

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

TWENTY-SECOND 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 18, 2018

The Senate was called to order at 3:15 o'clock P.M. by Hon. Gerald Long, President Pro Tempore of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Allain	Gatti	Morrish
Appel	Hewitt	Peacock
Bishop	Johns	Perry
Boudreaux	Lambert	Price
Carter	Long	Riser
Chabert	Luneau	Smith, G.
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Fannin	Morrell	White
Total - 30		

ABSENT

Mr. President	Erdey	Peterson
Barrow	LaFleur	Smith, J.
Colomb	Milkovich	Tarver
Total - 9		

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

Prayer

The prayer was offered by Pastor Randy Harris, 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 Erdey, the reading of the Journal was dispensed with and the Journal of April 17, 2018, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 18, 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. 77—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of Vincent C. Marsala, PhD, former chancellor of Louisiana State University at Shreveport (LSUS), and to note his outstanding career in education.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend James Gill upon his induction into the Louisiana Political Museum and Hall of Fame.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 79—

BY SENATOR LONG

A CONCURRENT RESOLUTION

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

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

**Privileged Report of the
Legislative Bureau**

April 18, 2018

To the President and Members of the Senate:

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

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

HOUSE BILL NO. 28—

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:1760(A) (introductory paragraph) and to enact R.S. 11:1789.6 and 1808.6, relative to members of the Tier 2 plans of the Municipal Employees' Retirement System of Louisiana; to provide for the vesting period of such members; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 29—

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:1785(A) and 1805(A)(2), relative to the election of survivor benefits by survivors of members of the Municipal Employees' Retirement System of Louisiana; to require that the election be made in writing; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 29 by Representative Pearson

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Retirement to Engrossed House Bill No. 29 by Representative Pearson and adopted by the Senate on April 17, 2018, on line 2, after "after" change ""1802(A)"" to ""1805(A)""

AMENDMENT NO. 2

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Retirement to Engrossed House Bill No. 29 by

April 18, 2018

Representative Pearson and adopted by the Senate on April 17, 2018, on line 7, after "after" change ""1802(A)"" to ""1805(A)""

HOUSE BILL NO. 34—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:316, relative to investments by the state and statewide retirement systems; to provide for investment in terror-free funds or accounts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 155—
BY REPRESENTATIVE STOKES
AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph) and (1) through (3), relative to ad valorem property tax assessments by the Louisiana Tax Commission; to authorize the imposition of certain assessment fees; to provide for the amount of certain assessment fees; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 175—
BY REPRESENTATIVES JAMES AND GLOVER
AN ACT

To enact Chapter 5 of Subtitle VII of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:6361, relative to rebates; to authorize a rebate for certain donations to the Louisiana Office of Student Financial Assistance for certain postsecondary education scholarship and grant programs; to provide for requirements and limitations; to provide for the amount, approval, and issuance of rebates; to provide for a program cap; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 250—
BY REPRESENTATIVE BISHOP
AN ACT

To amend and reenact R.S. 47:1705(B)(2)(c)(ii)(aa) and to repeal R.S. 47:1705(B)(2)(c)(ii)(bb), relative to ad valorem tax; to provide with respect to the newspaper advertisement for a public hearing notice concerning certain ad valorem property tax increases; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 250 by Representative Bishop

AMENDMENT NO. 1
On page 1, line 18, following "(ii)" and before "The" insert "(aa)"

HOUSE BILL NO. 374—
BY REPRESENTATIVE ABRAMSON
AN ACT

To require the Board of Tax Appeals to tax costs for deposits and filing fees related to appeals for certain claims for the solar energy system tax credit; to designate those claims which qualify for payment of costs; to provide for an effective date; to provide for related matters.

Reported without amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

Adoption of Legislative Bureau Report

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

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 84—
BY SENATOR ALARIO
A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Dr. William David Thompson of Delhi, Louisiana.

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

SENATE CONCURRENT RESOLUTION NO. 85—
BY SENATOR JOHNS
A CONCURRENT RESOLUTION

To recognize May 9, 2018, as "Purple and Teal Day" in the state of Louisiana.

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

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

**SENATE BILL NO. 562— (Substitute of Senate Bill No. 95 by
Senator Boudreaux)**
BY SENATOR BOUDREAUX
AN ACT

To enact R.S. 17:236.3, relative to public elementary and secondary schools; to provide relative to virtual schools; to provide for definitions; and to provide for related matters.

On motion of Senator Morrish the bill was read by title, ordered engrossed and passed to a third reading.

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 119—
BY SENATOR LONG

A RESOLUTION
To commend Paul Mainieri on the 1,400th victory of his college baseball coaching career.

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

SENATE RESOLUTION NO. 120—
BY SENATOR BISHOP
A RESOLUTION

To commend Perrye K. Turner for serving as special agent in charge of the FBI field office in Houston, Texas.

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

SENATE RESOLUTION NO. 121—
BY SENATOR BISHOP
A RESOLUTION

To urge and request the New Orleans City Council to develop a way to appropriately honor Antoine "Fats" Domino Jr. for his commitment to and history with the community, the city of New Orleans and the country.

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

SENATE RESOLUTION NO. 122—

BY SENATOR HEWITT

A RESOLUTION

To commend Anthony Alfred for his service to the St. Tammany Parish School Board and to the community.

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

SENATE RESOLUTION NO. 123—

BY SENATOR HEWITT

A RESOLUTION

To commend Ray Dupuy, posthumously, for his service to the Slidell Police force and community.

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

SENATE RESOLUTION NO. 124—

BY SENATOR HEWITT

A RESOLUTION

To commend Kevin L. Dupuy for his service to the Slidell Police Department and community.

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

SENATE RESOLUTION NO. 125—

BY SENATOR HEWITT

A RESOLUTION

To commend Willie B. Jeter for his service to the St. Tammany Parish schools and the community.

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

SENATE RESOLUTION NO. 126—

BY SENATOR HEWITT

A RESOLUTION

To commend Charlie "Coach" Bowman for his service with the St. Tammany Parish School Board and to the community.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 81—

BY SENATOR MILLS

A CONCURRENT RESOLUTION

To urge and request Attorney General Jeff Landry to prepare and file an amicus brief in federal court to support the state of Mississippi's litigation efforts to ban elective abortions after fifteen weeks.

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

SENATE CONCURRENT RESOLUTION NO. 82—

BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana to the family and friends of N.J. "Woody" Ogé Jr. on the occasion of his passing.

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

ROLL CALL

The roll was called with the following result:

YEAS

Allain	Gatti	Morrish
Appel	Hewitt	Peacock
Boudreaux	Johns	Perry
Carter	Lambert	Riser
Chabert	Long	Smith, G.
Claitor	Luneau	Tarver
Cortez	Martiny	Thompson
Donahue	Milkovich	Walsworth
Erdey	Mills	Ward
Fannin	Mizell	White
Total - 30		

NAYS

Morrell
Total - 1

ABSENT

Mr. President	Colomb	Price
Barrow	LaFleur	Smith, J.
Bishop	Peterson	
Total - 8		

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

SENATE CONCURRENT RESOLUTION NO. 83—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To urge and request occupational and professional licensing boards and commissions to display prominently on their website a link to licensing information for military-trained applicants and their family members.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 18, 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. 804	HB No. 854	HB No. 876
HB No. 488	HB No. 628	HB No. 755
HB No. 110	HB No. 484	HB No. 612
HB No. 616	HB No. 749	HB No. 750
HB No. 754	HB No. 794	HB No. 800
HB No. 832		

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 110—

BY REPRESENTATIVES HORTON AND STEFANSKI AN ACT

To amend and reenact Children's Code Article 672(A), relative to the placement of children in custody of the Department of Children and Family Services; to provide relative to placement authority; to provide for the duties of the Department of Children and Family Services; to provide for the duties of judges in child custody cases; and to provide for related matters.

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

HOUSE BILL NO. 484—

BY REPRESENTATIVE TALBOT AN ACT

To amend and reenact R.S. 27:15(B)(1) and to enact R.S. 14:90(D) and 90.3(J) and Chapter 6 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:301 through 305, relative to fantasy sports contests; to create the Louisiana Fantasy Sports Contests Act; to provide for a proposition election to authorize fantasy sports contests in a parish; to define "fantasy sports contest"; to provide for the duties and authority of the Louisiana Gaming Control Board with respect to the regulation of fantasy sports contests; to provide relative to effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 488—

BY REPRESENTATIVES AMEDEE, CARPENTER, JACKSON, NANCY LANDRY, AND SMITH AN ACT

To amend and reenact R.S. 14:403(A)(4)(b) and to enact Children's Code Articles 502(1)(d) and 4(r), 603(2)(e), and (12)(t), and 606(A)(8), relative to mandatory reporting of crimes; to provide relative to the mandatory reporting of certain crimes of sexual abuse of a minor; 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. 612—

BY REPRESENTATIVES STOKES, BACALA, BAGNERIS, TERRY BROWN, CARPENTER, CONNICK, FALCONER, LANCE HARRIS, HAZEL, HODGES, HOWARD, HUNTER, IVEY, JORDAN, MACK, MARCELLE, JAY MORRIS, NORTON, PYLANT, RICHARD, STAGNI, AND STEFANSKI AN ACT

To amend and reenact R.S. 14:283(A)(1) and (G) and 283.2(A)(4), relative to offenses affecting public morals; to provide relative to the crimes of video voyeurism and nonconsensual disclosure of a private image; to provide for actions that constitute video voyeurism; to amend certain intent requirements for the crime of nonconsensual disclosure of a private image; 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. 616—

BY REPRESENTATIVE HILFERTY AN ACT

To amend and reenact R.S. 17:197.1, relative to foods and beverages, other than meals offered in public elementary and secondary schools; to provide for applicability of federal guidelines; to delete authorizations, limitations, and nutritional guidelines relative to such foods and beverages; and to provide for related matters.

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

HOUSE BILL NO. 628—

BY REPRESENTATIVE HUNTER AN ACT

To amend and reenact R.S. 18:563(B), relative to voting; to provide for the age limit for a child to accompany a parent or guardian into the voting machine; and to provide for related matters.

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

HOUSE BILL NO. 749—

BY REPRESENTATIVES BARRAS, ABRAHAM, AMEDEE, BACALA, BAGLEY, BERTHELOT, BISHOP, CHAD BROWN, TERRY BROWN, CARMODY, STEVE CARTER, CHANEY, CROMER, DEVILLIER, DWIGHT, EDMONDS, FALCONER, FOIL, GISCLAIR, GUINN, LANCE HARRIS, HAVARD, HAZEL, HENSGENS, HOFFMANN, HORTON, HUVAL, JENKINS, NANCY LANDRY, TERRY LANDRY, MAGEE, MCFARLAND, MIGUEZ, JIM MORRIS, NORTON, PIERRE, PUGH, PYLANT, SCHEXNAYDER, SEABAUGH, SHADOIN, STEFANSKI, STOKES, THIBAUT, THOMAS, WHITE, AND ZERINGUE AND SENATORS APPEL, CHABERT, CORTEZ, ERDEY, HEWITT, LAFLEUR, MIZELL, PEACOCK, AND WHITE AN ACT

To amend and reenact R.S. 45:201.6(G)(2) and to enact Part III of Chapter 30 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4741.1 through 4741.15, relative to transportation network companies; to provide for public records exceptions; to provide for transportation network company requirements; to provide for definitions; to provide for insurance requirements; to provide for an effective date; to provide for 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. 750—

BY REPRESENTATIVE STAGNI AN ACT

To amend and reenact R.S. 37:2805(A) and (B)(1)(d), relative to requirements for licensure by the Louisiana Board of Chiropractic Examiners; to provide relative to educational qualifications of applicants to the board; to provide for technical corrections; and to provide for related matters.

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

HOUSE BILL NO. 754—

BY REPRESENTATIVES FOIL, ARMES, STEVE CARTER, COX, CREWS, GAINES, GISCLAIR, HAZEL, HOWARD, TERRY LANDRY, AND PIERRE AND SENATORS FANNIN AND TARVER AN ACT

To amend and reenact R.S. 39:2006(A)(4), 2175(5) and (6), and 2176(A)(4), relative to entrepreneurships of the Hudson Initiative and the Veteran Initiative; to provide relative to maximum gross receipts thresholds for such entrepreneurships; to provide relative to the percent of evaluation points awarded to certain veterans in requests for proposals; to provide for

adjustments relative to the Consumer Price Index; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 755—
BY REPRESENTATIVE DUSTIN MILLER
AN ACT

To enact R.S. 17:436.1(M), relative to the administration of medication at elementary and secondary schools; to authorize the governing authority of each public and nonpublic school to adopt a policy relative to the supply and administration of opioid antagonists; to provide that such a policy require training relative to such administration; and to provide for related matters.

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

HOUSE BILL NO. 794—
BY REPRESENTATIVE HALL
AN ACT

To amend and reenact R.S. 48:221(A)(4)(introductory paragraph) and (b), relative to excess immovable property not purchased at public or private sale; to change the governmental entity to which the Department of Transportation and Development may convey excess land that is not purchased at public or private sale; 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. 800—
BY REPRESENTATIVES ABRAMSON AND JIM MORRIS
AN ACT

To enact R.S. 47:1508(B)(42), relative to the confidentiality of tax records; to authorize the disclosure of certain information to the Department of the Treasury; to provide for certain limitations; and to provide for related matters.

