	Tarver
Cortez	Milkovich	Thompson
Donahue	Mills	Walsworth
Erdey	Mizell	Ward
Fannin	Morrish	White
Total - 33		

NAYS

Total - 0

ABSENT

Appel	Colomb	Morrell
Claitor	LaFleur	Smith, G.
Total - 6		

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

**SENATE CONCURRENT RESOLUTION NO. 7—**  
BY SENATOR MORRELL

A CONCURRENT RESOLUTION

To adopt Joint Rule 21 of the Joint Rules of Order of the Senate and House of Representatives, relative to legislative instruments that enact or amend tax preferences; to require that all legislative instruments enacting or amending tax preferences include a sunset date, a cost-benefit analysis requirement, and a stated policy goal.

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

**SENATE CONCURRENT RESOLUTION NO. 8—**  
BY SENATOR MORRELL

A CONCURRENT RESOLUTION

To urge and request the state Department of Education to investigate the feasibility and cost of installing silent alarms in all elementary and secondary school classrooms in Louisiana.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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NAYS

Total - 0

ABSENT

Appel LaFleur
Colomb Smith, G.
Total - 4

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

SENATE CONCURRENT RESOLUTION NO. 39— BY SENATOR JOHNS

A CONCURRENT RESOLUTION

To create the Child Protection Act Advisory Commission to conduct a broad study of the effectiveness of the Child Protection Act and to make recommendations for systemic improvements and legislative changes to ensure the protection of the children of the state from abuse and neglect while being able to provide safe placement options that are in their best interest.

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 Gatti Peacock
Allain Hewitt Perry
Barrow Johns Peterson
Bishop Lambert Price
Boudreaux Long Riser
Carter Luneau Smith, J.
Chabert Martiny Tarver
Claitor Milkovich Thompson
Cortez Mills Walsworth
Donahue Mizell Ward
Erdey Morrell White
Fannin Morrish
Total - 35

NAYS

Total - 0

ABSENT

Appel LaFleur
Colomb Smith, G.
Total - 4

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

SENATE CONCURRENT RESOLUTION NO. 42— BY SENATORS APPEL, ERDEY, PEACOCK AND THOMPSON

A CONCURRENT RESOLUTION

To create and provide for the Louisiana Trash and Litter Task Force to study the problems relative to litter and trash on state highways and waterways and to recommend any action or legislation that the task force deems necessary or appropriate.

Floor Amendments

Senator Walsworth proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Engrossed Senate Concurrent Resolution No. 42 by Senator Appel

AMENDMENT NO. 1

On page 1, line 17, delete "seventeen" and insert "eighteen"

AMENDMENT NO. 2

On page 2, between lines 20 and 21, insert the following: "(11) The chair of the House Committee on Transportation, Highways and Public Works or another member of the committee designated by the chair."

AMENDMENT NO. 3

On page 2, line 21, change "(11)" to "(12)"

AMENDMENT NO. 4

On page 2, line 23, change "(12)" to "(13)"

AMENDMENT NO. 5

On page 2, line 24, change "(13)" to "(14)"

AMENDMENT NO. 6

On page 2, line 25, change "(14)" to "(15)"

AMENDMENT NO. 7

On page 2, line 27, change "(15)" to "(16)"

AMENDMENT NO. 8

On page 2, line 28, change "(16)" to "(17)"

AMENDMENT NO. 9

On page 2, line 29, change "(17)" to "(18)"

On motion of Senator Walsworth, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Appel LaFleur
Colomb Smith, G.
Total - 4

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 233— BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 9:2717, relative to contracts; to allow a court to render null and void certain nondisclosure agreements and nondisclosure contract provisions; to provide for public policy; to provide for retroactive application; 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

Mr. President Allain Barrow Bishop Boudreaux Carter Cortez Gatti Johns Total - 25

NAYS

Chabert Claitor Donahue Erdey Fannin Hewitt Peacock Riser Smith, J. Walsworth White Total - 11

ABSENT

Appel Colomb LaFleur Total - 3

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. 243— BY SENATORS MORRELL AND CARTER A JOINT RESOLUTION

Proposing to amend Article I, Section 17(A) of the Constitution of Louisiana, relative to jury trials in criminal cases; to provide for unanimous juries in felony cases; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 243 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 15, after "verdict" and before "." insert the following: " provided that this provision is applicable only to such offenses committed on and after January 1, 2019"

AMENDMENT NO. 2

On page 2, line 15, after "trials" and before "?" insert the following: ", to be applicable to offenses committed on or after January 1, 2019"

On motion of Senator Martiny, 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 Allain Barrow Bishop Boudreaux Carter Chabert Claitor Cortez Total - 27

NAYS

Fannin Gatti Lambart Long Fannin Gatti Riser Smith, J. Thompson Walsworth Total - 10

ABSENT

Appel Colomb 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. 262— BY SENATOR GATTI AN ACT

To amend and reenact R.S. 29:724(B)(1) and the introductory paragraph of (D) and to enact R.S. 29:724(D)(8) and (9), relative to the Louisiana Homeland Security and Emergency Assistance and Disaster Act; to provide for the powers of the governor during a disaster or emergency; to remove the thirty day expiration date of certain executive orders or proclamations; to authorize the suspension of liberative prescription and preemptive periods; to authorize the extension of certain insurance claims; and to provide for related matters.

