

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

TWENTY-FIFTH 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

Tuesday, April 24, 2018

The Senate was called to order at 2:10 o'clock P.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

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

ABSENT

Allain	Martiny	Peterson
Colomb	Milkovich	Smith, J.
LaFleur	Morrell	Tarver
Total - 9		

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

Prayer

The prayer was offered by Reverend Rodney Wood, 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 Appel, the reading of the Journal was dispensed with and the Journal of April 23, 2018, was adopted.

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 134—
BY SENATORS WALSWORTH, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, PRICE, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WARD AND WHITE

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Army Sergeant First Class

Lester Walker upon his death in ground combat in the Korean War.

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

SENATE RESOLUTION NO. 136—

BY SENATOR HEWITT

A RESOLUTION

To commend Dennis S. Cousin for his service to the St. Tammany Parish School Board and the community.

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

SENATE RESOLUTION NO. 137—

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 RESOLUTION NO. 138—

BY SENATOR HEWITT

A RESOLUTION

To commend the registered nurses in Louisiana who care for all Louisiana citizens, to recognize registered nurses as a valuable resource for inclusion at all levels where health policy decisions are made, to celebrate registered nurses' accomplishments and efforts to improve the healthcare system, and to show appreciation for the state's registered nurses not just during National Nurses Week, but at every opportunity throughout the year.

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

SENATE RESOLUTION NO. 139—

BY SENATOR BARROW

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Willie Lee Carr "Madear" Kirkendoll.

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

**Senate Concurrent Resolutions on
Second Reading**

SENATE CONCURRENT RESOLUTION NO. 88—

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To commend, posthumously, John P. Nelson Jr. for his contributions to civil rights in Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

April 24, 2018

NAYS

Total - 0

ABSENT

Allain	Martiny	Smith, J.
Colomb	Morrell	Tarver
LaFleur	Peterson	
Total - 8		

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

SENATE CONCURRENT RESOLUTION NO. 89— BY SENATOR MORRELL

A CONCURRENT RESOLUTION

To express the intent of the Legislature of Louisiana that only members of the New Orleans City Council who represent a New Orleans City Council district in whose district a non-flood asset is located shall appoint a member to the Non-Flood Protection Asset Management Authority.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 24, 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. 13 | HB No. 37 | HB No. 739 |
| HB No. 740 | HB No. 14 | HB No. 698 |
| HB No. 796 | HB No. 817 | HB No. 824 |
| HB No. 875 | HB No. 752 | HB No. 756 |
| HB No. 769 | HB No. 775 | HB No. 787 |
| HB No. 894 | | |

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 13— BY REPRESENTATIVE GREGORY MILLER AN ACT

To amend and reenact R.S. 11:710(A)(9) and to enact R.S. 11:710(A)(5)(e), relative to reemployment in the Teachers' Retirement System of Louisiana; to provide for reemployment in a position for presenter of professional development; and to provide for related matters.

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

HOUSE BILL NO. 14— BY REPRESENTATIVE SMITH AN ACT

To amend and reenact R.S. 11:710(A)(3), (4), and (6)(a) and (F)(3) and to enact R.S. 11:710(A)(5)(e), relative to the reemployment of retirees of the Teachers' Retirement System of Louisiana in positions covered by the system; to authorize the reemployment of pre-kindergarten teachers, interpreters, educational transliterators, and certified educators of the deaf or hard of hearing in critical shortage positions; to authorize the

reemployment of persons in clerical office positions, subject to an earnings limitation; to authorize all members to return to work without an earnings limitation five years after retirement; and to provide for related matters.

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

HOUSE BILL NO. 37— BY REPRESENTATIVE TERRY BROWN AND SENATOR WALSWORTH AN ACT

To amend and reenact R.S. 11:212(B)(1), 461(B)(2), 603(A) and (B)(introductory paragraph), and 617(A) and to enact R.S. 11:583(B)(3) and (4) and 3686(B)(1)(d) and (e), relative to members of the Louisiana State Employees' Retirement System permanently injured in the line of duty; to provide for retirement benefits; to provide for permanent benefit increases; to provide for state contributions toward insurance benefits; and to provide for related matters.

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

HOUSE BILL NO. 698— BY REPRESENTATIVES HENRY, BARRAS, GARY CARTER, JACKSON, LEGER, AND MAGEE AND SENATORS ALARIO, LAFLEUR, MARTINY, AND MORRELL AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; 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. 739— BY REPRESENTATIVE GREGORY MILLER AN ACT

To amend and reenact R.S. 42:1123(16)(a), relative to disclosures filed by legislators for the acceptance of certain things of value in relation to making a speech; to change the requirement from an affidavit to a statement including a certification for the disclosure; and to provide for related matters.

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

HOUSE BILL NO. 740— BY REPRESENTATIVE GREGORY MILLER AN ACT

To amend and reenact R.S. 24:516(A), relative to legislative auditor reports; to provide for internet access to audit reports; to remove certain filing requirements and filing timelines; and to provide for related matters.

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

HOUSE BILL NO. 752— BY REPRESENTATIVE HUVAL AN ACT

To amend and reenact R.S. 22:855(B)(2)(d) and to enact R.S. 22:855(B)(2)(e), relative to requests for automobile insurance premium quotes; to provide for motor vehicle reports; to provide for payment of costs; and to provide for related matters.

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

HOUSE BILL NO. 756— BY REPRESENTATIVE DWIGHT AN ACT

To amend and reenact R.S. 22:2062(A)(1) and (2), relative to claims paid by the Louisiana Insurance Guaranty Association; to require the exhaustion of coverage under an uninsured or underinsured motorist policy; to provide for a reduction in the amount payable on a claim; to provide for applicability; 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. 769—

BY REPRESENTATIVE HAVARD

AN ACT

To amend and reenact R.S. 14:402(G) and to enact R.S. 15:1352(A)(66), relative to contraband at penal institutions; to increase penalties for the crime which prohibits persons from introducing, possessing, or sending contraband into or from any state correctional institution or municipal or parish jail; to provide relative to the sentence imposed upon an offender who is incarcerated at the time of the offense; to provide relative to racketeering activity; to add the crime which prohibits persons from introducing, possessing, or sending contraband into or from any state correctional institution or municipal or parish jail to the definition of "racketeering activity"; and to provide for related matters.

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

HOUSE BILL NO. 775—

BY REPRESENTATIVE DAVIS

AN ACT

To amend and reenact R.S. 22:1874(A)(5) and R.S. 46:460.62, relative to the reimbursement of contracted healthcare providers; to provide for payment to a new provider in a contracted network of providers; to provide for recovery of certain amounts upon denial of an application for credentialing; and to provide for related matters.

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

HOUSE BILL NO. 787—

BY REPRESENTATIVES JAMES, BAGNERIS, MARCELLE, AND NORTON

AN ACT

To enact R.S. 14:134.2.1, relative to malfeasance in office; to prohibit the intentional falsification of reports or records related to the investigation of a complaint or criminal activity; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

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

HOUSE BILL NO. 796—

BY REPRESENTATIVE LANCE HARRIS

AN ACT

To amend and reenact R.S. 17:7(6)(a)(i), 15, and 3991(E)(5), to enact R.S. 17:7(6)(h) and (i) and 3996(B)(45), and to repeal R.S. 17:3974, relative to the certification and employment in schools of certain persons; to prohibit public and nonpublic schools from hiring persons convicted of felony offenses as teachers or substitute teachers; to prohibit such schools from hiring persons as teachers or substitute teachers who submitted certain fraudulent documentation or facilitated cheating on state assessments; to provide exceptions; to authorize the State Board of Elementary and Secondary Education to issue teaching certificates and other teaching authorization to such persons under certain circumstances; to provide for the assessment of civil fines against public school boards who hire certain persons; to increase the penalties for violations relative to reporting convictions or pleas; to require the State Board of Elementary and Secondary Education to promulgate rules and regulations to establish a process for issuing a teaching authorization to persons seeking employment in certain schools; 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. 817—

BY REPRESENTATIVE JAMES

AN ACT

To enact R.S. 15:827(A)(8), relative to the Department of Public Safety and Corrections; to provide for the collection of data and information relative to inmates participating in any program that offers the inmate compensation for services or work performed, on-the-job training, or industry certification; to require the Department of Public Safety and Corrections to annually report the information and data collected to the legislature; to provide for the information to be collected and reported; to authorize the department to adopt any rules or regulations necessary to establish the system for collecting and reporting the information and data; and to provide for related matters.

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

HOUSE BILL NO. 824—

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 22:1880(C)(introductory paragraph) and (1)(introductory paragraph), to enact R.S. 22:1880.1, and to repeal R.S. 22:1880(C)(4), relative to balance billing facility disclosure requirements; to require a healthcare facility to provide a notice to insureds of possible balance billing for services provided at a healthcare facility; to require the posting of potential facility charges; 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. 875—

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 22:1873(B)(4) and 1879(B)(3), to enact Subpart A-2 of Part III of Chapter 4 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1020.1 through 1020.6, and to repeal R.S. 22:1019.2(B)(4), relative to health insurance network provider directories; to provide for the content of a directory; to require the directory to be electronically searchable and publicly accessible; to require continuous review and updating; to set a time period for updates after certain events; to provide for the reporting of inaccurate information; to provide for investigations for compliance; to authorize an assessment on investigated insurers to pay for the costs of investigations; to provide for penalties; to limit liability; to provide for applicability; 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. 894— (Substitute for House Bill No. 517 by Representative Schexnayder)

BY REPRESENTATIVE SCHEXNAYDER

AN ACT

To enact R.S. 40:1281.12, relative to community water systems; to require community water systems to establish and maintain records of complaints; to require training in compliance and management in certain instances; to provide for duties of the state health officer with respect to regulation of community water systems; and to provide for related matters.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

April 24, 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 Concurrent Resolutions:

HCR No. 59

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 59— BY REPRESENTATIVES BRASS, JEFFERSON, AND PIERRE A CONCURRENT RESOLUTION

To commend Alpha Phi Alpha Fraternity, Incorporated, upon the celebration of its upcoming one hundred twelfth anniversary as an organization and to recognize Tuesday, April 24, 2018, as Alpha Phi Alpha Day at the state capitol.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns: Mr. President, Barrow, Bishop, Boudreaux, Carter, Chabert, Claitor, Cortez, Donahue, Erdey, Fannin, Total - 32; Gatti, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Milkovich, Mills, Mizell; Morrish, Peacock, Perry, Price, Riser, Smith, G., Thompson, Walsworth, Ward, White.

NAYS

Total - 0

ABSENT

Table listing names of members who were 'ABSENT': Allain, Appel, Colomb, Total - 7; Morrell, Peterson, Smith, J.; Tarver.

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

House Bills and Joint Resolutions on Second Reading

HOUSE BILL NO. 1— BY REPRESENTATIVE HENRY AN ACT

Making annual appropriations for Fiscal Year 2018-2019 for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

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

HOUSE BILL NO. 694— BY REPRESENTATIVE HENRY AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

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

HOUSE BILL NO. 751— BY REPRESENTATIVE BARRAS AN ACT

To appropriate funds for Fiscal Year 2018-2019 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; to provide for the salary, expenses, and allowances of members, officers, staff, and agencies of the Legislature; to provide with respect to the appropriations and allocations herein made; and to provide for related matters.

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

Rules Suspended

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

Senate Resolutions on Second Reading, Subject to Call

Called from the Calendar

Senator Perry asked that Senate Resolution No. 129 be called from the Calendar.

SENATE RESOLUTION NO. 129— BY SENATORS PERRY, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PETERSON, PRICE, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

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.

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

Called from the Calendar

Senator Perry asked that Senate Resolution No. 130 be called from the Calendar.

SENATE RESOLUTION NO. 130— BY SENATORS PERRY, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PETERSON, PRICE, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

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.

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

Called from the Calendar

Senator Perry asked that Senate Resolution No. 131 be called from the Calendar.

SENATE RESOLUTION NO. 131—

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

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.

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

Called from the Calendar

Senator Perry asked that Senate Resolution No. 132 be called from the Calendar.

SENATE RESOLUTION NO. 132—

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

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.

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

Called from the Calendar

Senator Perry asked that Senate Resolution No. 127 be called from the Calendar.

SENATE RESOLUTION NO. 127—

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

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.

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

Called from the Calendar

Senator Perry asked that Senate Resolution No. 128 be called from the Calendar.

SENATE RESOLUTION NO. 128—

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

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.

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

Recess

On motion of Senator Perry, the Senate took a recess at 3:40 o'clock P.M. until 3:55 o'clock P.M.

After Recess

The Senate was called to order at 4:05 o'clock P.M. by the President of the Senate.

ROLL CALL

The roll was called with the following result:

PRESENT

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

ABSENT

Colomb	Peterson
Morrell	Tarver
Total - 4	

The President of the Senate announced there were 35 Senators present and a quorum.

Senate Business Resumed After Recess

Senate Resolutions on Second Reading, Subject to Call Resumed

Called from the Calendar

Senator Walsworth asked that Senate Resolution No. 134 be called from the Calendar.

SENATE RESOLUTION NO. 134—

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

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Army Sergeant First Class Lester Walker upon his death in ground combat in the Korean War.

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

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

April 24, 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:

April 24, 2018

SENATE CONCURRENT RESOLUTION NO. 88—

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To commend, posthumously, John P. Nelson Jr. for his contributions to civil rights in Louisiana.

Reported without amendments.

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 53—

BY REPRESENTATIVE BERTHELOT

A CONCURRENT RESOLUTION

To designate Wednesday, May 2, 2018, as LMA Municipal Day at the state capitol.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bishop Colomb LaFleur Morrell Perry Peterson Tarver Total - 7

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

HOUSE CONCURRENT RESOLUTION NO. 56—

BY REPRESENTATIVES TERRY LANDRY AND PIERRE AND SENATORS BOUDREAUX AND MILLS

A CONCURRENT RESOLUTION

To commend SMILE Community Action Agency for their outstanding service in south central Louisiana, as the organization celebrates its fiftieth anniversary of helping people and changing lives, and to recognize May 2018 as Community Action Month in Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Allain Appel Barrow Boudreaux Carter Chabert Claitor Cortez Donahue Erdey Fannin Gatti Hewitt Johns Lambert Long Luneau Martiny Mills Mizell Morrell Morrish Peacock Price Riser Smith, G. Smith, J. Thompson Walsworth Ward White Total - 32

NAYS

Total - 0

ABSENT

Bishop Colomb LaFleur Milkovich Perry Peterson Tarver Total - 7

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

HOUSE CONCURRENT RESOLUTION NO. 57—

BY REPRESENTATIVE BRASS AND SENATOR PRICE

A CONCURRENT RESOLUTION

To commend the Ash family upon the occasion of its first family reunion in Vacherie, St. James Parish, Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Colomb LaFleur Morrell Peterson Tarver Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 58—
 BY REPRESENTATIVE CARPENTER AND SENATOR BARROW
 A CONCURRENT RESOLUTION

To commend the Baker High School Symphonic Band for its many achievements and awards and for its participation, on March 4, 2018, in the Conductor-Composer Clinic at Carnegie Hall in New York.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Colomb	Lambert	Peterson
LaFleur	Morrell	Tarver
Total - 6		

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

JUDICIARY A

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

April 24, 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. 502—
 BY SENATOR PERRY

AN ACT

To amend and reenact Civil Code Art. 3494(1), relative to prescription; to provide relative to liberative prescription for tuition fees; and to provide for related matters.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 31—
 BY REPRESENTATIVE GAROFALO
 A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to prepare proposed legislation providing for the enactment of an electronic

notary law in Louisiana, and to report its findings to the Louisiana Legislature no later than February 1, 2019.

Reported with amendments.

HOUSE BILL NO. 173—
 BY REPRESENTATIVE GAROFALO
 AN ACT

To amend and reenact R.S. 9:5630(A) and 5632, relative to successions; to provide relative to actions by successors; to provide relative to prescription; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 174—
 BY REPRESENTATIVE GAROFALO
 AN ACT

To amend and reenact Code of Civil Procedure Articles 194(6), 853, 855, 1471(A)(introductory paragraph) and (3), 1913(B) and (C), and 3952, relative to civil procedure; to provide for the signing of orders and judgments by the district judge in chambers; to provide with respect to exhibits to pleadings; to provide exceptions to the general rules on pleading capacity; to provide sanctions for failing to comply with discovery orders; to provide for service of notice of the signing of final default judgments; to provide for the clarification of terminology; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 288—
 BY REPRESENTATIVE JACKSON
 AN ACT

To amend and reenact Code of Civil Procedure Article 5059, relative to civil procedure; to provide for the computation of a period of time allowed or prescribed to seek rehearing, reconsideration, or judicial review or appeal of a decision or order by an agency in the executive branch of state government; to provide for exceptions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 466—
 BY REPRESENTATIVE GISCLAIR
 AN ACT

To amend and reenact Children's Code Articles 424.2, 424.4(B), and 616(C) and (D), relative to court appointed special advocates; to provide authority to access the child's home; to provide relative to the attendance of certain hearings and meetings; to provide for screenings of CASA volunteers, staff members, and board of director members; to provide for contingent effective dates; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 527—
 BY REPRESENTATIVE STAGNI
 AN ACT

To amend and reenact Children's Code Articles 1150(2) through (4), 1151(A), and 1152(A), (B), (D), (E), (F)(introductory paragraph), and (G) through (I), and to enact Children's Code Article 1150(5), relative to the Safe Haven Law; to provide for emergency care facility responsibilities; to provide for responsibilities of other persons with respect to the Safe Haven Law; to provide for definitions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 550—
 BY REPRESENTATIVE MAGEE
 AN ACT

To amend and reenact Code of Civil Procedure Articles 1458 and 1462(B), relative to delays for responding to written discovery requests; to provide relative to delays for answering

April 24, 2018

interrogatories in family law matters; to provide relative to delays for answering requests for production of documents in family law matters; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 576—

BY REPRESENTATIVE MARINO
AN ACT

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

Reported favorably.

Respectfully submitted,
RICK WARD III
Chairman

REPORT OF COMMITTEE ON

JUDICIARY B

Senator Gary L. Smith, Jr., Chairman on behalf of the Committee on Judiciary B, submitted the following report:

April 24, 2018

To the President and Members of the Senate:

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

SENATE RESOLUTION NO. 110—

BY SENATOR MORRELL
A RESOLUTION

To urge and request Louisiana State Police and the sheriff of each parish to implement policies and procedures for notification to law enforcement of persons who are prohibited from possessing a firearm for the purpose of denoting that person as prohibited from possessing a firearm in the Louisiana Computerized Criminal History database.

Reported with amendments.

SENATE BILL NO. 538—

BY SENATOR WARD
AN ACT

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

Reported with amendments.

HOUSE BILL NO. 58—

BY REPRESENTATIVE ABRAHAM
AN ACT

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

Reported favorably.

HOUSE BILL NO. 73—

BY REPRESENTATIVE BACALA
AN ACT

To amend and reenact R.S. 13:2590(A)(introductory paragraph), (B) and (C) and 3921 and to enact R.S. 13:2590(D), relative to collection of costs or fees; to provide relative to processing fees prior to payment to a creditor; to provide relative to fees collected by constables of justice of the peace courts; to provide for the use of such fees; to provide with respect to the seizure of creditor; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 82—

BY REPRESENTATIVE STEFANSKI
AN ACT

To enact R.S. 13:783(F)(10), relative to group insurance expenses of the clerk of court's office; to provide for the payment of group insurance premiums for retirees of the Acadia Parish clerk of court; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 102—

BY REPRESENTATIVES ZERINGUE AND MAGEE
AN ACT

To enact R.S. 15:255(T), relative to witness fees for off-duty law enforcement officers; to authorize the transfer of certain witness fee surplus funds within Lafourche Parish; to provide for the transfer procedures and use of such funds; to provide for definitions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 112—

BY REPRESENTATIVE MACK
AN ACT

To amend and reenact Code of Criminal Procedure Article 222(A), (E), and (G), relative to blood and saliva testing; to provide relative to the required blood and saliva testing of certain persons who expose a law enforcement officer to a serious infectious disease; to require blood and saliva testing of certain persons who expose firefighters and forensic laboratory employees to a serious infectious disease; to provide relative to the definition of "law enforcement officer"; to provide relative to the definition of "act"; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 181—

BY REPRESENTATIVE ARMES
AN ACT

To amend and reenact R.S. 29:62(A), (2)(introductory paragraph), (f), and (3), 65(A)(introductory paragraph), and 67, relative to the Louisiana Military Advisory Council; to amend with respect to the number of council members; to provide discretion in the council's duties and power; to remove the establishment and requirements of a certain working group; to provide technical corrections; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 218—

BY REPRESENTATIVES JACKSON, GARY CARTER, GAINES, HAZEL, HODGES, MAGEE, MARINO, AND ZERINGUE AND SENATOR WHITE
AN ACT

To enact R.S. 13:5521.1, relative to sheriffs; to provide for participation in the Louisiana Sheriffs' Certification Program; to provide criteria for participation; to provide for incentives; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 394—

BY REPRESENTATIVES COX, BAGNERIS, TERRY BROWN, ROBBY CARTER, GISCLAIR, GLOVER, HALL, HOWARD, HUNTER, JACKSON, JEFFERSON, JENKINS, JONES, TERRY LANDRY, LYONS, MARCELLE, MARINO, NORTON, PIERRE, POPE, REYNOLDS, AND WRIGHT

AN ACT

To enact Part XIX of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1199.21 through 1199.26, relative to the Post-Conviction Veterans Mentor Program; to provide for the establishment of the Post-Conviction Veterans Mentor Program; to provide for definitions; to provide for development and administration of the program; to provide for eligibility criteria; to provide for veteran mentors; to provide for screening of eligible mentors; to create the Veteran Mentor Screening Panel; to provide for its membership; to provide for work opportunities for inmates participating in the program; to provide for the establishment of transitional facilities; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 494—

BY REPRESENTATIVE HAZEL

AN ACT

To enact R.S. 49:191(10)(c) and to repeal R.S. 49:191(8)(f), relative to the Department of Veterans Affairs, including provisions to provide for the re-creation of the Department of Veterans Affairs 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. 705—

BY REPRESENTATIVE MAGEE

AN ACT

To amend and reenact R.S. 15:571.35.1(A), (B), (C)(1) and (2)(a) and (e), (D), (E), (F), (G), and (H), to enact R.S. 15:571.35.1(C)(3), and to repeal R.S. 15:571.35.1(I), relative to home incarceration; to provide relative to a home incarceration program in Lafourche Parish; to provide for eligibility; to provide relative to the determination of eligibility; to provide relative to conditions of the program; to provide with respect to bail; to provide relative to electronic monitoring; to remove provisions relating to the pilot program and its termination; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 712—

BY REPRESENTATIVE JIM MORRIS

AN ACT

To enact R.S. 13:5554(G)(7), relative to sheriffs; to provide relative to retiree health benefits; to provide for the payments of group insurance premiums for retired sheriffs and sheriff deputies of Caddo Parish; and to provide for related matters.

Reported favorably.

Respectfully submitted,
GARY L. SMITH JR.
Chairman

REPORT OF COMMITTEE ON

JUDICIARY C

Senator Dan Claitor, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

April 24, 2018

To the President and Members of the Senate:

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

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.

Reported with amendments.

HOUSE BILL NO. 78—

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

AN ACT

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

Reported with amendments.

HOUSE BILL NO. 79—

BY REPRESENTATIVES MACK, AMEDEE, BACALA, BAGLEY, BRASS, CHAD BROWN, TERRY BROWN, CARPENTER, COX, CREWS, EDMONDS, FOIL, GISCLAIR, GLOVER, JIMMY HARRIS, LANCE HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HODGES, HORTON, HUNTER, JACKSON, LYONS, MARCELLE, MIGUEZ, JAY MORRIS, NORTON, PYLANT, RICHARD, SCHEXNAYDER, STAGNI, STOKES, TALBOT, WRIGHT, AND ZERINGUE

AN ACT

To enact R.S. 14:283.3, relative to abuse of persons with infirmities; to create the crime of abuse of persons with infirmities through electronic means; to provide for exceptions; to provide for penalties; to provide for definitions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 88—

BY REPRESENTATIVE MACK

AN ACT

To enact R.S. 14:70.9, relative to fraud; to create the crime of government benefits fraud; to provide for elements of the offense; to provide for penalties; to provide relative to venue; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 153—

BY REPRESENTATIVE MACK

AN ACT

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

Reported favorably.