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

HOUSE BILL NO. 804—
BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 34:340.11, relative to leases and subleases of land and buildings; to provide for leasing or subleasing of land or buildings owned by ports, harbors, or terminal districts for processing, manufacturing, or commercial business purposes; to provide for a maximum term for the lease or sublease; to provide for an extension of the term upon expiration of the original term; to provide for the ratification, confirmation, and approval of a lease or sublease; and to provide for related matters.

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

HOUSE BILL NO. 832—
BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 32:387.1(B)(1) and (2)(b), relative to escort vehicles; to modify requirements for the registration of escort vehicles to require proof of general liability insurance, motor vehicle liability insurance, and workers' compensation coverage; and to provide for related matters.

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

HOUSE BILL NO. 854—
BY REPRESENTATIVE HORTON
AN ACT

To amend and reenact R.S. 29:27.1(A), relative to parking for disabled veterans; to provide free parking for all service-connected disabled veterans at air carrier airports; to clarify identification requirements for honoring free airport parking; and to provide for related matters.

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

HOUSE BILL NO. 876—
BY REPRESENTATIVE HILL
AN ACT

To designate a portion of Louisiana Highway 377 from KC Smith Road to Pickering Road in Grant, Louisiana as the "SSGT S.E. Howell, Jr. Memorial Highway"; and to provide for related matters.

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

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

HOUSE BILL NO. 64—
BY REPRESENTATIVE THIBAUT
AN ACT

To designate a portion of Louisiana Highway 415 in Port Allen, Louisiana as the "Corporal Donna LeBlanc Memorial Highway"; to designate Louisiana Highway 418 in Lettsworth, Louisiana as "Buddy Guy Way"; 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. 116—
BY REPRESENTATIVE ZERINGUE
AN ACT

To amend and reenact R.S. 49:214.6.2(A) and to enact R.S. 49:191(11)(a), relative to the Coastal Protection and Restoration Authority; to authorize and direct the Coastal Protection and Restoration Authority to issue rules, regulations, or guidelines for the implementation of their existing contracting authority; and to provide for related matters.

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

HOUSE BILL NO. 343—
BY REPRESENTATIVES STEVE CARTER AND AMEDEE
AN ACT

To enact R.S. 17:416.18(A)(11) and 3996(B)(45), relative to teachers; to provide relative to the rights of teachers; 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.

April 18, 2018

HOUSE BILL NO. 699—
BY REPRESENTATIVE STAGNI
AN ACT

To amend and reenact Code of Criminal Procedure Article 812, relative to verdicts; to provide relative to jury verdicts; to provide relative to the polling of the jury after a verdict is returned; to provide relative to the requirements for conducting a written poll of the jury; to provide for the placement of the polling slips under seal; to remove the authority of the court to conduct an oral poll of the jury after a verdict is rendered; 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. 744—
BY REPRESENTATIVE LEGER
AN ACT

To enact Code of Civil Procedure Article 196.1, relative to the power of courts to act during emergencies or disasters; to provide for the authority to sign orders and judgments; to provide for the content of orders and judgments; and to provide for related matters.

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

House Concurrent Resolutions on
Second Reading

HOUSE CONCURRENT RESOLUTION NO. 21—
BY REPRESENTATIVE GAROFALO
A CONCURRENT RESOLUTION

To urge and request the Department of Children and Family Services to study the assessment, collection, and use of the expedited process fee provided for in R.S. 46:236.5 and to submit a report of its findings and recommendations to the legislature no later than February 1, 2019.

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

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 18, 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:

HOUSE BILL NO. 232—
BY REPRESENTATIVE COUSSAN
AN ACT

To amend and reenact R.S. 51:710.1, relative to the power to assess civil monetary penalties and fees with respect to Louisiana Securities Law; to expressly allow issuance of such penalties and fees for violation of a relative administrative rule, regulation, or order; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 233—
BY REPRESENTATIVE COUSSAN
AN ACT

To enact R.S. 51:705(G)(3), relative to the registration of securities; to require the submission of notice filings; to provide notice requirements for crowd funding filings submitted to the Securities and Exchange Commission pursuant to Section 18(b)(4)(C) of the Securities Act of 1933; to require a filing fee; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 302—
BY REPRESENTATIVE CARMODY
AN ACT

To enact R.S. 49:191(10)(c) and to repeal R.S. 49:191(8)(i), relative to the Department of Public Service, including provisions to provide for the re-creation of the Department of Public Service and the statutory entities made a part of the department by law; 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.

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.

Reported favorably.

HOUSE BILL NO. 502—
BY REPRESENTATIVE ZERINGUE
AN ACT

To amend and reenact R.S. 4:83 and to enact R.S. 4:61(G) and 65(A)(4), relative to the regulation of professional wrestling; to provide for professional wrestling bond exception; to provide for certain requirements and exemptions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 514—
BY REPRESENTATIVE SHADOIN
AN ACT

To amend and reenact R.S. 32:781(5), 782, 784(A)(introductory paragraph) and (5), 791(B)(3)(b), 792(B)(16), and 801, to enact R.S. 32:783(F)(10), 784(A)(7) and (8), 792(B)(19), and 795 and to repeal R.S. 32:783(F)(3) and 784(B), relative to the regulation of used motor vehicles; to amend definitions; to provide for the purpose of the Used Motor Vehicle Commission; to provide for the powers and duties of the commission; to provide for certain prohibitions and unauthorized acts; to amend relative to applications for licensure; to provide for educational requirements and procedure; to provide for exceptions; to repeal relative to dealer sales and certain educational seminars; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

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.

Reported with amendments.

HOUSE BILL NO. 675—

BY REPRESENTATIVE ZERINGUE
AN ACT

To amend and reenact R.S. 33:4545.6 and to enact R.S. 33:4545.4(G), relative to the Louisiana Energy and Power Authority; to provide relative to the powers and duties of the governing board and operating committee of the authority; to limit the powers granted to members of the authority's operating committee; to provide for the creation of the Louisiana Energy and Power Authority Unit 1 participants committee; to provide relative to votes cast by members of the newly created participants committee; and to provide for related matters.

Reported favorably.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

REPORT OF COMMITTEE ON

JUDICIARY A

Senator Rick Ward III, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

April 17, 2018

To the President and Members of the Senate:

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

SENATE BILL NO. 405—
BY SENATOR PRICE

AN ACT

To enact R.S. 9:5633.1, relative to three year acquisitive prescription; to provide for acquisition of blighted property in certain municipalities; to provide for the filing of certain affidavits and judgments; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 503—
BY SENATOR WARD

AN ACT

To amend and reenact R.S. 40:1231.2(B)(1) and (2), 1231.7(J) and the introductory paragraph of 1237.1(F), (2), (3), (6) and (7), and to enact R.S. 40:1231.7(K), relative to medical malpractice; to provide relative to certain limitations of liability; to provide relative to risk management and certain insurance requirements; to provide certain procedures, terms, and conditions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 504—
BY SENATOR WARD

AN ACT

To enact Chapter 12-A of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:920 through 925, relative to state administration and regulations and rulemaking; to enact the Louisiana Right to Earn a Living Act; to provide certain findings, definitions, terms, conditions, procedures, requirements, and effects; to provide for certain administrative and judicial actions; and to provide for related matters.

Reported favorably.

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.

Reported with amendments.

Respectfully submitted,
RICK WARD III
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 18, 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 BILL NO. 31—
BY SENATOR APPEL

A JOINT RESOLUTION

Proposing to Add Article I Section 10.1 of the Constitution of Louisiana, relative to public office; to prohibit convicted felons from seeking or holding public office within a certain time period; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

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

SENATE BILL NO. 14—

BY SENATOR PEACOCK AND REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:62(5)(a) and (c), 102(B)(1) and (C)(3)(a), 403(9), 471(A), 471.1(C)(1), 532, 533, 538, and 542(B)(2)(a), to enact R.S. 11:102(B)(6), 102.1(E), 471(F),

April 18, 2018

537(G) and (H), and Part VIII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:641 through 657, and R.S. 24:36(N), and to repeal R.S. 11:461(B)(3) and 471.1(B)(2) and (D)(2), relative to the Louisiana State Employees' Retirement System; to create a hybrid plan; to provide for contributions, credits, investments, eligibility, and benefits; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and passed to a third reading.

SENATE BILL NO. 84— BY SENATOR WALSWORTH

AN ACT

To amend and reenact Children's Code Article 804(1)(b), relative to juveniles; to change the effective date of the definition of child; 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. 84 by Senator Walsworth)

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 14:93(D) and 93.2.3(C), relative to criminal justice; to provide relative to the penalty for cruelty to a juvenile; to provide relative to the penalty for second degree cruelty to a juvenile; to provide for the age of victims; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:93(D) and 93.2.3(C) are hereby amended and reenacted to read as follows:

§93. Cruelty to juveniles * * *

D. (1) Whoever commits the crime of cruelty to juveniles shall be fined not more than one thousand dollars or imprisoned with or without hard labor for not more than ten years, or both.

(2) Whoever violates the provisions of Paragraph (A)(1) of this Section when the victim is eight years old or younger shall be imprisoned at hard labor for not less than five years nor more than forty years.

§93.2.3. Second degree cruelty to juveniles * * *

C. (1) Whoever commits the crime of second degree cruelty to juveniles shall be imprisoned at hard labor for not more than forty years.

(2) Whoever commits the crime of second degree cruelty to juveniles when the victim is eight years old or younger shall be imprisoned at hard labor for not less than ten years nor more than forty years.

On motion of Senator Gary Smith, the committee substitute bill was adopted and becomes Senate Bill No. 563 by Senator Walsworth, substitute for Senate Bill No. 84 by Senator Walsworth.

SENATE BILL NO. 563— (Substitute of Senate Bill No. 84 by Senator Walsworth)

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 14:93(D) and 93.2.3(C), relative to criminal justice; to provide relative to the penalty for cruelty to a juvenile; to provide relative to the penalty for second degree cruelty to a juvenile; to provide for the age of victims; and to provide for related matters.

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

SENATE BILL NO. 181— BY SENATOR MILKOVICH

AN ACT

To amend and reenact R.S. 14:87(D) and to enact R.S. 14:87(E), relative to the crime of abortion; to provide that an abortion cannot be performed after fifteen weeks following the date of conception; and to provide for related matters.

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

SENATE BILL NO. 269— BY SENATOR CARTER

AN ACT

To amend and reenact R.S. 15:574.4(A)(2), (B)(1), and the introductory paragraph of (B)(2), and to enact R.S. 15:574.4(B)(3), relative to parole eligibility; to provide parole eligibility for persons serving life sentences for certain offenses upon reaching the age of fifty years, serving thirty years in prison, and meeting certain requirements; 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. 269 by Senator Carter

AMENDMENT NO. 1

On page 1, at the beginning of line 2, after "To amend and reenact" insert "R.S. 14:64(B) and"

AMENDMENT NO. 2

On page 1, between lines 7 and 8, insert the following: "Section 1. R.S. 14:64(B) is hereby amended and reenacted to read as follows: §64. Armed robbery * * *

B. Whoever commits the crime of armed robbery shall be imprisoned at hard labor for not less than ten years and for not more than ninety-nine years, without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 3

On page 1, at the beginning of line 8, change "Section 1." to "Section 2."

AMENDMENT NO. 4

On page 2, delete lines 8 through 28 and insert the following: "B.(1)(a) No person shall be eligible for parole consideration who has been convicted of armed robbery and denied parole eligibility under the provisions of R.S. 14:64. Except as provided in Paragraph (2) of this Subsection, and except as provided in Paragraph (A)(5) of this Section, Paragraphs (2) and (3) of this Subsection, and Subsections D, E, and H of this Section, no prisoner serving a life sentence shall be eligible for parole consideration until his life sentence has been commuted to a fixed term of years.

(b) No prisoner sentenced as a serial sexual offender shall be eligible for parole.

(c) No prisoner may be paroled while there is pending against him any indictment or information for any crime suspected of having been committed by him while a prisoner.

(d) Notwithstanding any other provisions of law to the contrary, a person convicted of a crime of violence and not otherwise ineligible for parole shall serve at least sixty-five percent of the sentence imposed, before being eligible for parole. The victim or victim's family shall be notified whenever the offender is to be released provided that the victim or victim's family has completed a Louisiana victim notice and registration form as provided in R.S. 46:1841 et seq., or has otherwise provided contact information and has indicated to the Department of Public Safety and Corrections, Crime Victims Services Bureau, that they desire such notification."

AMENDMENT NO. 5

On page 3, line 10, after "**murder**" insert "**, second degree murder, or first degree rape**"

AMENDMENT NO. 6

On page 4, delete lines 7 through 11, and insert "Section 3. This Act shall become effective on November 1, 2018."

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. 325—
BY SENATOR MILKOVICH

AN ACT

To amend and reenact R.S. 14:32.9(A) and to enact R.S. 40:1061.30, relative to abortion clinics; to make it a crime to perform an abortion in an unlicensed facility if a facility license is required; to authorize and provide for civil action to enjoin the operation of an abortion clinic under certain circumstances; to provide penalties for public employees; to provide for certain terms, conditions, procedures, and requirements; 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. 325 by Senator Milkovich

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact R.S. 14:32.9(A) and to"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, after "clinics;" delete the remainder of the line

AMENDMENT NO. 3

On page 1, at the beginning of line 4, delete "license is required;"

AMENDMENT NO. 4

On page 1, delete lines 9 through 17

AMENDMENT NO. 5

On page 2, line 1, change "Section 2." to "Section 1."