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

SENATE BILL NO. 316— BY SENATORS JOHNS AND GARY SMITH AN ACT

To amend and reenact R.S. 27:15(B)(8)(b), 44(4) and (14) through (25), 65(B)(15), and 66(B)(1), and to enact R.S. 27:44(26), 65(B)(16), and 67, relative to the Louisiana Riverboat Economic Development and Gaming Control Act; to provide relative to the Louisiana Gaming Control Board; to provide relative to gaming activity locations; to provide relative to economic development plan applications for relocating gaming operations; to provide relative to requirements of a riverboat; to provide relative to designated gaming area; to provide for tournaments; to provide for limitations; to provide for definitions; to provide for

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rulemaking; to provide for exceptions; and to provide for related matters.

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

SENATE BILL NO. 317— BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 15:146(B)(1), (B)(3)(e) and (C) and the enact R.S. 15:146(B)(3)(f) and (g), relative to the Louisiana Public Defender Board; to provide relative to the membership of the board; to provide for the expulsion of board members; to provide relative to notice requirements; and to provide for related matters.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 317 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 2, change "the" to "to"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Gatti, Peacock. Lists names of senators and their counts for YEAS.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Colomb, Morrell. Lists names of senators and their counts for ABSENT.

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

SENATE BILL NO. 318— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 27:15(B)(8)(b), 44(4) and (14) through (25), 65(B)(15), and 66(B)(1), and to enact R.S. 27:44(26) and 65(B)(16), relative to the Louisiana Riverboat Economic Development and Gaming Control Act; to provide relative to the Louisiana Gaming Control Board; to provide relative to gaming

activity locations; to provide relative to designated gaming area; to provide for tournaments; to provide relative to requirements of a riverboat; to define gaming positions; to provide for definitions; to provide for rulemaking; to provide for exceptions; and to provide for related matters.

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

SENATE BILL NO. 321— BY SENATOR MARTINY

AN ACT

To enact R.S. 27:67, relative to the Louisiana Riverboat Economic Development and Gaming Control Act; to provide relative to the Louisiana Gaming Control Board; to provide relative to economic development plan applications for relocating gaming operations; to provide for limitations; to provide for rulemaking; to provide for exceptions; and to provide for related matters.

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

SENATE BILL NO. 335—

BY SENATORS MIZELL, BARROW, ALARIO, ERDEY, GATTI, HEWITT, JOHNS, LAMBERT, LONG, MARTINY, MILKOVICH, MILLS, PRICE, RISER, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

AN ACT

To amend and reenact R.S. 14:82.2 and 83 and R.S. 15:243 and to enact R.S. 15:539.4, relative to prostitution; to provide for the crime of solicitation of prostitution; to provide for the crime of purchase of commercial sexual activity; to provide for fines; to provide for the distribution of fines; to provide for court costs; to provide for a program to educate defendants and offenders; to provide for the Buyer Beware program to educate relative to the negative effects of prostitution; and to provide for related matters.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 335 by Senator Mizell

AMENDMENT NO. 1

On page 2, line 4, following "half" and before "the" insert "of"

AMENDMENT NO. 2

On page 4, line 5, following "half" and before "the" insert "of"

AMENDMENT NO. 3

On page 6, line 10, change "recitivism" to "recidivism"

On motion of Senator Martiny, 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. 335 by Senator Mizell

AMENDMENT NO. 1

On page 3, line 1 change "program" to "Program"

On motion of Senator Mizell, the amendments were adopted.

**Floor Amendments**

Senator proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mizell to Engrossed Senate Bill No. 335 by Senator Mizell

AMENDMENT NO. 1

On page 4, line 9, delete "**The**" and insert the following: "**In furtherance of the administration of justice in the judicial district and to prevent future recidivism, the**"

AMENDMENT NO. 2

On page 4, line 11, after "**program**" insert the following: "**, with the proceeds of the fine being paid to the operator of the Buyer Beware Program as provided for in R.S. 15:243.**"

AMENDMENT NO. 3

On page 5, line 5, after "**prostitution.**" insert the following: "**The district attorney, at his discretion, may choose to be the operator of the program using his own office personnel or may choose a vendor as the operator of the program.**"

On motion of Senator Mizell, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Hewitt	Perry
Allain	Johns	Peterson
Barrow	LaFleur	Price
Bishop	Lambert	Riser
Boudreaux	Long	Smith, G.
Carter	Luneau	Smith, J.
Chabert	Martiny	Tarver
Claitor	Milkovich	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Erdey	Morrell	White
Fannin	Morrish	
Gatti	Peacock	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Appel	Colomb
Total - 2	

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

**SENATE BILL NO. 362—**  
BY SENATOR WARD

**AN ACT**

To enact Part VIII of Chapter 2 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:771 through 780, relative to the Capital Area Road and Bridge District; to provide for the territorial jurisdiction of the district; to provide for the appointment and term of the board of commissioners; to provide for meetings of the board of commissioners and the officers thereof; to provide relative to the powers of the district; to authorize the district to levy special taxes, parcel fees, and sales

taxes if approved by a majority of the voters in the district; to provide for an effective date; and to provide for related matters.

**Floor Amendments**

Senator Martiny proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 362 by Senator Ward

AMENDMENT NO. 1

On page 1, line 12, following "1950," and before "comprised" delete "to be"

AMENDMENT NO. 2

On page 3, line 5, following "(2)" delete the remainder of the line and insert "**Five members shall be appointed, one each by the**"

AMENDMENT NO. 3

On page 5, line 13, change "**Said**" to "**The**"

On motion of Senator Martiny, the amendments were adopted.

**Floor Amendments**

Senator Ward proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Ward to Engrossed Senate Bill No. 362 by Senator Ward

AMENDMENT NO. 1

On page 8, line 15, change "**R.S. 47:2180.1**" to "**R.S. 47:2159**"

On motion of Senator Ward, the amendments were adopted.

**Floor Amendments**

Senator Ward proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Ward to Engrossed Senate Bill No. 362 by Senator Ward

AMENDMENT NO. 1

On page 1, between lines 9 and 10, insert the following: "Notice of intention to introduce this Act has been published."

