

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

TWENTY-SIXTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, April 25, 2018

The Senate was called to order at 3:15 o'clock P.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

| | | |
|---------------|---------|-----------|
| Mr. President | Hewitt | Peacock |
| Appel | Johns | Perry |
| Barrow | Lambert | Price |
| Bishop | Long | Riser |
| Boudreaux | Luneau | Smith, G. |
| Carter | Martiny | Smith, J. |
| Chabert | Mills | Thompson |
| Cortez | Mizell | Walsworth |
| Fannin | Morrish | Ward |
| Total - 27 | | |

ABSENT

| | | |
|------------|-----------|----------|
| Allain | Erdey | Morrell |
| Claitor | Gatti | Peterson |
| Colomb | LaFleur | Tarver |
| Donahue | Milkovich | White |
| Total - 12 | | |

The President of the Senate announced there were 27 Senators present and a quorum.

Prayer

The prayer was offered by Brother Bobby Joe Douglas, 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 Carter, the reading of the Journal was dispensed with and the Journal of April 24, 2018, was adopted.

**Privileged Report of the
Legislative Bureau**

April 25, 2018

To the President and Members of the Senate:

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

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

HOUSE BILL NO. 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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

April 25, 2018

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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

Reported without amendments.

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.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 294 by Representative Smith

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Education and adopted by the Senate on April 24, 2018, on page 1, line 2, change "3991(B)(1)(a)(ii)(bb)" to "3991(B)(1)(a)(ii)(introductory paragraph) and (bb)"

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Education and adopted by the Senate on April 24, 2018, on page 1, line 5, change "3991(B)(1)(a)(ii)(bb)" to "3991(B)(1)(a)(ii)(introductory paragraph) and (bb)"

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 with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 300 by Representative Chad Brown

AMENDMENT NO. 1

On page 1, line 17, before "District 60" insert "House of Representatives"

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

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 with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 663 by Representative White

AMENDMENT NO. 1

On page 4, line 5, change "If" to "Formulate a plan and time line to effect the consolidation if"

AMENDMENT NO. 2

On page 4, line 7, delete ", the commission shall formulate a plan and time line to effect the"

AMENDMENT NO. 3

On page 4, line 8, delete "consolidation"

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 without amendments.

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 without amendments.

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 without amendments.

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 without amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

Adoption of Legislative Bureau Report

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 148—

BY SENATOR LAMBERT
A RESOLUTION

To commend Margaret Britton on achieving the Girl Scout Gold Award.

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

SENATE RESOLUTION NO. 149—

BY SENATOR BARROW
A RESOLUTION

To commend the 2017–18 Jehovah-Jireh High School boys basketball team on winning the Louisiana High School Athletic Association Division V state championship.

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

SENATE RESOLUTION NO. 150—

BY SENATOR BARROW
A RESOLUTION

To commend the Scotlandville Magnet High School boys basketball team on winning the Louisiana High School Athletic Association 5A Division I state championship.

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

SENATE RESOLUTION NO. 151—

BY SENATOR BARROW
A RESOLUTION

To commend the Baker High School Symphonic Band for being selected and performing at the 2018 National Band and Orchestra Festival at Carnegie Hall in New York City.

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

**Introduction of
Senate Concurrent Resolutions**

SENATE CONCURRENT RESOLUTION NO. 91—

BY SENATOR PEACOCK
A CONCURRENT RESOLUTION

To commend and congratulate Ashini Ashish Modi of Shreveport upon being selected as the 2018 Middle School Student of the Year by the Louisiana Department of Education and to recognize her extraordinary accomplishments.

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

SENATE CONCURRENT RESOLUTION NO. 92—

BY SENATOR CARTER
A CONCURRENT RESOLUTION

To urge and request the state Department of Education to submit a report to the legislature regarding policies made, rules and regulations promulgated, and actions taken by the state Department of Education and public school governing authorities to implement the guiding principles and recommendations contained in the Alternative Education Study Group Report issued by the department in October 2017.

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

**Senate Resolutions on
Second Reading**

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.

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

April 25, 2018

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 referred by the President to the Committee on Education.

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.

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

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 referred by the President to the Committee on Education.

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 referred by the President to the Committee on Insurance.

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.

On motion of Senator John Smith the resolution was read by title and withdrawn from the files of the Senate.

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.

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

Senate Concurrent Resolutions on Second Reading

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 concurrent resolution was read by title. Senator Gary Smith moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Carter, Chabert, Claitor, Cortez, Fannin, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Milkovich, Mills, Mizell, Morrish, Peacock, Perry, Price, Riser, Smith, G., Smith, J., Thompson, Ward, White. Total - 31.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Colomb, Donahue, Erdey, Gatti, Morrell, Peterson, Tarver, Walsworth. Total - 8.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 25, 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:

Table with 3 columns: HB No., HB No., HB No. Lists numbers like 172, 730, 279, 497, 877, 818, 408, 806, 899, 160, 474.

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 160—

BY REPRESENTATIVE FOIL AND SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 13:5713(C)(1)(c), (E)(1), (I), and (J) and R.S. 44:19(A)(3), to enact R.S. 44:19(E), and to repeal R.S. 13:5713(K), (L), and (M) and 5714(C), relative to coroners; to provide for requirements of certain death investigation documents; to provide relative to autopsy reports; to provide relative to notification requirements; to provide relative to public records; to provide relative to duties of coroners; and to provide for related matters.

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

HOUSE BILL NO. 172—

BY REPRESENTATIVE GAROFALO
AN ACT

To amend and reenact Code of Civil Procedure Article 2376 and to enact R.S. 13:4368, relative to the cancellation of privileges, liens, and mortgages; to provide for the cancellation or partial release of inferior privileges, liens, and mortgages on property sold at sheriff's sale; to provide for the procedures for cancelling or partially releasing inferior privileges, liens, and mortgages; to provide for the required information for the filing of an affidavit; to provide the duties, effect, and liability for the filing of an affidavit; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 279—

BY REPRESENTATIVES MARINO, BAGNERIS, BOUIE, CONNICK, DUPLESSIS, HALL, JIMMY HARRIS, JACKSON, JORDAN, LYONS, MARCELLE, NORTON, AND SMITH
AN ACT

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

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

HOUSE BILL NO. 408—

BY REPRESENTATIVE JENKINS
AN ACT

To amend and reenact R.S. 33:4791.1(B)(2), relative to local governing authorities; to provide relative to regulation of ambulance services, emergency medical services, and aspects attendant to ambulance operation; to provide relative to rates charged for such services; and to provide for related matters.

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

HOUSE BILL NO. 474—

BY REPRESENTATIVES SMITH, GARY CARTER, GAINES, HUNTER, JACKSON, AND ZERINGUE
AN ACT

To amend and reenact R.S. 40:2405.8(E) and to enact R.S. 40:2405.8(F) and (G), relative to peace officer training requirements; to provide for the creation of domestic violence training modules; to provide for the creation of a communication training plan; to provide relative to communication tools; to provide for the promulgation of rules; and to provide for related matters.

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

HOUSE BILL NO. 497—

BY REPRESENTATIVE PEARSON
AN ACT

To enact R.S. 9:1421, relative to successions; to authorize access to certain assets; to provide for definitions; to provide for the sale or transfer of securities under certain circumstances; to provide for payment to the surviving spouse pending the appointment of an executor or administrator; to provide for limitations; to provide a limitation of liability for brokers; to provide for the preservation of certain claims; to provide for applicability pending actions for divorce; and to provide for related matters.

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

HOUSE BILL NO. 730—

BY REPRESENTATIVE TERRY LANDRY
AN ACT

To amend and reenact R.S. 15:709(A), (B), (C), and (D) and to enact Part II-A of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:771 through 780, relative to confinement, treatment, and rehabilitation of offenders; to provide for the adoption and ratification of the interstate corrections compact; to provide for legislative intent and the purpose of the compact; to provide for definitions; to authorize the state to contract with other party states for the confinement of inmates; to provide for the requirements of the contract; to provide for the rights of the states and inmates subject to the provisions of the compact; to provide for the duties of the receiving states; to provide relative to the receiving state's review of actions taken by the sending state; to provide for the acceptance of federal aid; to provide for effectiveness; to provide for withdrawal from and termination of the compact; to provide relative to the impact of the compact on other agreements or arrangements made with states that are not a part of the compact; to provide for the powers of the secretary of the Department of Public Safety and Corrections; and to provide for related matters.

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

HOUSE BILL NO. 806—

BY REPRESENTATIVE JOHNSON
AN ACT

To enact R.S. 33:4715.3, relative to the construction and operation of courtroom and related facilities in certain parishes; to create a special district for such purpose; to provide for governance, jurisdiction, powers, and functions of the district; to provide for its authority to levy taxes and incur debt; and to provide for related matters.

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

HOUSE BILL NO. 818—

BY REPRESENTATIVE HILFERTY
AN ACT

To amend and reenact R.S. 44:4.1(B)(26) and to enact R.S. 36:259(I)(1) and R.S. 40:2018.5, relative to maternal and child health; to establish the Healthy Moms, Healthy Babies Advisory Council; to provide for placement of the council within the executive branch of government; to provide for the composition and duties of the council; to provide for duties of the Louisiana Department of Health with respect to the council; to provide for a public records exception; to provide for a termination 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. 877—

BY REPRESENTATIVE PIERRE
AN ACT

To enact R.S. 32:707(D)(4), relative to the documentation requirements for resale and reassignment of vehicles; to provide requirements for bona fide fleet purchasers of motor vehicles with an inventory exceeding eight thousand vehicles; and to provide for related matters.

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

HOUSE BILL NO. 899— (Substitute for House Bill No. 235 by Representative Hilferty)

BY REPRESENTATIVE HILFERTY
AN ACT

To amend and reenact R.S. 26:933(E) and (F) and to enact R.S. 26:933(G) and (H), relative to the Responsible Vendor Program; to provide for information on matters of sexual assault, rape, sexual harassment, and sex trafficking; to provide for the

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content of the informational pamphlet; to provide relative to the development of the informational pamphlet; to provide for a limitation of liability; and to provide for related matters.