On motion of Senator Claitor, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitment to the Committee on Health and Welfare.

SENATE BILL NO. 347—
BY SENATOR HEWITT

AN ACT

To amend and reenact R.S. 28:826, relative to funding for waiver services for individuals with developmental disabilities; to provide for deposits into the Community and Family Support System Fund; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 347 by Senator Hewitt

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 28:826" to "R.S. 39:100.61"

AMENDMENT NO. 2

On page 1, line 3, after "provide for" delete the remainder of the line and insert "the definition of "waiver services"; to provide for the Louisiana Department of Health in consultation with the Louisiana

Developmental Disabilities Council to develop a plan for appropriations out of the New Opportunities Waiver Fund;"

AMENDMENT NO. 3

On page 1, line 4, delete "Family Support System Fund;"

AMENDMENT NO. 4

On page 1, line 6, change "R.S. 28:826" to "R.S. 39:100.61"

AMENDMENT NO. 5

On page 1, delete lines 7 through 17, on page 2, delete lines 1 through 28, and insert the following:

"§100.61. New Opportunities Waiver Fund

A. There is hereby created in the state treasury, as a special fund, the New Opportunities Waiver Fund, hereinafter referred to as the "fund."

B.(1) The source of monies in the fund shall be as follows:

(a) In any fiscal year, the state treasurer is directed to deposit twelve percent of all recurring state general fund revenue, not to exceed fifty million dollars in any fiscal year, as recognized by the Revenue Estimating Conference in excess of the Official Forecast at the beginning of the current fiscal year into the New Opportunities Waiver Fund, and monies in the fund from this Subparagraph shall be used for appropriation in the ensuing fiscal year.

(b) Monies designated for the fund and received by the state treasurer from donations, gifts, grants, appropriations, or other revenue.

(2) Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on investment of monies in the fund shall be credited to this fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund.

(3) For the purposes of this Section, "waiver services" means Medicaid services provided under the New Opportunities Waiver, the Children's Choice Waiver, or any other Medicaid home and community based waiver for persons with developmental disabilities as promulgated by rule by the Louisiana Department of Health. The Louisiana Department of Health shall consult with the Louisiana Developmental Disabilities Council to develop a plan for appropriations out of this fund.

C. Subject to an appropriation by the legislature, monies in the ~~New Opportunities Waiver Fund~~ fund shall be used solely to fund the ~~New Opportunities Waiver program~~ **waiver services, as defined in this Section, to improve the capacity of the state to meet the varying and complex needs of individuals with developmental disabilities, with emphasis on increasing the number of recipients of waiver services, and** administered by the Louisiana Department of Health. Such funding ~~shall be used for the purpose of adding additional waiver slots and shall not be used to supplant appropriations from the general fund for the New Opportunities Waiver program~~ **waiver services as defined in this Section.** Nothing contained in this Subpart shall prohibit the legislature from appropriating additional monies for the ~~New Opportunities Waiver slot program~~ **waiver services as defined in this Section.**

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

SENATE BILL NO. 389—
BY SENATOR CLAITOR

AN ACT

To amend and reenact Code of Criminal Procedure Art. 875.1(C), (D)(1)(a), (2), and (3), and (E) and the introductory paragraph of 894.4(B) and 894.4(C), as enacted by Section 1 of Act 260 of the 2017 Regular Session, effective August 1, 2018, and 893(A)(1)(a) and (4), (B)(2), and (G), 895.6(A), and 900(A)(5) and to enact Code of Criminal Procedure Art. 893(H), relative to felony probation; to provide relative to termination of probation under certain circumstances; to provide relative to extensions of probation; to eliminate provisions allowing a defendant to earn "street credits" toward early termination of probation; to provide relative to financial hardship hearings; 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. 389 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 5, after "900(A)(5)" insert "and (6)(b)(iv) and (d)(v)"

AMENDMENT NO. 2

On page 1, line 6, after "Art." delete "893(H)" and insert "875.1(G), 893(H), and 900(A)(6)(b)(v) and (d)(vi)"

AMENDMENT NO. 3

On page 1, line 15, after "900(A)(5)" insert "and (6)(b)(iv) and (d)(v)"

AMENDMENT NO. 4

On page 1, line 16, after "Art." delete "893(H) is" and insert "875.1(G), 893(H), and 900(A)(6)(b)(v) and (d)(vi) are"

AMENDMENT NO. 5

On page 2, at the end of line 3 after "Article," insert "**and upon motion of the defendant that establishes a prima facie case of substantial financial hardship to the defendant,**"

AMENDMENT NO. 6

On page 2, delete line 4 and insert "the court shall **conduct a hearing** to determine"

AMENDMENT NO. 7

On page 2, at the end of line 9, change "**underemployed**" to "**employed**"

AMENDMENT NO. 8

On page 2, line 24, after "restitution," delete the remainder of the line and insert "half of the"

AMENDMENT NO. 9

On page 3, delete line 27 and insert the following:
"**F. If, at the termination or end of the defendant's term of supervision, any restitution ordered by the court remains outstanding, the balance of the unpaid restitution shall be reduced to a civil money judgment in favor of the person to whom restitution is owed, which may be enforced in the same manner as provided for the execution of judgments pursuant to the Code of Civil Procedure. For any civil money judgment ordered under this Article, the clerk shall send notice of the judgment to the last known address of the person to whom the restitution is ordered to be paid.**"

G. The provisions of this Article shall apply only to defendants convicted of offenses classified as felonies under applicable law."

AMENDMENT NO. 10

On page 4, line 7, after "more than" delete the remainder of the line and insert "three years, **except as provided by Paragraph (H) of this Article.**"

AMENDMENT NO. 11

On page 4, line 11, after "five-year" insert "or three-year"

AMENDMENT NO. 12

On page 4, line 16, after "more than" delete "**five**" and insert "three"

AMENDMENT NO. 13

On page 4, at the end of line 29, after "exceed the" insert "three-"

AMENDMENT NO. 14

On page 5, at the beginning of line 1, delete "**five-year**" and insert "year"

AMENDMENT NO. 15

On page 5, delete lines 4 through 29 and insert the following:

"**H.(1) If any defendant is placed on supervised probation, the supervising probation officer shall submit to the court a compliance report whenever requested by the court, or when it appears necessary to have the court make a determination with respect to "earned compliance credits", modification of any terms or conditions of probation, termination of probation, revocation of probation, or any other purpose proper under the law.**"

(2) **Absent extenuating circumstances, the court shall, within ten days of receipt of the compliance report, make an initial determination as to the issues presented and shall transmit the decision to the probation officer. The probation officer shall disseminate the decision to the defendant and the prosecuting agency within ten days of receipt. The parties shall have ten days from receipt of the initial determination of the court to seek an expedited contradictory hearing for the purpose of challenging the court's initial determination. If no timely challenge is made, the court's initial determination shall become final and shall constitute a valid order of the court.**

(3) **After a review of the compliance report, if it is the recommendation of the supervising probation officer that the defendant is in compliance with the conditions of probation in accordance with the compliance report, the court shall grant "earned compliance credit" for the time, absent a showing of cause for a denial.**

(4) **The court may terminate probation at any time as "satisfactorily completed" upon the final determination that the defendant is in compliance with the terms and conditions of probation.**

(5) **If the court determines that the defendant has failed to successfully complete the terms and conditions of probation, the court may extend the probation period for a period not to exceed two years, for the purpose of allowing the defendant additional time to complete the terms of probation.**

(6) **For purposes of this Paragraph:**

(a) **"Compliance" means the full completion of the terms and conditions of probation as imposed by the sentencing judge.**

(b) **"Compliance report" means a report generated and signed by the probation officer that contains clear and concise information relating to the defendant's performance relative to "earned compliance credits" and may contain a recommendation as to early termination, additional conditions, the extension of probation, or the revocation of probation.**

AMENDMENT NO. 16

On page 6, delete lines 1 through 24

AMENDMENT NO. 17

On page 6, line 28, change "**entitled**" to "**eligible**"

AMENDMENT NO. 18

On page 7, line 27, insert the following:

"(6)(a) * * * (b) Notwithstanding the provisions of Subparagraph (A)(5) of this Article, any defendant who has been placed on probation by the court for the conviction of an offense other than a crime of violence as defined in R.S. 14:2(B) or of a sex offense as defined by R.S. 15:541, and who has had his probation revoked under the provisions of this Article for a technical violation of his probation as determined by the court, shall be required to serve, without diminution of sentence, as follows: * * *

(iv) **For a fourth or subsequent violation may order that the probation be revoked, in accordance with Subsubparagraph (5)(a) of this Subsection.**

(v) **For custodial substance abuse treatment programs, not more than ninety days.**

(d) A "technical violation", as used in this Paragraph, means any violation except it shall not include any of the following: * * *

(v) Absconding from the jurisdiction of the court by leaving the state without the prior approval of the court or the probation and parole officer.

(vi) Probation shall neither be revoked nor extended based solely upon the defendant's inability to pay fines, costs, or restitution to the victim.
* * *

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. 474—
BY SENATOR COLOMB

AN ACT

To amend and reenact R.S. 39:128(C), relative to certain state agency capital outlay projects; to add to the type of projects and to increase the threshold for exclusion of certain state agency projects from the capital outlay budget; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 474 by Senator Colomb

AMENDMENT NO. 1

On page 1, line 10, between "C." and "Except" insert "**(1)**"

AMENDMENT NO. 2

On page 1, lines 13 through 15, change "**five hundred thousand dollars, adjusted annually in accordance with the United States Bureau of Labor Statistic's consumer price index for all urban consumers as published in January of each year**" to "**the threshold amount**"

AMENDMENT NO. 3

On page 2, line 1, change "**five hundred thousand** dollars" to "**the threshold amount**"

AMENDMENT NO. 4

On page 2, between lines 5 and 6, insert the following:

"(2) As used in this Subsection, "threshold amount" means three hundred thousand dollars, adjusted annually in accordance with the United States Bureau of Labor Statistics' consumer price index for all urban consumers as published in January of each year."

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

SENATE BILL NO. 485—
BY SENATOR CARTER

AN ACT

To enact R.S. 3:2363.1, relative to the raffle of certain animals; to prohibit raffling or giving away certain animals as a novelty or prize at a carnival or fair; to provide for exemptions; to provide for a penalty; 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. 485 by Senator Carter

AMENDMENT NO. 1

On page 1, line 4, after "exemptions;" delete "to provide for a penalty;" and insert "to authorize local governing authorities to establish a penalty;"

AMENDMENT NO. 2

On page 1, line 11, after "**"animal"**" delete the remainder of the line and delete line 12 in its entirety and insert "**means iguanas, pot-bellied pigs, and reptiles.**"

AMENDMENT NO. 3

On page 1, line 17, after "**E.**" delete the remainder of the line and insert "**A local governing authority may establish a fine**"

AMENDMENT NO. 4

On page 2, delete line 1 in its entirety

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. 499—
BY SENATOR DONAHUE

AN ACT

To enact R.S. 24:513(A)(8), relative to the legislative auditor; to provide that the legislative auditor shall prepare a list of best practices; to provide that the list of best practices shall be available to local auditees preparing for an audit of their public funds; to provide for an effective date; and to provide for related matters.

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

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.

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. 534 by Senator Milkovich

AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete the remainder of the line and insert "14:2(B)(48) through (52), relative to abortion and feticide; to define abortion and feticide as "crimes of violence"; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 3 through 6

AMENDMENT NO. 3

On page 1, line 8, after "R.S." delete the remainder of the line and insert "14:2(B)(48) through (52) are hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 1, delete lines 9 through 17 and insert the following:
"§2. Definitions

* * *

B. In this Code, "crime of violence" means an offense that has, as an element, the use, attempted use, or threatened use of physical force against the person or property of another, and that, by its very nature, involves a substantial risk that physical force against the person or property of another may be used in the course of committing the offense or an offense that involves the possession or use of a dangerous weapon. The following enumerated offenses and attempts to commit any of them are included as "crimes of violence":

* * *

(48) Criminal abortion.

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- (49) First degree feticide.
- (50) Second degree feticide.
- (51) Third degree feticide.
- (52) Abortion."

AMENDMENT NO. 5
Delete page 2

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.

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

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.

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

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.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 131 by Representative Stefanski

- AMENDMENT NO. 1
On page 2, between lines 7 and 8, insert the following:
- "(iii) A provider of a theft prevention program shall maintain records of the criteria described in Item (b)(1) for a period of not less than three years without including personal identifying information. This report shall be made available to the district attorney upon request.
 - (iv) A provider of a theft prevention program shall provide to the district attorney, upon request, its criteria for a person's participation in its theft prevention program.
 - (v) A merchant or a specifically authorized employee or agent of a merchant that offers a person the opportunity to complete a theft prevention program shall provide a copy of the written offer to the district attorney upon request.
 - (vi) Nothing in this Subparagraph shall preclude a district attorney or court from offering a theft prevention program in compliance with the provisions of this Subparagraph."

AMENDMENT NO. 2
On page 2, between lines 10 and 11, insert the following:
"(d) Any person who successfully completes a theft prevention program pursuant to this Subparagraph shall not be subject to any additional civil penalties under any other provision of law."

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

HOUSE BILL NO. 212—
BY REPRESENTATIVES JACKSON AND DWIGHT
AN ACT

To enact R.S. 14:67.1 and 67.2, relative to theft; to create the crimes of theft of livestock and theft of timber; to provide for definitions; to provide for criminal penalties; to provide for duties of enforcement and investigation; and to provide for related matters.