On motion of Senator Ward, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Hewitt	Peacock
Allain	Johns	Perry
Barrow	LaFleur	Price
Bishop	Lambert	Riser
Boudreaux	Long	Smith, G.
Chabert	Luneau	Smith, J.
Claitor	Milkovich	Tarver
Cortez	Mills	Thompson
Erdey	Mizell	Walsworth

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Fannin Gatti Total - 33	Morrell Morrish	Ward White
NAYS		
Total - 0		
ABSENT		
Appel Carter Total - 6	Colomb Donahue	Martiny Peterson

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

**SENATE BILL NO. 411—**  
BY SENATOR WHITE

AN ACT

To amend and reenact Code of Criminal Procedure Art. 655(A) and R.S. 14:95.1(A) and (C), relative to persons found not guilty by reason of insanity; to provide relative to insanity proceedings; to provide relative to the discharge or release on probation of a defendant found not guilty by reason of insanity; to require the unanimous recommendation of a three-member panel before the court can release the defendant from a mental institution; to prohibit persons found not guilty by reason of insanity from possessing firearms or carrying a concealed weapon; and to provide for related matters.

**Floor Amendments**

Senator White proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator White to Engrossed Senate Bill No. 411 by Senator White

**AMENDMENT NO. 1**

On page 1, line 2, after "Art. 655(A)" delete the remainder of the line and insert ", the introductory paragraph of R.S. 13:753(A), the introductory paragraph of (B) and (B)(1), (C), and (E), and R.S. 14:95.1(A) and (C) and to enact R.S. 13:753(F), (G), (H), (I), (J), and (K)."

**AMENDMENT NO. 2**

On page 1, line 8, after "concealed weapon;" insert "to provide a procedure by which the person's firearm rights may be restored under certain circumstances;"

**AMENDMENT NO. 3**

On page 2, between lines 18 and 19, insert the following:  
"Section 2. The introductory paragraph of R.S. 13:753(A), the introductory paragraph of (B) and (B)(1), (C), and (E) are hereby amended and reenacted and R.S. 13:753(F), (G), (H), (I), (J), and (K) are hereby enacted to read as follows:  
§753. Reporting of information to Louisiana Supreme Court for NICS database; possession of a firearm

A. Effective January 1, 2014, each ~~Each~~ district clerk of court shall report to the Louisiana Supreme Court for reporting to the National Instant Criminal Background Check System database the name and other identifying information of any adult who is prohibited from possessing a firearm pursuant to the laws of this state or 18 U.S.C. 922(d)(4) and (g)(4), (8), and (9), by reason of a conviction or adjudication in a court of that district for any of the following:

\* \* \*

B. Effective January 1, 2017, each ~~Each~~ city and parish clerk of court shall report to the Louisiana Supreme Court for reporting to the National Instant Criminal Background Check System database the name and other identifying information of any adult who is prohibited from possessing a firearm pursuant to the laws of this state

or 18 U.S.C. 922(d)(4), (g)(4), (8), and (9), by reason of a conviction or adjudication in a court of that district for any of the following:

(1) A conviction for a violation of domestic abuse battery (R.S. 14:35.3) which that is a misdemeanor.

\* \* \*

C. The ~~report reports~~ **required by Subsections A and B of this Section** shall be submitted to the Louisiana Supreme Court, in the manner and form as directed by the supreme court, within ten business days of the date of conviction, adjudication, or order of involuntary commitment.

\* \* \*

E. **In accordance with rules promulgated pursuant to Subsection H of this Section, each district clerk of court and city and parish clerk of court reporting information pursuant to Paragraphs (A)(2), (A)(3), and (A)(4) and Paragraphs (B)(2) and (B)(3) of this Section shall notify each person for whom the information is reported that, as an adjudicated mental defective or as a person committed to a mental institution, the person is prohibited, pursuant to federal law, from receiving or possessing a firearm or ammunition.**

F. (1) **A person who has been adjudicated as a mental defective or committed to a mental institution and is therefore, pursuant to federal law, prohibited from receiving or possessing a firearm or ammunition or, pursuant to state law, is ineligible to possess a firearm or obtain a concealed handgun permit, may petition the court that originated the order, judgment, or verdict, or any other court of competent jurisdiction, to remove the person's firearm-related disabilities and restore the person's right to receive and possess a firearm and ammunition and the right to be eligible to obtain a concealed handgun permit.**

(2) **A copy of the petition seeking relief from disabilities shall be served upon the office of the attorney general and upon all parties to the proceeding that resulted in a court order, judgment, or verdict described in Paragraphs (A)(2), (A)(3), or (A)(4) or Paragraphs (B)(2) or (B)(3) of this Section.**

(3) **The court shall conduct a hearing and receive and consider evidence on a petition seeking relief from disabilities, including evidence offered by the petitioner concerning the following:**

(a) **The circumstances regarding the firearm disabilities from which relief is sought.**

(b) **The petitioner's mental health and criminal history record.**

(c) **The petitioner's reputation, developed, at a minimum, through character witness statements, testimony, or other character evidence.**

(d) **Changes in the petitioner's condition or circumstances since the original court order, judgment, or verdict that are relevant to the relief sought.**

(4) **After conducting a hearing on the petition, the court shall grant the petition for relief from the firearm-related disabilities if the court finds by a preponderance of the evidence that the petitioner will not be likely to act in a manner dangerous to public safety and that granting the relief will not be contrary to the public interest.**

(5) **A record shall be kept of the court proceedings held pursuant to this Subsection.**

(6) **The decision of the court on the petition for relief from disabilities shall be appealable as any civil judgment.**