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

House Bills and Joint Resolutions on Second Reading

HOUSE BILL NO. 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 referred by the President to the Committee on Retirement.

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 referred by the President to the Committee on Retirement.

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 referred by the President to the Committee on Retirement.

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 referred by the President to the Committee on Finance.

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 referred by the President to the Committee on Finance.

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 referred by the President to the Committee on Retirement.

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 referred by the President to the Committee on Finance.

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 referred by the President to the Committee on Judiciary C.

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 referred by the President to the Committee on Senate and Governmental Affairs.

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 referred by the President to the Committee on Senate and Governmental Affairs.

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 referred by the President to the Committee on Insurance.

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 referred by the President to the Committee on Insurance.

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 referred by the President to the Committee on Insurance.

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 referred by the President to the Committee on Judiciary C.

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 referred by the President to the Committee on Insurance.

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 referred by the President to the Committee on Judiciary C.

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 referred by the President to the Committee on Education.

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 referred by the President to the Committee on Local and Municipal Affairs.

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 referred by the President to the Committee on Judiciary B.

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 referred by the President to the Committee on Insurance.

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 referred by the President to the Committee on Environmental Quality.

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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 referred by the President to the Committee on Insurance.

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 referred by the President to the Committee on Health and Welfare.

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 referred by the President to the Committee on Judiciary C.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

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

April 25, 2018

To the President and Members of the Senate:

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

SENATE BILL NO. 121—
BY SENATOR PERRY
AN ACT

To enact R.S. 42:1123(44), relative to an exception to the Code of Governmental Ethics; to provide for an exception to certain prohibitions of pharmacists as public servants; to provide an exception to allow a pharmacist to serve on a certain hospital service district; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 165—
BY SENATOR PETERSON
AN ACT

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

SENATE BILL NO. 376—
BY SENATOR GARY SMITH
AN ACT

To enact R.S. 42:1102(18)(b)(iii), relative to the application of the Code of Governmental Ethics to certain persons; to provide an exception to the definition of "public employee" for persons contracted to perform specified, limited contractual services; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 48—
BY REPRESENTATIVE CARPENTER
AN ACT

To enact R.S. 17:1601.8, relative to naming of state buildings after living persons; to provide that the baseball operational center at Southern University at Baton Rouge be named the Cador Baseball Operational Center; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 51—
BY REPRESENTATIVE LEBAS
AN ACT

To enact R.S. 42:66(E), relative to dual officeholding and employment; to provide an exception to allow a certified public accountant to hold an office on a school board and employment with a sheriff; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 85—
BY REPRESENTATIVES JAMES AND JIMMY HARRIS
AN ACT

To enact R.S. 42:1124.2.1(D)(1)(b)(vii), relative to financial disclosure requirements of members of boards and commissions; to provide for definitions; to provide an exception for members of certain boards and commissions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 86—

BY REPRESENTATIVE JAMES
AN ACT

To enact R.S. 42:1123(44), relative to ethics; to provide an exception from ethics laws to allow governing authority members and public employees of a political subdivision that operates parks and recreation facilities and their immediate family members to rent park facilities subject to certain conditions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 255—

BY REPRESENTATIVE FALCONER
AN ACT

To enact R.S. 44:4(55), relative to information regarding the fitness of a person to receive or continue to hold a license or certificate of registration issued by the State Board of Architectural Examiners; to exempt from the Public Records Law certain records of the board concerning the fitness of a person to receive or continue to hold a license or certificate of registration; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 335—

BY REPRESENTATIVE GARY CARTER
AN ACT

To amend and reenact R.S. 36:744(D) and to enact Chapter 6 of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:501 through 503, relative to the Louisiana Historical Records Advisory Board; to provide for the membership of the board; to provide for the duties of the board; to provide relative to the state historical records coordinator and the deputy state historical records coordinator; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 351—

BY REPRESENTATIVE JENKINS
AN ACT

To amend and reenact R.S. 18:1333(A), (B), (C)(2), and (D), relative to the nursing home early voting program; to provide relative to the requirements for eligibility to participate in the program; to provide relative to the requirements for making application to participate in the program; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 373—

BY REPRESENTATIVE JOHNSON
AN ACT

To amend and reenact R.S. 49:964(A)(2) and 992(B)(3), relative to administrative procedure; to provide relative to judicial review of administrative decisions; to authorize the Department of Children and Family Services to seek judicial review of certain decisions by the division of administrative law; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 660—

BY REPRESENTATIVE MAGEE
AN ACT

To enact R.S. 46:2305, relative to the Governor's Office of Indian Affairs; to provide for the creation of the Native American Commission within the Governor's Office of Indian Affairs; to provide for the membership, duties, governance, compensation, and powers of the commission; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 711—

BY REPRESENTATIVE JAMES
AN ACT

To amend and reenact R.S. 36:4(X), the title of Chapter 18 of Title 49 of the Louisiana Revised Statutes of 1950, and R.S. 49:1211(E), 1212(A), (B), (C), (D), (E), and (K) and 1213(B), relative to the Louisiana Council on the Social Status of Black Men and Boys; to change the name of the council; to move the council from the office of the lieutenant governor to the office of the governor; to provide relative to the membership and meetings of the council; to provide relative to the council's annual report; and to provide for related matters.

Reported favorably.

Respectfully submitted,
KAREN CARTER PETERSON
Chairwoman

**REPORT OF COMMITTEE ON
INSURANCE**

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

April 25, 2018

To the President and Members of the Senate:

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

HOUSE BILL NO. 134—

BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 22:984(C), relative to the identification of a health benefit plan insurer and sponsor; to require information regarding the type of insurance be listed on the face of the identification or coverage documentation; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 429—

BY REPRESENTATIVE CROMER
AN ACT

To amend and reenact R.S. 22:1155, relative to claims for dental services; to provide for prior authorization requests; to provide a time limit for prior authorization approvals; to prohibit a claim denial or recoupment in certain circumstances; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 436—

BY REPRESENTATIVES JOHNSON AND LEBAS
AN ACT

To amend and reenact R.S. 22:1060.6(B), 1863(introductory paragraph), (1), and (6), 1864(A)(introductory paragraph) and (3) and (B)(introductory paragraph), and 1865 and to enact R.S. 22:1060.6(C), 1860.3, 1863(8), and 1864(A)(4), relative to coverage of prescription drugs; to prohibit limitations on certain disclosures by pharmacists; to update terminology; to provide for reimbursements to nonaffiliate pharmacies; to require disclosures by pharmacy benefit managers; to provide for appeals relative to maximum allowable cost; to impose a fee on pharmacy benefit managers; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JOHN SMITH
Chairman

Senate Bills and Joint Resolutions on Second Reading Reported by Committees

SENATE BILL NO. 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 by the Committee on Judiciary A. The bill was read by title, ordered engrossed and passed to a third reading.

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 by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 538 by Senator Ward

AMENDMENT NO. 1

On page 1, line 15, after "establishment" insert "that is also licensed pursuant to Chapters 4 and 5 of Title 27 of the Louisiana Revised Statutes of 1950 and"

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

Rules Suspended

Senator Cortez asked for and obtained a suspension of the rules to allow the Senate Committee on Transportation, Highways and Public Works to add House Bill No. 64 and House Bill No. 804 to the agenda without the required 1:00 P.M. posting time.

House Bills and Joint Resolutions on Second Reading Reported by Committees

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

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 by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 62 by Representative Dwight

AMENDMENT NO. 1

On page 2, line 20, after "dismiss" insert "upon a finding of bad faith"

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

HOUSE BILL NO. 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 by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 73 by Representative Bacala

AMENDMENT NO. 1

On page 2, line 4, after "C." delete the remainder of the line and lines 5 through 7 and insert: "The fee for which the constable of a justice of the peace court is entitled pursuant to R.S. 13:5807(A)(14) for collecting money for execution of a writ, without either seizure or sale, shall be used for compensation and operational expenses of a the ward constable's office."

AMENDMENT NO. 2

On page 2, line 25, after "exempt." insert "The sheriff, marshal, or constable shall apply and deduct their commission percentage as authorized by law from each garnishment payment upon receipt prior to remitting each payment to the seizing creditor."

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

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 by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 78 by Representative Nancy Landry

AMENDMENT NO. 1

On page 1, line 2, before "hazing" insert "criminal"

AMENDMENT NO. 2

On page 1, line 8, change "Hazing" to "Criminal hazing"

AMENDMENT NO. 3

On page 2, line 1, change ".25" to ".30"

AMENDMENT NO. 4

On page 2, line 18, change ".25" to ".30"

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

HOUSE BILL NO. 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 by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 79 by Representative Mack

AMENDMENT NO. 1

On page 2, at the end of line 19, delete "less than one"

AMENDMENT NO. 2

On page 2, at the beginning of line 20, delete "year nor"

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

HOUSE BILL NO. 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 by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

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 by the Committee on Judiciary C. The bill was read by title and recommitted to the Committee on Finance.

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

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

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

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 carfentanil; to provide relative to criminal penalties; to provide relative to treatment; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 165 by Representative Mack

AMENDMENT NO. 1

On page 1, delete line 16 and insert the following:

"(3.1) "Aggregate weight" means the gross weight of an exhibit of evidence, not including any packaging."

