

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

---

**NINTH DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Wednesday, April 28, 2021

The Senate was called to order at 3:10 o'clock P.M. by Hon. Patrick Page Cortez, President of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

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

PRESENT

Mr. President	Connick	Milligan
Abraham	Fesi	Mills, R.
Allain	Fields	Mizell
Barrow	Harris	Morris
Bernard	Henry	Peacock
Boudreaux	Hensgens	Pope
Bouie	Hewitt	Price
Carter	Jackson	Smith
Cathey	Lambert	Ward
Cloud	McMath	Womack
Total - 30		

ABSENT

Foil	Mills, F.	Talbot
Johns	Peterson	Tarver
Luneau	Reese	White
Total - 9		

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

**Prayer**

The prayer was offered by Senator Katrina Jackson, 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 Morris, the reading of the Journal was dispensed with and the Journal of April 27, 2021, was adopted.

**Introduction of Senate Resolutions**

**SENATE RESOLUTION NO. 29—**  
BY SENATOR BERNARD

A RESOLUTION

To commend and congratulate "Sweet" Lou Dunbar for his induction into the Louisiana Sports Hall of Fame due to his career as an outstanding basketball player for Webster High School in Minden, Louisiana, the University of Houston, and the Harlem Globetrotters.

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

**SENATE RESOLUTION NO. 30—**  
BY SENATOR BERNARD

A RESOLUTION

To commend and congratulate Mackie Freeze, a native Louisianian and outstanding baseball player and high school football coach, on being inducted into the Louisiana Sports Hall of Fame, and for his distinguished thirteen-year career during which he established an exemplary football program at Richwood High School.

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

**SENATE RESOLUTION NO. 31—**  
BY SENATOR BERNARD

A RESOLUTION

To commend Angela Turner-Johnson, famed womens basketball player at Louisiana Tech University, upon the occasion of her induction into the Louisiana Sports Hall of Fame.

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

**SENATE RESOLUTION NO. 32—**  
BY SENATOR BERNARD

A RESOLUTION

To commend Shreveport-based sports broadcaster Tim Brando upon being the first recipient of the Louisiana Sports Hall of Fame Ambassador Award.

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

**SENATE RESOLUTION NO. 33—**  
BY SENATOR BERNARD

A RESOLUTION

To commend and congratulate Robin Fambrough on receiving the Louisiana Sports Hall of Fame 2020 Distinguished Service Award in Sports Journalism.

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

**SENATE RESOLUTION NO. 34—**  
BY SENATOR BERNARD

A RESOLUTION

To commend and congratulate Kent Lowe on receiving the Louisiana Sports Hall of Fame 2020 Distinguished Service Award in Sports Journalism.

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

**SENATE RESOLUTION NO. 35—**  
BY SENATOR REESE

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Shirley Mae Pearce Smith.

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

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

**SENATE BILL NO. 244— (Substitute of Senate Bill No. 92 by  
Senator Luneau)**

BY SENATOR LUNEAU

AN ACT

To amend and reenact R.S. 23:1711(G)(1) and to enact R.S. 23:1472(15.1) and Part XIII of Chapter 1 to be comprised of R.S. 23:1771 through 1777, relative to employee misclassification; to provide with respect to administrative penalties; to provide relative to the failure to pay contributions; to provide for definitions; to provide factors to be used to identify an independent contractor; to facilitate voluntary resolution of worker classification issues; to enact the Fresh Start Proper Worker Classification Initiative and the Louisiana Voluntary Disclosure Program; to require the Louisiana Workforce Commission to promulgate rules; to provide for the

April 28, 2021

disposition of penalties; to provide a safe harbor; to provide for an effective date; and to provide for related matters.

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 23— BY SENATOR TALBOT

A RESOLUTION

To establish a task force to study the desirability and feasibility of implementing a Medicaid managed long-term supports and services system in Louisiana and to provide the recommended content for a request for proposals for the Medicaid managed long-term supports and services system.

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

SENATE RESOLUTION NO. 24— BY SENATOR JACKSON

A RESOLUTION

To establish a task force to study crime and crime prevention in Ouachita Parish and to require the task force to make recommendations to the Senate.

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

SENATE RESOLUTION NO. 26— BY SENATOR PRICE

A RESOLUTION

To commend and recognize Joel Walker for being one of only two Louisiana recipients earning the national Cooke College Scholarship sponsored by the Jack Kent Cooke Foundation.

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

SENATE RESOLUTION NO. 27— BY SENATOR HEWITT

A RESOLUTION

To commend the Pope John Paul II High School boys soccer team upon winning the 2021 Louisiana High School Athletic Association Division IV state championship.

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

SENATE RESOLUTION NO. 28— BY SENATOR HEWITT

A RESOLUTION

To commend Coach Jesse "Jay" Carlin III on achieving the highest honor in his profession, by being inducted into the Louisiana High School Basketball Coaches Association Hall of Fame.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 27, 2021

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. 74

HB No. 167

HB No. 231

HB No. 502

Respectfully submitted, MICHELLE D. FONTENOT Clerk of the House of Representatives

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 74—

BY REPRESENTATIVE FRIEMAN

AN ACT

To amend and reenact R.S. 22:337(A)(17) and R.S. 23:1161.1(A) and to enact R.S. 23:1161.1(E), relative to workers' compensation insurers; to require insurers issuing workers' compensation policies in Louisiana to maintain a claims office in Louisiana; to remove the requirement that Louisiana licensed claims adjusters retained by foreign and alien insurers be domiciled independently; to make technical changes; and to provide for related matters.

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

HOUSE BILL NO. 167—

BY REPRESENTATIVES MIKE JOHNSON, AMEDEE, CARRIER, CREWS, EDMONDS, FARNUM, FIRMENT, MIGUEZ, ORGERON, RISER, SEABAUGH, AND THOMPSON

AN ACT

To amend and reenact R.S. 18:173, relative to voter registration rolls; to provide relative to removal of deceased persons from such rolls; to provide relative to Department of State and registrar of voter responsibilities; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 231—

BY REPRESENTATIVE MARCELLE

AN ACT

To amend and reenact R.S. 14:102.6, relative to dogfighting; to provide relative to the disposition of dogs used in dogfighting; to require the appointment of a licensed veterinarian or other custodian to care for and assess the dogs; to provide relative to euthanasia of dogs seized in connection with dogfighting; to provide relative to the transfer of ownership of the dogs; to provide for an effective date; to provide relative to civil liability; and to provide for related matters.

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

HOUSE BILL NO. 502—

BY REPRESENTATIVES STEFANSKI AND THOMPSON

AN ACT

To amend and reenact R.S. 32:1262(A), relative to motor vehicles; to provide for warranty work on motor vehicles or motor vehicle parts; to provide for repair orders; to provide for parts mark-ups or labor rates; to provide for definitions; and to provide for related matters.

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

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

**HOUSE BILL NO. 23—**  
BY REPRESENTATIVE CHARLES OWEN  
AN ACT

To repeal Subpart E of Part II of Chapter 1 of Title 14 of the Louisiana Revised Statutes of 1950, comprised of R.S. 14:47 through 50, and R.S. 15:443, relative to offenses against a person; to repeal provisions relative to defamation, presumption of malice, qualified privilege, and absolute privilege.

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

**HOUSE BILL NO. 27—**  
BY REPRESENTATIVE GREGORY MILLER  
AN ACT

To amend and reenact R.S. 49:992(D)(5) and to repeal R.S. 37:21.1 and 23.2 and R.S. 49:992.2, relative to licensing boards and commissions; to remove from the statutes certain expiring provisions and references thereto relative to adjudications applicable to certain licensing boards and commissions; to remove the reporting and notice requirements regarding complaints about actions and procedures applicable to certain licensing boards and commissions; 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. 32—**  
BY REPRESENTATIVES SELDERS AND JAMES  
AN ACT

To enact R.S. 15:828(E) and (F), relative to diminution of sentence; to provide relative to diminution of sentence for the earning of a bachelor's degree or master's degree; to increase the total number of credits upon earning a bachelor's degree or master's degree; 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. 42—**  
BY REPRESENTATIVE DAVIS  
AN ACT

To enact R.S. 17:3351(N), relative to public postsecondary education institutions; to require institutions to provide students with education loan information; to require annual updates of loan information to be given to students; 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. 54—**  
BY REPRESENTATIVES EDMONDS AND VILLIO  
AN ACT

To enact R.S. 14:67.5, relative to misappropriation without violence; to create the crime of adoption deception; to provide for elements of the offense; to provide for criminal penalties; to provide for restitution; 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. 65—**  
BY REPRESENTATIVE ECHOLS  
AN ACT

To amend and reenact R.S. 22:526, relative to mandatory audits of title insurance producers by title insurers; to provide for periodic audits; to provide for audit requirements; to make technical changes; 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. 119—**  
BY REPRESENTATIVE HUGHES  
AN ACT

To amend and reenact R.S. 17:3138.7(B)(introductory paragraph) and to enact R.S. 17:3138.7(B)(24) and (25) and (G)(4), relative to the Advisory Council on Historically Black Colleges and Universities; to provide for membership of the council; to provide for an annual report to the legislature's education committees; 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. 137—**  
BY REPRESENTATIVE DUPLESSIS  
AN ACT

To amend and reenact R.S. 27:248(C)(2)(introductory paragraph), (3), (4), and (5), relative to non-gaming economic development by the casino gaming operator; to provide relative to the operating force or personnel level; to provide relative to the employment positions toward the total operating force or personnel level; to provide relative to the amount credited to the casino gaming operator; 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. 139—**  
BY REPRESENTATIVE GADBERRY  
AN ACT

To amend and reenact R.S. 18:423(B), relative to parish boards of election supervisors; to provide for training of members of parish boards of election supervisors; 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 Senate and Governmental Affairs.

**HOUSE BILL NO. 141—**  
BY REPRESENTATIVE STAGNI  
AN ACT

To enact R.S. 18:1462.1, relative to electioneering around polling places; to provide relative to registration of persons conducting exit polling in or near polling places; to provide for criminal penalties; 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 Senate and Governmental Affairs.

**HOUSE BILL NO. 179—**  
BY REPRESENTATIVE FIRMENT  
AN ACT

To enact R.S. 22:41.3, relative to officers and directors of domestic regulated entities; to provide definitions for certain terms; to provide for the requirements for officers and directors; 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. 182—**  
BY REPRESENTATIVE VILLIO  
AN ACT

To amend and reenact R.S. 22:91 and 119, relative to annual meetings of domestic insurance companies; to provide for annual meetings by remote means; to provide for minimum requirements for policyholder voting rights; to provide for reasonable classification of policyholders; to provide for additional votes based on a reasonable classification of policyholders; and to provide for related matters.

April 28, 2021

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

**HOUSE BILL NO. 214—**  
BY REPRESENTATIVE CORMIER  
AN ACT

To amend and reenact R.S. 18:54, relative to registrars of voters; to provide for training of new registrars of voters; 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 Senate and Governmental Affairs.

**HOUSE BILL NO. 221—**  
BY REPRESENTATIVE PIERRE  
AN ACT

To enact R.S. 32:409.1(A)(6)(d) and (e), relative to certain commercial driver's license applicants; to require a record check prior to issuing certain commercial driver's licenses; and to provide for related matters.

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

**HOUSE BILL NO. 227—**  
BY REPRESENTATIVE WHEAT  
AN ACT

To enact Code of Criminal Procedure Article 732.2, relative to subpoenas; to authorize the use of administrative subpoenas for the production of information in investigations of human trafficking offenses; to provide for the types of information which may be disclosed pursuant to an administrative subpoena; to provide for information which may not be disclosed pursuant to an administrative subpoena; 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. 234—**  
BY REPRESENTATIVES CARPENTER, MOORE, AND WHITE AND SENATORS BARROW, JACKSON, MIZELL, AND PETERSON  
AN ACT

To amend and reenact R.S. 15:555(D), to enact R.S. 15:555(A)(17) and 556(A)(3), and to repeal R.S. 15:556(B), relative to the Louisiana Sexual Assault Oversight Commission; to provide relative to the membership of the commission; to provide relative to the duties of the commission; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 293—**  
BY REPRESENTATIVE RISER  
AN ACT

To amend and reenact R.S. 47:287.12, relative to corporation income tax; to provide relative to the rate of the corporation income tax; to provide for applicability; 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 Revenue and Fiscal Affairs.

**HOUSE BILL NO. 295—**  
BY REPRESENTATIVE SEABAUGH  
AN ACT

To amend and reenact Code of Civil Procedure Articles 3431(A) and 3434(C)(1) and to repeal Code of Civil Procedure Article 3421(B), relative to immovable property in successions; to provide relative to the definition of small succession; to provide relative to the small succession affidavit; and to provide for related matters.

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

**HOUSE BILL NO. 400—**  
BY REPRESENTATIVE COUSSAN  
AN ACT

To amend and reenact Civil Code Article 811 and Code of Civil Procedure Articles 4607, 4622, 4624, and 4625, relative to property; to provide for partitions by private sale; to provide relative to absentee or non-consenting co-owners; to provide for petition requirements; to provide for sale requirements; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 517—**  
BY REPRESENTATIVE THOMAS  
AN ACT

To amend R.S. 9:2773(A), relative to limitations on the responsibility of agents, contractors, and representatives of proprietors; to provide for the limitation of liability for ultrahazardous activity; to provide for prospective application; and to provide for related matters.

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

**HOUSE BILL NO. 550—**  
BY REPRESENTATIVE MUSCARELLO  
AN ACT

To amend and reenact R.S. 32:413 and to enact R.S. 40:1321.1, relative to the issuance of duplicate driver's licenses and special identification cards; to provide for the issuance fee for duplicate driver's licenses and special identification cards; to provide for the department's immunity from liability for receipt of an applicant's statement and sworn affidavit from a physician connected to the issuance of a duplicate driver's license and special identification card in certain actions resulting from driving accidents; to provide for the department's immunity for the issuance of an unlawfully obtained special identification card; and to provide for related matters.