(7) **Regardless of whether an earlier decision has been appealed, a person may petition for relief pursuant to this Subsection not more than once every two years and, in the case of a person who has been committed to a mental institution, not before the person has been discharged from that commitment.**

(8) **Upon the entry of a court order granting relief from disabilities pursuant to this Subsection, and as soon as practicable but in no case longer than ten days from receipt of the court order granting relief, the clerk of court and any other state agency as applicable shall each be responsible for updating, correcting, modifying, or removing the petitioner's records from the respective databases that are used for transmitting information to the Louisiana Supreme Court for reporting to the National Instant Criminal Background Check System database.**



(9) Each clerk of court or other state agency shall promptly notify the United States attorney general of the court order granting relief from disabilities for the purpose of reporting to the National Instant Criminal Background Check System that the basis for the petitioner being disabled pursuant to federal law from receiving or possessing a firearm or ammunition no longer applies.

(10) The clerk of court is prohibited from disclosing information regarding a court order, judgment, or verdict referred to in this Subsection, or regarding a petitioner or proceedings under this Subsection, except as otherwise provided by law.

G. Information compiled and transmitted under this Section is not a public record and is not subject to disclosure pursuant to the Public Records Law.

H. A person who is the subject of information compiled or transmitted by the clerk of court pursuant to this Section, or the person's authorized representative, shall have the right to obtain, inspect, or correct information compiled or transmitted.

I. Each clerk of court shall promulgate rules relating to the inspection and correction of information contained in its records and relating to the transmission of corrected information to the Louisiana Supreme Court for inclusion in the National Instant Criminal Background Check System database, and other rules necessary to implement the provisions of this Section.

J. As used in this Section, the terms "adjudicated as a mental defective" and "committed to a mental institution" shall have the same meaning as those terms are defined in 27 C.F.R. Section 478.11.

K. Except in the case of willful or wanton misconduct or gross negligence, no city, parish, or district clerk of court shall be held civilly or criminally liable on the basis of the accuracy, availability, or unavailability of any information reported or required to be reported pursuant to this Section."

AMENDMENT NO. 4

On page 2, at the beginning of line 19, change "Section 2." to "Section 3."

On motion of Senator White, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Appel	Colomb
Barrow	Peterson
Total - 4	

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator White moved to

reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 417—**

BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 27:43(B)(1) and to enact R.S. 18:1300.24, relative to riverboat gaming operations in Tangipahoa Parish on the portion of the Tangipahoa River southwest of the intersection of Interstate 12 and Louisiana Highway 445; to add the portion of the Tangipahoa River south of Interstate 12 as a designated river and waterway upon which riverboat gaming activities may be conducted; to require and provide for a referendum election in Tangipahoa Parish; to provide for the relocation of an existing riverboat gaming license holder's operations; to provide for applicability; to provide for legislative intent; and to provide for related matters.

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

**SENATE BILL NO. 441—**

BY SENATOR MORRELL

AN ACT

To enact R.S. 14:99.2, relative to criminal acts; to create the crime of reckless operation of an off-road vehicle; to provide for elements of the offense; to provide for penalties; to provide for forfeiture of the vehicle; to provide for exceptions; 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

Mr. President	Hewitt	Perry
Allain	Johns	Peterson
Barrow	LaFleur	Price
Bishop	Lambert	Riser
Boudreaux	Long	Smith, G.
Carter	Luneau	Smith, J.
Chabert	Martiny	Tarver
Claitor	Milkovich	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Erdey	Morrell	White
Fannin	Morrish	
Gatti	Peacock	
Total - 37		

NAYS

Total - 0

ABSENT

Appel	Colomb
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. 111—**

BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 4:61(C), the section heading of R.S. 4:67, and R.S. 4:70(A) and (C), relative to the State Boxing and Wrestling Commission; to provide for domicile; to provide for

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duties of the commission; to eliminate certain terms; to provide for procedures and conditions; and to provide for related matters.

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

SENATE BILL NO. 171— BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 9:3561(D), relative to consumer loans; to provide for the acquisition or control of a consumer loan license; to provide for certain procedures, terms, and conditions; 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

Table with 3 columns: Mr. President, Hewitt, Perry, Allain, Johns, Peterson, Barrow, LaFleur, Price, Bishop, Lambert, Riser, Boudreaux, Long, Smith, G., Carter, Luneau, Smith, J., Chabert, Martiny, Tarver, Claitor, Milkovich, Thompson, Cortez, Mills, Walsworth, Donahue, Mizell, Ward, Erdey, Morrell, White, Fannin, Morrish, Gatti, Peacock. Total - 37

NAYS

Total - 0

ABSENT

Table with 2 columns: Appel, Colomb. 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. 196— BY SENATOR FANNIN

AN ACT

To amend and reenact R.S. 40:1730.39(A), relative to the state uniform construction code; to provide for powers of the state fire marshal; to provide relative to the contractual authority of the state fire marshal; to provide for certain terms, conditions, and procedures; and to provide for related matters.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 196 by Senator Fannin

AMENDMENT NO. 1

On page 1, line 7, following "amended" and before "to" insert "and reenacted"

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator Fannin 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, Hewitt, Perry, Allain, Johns, Peterson, Barrow, LaFleur, Price, Bishop, Lambert, Riser, Boudreaux, Long, Smith, G., Carter, Luneau, Smith, J., Chabert, Martiny, Tarver, Claitor, Milkovich, Thompson, Cortez, Mills, Walsworth, Donahue, Mizell, Ward, Erdey, Morrell, White, Fannin, Morrish, Gatti, Peacock. Total - 37