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

HOUSE BILL NO. 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

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

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

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

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 by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 181 by Representative Armes

AMENDMENT NO. 1
On page 1, line 2, after "(3)," insert "63,"

AMENDMENT NO. 2
On page 1, line 4, after "Council;" insert "to provide for a quorum;"

AMENDMENT NO. 3
On page 1, line 9, after "(3)," insert "63,"

AMENDMENT NO. 4
On page 2, between lines 5 and 6 insert the following:
"§63. Meetings; quorum
A. The council shall meet biannually and at any other time that the chair may deem necessary to call a meeting of the council.
B. A quorum for the transaction of any business shall consist of eight members present and voting."
* * *

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

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 by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 184 by Representative Leger

AMENDMENT NO. 1
On page 1, line 11, change "or 98.1" to "or 98.6"

AMENDMENT NO. 2
On page 1, line 16, change "one hundred fifty" to "one hundred twenty-five"

AMENDMENT NO. 3
On page 1, line 19, delete "seventy-five" and insert "fifty"

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

HOUSE BILL NO. 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 by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 196 by Representative Marino

AMENDMENT NO. 1
On page 1, line 2, after "Article" delete the remainder of the line and insert the following: "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 978(D) 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 Article 875.1(G), 893(H), and 900(A)(6)(b)(v), relative to criminal procedure; 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; to provide relative to the limit"

AMENDMENT NO. 2
On page 1, delete line 3

AMENDMENT NO. 3
On page 1, delete lines 8 and 9 and insert the following:
"Section 1. Code of Criminal Procedure Article 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 978(D) are hereby amended and reenacted and Code of Criminal Procedure Article 875.1(G), 893(H), and 900(A)(6)(b)(v) are hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:

"Art. 875.1. Determination of substantial financial hardship to the defendant

* * *

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

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

* * *

Art. 893. Suspension and deferral of sentence and probation in felony cases

A.(1)(a) When it appears that the best interest of the public and of the defendant will be served, the court, after a first, second, or third conviction of a noncapital felony, may suspend, in whole or in part, the imposition or execution of either or both sentences, where suspension is allowed under the law, and in either or both cases place the defendant on probation under the supervision of the division of probation and parole. The court shall not suspend the sentence of a second or third conviction of R.S. 14:73.5. Except as provided in Paragraph G of this Article, the period of probation shall be specified and shall not be more than three years, **except as provided by Paragraph H of this Article.**

* * *

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.

* * *

Art. 895.6. Compliance credits; probation

A. Every defendant on felony probation pursuant to Article 893 for an offense other than a crime of violence as defined in R.S. 14:2(B) or a sex offense as defined in R.S. 15:541 shall **be eligible to** earn a diminution of probation term, to be known as "earned compliance credits", by good behavior, **in accordance with the procedure provided in Article 893.** The amount of diminution of probation term allowed under this Article shall be at the rate of thirty days for every full calendar month on probation.

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.

* * *

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 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.

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~~(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.

* * *

Art. 900. Violation hearing; sanctions

* * *

A. After an arrest pursuant to Article 899, the court shall cause a defendant who continues to be held in custody to be brought before it within thirty days for a hearing. If a summons is issued pursuant to Article 899, or if the defendant has been admitted to bail, the court shall set the matter for a violation hearing within a reasonable time. The hearing may be informal or summary. The defendant may choose, with the court's consent, to appear at the violation hearing and stipulate the revocation by simultaneous audio-visual transmission in accordance with the provisions of Article 562. If the court decides that the defendant has violated, or was about to violate, a condition of his probation it may:

* * *

(5)(a) Order that the probation be revoked. In the event of revocation the defendant shall serve the sentence suspended, with or without credit for the time served on probation at the discretion of the court. If the imposition of sentence was suspended, the defendant shall serve the sentence imposed by the court at the revocation hearing.

(b) Notwithstanding the provisions of Subsubparagraph (a) of this Subparagraph, in the event of revocation for a defendant placed on probation for the conviction of an offense other than a crime of violence as defined in R.S. 14:2(B) or a sex offense as defined in R.S. 15:541, the defendant shall serve the sentence suspended with credit for time served on probation:

(6)(a) * * *

(b) Notwithstanding the provisions of Subparagraph (A)(5) of this Article **Subparagraph (5) of this Paragraph**, any defendant who has been placed on probation by the court for the conviction of an offense other than a crime of violence as defined in R.S. 14:2(B) or of a sex offense as defined by R.S. 15:541, and who has had his probation revoked under the provisions of this Article for **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:

* * *

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

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

* * *

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

* * *

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

* * *

AMENDMENT NO. 5

On page 1, after line 17, 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 committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

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

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

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

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 by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 242 by Representative Stefanski

AMENDMENT NO. 1
On page 2, delete lines 3 and 4

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

HOUSE BILL NO. 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 by the Committee on Judiciary C. The bill was read by title and referred to the Legislative Bureau.

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

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

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

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

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 by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 394 by Representative Cox

AMENDMENT NO. 1
On page 1, delete lines 7 and 8, and insert "veteran mentors; to provide for work"

AMENDMENT NO. 2
On page 3, line 21, change "fifteen" to "ten"

AMENDMENT NO. 3
On page 4, line 22, after "by the" delete the remainder of the line and insert "Board of Pardons based on a pre-screen assessment developed by the Board of Pardons."

AMENDMENT NO. 4
On page 4, line 23, delete "as provided in Subsection B of this Section."

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

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 by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 466 by Representative Gisclair

AMENDMENT NO. 1

On page 1, line 2, change "616(C) and (D)" to "616(C),(D) and (F)"

AMENDMENT NO. 2

On page 1, line 15, after "appointed." delete the remainder of the line and delete lines 16 and 17 and insert the following: "The court may also grant the CASA volunteer access to the home in which the child is placed."

AMENDMENT NO. 3

On page 2, line 19, change "616(C) and(D)" to "616(C),(D) and (F)"

AMENDMENT NO. 4

On page 3, between lines 8 and 9 insert the following:

"F. Information from investigations of reports that are inconclusive may be disclosed, with the applicant's written consent, for the limited purposes of evaluating the applicant to be a ~~CASA volunteer~~, a foster parent, an adoptive parent, or caregiver pursuant to R.S. 46:56(F)(11)."

* * *

AMENDMENT NO. 5

On page 3, line 10, delete "promulgation" and insert "adoption"

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

HOUSE BILL NO. 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 by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

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

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

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

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

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 by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 699 by Representative Stagni

AMENDMENT NO. 1
On page 1, line 12, after "A." insert "(1)"

AMENDMENT NO. 2
On page 1, between lines 15 and 16, insert the following:

~~"(2) (1) Oral polling of the jury shall consist of the clerk's calling each juror, one at a time, by name. He shall announce to each juror the verdict returned, and ask him, "Is this your verdict?" Upon receiving the juror's answer to the question, the clerk shall record the answer.~~

If, upon polling all of the jurors, the number of jurors required by law to find a verdict answer "Yes," the court shall order the clerk to record the verdict and the jury shall be discharged. If, upon polling all of the jurors, the number required to find a verdict do not answer "Yes," the jury may be remanded for further deliberation, or the court may declare a mistrial in accordance with Article 775."

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

HOUSE BILL NO. 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 by the Committee on Judiciary B. The bill was read by title and referred to the Legislative Bureau.

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

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

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 BOUDREAUX, 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 by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 727 by Representative Thibaut

AMENDMENT NO. 1
On page 1, line 2, after "14:61(B)(3)" delete the remainder of the line and insert "and 61.1,"

AMENDMENT NO. 2
On page 1, line 3, delete "61.2,"

AMENDMENT NO. 3
On page 1, line 8, after "penalties;" delete the remainder of the line

AMENDMENT NO. 4
On page 1, delete lines 9 and 10

AMENDMENT NO. 5
On page 1, line 11, delete "penalties;"

AMENDMENT NO. 6
On page 1, line 14, after "14:61(B)(3)" delete ", 61.1,"

AMENDMENT NO. 7
On page 2, line 27, after "for not" delete the remainder of the line

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AMENDMENT NO. 8

On page 2, line 28, delete "year nor"

AMENDMENT NO. 9

On page 3, line 4, after "for not" delete "less than six years nor"

AMENDMENT NO. 10

On page 3, between lines 7 and 8, insert the following:
"E. This Section shall not be applied so as to prohibit picketing, public demonstrations, and similar forms of expressing ideas or views regarding legitimate matters of public interest protected by the United States Constitution and the Constitution of Louisiana."

AMENDMENT NO. 11

On page 3, delete lines 9 through 22

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

HOUSE BILL NO. 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 by the Committee on Judiciary C. The bill was read by title and referred to the Legislative Bureau.

Rules Suspended

Senator Thompson asked for and obtained a suspension of the rules to advance to:

House Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

Senator Thompson moved to invoke the rule to temporarily pass over controversial House Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.

Without objection, so ordered.

HOUSE BILL NO. 341—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 47:611(A), relative to corporate franchise tax returns; to provide for the deadline for the payment of corporate franchise tax; to provide for applicability; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Position, and Name. Lists yeas for Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Carter, Chabert, Claitor, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Milkovich, Mills, Peacock, Perry, Price, Riser, Smith, G., Smith, J., Tarver, Thompson, and Walsworth.

Table with 3 columns: Name, Name, Name. Lists Cortez, Erdy, Fannin, Mizell, Morrell, Morrish, Ward, and White.

Total - 35 NAYS

Total - 0 ABSENT

Table with 2 columns: Name, Name. Lists Colomb, Donahue, Gatti, and Peterson.

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

HOUSE BILL NO. 342—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 47:1517.1(B)(introductory paragraph), relative to tax incentive reports; to provide for the deadline in which certain tax incentive reports are due to the legislature; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Hewitt proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hewitt to Engrossed House Bill No. 342 by Representative Abramson

AMENDMENT NO. 1

Delete Amendment Nos. 1 and 2 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on April 10, 2018.

AMENDMENT NO. 2

On page 1, line 2, delete "R.S. 47:1517.1(B)(introductory paragraph)" and insert "R.S. 47:1517.1(A), (B)(introductory paragraph), (B)(1), and (G) and to enact R.S. 47:1517.1(B)(4) and (5)"

AMENDMENT NO. 3

On page 1, lines 6 and 7, delete "R.S. 47:1517.1(B)(introductory paragraph) is hereby amended and reenacted" and insert "R.S. 47:1517.1(A), (B)(introductory paragraph), (B)(1), and (G) are hereby amended and reenacted and R.S. 47:1517.1(B)(4) and (5) are hereby enacted"

AMENDMENT NO. 4

On page 1, line 13, delete "legislature" and insert "Senate Committee on Revenue and Fiscal Affairs, the Senate Committee on Finance, the House Committee on Ways and Means, and the House Committee on Appropriations"

AMENDMENT NO. 5

On page 1, between lines 15 and 16, insert:
"(1) Whether or not each tax incentive has been successful in meeting the purpose for which it was enacted, in particular, whether each tax incentive benefits those originally intended to be benefited, and if not, those who do benefit."