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HOUSE BILL NO. 165—

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

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

Reported with amendments.

HOUSE BILL NO. 166—

BY REPRESENTATIVE MACK
AN ACT

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

Reported favorably.

HOUSE BILL NO. 184—

BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact Code of Criminal Procedure Article 887(C), relative to operating a vehicle while intoxicated; to provide relative to special costs assessed for convictions of operating a vehicle while intoxicated; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 196—

BY REPRESENTATIVE MARINO
AN ACT

To amend and reenact Code of Criminal Procedure Article 978(D), relative to expungement of records of arrest and conviction of a felony offense; to provide relative to the limit on the number of expungements a person may receive in a specified period of time; to remove the limitation for persons whose conviction was set aside and prosecution dismissed; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 226—

BY REPRESENTATIVE TALBOT
AN ACT

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

Reported favorably.

HOUSE BILL NO. 240—

BY REPRESENTATIVES STAGNI AND MARINO
AN ACT

To amend and reenact R.S. 14:95.1.1(B), relative to the crime of illegally supplying a felon with a firearm; to add the possibility of hard labor to the criminal sentence; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 242—

BY REPRESENTATIVES STEFANSKI AND MARINO
AN ACT

To enact R.S. 14:67(D), relative to theft; to provide for elements of the crime of theft; to provide relative to property held for sale by a merchant; and to provide for related matters.

Reported with amendments.

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.

Reported favorably.

HOUSE BILL NO. 260—

BY REPRESENTATIVE LEGER
AN ACT

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

Reported favorably.

HOUSE BILL NO. 293—

BY REPRESENTATIVE HILFERTY
AN ACT

To amend and reenact Code of Criminal Procedure Article 230.1(C), relative to the maximum time for appearance before a judge for appointment of counsel; to provide for the release of a defendant under certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 318—

BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 13:1894.1(A) and R.S. 14:98(C)(1)(e) and (3), relative to the crime of operating a vehicle while intoxicated; to provide relative to the determination of the existence of prior convictions for operating a vehicle while intoxicated; to remove exceptions for certain New Orleans courts; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 622—

BY REPRESENTATIVE MAGEE
AN ACT

To amend and reenact Section 3 of Act No. 260 of the 2017 Regular Session of the Legislature, relative to the financial obligations for criminal offenders; to delay the effective date of Act No. 260 of the 2017 Regular Session of the Legislature which provided relative to the financial obligations for criminal offenders; to provide relative to the payment of fines, fees, costs, restitution, and other monetary obligations related to an offender's conviction; to require the court to determine the offender's ability to pay the financial obligations imposed; to authorize the court to waive, modify, or create a payment plan for the offender's financial obligations; to provide relative to the court's authority to extend probation under certain circumstances; to provide relative to the recovery of uncollected monetary obligations at the end of a probation period; to provide for legislative intent; to provide relative to the disbursement of collected payments; to authorize the court to impose certain conditions in lieu of payment in certain situations; to provide relative to the penalties imposed when an offender fails to make

certain payments or fails to appear for a hearing relative to missed payments; to require notice to an offender upon his failure to make certain payments; and to provide for related matters.

Reported favorably.

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.

Reported with amendments.

HOUSE BILL NO. 708—
BY REPRESENTATIVE CREWS
AN ACT

To amend and reenact R.S. 14:139.1(A), (B), and (C), relative to payroll padding; to provide relative to the exceptions to the crime of payroll padding; to provide an additional exception for an increase in expenses necessitated by the completion of a new or expansion of a facility that provides support services to the office of the sheriff; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 727—
BY REPRESENTATIVES THIBAUT, ABRAHAM, AMEDEE, ANDERS, BAGLEY, BERTHELOT, BILLIOT, BISHOP, TERRY BROWN, CARMODY, STEVE CARTER, CHANEY, COUSSAN, CREWS, CROMER, DANAHAY, DAVIS, DEVILLIER, DWIGHT, EDMONDS, EMERSON, GUINN, LANCE HARRIS, HAVARD, HAZEL, HENSGENS, HODGES, HOFFMANN, HORTON, HOWARD, LEBAS, LEOPOLD, MACK, MAGEE, MCFARLAND, MIGUEZ, JIM MORRIS, NORTON, POPE, PUGH, PYLANT, RICHARD, SCHEXNAYDER, SEABAUGH, STAGNI, STEFANSKI, TALBOT, THOMAS, WRIGHT, AND ZERINGUE AND SENATORS BOUDREAU, CHABERT, CLAITOR, CORTEZ, ERDEY, HEWITT, JOHNS, LAFLEUR, LAMBERT, MORRISH, RISER, THOMPSON, WALSWORTH, AND WHITE

AN ACT

To amend and reenact R.S. 14:61(B)(1) and (C) and to enact R.S. 14:61(B)(3), 61.1, and 61.2, relative to offenses involving critical infrastructure; to provide relative to the crime of unauthorized entry of a critical infrastructure; to amend the definition of "critical infrastructure"; to provide for a definition of "pipeline"; to amend the penalties for the crime of unauthorized entry of a critical infrastructure; to create the crime of criminal damage to critical infrastructure; to provide for elements of the offense; to provide for criminal penalties; to create the crime of conspiracy to engage in unauthorized entry of a critical infrastructure or in criminal damage to a critical infrastructure; to provide for elements of the offense; to provide for criminal penalties; and to provide for related matters.

Reported with amendments.

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.

Reported favorably.

Respectfully submitted,
SENATOR DAN CLAITOR
Chairman

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

SENATE BILL NO. 400—
BY SENATOR HEWITT AND REPRESENTATIVE EDMONDS
AN ACT

To amend and reenact R.S. 24:653(N)(3) and R.S. 49:308.5(B)(3) and (4), relative to certain funds in the state treasury; to provide for meeting dates of the Dedicated Fund Review Subcommittee of the Joint Legislative Committee on the Budget; to provide for the review of certain funds in the state treasury by the subcommittee; to provide for the powers, duties, functions, and responsibilities of the subcommittee, including the recommendation for the reclassification, elimination, and expenditure of certain funds in the treasury; to provide for the reclassification of funds in the treasury; 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 Original Senate Bill No. 400 by Senator Hewitt

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 24:653(N)(3) and R.S. 49:308.5(B)(3) and (4)," and insert the following: "R.S. 3:2(C), 3210(B), the introductory paragraph of (C), (4), and (5), R.S. 9:154.3, R.S. 15:572.8(H)(1) and the introductory paragraph of (2), and 921, R.S. 17:3141.16(A), (B)(1), (2), (3), (7), and (8), (C)(1), (D)(1), (2), (5), (8), (9), and (10), (E)(1)(a) and (2), (F), (G)(1), and 3138.4, R.S. 22:1071(D)(3)(b) and (c), and 1476(A)(2), R.S. 23:1514(D)(5), R.S. 24:653(N)(3), R.S. 30:2004(11), 2014(B), (D)(4)(a) and the introductory paragraph of (b), 2015(A), (B), the introductory paragraph of (C), the introductory paragraph of (D), and (E), 2035(B)(1), 2054(B)(8), 2109(A) and (C), 2192(B)(4), 2195(B), (C), and (E), 2195.2(A)(4), 2195.4(C)(1) and (2), 2195.5, 2205(A)(1), and 2252(A), (B), and (C), R.S. 32:202, 402.3(1), and 412(C)(2), R.S. 39:82(A), 91(B), 100.136, and 352, R.S. 40:1135.10, R.S. 46:1301(A)(1), R.S. 47:318(D), 463.48(D), 463.60(F), 463.104(C), 463.148(E), 463.167(E), 6351(G), and 7019.2(B)(1), R.S. 49:259(D), 308.3(B)(7) and (D), and 308.5(B)(3) and (4), R.S. 51:1927.1(A) and (C), 2315, and 2341(F), the introductory paragraph of R.S. 56:10(B)(1) and (b), 70.3, 70.4(A), 253(C)(2)(a), 278(A), 279(A), (C), (D)(1) and (3), 302.3(B)(5)(c), 494(E)(5) and (F), 644(B), the introductory paragraph of (C), (D), and (E), Code of Criminal Procedure Article 895.1(F)(2), the introductory paragraph of (3), (b), and (c), Section 4(B) of Act No. 421 of the 2013 Regular Session of the Legislature, as amended by Section 4(B) of Act No. 822 of the 2014 Regular Session of the Legislature, the introductory paragraph of Section 7(A) and (B) of Act 41 of the 2006 First Extraordinary Session of the Legislature, and to repeal R.S. 11:544, R.S. 15:185.5, 572.8(N) and (S), R.S. 17:354, 3129.6, 3138.2, and 3138.3, and Subpart A-2 of Part IX-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3397.11, R.S. 27:392(C)(4), R.S. 30:2000.12 and 2551, R.S. 33:2740.18, R.S. 39:87.5, Subpart H of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.11, Subpart N of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.51, Subpart Q-1 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.122, Subpart Q-2 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.123, Subpart S of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.146, R.S. 39:1357, R.S. 40:16.2 and 1402, R.S. 46:290.1, 977.13, and 1816, Chapter 54 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2691 and 2692, 2731, 2742(D), and 2901, R.S. 47:120.39, 463.104(D), and 841.2, R.S. 49:214.6.7(D) and (E), R.S. 51:2211 through 2216, R.S. 56:14,

305(H) and 633, Section 9 of Act No. 138 of the 2005 Regular Session of the Legislature as amended by Section 7 of Act 642 of the 2006 Regular Session of the Legislature, Sections (3)(D) and (6) of Act No. 41 of the 2006 First Extraordinary Session of the Legislature, Section 7 of Act No. 420 of the 2013 Regular Session of the Legislature, Section (4)(B)(1) of Act No. 421 of the 2013 Regular Session of the Legislature, as amended by Section (4)(B)(1) of Act No. 822 of the 2014 Regular Session of the Legislature, and Section (4)(B)(2) of Act No. 421 of the 2013 Regular Session of the Legislature,"

AMENDMENT NO. 2

On page 1, at the end of line 8, insert the following: "provide for the elimination of certain treasury funds and the creation of certain treasury accounts; to provide relative to monies deposited and credited into certain agency accounts in the state treasury; to provide for the classification and consideration of certain monies as fees and self-generated revenues; to provide that such fees and self-generated revenues shall be available for appropriation as recognized by the Revenue Estimating Conference; to provide for the retention of monies in certain agency accounts for future appropriation; to provide relative to monies deposited and credited to certain accounts in the state treasury; to"

AMENDMENT NO. 3

On page 1, between lines 10 and 11, insert the following:

"Section 1. The conversion of certain dedicated funds to special agency accounts in the state treasury contained herein, shall cause the dedicated funds to be classified as fees and self-generated revenues to be used only for the purposes specified in law. All funds transferred to agency accounts shall not revert to the state general fund at the end of the fiscal year. The revenues in the accounts shall remain in the account. All monies in the accounts shall require an appropriation to be withdrawn from the account. No funds shall be transferred in or out of an account without an annual appropriation or favorable action of the Joint Legislative Committee on the Budget through a budget adjustment.

Section 2. R.S. 3:2(C), 3210(B), the introductory paragraph of (C), (4), and (5) are hereby amended and reenacted to read as follows:

§2. Creation, powers, and duties of Department of Agriculture and Forestry and the commissioner of agriculture and forestry

C. All funds derived from the sale of timber on state lands under this Section shall be deposited in the state treasury. Monies derived from the sale of timber on state lands in the custody of the Louisiana Department of Health shall be deposited into the Louisiana Department of Health's Facility Support Fund as provided in R.S. 40:16.2 state general fund. The legislature shall annually appropriate to the Department of Agriculture and Forestry the costs incurred by that department under the provisions of this Section.

§3210. Pesticide Fund Account

B. After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and prior to monies being placed in the state general fund, an amount equal to that deposited as required by Subsection A hereof shall be credited to a special fund agency account to be retained for future appropriation as provided in this Section which account is hereby created in the state treasury to be known as the "Pesticide Fund Account". The monies in this fund account shall be used solely as provided in Subsection C hereof and only in the amounts appropriated by the legislature. All unexpended and unencumbered monies in this fund account at the end of the fiscal year shall be returned to the state general fund. The monies in this fund account shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to the state general fund. Funding deposited into the account shall be considered fees and self-generated revenues and shall be available for annual appropriations by the legislature.

C. The monies in the Pesticide Fund Account shall be used solely for the following purposes:

* * *

(4) The department, or the Louisiana Agricultural Finance Authority on behalf of the department, may fund the anticipated funds appropriated from the Pesticide Fund Account into revenue bonds for the purpose of renovating or constructing a building on the Baton Rouge campus of Louisiana State University to provide administrative offices and analytical laboratories to be used in connection with the programs established in Parts I through VI of this Chapter and for the purpose of acquiring, constructing, renovating, and equipping buildings and related facilities for use by the department in connection with promoting and assisting agriculture and forestry in this state. The department may pledge those funds to secure the repayment of revenue bonds or to secure a lease or purchase agreement entered into in connection with the issuance of revenue bonds for those purposes.

(5) If the revenues in the Pesticide Fund Account are pledged to secure the repayment of revenue bonds, or are pledged to secure a lease or purchase agreement entered into in connection with the issuance of revenue bonds, the fees which provide the funds shall not be reduced below those levels existent at the time of the pledge until the bonds have been repaid.

* * *

Section 3. R.S. 9:154.3 is hereby amended and reenacted to read as follows:

§154.3. Crescent City Connection amnesty program; Crescent City Amnesty Refund Fund; disposition

A. Notwithstanding the provisions of R.S. 9:154 or any other provision of law to the contrary, the provisions of this Section shall apply to monies collected as a result of the amnesty program provided for in R.S. 47:7019.1 for those persons who failed to pay a toll to cross the Crescent City Connection Bridge, prior to January 1, 2013. Crescent City Amnesty Refund Fund is hereby abolished and any monies remaining in the fund shall be transferred for the use of the Department of Transportation and Development.

B. Notwithstanding the provisions of R.S. 48:1161.2(D)(c), and prior to appropriation of any monies to the New Orleans Regional Planning Commission, on July 1, 2014, one hundred twenty-eight thousand six hundred eighty-one dollars of monies on deposit in the Crescent City Transition Fund shall be deemed abandoned funds for the purposes of treatment as unclaimed property in accordance with the provisions of this Section.

C. Funds that are deemed abandoned funds pursuant to this Section shall be immediately transferred from the Crescent City Transition Fund by the state treasurer in his capacity as administrator of the Uniform Unclaimed Property Act. The state treasurer shall deposit these funds into the Crescent City Amnesty Refund Fund as provided in this Section, and shall provide for the return of such funds to their owners in accordance with the Uniform Unclaimed Property Act during the term set forth in R.S. 47:7019.2. The state treasurer shall further provide for the payment of all unexpended and unencumbered funds remaining in the Crescent City Amnesty Refund Fund as of July 1, 2015, in accordance with the provisions of this Section.

D. (1) There is hereby created the Crescent City Amnesty Refund Fund as a special fund in the state treasury, hereinafter referred to as the "fund". The source of monies for the fund shall be the monies transferred from the Crescent City Transition Fund as provided for in this Section.

(2) After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, relative to the Bond Security and Redemption Fund, an amount equal to that deposited into the state treasury from the foregoing sources shall be deposited in and credited to the fund. The monies in the fund shall be invested by the treasurer in the same manner as the state general fund, and interest earnings shall be deposited into the fund.

(3) All unexpended and unencumbered monies remaining in the fund on July 1, 2015, shall be appropriated as follows:

(a) An amount not to exceed thirty percent of the monies in the fund shall be appropriated to the Department of Transportation and Development for operational and maintenance costs for the New Orleans ferries, formerly operated by its Crescent City Connection Division.

(b) The balance of the monies in the fund as of July 1, 2015, shall be appropriated to the New Orleans Regional Planning Commission for lighting of the eastbank and westbank approaches to the Crescent City Connection Bridge, including General DeGaulle and the Westbank Expressway approach through ground level; improvements to ingress and egress points, lighting, maintenance, grass cutting, and landscaping of the Westbank Expressway and its connecting arteries.

(4) The state treasurer shall be relieved of all liability which may arise with respect to such distribution of funds.

E. All data associated with monies deposited into the Crescent City Transition Fund that was collected by the Department of Transportation and Development pursuant to R.S. 47:7013.1 shall be transferred by such department to the state treasurer pursuant to this Section and shall be provided by such department to the Unclaimed Property Division in an electronic format as designated by such division.

F. For the purposes of this Section, holder requirements under R.S. 9:159 shall be deemed waived.

G. The state treasurer in his capacity as administrator of the Uniform Unclaimed Property Act may establish policies and procedures as necessary to implement the provisions of this Section.

H. All books, papers, and records transferred to the state treasurer pursuant to this Section shall be retained for a period of no less than five years following such transfer.

I. The provisions of this Section shall supersede and control to the extent of conflict with any other provision of law.

Section 4. R.S. 15:572.8(H)(1), the introductory paragraph of (2), and 921 are hereby amended and reenacted to read as follows:

§572.8. Compensation for wrongful conviction and imprisonment; petition process; compensation; proof; assignment of powers and duties

* * *

H.(1) After a contradictory hearing with the attorney general, the court shall render a decision as soon as practical. If, from its findings of fact, the court determines that the petitioner is entitled to compensation because he is found to be factually innocent of the crime of which he was convicted, it shall determine the compensation due in accordance with the provisions of this Section, and it shall order payment to the petitioner from the ~~Innocence Compensation Fund which shall be created specifically for the administration of awards under this Section~~ **state general fund**.

(2) Compensation shall be calculated at a rate of twenty-five thousand dollars per year incarcerated not to exceed a maximum total amount of two hundred fifty thousand dollars for the physical harm and injury suffered by the petitioner to be paid at a rate of twenty-five thousand dollars annually. As compensation for the loss of life opportunities resulting from the time spent incarcerated, the court shall also review requests for payment and order payment, not to exceed eighty thousand dollars, which the court finds reasonable and appropriate from the ~~Innocence Compensation Fund~~ **state general fund** to:

* * *

§921. Youthful Offender Management ~~Fund Account~~; creation

A. All probation and parole supervision fees received by the Department of Public Safety and Corrections pursuant to Children's Code Articles 781.1 and 901.1 and any amounts appropriated by the legislature to the Youthful Offender Management ~~Fund Account~~ shall be deposited immediately upon receipt into the state treasury.

B. After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, relative to the Bond Security and Redemption Fund, and prior to monies being placed in the state general fund, an amount equal to that deposited as required by Subsection A of this Section shall be credited to the special ~~fund~~ **agency account** hereby created in the state treasury to be known as the "Youthful Offender Management ~~Fund Account~~". The monies in this ~~fund account~~ shall be used solely as provided by Subsection C of this Section and only in the amounts appropriated by the legislature. All unexpended and unencumbered monies in this ~~fund account~~ at the end of the fiscal year shall remain in such ~~fund account~~ **account**. All monies in this ~~fund account~~ shall be invested by the state treasurer in the same manner as monies in the state general fund, with interest earned on the investment of these monies credited to this ~~fund account~~ **account** following compliance with the requirements of Article

VII, Section 9(B), relative to the Bond Security and Redemption Fund. **Funding deposited into the account shall be considered fees and self-generated revenues and shall be available for annual appropriations by the legislature.**

C. The monies in the Youthful Offender Management ~~Fund Account~~ shall be used solely by the department to supplement appropriated funds for salaries and other category expenditures within the office of juvenile justice deemed necessary by the secretary of the department, and to defray cost of collection and disbursement of monetary assessments imposed as a condition of probation and parole, including reasonable attorney fees.

Section 5. R.S. 17:3141.16(A), (B)(1), (2), (3), (7), and (8), (C)(1), (D)(1), (2), (5), (8), (9), and (10), (E)(1)(a) and (2), (F), and (G)(1) and 3138.4 are hereby amended and reenacted to read as follows:

§3141.16. Proprietary school student protection ~~fund~~ **account** and program

A. There shall be established in the state treasury as a special permanent ~~fund~~ **agency account** the Proprietary School Students Protection ~~Fund Account~~, hereinafter referred to as the "Student Protection ~~Fund Account~~". Following compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, all monies generated pursuant to the provisions of this Section shall be deposited into the Student Protection ~~Fund Account~~, and monies ~~Monies~~ in this ~~fund account~~ shall be used solely to make refunds of unearned tuition as provided for by this Chapter. The monies in this ~~fund account~~ shall be invested by the state treasurer in the same manner as for the state general fund and interest earned on the investment of these monies shall be credited to the Student Protection ~~Fund Account~~. All unexpended and unencumbered monies in this ~~fund account~~ at the end of a fiscal year shall remain in such ~~fund account~~ **account** and be available for expenditure in the next fiscal year. The legislature shall make yearly appropriations from the ~~fund account~~ to the Board of Regents for the purposes of the proprietary school student protection program. **Funding deposited into the account shall be considered fees and self-generated revenues and shall be available for annual appropriations by the legislature.**

B.(1) All proprietary schools licensed under the provisions of this Chapter prior to September 3, 1989, shall make payments to the Student Protection ~~Fund Account~~ according to the following graduated schedule beginning July 1, 1991, and annually thereafter. For the calculation of the first payment, the assessment period shall be July 1, 1990 to June 30, 1991. Subsequent payments shall be calculated upon annual assessment period beginning July first of each year.

(2) Except for the initial payment, all proprietary schools licensed subsequent to September 3, 1989, shall make payments to the Student Protection ~~Fund Account~~ according to the following graduated schedule beginning one year after licensure by the board and annually thereafter. The first payment to the Student Protection ~~Fund Account~~ by such schools shall be one thousand dollars and shall accompany application for licensure. Should the gross tuition collected by such a school during the first assessment period after licensure require an adjustment, such adjustment shall be made in accordance with the applicable provisions of this Section.

STUDENT PROTECTION ~~FUND ACCOUNT~~ SCHEDULE

Assessment Period	Gross Tuition Collected During	Annual Payment
\$ 1	- 24,999	\$ 200.00
\$ 25,000	- 49,999	\$ 250.00
\$ 50,000	- 99,999	\$ 300.00
\$ 100,000	- 199,999	\$ 400.00
\$ 200,000	- 299,999	\$ 500.00
\$ 300,000	- 399,999	\$ 600.00
\$ 400,000	- 499,999	\$ 700.00
\$ 500,000	- 749,999	\$ 1,000.00
\$ 750,000	- 999,999	\$ 1,250.00
\$ 1,000,000	- 1,499,999	\$ 1,500.00
\$ 1,500,000	- and above	\$ 2,000.00

(3) All payments to the Student Protection ~~Fund Account~~ shall be made to the executive secretary of the Advisory Commission on Proprietary Schools. Except in cases of overpayment, all payments to the Student Protection ~~Fund Account~~ shall be nonrefundable.

* * *

(7) If an audit of tuition revenues conducted by the Board of Regents determines that a school has paid into the Proprietary School Student Protection Fund Account an amount less than was required, the school shall pay said amount required to the executive secretary of the Advisory Commission on Proprietary Schools within thirty days of receipt of written notice from the superintendent or his designee of the amount of the underpayment.

(8) If an audit of tuition revenues conducted by the Board of Regents determines that a school has paid into the Proprietary School Student Protection Fund Account an amount more than was required, subsequent payment or payments by the school shall be appropriately credited by the commissioner of higher education or his designee until such credited payment or payments equal the amount of the overpayment.

C.(1) Forms developed and provided annually by the commissioner of higher education to calculate payments due the Student Protection Fund Account shall be completed by the school and submitted annually to the executive secretary of the Advisory Commission on Proprietary Schools. The school director or persons designated to sign on his behalf shall attest that the information provided is correct and complete.

* * *

D.(1) No payment shall be paid from the fund account until the avails from the surety bond required by R.S. 17:3141.5(D) have been exhausted.

(2) Claims against the fund account shall be considered from currently enrolled students only when there is a lack of availability for that student to transfer for the time remaining in his course of study, at no additional cost, to a similar program within the student's local area, as determined by the Advisory Commission on Proprietary Schools. The receiving school shall in no way be liable for any transferring student's tuition refunds.

* * *

(5) A school shall inform its students in writing of their rights under the provisions governing the Student Protection Fund Account. Application for refund shall be made on forms provided by the commissioner of higher education after determination of cessation of operation of the school.