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

**HOUSE BILL NO. 593—**  
BY REPRESENTATIVE TRAVIS JOHNSON  
AN ACT

To amend and reenact R.S. 32:125(B)(introductory paragraph) and 327(B), relative to passing a parked emergency vehicle; to provide relative to the Department of Transportation and Development displaying certain lights; 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 Transportation, Highways and Public Works.

**Rules Suspended**

Senator Carter asked for and obtained a suspension of the rules to allow the ASL interpreter on the Senate Floor.

**House Concurrent Resolutions on Second Reading**

**HOUSE CONCURRENT RESOLUTION NO. 11—**  
BY REPRESENTATIVE HUGHES  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education (BESE) to develop a plan to provide school literacy coaches in all elementary schools identified as needing improvement no later than the start of the 2022-2023 school year.

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

**HOUSE CONCURRENT RESOLUTION NO. 15—**

BY REPRESENTATIVE HUGHES  
A CONCURRENT RESOLUTION

To urge and request the Juvenile Justice Reform Act Implementation Commission to use its authority to oversee a study of local education agency budgets to analyze and make available to the public information about how school districts are spending local, state, and federal education funds, in particular, how these funds are spent on measures that support students and their learning compared to measures that punish and criminalize students.

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

**HOUSE CONCURRENT RESOLUTION NO. 43—**

BY REPRESENTATIVE MCFARLAND AND SENATOR CATHEY  
A CONCURRENT RESOLUTION

To designate April 28, 2021, as the first annual Louisiana Loggers Day at the Capitol.

**Floor Amendments**

Senator Cathey proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Cathey to Original House Concurrent Resolution No. 43 by Representative McFarland

**AMENDMENT NO. 1**

On page 2, line 1, delete "House of Representatives of the"

On motion of Senator Cathey, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Fields	Mills, R.
Abraham	Foil	Mizell
Allain	Harris	Morris
Barrow	Henry	Peacock
Bernard	Hensgens	Peterson
Boudreaux	Hewitt	Pope
Bouie	Jackson	Price
Carter	Lambert	Reese
Cathey	Luneau	Smith
Cloud	McMath	White
Connick	Milligan	Womack
Fesi	Mills, F.	

Total - 35

**NAYS**

Total - 0

**ABSENT**

Johns	Tarver
Talbot	Ward

Total - 4

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

**HOUSE CONCURRENT RESOLUTION NO. 47—**

BY REPRESENTATIVE IVEY  
A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana on the death of Bradley Dewayne Cryer, assistant legislative auditor and director of local government services.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Fields	Mizell
Abraham	Foil	Morris
Allain	Harris	Peacock
Barrow	Henry	Peterson
Bernard	Hensgens	Pope
Boudreaux	Hewitt	Price
Bouie	Lambert	Reese
Carter	Luneau	Smith
Cathey	McMath	White
Cloud	Milligan	Womack
Connick	Mills, F.	
Fesi	Mills, R.	

Total - 34

**NAYS**

Total - 0

**ABSENT**

Jackson	Talbot	Ward
Johns	Tarver	

Total - 5

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

**HOUSE CONCURRENT RESOLUTION NO. 50—**

BY REPRESENTATIVE DUSTIN MILLER  
A CONCURRENT RESOLUTION

To designate May 2-9, 2021, as Tardive Dyskinesia Awareness Week.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Fesi	Mills, R.
Abraham	Fields	Mizell
Allain	Foil	Morris
Barrow	Harris	Peacock
Bernard	Henry	Peterson
Boudreaux	Hensgens	Pope
Bouie	Hewitt	Price
Carter	Lambert	Reese
Cathey	McMath	Smith
Cloud	Milligan	White
Connick	Mills, F.	Womack

Total - 33

**NAYS**

Total - 0

**ABSENT**

Jackson	Luneau	Tarver
Johns	Talbot	Ward

Total - 6

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

INSURANCE

Senator Kirk Talbot, Chairman on behalf of the Committee on Insurance, submitted the following report:

April 28, 2021

To the President and Members of the Senate:

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

SENATE BILL NO. 29— BY SENATOR ABRAHAM

AN ACT

To enact R.S. 22:11(C), relative to the commissioner of insurance; to authorize the commissioner to take certain emergency actions related to insurance; to provide for limitations on these emergency actions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 54— BY SENATOR LUNEAU

AN ACT

To enact R.S. 22:1337(D), relative to homeowners' insurance; to provide for policy deductibles as applied to named storm, hurricane, and wind and hail deductibles; to require the execution of a separate form listing the specific amount for each deductible expressed as a percentage of the insured value of the property or as a specific dollar amount or both; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 70— BY SENATORS ABRAHAM, ALLAIN, HARRIS, HEWITT, MILLIGAN, PRICE, TARVER AND WHITE

AN ACT

To enact R.S. 22:1267.1, relative to commercial insurance; to provide with respect to commercial property insurance deductibles applied to named storm, hurricane, and wind and hail deductibles; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 82— BY SENATOR CATHEY

AN ACT

To amend and reenact R.S. 22:2392(26), relative to review of certain dental plans; to include dental insurance benefits in the Health Insurance Issuer External Review Act; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 130— BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 22:1016(A) and to enact R.S. 22:1828 and 1964(30), relative to health insurance; to provide for provider claim payment and data information protections; to provide for definitions; to provide for payment by electronic funds transfer; to provide for violations; to provide for unfair or deceptive acts or practices in the business of insurance; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 179— BY SENATOR CONNICK

AN ACT

To enact R.S. 22:1295(1)(a)(v), relative to uninsured motorist coverage; to prohibit the rejection of uninsured motorist coverage, the selection of lower limits, or the selection of economic-only coverage by a transportation network company; to provide with respect to uninsured motorist coverage amounts; and to provide for related matters.

Reported with amendments.

Respectfully submitted, KIRK TALBOT Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

Senator Sharon Hewitt, Chairwoman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

April 28, 2021

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 22— BY SENATOR CATHEY

A CONCURRENT RESOLUTION

To urge and request the LSU Board of Supervisors to solely name the basketball court at the Pete Maravich Assembly Center after legendary men's head basketball coach, Dale Brown.

Reported favorably.

SENATE BILL NO. 4— BY SENATOR PRICE

AN ACT

To repeal R.S. 18:1505.2(H)(7), relative to limits on campaign contributions received from political committees; to eliminate certain restrictions; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 74— BY SENATOR PRICE

AN ACT

To enact R.S. 44:417(D), relative to property held by the state archives; to provide for disposition procedure; to provide for advertising requirements; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 136— BY SENATOR FRED MILLS

AN ACT

To amend and reenact R.S. 3:4104(G), R.S. 15:587.1.2(D), R.S. 22:11.1, R.S. 27:220(D), R.S. 29:784(B), R.S. 30:2019(C) and (D)(2)(d), 2019.1(E), and 2022(B)(3), R.S. 32:415.2(D)(1), R.S. 34:851.14.1(B), R.S. 36:254(D)(1)(a)(i), R.S. 40:5.3(E), 962(H), 2008.10(B), and 2136(B), R.S. 49:953(E)(1) and (G)(3)(d), 954(B), and R.S. 56:6.1(B), to enact R.S. 49:953.1, and to repeal R.S. 49:953(B), relative to emergency rulemaking; to provide for emergency rulemaking in extraordinary circumstances; to provide for criteria that justify an emergency rule; to provide for occurrences that do not satisfy emergency rulemaking; to provide for minimum information in an agency statement for emergency rulemaking; to provide for the effective date, duration, and applicability of an emergency rule; to provide for a maximum number of times an agency can re promulgate an

identical emergency rule; to provide for declaratory judgment of the validity of an emergency rule; to provide for legislative oversight of an emergency rule; to provide for gubernatorial oversight of an emergency rule; to provide for notice to the agency if an emergency rule is determined to be unacceptable; to provide for final action on the emergency rule; to provide technical changes to correlating statutes; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 146—**

BY SENATOR POPE

AN ACT

To amend and reenact R.S. 44:36, 39, the introductory paragraph of 411(A) and (A)(2) and (C), and 422, relative to preservation of public records; to provide relative to retention schedules; to provide for source document maintenance and conversion standards; to provide for accessibility of records; to provide for annual designation of records officers; to provide relative to investigations; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 198—**

BY SENATOR CATHEY

AN ACT

To enact R.S. 49:147, relative to access to state facilities; to prohibit denial of access to state facilities based on COVID-19 vaccination status; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
SHARON W. HEWITT  
Chairwoman

**REPORT OF COMMITTEE ON**

**COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS**

Senator Ronnie Johns, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

April 28, 2021

To the President and Members of the Senate:

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

**SENATE BILL NO. 196—**

BY SENATOR MORRIS

AN ACT

To enact Chapter 15 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1701 through 1704, relative to social media; to provide relative to social media speech; to provide certain definitions, prohibitions, procedures, and requirements; to authorize certain actions and damages for violations; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 217—**

BY REPRESENTATIVE HILFERTY

AN ACT

To amend and reenact R.S. 6:5, 501(A), 535(C), and 536(C), relative to interstate banking; to remove provisions relative to public policy; to remove capital requirements; to expand geographical limitations; to remove provisions relative to out-of-state holding companies; to remove provisions relative to de novo banks; to remove provisions relative to out-of-state banks entering the

state; to provide for state banks held as subsidiaries; to make technical changes; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 298—**

BY REPRESENTATIVE THOMAS

AN ACT

To amend and reenact R.S. 6:272(A)(1), (B)(2), and (D)(1), 273(B)(1), 274(C)(1), 709(E) and (F), 1182(B), 1183(A), 1185(A), and 1187(A) and R.S. 12:1-709(D), relative to the use of remote communication in certain meetings; to provide for remote communication; to provide for notice; to provide for meetings of savings banks; to provide for annual meetings; to provide for special meetings; to provide for voting; to provide for proxies; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
RONNIE JOHNS  
Chairman

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

**SENATE BILL NO. 19—**

BY SENATOR MORRIS

AN ACT

To amend and reenact R.S. 9:1113(A) and (B)(1), relative to property; to provide relative to partition of immovable property; to provide certain terms, conditions, procedures, and requirements; to remove certain requirements related to ownership of aggregate interests if there was past ownership of the whole by a common ascendant; 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. 34—**

BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 40:2404.2(C) and to enact Chapter 25-A of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2551 through 2553, and Code of Criminal Procedure Article 162.3, relative to law enforcement; to provide for requirements for grant applications; to provide for recruitment of minorities; to provide for body cameras; to provide for motor vehicle dash cameras; to restrict use of neck restraints; to restrict the use of no-knock warrants; 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. 34 by Senator Fields

AMENDMENT NO. 1

On page 1, delete line 5, and insert "for the duty to intervene; to"

AMENDMENT NO. 2

On page 1, line 6, after "body" and before "cameras;" insert "worn"

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

April 28, 2021

SENATE BILL NO. 44—  
BY SENATOR PETERSON AND REPRESENTATIVE LANDRY  
AN ACT

To amend and reenact R.S. 30:2363(10) and 2373(B)(2) and to enact R.S. 30:2363(21) and 2365(A)(8), relative to the "Right-to-Know" law; to provide for the reporting of certain releases of hazardous materials; to provide for definitions; to provide for reporting of emergency conditions; to provide for public notification of emergency conditions; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Original Senate Bill No. 44 by Senator Peterson

AMENDMENT NO. 1  
On page 1, line 17, change "fifteen" to "thirty"

AMENDMENT NO. 2  
On page 2, line 11, after "release" delete the remainder of the line and at the beginning of line 12, delete "fatality or" and insert "has occurred or one which"

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

SENATE BILL NO. 50—  
BY SENATORS CARTER, BOUIE AND TARTER AND REPRESENTATIVE GARY CARTER  
AN ACT

To enact Civil Code Article 3419.1, relative to ownership of domestic animals; to provide for determination of ownership; 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. 66—  
BY SENATOR BERNARD  
AN ACT

To enact Chapter 18-A of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2411, and R.S. 44:4(59), relative to public health and safety; to provide for the Peace Officer and Public Safety Personnel Peer Support and Mental Health and Wellness Act; to provide relative to legislative intent; to provide definitions; to provide guidelines for training of peer support members; to exempt certain records relating to peace officer and public safety personnel peer support programs from public access; to provide relative to privilege and confidentiality; to provide penalties for violations of the confidentiality provisions of the Act; to provide for civil immunity under certain circumstances; 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. 66 by Senator Bernard

AMENDMENT NO. 1  
On page 4, line 5, after "member" delete the remainder of the line and insert a period "."

AMENDMENT NO. 2  
On page 4, at the beginning of line 6, delete "established a peer support program."

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

SENATE BILL NO. 69—  
BY SENATOR MIZELL  
AN ACT

To enact Code of Criminal Procedure Article 814(A)(69), R.S. 14:2(B)(56), and R.S. 40:981.4, relative to controlled dangerous substances; to create the crime of aggravated distribution of a controlled dangerous substance; to designate aggravated distribution of a controlled dangerous substance a crime of violence; to provide relative to responsive verdicts; to provide relative to definitions; to provide penalties; and to provide for related matters.

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

SENATE BILL NO. 71—  
BY SENATOR BERNARD  
AN ACT

To amend and reenact R.S. 13:3049(B)(2)(a) and (d), and Code of Civil Procedure Articles 1733(A), 1734, and 1734.1, relative to civil jury trials; to provide for the costs and expenses related to jury trials; to provide for the payment of jurors; to provide for certain deposits and amounts; to provide for certain actions by the court and clerk; to provide certain terms, conditions, and procedures; and to provide for related matters.