AMENDMENT NO. 6

In Senate Committee Amendment No. 5 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on April 10, 2018, on page 1, between lines 29 and 30, insert:

"(5) Beginning in 2020, in addition to the reports provided for in this Section, the Department of Revenue shall perform a comprehensive return on investment analysis for all tax incentives for which the revenue loss was one million dollars or more in the previous fiscal year. This return on investment analysis shall be

performed by the department regardless of which agency administers the tax incentive. The department's report of the results shall include a ranking of tax incentives by return on investment."

On motion of Senator Hewitt, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

| | |
|-----------|----------|
| Colomb | Gatti |
| Donahue | Peterson |
| Total - 4 | |

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

HOUSE BILL NO. 642—
BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 22:1574(A)(3)(introductory paragraph) and to enact R.S. 22:1574(A)(5) and (6) and (D)(3), relative to the Bail Bond Apprentice Program; to require notice of any changes in registration information or termination of participation; to provide for a mandatory period for completion of the program; to make technical changes; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

| | |
|-----------|----------|
| Colomb | Gatti |
| Donahue | Peterson |
| Total - 4 | |

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

HOUSE BILL NO. 34—
BY REPRESENTATIVE PEARSON
AN ACT

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

Floor Amendments

Senator Peacock proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peacock to Engrossed House Bill No. 34 by Representative Pearson

AMENDMENT NO. 1
On page 2, lines 2 and 3, delete ", within sixty days after August 15, 2007,"

AMENDMENT NO. 2
On page 2, line 10 and 11, delete "within one hundred eighty days after August 15, 2007"

On motion of Senator Peacock, the amendments were adopted.

The bill was read by title. Senator Peacock 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 | Price |
| Barrow | Lambert | Riser |
| Bishop | Long | Smith, G. |
| Boudreaux | Luneau | Smith, J. |
| Carter | Martiny | Tarver |
| Chabert | Milkovich | Thompson |
| Claitor | Mills | Walsworth |
| Cortez | Mizell | Ward |
| Erdey | Morrell | White |
| Fannin | Morrish | |
| Total - 35 | | |

NAYS

Total - 0

ABSENT

| | |
|-----------|----------|
| Colomb | Gatti |
| Donahue | Peterson |
| Total - 4 | |

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

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HOUSE BILL NO. 250—

BY REPRESENTATIVE BISHOP

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Colomb Gatti
Donahue Peterson
Total - 4

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

HOUSE BILL NO. 374—

BY REPRESENTATIVE ABRAMSON

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Hewitt Peacock
Allain Johns Perry
Appel LaFleur Price
Barrow Lambert Riser
Bishop Long Smith, G.
Boudreaux Luneau Smith, J.

Carter Martiny Tarver
Chabert Milkovich Thompson
Claitor Mills Walsworth
Cortez Mizell Ward
Erdey Morrell White
Fannin Morrish

Total - 35

NAYS

Total - 0

ABSENT

Colomb Gatti
Donahue Peterson
Total - 4

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

HOUSE BILL NO. 131—

BY REPRESENTATIVE STEFANSKI

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Colomb Donahue Gatti
Total - 3

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

HOUSE BILL NO. 212—

BY REPRESENTATIVES JACKSON AND DWIGHT
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

| | | |
|-----------|---------|-----------|
| Bishop | Donahue | Milkovich |
| Colomb | Gatti | |
| Total - 5 | | |

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

HOUSE BILL NO. 446—

BY REPRESENTATIVES FALCONER, BILLIOT, TERRY BROWN, CARMODY, DWIGHT, HODGES, HOFFMANN, NANCY LANDRY, MACK, AND STAGNI
AN ACT

To enact R.S. 14:502, relative to offenses against the person; to provide relative to the failure of a person to seek assistance when another person suffers serious bodily injury; to provide for elements of the offense; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|-----------|
| Mr. President | Johns | Perry |
| Allain | LaFleur | Peterson |
| Appel | Lambert | Price |
| Barrow | Long | Riser |
| Bishop | Luneau | Smith, G. |
| Boudreaux | Martiny | Smith, J. |
| Chabert | Milkovich | Tarver |
| Claitor | Mills | Thompson |
| Cortez | Mizell | Walsworth |
| Erdey | Morrell | Ward |

| | | |
|------------|---------|-------|
| Fannin | Morrish | White |
| Hewitt | Peacock | |
| Total - 35 | | |

NAYS

Total - 0

ABSENT

| | |
|-----------|---------|
| Carter | Donahue |
| Colomb | Gatti |
| Total - 4 | |

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

HOUSE BILL NO. 624—

BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 3:4603(E) through (J) and 4633(B) and to enact R.S. 3:4602(22) and 4603(K) and (L), relative to the Commission of Weights and Measures; to provide relative to alternate membership on the commission; to define certain oyster measurements to be enforced by the commission; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

| | | |
|-----------|---------|---------|
| Bishop | Donahue | Morrell |
| Colomb | Gatti | |
| Total - 5 | | |

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

HOUSE BILL NO. 109—

BY REPRESENTATIVES HOFFMANN, BAGLEY, CHANEY, COUSSAN, HENSGENS, HORTON, STAGNI, AND STOKES
AN ACT

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

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

April 25, 2018

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Colomb Gatti Smith, J.
Donahue Morrell
Total - 5

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

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

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Colomb Gatti
Donahue Morrell
Total - 4

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

HOUSE BILL NO. 151—
BY REPRESENTATIVE LEBAS
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Colomb Gatti
Donahue Morrell
Total - 4

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

HOUSE BILL NO. 169—
BY REPRESENTATIVE TALBOT
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Hewitt Perry
Allain Johns Peterson
Appel LaFleur Price
Barrow Lambert Smith, G.
Bishop Long Smith, J.
Boudreaux Luneau Tarver
Carter Martiny Thompson
Chabert Mills Walsworth
Claitor Mizell Ward

Cortez
Erdey
Fannin
Total - 34

Morrell
Morrish
Peacock

White

NAYS

Milkovich
Total - 2

Riser

ABSENT

Colomb
Total - 3

Donahue

Gatti

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

HOUSE BILL NO. 194—

BY REPRESENTATIVE HOWARD
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Allain
Appel
Barrow
Bishop
Boudreaux
Chabert
Claitor
Cortez
Erdey
Fannin
Hewitt
Total - 35

Johns
LaFleur
Lambert
Long
Luneau
Martiny
Milkovich
Mills
Mizell
Morrell
Morrish
Peacock

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

NAYS

Total - 0

ABSENT

Carter
Colomb
Total - 4

Donahue
Gatti

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

HOUSE BILL NO. 232—

BY REPRESENTATIVE COUSSAN
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Allain
Appel
Barrow
Bishop
Boudreaux
Chabert
Claitor
Cortez
Erdey
Fannin
Total - 32

Hewitt
Johns
Lambert
Long
Luneau
Martiny
Mizell
Morrell
Morrish
Peacock
Perry

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

NAYS

Total - 0

ABSENT

Carter
Colomb
Donahue
Total - 7

Gatti
LaFleur
Milkovich

Mills

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

HOUSE BILL NO. 233—

BY REPRESENTATIVE COUSSAN
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Allain
Appel
Bishop
Boudreaux
Chabert
Claitor
Cortez
Erdey
Fannin
Hewitt
Total - 33

Johns
LaFleur
Lambert
Long
Luneau
Martiny
Mills
Mizell
Morrell
Morrish
Peacock

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

NAYS

Barrow
Total - 1

ABSENT

Carter
Colomb
Total - 5

Donahue
Gatti

Milkovich

April 25, 2018

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

HOUSE BILL NO. 302— BY REPRESENTATIVE CARMODY AN ACT

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

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

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

Total - 35

NAYS

Total - 0

ABSENT

Carter Colomb Donahue Gatti Total - 4

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

HOUSE BILL NO. 370— BY REPRESENTATIVE TALBOT AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Carter Colomb Donahue Gatti Total - 4

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

HOUSE BILL NO. 419— BY REPRESENTATIVE EDMONDS AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

| | | |
|-----------|---------|---------|
| Carter | Donahue | Morrell |
| Colomb | Gatti | |
| Total - 5 | | |

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

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

To amend and reenact R.S. 37:1358, relative to the practice of acupuncture; to provide for licensing of acupuncturists; to repeal the requirement that acupuncturists maintain physician relationships; and to provide for related matters.