* * *

(8) If a school's cessation of operation renders eligible a student, governmental agency or other organization, or any person for a refund, reasonable effort must be made to acquire such a refund from such school, surety bond as required by R.S. 17:3141.5(D), or any other school resources, and any refund payments for tuition from any other source made to a student as a result of this cessation of operation shall be deducted from the obligation of the fund account.

(9) A claim shall be made against the fund account only if it arises out of the cessation of operation by an institution on or after September 3, 1989, and after claims are made against the surety bond or other school resources.

(10) In the event of the cessation of operation of any authorized school after July 1, 1999, the Board of Regents shall have the authority to authorize the seizure and sale at public auction of all unsecured assets of the school, with all proceeds to be deposited in the Proprietary School Student Protection Fund Account. Cessation of operation shall mean the cessation of all instructional and business operations directly related to the offering of education and training as authorized under the provisions of this Chapter, with no reasonable prospect of resuming operations.

E.(1)(a) Any student enrolled in a proprietary school licensed under the provisions of R.S. 17:3141.4 through 3141.17, who is unable to complete a course or unit of instruction at such school because of cessation of operation of the school and who has paid tuition for such course or unit of instruction, may make application to the commissioner of higher education for a refund of tuition from the Student Protection Fund Account established pursuant to R.S. 17:3141.16 to the extent that such fund account exists or has reached the level necessary to pay outstanding approved claims.

* * *

(2) Each recipient of a tuition refund made in accordance with the provisions of this Section shall assign all rights to the state of any action against the school or its owner or owners for tuition amounts reimbursed pursuant to this Section. Upon such assignment, the

Board of Regents may take appropriate action against the school or its owner or owners in order to reimburse the Student Protection Fund Account for any expenses or claims that are paid from the fund account and to reimburse the state for the reasonable and necessary expenses in undertaking such action.

F. The Board of Regents shall adopt necessary rules and regulations based on recommendations from the Advisory commission on Proprietary Schools providing for the cessation of payments into the Student Protection Fund Account by schools licensed under the provisions of this Chapter upon the fund account balance reaching a minimum of eight hundred thousand dollars and for the resumption of payments into the fund account whenever the fund account balance is less than seven hundred fifty thousand dollars.

G.(1) Notwithstanding the provisions of Subsection A of this Section, there is hereby established a special account within the Proprietary School Students Protection Fund Account to be known as the Proprietary School Student Records and Administration Account, hereinafter referred to as the "Administration Account". Any balance in the Student Protection Fund Account on July 1, 2000, that exceeds eight hundred thousand dollars, as provided in Subsection F of this Section, shall be deposited into the Administration Account. All interest earned on the fund account after July 1, 2000, shall be deposited in the Administration Account. All deposits made to the Student Protection Fund Account after July 1, 2000, shall be made in accordance with the provisions of Subsection B of this Section.

* * *

§3138.4. Workforce and Innovation for a Stronger Economy Fund

A. The "Workforce and Innovation for a Stronger Economy Fund", hereinafter referred to in this Section as the "fund", is hereby created within the state treasury as a special fund for the purpose of funding degree and certificate production and research priorities in high demand fields through programs offered by Louisiana's public postsecondary education institutions to meet the state's future workforce and innovation needs.

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

C. Subject to an annual appropriation by the legislature, each fiscal year the sum of forty million dollars shall be deposited into the fund. Monies in the fund shall be appropriated and administered as provided in this Section.

D.(1) Monies in the fund shall be appropriated to the Board of Regents to be distributed to and used by postsecondary education institutions in accordance with a statewide workforce demand and gap analysis to be developed as provided for in this Section.

(2) The funds distributed pursuant to this Section shall be used by the institution towards degree and certificate production pursuant to the workforce demand and gap analysis and research priorities according to implementation plans.

(3) Any funds distributed to any institution that remain unexpended or unobligated at the end of the fiscal year shall be available for use in the subsequent fiscal year by an institution pursuant to their implementation plan.

(4)(a) Funding shall be distributed by the Board of Regents only upon receipt of certification by the postsecondary education management board on behalf of the receiving public postsecondary education institution that a match of no less than twenty percent of the amount of funding to be distributed has been guaranteed by a private entity. Match certification shall be reported to the Joint Legislative Committee on the Budget within thirty days of the receipt. The certification shall detail the type of private match to be provided, which may include: cash; in-kind donations of technology, personnel, construction materials, facility modification, or tangible property; internships; scholarships; sponsorship of staff or faculty; or faculty endowment. The Workforce and Innovation for a Stronger Economy Fund Strategic Planning (WISE) Council may authorize a match for an institution in types other than those provided for in this Paragraph, upon request of the system president.

(b) In any fiscal year that the total appropriated funds from the sum of the state general fund and dedicated funds for higher

education are below the appropriated funding in the prior fiscal year, the WISE Council may at its discretion, delay or waive requirements as set forth in Subparagraph (a) of this Paragraph.

E-(1) A Workforce and Innovation for a Stronger Economy Fund Strategic Planning Council, to be referred to as the "WISE Council", shall be established as an independent subcommittee of the Board of Regents and shall be comprised of the president-chancellor of Louisiana State University, the president of the Southern University System, the president of the University of Louisiana System, the president of the Louisiana Community and Technical College System, the commissioner of higher education, the secretary of the Department of Economic Development, the executive director of the Louisiana Workforce Commission, and the chairman of the Workforce Investment Council, or their successors.

(2)(a) ~~The WISE Council shall develop a method for the distribution of monies in the fund in alignment with the statewide workforce demand and gap analysis and research priorities as provided in this Section. The methodology for the distribution shall be reevaluated no more than once every three years unless a majority of the WISE Council vote to reevaluate the methodology more often.~~

(b) ~~The methodology of distribution shall be as follows:~~

(i) ~~Eighty percent of funds distributed shall be based on degree and certificate production in fields required for four- or five-star jobs, as defined by the Louisiana Workforce Commission's Louisiana Star Jobs program or its successors and weighted by cost and a prioritization of high demand degree and certificate production based on data provided by the Department of Economic Development and the Louisiana Workforce Commission.~~

(ii) ~~Twenty percent of funds distributed shall be based on federally funded research expenditures as defined by the National Science Foundation.~~

(iii) ~~The WISE Council shall have the authority to adjust the percentage of the distributions by no more than ten percent relative to the distribution of funds between degree certification production in Item (i) of this Subparagraph and federally funded research expenditures in Item (ii) of this Subparagraph. However, in no event shall the distribution based on federally funded research expenditures be reduced below twenty percent.~~

(3) ~~The WISE Council shall prepare a statewide workforce demand and gap analysis which shall include:~~

(a) ~~Statewide and regional degree and certificate production and research priorities based on an analysis of credential completion at all Louisiana postsecondary education institutions and workforce demand.~~

(b) ~~A prioritization of high-demand degree and certificate production based on data provided by the Department of Economic Development and the Louisiana Workforce Commission.~~

(4)(3) ~~The WISE Council and the Board of Regents shall review and approve the statewide workforce demand and gap analysis and research priorities.~~

(5)(4) ~~The WISE Council shall review and approve implementation plans submitted by institutions. The implementation plans shall include at a minimum a plan for expenditure of monies and outcomes expected.~~

(6)(5) ~~The system presidents shall report annually to the WISE Council on progress towards degree and certificate and research priorities in accordance with the implementation plans.~~

F- ~~B.~~ ~~The statewide workforce demand and gap analysis, including any revisions to the analysis, distribution of funds, and implementation plans shall be posted on the Board of Regents' website.~~

G- ~~C.~~ ~~The WISE Council may create policies and procedures for its own management but shall meet no less than two times per year.~~

H- ~~D.~~ ~~The Board of Regents, on behalf of postsecondary education, shall provide annual reporting to the Senate Committee on Education, Senate Committee on Finance, the House Committee on Education, and the House Committee on Appropriations. Such reports shall include the statewide workforce demand and gap analysis, including any revisions to the analysis, distribution of funds, and implementation plans.~~

I- ~~The Board of Regents shall promulgate rules developed jointly and collaboratively by the commissioner of higher education and the system presidents for the administration of the fund. Prior to final adoption, the rules shall be approved by the WISE Council.~~

J. ~~The fund is in addition to, and separate from, any monies appropriated or allocated to any postsecondary education management board. Allocations from this fund shall not be included in the Board of Regents' funding formula calculation, nor shall it supplant any state general fund allocations provided to institutions. The availability of the fund shall not in any way substitute, limit, or otherwise affect the allocation of any funds otherwise available to those institutions under state or federal laws.~~

K- ~~E.~~ ~~All actions of the WISE Council and the implementation of this Section shall be subject to the approval of the Board of Regents.~~

Section 6. R.S. 22:1071(D)(3)(b) and (c) and 1476(A)(2) are hereby amended and reenacted to read as follows:

§1071. Enforcement provisions

	*	*	*
D.	*	*	*
(3)	*	*	*

(b) After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and prior to monies being placed in the state general fund, an amount equal to that deposited as required by Subparagraph (a) of this Paragraph shall be credited to a special fund agency account to be retained for future appropriation as provided in this Section hereby created in the state treasury to be known as the Administrative Fund Account of the Department of Insurance. The monies in this fund account shall be used solely as provided by Subparagraph (c) of this Paragraph and only in the amounts appropriated by the legislature. All unexpended and unencumbered monies in this fund account at the end of the fiscal year shall remain in such fund account. The monies in this fund account shall be invested by the state treasurer in the same manner as monies in the state general fund and interest earned on the investment of these monies shall be credited to this fund account. Funding deposited into the account shall be considered fees and self-generated revenues and shall be available for annual appropriations by the legislature.

(c) The monies in the Administrative Fund Account of the Department of Insurance shall be used solely for the expenses in connection with the administration and enforcement of the provisions of this Subpart.

§1476. Assessments against insurers; dedications

	*	*	*
A.	*	*	*

(2) An amount equal to two and one-fourth hundredths of one percent of the gross direct premiums received in this state, in the preceding year; two and thirty-seven hundredths of one percent of the direct gross premiums received in this state, in the year 2001; and two and one-half hundredths of one percent of the direct gross premiums received in the state, in the year 2003 and every year thereafter by insurers doing business in this state and subject to this Subpart, less returned premiums shall be deposited by the commissioner of insurance with the state treasurer to be credited to a special fund agency account, created in the state treasury entitled the Municipal Fire and Police Civil Service Operating Fund Account, hereinafter known as the "fund account". Subject to an annual appropriation by the legislature pursuant to the provisions of R.S. 33:2480 and 2540, monies in the fund account shall be used solely to support the operations of the office of state examiner, Municipal Fire and Police Civil Service. Monies in the fund account shall be invested by the treasurer in the same manner as monies in the state general fund and interest earned on investment of these monies shall be credited to the state general fund. All unexpended and unencumbered monies in the fund account at the end of the fiscal year shall revert to the state general fund. Funding deposited into the account shall be considered fees and self-generated revenues and shall be available for annual appropriations by the legislature.

Section 7. R.S. 23:1514(D)(5) is hereby amended and reenacted to read as follows:

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§1514. Worker training fund; purpose; training programs; eligibility criteria; program administration

D.

(5) The administrator may annually set aside an amount up to ten percent of the amount appropriated to the fund by the state legislature for preemployment training in any year in which the legislature appropriates funds for training equal to or exceeding those funds appropriated in the previous year to the Rapid Response Fund created by R.S. 51:2361 or to the Louisiana Economic Development Fund created by R.S. 51:2315 to be used exclusively for the Louisiana FastStart Program. All preemployment training shall require an employer matching contribution of not more than fifty percent, and job placement outcomes at wage rates commensurate with training, as determined by the administrator pursuant to duly promulgated rules and regulations.

AMENDMENT NO. 4

On page 1, line 11, change "Section 1." to "Section 8."

AMENDMENT NO. 5

On page 2, between lines 1 and 2, insert the following:

"Section 9. R.S. 30:2004(11), 2014(B), (D)(4)(a) and the introductory paragraph of (b), 2015(A), (B), the introductory paragraph of (C), the introductory paragraph of (D), and (E), 2035(B)(1), 2054(B)(8), 2109(A) and (C), 2192(B)(4), 2195(B), (C), and (E), the introductory paragraph of 2195.2(A)(4), 2195.4(C)(1) and (2), 2195.5, 2205(A)(1), and 2252(A), (B), and (C) are hereby amended and reenacted to read as follows:

§2004. Definitions

The following terms as used in this Subtitle, unless the context otherwise requires or unless redefined by a particular Chapter hereof, shall have the following meanings:

(11) "Response fund account" means the Environmental Trust Fund Account created in R.S. 30:2015.

§2014. Permits, licenses, registrations, variances, and fees

B. In order to provide for adequate permitting, monitoring, investigation, administration, and other activities required for the maintenance of a healthful and safe environment, an initial fee and an annual monitoring and maintenance fee shall be charged for all permits, licenses, registrations, or variances authorized by this Subtitle. These fees shall be determined, except as otherwise provided in this Subtitle relative to maximum amounts of fees, using a formula developed by rules to be based upon a cost equal to the cost of the annual maintenance, permitting, monitoring, investigation, administration, and other activities required therewith, including any effects the volume of emissions or effluents may have on such activities. Any such formula or fees shall be adopted by the department by rule in accordance with the Administrative Procedure Act, R.S. 49:950 et seq. Funds generated from these fees shall be deposited in the Environmental Trust Fund Account as provided in R.S. 30:2015.

D.

(4)(a) In accordance with the provisions of Article VII, Section 2.1 of the Constitution of Louisiana, and notwithstanding any other provision of law, the Department of Environmental Quality may modify any fee that is in effect on June 30, 2002, is authorized by this Title, and is required to be deposited into the Environmental Trust Fund Account. Such a modification may increase the rate in effect on June 30, 2002, over the two-year fiscal period beginning July 1, 2002, as follows: the department may increase any such fee by a maximum of twenty percent, effective on or after July 1, 2002, and by a maximum of ten percent above the rate in effect on June 30, 2003, effective on or after July 1, 2003. Within ninety days of the promulgation and adoption of any regulation necessary to implement the fees herein, the Department of Environmental Quality shall submit a written report to the Joint Legislative Committee on the

Budget for its approval which details the proposed use for the fee increase, efforts to decrease the processing time for permits, efforts to increase the number of inspections conducted at regulated facilities, enforcement activities, and efforts to increase the collection of fines imposed by the Department of Environmental Quality.

(b) Notwithstanding any other provision of law to the contrary, the Department of Environmental Quality may increase the following fees from the amounts in effect on March 14, 2015, as authorized by this Title or any rule or regulation promulgated pursuant thereto, and is required to be deposited into the Environmental Trust Fund Account as follows:

§2015. Environmental Trust Fund Account

A. In order to fulfill the constitutional mandate of Article IX of the Louisiana Constitution to protect, conserve and replenish the natural resources of the state, the legislature hereby declares that sufficient funds shall be available to the Department of Environmental Quality to fulfill that mandate. It is the intent of this Section to insure that all funds generated by the department are used to fulfill and carry out its powers, duties, and functions as provided by law.

B. There is hereby established a fund an agency account in the state treasury to be known as the "Environmental Trust Fund Account", hereafter referred to as the "trust fund account", into which the state treasurer shall each fiscal year deposit the revenues received from those sources provided for by Subsection C of this Section and other sources as provided for by law after those revenues have been deposited in the Bond Security and Redemption Fund. Out of the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state that become due and payable within each fiscal year, the treasurer, prior to placing such funds in the state general fund, shall pay into the trust fund account an amount equal to the revenue generated from collection from those sources provided for by Subsection C of this Section and other sources as provided for by law. No expenditures shall be made from the trust fund account unless first appropriated by the legislature. The monies in the trust fund account shall be invested by the state treasurer in the same manner as monies in the state general fund. All interest earned on money from the fund account and invested by the state treasurer shall be credited to the Environmental Trust Fund Account. Funding deposited into the account shall be considered fees and self-generated revenues and shall be available for annual appropriations by the legislature.

C. The Environmental Trust Fund Account shall consist of all revenues generated from the following sources:

D. The monies in the Environmental Trust Fund Account shall be used for the following purposes:

E. In any cases where monies from the trust fund account are expended, the attorney general shall institute a civil action to recover from the responsible persons all such monies expended from the trust fund account. If the secretary requests that the attorney general institute a civil action to recover monies expended from the trust fund account and the attorney general declines to institute such action or does not respond within sixty days of such request and agree to institute a civil action, an attorney from the department may, with the concurrence of the attorney general, institute a civil action to recover monies expended from the trust fund account. Any monies so recovered shall be paid into the trust fund account.

§2035. Environmental Emergency Response Training Program

B.(1) The chief of each eligible agency including any municipality or parish may apply to the department for allocation of funds from the Environmental Trust Fund Account to provide or secure the training authorized by this Section.

§2054. Air quality control; secretary of environmental quality; powers and duties

B. The secretary shall have the following powers and duties:

* * *

(8) To establish and implement a program for the control and abatement of motor vehicle emissions in accordance with R.S. 30:2060 and other applicable state and federal laws, particularly the Clean Air Act as amended, but not to exceed the requirements provided in such act unless specifically authorized. Such program shall be applicable only in parishes and municipalities as necessary to comply with the requirements of the federal Clean Air Act or regulations promulgated by the United States Environmental Protection Agency. If such program includes the periodic inspection of motor vehicles, the frequency of performing such inspections shall be as allowed by federal law or regulations or by agreements with federal agencies. During each calendar year, the secretary may exempt vehicles of that model year and vehicles from prior model years from on-board diagnostic (OBD II) testing. The fees due the department for this program pursuant to R.S. 32:1306(C)(3) shall be deposited into the Environmental Trust Fund Account. The inspection and maintenance of motor vehicles as required by this Paragraph shall begin on January 1, 2000.

* * *

§2109. Nuclear power facilities; emergency planning; findings

A. The legislature finds and declares that it is necessary that the secretary of environmental quality be empowered upon a declaration of a state of disaster emergency, as provided for in Subsection C of this Section, and which is related to a source of radiation, to enter into contracts and agreements necessary to perform duties assigned under any radiological response plan and to expend funds from the Environmental Trust Fund Account for such purposes, according to the provisions of R.S. 30:2015.

* * *

C. Upon a declaration of a state of disaster emergency pursuant to and in accordance with R.S. 29:705 or R.S. 29:706 related to a source of radiation, the secretary of the Department of Environmental Quality is authorized to enter into any contracts or agreements necessary to perform any duty or function required of the secretary in any radiological response plan. The secretary is authorized to expend funds from the Environmental Trust Fund Account in the performance of such duties in accordance with the provisions of R.S. 30:2015.

* * *

§2192. Treatment, storage, and disposal facilities

* * *

B. The regulations at a minimum shall require:

* * *

(4) A surety bond in favor of the state, a certificate of public liability insurance, payments into the Environmental Trust Fund Account, other financial assurance, or any combination thereof, sufficient to assure financial responsibility for damages resulting from accidents or negligence, when corrective action is required or as specified in the permit, and to assure closure and post-closure care, said assurance to be consistent with the degree and duration of risks associated with the treatment, storage, or disposal of the type of hazardous waste handled.

* * *

§2195. Motor Fuels Underground Storage Tank Trust Fund

* * *

B. There is hereby established a special custodial trust fund in the state treasury to be known as the Motor Fuel Underground Storage Tank Trust Fund, hereafter referred to as the "Tank Trust Fund", into which the state treasurer shall, each fiscal year, deposit the revenues received from the collection of the fees as established in R.S. 30:2195.3(A)(1)(a) and (B). The secretary is authorized pursuant to Article VII, Section 9(A) of the Constitution of Louisiana and R.S. 30:2031 to enter into an agreement with a private legal entity to receive and administer the Tank Trust Fund for the purpose of providing financial responsibility for underground motor fuel storage tanks. On an annual basis, all owners of registered tanks shall remit to the department a tank registration fee of sixty dollars for each tank. The revenue from the tank registration fees shall be deposited directly into the Environmental Trust Fund Account as provided by R.S. 30:2015 and utilized for underground storage tank activities only, and any deviation from the aforesaid shall be documented and reported to the House Committee on Natural Resources and Environment and the Senate Committee on Environmental Quality. Revenues received

from annual maintenance and monitoring fees, other than those established in R.S. 30:2195.3(B), shall be deposited into the Environmental Trust Fund Account. The department shall promulgate rules and regulations for the implementation of this Section in accordance with the Administrative Procedure Act, R.S. 49:950 et seq.

C. Monies so deposited in the Environmental Trust Fund Account shall be used to defray the cost to the state of administering the underground storage tank program and the cost of investigation, testing, containment, control, and cleanup of releases from underground storage tanks containing regulated substances. Only monies recovered pursuant to R.S. 30:2195.2(A)(2) and deposited in the Tank Trust Fund may be used for the loans authorized by R.S. 30:2195.12(E). These monies shall also be used to provide money or services as the state share of matching funds for federal grants involving underground storage tanks. At the end of each fiscal year, all monies that were deposited into the Environmental Trust Fund Account from the fees established in R.S. 30:2195.3(A)(1)(a) and (B) which remain unspent, including all accrued interest, shall be transferred to the Tank Trust Fund.

* * *

E. Annually, the department shall prepare a report for the House Committee on Natural Resources and Environment and the Senate Committee on Environmental Quality of all disbursements of monies from the Tank Trust Fund and the Environmental Trust Fund Account. The report shall include all loans made from the Tank Trust Fund, the number of sites actively seeking reimbursement from the Tank Trust Fund as of June thirtieth of each year, the number of sites deemed eligible for the Tank Trust Fund during the previous fiscal year, and the number of sites that have been granted "No Further Action", and the department has received the last application for reimbursement during the previous fiscal year. Regarding disbursements from the Tank Trust Fund as provided by R.S. 30:2195.2, the report shall include a list of all reimbursements, all pending reimbursements, the date the application was made for reimbursement, and the date reimbursement was made by the department. The report shall be delivered to the respective legislative committees no later than March first of each year.

* * *

§2195.2. Uses of the Tank Trust Fund

A. The department shall administer the Tank Trust Fund and shall make disbursements from the fund for all necessary and appropriate expenditures. Pursuant to the authorization in R.S. 30:2195, the secretary of the Department of Environmental Quality shall use the Tank Trust Fund as follows:

* * *

(4) The Environmental Trust Fund Account may be used to reimburse or pay for any costs associated with the review of applications for reimbursement from the trust, legal fees associated with the collection of costs from parties who are not eligible participants, audits of the Tank Trust Fund and bulk operators, and accounting and reporting of the uses of the trust. The Environmental Trust Fund Account will also reimburse the Department of Environmental Quality for costs associated with administering the underground storage tank program in accordance with R.S. 30:2195(C) up to the amount appropriated pursuant to R.S. 30:2195(B).

* * *

§2195.4. Procedures for disbursements from the Tank Trust Fund

* * *

C.(1) For any month during which the collection of fees assessed pursuant to R.S. 30:2195.3 is suspended, the treasurer shall transfer an amount equal to twenty percent of the average monthly fee amount collected according to the schedule specified in R.S. 30:2195.3(A)(1) from the trust into the Environmental Trust Fund Account for use as provided by R.S. 30:2195.3(A)(9).

(2) If the secretary determines that the funds deposited on a monthly basis into the Environmental Trust Fund Account pursuant to R.S. 30:2195(B) are insufficient relative to the legislatively approved fiscal appropriation for the department during a given year, the secretary may order the treasurer to transfer from the Tank Trust Fund to the Environmental Trust Fund Account only that amount necessary to reach the authorized ceiling.

* * *

April 24, 2018

§2195.5. Audits

An annual independent audit of the Tank Trust Fund shall be conducted. Such funds as are necessary to perform the audit shall be authorized from the Tank Trust Fund. The secretary shall authorize funding from the Environmental Trust Fund Account, R.S. 30:2015, for the purpose of auditing bulk operators regarding the remittance of motor fuel delivery fees.