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

HOUSE BILL NO. 313—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 3:3403(J), relative to the Louisiana Agricultural Commodities Commission; to provide for frequency of commission meetings; and to provide for related matters.

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

HOUSE BILL NO. 325—
BY REPRESENTATIVE GISCLAIR
AN ACT

To enact R.S. 40:31.39, relative to permit fees for milk and dairy farms and plants; to provide for a permit fee for dairy farms; to provide for a permit fee for dairy plants; to provide for a permit fee for single service milk and milk product container or closure manufacturing plants; to set fee amounts; to provide for definitions; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 446—
BY REPRESENTATIVES FALCONER, BILLIOT, TERRY BROWN, CARMODY, DWIGHT, HODGES, HOFFMANN, NANCY LANDRY, MACK, AND STAGNI
AN ACT

To enact R.S. 14:502, relative to offenses against the person; to provide relative to the failure of a person to seek assistance when another person suffers serious bodily injury; to provide for elements of the offense; to provide for definitions; to provide for criminal 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 Reengrossed House Bill No. 446 by Representative Falconer

AMENDMENT NO. 1
On page 1, line 10, after "person" delete "is exposed to or"

AMENDMENT NO. 2
On page 1, line 16, delete "exposed"

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

HOUSE BILL NO. 624—

BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 3:4603(E) through (J) and 4633(B) and to enact R.S. 3:4602(22) and 4603(K) and (L), relative to the Commission of Weights and Measures; to provide relative to alternate membership on the commission; to define certain oyster measurements to be enforced by the commission; 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 Engrossed House Bill No. 624 by Representative Schexnayder

AMENDMENT NO. 1

On page 4, line 1, after "Inspection of" and before "sacks" insert "mini-sacks," and between "sacks" and "and barrels;" insert a comma "2"

AMENDMENT NO. 2

On page 4, line 5, after "bushels," and before "and barrels" delete "Sacks" and insert "Mini-sacks, sacks,"

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

Mr. President in the Chair

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 93—

BY SENATOR MIZELL
AN ACT

To enact Part XIII of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:3111, relative to funding of volunteer fire departments; to require notification to voters that a portion of the avails of ad valorem taxes to volunteer fire departments is dedicated to state and statewide retirement systems; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Allain	Hewitt	Peacock
Appel	Johns	Perry
Bishop	LaFleur	Peterson
Boudreaux	Lambert	Price
Carter	Long	Riser
Chabert	Luneau	Smith, G.
Claitor	Martiny	Tarver
Cortez	Milkovich	Thompson
Donahue	Mills	Walsworth
Erdey	Mizell	Ward

Fannin	Morrell	White
Gatti	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Mr. President	Colomb
Barrow	Smith, J.
Total - 4	

The Chair declared the bill was passed and ordered it 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. 107—

BY SENATOR MORRISH
AN ACT

To enact R.S. 17:24.4(L), relative to student assessments; to require the state Department of Education to provide student assessment results for the standards-based assessments in English language arts and mathematics to public school governing authorities; to require each public school governing authority to disperse such results to teachers; to provide that such results include specified information; to provide for definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Barrow	Colomb	Smith, J.
Total - 3		

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

SENATE BILL NO. 152—

BY SENATOR MORRISH
AN ACT

To enact R.S. 17:10.1(H), relative to school and district accountability; to provide relative to information to be provided

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with the annual release of school and district performance scores and letter grades; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 3 columns: Barrow, Colomb, Smith, J. Total - 3

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

SENATE BILL NO. 487— BY SENATOR APPEL

AN ACT

To enact R.S. 33:9613(D)(4), relative to Jefferson Parish; to authorize the office of the inspector general for the parish of Jefferson to examine, review, audit, inspect, and investigate the records of the Jefferson Parish School Board; 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. 487 by Senator Appel

AMENDMENT NO. 1

On page 1, after line 15, insert "* * *"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 3 columns: Barrow, Colomb, Smith, J. Total - 3

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

SENATE BILL NO. 496— BY SENATOR WARD

AN ACT

To enact Chapter 36 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2201 through 2211, relative to special districts; to create the Capital Region Infrastructure Authority; to provide for the boundaries of the authority; to provide for the governance of the authority; to provide for the powers and duties of the authority and its governing body; to provide for the levy or assessment of certain fees and tolls; to provide for the issuance of bonds and other evidences of indebtedness; to provide for the imposition of taxes subject to voter approval; 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. 496 by Senator Ward

AMENDMENT NO. 1

On page 7, line 4, change "personal" to "movable"

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. 496 by Senator Ward

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete the remainder of the line and delete lines 3 through 8 and insert the following: "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"

AMENDMENT NO. 2

On page 1, line 12 after "Section 1." delete the remainder of the line and delete lines 13 through 17, and delete pages 2 through 15, and insert the following: "Part VIII of Chapter 2 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:771 through 780, is hereby enacted to read as follows:

PART VIII. CAPITAL AREA ROAD AND BRIDGE DISTRICT

§771. Creation of district; territorial jurisdiction

A. The Capitol Area Road and Bridge District is hereby created as a political subdivision of the state of Louisiana for the purpose of raising revenue to finance road and bridge projects to alleviate traffic congestion in the district. The district shall be comprised of all territories within the geographical boundaries of the parishes of East Baton Rouge, Ascension, Livingston, Iberville, and West Baton Rouge.

B. The creation of the district and the carrying out of its public purpose is in all respects public and governmental purposes for the improvement of the health, safety, welfare, comfort, and security of the people of the district, for whom the district will be performing a public obligation in the exercise of the powers conferred upon it by this Part.

§772. Definitions

As used in this Part, the following words, terms, and phrases shall have the meaning ascribed to them in this Section, except where the context clearly indicates a different meaning:

(1) "Bonds" means any bonds, notes, certificates, or other written contracts or instruments evidencing the obligation to repay borrowed money regardless of the designation thereof.

(2) "District" means the Capital Area Road and Bridge District created by this Part.

(3) "Road or bridge project" means a project undertaken pursuant to this Part for the construction, development, reconstruction, acquisition, extension, or improvement of works of capital improvements related to public roads, streets, highways, bridges, and associated drainage, the title to which shall be in the public.

§773. Appointment and term of board of commissioners

A. The management and control of the district shall be vested in a board of commissioners composed of seven members.

(1) The secretary of the Department of Transportation and Development or his designee.

(2) The president of each parish comprising the district or the president's designee.

(3) The governor shall appoint one resident of the district as a member who shall serve at the pleasure of governor.

§774. Meetings of board; officers; quorum; removal of commissioners; salaries and expenses

A. At the first meeting of the board and annually thereafter, the members shall select a chairman and a secretary from the membership and such other officers as the board deems necessary. Meetings of the commission shall be called by the chairman on his own notice or on request of any five members. A majority of the commissioners shall constitute a quorum to do business.

B. In case of the death, resignation, absence, inability, or failure to act of the president, the secretary shall call the board together and the board shall appoint one of their members to serve as acting president, and he shall perform all the duties of president.

C. The members of the board shall serve without compensation and shall have the power to fix the duties, powers, and compensation of all officers, agents, and employees of the commission. The district may reimburse any member for expenses actually incurred in the performance of his duties.

D. The board of commissioners shall prescribe rules to govern its meetings.

§775. Powers of the district

A. The district is hereby declared to constitute and is declared to be a body politic and political subdivision of the state of Louisiana, as defined in Article VI, Section 44 of the Constitution of Louisiana. The district shall be generally, including but not limited to the following:

(1) To sue and be sued.

(2) To adopt, use, and alter at will a corporate seal.

(3) To initiate or coordinate research, studies, and gathering of information on the road and bridge projects, including but not limited to the following:

(a) Engineering studies.

(b) Traffic flow and pattern studies.

(c) Environmental impact studies.

(d) Location of proposed routes.

(e) Economic development impacts and benefits.

(f) Utility relocation.

(g) Right-of-way acquisition.

(h) Project construction cost/benefit ratio studies.

(4) To be designated an official depository for information relating to and about the road and bridge projects. As such, it is empowered to receive and preserve all information gathered by other parties pertaining to the project.

(5) To receive money from any public or private body which may desire to appropriate or donate such funds to be used to defray the expenses of the district.

B.(1) In furtherance of these purposes, the commission is specifically authorized to apply for, receive, and accept from any state or federal agency, or local subdivision of this state, any grant or contribution of either money, property, or other things of value to be held, used, and applied for purposes for which such grants and contributions may be made or for any other lawful purposes that the commission has expressly authorized in this Part.

(2) The commission is also specifically authorized to hire such accountants, attorneys, engineers, or other professional or scientific or other expert advisors as the commission in its discretion may deem necessary or advisable in order to carry out its mission. The professionals or scientific or other expert advisors shall be compensated by the commission from funds available to the commission pursuant to such agreement as may be entered into by the commission with the hired or trained professionals or scientific or other expert advisors. Neither the state nor any parish located within the boundaries of the district shall in any way be a party to any agreement executed under the provisions of this Paragraph, and neither the state nor any parish located within the boundaries of the district shall in any way be held responsible for payment of compensation under the agreements entered into by the commission.

C. The district may create subdistricts as provided in this Subsection. The district shall publish notice of its intent to create a subdistrict in the official journal of the district. At least ten days after publication of such notice in the official journal of the district, the board shall conduct a public hearing on the question of creating such subdistrict. Thereafter, the board may designate one or more project areas within the boundaries of the district as a subdistrict of the district. Each subdistrict shall constitute a political subdivision of the state and shall be governed by the board. Each subdistrict shall have the same powers as the district and shall be given a name and designated as "Capital Area Road and Bridge Subdistrict No. " .

D.(1) With respect to the bridge constructed pursuant to this Part, the district shall have all authority granted to parishes to establish, impose, collect, and enforce tools and issue revenue bonds secured by revenue from the tolls as provided in the Bridge Revenue Bond Law.

(2) The rate of the tolls provided for in this Subsection shall be fixed and adjusted in connection with any revenue bonds issued to provide a fund sufficient, with other revenue from the bridge, to pay for the following:

(a) The cost of maintaining, repairing, and operating the bridge.

(b) The principal of and the interest on such bonds as such becomes due and payable and creation of a reserve for these purposes.

E. The district may levy taxes, impose parcel fees, and incur debt as otherwise provided by this Part; however, no proposition authorizing taxes, fees, or bonds shall be submitted to the voters of the district or of any subdistrict that does not provide funding for a new Mississippi River Bridge, connectors from Interstate Highway 10 to the bridge on the west side of the Mississippi River, and the connection to and widening of Louisiana Highway 30.

F. The district may use revenue available to it to pay costs associated with road or bridge projects which costs may include the following:

(1) Costs of studies, surveys, development of plans and specifications, preparation, implementation and administration, personnel and professional services costs for architectural, engineering, legal, marketing, financial, planning, police, fire, public works or other services incurred by the district directly or on behalf of the district. No charges for professional services may be based on a percentage of tax revenues.

(2) Property acquisition and assembly costs, including but not limited to acquisition of land and other immovable or movable property or rights or interests therein, incurred by the district directly or on behalf of the district.

(3) On and off-site preparation costs, including but not limited to clearance of any area by demolition or removal of any existing buildings, structures, fixtures, utilities, and improvements and clearing and grading and including installation, repair, construction, reconstruction, or relocation of public streets, public utilities, and other public improvements incurred by the district directly or on behalf of the district.

(4) Costs of renovation, rehabilitation, relocation, repair, or remodeling of any existing buildings, improvements, and fixtures.

(5) Costs of construction of public improvements, including but not limited to buildings, structures, works, utilities, or fixtures, incurred by the district directly or on behalf of the district.

(6) Financing costs of the district, including but not limited to all necessary and incidental expenses related to the issuance of obligations, payment of any interest on any obligations which accrues during the estimated period of construction for which such obligations are issued and thereafter, and any reasonable reserves related to the issuance of such obligations.

§776. Advice and service of the Department of Transportation and Development

The district and the board of commissioners therefor shall have, with respect to all of the powers and functions prescribed by this Part, the advice and services of the Department of Transportation and Development. Within reason, it shall be the duty of the secretary of the Department of Transportation and Development to make available such department staff, expertise, and support as the commission may request.

§777. General compliance; enhancement

No provision of this Part shall be construed so as to exempt the district from compliance with the provisions of Louisiana

laws pertaining to open meetings, public records, fiscal agents, official journals, dual office holding and employment, public bidding for the purpose of supplies and materials, and the Code of Governmental Ethics. The district shall be permitted to use alternative competitive procurement and delivery methods for the award of any contracts for a major road and bridge project.
§778. Special taxes

A. Pursuant to Article VI, Section 30 of the Louisiana Constitution of 1974, the board of commissioners may levy an ad valorem tax or taxes for a term as determined by the board of commissioners, for the purpose of acquiring, constructing, improving, equipping, furnishing, maintaining, or operating any work of public improvement, including both movable and immovable property necessary in connection with road and bridge projects, which shall include a new Mississippi River bridge located within the boundaries of the district.

B. For the purpose of providing revenue to carry out the objects contemplated in this Part, the board of commissioners may levy on all property in the district, subject to taxation, an ad valorem tax not to exceed five mills on the dollar of its assessed valuation, as provided by Article VI, Section 19 of the Constitution of Louisiana. The tax may be levied only after the question of its levy has been submitted to the qualified electors of the district or subdistrict at an election held for that purpose and conducted in accordance with the Louisiana Election Code and the majority of those voting in each parish comprising the district or subdistrict have voted in favor of the levy of the tax.