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

SENATE BILL NO.— (Substitute of Senate Bill No. 71 by Senator Bernard)  
BY SENATOR BERNARD  
AN ACT

To amend and reenact Code of Civil Procedure Arts. 1734(A) and 1734.1, relative to civil jury trials; to provide for the costs and expenses related to jury trials; to provide for the payment of jurors; to provide for certain deposits and amounts; to provide for certain actions by the court and clerk; to provide certain terms, conditions, and procedures; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:  
Section 1. Code of Civil Procedure Articles 1734(A) and 1734.1 are hereby amended and reenacted to read as follows:

Art. 1734. Fixing the bond; calling the jury venire  
A. Except as otherwise provided by R.S. 13:3105 et seq., when the case has been set for trial, the court shall fix the amount of the bond to cover all costs estimated by the court or the clerk, as the case may be, related to the trial by jury and shall fix the time for filing the bond, which shall be no later than sixty days prior to trial. Notice of the fixing of the bond shall be served on all parties. If the bond is not filed timely, any other party shall have an additional ten days to file the bond.

\* \* \*

Art. 1734.1. Cash deposit; procedure  
A. When the case has been set for trial, the court may order, in lieu of the bond required in Article 1734, a deposit for costs, which shall be a specific cash amount estimated by the court or the clerk, as the case may be, and the court shall fix the time for making the deposit, which shall be no later than thirty sixty days prior to trial. The deposit shall include sufficient funds for payment of all costs associated with a jury trial, including juror fees and expenses and charges of the jury commission, clerk of court, and sheriff. The required deposit shall not exceed two fifteen thousand dollars for the first day, or above ten thousand dollars for the first day if a five thousand dollar deposit was required and has been made pursuant to Code of Civil Procedure Article 1733(A)(2)(a) for the first day, and four hundred one thousand dollars per day for each additional day the court estimates the trial will last. A deposit above the applicable stated amount for the first day may be ordered by the court upon contradictory motion of the clerk of court, on a showing that amount is insufficient. Notice of the fixing of the



deposit shall be served on all parties. If the deposit is not timely made, any other party shall have an additional ten days to make the required deposit. Failure to post the ~~cash~~ deposit shall constitute a waiver of a trial by jury. However, no ~~cash~~ deposit shall be required of an applicant for a jury trial under the provisions of this Article if waived or an order is rendered, pursuant to Chapter 5 of Title I of Book IX of the Code of Civil Procedure, permitting the applicant to litigate or continue to litigate without payment of costs in advance or furnishing security therefor.

**B. When the deposit has been filed, the clerk of court shall order the jury commission to draw a sufficient number of jurors to try and determine the cause, such drawing to be made in accordance with R.S. 13:3044.**

**C.** The clerk of court ~~may~~ **shall** disburse funds from the cash deposit for payment of all or a part of the jury costs as such costs accrue. The clerk shall keep a record of funds disbursed ~~by him~~ from the ~~cash~~ deposit.

**C-D.** The court ~~may~~ **shall** require an additional **amount deposit** to be filed during the trial if the original amount of the ~~cash~~ deposit is insufficient to pay jury costs.

**D-E.** The funds disbursed from the cash deposit for payment of jury costs shall be assessed as costs of court.

**E-F.** After payment of all jury costs, any unexpended amounts remaining ~~in the cash-on~~ deposit shall be refunded by the clerk of court to the party **or attorney** filing the ~~cash~~ deposit.

On motion of Senator Peacock, the committee substitute bill was adopted and becomes Senate Bill No. 245 by Senator Bernard, substitute for Senate Bill No. 71 by Senator Peacock.

**SENATE BILL NO. 245— (Substitute of Senate Bill No. 71 by Senator Bernard)**

BY SENATOR BERNARD

AN ACT

To amend and reenact Code of Civil Procedure Arts. 1734(A) and 1734.1, relative to civil jury trials; to provide for the costs and expenses related to jury trials; to provide for the payment of jurors; to provide for certain deposits and amounts; to provide for certain actions by the court and clerk; to provide certain terms, conditions, and procedures; and to provide for related matters.

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

**SENATE BILL NO. 76—**

BY SENATOR TALBOT

AN ACT

To enact R.S. 26:794.1, relative to the Office of Alcohol and Tobacco Control; to provide relative to permits; to provide for exception permits for certain establishments; to provide for qualifications and limitations; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 76 by Senator Talbot

**AMENDMENT NO. 1**

On page 3, at the beginning of line 3, change "**six months**," to "**six consecutive months for a location**."

**AMENDMENT NO. 2**

On page 3, line 4, after "**issued**" and before "**by the Office**" insert "**for that location**"

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

**SENATE BILL NO. 97—**  
BY SENATOR LAMBERT

AN ACT

To amend and reenact R.S. 30:2153(2) through (5) and to enact R.S. 30:2153(1)(b)(v), (8) through (15), and 2154(B)(1)(b)(iii), relative to solid waste; to provide for advanced recycling processes, facilities, and products; to provide for definitions; to provide for exceptions; to provide for the power and duties of the secretary of the Department of Environmental Quality; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Original Senate Bill No. 97 by Senator Lambert

**AMENDMENT NO. 1**

On page 1, lines 3 and 9, after "(15)," delete "and" and after "2154(B)(1)(b)(iii)," insert " and 2157,"

**AMENDMENT NO. 2**

On page 1, line 6, after "Quality;" insert "to provide for certain materials;"

**AMENDMENT NO. 3**

On page 3, line 6, after "**chemicals**," delete "**liquid fuels**"

**AMENDMENT NO. 4**

On page 3, line 12, after "**naphtha**," delete "**liquid transportation fuels**,"

**AMENDMENT NO. 5**

On page 4, line 27, after "**Agency**" insert "**or the department**"

**AMENDMENT NO. 6**

On page 5, at the end line 27, insert "**However, prior to conducting any advanced recycling activities as defined by this Chapter, the person conducting such activities shall submit written notification to the department.**"

**AMENDMENT NO. 7**

On page 5, after line 28, insert:

**"§2157. Post-use polymers; management; use**

**A. Post-use polymers, as defined in this Chapter, shall be managed as follows:**

**(1) The storage of the post-use polymers prior to use shall not exceed reasonable time frames.**

**(2) Where there is an analogous ingredient, the post-use polymers shall be managed in a manner consistent with the analogous ingredient or otherwise be adequately contained to prevent releases to the environment.**

**(3) If there is no analogous ingredient, the post-use polymers shall be adequately contained to prevent releases to the environment.**

**B. The post-use polymers shall provide a useful contribution to the production or manufacturing process or be used to produce a valuable product or intermediate. A contribution is useful if it contributes a valuable ingredient to the product or intermediate or is an effective substitute for a commercial product. The product or intermediate is valuable if either:**

**(1) Post-use polymers are sold to a third party.**

**(2) Post-use polymers are used as an effective substitute for a commercial product or as an ingredient or intermediate in an industrial process.**

**C. The use of post-use polymers shall result in products that contain contaminants at levels that are comparable in concentration to or lower than those found in traditional products that are manufactured with post-use polymer products."**

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

SENATE BILL NO. 103—

BY SENATOR HENSGENS

AN ACT

To enact Chapter 15-A of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:2071 through 2077, and R.S. 36:629(T), relative to the creation of the Louisiana Equine Promotion and Research Program; to create the Louisiana Equine Promotion and Research Advisory Board; to provide for the composition, powers, duties, and functions of the board; to authorize the commissioner of agriculture and forestry to adopt rules and accept certain funds; to provide for the use of funds; to provide for definitions; to provide for transfer of the board to the Department of Agriculture and Forestry; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Original Senate Bill No. 103 by Senator Hensgens

AMENDMENT NO. 1

On page 3, line 11, change "equine use through state and national parks" to "public equine use"

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

SENATE BILL NO. 115—

BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 14:95.1(A), relative to illegal carrying and discharge of weapons; to prohibit possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies; to provide for consideration of certain juvenile offenses; and to provide for related matters.

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

SENATE BILL NO. 124—

BY SENATOR HEWITT

AN ACT

To enact R.S. 4:3, relative to the playing or singing of the national anthem prior to certain athletic contests; to provide for requirements; and to provide for related matters.

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

SENATE BILL NO. 126—

BY SENATORS MIZELL AND PEACOCK

AN ACT

To amend and reenact Civil Code Arts. 941, 944, and 946 and R.S. 22:901(D)(2), and to enact Code of Evidence Art. 412.6 and R.S. 22:902.1, relative to the successions of certain crime victims; to provide for public policy; to provide relative to actions to declare a successor unworthy; to provide relative to testimony and evidence in succession proceedings; to provide for devolution of the succession rights; to provide relative to life insurance policies and certain victims of domestic violence resulting in death; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 126 by Senator Mizell

AMENDMENT NO. 1

On page 1, line 3, change "successions" to "devolution of assets"

AMENDMENT NO. 2

On page 3, line 5, change "decedents" to "decedent"

AMENDMENT NO. 3

On page 3, delete lines 28 and 29, and on page 4, delete lines 1 through 6, and insert the following:

"(1) A court of competent jurisdiction finds that the insured is criminally responsible for the death of a beneficiary, assignee, or other payee."

AMENDMENT NO. 4

On page 4, line 20, after "death" insert "of the beneficiary, assignee, or other payee"

AMENDMENT NO. 5

On page 4, delete line 24.

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

SENATE BILL NO. 139—

BY SENATOR HARRIS

AN ACT

To amend and reenact Code of Criminal Procedure Art. 893.2, relative to the sentence imposed when a firearm is discharged, used, or actually possessed during the commission of certain offenses; to provide relative to the procedure for such determinations; to provide relative to the court's authority to consider certain evidence and hold a contradictory hearing in this regard; to provide that the determination of whether a firearm was discharged, used, or actually possessed during the commission of an offense is a specific finding of fact to be submitted to the jury; and to provide for related matters.

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

SENATE BILL NO. 140—

BY SENATOR HARRIS

AN ACT

To amend and reenact R.S. 14:130.1(B)(3) and to enact 14:130.1(B)(4), relative to the crime of obstruction of justice; to provide for an exception; to provide for penalties; and to provide for related matters.

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

SENATE BILL NO. 144—

BY SENATORS TARVER AND CARTER

AN ACT

To enact R.S. 14:102.29, relative to offenses affecting the public sensibility; to create the crime of unlawful possession, transfer, or manufacture of animal fighting paraphernalia; to provide definitions; to provide exceptions; to provide penalties; and to provide for related matters.

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

SENATE BILL NO. 186—

BY SENATOR SMITH

AN ACT

To amend and reenact Code of Criminal Procedure Article 930.3 and to enact Code of Criminal Procedure Articles 926.2, 926.3, 930.4(G), 930.8(A)(5) and (6) and (D), and 930.10, relative to

post conviction relief; to provide for a petitioner's claim of factual innocence; to provide for exceptions; to provide for evidence; to provide for appointment of judges; to provide for motions of testing evidence; to provide for grounds for relief; to provide for burden of proof; to provide for joint motions; to provide for waiver; to provide for time limitations; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 186 by Senator Smith

##### AMENDMENT NO. 1

On page 1, line 2, after "930.3" insert "and 930.8(A)(1)"

##### AMENDMENT NO. 2

On page 1, line 10, after "930.3" delete "is" and insert "and 930.8(A)(1) are"

##### AMENDMENT NO. 3

On page 1, delete lines 14 through 16 and insert the following:

**"A. A petitioner, who has been convicted of an offense, may seek post conviction relief on"**

##### AMENDMENT NO. 4

On page 2, line 3, after "**Article 930.8**" delete "**(A)**"

##### AMENDMENT NO. 5

On page 2, line 5, after "**2022**" insert "**, and if the petitioner was convicted after a trial completed to verdict"**

##### AMENDMENT NO. 6

On page 2, line 6, after "**Article 930.8**" delete "**(A)**"

##### AMENDMENT NO. 7

On page 2, delete lines 8 through 29 and insert the following: **"petitioner. An application for post conviction relief filed pursuant to this Article by a petitioner who pled guilty or nolo contendere to the offense of conviction or filed by any petitioner after December 31, 2022, shall be subject to Articles 930.4 and 930.8.**

**B.(1)(a) To assert a claim of factual innocence under this Article, a petitioner must present new, reliable, and noncumulative evidence that would be legally admissible at trial and that was not known or discoverable at or prior to trial and that is either:**

**(i) Scientific, forensic, physical, or nontestimonial documentary evidence.**

**(ii) Testimonial evidence that is corroborated by evidence of the type described in Part (i) of this Subparagraph.**

**(b) To prove entitlement to relief under this Article, the petitioner must present evidence that satisfies all of the criteria in Subsubparagraph (B)(1)(a) of this Article and that, when viewed in light of all of the relevant evidence, including the evidence that was admitted at trial and any evidence that may be introduced by the state in any response that it files or at any evidentiary hearing, proves by clear and convincing evidence that, had the new evidence been presented at trial, no rational juror would have found the petitioner guilty beyond a reasonable doubt of either the offense of conviction or of any felony offense that was a responsive verdict to the offense of conviction at the time of the conviction.**

**(2) A recantation of prior sworn testimony may be considered if corroborated by the evidence required by Subsubparagraph (B)(1)(a) of this Article. However, a recantation of prior sworn testimony cannot form the sole basis for relief pursuant to this Article.**

**(3) If the petitioner pled guilty or nolo contendere to the offense of conviction, in addition to satisfying all of the criteria in Paragraph (B) of this Article and in any other applicable**

**provision of law, the petitioner shall show both of the following to prove entitlement to relief:**

**(a) That, by reliable evidence, he consistently maintained his innocence until his plea of guilty or nolo contendere.**

**(b) That he could not have known of or discovered his evidence of factual innocence prior to pleading guilty or nolo contendere.**