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

NAYS

Total - 0

ABSENT

| | | |
|-----------|---------|---------|
| Carter | Donahue | Morrell |
| Colomb | Gatti | |
| Total - 5 | | |

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

HOUSE BILL NO. 502—
BY REPRESENTATIVE ZERINGUE
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|---------|----------|
| Mr. President | Hewitt | Perry |
| Allain | Johns | Peterson |
| Appel | LaFleur | Price |

| | | |
|------------|---------|-----------|
| Barrow | Lambert | Riser |
| Bishop | Long | Smith, G. |
| Boudreaux | Luneau | Smith, J. |
| Chabert | Martiny | Tarver |
| Claitor | Mills | Thompson |
| Cortez | Mizell | Walsworth |
| Erdey | Morrish | Ward |
| Fannin | Peacock | White |
| Total - 33 | | |

NAYS

Milkovich
Total - 1

ABSENT

| | | |
|-----------|---------|---------|
| Carter | Donahue | Morrell |
| Colomb | Gatti | |
| Total - 5 | | |

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

HOUSE BILL NO. 532—
BY REPRESENTATIVE MACK
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|---------|-----------|
| Mr. President | Johns | Peterson |
| Allain | LaFleur | Riser |
| Appel | Lambert | Smith, G. |
| Barrow | Long | Smith, J. |
| Bishop | Luneau | Tarver |
| Boudreaux | Martiny | Thompson |
| Chabert | Mills | Walsworth |
| Cortez | Mizell | Ward |
| Erdey | Morrish | White |
| Fannin | Peacock | |
| Hewitt | Perry | |
| Total - 31 | | |

NAYS

Claitor
Total - 2

ABSENT

| | | |
|-----------|---------|---------|
| Carter | Donahue | Morrell |
| Colomb | Gatti | Price |
| Total - 6 | | |

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

April 25, 2018

HOUSE BILL NO. 539—
BY REPRESENTATIVE LEGER
AN ACT

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

Floor Amendments

Senator Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mills to Reengrossed House Bill No. 539 by Representative Leger

AMENDMENT NO. 1

On page 1, line 2, delete "enact R.S. 40:2006.2," and insert "amend and reenact R.S. 40:2166.7.1, to enact R.S. 40:2006.2, and to repeal Section 2 of Act No. 417 of the 2017 Regular Session of the Legislature of Louisiana,"

AMENDMENT NO. 2

On page 1, line 6, after "committees;" and before "and" insert "to extend the moratorium on licensure of certain healthcare facilities; to repeal conditions of effectiveness of certain laws relative to the moratorium;"

AMENDMENT NO. 3

On page 1, line 9, after "Section 1." and before "R.S. 40:2006.2" insert "R.S. 40:2166.7.1 is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 6, between lines 9 and 10, insert the following:

§2166.7.1. Moratorium on licensure of level 4 adult residential care providers

Notwithstanding any other provision of law to the contrary, the department shall implement a moratorium on the licensure of additional level 4 adult residential care providers until July 1, 2017 2023. The moratorium shall not apply to a provider which has received facility need review approval from the department for a level 4 adult residential care provider on or before April 25, 2012.

Section 2. Section 2 of Act No. 417 of the 2017 Regular Session of the Legislature of Louisiana is hereby repealed in its entirety."

AMENDMENT NO. 5

On page 6, at the beginning of line 10, change "Section 2." to "Section 3."

AMENDMENT NO. 6

On page 6, at the beginning of line 16, change "Section 3." to "Section 4."

On motion of Senator Mills, the amendments were adopted.

On motion of Senator Mills, the amended bill was read by title and returned to its regular order on Third Reading and Final Passage.

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

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

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

Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists names like Colomb, Donahue, Gatti, Morrell.

Total - 4

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

HOUSE BILL NO. 607—
BY REPRESENTATIVE SEABAUGH
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Chabert, Claitor, Cortez, Erdey, Fannin, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Milkovich, Mills, Mizell, Morrish, Peacock, Perry, Peterson, Price, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth, Ward, White.

Total - 33

NAYS

Total - 0

ABSENT

| | | |
|-----------|---------|---------|
| Carter | Donahue | Morrell |
| Colomb | Gatti | Price |
| Total - 6 | | |

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

HOUSE BILL NO. 608—
BY REPRESENTATIVE SEABAUGH
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

| | |
|-----------|---------|
| Colomb | Gatti |
| Donahue | Morrell |
| Total - 4 | |

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

HOUSE BILL NO. 658—
BY REPRESENTATIVE LEGER
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|--------|----------|
| Mr. President | Hewitt | Perry |
| Allain | Johns | Peterson |

| | | |
|------------|-----------|-----------|
| Appel | LaFleur | Price |
| Barrow | Lambert | Riser |
| Bishop | Long | Smith, G. |
| Boudreaux | Luneau | Smith, J. |
| Carter | Martiny | Tarver |
| Chabert | Milkovich | Thompson |
| Claitor | Mills | Walsworth |
| Cortez | Mizell | Ward |
| Erdey | Morrish | White |
| Fannin | Peacock | |
| Total - 35 | | |

NAYS

Total - 0

ABSENT

| | |
|-----------|---------|
| Colomb | Gatti |
| Donahue | Morrell |
| Total - 4 | |

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

Rules Suspended

Senator Hewitt asked for and obtained a suspension of the rules to revert to:

Senate Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

Senator Hewitt moved to invoke the rule to temporarily pass over controversial Senate Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.

Without objection, so ordered.

SENATE BILL NO. 520—
BY SENATOR WHITE
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|-----------|
| Mr. President | Johns | Peterson |
| Allain | LaFleur | Riser |
| Appel | Lambert | Smith, G. |
| Barrow | Long | Smith, J. |
| Bishop | Luneau | Tarver |
| Boudreaux | Martiny | Thompson |
| Chabert | Milkovich | Walsworth |
| Claitor | Mizell | Ward |
| Cortez | Morrish | White |
| Erdey | Peacock | |
| Fannin | Perry | |
| Total - 31 | | |

NAYS

Total - 0

April 25, 2018

ABSENT

| | | |
|-----------|--------|---------|
| Carter | Gatti | Morrell |
| Colomb | Hewitt | Price |
| Donahue | Mills | |
| Total - 8 | | |

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

SENATE BILL NO. 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.

Floor Amendments

Senator Milkovich proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Milkovich to Engrossed Senate Bill No. 524 by Senator Long

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 38:2325(A)(16)(d) and 3097.4(D)(7)" and insert "R.S. 38:3097.4(D)(7)"

AMENDMENT NO. 2

On page 1, line 3, delete "38:3097.4(D)(8)" and insert "38:2325(A)(16)(e) and 3097.4(D)(8)"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." delete "R.S. 38:2325(A)(16)(d) and 3097.4(D)(7) are" and insert "R.S. 38:3097.4(D)(7) is"

AMENDMENT NO. 4

On page 1, line 7, delete "38:3097.4(D)(8) is" and insert "38:2325(A)(16)(e) and 3097.4(D)(8) are"

AMENDMENT NO. 5

On page 1, delete lines 12 through 17, and on page 2, delete lines 1 and 2, and insert the following:

"(e) The written concurrence of the Water Resources Commission shall"

On motion of Senator Milkovich, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

| | | |
|-----------|---------|---------|
| Carter | Donahue | Morrell |
| Colomb | Gatti | Price |
| Total - 6 | | |

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

SENATE BILL NO. 546—
BY SENATOR ERDEY

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

| | | |
|-----------|-------|---------|
| Colomb | Gatti | Morrell |
| Donahue | Mills | |
| Total - 5 | | |

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

Rules Suspended

Senator Luneau asked for and obtained a suspension of the rules to advance to:

House Bills and Joint Resolutions on
Third Reading and Final Passage

HOUSE BILL NO. 514—
BY REPRESENTATIVE SHADOIN
AN ACT

To amend and reenact R.S. 32:781(5), 782, 784(A)(introductory paragraph) and (5), 791(B)(3)(b), 792(B)(16), and 801, to enact R.S. 32:783(F)(10), 784(A)(7) and (8), 792(B)(19), and 795 and to repeal R.S. 32:783(F)(3) and 784(B), relative to the regulation of used motor vehicles; to amend definitions; to provide for the purpose of the Used Motor Vehicle Commission; to provide for the powers and duties of the commission; to

provide for certain prohibitions and unauthorized acts; to amend relative to applications for licensure; to provide for educational requirements and procedure; to provide for exceptions; to repeal relative to dealer sales and certain educational seminars; to provide for effectiveness; and to provide for related matters.

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

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

NAYS

Total - 0

ABSENT

| | | |
|-----------|---------|-----------|
| Carter | Donahue | Milkovich |
| Colomb | Gatti | Morrell |
| Total - 6 | | |

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

HOUSE BILL NO. 227—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 22:1554(E)(1), relative to applications for a producer license subsequent to revocation; to authorize a licensee whose license has been revoked to file another application for a license after one year from the date of the final court order or decree affirming the revocation; to make technical changes; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------------|-----------|-----------|
| Mr. President | Fannin | Morrish |
| Allain | Hewitt | Perry |
| Appel | Johns | Price |
| Barrow | Lambert | Smith, G. |
| Bishop | Long | Smith, J. |
| Carter | Luneau | Tarver |
| Claitor | Martiny | Thompson |
| Cortez | Milkovich | Ward |
| Erdey | Mills | White |
| Total - 27 | | |

NAYS

| | |
|-----------|-----------|
| Mizell | Riser |
| Peacock | Walsworth |
| Total - 4 | |

ABSENT

| | | |
|-----------|---------|----------|
| Boudreaux | Donahue | Morrell |
| Chabert | Gatti | Peterson |
| Colomb | LaFleur | |
| Total - 8 | | |

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

Rules Suspended

Senator Ward asked for and obtained a suspension of the rules to revert to:

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

Called from the Calendar

Senator Ward asked that Senate Bill No. 469 be called from the Calendar.

SENATE BILL NO. 469—

BY SENATOR WARD

AN ACT

To amend and reenact R.S. 32:1252(8) and (56) and R.S. 39:2182(E), and to enact R.S. 32:1252(73) and (74) and 1254(P) and R.S. 39:2182(F), relative to motor vehicles; to provide for definitions; to exempt the procurement or sale of certain towable equipment from licensure; to authorize acceptance by a public entity of a valid dealer's license within a certain time period; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

| | | |
|-----------|---------|----------|
| Carter | Donahue | Morrell |
| Colomb | Gatti | Peterson |
| Total - 6 | | |

April 25, 2018

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

Rules Suspended

Senator Hewitt asked for and obtained a suspension of the rules to revert to:

Reconsideration

The vote by which Senate Bill No. 313 failed to pass on Tuesday, April 24, 2018, was reconsidered.

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 designated gaming area; to provide for limitations; 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.

Reconsideration

The vote by which Senate Bill No. 318 failed to pass on Tuesday, April 24, 2018, was reconsidered.

SENATE BILL NO. 318— BY SENATOR MARTINY

AN ACT

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

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

Reconsideration

The vote by which Senate Bill No. 321 failed to pass on Tuesday, April 24, 2018, was reconsidered.