NAYS

Total - 0

ABSENT

Table with 2 columns: Appel, Colomb. Total - 2

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

SENATE BILL NO. 198— BY SENATOR PEACOCK

AN ACT

To enact R.S. 40:1133.1(D) and Part VI of Chapter 5-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1141, relative to the Emergency Medical Services Personnel Licensure Interstate Compact ("REPLICA"); to provide for enactment of the model legislation required to participate in the compact; to provide for criminal background checks; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Hewitt, Perry, Allain, Johns, Peterson, Barrow, LaFleur, Price, Bishop, Lambert, Riser, Boudreaux, Long, Smith, G., Carter, Luneau, Smith, J., Chabert, Martiny, Tarver, Claitor, Milkovich, Thompson, Cortez, Mills, Walsworth, Donahue, Mizell, Ward, Erdey, Morrell, White, Fannin, Morrish, Gatti, Peacock. Total - 37

NAYS

Total - 0

ABSENT

Appel Colomb  
Total - 2

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

**SENATE BILL NO. 202—**  
BY SENATOR PEACOCK

AN ACT

To enact Part V of Chapter 11 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1018 through 1020, relative to the Nurse Licensure Compact; to provide for enactment of the model language required to participate in the compact; to provide for appointment of an administrator; to provide for enforcement and rulemaking authority; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Appel Colomb  
Total - 2

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

**SENATE BILL NO. 203—**  
BY SENATOR PEACOCK

AN ACT

To enact Part II of Chapter 29 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2425, relative to the Physical Therapy Licensure Compact; to provide for enactment of the model language required to participate in the compact; to designate Chapter 29 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:2401 through 2424, "PART I. PHYSICAL THERAPISTS"; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Hewitt	Perry
Allain	Johns	Peterson
Barrow	LaFleur	Price
Bishop	Lambert	Riser
Boudreaux	Long	Smith, G.
Carter	Luneau	Smith, J.
Chabert	Martiny	Tarver

Claitor	Milkovich	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Erdey	Morrell	White
Fannin	Morrish	
Gatti	Peacock	

Total - 37

NAYS

Total - 0

ABSENT

Appel Colomb  
Total - 2

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

**SENATE BILL NO. 222—**  
BY SENATOR LAMBERT

AN ACT

To amend and reenact R.S. 22:1482, relative to military personnel premium discounts and rebates; to provide with respect to an automobile insurance discount for members of the Louisiana National Guard; and to provide for related matters.

On motion of Senator Lambert the bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

**SENATE BILL NO. 242—**  
BY SENATOR MORRELL

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(3)(b) of the Constitution of Louisiana, relative to legislative sessions; to provide for consideration of certain matters during regular sessions convening in even-numbered years; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

**SENATE BILL NO. 265—**  
BY SENATOR MORRELL

AN ACT

To enact R.S. 40:1734(C), relative to building codes; to provide relative to access and use of public buildings; to provide for certain offenses and penalties; and to provide for related matters.

**Floor Amendments**

Senator Martiny proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 265 by Senator Morrell

**AMENDMENT NO. 1**

On page 1, line 6, change "amended and reenacted" to "enacted"

On motion of Senator Martiny, 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. 265 by Senator Morrell

**AMENDMENT NO. 1**

On page 1, delete lines 16 and 17 and on page 2, delete line 1, and insert:

**"(2) The owner of the multistory courthouse shall contact the elevator repair company within twenty-four hours of the time the elevator became inoperable and no elevator shall remain out of service for repairs and maintenance for more than three weeks."**

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AMENDMENT NO. 2

On page 2, delete lines 4 through 8, and insert:

"(4) The natural or juridical person who owns the building is responsible for the maintenance of the elevator. In addition to the penalties provided in R.S. 40:1743, any building owner who violates or fails to comply with the provisions of this Subsection shall be subject to a fine of two thousand five hundred dollars per day which shall be paid by the natural or juridical person who owns the building and is responsible for maintenance of the elevator."

On motion of Senator Morrell, the amendments were adopted.

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

SENATE BILL NO. 282—

BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 44:4.1(B)(11) and to enact R.S. 22:976, relative to prescription drug pricing; to provide for confidentiality; to provide for disclosure; to provide for certification; to provide for enforcement; to provide for applicability to Medicaid; and to provide for related matters.

Floor Amendments

Senator Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 282 by Senator Mills

AMENDMENT NO. 1

On page 1, line 4, delete "to provide for applicability to Medicaid;"

AMENDMENT NO. 2

On page 1, line 10, after "means" delete "a cost burden" and insert "an"

AMENDMENT NO. 3

On page 3, delete lines 20 through 24

On motion of Senator Mills, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Appel Colomb
Total - 2

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

SENATE BILL NO. 283—

BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 22:1657 and R.S. 44:4.1(B)(11) and to enact R.S. 22:1657.1, relative to pharmacy benefit managers; to provide for internet publication of formularies; to provide for transparency reporting; to provide for certain reportable aggregate data; to provide for internet publication of the transparency report; to provide for definitions; to provide for enforcement; to provide for applicability to the Medicaid program; to provide for confidentiality; and to provide for related matters.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 283 by Senator Mills

AMENDMENT NO. 1

On page 2, line 18, change "definition" to "definitions"

AMENDMENT NO. 2

On page 2, line 23, change "The calculation shall be based upon" to "The percentage shall be calculated by dividing"

AMENDMENT NO. 3

On page 2, line 27, delete "divided"

AMENDMENT NO. 4

On page 3, line 4, change "mean" to "means"

AMENDMENT NO. 5

On page 3, line 17, following "Rebates" insert "shall"

AMENDMENT NO. 6

On page 3, line 18, following "volume-based" insert "discount"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 283 by Senator Mills

AMENDMENT NO. 1

On page 1, lines 6 and 7, delete "to provide for applicability to the Medicaid program;"

AMENDMENT NO. 2

On page 2, delete lines 9 through 13

AMENDMENT NO. 3

On page 4, delete lines 22 through 26

On motion of Senator Mills, the amendments were adopted.