* * *

§2205. Hazardous Waste Site Cleanup Fund

A.(1) All sums recovered through judgments, settlements, assessments of civil or criminal penalties, funds recovered by suit or settlement from potentially responsible parties for active or abandoned site remediation or cleanup, or otherwise under this Subtitle, or other applicable law, each fiscal year for violation of this Subtitle, shall be paid into the state treasury and shall be credited to the Bond Security and Redemption Fund. After a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer, prior to placing such remaining funds in the state general fund, shall pay into a special fund, which is hereby created in the state treasury and designated as the "Hazardous Waste Site Cleanup Fund", all of those funds generated by the hazardous waste tax under the provisions of Chapter 7-A of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950 and the sums recovered through all judgments, settlements, assessments of civil or criminal penalties, fees and oversight costs received from potentially responsible parties for the department's work in overseeing of assessment and remediation at inactive or abandoned sites, funds recovered by suit or settlement from potentially responsible parties for active or abandoned site remediation or cleanup, or otherwise, for violation of this Subtitle, except as provided in R.S. 30:2025 and 2198; however, the balance in the fund shall not exceed six million dollars at any time and upon the accumulation of six million dollars in the fund, the treasurer shall pay all remaining sums provided for in this Subsection into the Environmental Trust Fund Account, R.S. 30:2015.

* * *

§2552. ~~Brownfields Cleanup Revolving Loan Fund Program; authority~~ Authority to make loans and grants; incur debt; tax exemption

A. Any political subdivision, public trust, quasi governmental organization, or eligible nonprofit or private entity, except as provided in R.S. 30:2551(C), is hereby authorized to make loans from and incur debt payable to the department in accordance with the provisions of this Section. The making of a loan from the ~~Brownfields Cleanup Revolving Loan Fund~~ and the issuance of debt evidencing such loan by any political subdivision, eligible nonprofit organization, or eligible private entity shall be approved by the State Bond Commission. This Section shall not be deemed to be the exclusive authority under which a political subdivision, eligible nonprofit organization, or eligible private entity may borrow money from or incur indebtedness to the department. ~~The department shall aggressively pursue leveraging of all funds to the maximum amount allowable by law.~~

B. All bonds, notes, or other evidence of indebtedness of any political subdivision, public trust, quasi governmental organization, or eligible nonprofit or private entity issued to represent a loan from the department ~~or the fund~~ shall be authorized and issued pursuant to a resolution of the governing authority of such entity, which resolution shall prescribe the form and details thereof, including the terms, security for, manner of execution, repayment schedule, and redemption features thereof, and such resolution may provide that an officer of such entity may execute in connection with such obligation any related contract, including but not limited to a credit enhancement device, indenture of trust, loan agreement, pledge agreement, or other agreement or contract needed to accomplish the purposes for which said evidence of indebtedness is given, in substantially the form attached to said resolution, but which final executed credit enhancement device, indenture of trust, loan agreement, pledge, or other contract or agreement may contain such changes, additions, and deletions as shall in the sole opinion of the executing officer be appropriate under the circumstances. Any such resolution shall include a statement as to the maximum principal amount of any such obligation, the maximum interest rate to be

incurred or borne by said obligation or guaranteed by said obligation, the maximum redemption premium, if any, and the maximum term in years for such obligation, guarantee, or pledge.

C. Notwithstanding any other provision of law to the contrary, a political subdivision, public trust, quasi governmental organization, or eligible nonprofit entity, upon entering into a loan ~~in accordance with the fund as provided in R.S. 30:2551~~, may dedicate and pledge a portion of any revenues it has available to it, including but not limited to revenues from the general revenue fund, sales taxes, assessments, or property taxes of the political subdivision, for a term not exceeding twenty years from the date of project completion for repayment of the principal of, interest on, and any premium, administrative fee, or other fee, or cost imposed by the department in connection with such loan.

* * *

Section 10. R.S. 32:202, 402.3(I), and 412(C)(2) are hereby amended and reenacted to read as follows:

§202. Louisiana Bicycle and Pedestrian Safety Fund Account

A. There is hereby created, as a special ~~fund account~~ in the state treasury, the Louisiana Bicycle and Pedestrian Safety ~~Fund Account~~, hereinafter referred to as the "~~fund~~" ~~account~~. The source of monies for the ~~fund account~~ shall be that portion of the monies derived from fees imposed and dedicated to the ~~fund account~~ pursuant to the provisions of R.S. 47:463.148, and grants, gifts, and donations and any other monies received by the state for the purposes of bicycle and pedestrian safety and which are appropriated to the ~~fund account~~.

B. After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, relative to the Bond Security and Redemption Fund, an amount equal to that deposited into the state treasury from the foregoing sources shall be deposited in and credited to ~~the fund~~ a special agency ~~account~~. The monies in the ~~fund account~~ shall be invested by the treasurer in the same manner as the state general fund, and interest earnings shall be deposited into the ~~fund account~~. All unexpended and unencumbered monies remaining in the ~~fund account~~ at the end of each fiscal year shall remain in the ~~fund account~~. **Funding deposited into the account shall be considered fees and self-generated revenues and shall be available for annual appropriations by the legislature.**

C. Monies in the ~~fund account~~ shall be subject to annual appropriation by the legislature for use by the Department of Transportation and Development. The monies in the ~~fund account~~ shall be allocated and disbursed by the secretary of the Department of Transportation and Development and used solely for bicycle and pedestrian safety.

* * *

§402.3. Motorcycle Safety, Awareness, and Operator Training Program; ~~fund account~~

* * *

I. The Motorcycle Safety, Awareness, and Operator Training Program ~~Fund Account~~, provided for in R.S. 32:412(C)(2) shall continue to fund the operator training, instructor training, and motorcycle safety and awareness programs under the operation of the Department of Public Safety and Corrections.

* * *

§412. Amount of fees; credit or refund; duration of license; veteran designation; disabled veteran designation; university logo; "I'm a Cajun" designation; needs accommodation designation; disbursement of funds; renewal by mail or electronic commerce of Class "D" or "E" drivers' licenses; disposition of certain fees; exception

* * *

C.

* * *

(2) Notwithstanding any provisions of law to the contrary and subject to the exceptions contained in Article VII, Section 9(A) of the Constitution of Louisiana, the amount of seven dollars and fifty cents from the fee for a motorcycle or motor scooter endorsement to a basic license, or the amount of three dollars from the fee if the motorcycle endorsement for any person is to a license that is valid for only less than six years shall be credited to the Bond Security and Redemption Fund. After a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within any fiscal years, the treasurer shall pay an amount equal to the fees paid into the Bond

Security and Redemption Fund pursuant to this Paragraph into a special ~~fund~~ **agency account** which is hereby created in the state treasury and designated as the "Motorcycle Safety, Awareness, and Operator Training Program **Fund Account**", hereinafter referred to as the "**fund account**". The monies credited to the **fund account** shall be used solely for operator training, instructor training, and motorcycle safety and awareness programs. Any unexpended and unencumbered monies remaining to the credit of the **fund account** on June thirtieth of each year, after all appropriations of the preceding fiscal year have been made, shall revert to the state general fund. The monies in the **fund account** shall be expended solely from year to year as appropriated by the legislature for the purposes of motorcycle safety and awareness and operator training. Any amounts earned through investment of the monies in the **fund account** shall revert to the state general fund. **Funding deposited into the account shall be considered fees and self-generated revenues and shall be available for annual appropriations by the legislature.**

Section 11. R.S. 39:82(A) and 352 are hereby amended and reenacted to read as follows:

§82. Remission of cash balances to the state treasurer; authorized withdrawals of state monies after the close of the fiscal year; reports

A. All cash balances occurring from appropriations made by legislative act or by the Interim Emergency Board regardless of date of passage to any state agency for which no bona fide liability exists on the last day of each fiscal year shall be remitted to the state treasurer by the fifteenth day following the last day of the fiscal year. Any appropriations including those made by the Interim Emergency Board of the preceding fiscal year remaining at the end of the fiscal year against which bona fide liabilities existed as of the last day of the fiscal year may be withdrawn from the state treasury during the forty-five day period after the last day of the fiscal year only as such liabilities come due for payment. ~~Prior to placing monies associated with such unexpended appropriations into the state general fund, the state treasurer shall transfer all cash balances identified and reported by the commissioner of administration as being from unexpended and unencumbered state general fund (direct) and Overcollections Fund appropriations for professional, personal, and consulting service contracts not approved by the Joint Legislative Committee on the Budget as provided in R.S. 39:1590 and remaining at the end of each fiscal year for deposit in and credit to the Higher Education Financing Fund as are necessary to satisfy the requirements of R.S. 39:100.146; and then shall make deposits to the Payments Towards the UAL Fund as are necessary to satisfy the requirements of R.S. 39:100.11.~~

§352. Cancellation of unexpended portions of appropriations; exceptions

Whenever any specific appropriation is made to meet any item of expenditure which occurs annually by provision of law or for contingent expense, and any portion of it remains unexpended at the end of the year for which the specific appropriation was made, after all legal claims against it for the year have been paid, the commissioner of administration shall cancel any balance of the appropriation, and each succeeding year he shall open a new account for the appropriation which may be made for that particular year, without carrying forward any unexpended balance of appropriation made for any previous year. This provision shall not apply to appropriations made to pay the debt of the state, principal and interest. ~~Prior to placing monies associated with such unexpended appropriations into the state general fund, the state treasurer shall transfer all cash balances identified and reported by the commissioner of administration as being from unexpended and unencumbered state general fund (direct) and Overcollections Fund appropriations for professional, personal, and consulting service contracts not approved by the Joint Legislative Committee on the Budget as provided in R.S. 39:1590 remaining at the end of each fiscal year for deposit in and credit to the Higher Education Financing Fund as is necessary to satisfy the requirements of R.S. 39:100.146 and then shall make deposits to the Payments Towards the UAL Fund as are necessary to satisfy the requirements of R.S. 39:100.11.~~

Section 12. R.S. 39:91(B) and 100.136 are hereby amended and reenacted to read as follows:

§91. Deepwater Horizon Economic Damages Collection Fund

B. All economic damages proceeds from the DWH litigation in excess of the first two hundred million dollars deposited in the Fiscal Year 2015-2016 Deficit Elimination Fund shall be deposited by the treasurer as follows:

(1) Forty-five percent of each such receipt of economic damages proceeds to the Budget Stabilization Fund until that fund reaches the amount statutorily mandated by R.S. 39:94.

(2) ~~Forty-five percent~~ **The balance** of each such receipt of economic damages proceeds to the ~~Medicaid Trust Fund for the Elderly provided for in R.S. 46:2691 until an amount not to exceed seven hundred million dollars has been deposited into such fund~~ **state general fund.**

(3) Ten percent of each such receipt of economic damages proceeds to the Health Trust Fund provided for in R.S. 46:2731 until ~~an amount not to exceed thirty million dollars has been deposited into such fund.~~

§100.136. Specialized Educational Institutions Support Fund

A. There is hereby established in the state treasury a special fund to be known as the "Unfunded Accrued Liability ~~and Specialized Educational Institutions Support Fund~~", hereinafter referred to as "fund". ~~The fund shall be composed of two accounts: the UAL Account and the Specialized Educational Institutions Account.~~ The source of monies for the fund shall be those state revenues deposited into the fund pursuant to the requirements of R.S. 47:6351. Monies in the fund shall be invested in the same manner as those in the state general fund. Monies remaining in the fund at the end of the fiscal year shall ~~be deposited into the UAL Account~~ **remain in the fund.**

B. Monies in the fund shall be available for appropriation exclusively for ~~(1)~~ payments against the unfunded accrued liability of the public retirement systems which are in addition to any payments required for the annual amortization of the unfunded accrued liability of the public retirement systems, as required by Article X, Section 29(E)(2)(c) of the Constitution of Louisiana; however, any such payments to the public retirement systems shall not be used, directly or indirectly, to fund cost-of-living increases for such systems and ~~(2) the support of operations of the Louisiana Cancer Research Center of L.S.U. Health Sciences Center in New Orleans/Tulane Health Sciences Center, the Feist-Weiller Cancer Center of LSU Health Sciences Center - Shreveport, the Pennington Biomedical Research Center, the Louisiana State University Agricultural Center, and the Southern University Agricultural Research and Extension Center.~~ Monies appropriated from the fund shall not be used in any fiscal year to displace, replace, or supplant state general fund support for these agencies.

C. ~~(1) Appropriations from the Specialized Educational Institutions Account in any fiscal year shall be allocated as provided in this Paragraph; however, in the event that the amount available for appropriation in any fiscal year is insufficient to provide for such allocations, the amounts allocated shall be reduced proportionately.~~

~~(a) Five Million Dollars for the Louisiana Cancer Research Center of L.S.U. Health Sciences Center in New Orleans/Tulane Health Sciences Center.~~

~~(b) Five Million Dollars for the Feist-Weiller Cancer Center of LSU Health Sciences Center - Shreveport.~~

~~(c) Ten Million Dollars for the Louisiana State University Agricultural Center.~~

~~(d) Five Million Dollars for the Pennington Biomedical Research Center.~~

~~(e) Five Million Dollars for the Southern University Agricultural Research and Extension Center.~~

(2) Appropriations from the UAL Account shall be exclusively for additional payments against the unfunded accrued liability of the public retirement systems as provided in Subsection B of this Section.

Section 13. R.S. 40:1135.10 is hereby amended to read as follows:

§1135.10. Emergency medical technician **fund account**

A. There is hereby established a special **fund account** in the state treasury to be known as the Emergency Medical Technician

Fund Account, hereafter referred to as "fund account", which shall consist of monies generated by the fees collected from the purchase of prestige license plates for certified emergency medical technicians as provided in R.S. 47:463.47. In addition, the legislature may make annual appropriations to the fund account for the purposes set forth in this Section.

B. All monies collected pursuant to R.S. 47:463.47 shall be deposited in the Bond Security and Redemption Fund as required by Article VII, Section 9(B) of the Constitution of Louisiana and thereafter shall be credited to the fund a special agency account. Funding deposited into the account shall be considered fees and self-generated revenues and shall be available for annual appropriations by the legislature.

C. The monies in the fund account shall be appropriated to the Louisiana Department of Health solely for purchasing equipment for the testing of applicants for certification as an emergency medical technician and to cover other testing-related costs. All unexpended and unencumbered monies remaining in the fund account at the close of each fiscal year shall remain in the fund account. Monies in the fund account shall be invested by the state treasurer in the same manner as monies in the state general fund. All interest earned from the investment of monies in the fund account shall be deposited and remain to the credit of the fund account.

Section 14. R.S. 46:1301(A)(1) is hereby amended and reenacted to read as follows:

§1301. Services to autistic persons; center of excellence for autism spectrum disorder; responsibility

A. The Louisiana Department of Health shall be responsible for providing services to autistic persons, with the exception of those delineated by Part I of Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950 and provided for by the Department of Education or the local school board or otherwise mandated by law to be provided by the Department of Education or the local school board. The Louisiana Department of Health shall be responsible for:

(1) The establishment of a center of excellence for autism spectrum disorder within the office for citizens with developmental disabilities. This center may be operated by the office through formal agreements with the Department of Education and other appropriate public and private agencies including but not limited to Louisiana State University Health Sciences Center-New Orleans, Louisiana State University Health Sciences Center-Shreveport, and St. Mary's Residential Training School in Alexandria, or others. Upon the creation of a special fund by the legislature, the center is empowered to receive by gift, grant, donation, or otherwise any sum of money, property, aid, or assistance from any person, firm, or corporation. This center should be the core of activities providing services to autistic citizens including but not limited to early diagnosis and intervention and individualized programs involving school, home, and community throughout the life span of autistic citizens. The center shall give assistance to private and public agencies providing services to autistic citizens and their families. The center shall become a resource and training facility for educators and others charged with educating autistic citizens. The center, as well as any facilities constructed as a part of the center upon the appropriation of funds, shall be located in Caddo Parish.

Section 15. R.S. 47:318(D), 463.48(D), 463.60(F), 463.104(C), 463.148(E), 463.167(E), 6351(G), and 7019.2(B)(1) are hereby amended and reenacted to read as follows:

§318. Disposition of collections

D. After satisfying the requirements of Subsection B of this Section, the The remaining portion of the amount determined pursuant to Subsection A of this Section shall be deposited in the Louisiana Economic Development Fund created by R.S. 51:2315 dedicated exclusively to the Louisiana FastStart Program.

§463.48. Special prestige license plates; emergency medical technicians

D. The department shall collect the fee for the special license plates and forward twenty-four dollars to the state treasurer for deposit into the Emergency Medical Technician Fund Account created by the provisions of R.S. 40:1236.5. The remaining portion

of the fee shall be retained by the department to offset administrative costs.

§463.60. Special prestige license plates; "Animal Friendly" prestige license plate; animal population control; Pet Overpopulation Fund

F. Any veterinarian licensed in this state, veterinary hospital, or organization qualified as a tax-exempt organization under Section 501(c)(3) of the Internal Revenue Code of 1954, as amended, may apply for grants from the state general fund, on an application approved by the Pet Overpopulation Advisory Council. Grants shall be distributed solely for purposes of providing low-cost pet sterilizations by licensed veterinarians.

§463.104. Special prestige license plates; Seniors-Our Heritage

C. An annual fee of fifty dollars shall be collected from the applicant and forwarded to the Medicaid Trust Fund for the Elderly, created by R.S. 46:2691, state general fund for each license plate issued as provided in this Section. The department shall also collect the standard registration license fee provided for in R.S. 47:463 and a handling fee of three dollars and fifty cents. The handling fee shall be retained by the department to offset a portion of administrative costs.

§463.148. Special prestige license plate; "Share the Road"

E. The monies received from the additional twenty-five-dollar fee shall be deposited into the Louisiana Bicycle and Pedestrian Safety Fund Account, R.S. 32:202, for use by the Department of Transportation and Development for the sole purpose of promoting bicycle and pedestrian safety.

§463.167. Special prestige license plates; "Hunters for the Hungry Louisiana"

E. The annual royalty fee collected by the department shall be forwarded to the Wildlife and Fisheries Conservation Fund special account known as the "Hunters for the Hungry Escrow Account". No more than ten percent of the monies in the escrow account shall be used for administrative costs. The balance shall be used solely by Hunters for the Hungry Louisiana to pay for the processing and distribution of meats, when such meats shall be used by a nonprofit entity or charitable organization in food or meal distribution at no cost to an individual pursuant to R.S. 56:644.

§6351. Rebates; contracts for certain state sales and use tax rebates

G. Disposition of collections resulting from new taxable sales. The state sales tax revenues generated as a result of the activities of purchasing companies pursuant to this Section which are deposited into the state general fund shall thereafter be disbursed during each fiscal year in the following order of priority:

(1) The payment of rebates to procurement processing companies by the secretary of the Department of Revenue in accordance with the provisions of a contract, which payments shall be made from current sales tax collections pursuant to Paragraph (D)(1) of this Section.

(2) Retention by the department of amounts necessary to provide for the expenses of the department pursuant to the provisions of Subsection F of this Section.

(3) Of the monies remaining after satisfaction of the requirements of Paragraphs (1) and (2) of this Subsection as determined by the secretary pursuant to Subsection H of this Section, the state treasurer is hereby authorized and directed to transfer the amount of thirty million dollars, or as much thereof as is available, from the state general fund to the Unfunded Accrued Liability and Specialized Educational Institutions Support Fund-Specialized Educational Institutions Account, which is established pursuant to R.S. 39:100-136. Each fiscal year, the transfer shall occur as soon as is practicable, upon notification by the secretary of the Department of Revenue that revenues sufficient to provide for this distribution have been deposited into the treasury.

(4) Of the monies remaining after satisfaction of the requirements of Paragraphs (1) ~~through (3)~~ and (2) of this Subsection as determined by the secretary pursuant to Subsection H of this Section, the state treasurer is hereby authorized and directed to transfer from the state general fund to the Unfunded Accrued Liability and Specialized Educational Institutions Support Fund-UAL Account an amount equal to ten percent of the total remaining state sales tax revenues collected in and attributable to that fiscal year as a result of the activities of purchasing companies. The transfer shall occur no later than August tenth of each year.

* * *
 §7019.2. Collection of tolls, fees, and charges on Crescent City Connection Bridge; amnesty program; refunds

B.(1) The state treasurer, as administrator of the Uniform Unclaimed Property Act, shall establish a program to refund monies collected during the amnesty period for a toll violation from any person who satisfies one of the circumstances provided in Subsection A of this Section and who contacts the state treasurer for a refund and provides the state treasurer with sufficient proof of the payment made that satisfied the circumstances of Subsection A of this Section. ~~Any refund payment shall be made by the treasurer from the Crescent City Amnesty Refund Fund as provided in R.S. 9:154.3.~~

AMENDMENT NO. 6

On page 2, line 2, change "Section 2. R.S. 49:308.5(B)(3) and (4)" to "Section 16. R.S. 49:259(D), 308.3(B)(7) and (D), and 308.5(B)(3) and (4)"

AMENDMENT NO. 7

On page 2, between lines 3 and 4, insert the following:
 "§259. Department of Justice Legal Support Fund

D. Notwithstanding the provisions of Subsection A of this Section, no proceeds shall be deposited into the fund from court-awarded judgments and settlements involving the Department of Natural Resources as specified in R.S. 30:136.3(B)(1), nor any judgments, settlements, or recoveries which are designated for credit to the Hazardous Waste Site Cleanup Fund, the Environmental Trust ~~Fund~~ Account, or any other funds administered by the Department of Environmental Quality under the Environmental Quality Act. Notwithstanding the provisions of Subsection A of this Section, no proceeds shall be deposited into the fund from court-awarded judgments and settlements involving the Department of Transportation and Development. Notwithstanding the provisions of Subsection A of this Section, no proceeds shall be deposited into the fund from judgments, settlements, or recoveries arising from the DWH litigation, including but not limited to litigation expenses, assessment costs, court costs or attorney fees.

* * *
 §308.3. Special funds and dedication of money

B. This Section shall not apply to or affect the laws which dedicate or otherwise provide for the use of the following money or the laws which provide for the following special funds in the state treasury:

(7) The Hazardous Waste Site Cleanup Fund created and maintained pursuant to R.S. 30:2205 and the Environmental Trust ~~Fund~~ Account created and maintained pursuant to R.S. 30:2015.

D. This Section shall not apply to the Motorcycle Safety, Awareness, and Operator Training Program ~~Fund~~ Account as provided in R.S. 32:412(C)(2), the Proprietary School Student Protection Fund as provided for in R.S. 17:3141.16.

AMENDMENT NO. 8

On page 2, between lines 27 and 28, insert the following:
 "Section 17. R.S. 51:1927.1(A) and (C), 2315, and 2341(F) are hereby amended and reenacted to read as follows:

§1927.1. Annual audit; annual rate of return; appreciation excess; remittance to Louisiana Economic Development Fund

A. Following a decertification of a pool that was certified on or after January 1, 1999, and for which insurance premium tax credits were granted, an independent certified public accountant shall perform a review of all distributions other than tax distributions and management fees from such pool to the equity holders of the pool to determine if such distributions produce an annual internal rate of return to the equity holders of the pool of at least fifteen percent calculated on the original amount of certified capital contributed to such pool as well as any additional capital contributed to such pool. Within thirty days following the issuance of the accountant's report, the certified capital company shall remit to the Louisiana Economic Development Fund to be used exclusively for the Louisiana FastStart Program twenty-five percent of all distributions in excess of the amount required to produce an annual internal rate of return of fifteen percent until the Louisiana Economic Development Fund shall have received an amount equal to the amount of tax credits granted for the pool. Thereafter, the certified capital company shall remit to the Louisiana Economic Development Fund five percent of such excess distributions to be used exclusively for the Louisiana FastStart Program.

* * *
 C. The calculation of internal rate of return shall include all cash distributions to equity investors out of the certified capital company's investment pool, except for tax distributions and management fees. Management fees shall not exceed two and one-half percent per annum of the total certified capital of the pool without the prior approval of the secretary. Notwithstanding any other provisions in this Chapter to the contrary, for all certified capital pools formed after December 31, 2001, if a certified Louisiana capital company does not place (1) forty percent of the investment pool in qualified investments within three years after the investment date, (2) sixty percent of the investment pool in qualified investments within five years of the investment date, and (3) upon the certified Louisiana capital company's option either (a) one hundred percent of the investment pool in qualified investments within seven years of the investment date or (b) one hundred and ten percent of the investment pool in qualified investments within eight years of the investment date, then following a decertification pursuant to R.S. 51:1928(B)(3), such company shall remit to the Louisiana Economic Development Fund twenty-five percent of all distributions, other than tax distributions and management fees, until the Louisiana Economic Development Fund shall have received one hundred percent of the tax credits granted for such pool and thereafter the company shall remit ten percent of all distributions, other than tax distributions and management fees to the Louisiana Economic Development Fund to be used exclusively for the Louisiana FastStart Program. If a certified Louisiana capital company has not decertified an investment pool formed after December 31, 2001, pursuant to R.S. 51:1928(B)(3) within ten years from the investment date, such company shall remit to the Louisiana Economic Development Fund fifty percent of all distributions until the Louisiana Economic Development Fund shall have received one hundred percent of the tax credits granted for such pool, and thereafter the company shall remit twenty percent of all distributions to the Louisiana Economic Development Fund to be used exclusively for the Louisiana FastStart Program.