SENATE BILL NO. 321— BY SENATOR MARTINY

AN ACT

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

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

Reconsideration

The vote by which Senate Bill No. 365 failed to pass on Tuesday, April 24, 2018, was reconsidered.

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.

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

Reconsideration

The vote by which Senate Bill No. 390 failed to pass on Tuesday, April 24, 2018, was reconsidered.

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.

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

Reconsideration

The vote by which Senate Bill No. 417 failed to pass on Tuesday, April 24, 2018, was reconsidered.

SENATE BILL NO. 417— BY SENATOR WHITE

AN ACT

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

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

Rules Suspended

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

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

April 25, 2018

To the Honorable President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 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.

Reported without amendments.

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 152—
 BY SENATOR TARVER

A RESOLUTION

To express the sincere condolences upon the passing of a mainstay for social justice, Mamie Love Wallace.

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

SENATE RESOLUTION NO. 153—
 BY SENATOR TARVER

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Norma Jean Jernigan Blake of Shreveport.

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

SENATE RESOLUTION NO. 154—
 BY SENATOR ERDEY

A RESOLUTION

To urge and request the state Department of Education to establish a committee to study and develop mechanisms and processes whereby every student is served a meal at school, regardless of the student's ability to pay.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 93—
 BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend, posthumously, Dr. Alton Ochsner Sr. upon his induction into the Louisiana Political Museum and Hall of Fame.

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

SENATE CONCURRENT RESOLUTION NO. 94—
 BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To commend and congratulate Caddo Magnet High School senior, Sunjay Letchuman of Shreveport, upon his selection as the 2018 High School Student of the Year by the Louisiana Department of Education and to note his extraordinary accomplishments.

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 25, 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. 677

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 677—
 BY REPRESENTATIVE JACKSON
 AN ACT

To enact R.S. 33:5151(C), relative to health insurance coverage offered by parish governments to their employees and officials; to provide that the district public defender and his employees may participate in such insurance coverage; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS

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

April 25, 2018

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 83—
 BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

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

Reported favorably.

HOUSE BILL NO. 139—
 BY REPRESENTATIVE HOFFMANN
 AN ACT

To amend and reenact R.S. 45:844.31(B)(2), relative to prohibitions against telephonic solicitations during a declared state of emergency; to expressly provide an exception with respect to

April 25, 2018

certain telephonic solicitations for blood products for patient transfusion; to provide technical changes; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 305—
BY REPRESENTATIVES JEFFERSON AND COUSSAN
AN ACT

To amend and reenact R.S. 51:2311(A) and 2320.1, relative to the Louisiana Economic Development Corporation; to amend relative to board membership; to provide with respect to ethical considerations; to provide an exception; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 360—
BY REPRESENTATIVE GAROFALO
AN ACT

To amend and reenact R.S. 6:708(G) and 710(A) and (B) and to enact R.S. 6:272(D)(5), 283(B)(4), 1183(C), and 1188(F), relative to delivery notices of meetings and other communications; to provide authorization for electronic notification within articles of incorporation or bylaws; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 402—
BY REPRESENTATIVE EDMONDS
AN ACT

To amend and reenact R.S. 23:634(B) and to enact R.S. 23:897(N), relative to preemployment criminal background checks; to provide for reimbursement of costs associated with employment in certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 455—
BY REPRESENTATIVES GAROFALO, CARMODY, AND MORENO
AN ACT

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

Reported with amendments.

HOUSE BILL NO. 459—
BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact R.S. 6:315.1(A) through (C), relative to the transfer of small deposits to the surviving spouse or heirs upon the death of an intestate depositor; to provide an increase in the amount of small deposit transfers; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 503—
BY REPRESENTATIVES CARMODY, AMEDEE, BARRAS, BERTHELOT, CHAD BROWN, TERRY BROWN, CHANEY, COUSSAN, COX, CREWS, EDMONDS, FALCONER, HAVARD, HENSGENS, HILFERTY, HOLLIS, HORTON, HOWARD, JACKSON, JEFFERSON, JORDAN, NANCY LANDRY, LYONS, MCFARLAND, MIGUEZ, GREGORY MILLER, JIM MORRIS, PUGH, PYLANT, REYNOLDS, SEABAUGH, SMITH, AND THOMAS
AN ACT

To enact Chapter 20 of Title 6 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 6:1371 through 1376, relative to

protecting eligible adults from financial exploitation; to provide for legislative intent; to provide for definitions; to provide for notices relative to covered financial institutions; to provide for the delay of financial transactions in instances of suspicion of financial exploitation; to provide for applicability; to provide for immunity; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 591—
BY REPRESENTATIVE LEGER
AN ACT

To enact Chapter 39-A of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2375 and 2376, relative to the creation of the Louisiana Small Business and Entrepreneurship Council; to provide for the purpose of the council; to provide for the composition; to provide for the members on the board of directors; to provide for the duties of the board of directors; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 634—
BY REPRESENTATIVES HUNTER, CHAD BROWN, CARMODY, COX, GLOVER, HOLLIS, JEFFERSON, LYONS, MORENO, REYNOLDS, AND THOMAS
AN ACT

To enact Chapter 2-A of Title 21 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 21:61, relative to short-term rental structures; to define key terms; to prohibit the use of a camera unless notice is provided; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 653—
BY REPRESENTATIVE SIMON
AN ACT

To amend and reenact R.S. 40:1646(A) through (C), 1664.3(introductory paragraph), (4), and (37), 1664.5, 1664.9(A), (C)(introductory paragraph), and (D) through (J), 1664.11(A)(introductory paragraph), (1)(a), and (D), and 1664.12(introductory paragraph) and (3) and to enact R.S. 40:1646(E) and (F), 1664.3(62) through (67), 1664.9(C)(11), (K), and (L), 1664.10(9), and 1664.17, relative to life safety systems and equipment under the authority of the state fire marshal; to provide for the inclusion of conveyance devices and related regulatory provisions; to add and expand with respect to certain definitions; to provide with respect to certain license endorsements and related fees; to amend relative to a certain board; to require certifications; to provide exemptions relative to local governing authorities; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

**REPORT OF COMMITTEE ON
HEALTH AND WELFARE**

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

April 25, 2018

To the President and Members of the Senate:

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

SENATE BILL NO. 325—

BY SENATOR MILKOVICH

AN ACT

To enact R.S. 40:1061.30, relative to abortion clinics; to authorize and provide for civil action to enjoin the operation of an abortion clinic under certain circumstances; to provide penalties for public employees; to provide for certain terms, conditions, procedures, and requirements; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 145—

BY REPRESENTATIVE COX

AN ACT

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

Reported favorably.

HOUSE BILL NO. 148—

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

AN ACT

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

Reported with amendments.

HOUSE BILL NO. 156—

BY REPRESENTATIVES BACALA, BAGLEY, CHANEY, HENSGENS, HOFFMANN, HORTON, POPE, RICHARD, STAGNI, AND STOKES

AN ACT

To amend and reenact R.S. 46:440.8, relative to the task force on coordination of Medicaid fraud detection and prevention initiatives created within the office of the legislative auditor; to extend the termination date of the statutes creating and providing for the task force; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 273—

BY REPRESENTATIVES HOFFMANN, BAGLEY, CHANEY, COX, HENSGENS, HORTON, JACKSON, JOHNSON, LEBAS, POPE, STAGNI, AND STOKES

AN ACT

To amend and reenact R.S. 40:1061.25(A), relative to regulation of abortion; to provide relative to the requirement for post-abortion interment or cremation of human remains; to provide for an exception to such requirement; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 281—

BY REPRESENTATIVES TALBOT, AMEDEE, ANDERS, BACALA, BAGLEY, BAGNERIS, BARRAS, BERTHELOT, BILLIOT, BOUIE, BRASS, CHAD BROWN, TERRY BROWN, CARMODY, CARPENTER, GARY CARTER, ROBBY CARTER, STEVE CARTER, CHANEY, COUSSAN, COX, DAVIS, EDMONDS, FOIL, GAROFALO, GISCLAIR, GLOVER, GUINN, HALL, JIMMY HARRIS, LANCE HARRIS, HILFERTY, HODGES, HOLLIS, HORTON, HUNTER, IVEY, JACKSON, JEFFERSON, JONES, NANCY LANDRY, LYONS, MIGUEZ, GREGORY MILLER, MORENO, JAY MORRIS, JIM MORRIS, NORTON, PIERRE, PYLANT, REYNOLDS, SCHEXNAYDER, SHADOIN, SMITH, STAGNI, STOKES, THIBAUT, THOMAS, WHITE, WRIGHT, AND ZERINGUE

AN ACT

To enact Part VII of Subchapter B of Chapter 5-D of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1193.1 through 1193.9, and R.S. 40:2010.8(A)(24), relative to rights of nursing home residents; to authorize a nursing home resident or a surrogate to have a monitoring device installed in the room of the resident; to establish conditions for the installation and use of monitoring devices in nursing homes; to provide for consent relative to the installation and use of such devices; to provide limitations on the use of such devices; to require nursing homes to make certain accommodations relative to such devices; to limit liability in cases in which a monitoring device is installed without proper authorization or used improperly; to prohibit certain conduct by nursing homes; to establish penalties; to provide for administrative rulemaking; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 287—

BY REPRESENTATIVES EDMONDS, CHANEY, COX, HENSGENS, HOFFMANN, JACKSON, JOHNSON, LEBAS, POPE, STAGNI, AND STOKES

AN ACT

To enact R.S. 40:1061.1.2(C)(3), relative to the prohibition on abortion based on genetic abnormality; to provide relative to information to be conveyed to a woman prior to an abortion; to provide relative to violations of law pertaining to the furnishing of such information; to limit the assessment of penalties in connection with such law; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 296—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact R.S. 40:16.3(C)(1), relative to the John J. Hainkel, Jr., Home and Rehabilitation Center; to provide relative to services of the facility; to provide relative to the terms and conditions of the lease document by which the facility is leased; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 326—