**Floor Amendments**

Senator Claitor proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 283 by Senator Mills

AMENDMENT NO. 1

On page 4, between lines 17 and 18, insert the following:

**"(5) Not less than thirty days prior to a drug price increase of fifty percent or greater, a pharmaceutical drug manufacturer shall notify the commissioner of insurance by electronic mail of any such change."**

On motion of Senator Claitor, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 37

**NAYS**

Total - 0

**ABSENT**

Appel Colomb

Total - 2

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

**SENATE BILL NO. 306—**  
BY SENATOR BARROW

**AN ACT**

To amend and reenact R.S. 28:66(A)(6) and (B), 67(1) and (2), 68, 69(A)(1) and (2), (C) and (D), 70(A), (C), (D), and (E), 71(B), (C), (D), (E), and (F), 72, 73, and 75, to enact R.S. 28:69(A)(3), 70(F), and 76, relative to assistive outpatient mental health treatment; to provide for the pertinence of advance directives; to provide for who may initiate a petition for involuntary outpatient treatment; to provide for matters relating to a hearing on such a petition; to provide for assessments of the patient and who is to perform assessments; to provide relative to physician affidavits; to provide relative to a treatment plan; to provide for notice to particular persons of any hearing to determine if involuntary outpatient treatment is necessary; to provide relative to additional periods of treatment; to provide for who is to receive notice of any petition to vacate an order for involuntary commitment; and to provide for related matters.

**Floor Amendments**

Senator Martiny proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 306 by Senator Barrow

AMENDMENT NO. 1

On page 2, between lines 8 and 9, insert

"\* \* \*

AMENDMENT NO. 2

On page 3, line 21, following "petitioner" and before "and" insert "2"

AMENDMENT NO. 3

On page 6, line 3, delete

"\* \* \*

AMENDMENT NO. 4

On page 6, line 18, change ", but are not limited to," to "but are not limited to"

AMENDMENT NO. 5

On page 7, line 3, change "service" to "services"

On motion of Senator Martiny, the amendments were adopted.

**Floor Amendments**

Senator Barrow proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Barrow to Engrossed Senate Bill No. 306 by Senator Barrow

AMENDMENT NO. 1

On page 4, line 5, change "1212(A)" to "1313(A)"

AMENDMENT NO. 2

On page 7, line 28, change ", or designee," to "or his designee"

On motion of Senator Barrow, 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	Gatti	Peacock
Allain	Hewitt	Perry
Barrow	Johns	Peterson
Bishop	LaFleur	Price
Boudreaux	Lambert	Riser
Carter	Long	Smith, G.
Chabert	Luneau	Smith, J.
Claitor	Martiny	Tarver
Cortez	Mills	Thompson
Donahue	Mizell	Walsworth
Erdey	Morrell	Ward
Fannin	Morrish	White

Total - 36

**NAYS**

Milkovich

Total - 1

April 4, 2018

ABSENT

Appel Colomb
Total - 2

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. 312— BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 42:19.1, relative to notice of meetings; to provide for procedure for increase of a tax; to provide for renewal of a tax; to provide for continuation of a tax; to provide for calling an election by political subdivision; to provide for prohibitions; 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. 312 by Senator LaFleur

AMENDMENT NO. 1

On page 1, line 14, after "intends to" delete "levy" and insert "propose"

AMENDMENT NO. 2

On page 1, line 15, after "and use tax," delete "or" and insert "and"

AMENDMENT NO. 3

On page 2, line 1, change "thirty" to "ten"

AMENDMENT NO. 4

On page 2, line 27, delete "levy,"

AMENDMENT NO. 5

On page 2, line 28, after "and use tax" delete "or" and insert "and"

AMENDMENT NO. 6

On page 3, delete lines 11 through 15 in their entirety

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 Gatti Perry
Allain Hewitt Peterson
Barrow Johns Price
Bishop LaFleur Riser
Boudreaux Lambert Smith, G.
Carter Long Smith, J.
Chabert Luneau Tarver
Claitor Martiny Thompson
Cortez Mills Walsworth
Donahue Morrell Ward
Erdey Morrish White
Fannin Peacock
Total - 35

NAYS

Milkovich Mizell
Total - 2

ABSENT

Appel Colomb
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.

Rules Suspended

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 72—

BY SENATOR GATTI

A RESOLUTION

To declare Wednesday, April 4, 2018, as Start by Believing Day.

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

SENATE RESOLUTION NO. 73—

BY SENATOR RISER

A RESOLUTION

To urge and request the Department of Economic Development to encourage further economic ties between the state of Louisiana and the Republic of China, also known as Taiwan.

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

SENATE RESOLUTION NO. 74—

BY SENATORS PERRY AND CORTEZ

A RESOLUTION

To commend the St. Thomas More Catholic High School Lady Cougars soccer team on winning the Louisiana High School Athletic High School Division II state championship.

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 57—

BY SENATOR MILLS

A CONCURRENT RESOLUTION

To designate July 2018 as "Shingles Awareness and Improvement Month" in Louisiana to increase public awareness of the importance of adults receiving vaccines against shingles, and to promote outreach and education efforts concerning adult vaccines.