* * *
 §2315. Louisiana Economic Development Fund

A. There is hereby established within the state treasury a fund to be known as the "Louisiana Economic Development Fund". All monies received by the corporation shall be deposited to the account of the Louisiana Economic Development Fund to be used solely for the Louisiana FastStart Program.

B. ~~(1) The legislature may appropriate monies for the benefit of the programs administered by the corporation to the Louisiana Economic Development Fund. The monies in such fund shall be used to accomplish the purposes of this Chapter.~~

(2) All monies received or appropriated to such fund shall remain in the fund and shall not be returned to the state general fund at the end of any fiscal year.

C.(1) The monies in the Louisiana Economic Development Fund shall be invested by the treasurer in the same manner as monies in the state general fund.

(2) All interest earned on monies from such fund so invested by the state treasurer shall be deposited in the Louisiana Economic Development Fund.

* * *

§2341. Economic Development Award Program

* * *

F. The legislature shall make an annual appropriation to EDAP for deposit in the Louisiana Economic Development Fund under the terms and conditions as provided for in R.S. 51:2315 to be used solely for the Louisiana FastStart Program. Project awards shall be disbursed by the corporation's board.

* * *

Section 18. The introductory paragraph of R.S. 56:10(B)(1) and (b), 70.3, 70.4(A), 253(C)(2)(a), 278(A), 279(A), (C), (D)(1) and (3), 302.3(B)(5)(c), 494(E)(5) and (F), 644(B), the introductory paragraph of (C), (D), and (E) are hereby amended and reenacted to read as follows:

* * *

§10. Annual report to governor; estimate of proposed expenditures; particular funds; limitations on purposes for use of monies in particular funds; warrants; vouchers; surplus funds

* * *

B.(1) Subject to the exception contained in Article VII, Section 9(A) of the Constitution of Louisiana, all funds collected by the commission from every source shall be paid into the state treasury and shall be credited to the Bond Security and Redemption Fund. Out of the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall, prior to placing such remaining funds in the state general fund, conform to the following:

* * *

(b)(i) Pay annually into a special fund created in the state treasury and designated as the "Shrimp Marketing and Promotion Fund", an amount equal to the fees collected pursuant to R.S. 56:305(G) and paid into the treasury by the commission. All expenditures and allocation of monies from this fund shall be administered by the Louisiana Shrimp Task Force to be used for the development of markets for shrimp and creation of marketing strategies for the development and market expansion for shrimp harvested from Louisiana waters. The task force may contract with the Louisiana Seafood Promotion and Marketing Board to promote the Louisiana shrimp industry.

(ii) Pay annually into the Conservation Fund, into a special account entitled the "Shrimp Trade Petition Account", an amount equal to the fees collected pursuant to R.S. 56:305(H). Subject to annual appropriation by the legislature, the monies in the fund shall be used exclusively for the purposes of promotion and protection of domestic wild-caught shrimp. For purposes of this Item, promotion and protection of domestic wild-caught shrimp shall include expenses related to the petition filed by the Southern Shrimp Alliance in December 2003 for the imposition of antidumping duties pursuant to Section 731 of the Tariff Act of 1930, as amended. All expenditures and allocation of funds from this account shall be administered by the Louisiana Shrimp Task Force. The monies in this account shall be invested by the state treasurer in the same manner as monies in the state general fund and all returns on such investment shall be deposited to the account. All unexpended and unencumbered monies remaining in this account at the end of the fiscal year shall remain in the account.

* * *

§70.3. Louisiana Help Our Wildlife Fund; creation; composition of fund; uses of fund

A. The Louisiana Help Our Wildlife Fund, hereinafter referred to as "the fund", is hereby created within the Louisiana Wildlife and Fisheries Conservation Fund is hereby abolished in the state treasury. Any monies in the fund shall be transferred to the Conservation Fund.

B. The fund shall be composed of:

(1) Monies from appropriations by the legislature.

(2) All monies paid as a cost levied on class violations as provided in Subsection C of this Section.

(3) Any federal monies made available to the state for enforcement of anti-poaching laws.

C.(1) In addition to any other costs otherwise imposed by law, and notwithstanding any provision of law to the contrary, a cost of five dollars for any class violation as provided in R.S. 56:31 through 37.1 is hereby levied in each criminal action which results in conviction or guilty plea. The recipient of such costs shall remit them upon collection to the state treasurer.

(2) Notwithstanding any other provision of law to the contrary, in addition to any fine imposed under R.S. 30:2531 and 2531.1 or fine imposed pursuant to any parish or municipal ordinance prohibiting littering, an additional fine of five dollars is hereby imposed for each violation of said statutes or ordinances which results in a conviction, guilty plea, or plea of nolo contendere. The recipient of such fines shall, notwithstanding any other law to the contrary, remit them to the state treasurer upon collection.

D.(1) After complying with the requirements of Article VII, Section 9 (B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, the treasurer each fiscal year, prior to placing the remaining funds in the state general fund, shall pay the same amount of funds as was paid into the state treasury pursuant to Subsections B and C of this Section into a special fund hereby created within the Louisiana Wildlife and Fisheries Conservation Fund in the state treasury and known as the Louisiana Help Our Wildlife Fund.

(2) The monies in the Louisiana Help Our Wildlife Fund shall be used solely for the purposes set forth in this Subpart and only in the amounts appropriated each year by the legislature.

(3) All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund.

(4) The monies in the fund shall be invested by the treasurer in the same manner as monies in the Louisiana Wildlife and Fisheries Conservation Fund. All interest earned on monies invested by the treasurer shall be deposited in the Louisiana Help Our Wildlife Fund.

E. The Louisiana Help Our Wildlife Fund may be used solely for the following purposes:

(1) Rewards for information leading to the arrest and conviction of poachers and litterers.

(2) A promotional and educational campaign to inform the general public on:

(a) The harm and danger of poaching and littering.

(b) The reward for information which leads to the arrest and conviction of poachers and litterers.

(3) Toll free telephone numbers.

(4) All expenses necessary to implement the provisions of this Subpart as determined by the secretary of the Department of Wildlife and Fisheries.

§70.4. Rewards; payments

A.(1) The secretary of the Department of Wildlife and Fisheries, or his designee, shall determine which informers are to be granted rewards, specify the amount of each reward, and direct the payment of the rewards from the Louisiana Help Our Wildlife Conservation Fund.

(2) No reward may be less than two hundred dollars or more than one thousand dollars. No amount in excess of that available in the Louisiana Help Our Wildlife Conservation Fund shall be payable as a reward under this Subpart.

* * *

§253. Shipping raw furs, alligators, alligator skins, and alligator parts out of state; tags

* * *

C.

* * *

(2)(a) Every resident fur dealer, alligator hunter, alligator farmer, taxidermist, nonresident fur dealer, or nonresident alligator hunter, before shipping alligators or raw alligator skins out of state, or before tanning or using for taxidermy of raw alligator skins within the state, shall pay to the department an alligator shipping label fee for each alligator so shipped and shall pay an alligator hide tag fee for each raw alligator skin to be so shipped, used for taxidermy, or tanned. The alligator shipping label fee and the alligator hide tag fee

shall be collected by the department from the fur dealer, taxidermist, alligator hunter, alligator farmer, nonresident fur dealer, or nonresident alligator hunter who is shipping alligators or raw alligator skins, or who intends to tan, or use for taxidermy, the raw alligator skins. The department shall collect such fees at the time of shipment, using for taxidermy, or tanning, and no alligator shipping label or out-of-state shipping tag shall be issued by the department for a shipment before payment of the appropriate fee is received by the department. The alligator shipping label fee for each alligator to be shipped and the alligator hide tag fee for each raw alligator skin to be shipped, used for taxidermy, or tanned shall be no more than four dollars per alligator or raw alligator skin; however, the alligator shipping label fee and the alligator hide tag fee shall each be reduced in any fiscal year by rule or regulation of the commission in an equal amount equivalent to any amount of additional revenues received into the Louisiana Alligator Resource Fund Account from the state general fund or sources other than alligator-related fees established pursuant to this Title. Revenues received by the state pursuant to this Paragraph shall be distributed as provided in R.S. 56:266 and 279.

§278. Louisiana Alligator Advisory Council

A. The Louisiana Alligator Advisory Council is hereby created in the Department of Wildlife and Fisheries. The Louisiana Alligator Advisory Council shall be responsible for reviewing and approving recommended marketing, research, and educational programs to be funded from the Louisiana Alligator Resource Fund Account to ensure that any monies from the funds account are expended for the specific goals of the council.

§279. Louisiana Alligator Resource Fund Account

A. Recognizing that the Louisiana alligator industry is a vital aspect of Louisiana's economic base and that in recent years worldwide markets and prices have expanded at a tremendous rate; and recognizing the rapid expansion of Louisiana alligator farming industry statewide; and recognizing the uniqueness of the state's alligator farming industry, one state agency, the Department of Wildlife and Fisheries, has provided the impetus for inception and development of the total alligator conservation program; and recognizing the many beneficial influences that Louisiana's alligator program has had on crocodilian conservation worldwide; and recognizing world trends questioning the consumptive utilization of wildlife species, and recognizing that those trends, by adversely affecting economic conditions, could have a severe impact on the alligator industry; and recognizing that raw and finished alligator skins and products are largely consumed outside the United States; and recognizing the need to educate the public concerning alligator hunting as a sound wildlife management practice; and recognizing the urgent need to support the alligator industry with a comprehensive research and development program; and recognizing the need to staff and fund the Department of Wildlife and Fisheries with adequate personnel in order to service this industry's needs, the Legislature of Louisiana does hereby establish the Louisiana Alligator Resource Fund Account within the Louisiana Wildlife and Fisheries Conservation Fund. The Alligator Resource Fund Account is intended to help defray the cost of alligator programs within the office of wildlife of the Department of Wildlife and Fisheries.

C.(1) Except as otherwise provided by law, all revenues received by the state from the sale of licenses as provided in R.S. 56:251(A)(2), from tag fees imposed on alligator hunters, alligator farmers, alligator shipping label fees on the sale of alligators, all revenues derived from the sale of alligators, alligator skins, or alligator eggs harvested from department-administered lands, all fees derived from alligator lottery harvest programs on department-administered lands and public waters, and all revenues derived from any other alligator-related fees and from the severance tax on alligator skins provided for in R.S. 56:256 shall be credited by the state treasurer to a special fund account designated as the "Louisiana Alligator Resource Fund Account" after those revenues have been deposited in the Bond Security and Redemption Fund. Out of the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state that become due and payable within

each fiscal year, the treasurer shall classify and consider as fees and self-generated revenues available for appropriation as recognized by the Revenue Estimating Conference, and, prior to placing such funds in the state general fund, shall pay into the Louisiana Alligator Resource Fund Account, a special agency account to be retained for future appropriation as provided in this Subpart, an amount equal to the revenues generated from collection from those sources provided for in this Section and other sources as provided by law.

(2) The state treasurer shall invest the monies in this fund account in the same manner as monies in the state general fund. Any surplus monies remaining to the credit of the fund account, after all appropriations of the preceding fiscal year have been made, shall remain to the credit of the fund account. The state treasurer shall prepare and submit to the department on a quarterly basis a printed report showing the amount of money contained in the fund account from all sources.

(3) Any amounts earned through investment of the monies in the fund account shall remain to the credit of the fund account and shall not revert to the state general fund.

D.(1) The monies made available by the legislature from the fund account as provided in this Section or from any other source shall be used solely for the programs, purposes, and specific goals enumerated in this Section.

(3) The Department of Wildlife and Fisheries in utilizing monies from the fund account shall contract, only with the approval of the Louisiana Alligator Advisory Council, for any services relating to specific goals enumerated in this Section. The secretary is hereby authorized and empowered to carry out any and all contracts entered into in order to achieve these goals.

§302.3. Recreational gear license

B. Residents sixteen years of age or older shall pay a gear fee as follows:

(5) Trawls:

(c) From July 1, 2005 through June 30, 2006, in addition to any other fees provided for in this Paragraph, any recreational fisherman who purchases a trawl gear license shall be required to pay an annual fee of ten dollars for residents and fifteen dollars for nonresidents for deposit into the Shrimp Trade Petition Account as provided for in R.S. 56:10(B)(1)(b)(ii) state general fund. The licensee shall pay the fee required by this Subparagraph only once in any single license year.

§494. Louisiana Shrimp Task Force

E. The task force is hereby charged with responsibility to do the following:

(5) Administer the funds in the Shrimp Marketing and Promotion Fund and the "Shrimp Trade Petition Account", which funds fund shall be used to create new markets for shrimp and promote the sale of shrimp harvested from Louisiana waters.

F. The activities of the Shrimp Task Force shall be funded through the Shrimp Marketing and Promotion Fund (R.S. 56:10(B)(1)(b)(i)) and the "Shrimp Trade Petition Account" (R.S. 56:10(B)(1)(b)(ii)).

§644. Fishing and hunting license checkoff; donation for Hunters for the Hungry

B. There is hereby created within the Conservation Fund a special account known as the "Hunters for the Hungry Escrow Account". The escrow account is created to receive deposits of donations for the benefit of Hunters for the Hungry made when an individual purchases a fishing and hunting license. Subject to the exception contained in Article VII, Section 9(A) of the Constitution of Louisiana, all funds collected from the donations made under the provisions of this Section shall be paid into the state treasury and shall be credited to the Bond Security and Redemption Fund. Out of

the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall, prior to placing such remaining funds in the state general fund, pay into the Hunters for the Hungry **Escrow** Account an amount equal to the amount of funds collected under the provisions of this Section. The account shall be administered by the treasurer who shall every three months remit the balance of the monies in the **escrow** account to Hunters for the Hungry. The monies in the **escrow** account shall be used solely as provided by Subsection C of this Section. All unexpended and unencumbered monies in this **escrow** account at the end of the fiscal year shall remain in the **fund escrow account**. The monies in the **fund escrow account** shall be invested by the state treasurer in the same manner as monies in the state general fund.

C. No more than twenty-five percent of the monies in the **escrow** account shall be used for administrative costs. The balance shall be used solely by Hunters for the Hungry to pay for the following:

* * *

D. All monies used pursuant to the Hunters for the Hungry **Escrow** Account shall be subject to audit by the legislative auditor.

E. At the end of each calendar year, Hunters for the Hungry shall submit to the House Natural Resources and Environment Committee and the Senate Committee on Natural Resources a report that at a minimum contains a detailed explanation of the revenues and expenditures of the **escrow** account, as well as a description of the organization's activities related to the **escrow** account. The committee may summon any person employed by or associated with Hunters for the Hungry to provide testimony with respect to the report.

* * *

Section 19. The introductory paragraph of Code of Criminal Procedure Article 895.1(F)(2), the introductory paragraph of (3), (b), and (e), are hereby amended and reenacted to read as follows: Art. 895.1. Probation; restitution; judgment for restitution; fees

* * *

F. When the court places the defendant on supervised probation, it shall order as a condition of probation the payment of a monthly fee of eleven dollars. The monthly fee established in this Paragraph shall be in addition to the fee established in Paragraph C of this Article and shall be collected by the Department of Public Safety and Corrections and shall be transmitted, deposited, appropriated, and used in accordance with the following provisions:

* * *

(2) After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and prior to monies being placed in the state general fund, **the treasurer shall classify and consider as fees and self-generated revenues available for appropriation as recognized by the Revenue Estimating Conference**, an amount equal to that deposited as required by Subparagraph (1) of this Paragraph shall be credited to a special **fund agency account to be retained for future appropriation as provided in this Article** which is hereby created in the state treasury to be known as the "Sex Offender Registry Technology **Fund Account**". The monies in this **fund account** shall be used solely as provided in Subparagraph (3) of this Paragraph and only in the amounts appropriated by the legislature.

(3) The monies in the Sex Offender Registry Technology **Fund Account** shall be appropriated as follows:

* * *

(b) For Fiscal Year 2010-2011 and each year thereafter, an amount equal to fifteen percent of the total residual monies available for appropriation from the **fund account** shall be appropriated to the Department of Public Safety and Corrections, office of adult services, division of probation and parole.

* * *

(e) After providing for the allocations in Subsubparagraphs (a), (b), (c), and (d) of this Subparagraph, the remainder of the residual monies in the Sex Offender Registry Technology **Fund Account** shall, pursuant to an appropriation to the office of the attorney general, be distributed to the sheriff of each parish, based on the population of convicted sex offenders, sexually violent predators, and child predators who are residing in the parish and who are active sex

offender registrants or active child predator registrants in the respective parishes according to the State Sex Offender and Child Predator Registry. These funds shall be used to cover the costs associated with sex offender registration and compliance. Population data necessary to implement the provisions of this Subparagraph shall be as compiled and certified by the undersecretary of the Department of Public Safety and Corrections on the first day of June of each year. No later than thirty days after the Revenue Estimating Conference recognizes the prior year **fund account** balance, the office of the attorney general shall make these distributions, which are based on the data certified by the undersecretary of the Department of Public Safety and Corrections, to the recipient sheriffs who are actively registering offenders pursuant to this Paragraph.

Section 20. Section 4(B) of Act No. 421 of the 2013 Regular Session of the Legislature, as amended by Section 4(B) of Act No. 822 of the 2014 Regular Session of the Legislature is hereby amended and reenacted to read as follows:

Section 4.(A)

* * *

(B)(1) After satisfaction of the requirements of Subsection A of this Section, all remaining monies collected pursuant to this Act shall be paid into the state treasury. After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund ~~and prior to any monies being placed into the state general fund or any other fund~~, an amount equal to the remaining collections shall be credited by the state treasurer as follows:

(a) For Fiscal Year 2013-2014, the monies shall be credited to a special fund hereby created in the state treasury to be known as the "2013 Amnesty Collections Fund, hereinafter referred to as "fund". The monies in the fund shall be available for appropriation for any public purpose.

(b) For Fiscal Year 2014-2015:

(i) One hundred million dollars of such monies shall be credited to the fund and shall be available for appropriation for any public purpose:

(ii) Of the monies in excess of one hundred million dollars, four million dollars shall be appropriated to the Department of Economic Development to be allocated to the Louisiana Regional Leadership Council to be used for purposes of regional economic development and workforce development.

(iii) Any remaining monies after the allocations in Items (i) and (ii) of this Subparagraph shall be credited to the fund and shall be available for appropriation for any public purpose: **to the state general fund.**

Section 21. The introductory paragraph of Section 7(A) and (B) of Act 41 of the 2006 First Extraordinary Session of the Legislature is hereby amended and reenacted to read as follows:

* * *

Section 7. Local Debt Service Assistance Program

(A) Monies ~~in the fund~~ shall be distributed through a loan program to or on behalf of those affected political subdivisions designated by and in such amounts as determined by OCD and approved by the commissioner of administration using criteria to be developed by OCD, without the necessity for compliance with the Administrative Procedure Act. Such criteria shall be submitted to the Joint Legislative Committee on the Budget for its review and approval prior to implementation of the program. Such criteria may include:

* * *

(B) The distribution of monies ~~in the fund~~ for the payment of debt service due and payable on qualified bonds, notes, certificates of indebtedness, or other written obligations for the repayment of borrowed money of an affected political subdivision shall be approved by the State Bond Commission and the Joint Legislative Committee on the Budget and shall be made with the expectation of payment thereof to the state pursuant to (1) loans evidenced by notes issued by the affected public entities pursuant to R.S. 39:1430; (2) any other evidence of indebtedness pursuant to statutory authority; or (3) cooperative endeavor agreements.

* * *

Section 22. R.S. 11:544, R.S. 15:185.5, 572.8(N) and (S), R.S. 17:354, 3129.6, 3138.2, and 3138.3, and Subpart A-2 of Part IX-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950,

comprised of R.S. 17:3397.11, R.S. 27:392(C)(4), R.S. 30:2000.12 and 2551, R.S. 33:2740.18, R.S. 39:87.5, Subpart H of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.11, Subpart N of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.51, Subpart Q-1 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.122, Subpart Q-2 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.146, R.S. 39:1357, R.S. 40:16.2 and 1402, R.S. 46:290.1, 977.13, and 1816, Chapter 54 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2691 and 2692, 2731, 2742(D), and 2901, R.S. 47:120.39, 463, 104(D), and 841.2, R.S. 49:214.6.7(D) and (E), R.S. 56:14, 305(H) and 633, Section 9 of Act No. 138 of the 2005 Regular Session of the Legislature as amended by Section 7 of Act No. 642 of the 2006 Regular Session of the Legislature, Sections (3)(D) and (6) of Act No. 41 of the 2006 First Extraordinary Session of the Legislature, Section 7 of Act No. 420 of the 2013 Regular Session of the Legislature, Section (4)(B)(1) of Act No. 421 of the 2013 Regular Session of the Legislature, as amended by Section (4)(B)(1) of Act No. 822 of the 2014 Regular Session of the Legislature, and Section (4)(B)(2) of Act No. 421 of the 2013 Regular Session of the Legislature are hereby repealed in their entirety.

Section 23, R.S. 51:2211 through R.S. 51:2216 are hereby repealed in their entirety.

Section 24. The state treasurer is hereby authorized and directed to transfer any unencumbered balances remaining in the funds repealed and abolished in Sections 1 through 14 of this Act to the state general fund after satisfying the appropriations for Fiscal Year 2019-2020."

AMENDMENT NO. 9

On page 2, delete lines 28 and 29, and on page 3, delete lines 1 through 3, and insert the following:

"Section 25. The provisions of Section 11 of this Act shall become effective on July 1, 2018; if vetoed by the governor and subsequently approved by the legislature, Section 11 of this Act shall become effective on July 1, 2018. The provisions of Section 23 of this Act shall become effective on January 1, 2019; if vetoed by the governor and subsequently approved by the legislature, Section 23 of this Act shall become effective on July 1, 2018. Sections 1 through 10, 12 through 22, 24, and 25 of this Act shall become effective on July 1, 2020; if vetoed by the governor and subsequently approved by the legislature, Sections 1 through 10, 12 through 22, 24, and 25 of this Act shall become effective on July 1, 2020, or on the day following such approval by the legislature, whichever is later."

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

SENATE BILL NO. 465—
BY SENATOR BISHOP

AN ACT

To amend and reenact R.S. 17:416(A)(1)(c)(iii) and (v), (2)(a) and (b), and (3)(a)(i), (vii) and (xvi) and (C)(1) and to enact R.S. 17:416(A)(1)(c)(viii), 416.22, and 3996(B)(13), relative to the discipline of students; to provide for the discipline of certain public school students upon removal from a classroom; to provide for implementation of certain disciplinary measures; to require city, parish, and other local public school boards to adopt certain rules relative to suspensions; to require those school boards to publish student discipline policies and other specified information on their websites; to provide relative to in-school and out-of-school suspensions for certain violations; to provide relative to expulsion hearings; to provide for definitions; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 465 by Senator Bishop

AMENDMENT NO. 1

On page 1, delete lines 2 through 11 and insert the following:
"To amend and reenact the introductory paragraph of R.S. 17:253(B) and to enact R.S. 17:253(B)(21) through (24), relative to student behavior and discipline; to provide relative to the membership of the Advisory Council on Student Behavior and Discipline; to provide for reporting; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 13, after "Section 1." delete the remainder of the line, delete lines 14 through 17, and insert "The introductory paragraph of R.S. 17:253(B) is hereby amended and reenacted and R.S. 17:253(B)(21) through (24) are hereby enacted to read as follows:
"\$253. Advisory Council on Student Behavior and Discipline

* * *

B. The advisory council shall be composed of ~~twenty-four~~ **twenty-eight** members as follows:

* * *

(21) The executive director of Families and Friends of Louisiana's Incarcerated Children, or his designee.

(22) The president of the Urban League of Louisiana, or his designee.