BY REPRESENTATIVES HENSGENS AND HOFFMANN

AN ACT

To amend and reenact R.S. 28:2(16)(introductory paragraph), 52(F), 53(B)(4)(introductory paragraph), (D), (G)(4) and (7)(a)(introductory paragraph) and (i), (I), (O), and (P)(1)(a), 53.2(C)(2) and (4) and (G)(1), 58, 63(A)(2) and (C), 69(A)(1) and (C) through (E), 70(D) and (E)(2)(b), 72(B), 98.2, 171(F), (G), and (K), 185(C), 206(C), 215.1, 215.2(3), 215.5(B)(7), 454.5(D)(2) and (3)(introductory paragraph) and (d), 469(C)(1)(a)(introductory paragraph), (i), and (ii), 470(E), 757, 772(D), 823(11), 911(6), 915(A)(2), and 932(B)(2), R.S. 36:254(A)(6)(b) and (10)(a) through (e), (B)(1) and (6), (D)(1)(a)(i), (E)(1), (F)(1), (H)(1), (I)(1), (J)(1), (K)(1), and (L), 254.1, 254.3, 258(G) through (L), 259(E)(10), 474(B)(1) and (6), and 477(B)(1), R.S. 37:9, 21(B)(6), 751(A)(2), 757(B),

779(B), 781(E), 790, 796.1(A)(1), 843, 846(A)(3)(a)(iv), 883(C), 930(A), (B)(1) and (3) through (5), (D), and (E), 1033(A)(3) and (C), 1048(4), (5)(a), (8), (9), and (12), 1056, 1103(11) and (12), 1164(3), (7), (10), (13)(a), (16), (29), (30), (43), (46), (57), and (58), 1182(A)(13), (17), and (18) and (B)(1) and (6), 1226.1(B), 1226.2(D)(1), 1277(A)(3), 1281(A)(1)(a), (3)(a)(ii) and (c), and (5), 1307(1), (7), and (8), 1340(introductory paragraph), 1543(A)(3)(b)(ii) and (5), 1721, 1731(A)(2)(a) and (d), 1732.1, 1742.1(G)(introductory paragraph) and (5), 1743(C), 1743.1(E), 1744(A), (B), and (C)(2), 1745(A), (B), and (C)(3), the heading of Part VIII of Chapter 20 of Title 37 of the Louisiana Revised Statutes of 1950, R.S. 37:1746, 1747, 2111, 2114, 2351, 2352(2), 2354(A), 2356.2(A)(6) and (B), 2371(1), 2404(C), 2442(2), (4), and (6)(introductory paragraph), (c) through (e), (j), (k), (m), (n), (r), (u), and (v), 2443, 2446, 2458, 2459, 2465(D)(introductory paragraph) and (1), 2503(A)(2)(d), 2504(A)(1) and (5), 2802(C), 2816(A)(2), (4), (6), (8), (13), and (15), (B), and (F)(2), 2819(Section heading), 2950(B) and (D)(1)(a)(viii), 3014, 3214(1), 3241(introductory paragraph) and (1), 3258(C), 3302(4)(b)(i) and (iv), 3309.1(A), 3386.1(introductory paragraph), (1), (2), (6), (7), (9), (11), (12), and (16), 3387(A), (C), (D), and (E)(2) and (6), 3387.1(A), (C), (D), and (E)(6), 3387.2(A), (C), (D), and (E)(5), 3387.3(A), (C), (D), and (E)(1), 3387.4(C), (D), and (E)(1), 3387.5(D), (E), and (F), 3387.6(B) through (G), 3387.10(D)(5) and (7), 3387.11(D)(5) and (7), 3387.12(D)(5) and (7), 3387.13(D), 3387.14(A), 3388.4(A)(7), (10), and (11), 3389(A) and (E), 3390(B) and (D), 3390.2, 3390.3(A)(11) and (13), (B)(4), and (D), 3428(B), and 3703(B)(7), R.S. 40:1, 3, 3.1(D), 4(A)(1)(a), (2)(b)(i) and (c)(i) and (vii), (3)(a), (6), (8)(a), and (9) through (13) and (B)(3)(b) and (c), (4), and (5), 4.3, 4.6, 4.10(C)(2)(introductory paragraph), (3) through (5), and (7), 5.3(E), 5.9(A)(7), 7, 9, 13, 18, 23, 24, 31.1, 31.3(B)(2) and (4), 31.32(E)(2), 31.36(D), 41(E), 64(9) and (10), 600.34(C), 608.1(B), 625(A) and (B), 634, 641, 671, 682, 700.1, 700.5(C), 700.6, 700.7(A) and (E), 700.8, 700.9, 700.10(A), 700.12(A), 701(introductory paragraph), 701.1(A) and (D), 701.2 through 701.4, 781(3), 824, 853, 940.51(A), 952(C) and (D), 953, 962(B), (C)(introductory paragraph) and (8), and (D) through (H), 962.1(A) and (B)(introductory paragraph), 962.1.1(A)(2), 963(introductory paragraph), 964(Schedule III)(F)(1) and (Schedule V)(E)(3)(b) and (4), 965, 968(A)(introductory paragraph), 969(A)(introductory paragraph), 970(A)(introductory paragraph), 971.1(B), 972(A) and (B)(introductory paragraph), 973(A), (B)(1) and (2), (C), (E), (F), and (G)(1) and (2)(a), 974(A)(introductory paragraph) and (C), 975(A) through (E) and (G)(1) and (3), 976, 976.1(H), 978(F)(1)(introductory paragraph) and (d) and (H)(2)(b), 978.1(A)(1)(c), 978.3(B), 980, 982, 984(introductory paragraph), 986(A)(1), (3), and (4) and (B)(introductory paragraph), (1), (2), (3)(introductory paragraph) and (b), (4), and (5)(introductory paragraph), (a), and (b), 987, 988(A)(introductory paragraph), (B), and (C), 989.1(F), 989.2(F), 990, 992(A)(introductory paragraph), (B)(introductory paragraph), and (C) through (E), 993(A), (B), and (D), 995, 996.1(M), 996.3(C), 1003(12) and (14), 1005(Section heading), 1006(E), 1007(B) and (I)(introductory paragraph), 1046(F), 1049.7(Section heading), 1058, 1071.1(introductory paragraph), 1079.1(D), 1087.1(A) and (B)(2)(introductory paragraph) and (3), 1089.2(1), 1089.3(C)(2)(b), 1089.4(A)(3), (B), and (C), 1101.1(1), 1105.3(3), 1105.6(E), 1105.8(F), 1105.8.1(B)(1) and (F)(3), 1107.1(1), 1111.3(B)(5), (C)(3), and (F), 1117.1(B), 1121.11, 1135.13(D)(3) and (I), 1155.6(D), 1157.3(A) and (B), 1165.1(C)(2), 1165.3(B), 1171.1, 1171.2, the heading of Subpart C of Part IV of Subchapter A of Chapter 5-D of Title 40 of the Louisiana Revised Statutes of 1950, R.S. 40:1173.2(1)(a), 1173.3(3) and (8), 1173.4(B), 1173.5(A) through (C), 1173.6(B)

and (E), 1183.2(A)(1) and (5), 1183.4(A)(1), 1189.2(A)(1), 1201.1, 1203.1(3)(o) and (5), 1211.4(B)(2), 1217.16, 1219.2(1) and (3), 1219.3(A) and (B), 1219.4(A)(introductory paragraph), 1221.2(2), 1226.1(2)(c), 1231.5(E)(1)(c), 1237.1(J), the heading of Subpart B of Part I of Chapter 5-E of Title 40 of the Louisiana Revised Statutes of 1950, R.S. 40:1243.1(A), 1243.3(A), 1253.3(A)(9), 1261(A)(1)(k) and (3), 1261.1(B), 1271.1(B), 1277.1 through 1281.1, 1285.3, 1285.4(A)(1), 1285.7(D), 1287.1, 1291.3(7) and (9), 1291.23(A)(1) and (B)(1), 1300.21, 1356(A), 1732(1), the heading of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, R.S. 40:2009.1(C)(2)(a) and (D), 2009.2(2), (3)(b) through (d) and (f), and (7), 2009.6(A)(1) through (3) and (B)(1) through (3), 2009.12, 2009.18, 2009.21(Section heading), 2017.9, 2018.1(B)(2)(c) and (d), 2019(C)(9), 2102, 2109(B)(1)(a) and (c)(ii) and (2) through (6), (C), and (D), 2116(D)(1)(c), 2116.32(B), 2116.34(B), 2117.5(B) and (C), 2120.4(B)(9) and (10)(a), 2120.5(E), 2120.44(B)(9), 2120.45(D), 2120.47(B)(1) and (2), 2144(A), (C), (F)(2)(introductory paragraph), (G), and (H)(1), (2)(b)(iii), and (3), 2154(A)(6), (12), and (13), 2175.14(E), 2179(D), 2180.11, 2189, 2193.1(A)(8), 2193.4(9), 2194.2(4) through (6), 2195.1(A)(5), (8), (9), and (11) and (C), 2195.2(A)(1), (2), (4), and (5), 2196.1(4), 2197(A) and (D) through (G), 2199(A)(1) and (5) and (F)(2), 2199.1(A)(introductory paragraph), 2202(3) and (5)(a) and (e)(i), 2203(C), 2223, 2243, 2253, 2353, 2404(5), 2477, 2481, 2530.4(B)(introductory paragraph) and (3), 2845(A)(6) and (C), and 2845.1, R.S. 46:3, 6, 9(B) and (C), 52.1(F)(3)(b), 54, 56(A), (B)(1), (F)(4)(b), and (J), 59, 61(A)(1) and (3) and (C), 107(A)(1), (B), and (D), 114(E)(1)(introductory paragraph), 114.3(A), 121(1)(introductory paragraph), 123(D)(3) and (K)(3), 153(C), 153.4(F)(2), 156(A) and (B), 157 through 159, 159.1(C) and (D), 160.1(10), 231.2(A)(1)(introductory paragraph) and (B)(introductory paragraph), 231.4(E), 232, 234, 234.1, 236, 236.1.2(B)(1) and (I), 236.1.10(B), 236.3(L)(1), 236.6(C), 236.7(A)(2) and (E), 236.11.1(D), 237(B)(15), 285(D), 286, 301(A)(1), 326(B), 433, 444, 446.1(B), 447.1(B) through (E), 447.2(A)(2), (B)(1) and (3), and (D)(introductory paragraph), (1), and (2), 450.1(A) and (B)(6), 450.3(B)(introductory paragraph), 460.1, 460.4(D), 465, 923(A) and (B), 924(A) and (B), 932(14), 936, 972, 975(C)(2), 976(A)(3)(c) and (5)(a) through (c) and (d)(i), (B)(3)(b), (C)(introductory paragraph), and (E), 977.2, 977.3(3), 977.5(A)(2) and (C)(1), 977.8, 977.9(A) and (D)(1), 977.10(4), 979.4(H), 1052(introductory paragraph), 1056(A), 1057(introductory paragraph), (10), and (11), the heading of Chapter 10-D of Title 46 of the Louisiana Revised Statutes of 1950, R.S. 46:1194(introductory paragraph) and (1), 1195(A)(2) and (B) through (D), 1402, 1403.1, 1433(Section heading), 1602(A), (D), and (F)(1)(a)(i) through (iii) and (b), 1906.2, 1953(F), 1954(B), 2121(C), 2125(A), 2127(C), 2135(C), 2136(A)(4)(b) and (c), 2200, 2254(F)(2), 2256(B) and (C), 2352(4), 2402(3) and (5), 2603(A)(4) and (B)(introductory paragraph), 2692(C), 2702(8) and (9), 2704(B), 2722(B), 2731(B)(2), (C)(3), (D)(3) and (4), (E), and (F), and 2758.2(C)(1), and Children's Code Articles 1015(4)(i), 1354, 1409(F), and 1461.1(A)(2), to enact R.S. 37:1103(introductory paragraph), 3387.5(G) and (H), 3387.6(H) and (I), and R.S. 40:1081.9(D) and 1221.2(introductory paragraph), and to repeal R.S. 46:932(13)(c) and 2692(A)(1), relative to the various provisions of Titles 28, 36, 37, 40, and 46 of the Louisiana Revised Statutes of 1950 and the Louisiana Children's Code; to make technical corrections in provisions relative to behavioral health, mental health, human services, administration of the Louisiana Department of Health, administration of the Department of Children and Family Services, health professions and occupations, boards and commissions, public health, health care, food and drugs, public welfare and assistance, child welfare, and other matters within or relating to the purview of