**C.(1) A grant of post conviction relief pursuant to this Article shall not prevent the petitioner from being retried for the offense of conviction, for a lesser offense based on the same facts, or for any other offense.**

**(2) If the petitioner waives his right to a jury trial and elects to be tried by a judge, the district judge who granted post conviction relief pursuant to this Article shall be recused and the case shall be allotted to a different judge in accordance with applicable law and rules of court.**

**(3) If the district judge denied post conviction relief pursuant to this Article and an appellate court later reversed the ruling of the district judge and granted post conviction relief pursuant to this Article, and if the petitioner waives his right to a jury trial and elects to be tried by a judge, upon the petitioner's motion the district judge who denied post conviction relief shall be recused and the case shall be allotted to a different judge in accordance with applicable law and rules of court."**

##### AMENDMENT NO. 8

On page 3, delete lines 1 through 16

##### AMENDMENT NO. 9

On page 3, line 27, delete "**state**" and insert "**district attorney and investigating law enforcement agency**"

##### AMENDMENT NO. 10

On page 4, at the beginning of line 2, delete "**A.**"

##### AMENDMENT NO. 11

On page 4, delete lines 18 through 29

##### AMENDMENT NO. 12

On page 5, delete line 1

##### AMENDMENT NO. 13

On page 5, delete line 14 and insert the following:

**"(1) The application alleges, and the petitioner proves or the state admits, that the facts upon which the claim is predicated were not known to the petitioner or his prior attorneys. Further, the petitioner shall prove that he exercised diligence in attempting to discover any post-conviction claims that may exist. "Diligence" for the purposes of this Article is a subjective inquiry that must take into account the circumstances of the petitioner. Those circumstances shall include but are not limited to the educational background of the petitioner, the petitioner's access to formally trained inmate counsel, the financial resources of the petitioner, the age of the petitioner, the mental abilities of the petitioner, or whether the interests of justice will be served by the consideration of new evidence. New facts discovered pursuant to this exception shall be submitted to the court within two years of discovery. If the petitioner pled guilty or nolo contendere to the offense of conviction and is seeking relief pursuant to Code of Criminal Procedure Article 926.2 and five years or more have elapsed since the petitioner pled guilty or nolo contendere to the offense of conviction, he shall not be eligible for the exception provided for by this Subparagraph.**

##### AMENDMENT NO. 14

On page 5, line 16, after "**926.1**" delete "**(A)**"

##### AMENDMENT NO. 15

On page 5, line 18, after "**926.2**" delete "**(A)**"

##### AMENDMENT NO. 16

On page 5, delete lines 26 through 28 and insert the following:

**"Art. 930.10. Departure from this Title; post conviction plea agreements**

April 28, 2021

A. Upon joint motion of the petitioner and the district attorney, the district court may deviate from any of the provisions of this Title.

B. Notwithstanding the provisions of Code of Criminal Procedure Article 930.3 or any provision of law to the contrary, the district attorney and the petitioner may, with the approval of the district court, jointly enter into any post conviction plea agreement for the purpose of amending the petitioner's conviction, sentence, or habitual offender status. The terms of any post conviction plea agreement pursuant to this Paragraph shall be in writing, shall be filed into the district court record, and shall be agreed to by the district attorney and the petitioner in open court. The court shall, prior to accepting the post conviction plea agreement, address the petitioner personally in open court, inform him of and determine that he understands the rights that he is waiving by entering into the post conviction plea agreement, and determine that the plea is voluntary and is not the result of force or threats, or of promises apart from the post conviction plea agreement."

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

Senate Concurrent Resolutions on Second Reading Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 24— BY SENATOR FOIL

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality, in consultation with other entities, to study the feasibility of providing funding for remediation of storm water quality impairments, including but not limited to sediment and aquatic trash, through the implementation of devices to capture such impairments and the maintenance of devices to remove such impairments from storm water systems.

Reported favorably by the Committee on Environmental Quality.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Foil, Morris, Abraham, Harris, Peacock, Allain, Henry, Peterson, Barrow, Hensgens, Pope, Bernard, Hewitt, Price, Boudreaux, Jackson, Reese, Bouie, Lambert, Smith, Carter, Luneau, Tarver, Cathey, McMath, Ward, Cloud, Milligan, White, Connick, Mills, F., Womack, Fesi, Mills, R., Fields, Mizell. Total - 37

NAYS

Total - 0

ABSENT

Table with 2 columns: Johns, Talbot. Total - 2

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

Senate Concurrent Resolutions on Third Reading and Final Passage

SENATE CONCURRENT RESOLUTION NO. 3— BY SENATOR REESE

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2022 Regular Session of the Legislature the provisions of R.S. 23:1474(C), (G)(3), and (H) providing for the determination of the unemployment insurance taxable wage base, maximum weekly benefit amount, and formula for the calculation of benefits for the 2022 calendar year.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Foil, Morris, Abraham, Harris, Peacock, Allain, Henry, Peterson, Barrow, Hensgens, Pope, Bernard, Hewitt, Price, Boudreaux, Jackson, Reese, Bouie, Lambert, Smith, Carter, Luneau, Tarver, Cathey, McMath, Ward, Cloud, Milligan, White, Connick, Mills, F., Womack, Fesi, Mills, R., Fields, Mizell. Total - 37

NAYS

Total - 0

ABSENT

Table with 2 columns: Johns, Talbot. Total - 2

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

SENATE CONCURRENT RESOLUTION NO. 4— BY SENATOR TALBOT

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2022 Regular Session of the Legislature of Louisiana the provisions of R.S. 51:1286(C)(2)(c), which limits the Department of Culture, Recreation and Tourism's purchase of in-state media advertisements to an amount not exceeding ten percent of all funds used for the purchase of media advertisements.

The resolution was read by title and returned to the Calendar, subject to call.

SENATE CONCURRENT RESOLUTION NO. 5— BY SENATOR REESE

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2022 Regular Session of the Legislature of Louisiana the provisions of R.S. 23:1536(E)(1), relative to the unemployment insurance solvency tax on employers.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Foil	Morris
Abraham	Harris	Peacock
Allain	Henry	Peterson
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Lambert	Smith
Carter	Luneau	Tarver
Cathey	McMath	Ward
Cloud	Milligan	White
Connick	Mills, F.	Womack
Fesi	Mills, R.	
Fields	Mizell	

Total - 37

**NAYS**

Total - 0

**ABSENT**

Johns  
Total - 2  
Talbot

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

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

**Bagneris Rule**

Senator Fields 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. 65—**  
BY SENATOR FESI

**AN ACT**

To repeal Subpart H of Part III of Chapter 4 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1161 through 1167, relative to dental referral plans; to repeal provisions regulating dental referral plans; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Foil	Morris
Abraham	Harris	Peacock
Allain	Henry	Peterson
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Lambert	Smith
Carter	Luneau	Tarver
Cathey	McMath	Ward
Cloud	Milligan	White
Connick	Mills, F.	Womack
Fesi	Mills, R.	
Fields	Mizell	

Total - 37

**NAYS**

Total - 0

**ABSENT**

Johns  
Total - 2  
Talbot

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

**SENATE BILL NO. 143—**  
BY SENATOR MCMATH

**AN ACT**

To amend and reenact Children's Code Article 702(C)(2) and (D) and to enact Children's Code Article 672.3, relative to permanent placement of children in custody of the state; to provide for a diligent search for relatives; to provide for notice to relatives; to provide for priorities of placement; to provide for continuation of care in certain circumstances; to provide for an effective date; and to provide for related matters.

**Floor Amendments**

Senator McMath proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McMath to Engrossed Senate Bill No. 143 by Senator McMath

AMENDMENT NO. 1

On page 1, line 2, after "702" delete "(C)(2) and"

AMENDMENT NO. 2

On page 1, line 8, after "702" delete "(C)(2) and" and change "are" to "is"

AMENDMENT NO. 3

On page 2, line 8, after "databases" insert "and other resources"

AMENDMENT NO. 4

On page 2, line 9, after "searches of" insert "schools,"

AMENDMENT NO. 5

On page 2, line 15, delete "Children's Code"

AMENDMENT NO. 6

On page 2, line 20, after "Article" delete the remainder of the line and delete lines 21 through 23 and insert "ten days before any scheduled disposition, case review, permanency hearing, or as otherwise required by the court. Any additional information obtained by the department subsequent to the initial filing shall be disclosed to the court during the hearing."

AMENDMENT NO. 7

On page 2, line 24, delete "alleged dependent"

AMENDMENT NO. 8

On page 2, line 28, delete "an alleged dependent" and insert "the"

AMENDMENT NO. 9

On page 3, line 2, delete "alleged dependent"

AMENDMENT NO. 10

On page 3, line 13, delete "alleged dependent" and after "are" delete the remainder of the line and delete lines 14 and 15 and insert "located, the court excuses the department from conducting a diligent search, or permanency is achieved."

April 28, 2021

AMENDMENT NO. 11

On page 3, at the end of line 16 delete "three" and on the beginning of line 17 delete "months" and insert "ninety days"

AMENDMENT NO. 12

On page 3, delete lines 24 through 29 and on page 4, delete lines 1 through 7

AMENDMENT NO. 13

On page 4, delete lines 13 through 23 and insert the following:

"(2)(a) In the case of a child under the age of six, the court may find that continuation of the child's placement with the current caregiver is in the child's best interest if the child is in a stable home environment where the child's physical and emotional needs are met by a person who has a significant relationship with the child, that no relative or other suitable caregiver has been identified as a concurrent plan caregiver as part of the child's case plan or report submitted to the court, and that it would be detrimental to the child's well-being if the child is removed from the current caregiver. Upon such finding, the department shall not make any change in placement absent prior written notice to the court. Prior notice for a placement change is not required when necessary to ensure the safety of the child, when the current caregiver requests that the child be removed, or when a child is moving to the home of a parent for the purpose of a trial placement.

(b) In the event of removal from a placement with a current caregiver pursuant to Subparagraph (a) of this Paragraph, upon motion of the court, motion of the current caregiver, or motion of the child, which is filed within fifteen days of the change in placement, a contradictory hearing shall be held to determine whether removal was in the best interest of the child.

(c) For the purposes of Subparagraph (a) of this Paragraph, a foster parent, relative, or other suitable individual with whom a child under the age of six has resided continuously for six months or more is a person who has a significant relationship with the child. Nothing in this Subparagraph shall be construed to interfere with any rights afforded to biological parents."

On motion of Senator McMath, the amendments were adopted.

Floor Amendments

Senator Barrow proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barrow to Engrossed Senate Bill No. 143 by Senator McMath

AMENDMENT NO. 1

In Senate Floor Amendment No. 12 proposed by Senator McMath (SFASB143 PECKC 997) and adopted by the Senate on April 28, 2021, on page 2, line 23, change "six months" to "nine months"

On motion of Senator Barrow, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, Mizell. Lists names of senators and their corresponding counts for 'YEAS'.

Table with 3 columns: Name, McMath, Tarver. Lists names of senators and their corresponding counts for 'YEAS'.

Total - 35 NAYS

Total - 0 ABSENT

Table with 2 columns: Name, Talbot. Lists names of senators and their corresponding counts for 'YEAS'.

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

SENATE BILL NO. 169— BY SENATOR ALLAIN AN ACT

To amend and reenact R.S. 40:1749.12(7) and (12) through (18), and to enact R.S. 40:1749.12(19), relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to provide for definitions, terms, and conditions; and to provide for related matters.

Floor Amendments

Senator Fred Mills sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 169 by Senator Allain

AMENDMENT NO. 1

On page 3, line 24, delete \*\* \* \*\*

On motion of Senator Fred Mills, the amendments were adopted.

Floor Amendments

Senator Allain proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Allain to Engrossed Senate Bill No. 169 by Senator Allain

AMENDMENT NO. 1

On page 1, line 2, after "(18)," insert "the introductory paragraph of 1749.14(C)(1), and the introductory paragraph of 1749.17(B),"

AMENDMENT NO. 2

On page 1, line 7, after "(18)" insert ", the introductory paragraph of 1749.14(C)(1), and the introductory paragraph of 1749.17(B)"

AMENDMENT NO. 3

On page 3, after line 24, insert the following: \*\* \* \*\*

§1749.14. Regional notification center \* \* \*

C.(1) Each operator of an underground facility or utility, after having received the notification request from the regional notification center of an intent to excavate or an intent to conduct normal commercial farming operations, shall supply, prior to the proposed excavation or normal commercial farming operation, the following information to the person responsible for the excavation or normal commercial farming operation:

§1749.17. Excavation or demolition; repair of damage

B. Each person responsible for an excavation or demolition operation or normal commercial farming operation which results in damage to an underground facility or utility permitting the escape of any flammable, toxic, or corrosive fluids/gases shall, immediately upon discovery of that damage:

On motion of Senator Allain, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns: Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Fields, Total - 37; Foil, Harris, Henry, Hensgens, Hewitt, Jackson, Lambert, Luneau, McMath, Milligan, Mills, F., Mizell; Morris, Peacock, Peterson, Pope, Price, Reese, Smith, Tarver, Ward, White, Womack.

NAYS

Total - 0

ABSENT

Table listing names of members who were 'ABSENT': Johns, Talbot, Total - 2

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

SENATE BILL NO. 181— BY SENATOR BOUDREAUX

AN ACT

To amend and reenact R.S. 22:1068(D)(3), 1074(D)(3), and 1964(15)(a)(ii), relative to health insurance; to provide for the guaranteed renewability of health insurance coverage; to authorize the modification of drug coverage under certain circumstances; to provide for unfair methods, acts, or practices by health insurers against certain pharmacies and pharmacists; and to provide for related matters.