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

**SENATE CONCURRENT RESOLUTION NO. 58—**  
 BY SENATORS ALARIO AND PEACOCK  
**A CONCURRENT RESOLUTION**

To express the sincere condolences of the Legislature of Louisiana upon the passing of Paul Tudor Gallagher and to note his many contributions made on the behalf of this body.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Appel	Milkovich
Colomb	Peterson
Total - 4	

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**

April 4, 2018

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. 455	HB No. 490	HB No. 617
HB No. 87	HB No. 140	HB No. 145
HB No. 166	HB No. 186	HB No. 194
HB No. 224	HB No. 260	

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

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

**HOUSE BILL NO. 87—**  
 BY REPRESENTATIVE JAMES  
 AN ACT

To amend and reenact R.S. 17:3092(5), relative to the Louisiana Student Tuition Assistance and Revenue Trust Program; to broaden the definition of institution of postsecondary education for program purposes; to include certain out-of-state proprietary schools in such definition; and to provide for related matters.

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

**HOUSE BILL NO. 140—**  
 BY REPRESENTATIVE LEGER  
 AN ACT

To amend and reenact R.S. 15:571.21(B), 574.4.2(A)(2)(e) and (F), and 574.4.5(B) and Code of Criminal Procedure Article 895.1(C), relative to probation and parole; to provide relative to the supervision fees paid by offenders placed on probation or parole; to provide relative to the fee assessed by the division of probation and parole for collection of certain monetary assessments imposed as a condition of probation or parole; to provide relative to the processing fee for each case file opened by a probation and parole officer; to provide relative to the use of 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. 145—**  
 BY REPRESENTATIVE COX  
 AN ACT

To enact R.S. 37:1745.2 and Children's Code Article 606(C), relative to the diagnosing of certain mental health conditions; to provide limitations on the diagnosing of factitious disorder imposed on another; to provide relative to child in need of care proceedings; to provide limitations on the initiation of such proceedings; and to provide for related matters.

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

**HOUSE BILL NO. 166—**  
 BY REPRESENTATIVE MACK  
 AN ACT

To amend and reenact R.S. 15:584, relative to criminal history record information; to provide relative to the interstate exchange of criminal history record information for noncriminal justice purposes; to adopt and ratify the National Crime Prevention and Privacy Compact; to provide relative to the duties and authority of the Louisiana Bureau of Criminal Identification and Information in this regard; to provide relative to the effectiveness of the National Crime Prevention and Privacy Compact in Louisiana; and to provide for related matters.

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

**HOUSE BILL NO. 186—**  
 BY REPRESENTATIVES MARINO AND BACALA  
 AN ACT

To amend and reenact R.S. 40:979, relative to the attempt or conspiracy to commit violations of the Uniform Controlled Dangerous Substances Law; to provide relative to the penalties imposed for the attempt or conspiracy to distribute or possess with intent to distribute certain Schedule I controlled dangerous substances; and to provide for related matters.

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

April 4, 2018

**HOUSE BILL NO. 194—**

BY REPRESENTATIVE HOWARD  
AN ACT

To amend and reenact R.S. 22:1834(C) and 1838(F) and to enact R.S. 22:1838(G), relative to recoupment of health insurance claims payments; to prohibit recoupments after the expiration of eighteen months from the date the initial claim was paid; to provide for applicability; 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 MARINO  
AN ACT

To amend and reenact R.S. 40:1060.13 and 1060.15(B), relative to criminal offenses involving legend drugs; to reduce criminal penalties for certain offenses involving legend drugs; and to provide for related matters.

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

**HOUSE BILL NO. 260—**

BY REPRESENTATIVE LEGER  
AN ACT

To enact R.S. 15:603(10)(r), (s), and (t), relative to DNA detection of sexual and violent offenders; to provide for the collection of DNA samples from certain offenders; to provide for certain crimes requiring the collection of DNA samples; and to provide for related matters.

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

**HOUSE BILL NO. 455—**

BY REPRESENTATIVES GAROFALO, CARMODY, AND MORENO  
AN ACT

To amend and reenact R.S. 40:1573(3) and (4) and to enact R.S. 40:1573(5) and 1580.2, relative to short-term rental dwellings; to provide for definitions; to provide with respect to responsibilities of the state fire marshal and owners of short-term rental dwellings; to authorize certain investigations and inspections; to provide for certain exceptions and prohibitions; to provide for applicable fees and penalties; to authorize the adoption of administrative rules and regulations; to provide for the deposit of proceeds from fees and penalties collected into a certain state trust fund; 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. 490—**

BY REPRESENTATIVE GREGORY MILLER  
AN ACT

To amend and reenact R.S. 46:236.1.1(9), (10), (11), (12), (13), and (14) and 236.1.2(L) and to enact R.S. 46:236.1.1(15) and (16), relative to support; to provide definitions; to provide relative to health insurance; to provide for medical support; and to provide for related matters.

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

**HOUSE BILL NO. 617—**

BY REPRESENTATIVE HILFERTY  
AN ACT

To amend and reenact R.S. 9:3196(introductory paragraph) and (1)(c), 3197(A) and (B)(7), and 3198(A)(2)(b) and (c) and (E)(1); relative to the transfer of residential real property and property disclosure forms; to provide relative to definitions; to provide relative to instances in which a seller is not liable; to provide for technical changes; 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:

April 4, 2018

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. 127—**

BY SENATOR HEWITT  
AN ACT

To amend and reenact R.S. 9:3571.1(W), relative to credit reporting agencies; to provide relative to charges upon consumers for information and reports; to provide certain exceptions to charges for a security freeze on a consumer file; to provide certain procedures and requirements; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 260—**

BY SENATOR MILKOVICH  
AN ACT

To amend and reenact R.S. 49:992(D)(5) and to enact R.S. 37:21.1 and R.S. 49:992.2, relative to boards and commissions; to provide relative to disciplinary proceedings; to provide for the option to refer disciplinary matters to the division of administrative law; to provide relative to terms, conditions, and procedures; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 365—**