C.(1) Subject to the approval of the State Bond Commission, the governing authority of the district shall have the authority to incur debt and issue revenue bonds for the purpose of constructing, acquiring, extending, or improving works of capital improvement related to roads and other similar public works, which shall include a new Mississippi River bridge located within the boundaries of the district.

(2) Such bonds shall be authorized and issued in accordance with the provisions of Part XIII of Chapter 4, Chapter 13, and Chapter 13-A, all of Title 39 of the Louisiana Revised Statutes of 1950. Such bonds shall be issued in the name of the district and shall not be general obligations of the district, Ascension Parish, East Baton Rouge Parish, Iberville Parish, Livingston Parish, West Baton Rouge Parish, or the state of Louisiana.

(3) Such bonds shall be issued by the commission of the district only after authorization by a majority of the electors of the district voting in an election held in accordance with the election laws of the state of Louisiana.

§779. Parcel fees

A. The district may levy and collect a parcel fee within the boundaries of the district which shall not exceed five hundred dollars per parcel per year. The parcel fee shall be imposed by resolution or ordinance of the board of commissioners of the district only after question of its imposition and its purpose, rate, and duration have been submitted to the qualified electors of the district or subdistrict at an election held for that purpose and conducted in accordance with the Louisiana Election Code and the majority of those voting in each parish comprising the district or subdistrict have voted in favor of the imposition of the parcel fee. The proceeds of such parcel fee shall be expended for road and bridge projects, which shall include a new Mississippi River bridge located within the boundaries of the district, as set forth in the proposition approved by the electors including the payment of any bonds of the district incurred for such purpose. Any parcel fee imposed pursuant to this Section shall be levied and collected and be due and owing annually. The fee may be carried on the tax rolls and collected at the same time as parish or municipal ad valorem taxes.

B.(1) If any parcel fee is not paid when due, the district shall proceed against the parcel for the collection of the amount of the fee unpaid and delinquent, any collection costs incurred by the

district, plus interest at a rate not exceeding twelve percent on the unpaid amount of the parcel fee, and, in the event legal proceedings are necessary to effect collection, court costs and reasonable attorney fees. However, attorney fees shall be payable by the parcel owner only if demand by the district has been made on the parcel owner by registered or certified mail, and such parcel owner has failed to pay the amount due within ten days after such demand.

(2) A judgment obtained for nonpayment of a parcel fee, upon being recorded in the mortgage records of the parish, shall prime all other liens except those for taxes and prior recorded local or special assessments. If there are one or more property mortgages on such parcel and the mortgage holder or holders have notified the tax collector in the appropriate parish of such recorded mortgage or mortgages in accordance with the requirements of R.S. 47:2159, the district, prior to proceeding against such parcel for failure to pay a parcel fee, shall give notice to each mortgagee of the amount of the parcel fee due and owing on such parcel and that such parcel fee must be paid within twenty days after the mailing of the notice or proceedings will be commenced against the parcel. The notice shall be sent to each such mortgage holder by certified mail, return receipt requested, or be made by personal or domiciliary service on such mortgage holder. In the event such notice is given, the district shall not commence such proceedings until at least twenty days after the mailing of such notice.

(3) Alternatively, the lien authorized by this Section may be enforced by assessing the amount of the lien against the parcel as a tax against the property. The lien may be collected in the manner fixed for collection of taxes and shall be subject to the same civil penalties for delinquencies. After the district has incurred such costs and expenses as together with any amount of the parcel fee which remains unpaid and delinquent constitute the lien on the property, including any costs of court, attorney fees and interest, the governing authority may send an attested bill of such unpaid amount, costs, and expenses to the tax collector for the parish who shall add the amount of such bill to the next tax bill of the property owner. The lien shall prime all other liens or privileges against the property, except other tax liens, filed after the statement specified in this Section is filed with the recorder of mortgages, regardless of the date on which the lien is perfected.

§780. Sales taxes

(1) The district may, in accordance with the Subsection, levy and collect a sales and use tax not to exceed one percent within the district. The sales and use tax authorized by this Subsection shall be imposed by ordinance of the district and shall be levied upon the sale at retail, the use, lease or rental, consumption, and the storage for use or consumption of tangible personal property, and on sales of services, all as defined in Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950 in the district. The proceeds of the sales tax shall be expended for road and bridge projects, which shall include a new Mississippi River bridge located within the boundaries of the district. The tax may be levied only after the question of its levy has been submitted to the qualified electors of the district or subdistrict at an election held for that purpose and conducted in accordance with the Louisiana Election Code and the majority of those voting in each parish comprising the district or subdistrict have voted in favor of the levy of the tax.

(2) The tax shall be in addition to all other authorized sales and use taxes and shall be collected at the same time and in the same manner as set forth in Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950. Any sales and use tax levied by the Capital City Road and Bridge District shall be excluded from the calculation of total sales and use taxes levied within an area for the purposes of R.S. 47:338.54.

(3) The tax shall be imposed and collected uniformly throughout the district.

(4) The commission may fund the sales tax revenues into bonds in the manner provided by Subpart F of Part III of Chapter 4 of Title 39 of the Louisiana Revised Statutes of 1950. Such bonds may be issued only after the question of their issuance has been submitted to the qualified electors of the district or subdistrict at an election held for that purpose and conducted in accordance with the Louisiana Election Code and the majority of those voting in each parish comprising the district or subdistrict have voted in favor of the issuance of the bonds. The question with respect to the funding of the sales tax revenues into bonds may be voted upon at the election held to authorize the imposition of the sales tax or may be submitted at a separate election held for such purpose. No proceeding, hearing, notice, or approval shall be required for the issuance of any bonds or any instrument as security therefor, except as provided by this Section or by the Constitution of Louisiana.

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

On motion of Senator 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
Appel	LaFleur	Peterson
Boudreaux	Lambert	Price
Carter	Long	Riser
Chabert	Luneau	Smith, G.
Claitor	Martiny	Tarver
Cortez	Milkovich	Thompson
Donahue	Mills	Walsworth
Erdey	Mizell	Ward
Fannin	Morrell	White
Gatti	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Barrow	Colomb
Bishop	Smith, J.
Total - 4	

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.

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SENATE BILL NO. 518—
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 33:9091.24(F)(7)(a) and (b), relative to the University Neighborhood Security and Improvement District in the parish of Orleans; to provide for the collection of proceeds of fees; 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. 518 by Senator Appel

AMENDMENT NO. 1

On page 1, line 2, change "(F)(7)(a) and (b)" to "(F)(7)"

AMENDMENT NO. 2

On page 1, line 7, change "(F)(7)(a) and (b)" to "(F)(7) and change "are" to "is"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Barrow	Colomb	Smith, J.
Total - 3		

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

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.

Floor Amendments

Senator Johns proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johns to Engrossed Senate Bill No. 542 by Senator Johns

AMENDMENT NO. 1

On page 2, line 3, change "R.S. 47:338.201(A)(2)" to "R.S. 33:4574.1.1(C)(1)"

On motion of Senator Johns, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Barrow	Colomb	Perry
Claitor	Luneau	Smith, J.
Total - 6		

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

SENATE BILL NO. 544—
BY SENATOR MILLS

AN ACT

To enact R.S. 47:338.264, relative to local taxation; to authorize certain parish tourist commissions 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. Senator Mills moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hewitt	Peacock
Allain	Johns	Peterson
Appel	LaFleur	Price
Bishop	Lambert	Riser
Boudreaux	Long	Smith, G.
Chabert	Martiny	Tarver

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

NAYS

Total - 0

ABSENT

Barrow	Colomb	Smith, J.
Carter	Luneau	
Claitor	Perry	
Total - 7		

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

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

Called from the Calendar

Senator Morrell asked that Senate Bill No. 99 be called from the Calendar.

SENATE BILL NO. 99—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 37:3718, relative to the Louisiana Behavior Analyst Board; to provide for a termination date of the board; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Peacock proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peacock to Engrossed Senate Bill No. 99 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 9, change "2028" to "2020"

Senator Peacock moved the adoption of the amendments.

Senator Morrell objected.

ROLL CALL

The roll was called with the following result:

YEAS

Allain	Hewitt	Peacock
Appel	Johns	Perry
Cortez	Lambert	Peterson
Donahue	Long	Walsworth
Fannin	Mizell	
Gatti	Morrish	
Total - 16		

NAYS

Bishop	LaFleur	Smith, G.
Boudreaux	Luneau	Tarver
Carter	Martiny	Thompson
Chabert	Mills	White

Claitor	Morrell
Erdey	Price
Total - 16	

ABSENT

Mr. President	Milkovich	Ward
Barrow	Riser	
Colomb	Smith, J.	
Total - 7		

The Chair declared the amendments were rejected.

Floor Amendments

Senator Milkovich proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Milkovich to Engrossed Senate Bill No. 99 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, after "37:3718" add "and to enact R.S. 37:3715(10)"

AMENDMENT NO. 2

On page 1, line 2, between "Board;" and "to" insert the following: "to exempt certain behavior analysts located on a public or nonpublic school campus from regulation by the board;"

AMENDMENT NO. 3

On page 1, line 6, between "reenacted" and "to" insert the following: "and R.S. 37:3515(10) is hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 6 and 7, insert the following: "§3715. Persons and practices not affected

The provisions of this Chapter shall not be construed as prohibiting or restricting the practice of any of the following:

* * *

(10)(a) Except as provided in Subparagraph (b) of this Paragraph, the activities of an assistant behavior analyst, state-certified assistant behavior analyst, behavior analyst, licensed behavior analyst, line technician or registered line technician who is employed by, contracts with, or volunteers in a school setting to work directly with a client on a public or nonpublic elementary or secondary school campus in a non-clinical setting to provide behavior analysis services.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph to the contrary, the governing authority of a public or nonpublic elementary or secondary school may file a written statement with the board indicating that the prohibitions or restrictions under Subparagraph (a) of this Paragraph shall not apply on a particular public or nonpublic elementary or secondary school campus.

* * *

Senator Milkovich moved the adoption of the amendments.

Senator Morrell objected.

ROLL CALL

The roll was called with the following result:

YEAS

Erdey	Lambert	Peacock
Fannin	Long	Perry
Gatti	Milkovich	Thompson
Hewitt	Mizell	Walsworth
Total - 12		

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NAYS

Mr. President	Cortez	Morrish
Allain	Donahue	Peterson
Appel	Johns	Price
Bishop	LaFleur	Smith, G.
Boudreaux	Luneau	Tarver
Carter	Martiny	Ward
Chabert	Mills	White
Claitor	Morrell	
Total - 23		

ABSENT

Barrow	Riser
Colomb	Smith, J.
Total - 4	

The Chair declared the amendments were rejected.

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	Fannin	Morrell
Allain	Gatti	Morrish
Appel	Perry	Peterson
Bishop	Johns	Price
Boudreaux	LaFleur	Riser
Carter	Lambert	Smith, G.
Chabert	Long	Tarver
Claitor	Luneau	Walsworth
Cortez	Martiny	Ward
Donahue	Mills	White
Erdey	Mizell	
Total - 33		

NAYS

Milkovich	Peacock	Thompson
Total - 3		

ABSENT

Barrow	Colomb	Smith, J.
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.

Called from the Calendar

Senator Gatti asked that Senate Bill No. 319 be called from the Calendar.

SENATE BILL NO. 319—
BY SENATOR GATTI

AN ACT

To amend and reenact R.S. 47:302.26(C)(4) and R.S. 51:2214(H) and to repeal R.S. 33:4579 through 4579.5, Chapter 27-A of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:9039.1 through 9039.4, Part IV of Chapter 6 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:1101 through 1106, R.S. 36:109(U), Part IV of Chapter 7 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:1921, Part XXXII of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3087.301 through 3087.314, R.S. 39:551.10, R.S. 40:1061.16(F), Part VII of Chapter 5-F of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1273.1 through 1273.8, Part III of Chapter 10 of Title 46 of

the Louisiana Revised Statutes of 1950, comprised of R.S. 46:1081 through 1083, R.S. 47:463.67, and Chapter 40 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2401, relative to boards, commissions, authorities, districts, and like entities; to provide relative to the functional organization of state government by abolishing certain boards, commissions, authorities, districts, and like entities; to remove references to certain abolished entities; to transfer property of certain abolished entities; to remove references to, provisions for, and the powers, functions, and duties of the St. Tammany Event Center District, Louisiana's I-12 Retirement District, Board of Morgan City, Berwick Port Pilot Commissioners and Examiners, Bayou Desiard Lake Restoration Commission, Red River, Atchafalaya River, and Bayou Boeuf Gravity Drainage District, Jackson Parish Industrial District, Point of Rescue Task Force a/k/a Task Force on Abortion Information, River Region Cancer Screening and Early Detection District, Parish Hospital Service District for Rapides Parish, and Louisiana Innovation Council; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Barrow	Colomb	Smith, J.
Total - 3		

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

Called from the Calendar

Senator Peterson asked that Senate Bill No. 419 be called from the Calendar.