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the legislative committees on health and welfare; to make corrective changes including corrections in legal citations and in names of assistance programs, publications, agencies, boards, commissions, offices and officers of departments, and other entities; to remove references to agencies, offices, divisions, and programs that have been repealed or no longer exist; to designate undesignated statutory provisions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 443—
BY REPRESENTATIVE SMITH

AN ACT

To amend and reenact R.S. 40:1216.1(A)(4)(a), relative to the procedures for medical treatment of a victim of a sexually-oriented criminal offense; to provide for the protection of a victim who is aged seventeen or younger; to provide for the requirements of mandatory reporting to law enforcement; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 449—

BY REPRESENTATIVES EDMONDS, ABRAHAM, AMEDEE, ANDERS, BACALA, BAGLEY, BAGNERIS, BARRAS, BERTHELOT, TERRY BROWN, CARMODY, STEVE CARTER, CHANEY, CONNICK, COUSSAN, COX, CREWS, DWIGHT, EMERSON, FALCONER, GAROFALO, GISCLAIR, GUINN, LANCE HARRIS, HAVARD, HAZEL, HENSGENS, HILFERTY, HODGES, HOFFMANN, HORTON, HOWARD, HUNTER, HUVAL, JACKSON, JEFFERSON, JOHNSON, NANCY LANDRY, LEBAS, MAGEE, MARCELLE, MIGUEZ, JAY MORRIS, PEARSON, PIERRE, POPE, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SIMON, STAGNI, STOKES, THOMAS, WRIGHT, AND ZERINGUE

AN ACT

To amend and reenact R.S. 40:1061.17(C)(1)(e) and (D) (introductory paragraph) and (2) and to enact R.S. 40:1061.17.1, relative to regulation of abortion; to provide for information to be conveyed pursuant to the Woman's Right To Know law; to provide relative to the abortion alternatives and informed consent website of the Louisiana Department of Health; to provide for delivery of information concerning adoption; to provide for a task force to assist the Louisiana Department of Health in developing certain informational resources; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 546—
BY REPRESENTATIVE LEBAS

AN ACT

To amend and reenact R.S. 40:1135.1(A)(3) and 1135.2(B)(1), relative to emergency medical response vehicles; to provide for qualifications to operate emergency medical response vehicles; to provide for qualifications to operate ambulances; to provide for the duties of the Louisiana Department of Health; to provide for the duties of the Health Standards Subcommittee of the Louisiana Ambulance Alliance; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 620—

BY REPRESENTATIVES GARY CARTER, BAGLEY, CHANEY, COX, HENSGENS, HOFFMANN, HORTON, JACKSON, JOHNSON, AND DUSTIN MILLER

AN ACT

To enact R.S. 40:41(L), relative to vital records disclosure; to provide for the disclosure of certain vital records to the United States Department of Veterans Affairs; to provide for the duties of the state registrar in disclosure of records; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 704— (Substitute for House Bill No. 535 by Representative Smith)

BY REPRESENTATIVE SMITH

AN ACT

To amend and reenact R.S. 40:2018.1, to enact R.S. 36:259(M), and to repeal R.S. 36:4(B)(1)(ec), relative to the Louisiana Commission on HIV, AIDS, and Hepatitis C; to revise the name of the commission; to provide relative to the composition of the commission and the means of appointment of certain

commission members; to provide relative to meetings of the commission; to provide for placement of the commission within the executive branch of government; to extend the termination date of the commission; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 734— (Substitute for House Bill No. 238 by Representative McFarland)

BY REPRESENTATIVE MCFARLAND

AN ACT

To enact Subpart E of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:460.91, relative to the state medical assistance program known commonly as Medicaid; to require the Louisiana Department of Health to submit reports to certain legislative committees concerning the Medicaid managed care program; to provide for the content of the reports; to establish a reporting schedule; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 735— (Substitute for House Bill No. 364 by Representative Jackson)

BY REPRESENTATIVES JACKSON AND PIERRE

AN ACT

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

Reported favorably.

HOUSE BILL NO. 768—

BY REPRESENTATIVES HOFFMANN, BAGLEY, CHANEY, COX, HENSGENS, HORTON, JACKSON, LEBAS, POPE, RICHARD, STAGNI, AND STOKES

AN ACT

To amend and reenact Children's Code Article 610(A), relative to child abuse and neglect reporting; to provide for reporting of child abuse and neglect in military families; to provide for the duties of the Louisiana Department of Children and Family Services in reporting child abuse and neglect to the United States Department of Defense Family Advocacy Program; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 778—

BY REPRESENTATIVE JACKSON

AN ACT

To amend and reenact R.S. 37:1263 and 1285.2(A) and to enact R.S. 37:1270(A)(9), relative to regulation of the practice of medicine; to provide for the membership, powers, and duties of the Louisiana State Board of Medical Examiners; to provide requirements relative to investigations of physicians by the Louisiana State Board of Medical Examiners; to establish restrictions relative to such investigations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 820—

BY REPRESENTATIVE JACKSON

AN ACT

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

Reported favorably.

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HOUSE BILL NO. 891— (Substitute for House Bill No. 338 by Representative Hoffmann) BY REPRESENTATIVES HOFFMANN, CHANEY, COX, HENSGENS, JACKSON, JOHNSON, LEBAS, POPE, STAGNI, AND STOKES AN ACT

To amend and reenact R.S. 36:21(B) and R.S. 40:1061.6(A)(2) and 2175.4(B), relative to a prohibition on public funding for entities that perform abortions; to provide for applicability of and exceptions to the prohibition; to provide relative to the validity of outpatient abortion facility licenses; to provide for legislative findings; to provide for the redesignation of certain statutes; and to provide for related matters.

Reported favorably.

Respectfully submitted, FRED H. MILLS JR. Chairman

Rules Suspended

Senator Cortez asked for and obtained a suspension of the rules to allow the Senate Committee on Transportation, Highways and Public Works to add House Bill No. 648 and House Bill No. 319 to the agenda without the required posted notice.

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 25, 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 Resolution has been properly enrolled:

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.

Respectfully submitted, KAREN CARTER PETERSON Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 25, 2018

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 53— BY REPRESENTATIVE BERTHELOT A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 56— BY REPRESENTATIVES TERRY LANDRY AND PIERRE AND SENATORS BOUDREAU 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.

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.

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.

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.

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

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

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

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns: Name, Name, Name. Lists present members including Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Carter, Chabert, Claitor, Cortez, Erdey, Fannin, and various Senators.

ABSENT

Table with 3 columns: Name, Name, Name. Lists absent members including Colomb, Donahue, and Gatti.

Leave Request

The Honorable John A. Alario Jr.
President, Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804

Dear Mr. President:

I request permission for leave from the Senate for April 25 and 26, 2018. Please excuse my absence.

Thanking you in advance for your cooperation in this matter, I am

Sincerely,
JACK DONAHUE
State Senator
Senate District 11

Leaves of Absence

The following leaves of absence were asked for and granted:

Colomb 1 Day Donahue 1 Day
Gatti 1 Day

Announcements

The following committee meetings for April 26, 2018, were announced:

| | | |
|-------------------|--------|--------------|
| Education | At Adj | Hainkel Room |
| Natural Resources | At Adj | Room A |
| Transportation | At Adj | Room E |

Adjournment

On motion of Senator Thompson, at 5:25 o'clock P.M. the Senate adjourned until Thursday, April 26, 2018, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