BY SENATOR WARD  
AN ACT

To enact Chapter 20 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1371 through 1376, relative to the regulation of installment loans; to provide for a short title; to provide for definitions; to provide for terms and restrictions; to provide for a finance charge; to provide for a payment plan; to provide for limitations; to provide for default; to provide for penalties; to provide for rules and regulations; to provide for effectiveness; to provide for exemptions, and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 482—**

BY SENATOR RISER  
AN ACT

To amend and reenact R.S. 37:1361(F)(1)(b)(i), 1377(I) and (J) and to enact R.S. 37:1361(F)(3), 1367(J)(3) and 1377(K)(3), relative to mechanical contractors; to provide relative to scope of practice; to provide for exceptions; to provide for certain terms and conditions; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
DANIEL R. MARTINY  
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:

April 4, 2018

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. 38—**

BY SENATOR PETERSON

## A CONCURRENT RESOLUTION

To create and provide with respect to a special legislative task force to study and make recommendations with respect to preventing sexual harassment in the legislative environment.

Reported favorably.

**SENATE BILL NO. 62—**

BY SENATOR MARTINY

## AN ACT

To enact R.S. 49:191(10)(c) and to repeal R.S. 49:191(8)(j), relative to certain agencies within the office of the governor, including provisions to provide for the re-creation of such agencies; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 404—**

BY SENATOR HEWITT

## AN ACT

To enact Chapter 17-A of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:1281 through 1293, relative to sexual harassment prevention; to define and prohibit sexual harassment; to provide for legislative intent; to provide for public policy; to provide for definitions; to define prohibited acts; to provide for complaint procedure; to provide for remedies; to provide for disciplinary actions; to provide for duties; to provide for educational training; to provide for a handbook; to provide for administrative rules; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 445—**

BY SENATOR HEWITT

## AN ACT

To amend and reenact R.S. 22:971 and 1333(D), R.S. 24:775(A), and R.S. 39:31(B), 87.3(A) and (B), and 2179, and to enact Chapter 21 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1401, relative to reports required of agencies of the executive branch of Louisiana state government; to reduce the frequency of certain reports; to eliminate the requirement of certain reports; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 447—**

BY SENATOR BARROW

## AN ACT

To enact Chapter 16 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:1251 through 1253, relative to mandatory training for public servants; to require annual sexual harassment training for public servants; to require the Department of State Civil Service to develop and approve required training program; to require additional training for supervisors; to require agency heads to designate an Employee Relations Designee; to provide for the responsibility of the Employee Relations Designee; to require each agency to maintain compliance records on required training; to provide minimum components for sexual harassment policies of agencies; to provide for an effective date; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 480—**

BY SENATOR JOHNS

## AN ACT

To amend and reenact R.S. 42:802(D) and 881(B), relative to the Office of Group Benefits; to eliminate the requirement that all programs be adopted through the Administrative Procedure Act; to eliminate the necessity for the Policy and Planning Board to approve benefits plans or proposed rate structures; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 524—**

BY REPRESENTATIVES CARPENTER AND MORENO

## AN ACT

To enact Chapter 6 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:341 through 345, relative to public officers and employees; to provide for policies prohibiting sexual harassment; to provide for training on the prevention of sexual harassment; to provide for annual reports; to provide for definitions; to provide for the duties of certain agency heads; to provide for the duties of the Department of State Civil Service relative thereto; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
KAREN CARTER PETERSON  
Chairwoman

**Rules Suspended**

Senator Gary Smith asked for and obtained a suspension of the rules to recall House Bill No. 121 from the Committee on Judiciary C.

**HOUSE BILL NO. 121—**

BY REPRESENTATIVE COUSSAN

## AN ACT

To amend and reenact R.S. 14:102.26(B), relative to the crime of unlawful restraint of a dog; to provide relative to the elements of the criminal offense; to provide specific prohibitions relative to the tying, tethering, or restraining of a dog under certain conditions; and to provide for related matters.

On motion of Senator Gary Smith, House Bill No. 121 was read by title and recommitted to the Committee on Judiciary B.

April 4, 2018

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:

April 4, 2018

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. 49— BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Lou Gehrig Burnett of Shreveport, Louisiana, and to note his exceptional career as an accomplished journalist and political pundit.

SENATE CONCURRENT RESOLUTION NO. 50—

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

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of a beloved statesman and educator, the Honorable B. L. "Buddy" Shaw EdD, of Shreveport, Louisiana.

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

April 3, 2018

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 24—

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

A CONCURRENT RESOLUTION

To commend Julia "Hurricane" Hawkins on her world record-breaking time in the 100-meter dash for women one hundred and older and to recognize her many accomplishments.

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 with 3 columns: Name, Name, Name. Lists present members including Mr. President, Allain, Barrow, Bishop, Boudreaux, Carter, Chabert, Claitor, Cortez, Donahue, Erdey, Fannin, Gatti, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Milkovich, Mills, Mizell, Morrell, Peacock, Perry, Peterson, Price, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

ABSENT

Table with 2 columns: Name, Name. Lists absent members: Appel, Colomb.

Leaves of Absence

The following leaves of absence were asked for and granted:

Table with 4 columns: Name, Days, Name, Days. Lists: Appel 1 Day, Colomb 1 Day.

Announcements

The following committee meetings for April 5, 2018, were announced:

Table with 3 columns: Committee, Location, Location. Lists: Education At Adj Hainkel Room, Labor & Industrial Relations At Adj Room C, Natural Resources At Adj Room A, Transportation At Adj Room E.

Adjournment

On motion of Senator Thompson, at 6:35 o'clock P.M. the Senate adjourned until Thursday, April 5, 2018, 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