(23) The president of MetroMorphosis, or his designee.

(24) The president of the Louisiana Psychological Association, or his designee.

* * *

Section 2. The Advisory Council on Student Behavior and Discipline shall review current state laws, policies, and regulations regarding student behavior and discipline and shall submit a written report of its findings, including recommendations for needed changes, to the Senate Committee on Education, the House Committee on Education, and the state senator who represents Senate District No. 4, not later than February 15, 2019."

AMENDMENT NO. 3

Delete pages 2 through 6 in their entirety, and on page 7, delete lines 1 through 21

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

SENATE BILL NO. 509—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 33:9091.24(D)(1), relative to the University Neighborhood Security and Improvement District in Orleans Parish; to provide for its board of commissioners; and to provide for related matters.

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

SENATE BILL NO. 512—
BY SENATOR GATTI

AN ACT

To amend and reenact R.S. 17:2115.11(B), relative to student-initiated prayer; to provide relative to school employee participation in student-initiated prayer; to provide for conditions; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 512 by Senator Gatti

April 24, 2018

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 17:2115.11(B)" and insert "R.S. 17:2115.11"

AMENDMENT NO. 2

On page 1, line 6, delete "R.S. 17:2115.11(B)" and insert "R.S. 17:2115.11"

AMENDMENT NO. 3

On page 1, delete lines 8 through 17, and on page 2, delete lines 1 through 3, and insert the following:

"A. (1) Upon the request of any public school student or students, the proper school authorities may permit students to gather for prayer in a classroom, auditorium, or other space that is not in use, at any time before the school day begins when the school is open and students are allowed on campus, at any time after the school day ends provided that at least one student club or organization is meeting at that time, or at any noninstructional time during the school day. A school employee may be assigned to supervise the gathering if such supervision is also requested by the student or students and the school employee volunteers to supervise the gathering.

B. (2) Any school employee may attend and participate in the gathering if it occurs before the employee's work day begins or after the employee's work day ends.

C. (3) Any parent may attend the gathering if the parent adheres to school procedures for approval of visitors on the school campus.

D. (4) The students may invite persons from the community to attend and participate in the gathering if other school organizations and clubs are allowed to make similar invitations. Such persons shall adhere to school procedures for approval of visitors on the school campus.

B. Notwithstanding the provisions of Subsection A of this Section, a school employee may, upon request of a student or students, attend and participate in a gathering or pray with students during the employee's work day, provided that:

(1) The parent or legal guardian of each student in attendance at the gathering or with whom the employee prays has submitted a signed request that the employee may participate in the gathering or pray with his child.

(2) Attendance and participation in the gathering or prayer does not interfere with the employee's prescribed work duties."

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

SENATE BILL NO. 520—

BY SENATOR WHITE

AN ACT

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

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

SENATE BILL NO. 524—

BY SENATOR LONG

AN ACT

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

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

SENATE BILL NO. 536—

BY SENATOR LUNEAU

AN ACT

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

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

SENATE BILL NO. 546—

BY SENATOR ERDEY

AN ACT

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

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

SENATE BILL NO. 552—

BY SENATOR CHABERT

AN ACT

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

Reported favorably by the Committee on Local and Municipal Affairs. The 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. 4—

BY REPRESENTATIVE BISHOP

AN ACT

To amend and reenact R.S. 56:10(B)(1)(g) and 302.1(C)(1)(c), relative to saltwater fishing licenses; to extend the applicability of an additional fee for purchase of a saltwater fishing license; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 4 by Representative Bishop

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 56:10(B)(1)(g)" insert "and (16)(a)" and after "302.1(C)(1)(c)" insert "and to enact R.S. 56:639.8(E)(4)"

AMENDMENT NO. 2

On page 1, line 4, after "license;" insert "to allow for the increase of an additional fee for purchase of a saltwater fishing license; to provide for the sources of revenue for a saltwater fish stock estimate;"

AMENDMENT NO. 3

On page 1, delete line 6, and insert "Section 1. R.S. 56:10(B)(1)(g) and (16)(a) and 302.1(C)(1)(c) are hereby amended and reenacted and R.S. 56:639.8(E)(4) is hereby enacted"

AMENDMENT NO. 4

On page 2, between lines 5 and 6 insert the following:
 "(16)(a) The monies in the Saltwater Fish Research and Conservation Fund shall be used solely for the administration and conducting of the Louisiana Recreational Creel Survey (LACREEL), and the Recreational Offshore Landing Permit program (ROLP), and the saltwater fish stock estimate."
 * * *

AMENDMENT NO. 5

On page 2, at the end of line 14, insert the following: "The commission is authorized to increase the additional fee to an amount not to exceed nine dollars and fifty cents. The increase in the additional fee shall be used for the administration and conducting of the saltwater fish stock estimate."

AMENDMENT NO. 6

On page 2, between lines 15 and 16, insert the following:
 "§639.8. Department of Wildlife and Fisheries; Artificial Reef Development Fund
 * * *

E.(1) * * *

(4) In addition to the expenditures authorized in Paragraphs (1), (2), and (3) of this Subsection and prior to depositing expenditures authorized in Paragraphs (1), (2), and (3) of this Subsection, an amount not to exceed two million dollars of the fund may be used by the department for the administration and conducting of the saltwater fish stock estimate.
 * * *

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

HOUSE BILL NO. 8—

BY REPRESENTATIVE IVEY
 AN ACT

To amend and reenact R.S. 11:1513(A) and (B) and to repeal R.S. 11:1513(C) and (D), relative to the reemployment of retirees of the Clerks' of Court Retirement and Relief Fund; to provide for the number of hours a retiree may be reemployed without benefit reduction; to require payment of employer contributions during reemployment; and to provide for related matters.

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

HOUSE BILL NO. 9—

BY REPRESENTATIVE IVEY
 AN ACT

To amend and reenact R.S. 11:2254(D) and (E) and to enact R.S. 11:2254(F) and (G), relative to the Firefighters' Retirement System; to provide relative to direct rollovers of sums from the system to qualified plans; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 26—

BY REPRESENTATIVE PEARSON
 AN ACT

To amend and reenact R.S. 11:1733(A)(introductory paragraph) and 1751(E) and to enact R.S. 11:1732(14)(a)(xi), (xii), and (xiii), relative to participation in the Municipal Employees' Retirement System of Louisiana; to include additional employers in the system; to provide for membership of certain mayors; and to provide for related matters.

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

HOUSE BILL NO. 27—

BY REPRESENTATIVE PEARSON
 AN ACT

To amend and reenact R.S. 11:1762.1(B), relative to the retirement benefit of reemployed retirees of the Municipal Employees' Retirement System of Louisiana; to provide for computation of a retirement benefit under certain reemployment circumstances; and to provide for related matters.

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

HOUSE BILL NO. 30—

BY REPRESENTATIVE PEARSON
 AN ACT

To amend and reenact R.S. 11:1732(11) and (20), relative to the Municipal Employees' Retirement System of Louisiana; to provide for the definition of disability; to provide for the definition of minor child; and to provide for related matters.

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

HOUSE BILL NO. 31—

BY REPRESENTATIVE PEARSON
 AN ACT

To amend and reenact R.S. 11:1757(A), relative to benefit payments to members of the Municipal Employees' Retirement System of Louisiana; to provide for the benefit payable to a retired member upon death of a beneficiary; to provide for the effective date of a payment adjustment; to provide for notice of death of a beneficiary; and to provide for related matters.

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

HOUSE BILL NO. 32—

BY REPRESENTATIVE PEARSON
 AN ACT

To amend and reenact R.S. 11:1763(C)(1) and (E), relative to the Deferred Retirement Option Plan of the Municipal Employees' Retirement System of Louisiana; to provide for suspension of benefit payments and extension of the plan participation period under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 33—

BY REPRESENTATIVE PEARSON
 AN ACT

To amend and reenact R.S. 11:1733(F)(1) and (2), relative to participating employers of the Municipal Employees' Retirement System of Louisiana; to provide for payment of unfunded accrued liability attributable to an employer's termination of a participation agreement or to privatizing positions covered by the system; to provide for standards used in calculating unfunded accrued liability; and to provide for related matters.

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

HOUSE BILL NO. 38—

BY REPRESENTATIVE HOLLIS
 AN ACT

To amend and reenact R.S. 11:241(B), relative to the formula for the distribution of benefit increases to members of the state and statewide retirement systems; to provide that the benefit calculation be based upon a system's fiscal year end; and to provide for related matters.

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

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HOUSE BILL NO. 40—

BY REPRESENTATIVE IVEY

AN ACT

To amend and reenact R.S. 11:2257(E) through (K) and to enact R.S. 11:2257(G), relative to the Firefighters' Retirement System; to provide relative to the Deferred Retirement Option Plan; to provide relative to accounts into which plan funds are placed; and to provide for related matters.

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

HOUSE BILL NO. 41—

BY REPRESENTATIVE IVEY

AN ACT

To enact R.S. 11:2261.1 and Code of Criminal Procedure Articles 573.3 and 575.1, relative to the Firefighters' Retirement System; to provide for the fiduciary relationship between the system and its investment advisors; to provide for contractual terms; to provide relative to criminal and civil prescriptive periods; to require disclosure of judicial and regulatory proceedings; and to provide for related matters.

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

HOUSE BILL NO. 49—

BY REPRESENTATIVE GISCLAIR

AN ACT

To amend and reenact R.S. 49:214.41(A)(1) and (C), relative to mitigation of coastal wetlands; to authorize construction or implementation of an integrated coastal protection project as compensatory wetlands mitigation; and to provide for related matters.

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

HOUSE BILL NO. 67—

BY REPRESENTATIVE BAGLEY

AN ACT

To amend and reenact R.S. 40:1502.16(A), relative to the assessment of service charges by the governing authority of DeSoto Fire Protection District No. 2; to provide with respect to the collection of the service charge and the enforcement of the collection; to provide for use of the proceeds of such charges; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 68—

BY REPRESENTATIVE TERRY BROWN

AN ACT

To amend and reenact R.S. 33:130.202, relative to the LaSalle Economic Development District; to provide relative to the board of commissioners; to provide relative to the appointment of board members; to provide relative to residency requirements for board members; to provide relative to meetings of the board; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 68 by Representative Terry Brown

AMENDMENT NO. 1

On page 3, delete lines 1 through 3, and insert the following:
"E. Members of the board, individually, and members of their immediate families are prohibited from bidding on or entering into

any contract, subcontract, or other transaction that is under the supervision or jurisdiction of the district."

AMENDMENT NO. 2

On page 3, line 4, delete "E." and insert "F."

AMENDMENT NO. 3

On page 3, line 8, delete "F." and insert "G."

AMENDMENT NO. 4

On page 3, line 12, delete "G." and insert "H."

AMENDMENT NO. 5

On page 3, line 18, delete "H." and insert "I."

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

HOUSE BILL NO. 72—

BY REPRESENTATIVE ZERINGUE

AN ACT

To amend and reenact R.S. 33:2495.3(A), relative to the classified fire service; to provide relative to persons selected for appointment to entry-level positions in the city of Houma; to provide relative to the formal training of such persons; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 77—

BY REPRESENTATIVE HENSGENS

AN ACT

To amend and reenact R.S. 46:1053(L)(2), relative to Vermilion Parish Hospital Service District No. 2; to increase the maximum per diem which may be paid to commissioners of the district; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 87—

BY REPRESENTATIVE JAMES

AN ACT

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

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

HOUSE BILL NO. 93—

BY REPRESENTATIVES BAGNERIS AND JIMMY HARRIS

AN ACT

To amend and reenact R.S. 33:9080(F)(1) and (3), relative to the Lake Bullard Neighborhood Improvement District in Orleans Parish; to provide relative to the parcel fee levied within the district; to provide relative to the amount, expiration and renewal of the fee; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 103—

BY REPRESENTATIVE LEBAS

AN ACT

To enact R.S. 33:3819(L), relative to the Evangeline Parish Waterworks District No. 1; to provide relative to the per diem paid to members of the board of commissioners and to the

number of meetings for which per diem may be paid; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 104—
BY REPRESENTATIVES JIM MORRIS AND BISHOP
AN ACT

To amend and reenact R.S. 30:544(A)(1), relative to pipeline safety violations; to raise the maximum penalty for such violations; and to provide for related matters.

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

HOUSE BILL NO. 117—
BY REPRESENTATIVE DUSTIN MILLER
AN ACT

To enact R.S. 40:1496(B)(5)(e), relative to the St. Landry Parish Fire District No. 7; to provide for membership on its board of commissioners; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 119—
BY REPRESENTATIVE BISHOP
AN ACT

To amend and reenact R.S. 30:4(C)(16)(c), relative to exploration and production waste; to prohibit the commissioner of conservation from regulating the hours of operation of certain offsite facilities; and to provide for related matters.

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

HOUSE BILL NO. 120—
BY REPRESENTATIVE BISHOP
AN ACT

To enact R.S. 30:551(E), relative to the powers and responsibilities of the commissioner of conservation; to authorize the commissioner of conservation to certify to the United States Department of Transportation his jurisdiction over safety standards of underground gas storage facilities; and to provide for related matters.

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

HOUSE BILL NO. 183—
BY REPRESENTATIVE NANCY LANDRY
AN ACT

To enact R.S. 49:191(10)(c) and to repeal R.S. 49:191(8)(m), relative to the Department of Education, including provisions to provide for the re-creation of the Department of Education 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 by the Committee on Education. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 197—
BY REPRESENTATIVE REYNOLDS
AN ACT

To amend and reenact R.S. 3:3103(D) and R.S. 56:20(C) and to enact R.S. 56:20(D), relative to importing species of the deer family; to prohibit the importation of live cervid; to provide for licenses; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 216—
BY REPRESENTATIVE JACKSON
AN ACT

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

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 217—
BY REPRESENTATIVE JACKSON
AN ACT

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

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 230—
BY REPRESENTATIVE BERTHELOT
AN ACT

To amend and reenact R.S. 33:2955(A)(1)(k)(iii) and (l)(iii), relative to investments by political subdivisions; to provide with respect to requirements for investments in bonds, debentures, notes, or other indebtedness; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 289—
BY REPRESENTATIVE JORDAN
AN ACT

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

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 290—
BY REPRESENTATIVE JORDAN
AN ACT

To amend and reenact R.S. 47:463.73(C)(2), (D), and (G), relative to motor vehicle special prestige license plates; to provide for the "Glen Oaks High School" special prestige license plate; to provide for the creation, issuance, design, fees, distribution, and rule promulgation applicable to such license plates; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 291—
BY REPRESENTATIVE JORDAN
AN ACT

To amend and reenact R.S. 47:463.73(G), relative to motor vehicle special prestige license plates; to provide for the "Port Allen High School" special prestige license plate; to provide for the creation, issuance, design, fees, distribution, and rule

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promulgation applicable to such license plates; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 294— BY REPRESENTATIVE SMITH AN ACT

To amend and reenact R.S. 17:7(2)(f)(i), 24.9(B)(introductory paragraph) and (2), 221.6(A), 392.1(B)(2)(c), 407(A)(2) and (3) and (B), 407.2, 407.5(F), 407.6(introductory paragraph), 407.26(C) and (D), 407.91(C) and (D), 407.92(A), 3972(A), and 3991(B)(1)(c) and (7), and to repeal R.S. 17:7(16) and 24.9(C), relative to students who are at risk; to remove references to at-risk students in various education laws in Title 17 of the Louisiana Revised Statutes of 1950; to refer to students who are economically disadvantaged; to provide relative to the definition of "economically disadvantaged" as defined by the State Board of Elementary and Secondary Education in certain instances; to repeal obsolete provisions; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 294 by Representative Smith

AMENDMENT NO. 1

On page 1, at the beginning of line 5, change "3991(B)(1)(c)" to "3991(B)(1)(a)(ii)(bb) and (c)"

AMENDMENT NO. 2

On page 1, line 15, change "3991(B)(1)(c)" to "3991(B)(1)(a)(ii)(bb) and (c)"

AMENDMENT NO. 3

On page 9, line 9, change "pupils." to "students."

AMENDMENT NO. 4

On page 9, delete line 21 and insert the following: "(1)(a)

* * *

(ii) Except as provided in Subitem (cc) of this Item, the requirements of Item (i) of this Subparagraph shall not apply to any charter school which is established with the educational mission of meeting the needs of pupils students who are the dependent children of military personnel provided that all of the following conditions are met:

* * *

(bb) All dependent children of military personnel who seek admission to the school and who are at-risk economically disadvantaged as defined in R.S. 17:3973(4) are admitted to the school."

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

HOUSE BILL NO. 300— BY REPRESENTATIVE CHAD BROWN AN ACT

To enact R.S. 47:463.196, relative to motor vehicle special prestige plates; to provide for the establishment of the "Louisiana Aviator" special prestige license plate; to provide for creation, issuance, and design of such license plate; to provide for the fees for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 306— BY REPRESENTATIVE THOMAS AND SENATOR LAFLEUR AN ACT

To amend and reenact R.S. 17:273.3(C)(2)(c) and to enact R.S. 17:10.1(G)(4), 273.2(D), and 273.3(H), relative to foreign language immersion programs in public schools; to provide that such programs can be any type of dual language immersion program; to require local public school boards to notify parents or legal guardians of certain determinations with regard to requests to establish a program; and to provide for related matters.

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

HOUSE BILL NO. 331— BY REPRESENTATIVES JIM MORRIS AND BISHOP AN ACT

To amend and reenact R.S. 30:87(A), relative to the oilfield site restoration fee; to provide for the payment of certain fees; to provide for an effective date; to provide for submissions to the Department of Revenue; and to provide for related matters.

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

HOUSE BILL NO. 367— BY REPRESENTATIVE PIERRE AN ACT

To amend and reenact R.S. 17:273.4(D)(1)(c) and (2)(a), relative to high school diplomas; to revise the academic requirements for a student to earn a State Seal of Biliteracy on his high school diploma or transcript; and to provide for related matters.

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

HOUSE BILL NO. 422— BY REPRESENTATIVE LYONS AN ACT

To amend and reenact R.S. 41:14, 51(introductory paragraph) and (1), 1001 through 1006, 1008, 1009, 1042, 1044, 1082, 1084, 1132, 1133, 1213, 1701, 1703, 1706(B), 1713(A) and R.S. 50:171(A), relative to the state land office; to correct statutory references that remain from the transfer of the state land office to the Division of Administration; and to provide for related matters.

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

HOUSE BILL NO. 426— BY REPRESENTATIVE HUVAL AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in St. Martin Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 426 by Representative Huval

AMENDMENT NO. 1

On page 1, line 2, change "property" to "properties"

AMENDMENT NO. 2

On page 1, line 3, after "state" change "property" to "properties" and at the end of line 3, change "description" to "descriptions"

AMENDMENT NO. 3

On page 1, between lines 11 and 12, insert the following:
"Tract One:"

AMENDMENT NO. 4

On page 3, between lines 2 and 3, insert the following:
"Tract Two:

That certain tract or parcel of state owned land identified as Campsite Lot 2, Butte LaRose Area, located in the dried lake bed of an unnamed lake in front of Section 11, and a portion of Lot 6, Section 11, Township 9 South, Range 7 East, Louisiana Meridian and more fully shown on the plat dated March 25, 1997 by C. L. Jack Stelly."

AMENDMENT NO. 5

On page 3, line 6, change "property" to "properties"

AMENDMENT NO. 6

On page 3, line 9, change "property" to "properties"

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

HOUSE BILL NO. 434—

BY REPRESENTATIVE HENSGENS
AN ACT

To enact R.S. 46:1053(C)(2)(i), relative to Vermilion Parish Hospital Service District No. 3; to increase the maximum amount of per diem which may be paid to commissioners of the district; to increase the number of meetings for which the commissioners may be paid; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 442—

BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 9:1110, relative to False River; to provide for a delineation of the boundary between state ownership and private ownership of the land adjacent to the water body; and to provide for related matters.

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

HOUSE BILL NO. 663—

BY REPRESENTATIVE WHITE AND SENATOR MIZELL
AN ACT

To enact R.S. 17:1381, relative to the consolidation of school systems; to create a commission to study the feasibility of consolidating the Bogalusa City and Washington Parish school systems; to provide for the membership, meetings, and duties and responsibilities of the commission; to provide for reporting; to provide for a public hearing; to provide for termination of the commission; and to provide for related matters.

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

HOUSE BILL NO. 683—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 33:9091.12(F)(4)(b)(i) as amended by Act No. 372 of the 2017 Regular Session of the Legislature, relative to the Upper Audubon Security District in Orleans Parish; to provide relative to the parcel fee levied within the district; to provide relative to the renewal of such fee; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 683 by Representative Abramson

AMENDMENT NO. 1

On page 1, delete line 18, and insert the following:

"(b)(i) Except as provided in Item (ii) of this Subparagraph, the fee shall"

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

HOUSE BILL NO. 684—

BY REPRESENTATIVES ABRAMSON AND STAGNI
AN ACT

To amend and reenact the title of Chapter 21-A of Title 33 of the Louisiana Revised Statutes of 1950 and R.S. 33:7631 and 7634, relative to local tax incentives; to provide relative to tax rebates, credits, and other incentives for donations to local infrastructure projects; to provide relative to qualified donations; to authorize incentives for donations for other local purposes; to remove limitations on such incentives; to provide relative to procedures; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 814—

BY REPRESENTATIVE JIM MORRIS
AN ACT

To amend and reenact R.S. 30:83(F)(6) and 86(C) and (F) and to enact R.S. 30:86(D)(8), relative to oilfield site restoration; to provide for the Oilfield Site Restoration Commission; to provide for the Oilfield Site Restoration Fund; to provide for uses and sources of the Oilfield Site Restoration Fund; to provide for financial security instruments; and to provide for related matters.

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

HOUSE BILL NO. 860—

BY REPRESENTATIVE PUGH
AN ACT

To amend and reenact R.S. 30:4(Q), relative to the office of conservation's expedited permitting program; to provide for minimum administrative fees; to provide for notice of an expedited permit review; and to provide for related matters.

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

Rules Suspended

Senator Allain asked for and obtained a suspension of the rules to recommit a bill.

Called from the Calendar

Senator Allain asked that Senate Bill No. 391 be called from the Calendar.

SENATE BILL NO. 391—

BY SENATOR MIZELL
AN ACT

To amend and reenact R.S. 39:15.3(B)(1)(e) and to enact R.S. 39:15.3(F), relative to sexual harassment prevention; to require the Department of Civil Service to adopt certain policies regarding access by state employees to certain internet and online sites; to identify and require certain filters; to block

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certain internet content; to provide certain exceptions; to provide clarifications; and to provide for related matters.

On motion of Senator Allain the bill, which was on Third Reading and Final Passage, Subject to Call was read by title and recommitted to the Committee on Finance.

Reconsideration

The vote by which House Bill No. 206 failed to pass on Thursday, April 19, 2018, was reconsidered.

HOUSE BILL NO. 206—

BY REPRESENTATIVE ANDERS AN ACT

To amend and reenact R.S. 22:1554(A)(18), relative to the licensing of insurance producers; to provide for the consent of or waiver granted by the commissioner of insurance to the employment of a convicted felon in the business of insurance; and to provide for related matters.

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

Senate Concurrent Resolutions on Second Reading Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 65—

BY SENATOR FANNIN A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to update the Caney Creek Reservoir waterbody management plan on an annual basis.

Reported favorably by the Committee on Natural Resources.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

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

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

SENATE CONCURRENT RESOLUTION NO. 80—

BY SENATOR CHABERT A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority to conduct a science-based study of the adequacy of the current inland boundary of the coastal zone of Louisiana to meet the state's current and future needs to manage, protect, and restore its coastal resources.

Reported favorably by the Committee on Natural Resources.

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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), 537(G) and (H), and Part VIII of Chapter I 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.

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

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.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 181 by Senator Milkovich

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:87(E)" insert ", (F), and (G)"

AMENDMENT NO. 2

On page 1, line 6, after "R.S. 14:87(E)" delete "is" and insert ", (F), and (G) are"

AMENDMENT NO. 3

On page 1, line 10, after "D." delete the remainder of the line and insert the following:

"(1) As used in this Subsection:

(a) "Abortion" means the specific intent to kill an unborn child consistent with the provisions and exceptions of R.S. 40:1061.

(b) "Gestational age" means the age of an unborn child as calculated from the first day of the last menstrual period of the pregnant woman, as determined by the use of standard medical practices and techniques.