Floor Amendments

Senator Fred Mills sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 181 by Senator Boudreaux

AMENDMENT NO. 1

On page 2, line 2, following "requirements of" change "Paragraph (D)(1) of this Section," to "Paragraph (1) of this Subsection."

AMENDMENT NO. 2

On page 2, line 19, before ", modification" change "Paragraph (D)(1) of this Section" to "Paragraph (1) of this Subsection"

On motion of Senator Fred Mills, the amendments were adopted.

Floor Amendments

Senator Boudreaux proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boudreaux to Engrossed Senate Bill No. 181 by Senator Boudreaux

AMENDMENT NO. 1

On page 2, line 7, after "given," insert the following: "The thirty-day notice of modification of coverage shall include information on the issuer's process for an enrollee's physician to request an exception from the issuer's modification of drug coverage based on a price increase."

AMENDMENT NO. 2

On page 2, line 23, after "given," insert the following: "The thirty-day notice of modification of coverage shall include information on the issuer's process for an enrollee's physician to request an exception from the issuer's modification of drug coverage based on a price increase."

On motion of Senator Boudreaux, the amendments were adopted.

Floor Amendments

Senator Smith proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Engrossed Senate Bill No. 181 by Senator Boudreaux

AMENDMENT NO. 1

On page 2, line 3, after "any drug" change "costing" to "increasing"

AMENDMENT NO. 2

On page 2, at the beginning of line 20, change "costing" to "increasing"

On motion of Senator Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns: Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Total - 36; Fields, Foil, Harris, Henry, Hensgens, Hewitt, Jackson, Lambert, Luneau, McMath, Milligan, Mills, F.; Mills, R., Mizell, Morris, Peacock, Peterson, Pope, Price, Reese, Smith, Tarver, White, Womack.

April 28, 2021

NAYS

Total - 0

ABSENT

Johns Talbot Ward
Total - 3

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

SENATE BILL NO. 26— BY SENATOR HENSGENS

AN ACT

To provide relative to state highways; to designate the Forked Island Bridge over the Intracoastal Waterway on Louisiana Highway 82 in Vermilion Parish as the "Rose Ashy Broussard Memorial Bridge"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields Mizell
Abraham Foil Morris
Allain Harris Peacock
Barrow Henry Peterson
Bernard Hensgens Pope
Boudreaux Hewitt Price
Bouie Jackson Reese
Carter Lambert Smith
Cathey Luneau White
Cloud Milligan Womack
Connick Mills, F.
Fesi Mills, R.

Total - 34

NAYS

Total - 0

ABSENT

Johns Talbot Ward
McMath Tarver
Total - 5

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

SENATE BILL NO. 37— BY SENATOR MIZELL

AN ACT

To provide relative to state highways; to designate a portion of Louisiana Highway 38 in Washington Parish as the "Lance Corporal Larry L. Wells Memorial Highway"; to designate a portion of Louisiana Highway 38 in Tangipahoa Parish as the "Deputy R.A. Kent Memorial Highway"; to designate a portion of United States Highway 51 in Tangipahoa Parish as the "Deputy Ed Toefield Jr. Memorial Highway"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields Mizell
Abraham Foil Morris
Allain Harris Peacock
Barrow Henry Peterson
Bernard Hensgens Pope
Boudreaux Hewitt Price
Bouie Jackson Reese
Carter Lambert Smith
Cathey Luneau Ward
Cloud McMath White
Connick Milligan Womack
Fesi Mills, F.

Total - 35

NAYS

Total - 0

ABSENT

Johns Talbot
Mills, R. Tarver
Total - 4

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

SENATE BILL NO. 78—

BY SENATORS BOUIE, BERNARD, MCMATH, PEACOCK, POPE, PRICE, SMITH AND WARD

AN ACT

To amend and reenact R.S. 47:490.3(A) and (D), relative to military honor license plates; to provide for eligibility for members who have been honorably discharged from the Louisiana National Guard; to provide relative to renewal of military honor plates; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fields Mills, R.
Abraham Foil Mizell
Allain Harris Morris
Barrow Henry Peacock
Bernard Hensgens Peterson
Boudreaux Hewitt Pope
Bouie Jackson Price
Carter Lambert Reese
Cathey Luneau Smith
Cloud McMath Talbot
Connick Milligan Ward
Fesi Mills, F. White

Total - 36

NAYS

Total - 0

ABSENT

Johns Tarver Womack
Total - 3



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

SENATE BILL NO. 99— BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 17:5002(B)(2), 5027(B), the introductory paragraph of (C), and (C)(1), 5029(A)(1)(c), 5043(2), 5062(C)(4) and (5), and 5103(B)(1) and to enact R.S. 17:5062(C)(6), relative to the Taylor Opportunity Program for Students; to clarify terminology; to provide relative to rules, procedures, and guidelines of the administering agency; to authorize the administering agency to waive certain initial eligibility requirements under certain circumstances; and to provide for related matters.

The bill was read by title. Senator Fields 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, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Fields, Mizell, Morris, Peacock, Peterson, Pope, Price, Reese, Smith, Talbot, Ward, White, Womack.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Johns, Tarver.

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

SENATE BILL NO. 114— BY SENATOR PEACOCK

AN ACT

To enact R. S. 17:101, relative to public elementary and secondary schools; to provide for remote registration and preliminary enrollment of children of military personnel under certain circumstances; and to provide for related matters.

Floor Amendments

Senator Peacock proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peacock to Engrossed Senate Bill No. 114 by Senator Peacock

AMENDMENT NO. 1

On page 1, line 2, between "101" and the comma "," insert "and 3996(B)(59)"

AMENDMENT NO. 2

On page 1, line 6, between "101" and "hereby" change "is" to "and 3996(B)(59) are"

AMENDMENT NO. 3

On page 2, between lines 16 and 17, insert the following:

§3996. Charter schools; exemptions; requirements

B. Notwithstanding any state law, rule, or regulation to the contrary and except as may be otherwise specifically provided for in an approved charter, a charter school established and operated in accordance with the provisions of this Chapter and its approved charter and the school's officers and employees shall be exempt from all statutory mandates or other statutory requirements that are applicable to public schools and to public school officers and employees except for the following laws otherwise applicable to public schools with the same grades:

(59) Remote school registration and enrollment of children of military personnel transferring to the state, R.S. 17:101.

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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Fields, Mizell, Morris, Peacock, Peterson, Pope, Price, Reese, Smith, Talbot, Ward, White, Womack.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Johns, Tarver.

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

SENATE BILL NO. 190— BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 32:1(1), (10), and (108), (2)(D), (3)(C), 388(A)(3) and (4), the introductory paragraph of (B)(1)(a), (B)(4)(a), (F), and (G), 388.1, 389, and 392(A)(1), R.S. 36:409(C)(8), R.S. 40:1379.8, and R.S. 47:511.1(B), (C), (D), and (E), 516(A), (B)(2), and (D), 718(B)(1) and (C) and 812(C), to enact R.S. 32:1(108.1) and (2)(B) and (C) and R.S. 36:408(B)(3), and to repeal R.S. 32:2(E), 388(C)(3), and Sections 6 through 14 of Act No. 320 of the 2010 Regular Session of the Legislature; relative to weights and standards; to transfer the operation and maintenance of stationary weight

April 28, 2021

enforcement scale locations from the Department of Public Safety and Corrections to the Department of Transportation and Development; to provide for authority of the Department of Transportation and Development; to provide for the authority of the Department of Public Safety and Corrections; to provide for definitions; to provide for fines and payments; to provide for enforcement, payment, and collections procedures; to provide for administrative review; to provide for transition; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Fred Mills sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 190 by Senator Smith

AMENDMENT NO. 1

On page 1, line 2, change "(10)" to "(16)"

AMENDMENT NO. 2

On page 1, line 2, change "(2)(D), (3)(C)" to "2(D), 3(C)"

AMENDMENT NO. 3

On page 1, line 6, change "(2)(B)" to "2(B)"

AMENDMENT NO. 4

On page 2, line 1, change "(10)" to "(16)" and change "(2)(D), (3)(C)" to "2(D), 3(C)"

AMENDMENT NO. 5

On page 2, line 3, change "(2)(B)" to "2(B)"

AMENDMENT NO. 6

On page 2, line 25, change "(10)" to "(16)"

AMENDMENT NO. 7

On page 4, delete lines 10 through 19 and insert

"\* \* \*"

AMENDMENT NO. 8

On page 7, delete lines 2 through 8

AMENDMENT NO. 9

On page 19, line 20, change "civilian" to "civilian"

On motion of Senator Fred Mills, the amendments were adopted.

Floor Amendments

Senator Smith proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Engrossed Senate Bill No. 190 by Senator Smith

AMENDMENT NO. 1

On page 16, line 5, delete "After", delete lines 6 through 10, and insert the following: "However, after After a sufficient amount of the penalties collected by the commissioner is allocated from the that fund to pay all obligations secured by the full faith and credit of the state which became due and payable within any fiscal year, the treasurer shall pay an amount equal to the penalties fees paid into the Bond Security and Redemption Fund pursuant to the provisions of this Subsection into the Transportation Trust Fund created under Article VII, Section 27 of the Constitution of Louisiana."

On motion of Senator Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Fields, Morris, Peacock, Peterson, Pope, Price, Reese, Smith, Talbot, Ward, White, Womack.

Total - 37

NAYS

Total - 0

ABSENT

Johns Tarver

Total - 2

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

SENATE BILL NO. 199

BY SENATOR CATHEY

AN ACT

To provide relative to state highways; to designate a portion of Louisiana Highway 2 and Louisiana Highway 9 in Claiborne Parish as the "Sheriff Pat Garrett Memorial Highway"; to designate portions of Louisiana Highway 2 in West Carroll Parish as the "Sheriff T.W. Auger Memorial Highway", and the "Chief Deputy John Earl Peacock Memorial Highway"; to designate a portion of Louisiana Highway 17 in West Carroll Parish as "Master Trooper Robert Ryan Patrick Memorial Highway"; to designate a portion of Louisiana Highway 588 in West Carroll Parish as the "Deputy Sheriff Jeffery Gathings Memorial Highway"; and to provide for related matters.

Floor Amendments

Senator Cathey proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cathey to Engrossed Senate Bill No. 199 by Senator Cathey

AMENDMENT NO. 1

On page 1, line 12, after "Section 1," delete the remainder of the line and delete lines 13 through 15 and insert the following "The portion of Louisiana Highway 9 from its intersection with Louisiana Highway 2, to its intersection with United States Highway 167, all in Claiborne Parish, is hereby designated as the "Sheriff Pat Garrett Memorial Highway"."

On motion of Senator Cathey, the amendments were adopted.

Floor Amendments

Senator Fred Mills sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 199 by Senator Cathey

AMENDMENT NO. 1

On page 2, line 2, following "Highway 582" and before "is hereby" change "Redwing Road" to "(Redwing Road)"

AMENDMENT NO. 2

On page 2, lines 6 through 7 change "Chop Road and Terry Road" to "(Chop Road and Terry Road)"

On motion of Senator Fred Mills, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Mills, R.
Abraham	Foil	Mizell
Allain	Harris	Morris
Barrow	Henry	Peacock
Bernard	Hensgens	Peterson
Boudreaux	Hewitt	Pope
Bouie	Jackson	Reese
Carter	Lambert	Smith
Cathey	Luneau	Talbot
Cloud	McMath	Ward
Connick	Milligan	White
Fesi	Mills, F.	Womack

Total - 36

NAYS

Total - 0

ABSENT

Johns	Price	Tarver
Total - 3		

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

SENATE BILL NO. 212—  
BY SENATOR CONNICK

AN ACT

To provide relative to state highways; to designate a portion of United States Highway 90 Business-Westbank Expressway in the city of Westwego in Jefferson Parish as the "Michael D. Louviere Memorial Highway"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Foil	Morris
Abraham	Harris	Peacock
Allain	Henry	Peterson
Barrow	Hensgens	Pope
Bernard	Hewitt	Price

Boudreaux	Jackson	Reese
Bouie	Lambert	Smith
Carter	Luneau	Talbot
Cathey	McMath	Ward
Cloud	Milligan	White
Connick	Mills, F.	Womack
Fesi	Mills, R.	
Fields	Mizell	

Total - 37

NAYS

Total - 0

ABSENT

Johns	Tarver
Total - 2	

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

SENATE BILL NO. 230—

BY SENATORS MIZELL, ABRAHAM, ALLAIN, BARROW, BERNARD, BOUDREAUX, BOUIE, CARTER, CATHEY, CLOUD, CONNICK, CORTEZ, FESI, FIELDS, FOIL, HARRIS, HENRY, HENSGENS, HEWITT, JACKSON, LAMBERT, LUNEAU, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MORRIS, PEACOCK, PETERSON, POPE, PRICE, SMITH, TALBOT, WARD, WHITE AND WOMACK AND REPRESENTATIVES CARPENTER, DAVIS, EDMONSTON, HILFERTY, MOORE AND WHITE

AN ACT

To amend and reenact Part XII of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3399.11 through 3399.17, and to enact R.S. 15:624(A)(3), relative to power-based violence on college and university campuses; to provide for reporting incidents of power-based violence at public postsecondary education institutions; to provide for coordination between institutions and law enforcement; to provide for confidential advisors, responsible employees, and Title IX coordinators; to require training; to provide for immunities for certain employees; to provide for confidentiality; to provide relative to failure to report or filing false reports; to prohibit retaliation; to require annual reports; to require student safety education; to provide for student power-based violence surveys; and to provide for related matters.