SENATE BILL NO. 419—
BY SENATOR PETERSON

AN ACT

To amend and reenact R.S. 42:1112(D) and 1120.4(A) and to repeal R.S. 42:1120.1, relative to the Board of Commissioners of the Port of New Orleans; to repeal recusal provisions for members of the Board of Commissioners of the Port of New Orleans; and to provide for related matters.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 419 by Senator Peterson

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 34:1(A)(3) and"

AMENDMENT NO. 2

On page 1, at the end of line 4 insert "to provide relative to membership; to provide for certain terms and conditions;"

AMENDMENT NO. 3

On page 1, between lines 6 and 7, insert:

"Section 1. R.S. 34:1(A)(3) is hereby amended and reenacted to read as follows:

§1. Continuation; qualifications; appointments; terms; vacancies
 A. Membership; qualifications; vacancies.
 * * *

(3) All members shall be experienced in the commerce or industry, or both, of the port area, and shall otherwise possess the qualifications prescribed by law. Notwithstanding any prohibition contained in Part II of Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950, ~~individuals employed in the maritime industry may serve as members hereunder:~~ **a member appointed on or after August 1, 2018, employed in the maritime industry may serve as a member, subject to the provisions of Title 42 of the Louisiana Revised Statutes of 1950 in effect on the date of that member's appointment.** The present members, seven in number, shall continue to serve on the board for the duration of their respective terms.
 * * *

AMENDMENT NO. 4

On page 1, line 7, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 2, line 6, change "Section 2." to "Section 3."

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator Peterson 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
Appel	Johns	Price
Bishop	LaFleur	Riser
Boudreaux	Lambert	Smith, G.
Carter	Long	Tarver
Chabert	Luneau	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Donahue	Mizell	White
Erdey	Morrell	
Fannin	Peacock	
Total - 34		

NAYS

Total - 0

ABSENT

Barrow	Milkovich	Smith, J.
Colomb	Morrish	
Total - 5		

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

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

Called from the Calendar

Senator Morrell asked that Senate Bill No. 106 be called from the Calendar.

SENATE BILL NO. 106—

BY SENATOR MORRELL

AN ACT

To amend and reenact Children's Code Art. 898(B)(1) and (2) and (C)(1)(a) and (2) and 906(B)(1) and to enact Children's Code Art. 898(B)(4) and 906(B)(4), relative to juvenile justice; to provide relative to the duration of a disposition based on a felony-grade adjudication; to provide relative to modification of dispositions; to provide for hearings; to provide for applicability; to provide for the scheduling of hearings; 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	Fannin	Morrell
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Bishop	Johns	Peterson
Boudreaux	LaFleur	Price
Carter	Lambert	Riser
Chabert	Long	Smith, G.
Claitor	Luneau	Thompson
Cortez	Martiny	Walsworth
Donahue	Mills	Ward
Erdey	Mizell	White
Total - 33		

NAYS

Milkovich
 Total - 1

ABSENT

Barrow	Morrish	Tarver
Colomb	Smith, J.	
Total - 5		

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.

Called from the Calendar

Senator Morrell asked that Senate Bill No. 265 be called from the Calendar.

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.

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

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ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Barrow Morrish
Colomb Smith, J.
Total - 4

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

Called from the Calendar

Senator Cortez asked that Senate Bill No. 111 be called from the Calendar.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gatti Peacock
Allain Hewitt Perry
Appel Johns Peterson
Bishop LaFleur Price
Boudreaux Lambert Riser
Carter Long Smith, G.
Chabert Luneau Thompson
Claitor Martiny Walsworth
Cortez Milkovich Ward
Donahue Mills White

Erdey
Fannin
Total - 34

Mizell
Morrell

NAYS

Total - 0

ABSENT

Barrow Morrish Tarver
Colomb Smith, J.
Total - 5

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

Called from the Calendar

Senator Mills asked that Senate Bill No. 435 be called from the Calendar.

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.

Floor Amendments

Senator Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mills to Engrossed Senate Bill No. 435 by Senator Mills

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact the introductory paragraph of R.S. 37:913 and to"

AMENDMENT NO. 2

On page 1, line 3, change "37:913(B)" to "37:913.1"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." delete "The introductory paragraph of R.S. 37:913 is hereby amended and" and on line 8, delete "reenacted and R.S. 37:913(B)" and insert "R.S. 37:913.1"

AMENDMENT NO. 4

On page 1, delete lines 9 through 11, and insert: "§913.1. Collaborative practice agreement; exceptions"

AMENDMENT NO. 5

On page 1, delete line 12, and insert "The provisions of R.S. 37:913 that require a"

On motion of Senator Mills, the amendments were adopted.

Floor Amendments

Senator Luneau proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Luneau to Engrossed Senate Bill No. 435 by Senator Mills

AMENDMENT NO. 1

On page 1, line 16, after "seq.," delete "or"

AMENDMENT NO. 2

On page 1, line 17, after "et seq" insert ", or rural health clinics licensed by the Louisiana Department of Health pursuant to R.S. 40:2197 et seq"

Senator Luneau moved the adoption of the amendments.

Senator Claitor objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Perry
Bishop	LaFleur	Price
Boudreaux	Luneau	Smith, G.
Carter	Mills	Tarver
Cortez	Mizell	Ward
Erdey	Peacock	
Total - 17		

NAYS

Allain	Hewitt	Morrell
Appel	Johns	Morrish
Chabert	Lambert	Peterson
Claitor	Long	Thompson
Donahue	Martiny	Walsworth
Fannin	Milkovich	White
Total - 18		

ABSENT

Barrow	Riser
Colomb	Smith, J.
Total - 4	

The Chair declared the amendments were rejected.

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

Bishop	Luneau	Peterson
Boudreaux	Mills	Price
Carter	Morrell	
Chabert	Peacock	
Total - 10		

NAYS

Mr. President	Hewitt	Riser
Allain	Johns	Smith, G.
Appel	Lambert	Tarver
Claitor	Long	Thompson
Cortez	Martiny	Walsworth
Donahue	Milkovich	Ward
Erdey	Mizell	White
Fannin	Morrish	
Gatti	Perry	
Total - 25		

ABSENT

Barrow	LaFleur
Colomb	Smith, J.
Total - 4	

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator Mills moved to reconsider on the next Legislative Day the vote by which the bill failed to pass.

Called from the Calendar

Senator Milkovich asked that Senate Bill No. 260 be called from the Calendar.

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, 23.1, 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 for licensure, permitting, or certification for certain individuals; to provide relative to 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 to Engrossed Senate Bill No. 260 by Senator Milkovich

AMENDMENT NO. 1

On page 2, after line 26, insert the following:

"Section 3. The provisions of this Act shall not apply to the Louisiana State Bar Association, its members, or any matter initiated by the Louisiana Attorney Disciplinary Board."

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

April 18, 2018

ABSENT

Barrow
Colomb
Total - 4
Morrish
Smith, J.

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

Called from the Calendar

Senator LaFleur asked that Senate Bill No. 526 be called from the Calendar.

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.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed Senate Bill No. 526 by Senator LaFleur

AMENDMENT NO. 1
On page 2, line 15, delete "Louisiana"

AMENDMENT NO. 2
On page 2, line 18, delete "Louisiana"

AMENDMENT NO. 3
On page 2, line 21, delete "January thirty-first" and insert "February twenty-eighth"

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
Allain
Appel
Bishop
Boudreaux
Carter
Chabert
Claitor
Cortez
Donahue
Erdey
Total - 32
Fannin
Gatti
Hewitt
Johns
LaFleur
Lambert
Long
Luneau
Martiny
Mills
Mizell
Peacock
Perry
Peterson
Riser
Smith, G.
Tarver
Thompson
Walsworth
Ward
White

NAYS

Total - 0

ABSENT

Barrow
Colomb
Milkovich
Total - 7
Morrell
Morrish
Price
Smith, J.

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.

Called from the Calendar

Senator LaFleur asked that Senate Bill No. 555 be called from the Calendar.

SENATE BILL NO. 555—
BY SENATORS LAFLEUR, WHITE AND THOMPSON

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.

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. 555 by Senator LaFleur

AMENDMENT NO. 1
On page 4, line 29, change "natural resource damage assessment" to "Natural Resource Damage Assessment"

AMENDMENT NO. 2
On page 5, line 21, following "remedies" delete "1"

AMENDMENT NO. 3
On page 9, line 14, change "deem" to "consider"

AMENDMENT NO. 4
On page 9, line 22, change "deem" to "consider"

AMENDMENT NO. 5
On page 9, line 24, change "deem" to "consider"

AMENDMENT NO. 6
On page 11, line 11, change "deem" to "consider"

AMENDMENT NO. 7
On page 17, line 11, change "deem" to "consider"

AMENDMENT NO. 8

On page 20, line 5, change "hereby" to "in this Subpart"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed Senate Bill No. 555 by Senator LaFleur

AMENDMENT NO. 1

On page 2, line 10, between "of" and "Senate" insert "that Act which originated as"

On motion of Senator LaFleur, the amendments were adopted.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed Senate Bill No. 555 by Senator LaFleur

AMENDMENT NO. 1

On page 3, line 8, change "project" to "projects" and delete "for LA 3241 from I-12 to Bush"

AMENDMENT NO. 2

On page 3, line 9, delete "(Bogalusa), and local governments,"

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

NAYS

Total - 0

ABSENT

Barrow	Milkovich
Colomb	Smith, J.
Total - 4	

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

Called from the Calendar

Senator Perry asked that Senate Bill No. 120 be called from the Calendar.

SENATE BILL NO. 120—

BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 13:5554(G)(1) and to enact R.S. 13:5554(H), relative to payment of certain premium costs of retired sheriffs and retired deputy sheriffs; to provide relative to payment of certain premium costs for retired sheriffs and retired deputy sheriffs of the Vermilion Parish Sheriff's Office; to provide for eligibility for payment of premium costs; to provide for applicability; and to provide for related matters.

Floor Amendments

Senator Perry proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Perry to Engrossed Senate Bill No. 120 by Senator Perry

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact R.S. 13:5554(G)(1) and to"

AMENDMENT NO. 2

On page 1, line 9, after "Section 1." delete "R.S. 13:5554(G)(1) is hereby amended and reenacted and"

AMENDMENT NO. 3

On page 1, delete lines 13 through 17

AMENDMENT NO. 4

On page 2, delete lines 1 through 13

AMENDMENT NO. 5

On page 2, line 14, after "II." delete the remainder of the line and delete lines 15 through 29 and insert the following: "Notwithstanding the provisions of Subsection D of this Section, the sheriff of Vermilion Parish shall pay out of the sheriff's general fund the premium costs of group insurance for any retired sheriff and any retired deputy sheriff who retires from the Vermilion Parish Sheriff's Office as follows:

(1) Fifty percent of the premium costs of group hospital, surgical, dental, and medical expense and the first ten thousand dollars of life insurance if the sheriff or deputy sheriff has at least fifteen years of full-time continuous and creditable service with the Vermilion Parish Sheriff's Office and is at least fifty-five years of age and is retiring from active service with the Vermilion Parish Sheriff's Office. A sheriff or deputy sheriff's creditable days of full-time service shall be determined by the Louisiana Sheriff's Pension and Relief Fund.

(2) One hundred percent of the premium costs of group hospital, surgical, dental, and medical expense insurance and the first ten thousand dollars of life insurance if the sheriff or deputy sheriff has at least thirty years of full-time continuous and creditable service with the Vermilion Parish Sheriff's Office, regardless of age. A sheriff or deputy sheriff's creditable days of full-time service shall be determined by the Louisiana Sheriffs' Pension and Relief Fund."

AMENDMENT NO. 6

On page 3, delete lines 1 through 12

AMENDMENT NO. 7

On page 3, line 13, after "(3)" delete the remainder of the line and delete lines 14 through 18 and insert the following: "The provisions of this Subsection shall apply only to sheriffs and deputy sheriffs hired by the Vermilion Parish Sheriff's Office on or after July 1, 2018.

(4) The provisions of Paragraph (G)(1) of this Section shall apply to sheriffs and deputy sheriffs hired by the Vermilion Parish Sheriff's Office prior to July 1, 2018.

On motion of Senator Perry, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Morrell	Peterson
Total - 2	

ABSENT

Barrow	Colomb	Price
Bishop	Long	Smith, J.
Total - 6		

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

Called from the Calendar

Senator Morrish asked that Senate Bill No. 489 be called from the Calendar.

SENATE BILL NO. 489— (Substitute of Senate Bill No. 246 by Senator Morrish)

BY SENATOR MORRISH

AN ACT

To enact R.S. 26:153, 154, 307, and 308, relative to the delivery of alcoholic beverages of high and low alcoholic content; to provide for agreements between a retail dealer and a third party for the delivery of alcoholic beverages; to provide for the delivery of alcoholic beverages by certain retail dealers under certain conditions; to provide for the delivery of alcoholic beverages by a third party; to provide for delivery restrictions; to provide for recordkeeping; to provide for fees; to provide for requirements; to provide for applicability; and to provide for related matters.

Floor Amendments

Senator Morrish proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Engrossed Senate Bill No. 489 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 26:153, 154, 307, and 308" and insert "R.S. 26:271.2(1)(j) and 307"

AMENDMENT NO. 2

On page 1, delete line 3, and insert "low alcoholic content and wine; to provide relative to the delivery of sparkling wine and still wine; to provide for agreements between certain retail dealers and"

AMENDMENT NO. 3

On page 1, line 4, after "beverages;" delete "to provide for the delivery of"

AMENDMENT NO. 4

On page 1, line 5, delete "alcoholic beverages by certain retail dealers and under certain conditions;"

AMENDMENT NO. 5

On page 1, line 10 after "Section 1." delete the remainder of the line and insert "R.S. 26:271.2(1)(j) and 307 are hereby enacted to read as follows:"

AMENDMENT NO. 6

On page 1, delete lines 11 through 17 and insert the following:
"§271.2. Class A permit; definitions

The commissioner shall issue the following four types of Class A retail permits for beverages of low alcoholic content:

(1) Class A- General:

* * *

(j) Notwithstanding any provision of law to the contrary and subject to rules promulgated by the commissioner, a permit may be issued to a third party that has entered into a written agreement with a retail dealer for the delivery of alcoholic beverages pursuant to R.S. 26:307 if the third party and the written agreement meet all the requirements set forth in R.S. 26:307.

* * *

AMENDMENT NO. 7

Delete pages 2 through 8

AMENDMENT NO. 8

On page 9, line 1, change "§308." to "§307."

AMENDMENT NO. 9

On page 9, line 3, after "**valid**" delete "**permit**" and insert "**Class A- General retail permit as provided in R.S. 26:271.2 or a Class "R" restaurant permit as provided in R.S. 26:272**"

AMENDMENT NO. 10

On page 9, between lines 11 and 12, insert "**(2) Only alcoholic beverages of low alcoholic content, sparkling wine as defined in R.S. 26:2(19), and still wine as defined in R.S. 26:2(20) are offered for delivery.**"

AMENDMENT NO. 11

On page 9, line 12, change "**(2)**" to "**(3)**"

AMENDMENT NO. 12

On page 9, delete lines 13 through 15 and insert "**delivered in a manufacturer sealed container are offered for delivery. "Manufacturer sealed" as used in this Section shall mean the**

original sealed container that is filled with the alcoholic beverage at the permitted facility by the manufacturer as defined in R.S. 26:2 and 241."

AMENDMENT NO. 13

On page 9, line 16, change "(3)" to "(4)"

AMENDMENT NO. 14

On page 9, line 18, change "(4)" to "(5)"

AMENDMENT NO. 15

On page 9, line 22, change "(5)" to "(6)"

AMENDMENT NO. 16

On page 9, between lines 24 and 25, insert the following:

"(7) No alcoholic beverages are delivered more than fifteen miles from the place of purchase.

(8) All orders for the delivery of alcoholic beverages contain food. No alcoholic beverages shall be delivered unless the order for such alcoholic beverages also contains food."

AMENDMENT NO. 17

On page 9, line 25, change "(6)" to "(9)"

AMENDMENT NO. 18

On page 9, line 27, change "(7)" to "(10)"

AMENDMENT NO. 19

On page 10, line 1, after "(b)" delete the remainder of the line and delete line 2 and insert "The person is an employee for which the third party shall be required to file an Internal Revenue Service Form W-2."

AMENDMENT NO. 20

On page 10, line 5, change "(8)" to "(11)"

AMENDMENT NO. 21

On page 10, line 19, after "party" delete the remainder of the line and delete line 20 and insert "holds a valid Louisiana alcoholic beverage permit issued pursuant to R.S. 26:271.2(1)(j)."

AMENDMENT NO. 22

On page 10, line 21, after "in" insert "liquor"

AMENDMENT NO. 23

On page 11, line 8, after "shall" delete the colon ":" and delete lines 9 through 11 and insert "obtain the recipient's signature and verify the age of the recipient through the use of an electronic age verification device that shall be approved by the commissioner. Such device shall be capable of all of the following:

(a) Verifying proof of age through technology of a magnetic card reader or an alternative technology capable of verifying proof of age.

(b) Reading a valid state issued driver's license, a valid state issued identification card, a valid military identification card, or a valid passport.

(c) Storing the recipient's name, age, date of birth, and gender, the expiration date of the identification, and the date and time that the identification was scanned."

AMENDMENT NO. 24

On page 12, between lines 3 and 4, insert the following:

"G. The provisions of this Section shall not apply to transportation or delivery by a carrier that performs transportation subject to the jurisdiction of 49 U.S.C. § 13501 et seq., regardless of whether the specific transportation or delivery is subject to such jurisdiction."

AMENDMENT NO. 25

On page 12, line 4, change "G." to "H."

On motion of Senator Morrish, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Morrish
Allain	Hewitt	Perry
Appel	Johns	Riser
Bishop	Lambert	Smith, G.
Boudreaux	Luneau	Walsworth
Carter	Martiny	Ward
Claitor	Mills	White
Cortez	Morrell	
Total - 23		

NAYS

Chabert	Long	Peterson
Erdey	Milkovich	Tarver
Fannin	Mizell	Thompson
Gatti	Peacock	
Total - 11		

ABSENT

Barrow	LaFleur	Smith, J.
Colomb	Price	
Total - 5		

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

Called from the Calendar

Senator Bishop asked that Senate Bill No. 89 be called from the Calendar.

SENATE BILL NO. 89—

BY SENATOR BISHOP

AN ACT

To amend and reenact R.S. 17:3991(A)(1)(c)(iii), and to enact R.S. 17:3991(A)(1)(c)(iv), relative to the membership of a charter school governing or management board; to provide relative to the composition of such board; and to provide for related matters.

Floor Amendments

Senator Appel proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Appel to Engrossed Senate Bill No. 89 by Senator Bishop

AMENDMENT NO. 1

On page 2, line 9, between "school" and "located" insert ", other than a Type 2 charter school."

April 18, 2018

On motion of Senator Appel, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Barrow Price
Colomb Smith, J.
Total - 4

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

Called from the Calendar

Senator Peterson asked that Senate Bill No. 142 be called from the Calendar.

SENATE BILL NO. 142— BY SENATOR PETERSON

AN ACT

To enact R.S. 49:191(10)(c) and to repeal R.S. 49:191(8)(b), relative to the Department of State Civil Service, including provisions to provide for the re-creation of the Department of State Civil Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gatti Peacock
Allain Hewitt Perry
Appel Johns Peterson
Bishop LaFleur Riser

Boudreaux Lambert Smith, G.
Carter Luneau Tarver
Chabert Martiny Thompson
Claitor Milkovich Walsworth
Cortez Mills Ward
Donahue Mizell White
Erdey Morrell
Fannin Morrish
Total - 34

NAYS

Total - 0

ABSENT

Barrow Long Smith, J.
Colomb Price
Total - 5

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

Called from the Calendar

Senator Claitor asked that Senate Bill No. 68 be called from the Calendar.

SENATE BILL NO. 68— BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 32:58(A), relative to careless operation of motor vehicles; to provide that careless operation includes injury or damage caused by the wake created by a motor vehicle during flood conditions; and to provide for related matters.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 68 by Senator Claitor

AMENDMENT NO. 1

On page 1, at the beginning of line 2, after "To" delete "amend and reenact R.S. 32:58(A)" and insert "enact R.S. 32:58.1"

AMENDMENT NO. 2

On page 1, delete line 3 and insert "provide relative to careless operation during flood conditions; to provide relative to injury or damage caused by the wake created"

AMENDMENT NO. 3

On page 1, line 6, after "R.S." delete "32:58(A) is hereby amended and reenacted" and insert "32:58.1 is hereby enacted"

AMENDMENT NO. 4

On page 1, delete lines 7 through 13 and insert the following:

"§58.1. Careless operation during flood conditions
A. Any person operating a motor vehicle on the public roads of this state during flood conditions shall drive in a careful and prudent manner, so as not to create a wake that endangers the life, limb, or property of any person. Failure to drive in such a manner shall constitute careless operation during flood conditions."

B. There shall be a rebuttable presumption that the following persons were operating a motor vehicle in a careful and prudent manner during flood conditions:

(1) Any person operating a vehicle owned or operated by a public utility, whether publicly or privately owned, while acting in the course and scope of his employment or agency relating to the operation, repair, or maintenance of a facility, servitude, or any property owned by the utility.

(2) Any person operating a military, law enforcement, or emergency services vehicle while acting in the course and scope of his employment or official duties."

On motion of Senator Claitor, 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

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

NAYS

Total - 0

ABSENT

Barrow	Colomb	Smith, J.
Boudreaux	Price	
Total - 5		

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.

Called from the Calendar

Senator Claitor asked that Senate Bill No. 297 be called from the Calendar.

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.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 297 by Senator Claitor

AMENDMENT NO. 1

On page 2, lines 11 and 12, change "excused from completing" to "permitted to complete"

AMENDMENT NO. 2

On page 2, lines 12 and 13, change "neither be given nor be required" to "be given and permitted"

On motion of Senator Claitor, 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

Appel	Claitor	Morrish
Bishop	Cortez	Peterson
Boudreaux	Luneau	Smith, G.
Carter	Mills	
Chabert	Morrell	
Total - 13		

NAYS

Mr. President	Johns	Perry
Allain	Lambert	Riser
Donahue	Long	Tarver
Erdey	Martiny	Thompson
Fannin	Milkovich	Walsworth
Gatti	Mizell	Ward
Hewitt	Peacock	White
Total - 21		

ABSENT

Barrow	LaFleur	Smith, J.
Colomb	Price	
Total - 5		

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator Claitor moved to reconsider on the next Legislative Day the vote by which the bill failed to pass.

Called from the Calendar

Senator Milkovich asked that Senate Bill No. 257 be called from the Calendar for reconsideration.

SENATE BILL NO. 257—
BY SENATOR MILKOVICH

AN ACT

To amend and reenact Code of Civil Procedure Arts. 2126(A) through (D) and 2128, relative to appeal; to provide relative to the record on appeal; to provide certain procedures; and to provide for related matters.

April 18, 2018

Floor Amendments

Senator Milkovich proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Milkovich to Engrossed Senate Bill No. 257 by Senator Milkovich

AMENDMENT NO. 1

Delete Senate Floor Amendments Nos. 3 and 4 in the set of Senate Floor Amendments #1732 proposed by Senator Milkovich and adopted by the Senate on April 9, 2018

AMENDMENT NO. 2

On page 2, delete lines 11 through 13

AMENDMENT NO. 3

On page 2, line 28, after "record." delete the remainder of the line and line 29

AMENDMENT NO. 4

On page 3, delete line 1

On motion of Senator Milkovich, the amendments were adopted.

The bill was read by title. Senator Milkovich 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: Allain, Bishop, Boudreaux, Claitor, Gatti, Total - 14; Lambert, Luneau, Martiny, Milkovich, Morrell; Morrish, Smith, G., Ward, White

NAYS

Table with 3 columns of names: Mr. President, Appel, Carter, Chabert, Cortez, Donahue, Fannin, Total - 19; Hewitt, Johns, Long, Mills, Mizell, Peacock, Perry; Peterson, Riser, Tarver, Thompson, Walsworth

ABSENT

Table with 3 columns of names: Barrow, Colomb, Total - 6; Erdey, LaFleur; Price, Smith, J.

The Chair declared the amended bill failed to pass. Senator Donahue moved to reconsider the vote by which the bill failed to pass 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.

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

April 18, 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. 82—

BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana to the family and friends of N.J. "Woody" Oge Jr. on the occasion of his passing.

Reported without amendments.

Respectfully submitted, ALFRED W. SPEER

Clerk of the House of Representatives

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 127—

BY SENATOR PERRY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of Army National Guard Sergeant Mark C. Palmateer on his death in ground combat action in Operation Enduring Freedom.

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

SENATE RESOLUTION NO. 128—

BY SENATOR PERRY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Marine Lance Corporal Dominique J. Clement upon his death while on active duty service to his country.

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

SENATE RESOLUTION NO. 129—

BY SENATOR PERRY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Army Sergeant Brock Rollins upon his death while serving his country as a member of its armed forces.

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

SENATE RESOLUTION NO. 130—

BY SENATOR PERRY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Marine Lance Corporal Taylor Conrad upon his death during a military flight training mission.

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

SENATE RESOLUTION NO. 131—

BY SENATOR PERRY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Naval Aviation Instructor Patrick L. Ruth upon his death during a training mission.

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

SENATE RESOLUTION NO. 132—

BY SENATOR PERRY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Naval Aviation Boatswain's Mate Matthew Chialastri upon his death in a Navy plane crash in the Philippine Sea.

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

SENATE RESOLUTION NO. 133—

BY SENATOR BOUDREAU

A RESOLUTION

To urge and request the state Department of Education to promote the Community Schools Model as a school reform strategy for schools identified as needing comprehensive support and improvement.

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

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 86—

BY SENATOR HEWITT

A CONCURRENT RESOLUTION

To urge and request the oil and gas industry in Louisiana to support the construction of the Louisiana Geological Survey (LGS) Coastal Geohazards Atlas by providing access to interpretations of faults and other geological features from 3-D seismic data.

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

SENATE CONCURRENT RESOLUTION NO. 87—

BY SENATOR CARTER

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to call a limited national convention of states for the exclusive purpose of proposing an amendment to the United States Constitution that will restore elections strong in individual participation and engagement.

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

Message from the House

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

April 18, 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. 776	HB No. 781	HB No. 820
HB No. 846	HB No. 62	HB No. 252
HB No. 307	HB No. 357	HB No. 746

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

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

HOUSE BILL NO. 62—

BY REPRESENTATIVE DWIGHT

AN ACT

To amend and reenact Code of Criminal Procedure Article 701(B)(2) and (D)(1)(introductory paragraph) and to enact Code of Criminal Procedure Article 701(D)(3), relative to the period of time within which trial is required to commence; to provide relative to the right to a speedy trial; to provide relative to motions filed by the defendant for a speedy trial; to authorize the suspension or the dismissal of a defendant's motion for speedy trial and suspension of the time period for

commencement of trial under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 252—

BY REPRESENTATIVE CONNICK

AN ACT

To amend and reenact Code of Criminal Procedure Article 611(B) and to enact Code of Criminal Procedure Article 611(D), relative to venue for the prosecution of certain crimes; to provide for venue for the prosecution of crimes involving the death of a human being and for the crimes of obstruction of justice and accessory after the fact; and to provide for related matters.

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

HOUSE BILL NO. 307—

BY REPRESENTATIVE THOMAS

AN ACT

To amend and reenact R.S. 46:1844(W)(1)(a) and (b) and (3), to enact R.S. 44:3(J) and R.S. 46:1844(W)(5), and to repeal R.S. 44:3(A)(4)(d), relative to privacy of crime victims; to prohibit the disclosure of contact information; to provide relative to the duties of certain public officials; 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. 357—

BY REPRESENTATIVE MARCELLE

AN ACT

To enact R.S. 14:95.11, relative to the illegal carrying of weapons; to prohibit persons convicted of a hate crime under certain circumstances from possessing a firearm or carrying a concealed weapon; to provide criminal penalties; to provide for exceptions; to define "firearm"; and to provide for related matters.

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

HOUSE BILL NO. 746—

BY REPRESENTATIVE GARY CARTER

AN ACT

To repeal R.S. 17:3.1(F), relative to the State Board of Elementary and Secondary Education; to repeal the requirement that the state board meet quarterly in New Orleans relative to the Recovery School District; and to provide for related matters.

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

HOUSE BILL NO. 776—

BY REPRESENTATIVE SMITH

AN ACT

To enact R.S. 14:40.2(F)(5), relative to the crime of stalking; to provide for penalties; to provide relative to protective orders; to prohibit the possession of firearms under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 781—

BY REPRESENTATIVE STAGNI

AN ACT

To amend and reenact Code of Criminal Procedure Article 973(B), relative to expunged criminal records; to authorize certain entities to request and receive expunged criminal records; and to provide for related matters.

April 18, 2018

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

HOUSE BILL NO. 820—
BY REPRESENTATIVE JACKSON
AN ACT

To amend and reenact R.S. 37:2801(3)(a), relative to the practice of chiropractic; to provide for the definition of the practice of chiropractic; and to provide for related matters.

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

HOUSE BILL NO. 846—
BY REPRESENTATIVE SIMON
AN ACT

To amend and reenact R.S. 40:4(A)(1)(c), relative to the state sanitary code; to provide relative to retail food establishments regulated by the state health officer; to provide limitations on water system testing requirements for certain retail food establishments; 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
HEALTH AND WELFARE

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

April 18, 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. 506—
BY SENATOR MILLS
AN ACT

To amend and reenact the introductory paragraph of R.S. 37:1314(B), the introductory paragraph of (C)(1), (1)(d), (e), (f), (g), and (h), the introductory paragraph of (C)(2), (C)(3), and (D), (E), (F), (G), (H), and (I), to enact R.S. 37:1314 (B)(5), (C)(1)(f)(iii), (i) and (j), and (2)(d), and to repeal R.S. 37:1314(J), relative to the Clinical Laboratory Personnel Committee of the Louisiana State Board of Medical Examiners; to provide for committee membership; to repeal provisions relative to the initial appointment of committee members; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 519—
BY SENATOR LUNEAU
AN ACT

To enact R.S. 40:2153 (15), (16), (17), and (18) and R.S. 40:2155.1, relative to behavioral health services providers; to provide relative to psychosocial rehabilitation and community psychiatric supportive treatment and reimbursement for behavioral health services; to provide conditions that shall be met by provider agencies; to provide for audits and facility need review; to provide for a certification review process; to require recoupment of Medicaid funds under certain circumstances; to provide for the promulgation of rules and regulations; and to provide for related matters.

Reported by substitute.

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.

Reported with amendments.

HOUSE BILL NO. 74—
BY REPRESENTATIVE DAVIS
AN ACT

To enact R.S. 17:170.5 and 3996(B)(45), relative to immunization information for elementary and secondary school students; to require schools to provide information relative to influenza and immunization against the influenza virus to students' parents; to require the state Department of Education to provide such information to the parents of students enrolled in approved home study programs; to provide for rules and regulations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 109—
BY REPRESENTATIVES HOFFMANN, BAGLEY, CHANEY, COUSSAN, HENSGENS, HORTON, STAGNI, AND STOKES
AN ACT

To enact R.S. 49:191(10)(c) and to repeal R.S. 49:191(8)(e), relative to the Department of Children and Family Services, including provisions to provide for the re-creation of the Department of Children and Family Services and the statutory entities made a part of the department by law; 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.

HOUSE BILL NO. 150—
BY REPRESENTATIVES LEBAS, BAGLEY, CHANEY, COX, HENSGENS, HOFFMANN, HORTON, POPE, STAGNI, AND STOKES
AN ACT

To enact R.S. 37:1208.1, relative to pharmacist and technician licensing and certification; to allow the board of pharmacy to waive the license or certificate renewal fee for a military spouse; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 151—
BY REPRESENTATIVE LEBAS
AN ACT

To amend and reenact R.S. 37:1164(2)(b), relative to the Louisiana Pharmacy Practice Act; to provide with respect to colleges of pharmacy; to define "approved college of pharmacy"; to specify the means by which the college of pharmacy may be approved by the board; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 176—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 17:170.4(A)(1) and (C)(2), relative to immunizations; to require certain students to be immunized against meningococcal disease; to provide for exceptions; to provide relative to rules and regulations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 421—
BY REPRESENTATIVES LEGER AND WRIGHT
AN ACT

To amend and reenact R.S. 37:1358, relative to the practice of acupuncture; to provide for licensing of acupuncturists; to repeal

the requirement that acupuncturists maintain physician relationships; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 539—
BY REPRESENTATIVE LEGER
AN ACT

To enact R.S. 40:2006.2, relative to licensing of healthcare facilities and providers by the Louisiana Department of Health; to provide for optional licensing fees for such facilities and providers; to establish the purpose and amounts of such fees; to provide for an expedited licensing process; to require submission of a report concerning the expedited licensing process to certain legislative committees; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 577—
BY REPRESENTATIVES LEGER, BAGLEY, CHANEY, HENSGENS,
HORTON, JACKSON, LEBAS, RICHARD, STAGNI, AND STOKES
AN ACT

To enact R.S. 40:41(L), relative to vital records disclosure; to provide for the disclosure of certain vital records to organ procurement organizations; to provide for the form of request by the organ procurement organizations; to provide for the duties of the state registrar in disclosure of records; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 658—
BY REPRESENTATIVE LEGER
AN ACT

To enact R.S. 40:1086.12, relative to neonatal opiate withdrawal syndrome; to provide for a pilot project; to provide for the creation of the pilot project; to provide for the duties of the Louisiana Department of Health in establishing the pilot project; to provide for definitions; 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 18, 2018

To the President and Members of the Senate:

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

HOUSE BILL NO. 169—
BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact R.S. 22:1266(D)(1) and (3)(b)(ii), relative to the cancellation of an insurance policy; to authorize notice of cancellation to be sent by first class mail using a tracking method; and to provide for related matters.

Reported favorably.

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.

Reported with amendments.

HOUSE BILL NO. 333—
BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact R.S. 22:2314(B)(1), relative to the Louisiana Citizens Property Insurance Corporation Policy Take-Out Program; to authorize the corporation to offer some or all of its policies for removal to the voluntary market; to require approval of the board of directors; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 370—
BY REPRESENTATIVE TALBOT
AN ACT

To enact Chapter 19 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2461 through 2469, relative to electronic delivery of insurance notices; to authorize electronic delivery of insurance documents and notices; to define key terms; to provide for changes in hardware or software requirements; to provide for applicability; to provide for contracts and policies already in effect; to provide for withdrawal of consent; to provide for consent previously given; to require an alternative method of delivery in certain circumstances; to limit liability for certain acts; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 472—
BY REPRESENTATIVE THIBAUT
AN ACT

To enact Part I of Chapter 19 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2461 through 2471, and to repeal R.S. 22:1641(1)(j), relative to a state reinsurance program; to create the Louisiana Health Insurance Innovation and Stabilization Program; to establish the Louisiana Health Reinsurance Association; to provide for membership; to provide for fee assessments under the authority of the commissioner; to provide for licensure and registration of certain regulated entities; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 607—
BY REPRESENTATIVE SEABAUGH
AN ACT

To amend and reenact R.S. 22:1983(E)(introductory paragraph) and (2), (G), and (H), 1984(G), and 2191(A)(2) and to enact R.S. 22:1983(E)(3), relative to examinations and investigations by the commissioner of insurance; to authorize an investigatory hearing for the purposes of obtaining additional information; to provide for appellate review of examination reports; to provide for appellate review of certain fines; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 608—
BY REPRESENTATIVE SEABAUGH
AN ACT

To amend and reenact R.S. 22:1981(A)(3), relative to the examination of insurers and producers; to authorize the examination of any person regulated by or required to be licensed by or registered with the Department of Insurance; and to provide for related matters.

Reported with amendments.

April 18, 2018

HOUSE BILL NO. 609—
BY REPRESENTATIVE SEABAUGH
AN ACT

To enact R.S. 22:2013.1, relative to the administration of large deductible policies and collateral; to provide for applicability; to provide for definitions; to provide for the right of the receiver or a guaranty association to pursue collateral; to limit the defenses of the insured; to provide for the treatment of the collateral; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
RYAN GATTI
Vice Chairman

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 18, 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 Bills have been properly enrolled:

SENATE BILL NO. 35—
BY SENATOR JOHN SMITH
AN ACT

To amend and reenact R.S. 22:1995, relative to departmental complaint directives; to provide with respect to the levying of fines for the failure to comply with certain directives; to provide for the discretion of the commissioner of insurance regarding the levying of fines for the failure to comply with a directive issued by the commissioner in response to a complaint; and to provide for related matters.

SENATE BILL NO. 272—
BY SENATOR JOHN SMITH
AN ACT

To enact R.S. 22:1056, relative to health insurance policy coverage of incarcerated persons prior to adjudication; to require insurance coverage for health care provided premiums are paid; and to provide for related matters.

Respectfully submitted,
KAREN CARTER PETERSON
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message to the Governor
SIGNED SENATE BILLS

April 18, 2018

To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

SENATE BILL NO. 36—
BY SENATOR JOHN SMITH
AN ACT

To enact R.S. 22:1573(N), relative to continuing education requirements for insurance producers; to provide for reciprocity of license renewal; and to provide for related matters.

SENATE BILL NO. 37—
BY SENATOR JOHN SMITH
AN ACT

To amend and reenact R.S. 22:1667, relative to claims adjuster registration; to provide for registration of unlicensed adjusters in certain circumstances; and to provide for related matters.

SENATE BILL NO. 86—
BY SENATOR JOHN SMITH
AN ACT

To amend and reenact R.S. 22:1673(B) and (C), relative to continuing education for insurance adjusters; to provide for an exemption for adjusters upon their first renewal; and to provide for related matters.

SENATE BILL NO. 87—
BY SENATOR JOHN SMITH
AN ACT

To amend and reenact R.S. 22:42(F), relative to public records of the commissioner of insurance; to provide with respect to the commissioner requiring or permitting the electronic filing of any application for any license or registration; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 18, 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. 34—
BY REPRESENTATIVES SMITH AND JACKSON
A CONCURRENT RESOLUTION

To designate Tuesday, April 24, 2018, as AKA Day at the state capitol and to commend the members of Alpha Kappa Alpha Sorority, Incorporated.

HOUSE CONCURRENT RESOLUTION NO. 39—
BY REPRESENTATIVE GUINN AND SENATOR MORRISH
A CONCURRENT RESOLUTION

To commend the Welsh High School football team on winning the 2017 Class 2A state championship.

HOUSE CONCURRENT RESOLUTION NO. 41—
BY REPRESENTATIVE LEGER AND SENATOR MILLS
A CONCURRENT RESOLUTION

To recognize Monday, April 16, 2018, as Suicide Prevention Day at the state capitol.

HOUSE CONCURRENT RESOLUTION NO. 43—
BY REPRESENTATIVES LEGER, BAGNERIS, AND GAROFALO
A CONCURRENT RESOLUTION

To express condolences upon the death of Edward McNeill, Jr.

HOUSE CONCURRENT RESOLUTION NO. 48—

BY REPRESENTATIVE GAROFALO

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana Congressional Delegation to take such actions as are necessary to rectify the revenue sharing inequities between coastal and interior energy producing states and to ensure the dependability of such revenue sharing.

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

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

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

ATTENDANCE ROLL CALL

PRESENT

Table listing present members: Mr. President, Allain, Appel, 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., Tarver, Thompson, Walsworth, Ward, White. Total - 36

ABSENT

Table listing absent members: Barrow, Colomb, Smith, J. Total - 3

Leaves of Absence

The following leaves of absence were asked for and granted:

Table showing leaves of absence: Barrow (1 Day), Smith, J. (1 Day), Colomb (1 Day)

Announcements

The following committee meetings for April 19, 2018, were announced:

Table listing committee meetings: Education (At Adj, Hainkel Room), Labor and Ind. Rel. (At Adj, Room C), Local and Mun. Affairs (At Adj, Room F), Natural Resources (At Adj, Room A), Transportation (At Adj, Room E)

Adjournment

On motion of Senator Thompson, at 6:50 o'clock P.M. the Senate adjourned until Thursday, April 19, 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