(2) It shall"

AMENDMENT NO. 4

On page 1, between lines 16 and 17, insert the following:

"F. The provisions of Subsection D of this Section shall become effective upon any final decision of the United States Court of Appeals for the Fifth Circuit upholding the Act that originated as House Bill 1510 of the 2018 Regular Session of the Mississippi Legislature, which decision would thereby provide the authority for a state within the jurisdiction of that court of appeals to restrict abortion past fifteen weeks of gestational age.

G. The provisions of Subsection D of this Section are hereby repealed, in favor of the provisions of R.S. 40:1061, immediately upon and to the extent that the United States Supreme Court upholds the authority of the states to prohibit elective abortions on demand or by the adoption of an amendment to the Constitution of the United States of America that would restore to the state of Louisiana the authority to prohibit elective abortions."

Senator Martiny moved the adoption of the amendments.

Senator Milkovich objected.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Milkovich	Tarver
Total - 2	

ABSENT

Colomb	Peterson	Ward
Total - 3		

The Chair declared 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	Hewitt	Peacock
Allain	Johns	Perry
Appel	LaFleur	Riser
Barrow	Lambert	Smith, G.
Chabert	Long	Smith, J.
Claitor	Luneau	Tarver
Cortez	Martiny	Thompson
Donahue	Milkovich	Walsworth
Erdey	Mills	White
Fannin	Mizell	
Gatti	Morrish	
Total - 31		

NAYS

Bishop	Carter	Morrell
Total - 3		

ABSENT

Boudreaux	Peterson	Ward
Colomb	Price	
Total - 5		

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.

SENATE BILL NO. 269—
BY SENATOR CARTER

AN ACT

To amend and reenact R.S. 14:64(B) and 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.

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

SENATE BILL NO. 389—
BY SENATORS CLAITOR AND THOMPSON

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 (6)(b)(iv) and (d)(v) and to enact Code of Criminal Procedure Art. 875.1(G), 893(H), and 900(A)(6)(b)(v) and (d)(vi), 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.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 389 by Senator Claitor

AMENDMENT NO. 1

Delete the set of Senate Floor Legislative Bureau amendments proposed by Senator Martiny (designated as SFLBSB389 ELLISB 2839) and adopted by the Senate on April 18, 2018

AMENDMENT NO. 2

On page 1, delete lines 2 through 11 and insert the following:

"To amend and reenact Code of Criminal Procedure Art. 875.1(F) and 894.4, as enacted by Section 1 of Act 260 of the 2017 Regular Session, effective August 1, 2018, 893(A)(1)(a), 895.6(A) and (B), 899.2(B)(1), and 900(A)(5), the introductory paragraph of (6)(b) and (6)(b)(iv), and (d)(v) and R.S. 15:574.6.1(B) and the introductory paragraph of 574.9(H)(1)(a) and to enact Code of Criminal Procedure Art. 875.1(G), 893(H), and 900(A)(6)(b)(v), relative to felony probation; to provide relative to termination of probation under certain circumstances; to provide relative to extensions of probation; to provide relative to financial hardship hearings; to provide relative to administrative sanctions for certain violations of probation; to

remove the prohibition of incarceration under certain circumstances; and to provide for related matters."

AMENDMENT NO. 3

On page 1, delete lines 13 through 17 and insert the following: "Section 1. Code of Criminal Procedure Art. 875.1(F) and 894.4, as enacted by Section 1 of Act 260 of the 2017 Regular Session, effective August 1, 2018, 893(A)(1)(a), 895.6(A) and (B), 899.2(B)(1), and 900(A)(5), the introductory paragraph of (6)(b) and (6)(b)(iv) and (d)(v) are hereby amended and reenacted and Code of Criminal Procedure Art. 875.1(G), 893(H), and 900(A)(6)(b)(v) are"

AMENDMENT NO. 4

On page 2, delete lines 4 through 29

AMENDMENT NO. 5

Delete page 3

AMENDMENT NO. 6

On page 4, delete lines 23 through 29 and insert the following: "H.(1) If a defendant is placed on supervised probation, the division of probation and parole shall submit to the court a compliance report when requested by the court, or when the division of probation and parole deems it necessary to have the court make a determination with respect to earned compliance credits, modification of terms or conditions of probation, termination of probation, revocation of probation, or other purpose proper under any provision of law.

(2) For purposes of this Paragraph:

(a) "Compliance" means the full completion of the terms and conditions of probation as imposed by the sentencing judge, except for inability to pay fines, fees, and restitution.

(b) "Compliance report" means a report generated and signed by the division of probation and parole 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.

(3) After a review of the compliance report, if it is the recommendation of the division of probation and parole 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 for a period not to exceed two years, for the purpose of allowing the defendant additional time to complete the terms of probation, additional conditions, the extension of probation, or the revocation of probation.

(6) 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 court shall disseminate the decision to the defendant, the division of probation and parole, 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 determination. If no challenge is made within ten days, the court's initial determination shall become final and shall constitute a valid order of the court.

Art. 894.4. Probation; extension

A. When a defendant has been sentenced to probation and has a monetary obligation, including but not limited to court costs, fines, costs of prosecution, and any other monetary costs associated with probation, the judge may not extend the period of probation for the purpose of collecting any unpaid monetary obligation, except as provided in Paragraph B of this Article, but may refer the unpaid monetary obligation to the office of debt recovery pursuant to R.S. 47:1676.

B. The judge may extend probation only one time and only by a period of six months for the purpose of monitoring collection of unpaid victim restitution if the court finds on the record by clear and convincing evidence that the court's temporary ongoing monitoring would ensure collection of unpaid restitution more effectively than any of the following:

(1) Converting the unpaid restitution to a civil money judgment pursuant to Article 886 or 895.1.

(2) Referring the unpaid restitution to the office of debt recovery pursuant to R.S. 47:1676.

(3) Any other enforcement mechanism for collection of unpaid restitution authorized by law.

C. A six-month extension of probation as provided in Paragraph B shall apply only to the order of victim restitution. All other conditions of probation during the six-month extension shall be terminated.

Probation shall neither be revoked nor extended based solely upon the defendant's inability to pay fines, fees, or restitution to the victim."

AMENDMENT NO. 7

Delete page 5

AMENDMENT NO. 8

On page 6, delete lines 1 through 23

AMENDMENT NO. 9

On page 7, line 1, after "provided in" delete "Code of Criminal Procedure"

AMENDMENT NO. 10

On page 7, between lines 3 and 4, insert the following:

"B.(1) If the defendant's probation and parole officer has reasonable cause to believe that a defendant on felony probation has not been compliant with the conditions of his probation in a given calendar month, he may rescind thirty days of earned compliance credits as an administrative sanction pursuant to Article 899.2. Credits may be rescinded only for a month in which the defendant is found not to be in compliance.

(2) Notwithstanding any other provision of law to the contrary, the provisions of Article 899.2(A)(3) requiring consent of the defendant shall not apply to the rescinding of earned compliance credits as an administrative sanction under Article 899.2."

AMENDMENT NO. 11

On page 7, between lines 4 and 5, insert the following:

"Art. 899.2. Administrative sanctions for technical violations; offenses other than crimes of violence or sex offenses

* * *

B. The department shall promulgate rules to implement the provisions of this Article to establish the following:

(1)(a) A system of structured, administrative sanctions which shall be imposed for technical violations of probation and which shall take into consideration the following factors:

(i)(a) The severity of the violation behavior.

(ii)(b) The prior violation history.

(iii)(c) The severity of the underlying criminal conviction.

(iv)(d) The criminal history of the probationer.

(v)(e) Any special circumstances, characteristics, or resources of the probationer.

(vi)(f) Protection of the community.

(vii)(g) Deterrence.

(viii)(h) The availability of appropriate local sanctions, including but not limited to jail, treatment, community service work, house arrest, electronic surveillance, restitution centers, work release centers, day reporting centers, or other local sanctions.

(b) Incarceration shall not be used for the lowest-tier violations including the first positive drug test and the first or second violation for the following:

(i) Association with known felons or persons involved in criminal activity;

(ii) Changing residence without permission;

(iii) Failure to initially report as required. However, incarceration may be used if the court, after a contradictory hearing, finds that the probationer wilfully failed to report as required and instructed for the purpose of permanently avoiding probation supervision.

(iv) Failure to pay restitution for up to three months.

(v) Failure to report as instructed. However, incarceration may be used if the court, after a contradictory hearing, finds that the probationer wilfully failed to report as required and instructed for the purpose of permanently avoiding probation supervision.

(vi) Traveling without permission.

(vii) Occasion of unemployment and failure to seek employment within ninety days.

(c) Incarceration shall not be used for first or second violations of alcohol use or admission, except for defendants convicted of operating a vehicle while intoxicated pursuant to R.S. 14:98; defendants convicted of domestic abuse battery pursuant to R.S. 14:35.3 committed by one family member or household member against another; defendants convicted of battery by one dating partner as defined by R.S. 46:2151 against another; or defendants convicted of violation of a protective order, pursuant to R.S. 14:79, issued against the defendant to protect a family member or household member as defined by R.S. 14:35.3, or a dating partner as defined by R.S. 46:2151.

* * *

AMENDMENT NO. 12

On page 7, line 28, delete "Subparagraph (A)(5) of this Article" and insert "Subparagraph (5) of this Paragraph"

AMENDMENT NO. 13

On page 8, delete lines 1 through 4 and insert the following: "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 been determined by the court to have committed~~ a technical violation of his probation as determined by the court, shall be required to serve, without diminution of sentence, as follows:"

AMENDMENT NO. 14

On page 8, line 7, after "in accordance with" delete "Subsubparagraph (5)(a) of this Subparagraph" and insert "Subparagraph (5) of this Paragraph"

AMENDMENT NO. 15

On page 8, delete lines 16 and 17

AMENDMENT NO. 16

On page 8, after line 18, insert the following: "Section 2. R.S. 15:574.6.1(B) and the introductory paragraph of 574.9(H)(1)(a) are hereby amended and reenacted to read as follows:

§574.6.1. Compliance credits; parole

* * *

B.(1) If the probation and parole officer has reasonable cause to believe that an offender on parole has not been compliant with the conditions of his parole in a given calendar month, he may rescind thirty days of earned compliance credits as an administrative sanction under R.S. 15:574.7. Credits may be rescinded only for a month in which the offender is found not to be in compliance.

(2) Notwithstanding any other provision of law to the contrary, the provisions of R.S. 15:574.7(B)(1)(c) requiring consent of the parolee shall not apply to the rescinding of earned compliance credits as an administrative sanction under R.S. 15:574.7.

* * *

§574.9. Revocation of parole for violation of condition; committee panels; return to custody hearing; duration of reimprisonment and reparole after revocation; credit for time served; revocation for a technical violation

* * *

H.(1)(a) Any offender who has been released on parole and whose parole supervision is being revoked pursuant to the provisions of this Subsection for who has been determined to have committed

a technical violation of the conditions of parole as determined by the committee on parole, shall be required to serve the following sentences:

* * *

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

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

Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, ABSENT. Includes Colomb, Milkovich, Peterson, Ward.

Total - 4

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

SENATE BILL NO. 534— BY SENATOR MILKOVICH

A ACT

To enact R.S. 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.

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, Name. Includes Mr. President, Allain, Appel, Barrow, Fannin, Gatti, Hewitt, Johns, Morrell, Morrish, Peacock, Perry.

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Bishop	LaFleur	Price
Boudreaux	Lambert	Riser
Carter	Long	Smith, G.
Chabert	Luneau	Smith, J.
Claitor	Martiny	Tarver
Cortez	Milkovich	Thompson
Donahue	Mills	Walsworth
Erdey	Mizell	White
Total - 36		

NAYS

Total - 0

ABSENT

Colomb	Peterson	Ward
Total - 3		

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

SENATE BILL NO. 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.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 405 by Senator Price

AMENDMENT NO. 1

On page 2, line 14, following "Subparagraph" and before "the owner" change "(A)(2)(a) of this Section" to "(a) of this Paragraph"

AMENDMENT NO. 2

On page 2, line 21, following "Subparagraph" and before "a certified" change "(A)(2)(a) of this Section" to "(a) of this Paragraph"

AMENDMENT NO. 3

On page 2, line 29, following "Paragraph" and before "resolution" change "(A)(2) of this Section, said" to "(2) of this Subsection, the"

AMENDMENT NO. 4

On page 3, line 6, following "granted" and before ":" change "herein" to "in this Section"

AMENDMENT NO. 5

On page 3, line 8, following "Paragraph" and before "a notice" change "(A)(2) of this Section" to "(2) of this Subsection"

AMENDMENT NO. 6

On page 3, line 25, following "acquire" and before "fail" change "hereunder" to "pursuant to this Section"

AMENDMENT NO. 7

On page 3, line 28, at the beginning of the line and before "shall cease" change "hereunder" to "described in this Section"

AMENDMENT NO. 8

On page 3, line 29, following "forth" and before ":" change "herein" to "in this Section"

AMENDMENT NO. 9

On page 5, line 4, following "Paragraph" and before "the" change "(E)(1) of this Section" to "(1) of this Subsection"

AMENDMENT NO. 10

On page 5, line 19, following "(c)" and before "and the" insert "of this Section"

AMENDMENT NO. 11

On page 6, line 6, following "provided" and before "to the" change "herein" to "in this Section"

AMENDMENT NO. 12

On page 6, line 29, following "the" and before "affidavit" delete "said"

AMENDMENT NO. 13

On page 7, line 1, following "have" and before "affidavit" change "said" to "the"

AMENDMENT NO. 14

On page 7, line 3, following "through (4)" and before "and the" insert "of this Section"

AMENDMENT NO. 15

On page 7, line 4, following "Subsection F" insert "of this Section"

AMENDMENT NO. 16

On page 7, line 7, following "described" and before "or containing" change "herein" to "in this Section"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Price proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Price to Engrossed Senate Bill No. 405 by Senator Price

AMENDMENT NO. 1

On page 2, line 26, between "disrepair" and "overgrown" change the semi-colon ";" to a comma ","

AMENDMENT NO. 2

On page 2, line 27, between "grass" and "or" change the semi-colon ";" to a comma ","

On motion of Senator Price, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Allain Peterson
Colomb Ward
Total - 4

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

SENATE BILL NO. 503—
BY SENATOR WARD

AN ACT

To amend and reenact R.S. 40:1231.1(A)(4), 1231.2(B)(1) and (2), (D)(5) and (E)(1), 1231.3(D), and 1231.4(B), (C)(5)(d) and (e) and (E), relative to medical malpractice; to provide relative to certain limitations of liability; to provide relative to certain procedures, terms, definitions, conditions, and requirements; and to provide for related matters.

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

SENATE BILL NO. 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.

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

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), (I)(h), (C)(3), and (D), (E), (F), (G), (H), and (I), to enact R.S. 37:1314(C)(1)(i) and (j), 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.

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

NAYS

Claitor
Total - 1

ABSENT

Colomb Peterson
Total - 2

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

SENATE BILL NO. 556—

BY SENATORS CARTER, ALARIO, APPEL, BARROW, BISHOP, BOUDREAUX, CHABERT, CLAITOR, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, PEACOCK, PRICE, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH AND WHITE AND REPRESENTATIVE STOKES

AN ACT

To amend and reenact R.S. 40:1103.1 and 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.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 556 by Senator Carter

AMENDMENT NO. 1

On page 2, line 4, following "**procedure**," delete the remainder of the line and insert "**At a minimum, the information provided shall include the**"

AMENDMENT NO. 2

On page 2, line 15, change "**Such other**" to "**Other**"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Carter proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Carter to Engrossed Senate Bill No. 556 by Senator Carter

AMENDMENT NO. 1

On page 2, line 14, change "**chemo/radiotherapy**" to "**chemotherapy or radiotherapy**"

On motion of Senator Carter, the amendments were adopted.

Floor Amendments

Senator Carter proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Carter to Engrossed Senate Bill No. 556 by Senator Carter

AMENDMENT NO. 1

On page 1, line 15 after "**et seq.**," delete "**that**" and insert "**and every Louisiana physician who**"

On motion of Senator Carter, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fannin, Morrell. Includes Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Carter, Chabert, Claitor, Cortez, Donahue, Erdey, and Total - 36.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Peterson, Ward. Includes Colomb and Total - 3.

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

SENATE BILL NO. 563— (Substitute of Senate Bill No. 84 by Senator Walsworth) BY SENATORS WALSWORTH AND THOMPSON 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.

Floor Amendments

Senator Walsworth proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Engrossed Senate Bill No. 563 by Senator Walsworth

AMENDMENT NO. 1 On page 1, line 2, after "R.S. 14:93(D)" delete "and 93.2.3(C)"

AMENDMENT NO. 2 On page 1, lines 3 and 4, delete "to provide relative to the penalty for second degree cruelty to a juvenile;"

AMENDMENT NO. 3 On page 1, line 7, delete "and 93.2.3(C) are" and insert "is"

AMENDMENT NO. 4 On page 1, line 14 after "(2)", delete the remainder of the line and insert "Notwithstanding the provisions of Paragraph (1) of this Subsection, whoever commits the crime of cruelty to juveniles as defined in Paragraph (A)(1) of this Section"

AMENDMENT NO. 5 On page 1, delete lines 16 and 17, and insert "for not more than twenty years."

AMENDMENT NO. 6 On page 2, delete lines 1 through 7

On motion of Senator Walsworth, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fannin, Morrell. Includes Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Carter, Chabert, Claitor, Cortez, Donahue, Erdey, and Total - 36.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Peterson, Ward. Includes Colomb and Total - 3.

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

SENATE BILL NO. 564— (Substitute of Senate Bill No. 519 by Senator Luneau) BY SENATOR LUNEAU AN ACT

To enact R.S. 40:2162, 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Gatti, Morrish. Includes Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Carter, Chabert, Claitor, Cortez.

Erdey Fannin Total - 35	Mizell Morrell	White
NAYS		
Total - 0		
ABSENT		
Colomb Donahue Total - 4	Peterson Ward	

The Chair declared the bill was passed and ordered it sent to the House. Senator Luneau 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 Johns asked that Senate Bill No. 316 be called from the Calendar.

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

To amend and reenact R.S. 27:15(B)(8)(b), 44(4) and (14) through (25), 65(B)(15), and 66(B)(1), and to enact R.S. 27:44(26), 65(B)(16), and 67, relative to the Louisiana Riverboat Economic Development and Gaming Control Act; to provide relative to the Louisiana Gaming Control Board; to provide relative to gaming activity locations; to provide relative to economic development plan applications for relocating gaming operations; to provide relative to requirements of a riverboat; to provide relative to designated gaming area; to provide for tournaments; to provide for limitations; to provide for definitions; to provide for rulemaking; to provide for exceptions; 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. 316 by Senator Johns

AMENDMENT NO. 1
On page 1, line 3, after "27:44(26)," insert "46,"

AMENDMENT NO. 2
On page 1, line 13, after "27:44(26)," insert "46,"

AMENDMENT NO. 3
On page 4, lines 22 and 23, delete "may be conducted outside the designated gaming area and"

AMENDMENT NO. 4
On page 4, between lines 15 and 16, insert the following:
"§46. Quarterly reporting of professional services and employment information

A.(1) Each holder of a license as defined in R.S. 27:44(14) shall submit to the board, the Senate Committee on Judiciary B, and the House Committee on the Administration of Criminal Justice the report required by R.S. 27:21.1.

(2) The report shall also indicate if the entity providing a professional service is a Louisiana business, a female-owned business, or a minority-owned business.

B. In addition to the report required by Subsection A, each holder of a license as defined in R.S. 27:44(14) shall submit to the

board, the Senate Committee on Judiciary B, and the House Committee on the Administration of Criminal Justice a report of the demographic information of their workforce, including but not limited to race, gender, and Louisiana residency.

C. The report required by this Section shall be submitted to the board and committees on a quarterly basis. The report shall be forwarded to the board and committees by certified mail no later than twenty days after the end of each quarter.

D. The report required by the provisions of this Section shall not be required to contain the amount of compensation paid to each business entity or employee.

E. The board may impose sanctions on the licensee for failure to submit to the board and committees the reports required by this Section.

F. The board shall adopt rules to implement the provisions of this Section. All rules shall be adopted pursuant to the provisions of the Administrative Procedure Act and R.S. 27:15(B)(8).

* * *

AMENDMENT NO. 5

On page 5, line 19, delete "**the division and**"

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

Appel	Hewitt	Peacock
Barrow	Johns	Price
Bishop	LaFleur	Smith, G.
Boudreaux	Luneau	Smith, J.
Carter	Martiny	Tarver
Chabert	Mills	White
Claitor	Morrell	
Cortez	Morrish	
Total - 22		

NAYS

Mr. President	Gatti	Perry
Allain	Lambert	Riser
Donahue	Long	Thompson
Erdey	Milkovich	Walsworth
Fannin	Mizell	
Total - 14		

ABSENT

Colomb	Peterson	Ward
Total - 3		

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.

Called from the Calendar

Senator LaFleur asked that Senate Bill No. 313 be called from the Calendar.

SENATE BILL NO. 313—
BY SENATOR LAFLEUR
AN ACT

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

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designated gaming area; to provide for limitations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Appel, Bishop, Boudreaux, Carter, Claitor, Cortez, Johns, LaFleur, Lambert, Martiny, Mills, Morrell, Morrish, Peacock, Price, Smith, G., Smith, J., Tarver. Total - 18

NAYS

Table with 3 columns of names: Mr. President, Allain, Barrow, Chabert, Donahue, Erdey, Fannin, Gatti, Hewitt, Long, Milkovich, Mizell, Perry, Riser, Thompson, Walsworth, White. Total - 17

ABSENT

Table with 2 columns of names: Colomb, Luneau, Peterson, Ward. Total - 4

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

Called from the Calendar

Senator Martiny asked that Senate Bill No. 318 be called from the Calendar.

SENATE BILL NO. 318— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 27:15(B)(8)(b), 44(4) and (14) through (25), 65(B)(15), and 66(B)(1), and to enact R.S. 27:44(26) and 65(B)(16), relative to the Louisiana Riverboat Economic Development and Gaming Control Act; to provide relative to the Louisiana Gaming Control Board; to provide relative to gaming activity locations; to provide relative to designated gaming area; to provide for tournaments; to provide relative to requirements of a riverboat; to define gaming positions; to provide for definitions; to provide for rulemaking; to provide for exceptions; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 318 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 3, change "66(B)(1)" to "the introductory paragraph of 66(B) and (1)"

AMENDMENT NO. 2

On page 1, line 11, change "66(B)(1)" to "the introductory paragraph of 66(B) and (1)"

AMENDMENT NO. 3

On page 5, line 1, change "66" to "this Section"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed Senate Bill No. 318 by Senator Martiny

AMENDMENT NO. 1

On page 4, delete lines 1 through 4 and insert: "(c) Is paddlewheel driven."

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator Martiny 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: Appel, Bishop, Boudreaux, Carter, Chabert, Johns, LaFleur, Martiny, Mills, Morrell, Morrish, Peacock, Price, Smith, G., Smith, J., Tarver. Total - 16

NAYS

Table with 3 columns of names: Mr. President, Allain, Barrow, Claitor, Cortez, Donahue, Erdey, Fannin, Gatti, Hewitt, Lambert, Long, Milkovich, Mizell, Perry, Riser, Thompson, Walsworth, White. Total - 19

ABSENT

Table with 2 columns of names: Colomb, Luneau, Peterson, Ward. Total - 4

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

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

Called from the Calendar

Senator Martiny asked that Senate Bill No. 321 be called from the Calendar.

SENATE BILL NO. 321— BY SENATOR MARTINY

AN ACT

To enact R.S. 27:67, relative to the Louisiana Riverboat Economic Development and Gaming Control Act; to provide relative to the Louisiana Gaming Control Board; to provide relative to

economic development plan applications for relocating gaming operations; to provide for limitations; to provide for rulemaking; to provide for exceptions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Appel	LaFleur	Peacock
Bishop	Martiny	Smith, G.
Boudreaux	Mills	Smith, J.
Carter	Morrell	
Johns	Morrish	
Total - 13		

NAYS

Mr. President	Fannin	Perry
Allain	Gatti	Price
Chabert	Hewitt	Riser
Claitor	Lambert	Tarver
Cortez	Long	Thompson
Donahue	Milkovich	Walsworth
Erdey	Mizell	White
Total - 21		

ABSENT

Barrow	Luneau	Ward
Colomb	Peterson	
Total - 5		

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

Called from the Calendar

Senator Claitor asked that Senate Bill No. 554 be called from the Calendar.