Floor Amendments

Senator Fred Mills sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 230 by Senator Mizell

AMENDMENT NO. 1

On page 4, line 15, following "Subsection" and before "of" change "D" to "C"

AMENDMENT NO. 2

On page 8, line 20, following "€:" and before "Each" delete "(1)"

AMENDMENT NO. 3

On page 8, line 22, before "Delineation" change "(+)(a)" to "(1)"

AMENDMENT NO. 4

On page 8, line 23, before "Protocols" change "(2)(b)" to "(2)"

AMENDMENT NO. 5

On page 8, line 25, before "Agreed" change "(3)(c)" to "(3)"

AMENDMENT NO. 6

On page 8, line 29, before "A" change "(4)(d)" to "(4)"

April 28, 2021

AMENDMENT NO. 7

On page 9, line 3, before "A" change "(e)" to "(5)"

AMENDMENT NO. 8

On page 9, line 13, change "deemed" to "considered"

AMENDMENT NO. 9

On page 13, line 20, following "Training." change "(a)" to "(a)"

AMENDMENT NO. 10

On page 17, line 2, change "deems" to "considers"

On motion of Senator Fred Mills, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Fields, Mizell, Morris, Peacock, Peterson, Pope, Price, Reese, Smith, Talbot, Ward, White, Womack.

NAYS

Total - 0

ABSENT

Johns Tarver
Total - 2

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

SENATE BILL NO. 232—

BY SENATORS BARROW, ABRAHAM, ALLAIN, BERNARD, BOUDREAUX, BOUIE, CARTER, CATHEY, CLOUD, CONNICK, CORTEZ, FIELDS, FOIL, HEWITT, JACKSON, LUNEAU, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, PETERSON, POPE, PRICE, REESE, SMITH, TALBOT, WARD AND WOMACK AND REPRESENTATIVES CARPENTER, EDMONSTON, MOORE AND WHITE

AN ACT

To enact R.S. 17:3399.13(4) and 3399.18, relative to power-based violence on college and university campuses; to create the Power-Based Violence Review Panel; to provide for membership, duties, and functions; and to provide for related matters.

Floor Amendments

Senator Fred Mills sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 232 by Senator Barrow

AMENDMENT NO. 1

On page 1, line 15, following "Domestic" and before "and" insert "abuse"

AMENDMENT NO. 2

On page 1, line 15, delete "(R.S. 46:2121.1(2) and 2132(3))" and insert "(R.S. 46:2132(3) and 2121.1(2))"

On motion of Senator Fred Mills, the amendments were adopted.

Floor Amendments

Senator Barrow proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barrow to Engrossed Senate Bill No. 232 by Senator Barrow

AMENDMENT NO. 1

On page 4, line 1, change "August 1," to "August 15,"

AMENDMENT NO. 2

On page 4, line 3, after "least" insert "two times per year up to a maximum of"

On motion of Senator Barrow, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Mizell, Morris, Peacock, Peterson, Pope, Price, Reese, Smith, Talbot, Ward, White, Womack.

Total - 36

NAYS

Total - 0

ABSENT

Harris Johns Tarver
Total - 3

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

SENATE BILL NO. 24—

BY SENATORS PRICE, HENSGENS, ROBERT MILLS, MIZELL AND PEACOCK

AN ACT

To enact R.S. 11:542.1.2, 883.3.1, 1145.4, and 1331.3, relative to the Louisiana State Employees' Retirement System, Teachers' Retirement System of Louisiana, Louisiana School Employees' Retirement System, and the State Police Retirement System; to provide relative to a permanent benefit increase, a cost-of-living adjustment or other supplemental payment for certain retirees;

to provide with respect to a minimum benefit increase to certain retirees, their survivors, and their beneficiaries; to provide relative to the experience account; to provide with respect to calculation and for funding; to provide for qualifications; to provide an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Foil	Morris
Abraham	Harris	Peacock
Allain	Henry	Peterson
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Lambert	Smith
Carter	Luneau	Talbot
Cathey	McMath	Ward
Cloud	Milligan	White
Connick	Mills, F.	Womack
Fesi	Mills, R.	
Fields	Mizell	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Johns	Tarver
Total - 2	

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

**SENATE BILL NO. 31—**  
BY SENATOR CATHEY

**AN ACT**

To enact R.S. 47:293(9)(a)(xx) and 297.16, relative to individual income tax exemptions; to provide for an individual income tax exemption for digital nomads; to provide for definitions; to provide for eligibility requirements; to authorize the Department of Revenue; to promulgate rules; to provide for record keeping requirements; to provide for recovery of the tax exemption by the Department of Revenue; to provide for effectiveness; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Foil	Morris
Abraham	Harris	Peacock
Allain	Henry	Peterson
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Lambert	Smith
Carter	Luneau	Talbot
Cathey	McMath	Ward
Cloud	Milligan	White
Connick	Mills, F.	Womack
Fesi	Mills, R.	

Fields	Mizell
Total - 37	
	<b>NAYS</b>
Total - 0	
	<b>ABSENT</b>
Johns	Tarver
Total - 2	

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

**SENATE BILL NO. 36—**  
BY SENATOR REESE

**AN ACT**

To amend and reenact R.S. 47:287.86(B), relative to net operating loss deductions on Louisiana corporation income; to authorize a net operating loss to carryover to each taxable year until the loss is fully recovered; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Foil	Morris
Abraham	Harris	Peacock
Allain	Henry	Peterson
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Lambert	Smith
Carter	Luneau	Talbot
Cathey	McMath	Ward
Cloud	Milligan	White
Connick	Mills, F.	Womack
Fesi	Mills, R.	
Fields	Mizell	
Total - 37		

**NAYS**

Total - 0

**ABSENT**

Johns	Tarver
Total - 2	

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

**SENATE BILL NO. 89—**  
BY SENATOR REESE

**AN ACT**

To amend and reenact R.S. 23:1474(J), relative to unemployment insurance; to provide for taxes and benefits for calendar year 2022; to provide for certain terms, conditions, procedures, and requirements; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

April 28, 2021

YEAS

Mr. President Abraham Allain Barrow Bernard Boudreaux Bouie Carter Cathey Cloud Connick Fesi Fields
Foil Harris Henry Hensgens Hewitt Jackson Lambert Luneau McMath Milligan Mills, F. Mizell
Morris Peacock Peterson Pope Price Reese Smith Talbot Ward White Womack
Total - 37

NAYS

Total - 0

ABSENT

Johns Tarver
Total - 2

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

SENATE BILL NO. 113— BY SENATORS TARVER AND CARTER AN ACT

To amend and reenact Code of Civil Procedure Art. 192.2(B), relative to interpreters in certain civil proceedings; to provide relative to costs; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Abraham Allain Barrow Bernard Boudreaux Bouie Carter Cathey Cloud Connick Fesi Fields
Foil Harris Henry Hensgens Hewitt Jackson Lambert Luneau McMath Milligan Mills, F. Mizell
Morris Peacock Peterson Pope Price Reese Smith Talbot Ward White Womack
Total - 37

NAYS

Total - 0

ABSENT

Johns Tarver
Total - 2

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

SENATE BILL NO. 149— BY SENATOR HARRIS AN ACT

To provide for a special statewide election on the second Saturday in October of 2021 for the purpose of submitting constitutional amendments to the electors of the state; to provide for the conduct of such election; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Abraham Allain Barrow Bernard Boudreaux Bouie Carter Cathey Cloud Connick Fesi Fields
Foil Harris Henry Hensgens Hewitt Jackson Lambert Luneau McMath Milligan Mills, F. Mizell
Morris Peacock Peterson Pope Price Reese Smith Talbot Ward White Womack
Total - 37

NAYS

Total - 0

ABSENT

Johns Tarver
Total - 2

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

SENATE BILL NO. 170— BY SENATORS JOHNS, ALLAIN, HARRIS, HEWITT, MILLIGAN, PRICE, TARVER, WHITE, ABRAHAM, BARROW, BOUDREAU, CLOUD, HENRY, WOMACK, BERNARD, BOUIE, CARTER, CATHEY, CONNICK, CORTEZ, FESI, FIELDS, FOIL, HENSGENS, JACKSON, LUNEAU, MCMATH, FRED MILLS, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, POPE, REESE, SMITH, TALBOT AND WARD AN ACT

To amend and reenact R.S. 46:2161(C), 2161.1(A) and (C), 2165(A) and (B)(2) and (6), 2166(D), 2167(D), and Children's Code Art. 725.2(A)(1) and (B), to enact R.S. 36:4(J) and R.S. 46:2166(A)(18) and Part III of Chapter 28-B of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2169-2169.1, and to repeal R.S. 46:62, relative to human trafficking; to create the governor's office of human trafficking prevention; to provide for powers and duties; to provide for an executive director and other staff; to provide for budget oversight; and to provide for related matters.

Floor Amendments

Senator Hewitt proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hewitt to Engrossed Senate Bill No. 170 by Senator Johns

AMENDMENT NO. 1

On page 6, line 8, after "available" delete the remainder of the line and delete line 9, and insert "to state agencies and other stakeholders the information on the best practices related to human trafficking activities and the"

AMENDMENT NO. 2  
On page 6, delete lines 11 and 12

AMENDMENT NO. 3  
On page 6, delete lines 13 and 14, and insert "**(4) To develop and implement a comprehensive strategic plan to prevent human trafficking and address the needs of human trafficking victims, which shall be provided to the legislature, the Department of Children and Family Services, and any entity required to submit a report under the provisions of R.S. 46:2161(C) and Children's Code Article 725.2(B) by February 1, 2022.**"

AMENDMENT NO. 4  
On page 6, line 15, change "**(6)**" to "**(5)**"

AMENDMENT NO. 5  
On page 6, line 16 before "**provision**" insert "**prevention of human trafficking and the**"

AMENDMENT NO. 6  
On page 6, line 17, change "**(7)**" to "**(6)**"

AMENDMENT NO. 7  
On page 6, line 19, after "**victims**" and before the period " " insert "**and seek funding where appropriate**"

AMENDMENT NO. 8  
On page 6, line 20, change "**(8)**" to "**(7)**"

AMENDMENT NO. 9  
On page 6, line 22, change "**(9)**" to "**(8)**"

AMENDMENT NO. 10  
On page 6, line 24, change "**(10)**" to "**(9)**"

AMENDMENT NO. 11  
On page 6, line 25, after "**victims**" and before the period insert "**, and annually report its findings and recommendations to the legislature, the Department of Children and Family Services, and any entity required to submit a report under the provisions of R.S. 46:2161(C) and Children's Code Article 725.2(B)**"

AMENDMENT NO. 12  
On page 6, line 26, change "**(11)**" to "**(10)**"

AMENDMENT NO. 13  
On page 7, line 1, change "**(12)**" to "**(11)**"

AMENDMENT NO. 14  
On page 7, line 2, change "**(13)**" to "**(12)**"

AMENDMENT NO. 15  
On page 7, line 3, change "**(14)**" to "**(13)**"

On motion of Senator Hewitt, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Foile	Morris
Abraham	Harris	Peacock
Allain	Henry	Peterson
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Lambert	Smith
Carter	Luneau	Talbot
Cathey	McMath	Ward

Cloud	Milligan	White
Connick	Mills, F.	Womack
Fesi	Mills, R.	
Fields	Mizell	

Total - 37

NAYS

Total - 0

ABSENT

Johns Tarver

Total - 2

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

**SENATE BILL NO. 180—**  
BY SENATOR FRED MILLS

AN ACT

To amend and reenact R.S. 38:2271(A)(1) and (2)(b) and the introductory paragraph of 2271(C) and R.S. 39:1556(10)(a) and (50), 1600(D)(1) and (3), 1621(B), and 1648(C), and to enact R.S. 39:1600.1, R.S. 42:802(B)(12), and R.S. 46:450.7(C), relative to state procurement through the reverse auction process; to provide for the use of reverse auction technology in the procurement of consulting services by state and local governments; to provide for the definition of consulting service; to provide for the procurement of pharmacy benefit manager services through reverse auction; and to provide for related matters.

**Floor Amendments**

Senator Fred Mills sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Original Senate Bill No. 180 by Senator Fred Mills

AMENDMENT NO. 1  
On page 1, line 13, following "supplies," delete "or" and after "equipment" insert " "

AMENDMENT NO. 2  
On page 1, line 16, following "supplies," delete "or" and after "equipment" insert " "

AMENDMENT NO. 3  
On page 2, lines 12 through 13, following "supplies," delete "or" and after "equipment" insert " "

AMENDMENT NO. 4  
On page 3, line 5, following "products," delete "or" and after "equipment" insert " "

AMENDMENT NO. 5  
On page 3, line 15, following "products," delete "or" and after "equipment" insert " "

AMENDMENT NO. 6  
On page 3 at the beginning of line 19, delete "or" and after "equipment" insert " "

AMENDMENT NO. 7  
On page 6, line 28, following "**identified in**" and before "**which**" change "**Paragraph (2)(a) of this Subsection**" to "**Subparagraph (a) of this Paragraph**"

April 28, 2021

AMENDMENT NO. 8

On page 7, lines 28 through 29, following "described in" and before "with PBM" change "Paragraph (7)(a) of this Subsection" to "Subparagraph (a) of this Paragraph"

On motion of Senator Fred Mills, the amendments were adopted.

Floor Amendments

Senator Henry proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Henry to Engrossed Senate Bill No. 180 by Senator Fred Mills

AMENDMENT NO. 1

On page 10, between lines 4 and 5, insert the following: "E. The Joint Legislative Committee on the Budget shall review and approve any proposed contract to implement the PBM reverse auction provided for in this Section."

On motion of Senator Henry, the amendments were adopted.

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

SENATE BILL NO. 239—

BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 47:293(4)(e), relative to the definition of federal income tax liability for individual income taxpayers impacted by the 2021 hurricanes; to provide relief for taxpayers using the federal standard deduction; to include taxpayers affected by Hurricane Zeta; to clarify the applicability of the relief provided; to provide for effectiveness; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators under YEAS and NAYS columns.

NAYS

Total - 0

ABSENT

Table listing names of senators under ABSENT column.

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

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

Called from the Calendar

Senator Foil asked that Senate Bill No. 210 be called from the Calendar.

SENATE BILL NO. 210—

BY SENATOR FOIL

AN ACT

To amend and reenact R.S. 32:1253(A)(3)(a) and R.S. 51:1941(3) and (6), 1943(A), and the introductory paragraph of 1944(A), to enact Part IV-A of Chapter 6 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:1270.31 through 1270.39, and to repeal R.S. 51:1948(E), relative to recreational vehicle warranties; to provide for the function of certain appointed members of the Louisiana Motor Vehicle Commission; to provide relative to recreational vehicle warranties; to provide for definitions; to provide for the powers and duties of the Louisiana Motor Vehicle Commission; to provide relative to the manufacturer's duty to repair for nonconformity; to provide relative to consumer remedies; to provide for exclusiveness of consumer remedies, warranties, and preemptive periods relative to recreational vehicles; to revise the definition of "motor vehicle" relative to motor vehicle warranties; and to provide for related matters.

Floor Amendments

Senator Fred Mills sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 210 by Senator Foil

AMENDMENT NO. 1

On page 6, line 2, following "shall be" and before "to have" change "deemed" to "considered"

AMENDMENT NO. 2

On page 10, line 3, following "shall be" and before "to have" change "deemed" to "considered"

On motion of Senator Fred Mills, the amendments were adopted.

Floor Amendments

Senator Connick proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Connick to Engrossed Senate Bill No. 210 by Senator Foil

AMENDMENT NO. 1

On page 1, line 5, change "1270.39" to "1270.40"

AMENDMENT NO. 2

On page 1, line 9, after "Commission;" insert "to provide relative to dealer responsibility;"

AMENDMENT NO. 3

On page 1, line 17, change "1270.39" to "1270.40"

AMENDMENT NO. 4

On page 8 between lines 1 and 2, insert: "\$1270.40. Notification of nonconformity remedy; dealer responsibility"



**Prior to or during the delivery of the recreational vehicle to the consumer, the dealer shall inform the consumer in writing of the remedy for a nonconformity defect as provided in this Part.**

AMENDMENT NO. 5  
On page 8, line 2, change "§1270.39." to "§1270.41."

On motion of Senator Connick, the amendments were adopted.

**Floor Amendments**

Senator Morris proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Morris to Engrossed Senate Bill No. 210 by Senator Foil

AMENDMENT NO. 1  
On page 1, line 5, change "1270.39" to "1270.41"

AMENDMENT NO. 2  
On page 1, line 12, after "recreational vehicles;" insert "to provide for attorney fees;"

AMENDMENT NO. 3  
On page 1, line 17, change "1270.39" to "1270.41"

AMENDMENT NO. 4  
On page 7, between lines 2 and 3, insert:  
**"§1270.37. Attorney fees  
If the commission's decision on nonconformity is appealed by either party, the court may award reasonable attorney fees to the prevailing party on appeal."**

AMENDMENT NO. 5  
On page 7, line 3, change "1270.37." to "1270.38."

AMENDMENT NO. 6  
On page 7, line 12, change "1270.38." to "1270.39."

AMENDMENT NO. 7  
On page 8, line 2, change "1270.39." to "1270.41."

On motion of Senator Morris, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Foil	Morris
Abraham	Harris	Peacock
Allain	Henry	Peterson
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Lambert	Smith
Carter	Luneau	Talbot
Cathey	McMath	Ward
Cloud	Milligan	White
Connick	Mills, F.	Womack
Fesi	Mills, R.	
Fields	Mizell	

Total - 37

**NAYS**

Total - 0

**ABSENT**

Johns  
Total - 2  
Tarver

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

**Rules Suspended**

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

**Senate Bills and Joint Resolutions on Third Reading and Final Passage, Resumed**

**SENATE BILL NO. 63—**  
BY SENATOR ROBERT MILLS  
AN ACT

To amend and reenact R.S. 18:1308(B), relative to hand delivery of absentee ballots; to provide for receipt requirements; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Fields	Mizell
Abraham	Foil	Morris
Allain	Harris	Peacock
Barrow	Henry	Peterson
Bernard	Hensgens	Pope
Boudreaux	Hewitt	Price
Bouie	Jackson	Reese
Carter	Lambert	Smith
Cathey	McMath	Talbot
Cloud	Milligan	Ward
Connick	Mills, F.	White
Fesi	Mills, R.	Womack

Total - 36

**NAYS**

Total - 0

**ABSENT**

Johns  
Total - 3  
Luneau  
Tarver

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

**SENATE BILL NO. 101—**  
BY SENATOR ABRAHAM  
AN ACT

To amend and reenact R.S. 9:4759(5)(a), relative to self-service storage facilities; to provide relative to the rental agreement; to provide for default of rental agreement by lessee; to provide for the advertisement of the sale or other disposition of certain movable property; to provide for terms, conditions, and procedures; and to provide for related matters.

**Floor Amendments**

Senator Abraham proposed the following amendments.

April 28, 2021

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Abraham to Engrossed Senate Bill No. 101 by Senator Abraham

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "relative" delete "R.S. 9:4759(5)(a)," and insert "R.S. 9:4759(3) and (5)(a) and to enact R.S. 9:4757(9) and 4758.1,"

AMENDMENT NO. 2

On page 1, line 3, after "lessee;" insert "to provide relative to notice of privilege;"

AMENDMENT NO. 3

On page 1, delete line 8 and insert the following: "Section 1. R.S. 9:4759(3) and (5)(a) are hereby amended and reenacted and R.S. 9:4757(9) and 4758.1 are hereby enacted to read as follows:

§4757. Definitions As used in this Part, unless the context clearly requires otherwise:

\* \* \*

(9) "Wireless telecommunications device" means a cellular telephone, a text messaging device, a personal digital assistant, a stand-alone computer, or any other substantially similar wireless device.

\* \* \*

§4758.1. Notice of privilege

A. A lessee shall be notified of the privilege created by this Part before enforcement of the privilege by an owner. Notification of the privilege created by this Part shall be satisfied by either of the following:

(1) A written rental agreement signed by the lessee that includes the notice of privilege created by this Part. The notice of privilege in the rental agreement shall be in bold typed print of not less than twelve-point font. At the time of execution of the rental agreement, the owner shall bring the notice of privilege to the attention of the lessee and the lessee shall initial by the notice of privilege in the rental agreement.

(2) A written notification of the privilege is sent to the lessee by verified mail to the last known address of the lessee, and by electronic mail to a primary and secondary email address of the lessee and by text message to the wireless telecommunications device of the lessee provided the email addresses and number of the wireless telecommunications device are listed in the rental agreement.

B. An owner who does not have a written rental agreement that includes a notice of the privilege created by this Part shall not initiate an enforcement action as provided in this Part until thirty days after the written notice of a privilege is mailed to the lessee as required by Paragraph (A)(2) of this Section."

AMENDMENT NO. 4

On page 1, between lines 15 and 16 insert: "(3) The notice shall be delivered in person to the lessee or sent by verified mail to the last known address of the lessee, and by electronic mail if the email address is provided by the lessee in the rental agreement: to a primary and secondary email address of the lessee and by text message to a wireless telecommunications device provided the email addresses and number of the wireless telecommunications device are listed by the lessee in the rental agreement.

\* \* \*

AMENDMENT NO. 5

On page 2, after line 9, insert: "Section 2. This Act shall become effective on January 1, 2022; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on January 1, 2022, or on the day following such approval by the legislature, whichever is later."

On motion of Senator Abraham, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Abraham Allain Bernard Boudreaux Cloud Fesi Fields Foil Hewitt Lambert Luneau McMath Milligan Mills, F. Mills, R. Mizell Peacock Peterson Price Reese Smith Ward White Womack

Total - 25

NAYS

Barrow Bouie Carter Cathey Connick Harris Henry Hensgens Jackson Morris Pope Talbot

Total - 12

ABSENT

Johns Tarver Total - 2

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

SENATE BILL NO. 194— BY SENATOR BOUDREAUX

AN ACT

To amend and reenact R.S. 40:2116(D)(2) and (K), relative to facility need review; to provide for an extension of the moratorium on the approval of additional beds for nursing facilities; to provide for an exemption if there is no increase in existing nursing home beds; to provide for nursing home beds in alternate use; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Abraham Allain Barrow Bernard Boudreaux Bouie Carter Cathey Cloud Connick Fields Foil Harris Henry Hensgens Hewitt Jackson Lambert Luneau McMath Milligan Mills, F. Mills, R. Mizell Peterson Pope Price Reese Smith Talbot Ward White Womack

Total - 34

NAYS

Fesi Morris Peacock Total - 3

ABSENT

Johns Tarver  
Total - 2

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

SENATE BILL NO. 219—  
BY SENATOR CLOUD

AN ACT

To amend and reenact R.S. 18:192(A)(2) and to enact R.S. 18:192(A)(3), relative to registrars of voters; to provide for canvassing of registrants; to provide for address changes and corrections; and to provide for related matters.

Floor Amendments

Senator Cloud proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cloud to Engrossed Senate Bill No. 219 by Senator Cloud

AMENDMENT NO. 1

On page 1, line 2 after "To" delete the remainder of the line, and on line 3, delete "registrars of voters; to provide for canvassing of registrants;" and insert "enact R.S. 18:174, relative to voter records; to provide for reporting requirements; to provide for definitions; to provide for canvassing of registrants;"

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." delete the remainder of the line, delete line 7, and insert "R.S. 18:174 is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, between lines 7 and 8, insert:

**"§174. Publicly owned utility**

**A. The chief administrative officer of each publicly owned utility in the state may send to the Department of State in a manner specified by the department a report, certified as correct over his signature or the signature of his authorized representative, containing the name, date of birth, mother's maiden name, address, telephone number, Louisiana driver's license or special identification card issued pursuant to R.S. 40:1321 number, service connection date, and service disconnection date, if available, of all residential customers in the area served by the utility on no less than a quarterly basis. The report shall also contain the last four digits of the social security number of all residential customers in the area served by the utility, if available.**

**B. For purposes of this Section, "publicly owned utility" means any publicly owned or municipally controlled company, corporation, partnership, business, system, or person that provides gas, electricity, or water to residential consumers in Louisiana.**

**C. Beginning with the fiscal year ending June 30, 2022, in each parish with a publicly owned utility operating within the parish or in any portion of the parish, the registrar of voters may verify the names and addresses of registrants in all precincts in the area served by the utility using the report provided by the utility.**

**D. In conducting the verification, if the utility operator provides an address inside the parish that is different from the voter's address as it appears on his voter registration, the registrar of voters shall send the voter an address confirmation card as provided in R.S. 18:198."**

AMENDMENT NO. 4

On page 1, deletes lines 8 through 17 and delete page 2, and insert:

"Section 2. This Act shall become effective on June 1, 2022; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on June 1, 2022, or on the day following such approval by the legislature, whichever is later."

On motion of Senator Cloud, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Mizell
Abraham	Foil	Morris
Allain	Harris	Peacock
Barrow	Henry	Peterson
Bernard	Hewitt	Pope
Boudreaux	Jackson	Price
Bouie	Lambert	Reese
Carter	Luneau	Smith
Cathey	McMath	Talbot
Cloud	Milligan	Ward
Connick	Mills, F.	White
Fesi	Mills, R.	Womack

Total - 36

NAYS

Total - 0

ABSENT

Hensgens	Johns	Tarver
Total - 3		

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

SENATE BILL NO. 221—  
BY SENATOR HEWITT

AN ACT

To amend and reenact R.S. 18:18(A)(7), 1351(13), 1353(B), the introductory paragraph of (C) and (C)(2), and (D), 1361, 1362(A), and 1364(A), to enact R.S. 18:1362.1 and 1362.2 and R.S. 36:744(O) and (P), and to repeal R.S. 18:553.1, 1351(5), and 1365, relative to oversight of voting systems; to provide for definitions; to provide for promulgation of rules; to provide for appointments; to provide for legislative oversight; to provide for an evaluation authority; to provide for membership; to provide for reporting requirements; to provide for evaluation criteria; and to provide for related matters.

Floor Amendments

Senator Fred Mills sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 221 by Senator Hewitt

AMENDMENT NO. 1

On page 7, line 1, following "information it" and before "necessary" change "deems" to "considers"

AMENDMENT NO. 2

On page 7, line 7, following "conducting" delete "this" and insert "the"

April 28, 2021

AMENDMENT NO. 3

On page 7, line 20, following "R.S. 18" and before "1361(A)" change "2" to "1"

On motion of Senator Fred Mills, the amendments were adopted.

Floor Amendments

Senator Hewitt proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hewitt to Engrossed Senate Bill No. 221 by Senator Hewitt

AMENDMENT NO. 1

On page 7, lines 4 and 5, change "a public hearing or hearings to be" to "each public hearing"

AMENDMENT NO. 2

On page 7, line 7, change "conducting this public hearing or hearings" to "complying with the provisions of Subsection H of this Section"

On motion of Senator Hewitt, the amendments were adopted.

Floor Amendments

Senator Hewitt proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hewitt to Engrossed Senate Bill No. 221 by Senator Hewitt

AMENDMENT NO. 1

On page 4, line 23, after "A." delete "(+)" and insert "(1)"

AMENDMENT NO. 2

On page 4, line 25, after "System" and before "Commission" delete "Technology"

AMENDMENT NO. 3

On page 5, line 5, after "System" and before "Commission" delete "Technology"

AMENDMENT NO. 4

On page 5, line 6, after "five" and before "dollars" delete "hundred" and insert "thousand"

AMENDMENT NO. 5

On page 5, delete lines 11 through 16 and insert: "(2) Notwithstanding any provision of law to the contrary, particularly the provisions of Chapter 17 of Title 39 of the Louisiana Revised Statutes of 1950, the secretary of state is authorized to procure directly from the supplier contractor, through the Department of State, voting systems or system components, parts, supplies, and other election paraphernalia and to contract with the manufacturer through the Department of State for the maintenance of the voting systems or system components."

AMENDMENT NO. 6

On page 5, line 18, after "System" and before "Commission" delete "Technology"

AMENDMENT NO. 7

On page 5, line 20, after "System" and before "Commission" delete "Technology"

AMENDMENT NO. 8

On page 6, line 1, after "System" and before "Commission" delete "Technology"

AMENDMENT NO. 9

On page 6, line 7, after "(4)" delete the remainder of the line and insert "Two members appointed by the governor, one of whom shall represent the disabled community."

AMENDMENT NO. 10

On page 6, line 9, after "(6)" delete the remainder of the line and insert "Two members appointed by the secretary of state."

AMENDMENT NO. 11

On page 6, line 10, after "on" and before "cyber" insert "election"

AMENDMENT NO. 12

On page 6, line 12, after "(8)" delete the remainder of the line and delete line 13 and insert "The president of the Louisiana Clerks of Court Association, or his designee."

AMENDMENT NO. 13

On page 6, between lines 13 and 14, insert "(9) The president of the Louisiana Registrars of Voters Association, or his designee."

AMENDMENT NO. 14

On page 7, line 2, after "voting" and before the period "." delete "equipment" and insert "systems"

AMENDMENT NO. 15

On page 7, line 7, after the period "." and before "After" insert "(1)"

AMENDMENT NO. 16

On page 7, between lines 10 and 11 insert: "(2) The determination of the Voting System Commission pursuant to this Subsection shall not be a valid basis for a protest pursuant to Part VI of the Louisiana Procurement Code relative to a procurement of voting systems. Any protest asserting that the determination of the Voting System Commission was erroneous shall be null and disregarded."

AMENDMENT NO. 17

On page 7, line 21, after "System" and before "Committee" delete "Technology Proposal Review" and insert "Proposal Evaluation"

AMENDMENT NO. 18

On page 7, line 23, after "System" and before "Proposal" delete "Technology"

AMENDMENT NO. 19

On page 7, line 27, after "Voting" and before "Proposal" delete "Technology" and insert "System"

AMENDMENT NO. 20

On page 8, line 2, after "Louisiana" and before "Association" delete "State Bar" and insert "Clerks of Court"

AMENDMENT NO. 21

On page 8, line 5, after "(d)" delete the remainder of the line and insert "A member of the Louisiana Registrars of Voters Association."

AMENDMENT NO. 22

On page 8, line 7, after "System" and before "Commission" delete "Technology"

AMENDMENT NO. 23

On page 8, line 18, after "state" delete the remainder of the line, and on line 19 delete "by the committee" and insert ". The secretary of state shall then make a recommendation"

AMENDMENT NO. 24

On page 8, line 25, after "System" and before the end of the line, delete "Technology"

AMENDMENT NO. 25

On page 9, line 9, after "System" and before "Commission" delete "Technology"

AMENDMENT NO. 26

On page 9, line 13, after "System" and before "Proposal" delete "Technology"

On motion of Senator Hewitt, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Foil	Mizell
Abraham	Harris	Morris
Allain	Henry	Peacock
Barrow	Hensgens	Peterson
Bernard	Hewitt	Pope
Boudreaux	Jackson	Reese
Carter	Lambert	Smith
Cathy	Luneau	Talbot
Cloud	McMath	Ward
Connick	Milligan	White
Fesi	Mills, F.	Womack
Fields	Mills, R.	
Total - 35		

NAYS

Total - 0

ABSENT

Bouie	Price
Johns	Tarver
Total - 4	

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

**Rules Suspended**

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

**Introduction of Senate Concurrent Resolutions**

**SENATE CONCURRENT RESOLUTION NO. 33—**  
BY SENATOR LUNEAU AND REPRESENTATIVE HARRIS  
A CONCURRENT RESOLUTION

To urge and request the federal Office of Management and Budget to retain the 2010 Standards for Delineating Metropolitan and Micropolitan Statistical Areas (MSA's) with a minimum population of fifty thousand.

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 28, 2021

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. 236	HB No. 260	HB No. 283
HB No. 330	HB No. 373	HB No. 394
HB No. 435	HB No. 436	HB No. 462
HB No. 145		

Respectfully submitted,  
MICHELLE D. FONTENOT  
Clerk of the House of Representatives

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

**HOUSE BILL NO. 145—**

BY REPRESENTATIVE BRYANT  
AN ACT

To amend and reenact R.S. 15:574.4(A)(2) and (B)(1) and to enact R.S. 15:574.4(A)(6), relative to parole; to provide relative to parole eligibility; to provide relative to the parole eligibility of persons convicted of certain crimes; to provide relative to the parole eligibility of persons serving certain terms of imprisonment; and to provide for related matters.

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

**HOUSE BILL NO. 236—**

BY REPRESENTATIVE EMERSON  
AN ACT

To amend and reenact R.S. 22:2084(6) and (7) and 2099, relative to the Louisiana Life and Health Insurance Guaranty Association; to remove past date references; to modify relative to prospective application; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 260—**

BY REPRESENTATIVE GREGORY MILLER  
AN ACT

To amend and reenact R.S. 3:732(A) and 2054(A), R.S. 17:2048.61(B), R.S. 23:1294(A)(1), R.S. 25:379(A), 379.2(B)(4), 380(A), 380.2(B)(4), 380.21(A), 380.23(B)(6), 380.51(A), 380.53(B)(6), 380.81(A), 380.83(B)(6), 380.91(A), 380.93(B)(6), 380.151(A), 380.153(B)(6), R.S. 36:4.1(C), (D), and (E), 109, 209, 309, 509, 629, 651, 686, 744, 801(introductory paragraph), 801.1(A), 802(introductory paragraph), 803(A)(1), 851(A), 901(A), and 921(A), R.S. 42:808(A)(6), R.S. 51:1253(3), and Section 3 of Act No. 180 of the 2020 Regular Session of the Legislature, to enact R.S. 36:4.1(B), and to repeal R.S. 36:4.1(F) and (G), 801.2, 801.5, 801.6, 801.7, 801.9, 801.12, 801.15, 801.16, 801.22, 802.1, 802.2, 802.3, 802.6, 802.7, 802.10, 802.12, 802.16, 802.19, 802.21, 851.1, 908, 909, 910, 911, 912, 913, 919.1, 919.6, and 919.9, relative to providing corrections for Title 36 of the Louisiana Revised Statutes of 1950; to provide for technical corrections; to provide for re-organization of the structure of Title 36; and to provide for related matters.

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

**HOUSE BILL NO. 283—**

BY REPRESENTATIVE HOLLIS  
AN ACT

To amend and reenact R.S. 44:4.1(B)(11) and to repeal R.S. 22:1290.1, relative to commercial automobile insurance; to repeal the requirement for automobile insurers to submit annual data to the commissioner of insurance; to provide for an effective date; and to provide for related matters.

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

April 28, 2021

**HOUSE BILL NO. 330—**

BY REPRESENTATIVE HARRIS

AN ACT

To amend and reenact R.S. 18:425(A)(1)(a)(introductory paragraph) and to repeal R.S. 18:1280.21(E), relative to election commissioners; to provide for an increase in the number of commissioners for presidential primary elections; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 373—**

BY REPRESENTATIVE BISHOP

AN ACT

To amend and reenact R.S. 44:4.1(B)(35) and to enact R.S. 51:2113(E), relative to public records; to provide for an exception to public records; to provide relative to managed service providers and managed security service providers; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 394—**

BY REPRESENTATIVE RISER AND SENATORS BARROW AND WARD

AN ACT

To enact R.S. 17:3399.18, relative to campus safety and accountability; to require postsecondary education institutions to post security reports on their websites; to provide relative to the information contained in the security reports; to provide for compliance monitoring relative to the security reports by the Board of Regents; to provide for penalties and enforcement; and to provide for related matters.

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

**HOUSE BILL NO. 435—**

BY REPRESENTATIVE ROMERO

AN ACT

To amend and reenact R.S. 27:402(18) and 405(C)(1) through (5), relative to video draw poker devices; to provide relative to the definition of video draw poker; to provide relative to the games offered by video draw poker devices; to provide relative to the method of operation of the games of video draw poker or card games; and to provide for related matters.

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

**HOUSE BILL NO. 436—**

BY REPRESENTATIVE FREIBERG

AN ACT

To repeal Part IV of Chapter 13 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:2261, relative to a central database on life insurance policies; to provide for an effective date; and to repeal provisions regarding a central database on life insurance policies.

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

**HOUSE BILL NO. 462—**

BY REPRESENTATIVE HUVAL

AN ACT

To amend and reenact R.S. 22:439(A)(1), (2)(introductory paragraph), and (3) and (B) and 440 and to enact R.S. 22:439(E), relative to the tax on surplus lines and unauthorized insurance; to provide for a tax on the direct placement of unauthorized insurance; to provide for direct placement tax reports; to provide for a penalty for the failure to pay the tax or to file the required report; to provide for the waiver of the penalty; to provide for an effective date; and to provide for related matters.

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

**Message from the House**

**ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS**

April 28, 2021

To the Honorable President and Members of the Senate:

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

HCR No. 52

HCR No. 53

Respectfully submitted,  
MICHELLE D. FONTENOT  
Clerk of the House of Representatives

**House Concurrent Resolutions on First Reading**

**HOUSE CONCURRENT RESOLUTION NO. 52—**

BY REPRESENTATIVES HARRIS, FIRMENT, AND MIKE JOHNSON AND SENATORS LUNEAU AND WOMACK

A CONCURRENT RESOLUTION

To commend Alexandria city councilman, Harry Silver, on the occasion of his retirement.

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

**HOUSE CONCURRENT RESOLUTION NO. 53—**

BY REPRESENTATIVE WHEAT

A CONCURRENT RESOLUTION

To commend the members of the United States Armed Forces for their service and to proclaim May 2021 as Military Appreciation Month.

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**HEALTH AND WELFARE**

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

April 28, 2021

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. 127—**

BY SENATOR MCMATH

AN ACT

To amend and reenact R.S. 40:2162(D)(2), relative to behavioral health rehabilitation services in the Louisiana medical assistance program; to require a minimum level of education and training for certain providers; to make technical changes; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 133—  
BY SENATOR BARROW

AN ACT

To enact R.S. 40:1263, relative to equity in health care services; to provide for the duties of the Louisiana Department of Health; to provide for best practices and protocols for treating communities with underlying medical conditions and health disparities; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 150—  
BY SENATORS BARROW AND BOUDREAUX AND REPRESENTATIVE BAGLEY

AN ACT

To enact R.S. 42:860, relative to the Office of Group Benefits; to require the Office of Group Benefits to provide coverage for the treatment of severe obesity; to provide definitions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 176—  
BY SENATOR MCMATH

AN ACT

To enact R.S. 46:450.4, relative to the Louisiana Medical Assistance Program; to provide for Medicaid reimbursement paid to health care providers for COVID-19 testing; to provide for reimbursement under the Louisiana Medical Assistance Program; to provide for claim and billing procedures; to provide for separate reimbursement for COVID-19 testing; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 218—  
BY SENATOR FRED MILLS

AN ACT

To amend and reenact R.S. 22:1856(B), the introductory paragraph of 1856.1(B), 1856.1(B)(2), (3), and (4)(a), (D)(1)(b), (E)(5), and (G), 1860.3© and (D), 1863(2), and 1867(A), R.S. 37:1256(B), and R.S. 40:2864, the introductory paragraph of 2868(A), and 2870(A)(4), to enact R.S. 22:1856.1(H) and 1860.3(E) and (F) and R.S. 40:2870(A)(21), and to repeal R.S. 22:1865.1(D)(1)© and 1867(B) and R.S. 40:2869, relative to the payment of pharmacy claims; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
FRED H. MILLS JR.  
Chairman

Privileged Report of the Committee on  
Senate and Governmental Affairs

ENROLLMENTS

Senator Hewitt, Chairwoman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

April 28, 2021

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. 29—  
BY SENATOR JOHNS

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of Joseph "Rock" Palermo III, to acknowledge his lifelong commitment to his family and community, and to note his many contributions made on behalf of the state of Louisiana.

Respectfully submitted,  
SHARON W. HEWITT  
Chairwoman

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 28, 2021

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. 38—  
BY REPRESENTATIVE HUGHES

A CONCURRENT RESOLUTION

To designate Monday, April 26, 2021, as HBCU Day at the state capitol.

HOUSE CONCURRENT RESOLUTION NO. 41—  
BY REPRESENTATIVE SCHEXNAYDER

A CONCURRENT RESOLUTION

To commend Louisiana Restaurant Association on the occasion of its seventy-fifth anniversary.

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

Respectfully submitted,  
MICHELLE D. FONTENOT  
Clerk of the House of Representatives

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

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Foil	Morris
Abraham	Harris	Peacock
Allain	Henry	Peterson
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Lambert	Smith
Carter	Luneau	Talbot
Cathey	McMath	Tarver
Cloud	Milligan	Ward
Connick	Mills, F.	White
Fesi	Mills, R.	Womack
Fields	Mizell	

Total - 38

ABSENT

Johns  
Total - 1

April 28, 2021

---

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Johns                    1 Day

**Announcements**

The following committee meetings for April 29, 2021, were announced:

Education	Upon Adj	Hainkel Room
Natural Resources	Upon Adj	Room A
Transportation	Upon Adj	Room E

**Adjournment**

On motion of Senator Talbot, at 6:00 o'clock P.M. the Senate adjourned until Thursday, April 29, 2021, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned.

YOLANDA J. DIXON  
Secretary of the Senate

DIANE O' QUIN  
Journal Clerk