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

AN ACT

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

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 554 by Senator Claitor

AMENDMENT NO. 1

On page 2, line 5, change "**Marketplace Health Reimbursement**" to "**marketplace health reimbursement**"

AMENDMENT NO. 2

On page 4, line 5, change "**Paragraph**" to "**Section**"

AMENDMENT NO. 3

On page 4, lines 8 and 9, delete "**, as defined in this Paragraph.**"

AMENDMENT NO. 4

On page 4, lines 12 and 13, delete "**, as defined in Paragraph (E)(3) of this Section.**"

On motion of Senator Martiny, the amendments were adopted.

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. 554 by Senator Claitor

AMENDMENT NO. 1

On page 3, line 13, change "**provide**" to "**provided**"

AMENDMENT NO. 2

On page 6, line 5, following "**position**" insert "**by appointment**"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Allain	LaFleur	Perry
Appel	Lambert	Price
Boudreaux	Long	Smith, G.
Carter	Martiny	Smith, J.
Chabert	Milkovich	Tarver
Claitor	Mills	Ward
Cortez	Mizell	White
Erdey	Morrell	
Johns	Morrish	
Total - 25		

NAYS

Mr. President	Peacock	Walsworth
Fannin	Riser	
Hewitt	Thompson	
Total - 7		

ABSENT

Barrow	Donahue	Peterson
Bishop	Gatti	
Colomb	Luneau	
Total - 7		

The Chair declared the amended bill was passed, ordered engrossed 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 White asked that Senate Bill No. 417 be called from the Calendar.

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SENATE BILL NO. 417—
BY SENATOR WHITE

AN ACT

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

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

Recuse from Vote

To Members of the Senate:

I respectfully wish to recuse myself from voting on Senate Bill No. 417.

I have a conflict due to possible interest.

Sincerely,
BARROW PEACOCK

ROLL CALL

The roll was called with the following result:

YEAS

Appel	Johns	Price
Bishop	LaFleur	Riser
Boudreaux	Lambert	Smith, G.
Claitor	Mills	Smith, J.
Hewitt	Morrish	White
Total - 15		

NAYS

Mr. President	Erdey	Mizell
Allain	Fannin	Morrell
Carter	Gatti	Perry
Chabert	Long	Tarver
Cortez	Martiny	Thompson
Donahue	Milkovich	Walsworth
Total - 18		

ABSENT

Barrow	Luneau	Peterson
Colomb	Peacock	Ward
Total - 6		

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

Called from the Calendar

Senator Ward asked that Senate Bill No. 365 be called from the Calendar.

SENATE BILL NO. 365—
BY SENATOR WARD

AN ACT

To enact Chapter 20 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1371 through 1379, relative to the regulation of installment loans; to enact the Louisiana Credit

Access Loan Act; to provide relative to installment loans and payment plans; to provide certain terms, procedures, conditions, requirements, restrictions, prohibitions, exemptions, and definitions; to provide for certain charges; to provide relative to default and penalties; to provide for certain powers of the commissioner; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 365 by Senator Ward

AMENDMENT NO. 1

On page 5, line 14, change "**this Code Title**" to "**Code Title XII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950**"

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. 365 by Senator Ward

AMENDMENT NO. 1

On page 1, line 3, change "installment" to "credit access"

AMENDMENT NO. 2

On page 1, line 4, change "installment" to "credit access"

AMENDMENT NO. 3

On page 2, line 1, change "**Installment**" to "**Credit access**"

AMENDMENT NO. 4

On page 2, line 4, change "**installment**" to "**credit access**"

AMENDMENT NO. 5

On page 2, line 5, after "**Chapter 2**" delete "**-A**"

AMENDMENT NO. 6

On page 2, line 6, after "**1950**" insert a period and delete the remainder of the line

AMENDMENT NO. 7

On page 2, line 9, change "**Installment**" to "**Credit access**"

AMENDMENT NO. 8

On page 2, line 10, change "**installment**" to "**credit access**"

AMENDMENT NO. 9

On page 2, line 21, change "**installment**" to "**credit access**"

AMENDMENT NO. 10

On page 2, line 25, change "**an installment**" to "**a credit access**"

AMENDMENT NO. 11

On page 2, at the end of line 25 insert: "**At the time of prepayment, all remaining full monthly service charges are considered unearned. The extender of credit shall refund or credit to the consumer's account all unearned service charges. Such refund shall be calculated by the number of full months remaining in the contract after prepayment times the monthly service charge that is calculated in accordance with R.S. 6:1374(A).**"

AMENDMENT NO. 12

On page 2, line 26, change "installment" to "credit access"

AMENDMENT NO. 13

On page 3, line 1, delete "third-party"

AMENDMENT NO. 14

On page 3, at the end of line 2, insert: "Acceptable forms of income verification shall include but not be limited to copies of earnings statements, tax statements, bank statements or benefits statements. In the event proof of income is unavailable, the licensee may accept a statement and certification of income signed by the borrower."

AMENDMENT NO. 15

On page 3, line 7, change "an installment" to "a credit access"

AMENDMENT NO. 16

On page 3, line 9, change "an installment" to "a credit access"

AMENDMENT NO. 17

On page 3, delete line 10 and insert: "property of the borrower. Such personal property shall not include household goods."

AMENDMENT NO. 18

On page 3, line 11, change "an installment" to "a credit access"

AMENDMENT NO. 19

On page 3, delete lines 13 and 14 and insert:

"(1) A next-business-day customer's right of rescission for any credit access loan at no cost to the borrower.

(2) The credit access loan contract shall include in at least twelve point bold type the following disclosure:

You have a legal right under Louisiana law to cancel this transaction at no cost to you by notifying your lender of your intent to cancel the transaction by close of business of the next business day after signing this agreement and returning to the lender all loan proceeds provided to you.

(3) Notice of the customer's right to enter into an extended payment plan by including the following in at least sixteen point bold type, on the first page of each credit access agreement:

IF YOU CANNOT PAY THE LOAN IN FULL WHEN DUE, YOU CAN ASK TO ENTER INTO AN EXTENDED PAYMENT PLAN, BUT THE REQUEST MUST BE MADE BEFORE FINAL PAYMENT IS DUE. REQUESTS MUST BE IN WRITING AND MAY BE MADE IN PERSON, BY EMAIL OR FACSIMILE TO: [Licensee/ lender to insert name, email address, phone number and facsimile number here]. IF [Licensee/lender to insert name here] REFUSES TO ENTER INTO AN EXTENDED PAYMENT PLAN UPON YOUR REQUEST BEFORE THE DUE DATE, CONTACT THE OFFICE OF FINANCIAL INSTITUTIONS AT 1-888-525-9414."

AMENDMENT NO. 20

On page 3, at the beginning of line 15, change "(2)" to "(4)"

AMENDMENT NO. 21

On page 3, line 19, change "an installment" to "a credit access"

AMENDMENT NO. 22

On page 3, delete lines 21 through 29

AMENDMENT NO. 23

On page 4, line 1, delete "(1) of this Subsection" and insert "B. Upon maturity of a loan"

AMENDMENT NO. 24

On page 4, between lines 6 and 7, insert:

"C. A borrower may not have more than one credit access loan, made pursuant to this Act, outstanding at a time. A licensee shall rely on a private third party database approved by the commissioner of financial institutions to verify borrower eligibility before entering into a credit access loan agreement. The commissioner shall identify and contract with a private third

party database provider who can provide real-time access through an internet connection for licensees offering credit access loans pursuant to this Act. Licensees shall be required to enter and maintain an accurate record of all required information by the database regarding credit access loans made pursuant to this Act. The database shall serve as the means to verify eligibility of a consumer to enter into a credit access loan transaction as restricted by this Section. The database shall be accessible to the Office of Financial Institutions and licensees making credit access loans. Licensees shall submit such data before entering into each credit access loan transaction in such format as the office shall require by rule, which may include the drawer's transaction in such format as the office shall require by rule, which may include the drawer's name, social security number or employment authorization alien number, address, driver's license number, amount of the transaction, date of the transaction, the date the transaction is closed, and such additional information as required by the office. The contract may provide for a per transaction fee to be paid to the private third-party provider by the licensee. Such fee may be collected from the borrower; however, the amount collected shall not exceed the actual amount paid to the third-party provider. A licensee engaged in making credit access loans provided for in this Act may rely on the information contained in the database as accurate and is not subject to any administrative penalty or civil liability as a result of relying on inaccurate information contained in the database. The commissioner may adopt rules and regulations to administer and enforce the provisions of this Subsection and to assure that the database is used by licensees in accordance with this Subsection."

AMENDMENT NO. 25

On page 4, line 9, change "an installment" to "a credit access"

AMENDMENT NO. 26

On page 4, line 11, change "an installment" to "a credit access"

AMENDMENT NO. 27

On page 4, delete lines 16 through 19 and insert:

"B. Any credit access loan agreement may provide for the payment by the consumer of all costs awarded by a court and attorney fees not in excess of twenty-five percent of the unpaid debt after default and referral to an attorney for collection."

AMENDMENT NO. 28

On page 4, lines 24 and 25, change "Section 1374 of this Chapter" to "R.S. 6:1374."

AMENDMENT NO. 29

On page 4, line 27, delete "deferred presentment transaction or small loan" and insert "credit access loan"

AMENDMENT NO. 30

On page 5, line 1, delete "deferred presentment transaction" and insert "credit access loan"

AMENDMENT NO. 31

On page 5, between line 5 and 6, insert the following:

"A. At each licensed location and on the homepage of a licensee's website, the licensee shall prominently post a notice visible to the public and all those visiting the website. The notice shall state that if a consumer is unable to repay a credit access loan made pursuant to this Act, the consumer may enter into an extended payment plan if the consumer notifies the licensee before the payment is due of their inability to make payment."

AMENDMENT NO. 32

On page 5, line 6, before "The" insert "B."

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AMENDMENT NO. 33

On page 5, between lines 24 and 25, insert:

"(3) Any loan subject to the provisions of the Louisiana Motor Vehicles Sales Finance Act, R.S. 6:969.1 et seq."

On motion of Senator Ward, the amendments were adopted.

Floor Amendments

Senator Ward proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward to Engrossed Senate Bill No. 365 by Senator Ward

AMENDMENT NO. 1

On page 5, between lines 24 and 25, insert the following:

"(4) Deferred presentment transactions or small loans governed by the Louisiana Deferred Presentment and Small Loan Act, R.S. 9:3578.1, et seq. or installment loans pursuant to the Louisiana Consumer Credit Law, R.S. 9:3510 et seq."

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

Table with 3 columns of names: Allain, Appel, Bishop, Boudreaux, Carter, Chabert, Erdey, Hewitt, Johns, Lambert, Martiny, Milkovich, Mizell, Peacock, Price, Smith, G., Smith, J., Ward.

Total - 18

NAYS

Table with 3 columns of names: Mr. President, Claitor, Fannin, LaFleur, Long, Mills, Morrell, Morrish, Perry, Riser, Tarver, Thompson, Walsworth.

Total - 14

ABSENT

Table with 3 columns of names: Barrow, Colomb, Donahue, Gatti, Luneau, Peterson, White.

Total - 7

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

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

Called from the Calendar

Senator Claitor asked that Senate Bill No. 390 be called from the Calendar.

SENATE BILL NO. 390— BY SENATOR CLAITOR

AN ACT

To enact R.S. 13:5109(B)(3) through (5), relative to the payment of final nonappealable judgments and compromises rendered against the state; to provide for the order judgments and compromises are to be paid, subject to legislative appropriation; to provide that the Joint Legislative Committee on the Budget may make changes to the order on a case-by-case basis; to provide for an effective date; 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. 390 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 14, between "judgments" and "or" insert "against the state" and at the end of the line add "which require payment by the state"

AMENDMENT NO. 2

On page 2, line 25, change "judgment" to "state's required payment pursuant to the judgment or compromise"

On motion of Senator Claitor, the amendments were adopted.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed Senate Bill No. 390 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 2, change "13:5109(B)(3) through (5)," to "Subpart L of Part II-A of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.36,"

AMENDMENT NO. 2

On page 1, line 3, after "state;" and before "to provide" insert the following: "to provide for the creation of the Payment of Judgments Fund; to provide for the deposit, investment, and use of monies in the fund;"

AMENDMENT NO. 3

On page 1, line 9, change "R.S. 13:5109(B)(3) through (5) are" to: Subpart L of Part II-A of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.36 is"

AMENDMENT NO. 4

On page 1, delete lines 10 through 13, and insert the following:

SUBPART L. PAYMENT OF JUDGEMENTS FUND §100.36. Payment of Judgements Fund; order of payment of judgments

A. The "Payment of Judgments Fund", hereinafter referred to as the fund, is hereby created in the state treasury. Interest earned on the investment of monies in the fund shall be deposited in and credited in the fund. Unexpended and unencumbered monies in the fund at the close of each fiscal year shall remain in the fund. Monies in the fund shall be appropriated, administered, and used solely and exclusively for the purpose of satisfying final nonappealable judgments and compromises against the state as further provided in this Section.

B. The fund shall be comprised of all monies appropriated, donated, or otherwise made available to provide funding to satisfy and pay judgments against the state. All of such monies required to be deposited in the state treasury in accordance with

Article VII, Section 9(A) of the Constitution of Louisiana shall be deposited in the fund after first meeting the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund.

C. Annually, the Office of Risk Management shall notify the commissioner of administration of all final nonappealable judgments and compromises which cannot be paid from the Self-Insurance Fund as of December thirty-first. The governor may then include in the executive budget an amount sufficient to pay such judgments or compromises, including judicial interest and costs. The legislature may appropriate into the fund such monies as it deems necessary and appropriate to pay such judgments."

AMENDMENT NO. 5
On page 1, line 14, change "(3)" to "D."

AMENDMENT NO. 6
On page 1, line 14, after "that" and before "final" insert "monies are appropriated to the fund to pay"

AMENDMENT NO. 7
On page 1, at the end of line 14, insert "that"

On motion of Senator Claitor, the amendments were adopted.

Floor Amendments

Senator Johns proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johns to Engrossed Senate Bill No. 390 by Senator Claitor

AMENDMENT NO. 1
On page 2, line 22, between "judgements" and "being" insert the following: "for personal physical injury resulting in permanent disability or death"

AMENDMENT NO. 2
On page 2, line 23, between "first" and the period "." insert the following "and other judgments being paid with the oldest judgement being paid first"

AMENDMENT NO. 3
On page 2, between lines 27 and 28, insert the following:
"(6) In any lawsuit which was compromised when the amount to be paid by the state on account of personal physical injuries is in excess of two hundred and fifty thousand dollars, or which has a final non-appealable judgment when the total amount the state is cast in judgment for personal physical injuries is in excess of two hundred and fifty thousand dollars, the plaintiff or plaintiffs may elect to have the first two hundred and fifty thousand dollars of the judgment paid as if the judgment were classified pursuant to Subparagraph (3)(d) of this Subsection. Any payment subsequently made on any judgment to one who has made an election pursuant to this Paragraph shall be reduced by the amount of any payment made under the provisions of this Paragraph, and no additional interest shall accrue on any amount that was actually paid."

On motion of Senator Johns, 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	Johns	Morrish
Claitor	Milkovich	Perry
Cortez	Mizell	
Total - 8		
NAYS		
Mr. President	LaFleur	Smith, G.
Allain	Lambert	Smith, J.

Boudreaux	Long	Tarver
Carter	Martiny	Thompson
Chabert	Mills	Walsworth
Erdey	Peacock	Ward
Fannin	Price	White
Hewitt	Riser	
Total - 23		
ABSENT		

Barrow	Donahue	Morrell
Bishop	Gatti	Peterson
Colomb	Luneau	
Total - 8		

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 amended bill failed to pass.

Rules Suspended

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 140—

BY SENATOR MILLS
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Paul Joseph "Pojo" Morvant Sr. and to recognize and record the remarkable contributions of this distinguished Louisianian to his state and nation.

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

SENATE RESOLUTION NO. 141—

BY SENATOR WALSWORTH
A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, the state Department of Education, and each city, parish, and other public school board to maximize the funding and availability of dual enrollment courses.

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

SENATE RESOLUTION NO. 142—

BY SENATOR APPEL
A RESOLUTION

To recognize Wednesday, April 25, 2018, as GNO, Inc. NextGen Day at the state capitol.

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

SENATE RESOLUTION NO. 143—

BY SENATOR CHABERT
A RESOLUTION

To designate Tuesday, April 24, 2018, as the fourth annual Oil and Natural Gas Industry Day at the state capitol.

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

SENATE RESOLUTION NO. 144—

BY SENATOR JOHNS
A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, the state Department of Education, and public school governing authorities to develop and adopt policies and guidelines relative to students whose parents opt them out of participation in state-mandated assessments.

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

April 24, 2018

SENATE RESOLUTION NO. 145—

BY SENATOR BISHOP

A RESOLUTION

To urge and request the Louisiana Department of Insurance to research statistics and the ten year history of insurer's coverage of diabetes-related medication.

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

SENATE RESOLUTION NO. 146—

BY SENATOR JOHN SMITH

A RESOLUTION

To commend Mayor Ron Roberts of DeRidder, Louisiana, upon his retirement after serving three terms in office, marked by sound fiscal management and an improved quality of life in DeRidder.

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

SENATE RESOLUTION NO. 147—

BY SENATOR PRICE

A RESOLUTION

To commend the Assumption Parish Police Jury for renaming of the Dorseyville Park to the Gilbert Dupaty Memorial Park.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 90—

BY SENATORS GARY SMITH AND PRICE AND REPRESENTATIVES GAINES, GREGORY MILLER AND STAGNI

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of an exceptional public servant and friend, Clyde "Rock" Gisclair, former assessor for the parish of St. Charles.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 24, 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. 55 HB No. 696 HB No. 757
HB No. 802 HB No. 840 HB No. 896
HB No. 83 HB No. 702

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 55—

BY REPRESENTATIVE DWIGHT

AN ACT

To amend and reenact R.S. 13:964.1(C), relative to court costs in the Fourteenth Judicial District; to increase criminal court costs; to increase the civil filing fee; and to provide for related matters.

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

HOUSE BILL NO. 83—

BY REPRESENTATIVE COUSSAN

AN ACT

To amend and reenact R.S. 13:996.25(A) and to enact R.S. 13:961(F)(1)(v), relative to court costs in the Fifteenth Judicial Court; to require the judges to determine certain fees to be paid to court reporters; to provide for an increase in civil court costs; to provide for an increase in criminal court costs; and to provide for related matters.

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

HOUSE BILL NO. 696—

BY REPRESENTATIVE PEARSON

AN ACT

To enact R.S. 11:710(A)(5)(e), relative to reemployment in the Teachers' Retirement System of Louisiana; to provide for reemployment of tutors; and to provide for related matters.

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

HOUSE BILL NO. 702—

BY REPRESENTATIVE BOUIE

AN ACT

To amend and reenact R.S. 14:95(K), relative to the carrying of concealed weapons; to provide relative to the crime of illegal carrying of weapons; to provide for exceptions for certain former members of the legislature; and to provide for related matters.

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

HOUSE BILL NO. 757—

BY REPRESENTATIVE ABRAHAM

AN ACT

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

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

HOUSE BILL NO. 802—

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 38:1794(A)(2)(a), relative to gravity drainage districts in Calcasieu Parish; to provide for an increase in compensation for members of the board of commissioners; and to provide for related matters.

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

HOUSE BILL NO. 840—

BY REPRESENTATIVE JIMMY HARRIS

AN ACT

To enact R.S. 47:350(E), relative to occupational licenses; to provide relative to the application for an occupational license; to prohibit the issuance of any such license 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. 896— (Substitute for House Bill No. 81 by Representative Smith)
 BY REPRESENTATIVES SMITH AND GLOVER
 AN ACT

To amend and reenact R.S. 14:34.9(I), (J), (K), and (L) and 35.3(G)(1), (I), (K), (L), and (M) and R.S. 46:1846(A), (C), and (E) and to enact R.S. 14:2(B)(48), (49), and (50), 34.9(M), 35.3(N), and 79(A)(3)(d) and R.S. 46:1846(F), relative to domestic abuse; to provide relative to the crimes of domestic abuse, battery of a dating partner, and violations of protective orders; to provide relative to the penalties for battery of a dating partner and domestic abuse battery when the acts involve burning, strangulation, or a pregnant victim, or are committed near a child who is thirteen years of age or younger; to provide that the crime of battery of a dating partner is a predicate offense for a second or subsequent offense of domestic abuse battery; to add certain violations of domestic abuse battery, battery of a dating partner, and violations of protective orders to the list of crimes of violence; to prohibit persons convicted of certain violations of domestic abuse battery and battery of a dating partner from communicating with the victim or the victim's family member; to provide for the issuance of a Uniform Abuse Prevention Order when certain persons are prohibited from communicating with the victim or the victim's family member; and to provide for related matters.

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

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 24, 2018

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 84—
 BY SENATORS ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAU, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, PRICE, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES CHANEY, HOFFMANN, JACKSON, MCFARLAND AND JAY MORRIS

A CONCURRENT RESOLUTION

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

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.

Respectfully submitted,
 KAREN CARTER PETERSON
 Chairman

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

Message to the Secretary of State

**SIGNED
 SENATE CONCURRENT RESOLUTIONS**

April 24, 2018

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed 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.

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR LONG AND REPRESENTATIVES ABRAHAM, DANAHAY, DWIGHT AND GUINN
A CONCURRENT RESOLUTION

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

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.

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.

Respectfully submitted,
 GLENN A. KOEPP
 Secretary of the Senate

Message from the House

**SIGNED HOUSE BILLS AND
 JOINT RESOLUTIONS**

April 24, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 247—
 BY REPRESENTATIVE HUVAL
AN ACT

To amend and reenact R.S. 22:46(introductory paragraph), (17), and (17.1), 433(A), 438(A)(3), 446, 1542(introductory paragraph) and (18), and 1547(I), relative to surplus lines insurance; to define surplus lines insurance, surplus lines insurer, and surplus lines broker; to require the filing of forms and rates of surplus lines insurers in certain circumstances; to provide surplus lines broker licensure requirements; to provide for an effective date; and to provide for related matters.

April 24, 2018

HOUSE BILL NO. 330—

BY REPRESENTATIVE JORDAN
AN ACT

To amend and reenact R.S. 22:1571(E)(1), relative to insurance producers preclicensing programs; to exempt bail bond producer preclicensing programs from certain requirements; and to provide for related matters.

HOUSE BILL NO. 363—

BY REPRESENTATIVE HUVAL
AN ACT

To amend and reenact R.S. 22:1546(B)(1)(a)(i), relative to insurance producer licenses; to require the registration of certain controlling persons of a producer business entity; and to provide for related matters.

HOUSE BILL NO. 641—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 22:1547(A)(2) and (3) and to enact R.S. 22:1547(L), relative to insurance producer licenses; to provide for standardization of lines of authority for producers; to provide for inactivation of a license for failure to designate a licensed individual responsible for compliance; to provide for written notice; to provide for reactivation; and to provide for related matters.

HOUSE BILL NO. 366—

BY REPRESENTATIVE JORDAN
AN ACT

To amend and reenact R.S. 22:200(A) and 213(B), relative to nonprofit funeral service associations; to provide for the qualifications of the board of directors; to authorize rehabilitation of an association; to make technical changes; to provide for an effective date; and to provide for related matters.

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.

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 to 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.

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.

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.

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 Bills and Joint Resolutions contained herein were signed by the President of the Senate.

ATTENDANCE ROLL CALL

PRESENT

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

Total - 37

ABSENT

Colomb	Peterson
Total - 2	

Leaves of Absence

The following leaves of absence were asked for and granted:

Colomb	1 Day	Peterson	1 Day
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Announcements

The following committee meetings for April 25, 2018, were announced:

Commerce	10:00 A.M.	Room E
Health and Welfare	9:00 A.M.	Hainkel Room
Insurance	10:00 A.M.	Room A
Senate and Gov't Affairs	10:00 A.M.	Room F

Adjournment

On motion of Senator Thompson, at 7:45 o'clock P.M. the Senate adjourned until Wednesday, April 25, 2018, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk