THE OFFICIAL JOURNAL OF THE

SENATE

STATE OF LOUISIANA

FOURTH DAY'S PROCEEDINGS

Forty-eighth Regular Session of the Legislature Under the Adoption of the Constitution of 1974

> Senate Chamber State Capitol Baton Rouge, Louisiana

> > Monday, March 21, 2022

The Senate was called to order at 4:15 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	Harris	Morris
Allain	Henry	Peacock
Barrow	Hensgens	Peterson
Bernard	Hewitt	Pope
Boudreaux	Jackson	Price
Bouie	Lambert	Reese
Carter	Luneau	Smith
Cathey	McMath	Stine
Cloud	Milligan	Talbot
Connick	Mills, F.	Ward
Fesi	Mills, R.	Womack
Fields	Mizell	

Total - 35

ABSENT

Abraham Tarver Foil White

Total - 4

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

Praver

The prayer was offered by Senator Heather Cloud, 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 Smith, the reading of the Journal was dispensed with and the Journal of March 16, 2022, was adopted.

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

March 17, 2022

To the Honorable President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 3-

BY SENATORS FRED MILLS, ABRAHAM, BARROW, BERNARD, BOUDREAUX, BOUIE, CARTER, CATHEY, CONNICK, CORTEZ, FESI, FIELDS, FOIL, HARRIS, HEWITT, LUNEAU, MILLIGAN, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, PETERSON, POPE, REESE AND WOMACK AND REPRESENTATIVE ECHOLS

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of pharmacist and public servant, Carl W. Aron, and to honor the legacy of compassion and love he leaves for his family, friends, community, and the state of Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 7—

BY SENATORS BOUDREAUX AND PEACOCK AND REPRESENTATIVE HUVAL

A CONCURRENT RESOLUTION

To designate Tuesday, June 14, 2022, as Mr. Tony Chachere Day and to recognize and celebrate the fiftieth anniversary of his company, Tony Chachere's Famous Creole Cuisine.

Reported without amendments.

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

Introduction of Senate Bills and Joint Resolutions

SENATE BILL NO. 393-BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 14:95.1(D) and to enact R.S. 14:2(B)(29) and 95.1(E), relative to crimes of violence; to designate the crime of possession of firearm or carrying concealed weapon by a person convicted of certain felonies as a crime of violence; 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.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 10—

BY SENATOR PETERSON

A RESOLUTION

To commend Dr. Henderson Lewis Jr. on more than twenty-five years spent in public education as a teacher, administrator, and superintendent.

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

SENATE RESOLUTION NO. 11—

BY SENATOR HENRY

A RESOLUTION

To designate Wednesday, April 13, 2022, as Children's Advocacy Centers (CACs) Day in Louisiana.

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

SENATE RESOLUTION NO. 12—

BY SENATOR CATHEY

A RESOLUTION

To designate April 19, 2022, as 4-H Day at the Senate of the Legislature of Louisiana and to commend the state 4-H officers.

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

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4th DAY'S PROCEEDINGS

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 9—

BY SENATOR FOIL

A CONCURRENT RESOLUTION

To designate May 21-27, 2022, as Safe Boating Week in Louisiana.

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

Senator Foil asked for and obtained a suspension of the rules to read Senate Concurrent Resolution No. 10 a first and second time.

SENATE CONCURRENT RESOLUTION NO. 10—

BY SENATOR FOIL

A CONCURRENT RESOLUTION

To proclaim March 21, 2022, as Louisiana State Capitol Colorectal Cancer Awareness Day in Louisiana.

The concurrent 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

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

Total - 38

NAYS

Total - 0

ABSENT

Abraham

Total - 1

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

SENATE CONCURRENT RESOLUTION NO. 11—

BY SENATOR BERNARD
A CONCURRENT RESOLUTION

To recognize the Apalachee Indians Talimali Band as an Indian tribe of the state of Louisiana.

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

SENATE BILL NO. 392— BY SENATOR BOUDREAUX

AN ACT

To enact R.S. 49:170.20, relative to state symbols; to designate St. Landry Parish as the Equine Capital of Louisiana; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Senate and Governmental Affairs.

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 5—

BY SENATOR BOUDREAUX

A RESOLUTION

To commend Mayor Glenn L. Brasseaux for his long and distinguished career and exemplary public service to the city of Carencro, Louisiana, upon the occasion of his richly deserved

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

SENATE RESOLUTION NO. 6—

BY SENATOR MORRIS

A RESOLUTION

To commend and congratulate the Claiborne Christian School Lady Crusaders on winning the Division V State Girls Basketball Championship.

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

SENATE RESOLUTION NO. 7—

BY SENATOR PEACOCK

A RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of state police, to equip each troop headquarters with electronic fingerprinting capabilities and to transmit fingerprints submitted as part of a concealed handgun permit application to the concealed handgun permit unit for processing.

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

SENATE RESOLUTION NO. 9-

BY SENATORS PETERSON AND PEACOCK A RESOLUTION

To recognize March 2022 as Problem Gambling Awareness Month in the state of Louisiana.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

March 21, 2022

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. 39	HB No. 92	HB No. 96
HB No. 120	HB No. 121	HB No. 124
HB No. 169	HB No. 264	HB No. 297
HB No. 571	HB No. 581	

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 39-

BY REPRESENTATIVE CHARLES OWEN

AN ACT

To enact R.S. 35:418, relative to ex officio notaries public for the Beauregard Parish School Board; to authorize the superintendent of the Beauregard Parish School Board to designate ex officio notaries public; to provide for duties and functions of the ex officio notaries public; to provide for limitations and termination of the ex officio notaries public; and to provide for related matters.

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

HOUSE BILL NO. 92—

BY REPRESENTATIVE ECHOLS

AN ACT

To enact R.S. 47:463.214, relative to motor vehicle special prestige license plates; to provide for the "Laissez les ARTS Rouler" special prestige license plate; to provide for the creation, issuance, design, implementation, fees, distribution, and rule promulgation applicable to such license plate; and to provide for related matters.

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

HOUSE BILL NO. 96-

BY REPRESENTATIVE BRASS

AN ACT

To enact R.S. 47:463.214 and 463.215, relative to motor vehicle special prestige license plates; to establish the "United Most Worshipful St. John's Grand Lodge of Ancient, Free and Accepted Scottish Rite Masons for the state of Louisiana" and the "Daughters of Universal Grand Chapter Order of Eastern Star" specialty license plates; to provide for the creation, issuance, design, fees, implementation, distribution, and rule promulgation applicable to such license plates; and to provide for related matters.

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

HOUSE BILL NO. 120— BY REPRESENTATIVE DAVIS

AN ACT

To amend and reenact R.S. 49:191(1) and to repeal R.S. 49:191(10)(e), relative to the Department of Economic Development, including provisions to provide for the re-creation of the Department of Economic Development and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

HOUSE BILL NO. 121-

BY REPRESENTATIVE DAVIS

AN ACT
To amend and reenact R.S. 49:191(1) and to repeal 49:191(10)(h), relative to the Department of Public Service, including provisions to provide for the re-creation of the Department of Public Service and the statutory entities made a part of the department by law; to provide for the effective termination date

for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

HOUSE BILL NO. 124—

BY REPRESENTATIVE MUSCARELLO

AN ACT

To enact Code of Civil Procedure Article 195.1, relative to judicial proceedings conducted by audio-visual means; to provide for hearings and exceptions; to provide for judge trials; to provide for the discretion of the court; to provide for the consent of the parties; and to provide for related matters.

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

HOUSE BILL NO. 169— BY REPRESENTATIVE RISER

AN ACT

To amend and reenact R.S. 37:711.12(D)(2), relative to geoscientists; to provide an exemption for geoscientific work performed by an officer or employee of the state; and to provide for related matters.

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

HOUSE BILL NO. 264— BY REPRESENTATIVE SEABAUGH

AN ACT

To amend and reenact Code of Civil Procedure Article 1201(C), relative to service of citation; to provide for the serving of the original petition with the supplemental or amended petition to additional defendants; and to provide for related matters.

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

HOUSE BILL NO. 297-

BY REPRESENTATIVE EDMONDS

AN ACT

To amend and reenact Children's Code Articles 1209 and 1231, relative to intervention in agency and private adoption proceedings; to provide for intervention by a biological sibling; and to provide for related matters.

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

HOUSE BILL NO. 571— BY REPRESENTATIVE GADBERRY

AN ACT To amend and reenact R.S. 40:1730.26(3), relative to the State Uniform Construction Code; to provide for the adoption of the State Uniform Construction Code within five years from publication of the appropriate code; to provide for an extension to the time period in which the code is required to be adopted; to provide for limitations relative to the length and number of extensions to the adoption of the code; to limit the extension to no more than one year; to limit the authority of the council relative to the number of times an extension may be granted; to provide for a definition; and to provide for related matters.

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

HOUSE BILL NO. 581-

BY REPRESENTATIVE ST. BLANC

AN ACT

To amend and reenact R.S. 40:1749.12(6), 1749.13(B)(1), and 1749.15, relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to modify definitions to

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include unplanned utility outages; to provide for excavations or demolitions on certain national holidays; to authorize certain electronic notice; to modify with respect to rebuttable presumptions relative to excavators; to provide for emergency excavation notices and emergency response times; 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

March 21, 2022

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. 28 HCR No. 29 HCR No. 30 HCR No. 22 HCR No. 25 HCR No. 31

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

Senator Fred Mills in the Chair

House Concurrent Resolutions on First Reading

HOUSE CONCURRENT RESOLUTION NO. 22–

BY REPRESENTATIVE PRESSLY AND SENATOR PEACOCK A CONCURRENT RESOLUTION

To commend John Gholson on his retirement after fifty years of service to First Baptist Church School in Shreveport.

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

HOUSE CONCURRENT RESOLUTION NO. 25—

A CONCURRENT RESOLUTION

To commend Breaux Petroleum Products on the occasion of its one hundredth anniversary.

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

HOUSE CONCURRENT RESOLUTION NO. 28-

BY REPRESENTATIVE MOORE AND SENATOR JACKSON A CONCURRENT RESOLUTION

To express the condolences of the legislature on the death of Ervin Peter Turner.

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

HOUSE CONCURRENT RESOLUTION NO. 29— BY REPRESENTATIVES BOURRIAQUE, GOUDEAU, AND MIGUEZ AND SENATOR HENSGENS

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Ramsie Kate Baumgardner.

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

HOUSE CONCURRENT RESOLUTION NO. 30— BY REPRESENTATIVE FONTENOT AND SENATOR FESI A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana on the death of Earl Joseph Thibodaux.

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

HOUSE CONCURRENT RESOLUTION NO. 31—

BY REPRESENTATIVE STEFANSKI

A CONCURRENT RESOLUTION

To recognize Tuesday, March 29, 2022, as Civil Legal Aid Day at the state capitol.

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

REVENUE AND FISCAL AFFAIRS

Senator R. L. Bret Allain II, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

March 21, 2022

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

SENATE BILL NO. 12-

BY SENATOR REESE

AN ACT

To amend and reenact R.S. 51:3121(C)(3)(a), relative to the Competitive Projects Payroll Incentive Program; to extend the termination date of the program; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 28—

BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 47:201.2(C)(3)(b)(iv) and (v), relative to state partnership audit adjustments; to provide for the calculation methodology for distributive shares reported to tiered partners; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 41-

BY SENATOR REESE

AN ACT

To amend and reenact R.S. 51:2461, relative to the Louisiana Quality Jobs Program Act; to provide for an extension of the program application deadline; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 54-

BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 47:103(D), relative to income tax return filing extensions; to provide for an automatic filing extension for certain income tax returns; to provide for conditions and applicability; and to provide for related matters.

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Reported with amendments.

SENATE BILL NO. 85— BY SENATORS CORTEZ AND ALLAIN AN ACT

To enact Subpart KK of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.181, relative to individual income tax refund checkoff donations; to authorize a refund checkoff donation for Maddie's Footprints; to provide relative to the expiration of the checkoff donation; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 172—

BY SENATOR REESE

To amend and reenact R.S. 39:1405.4(A) and (E), and to repeal R.S. 39:1405.4(H), relative to the costs of issuance and reporting requirements for bonds approved or sold by the State Bond Commission; to remove penalty provisions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 371—

BY SENATOR HARRIS

AN ACT

To enact Subpart DDD of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.371, relative to state individual income tax refund checkoffs for certain donations; to provide for a method for individuals to donate all or a portion of any individual income tax refund due to them to the University of New Orleans Foundation; to provide for the administration and disbursement of donated monies; to provide for reporting; to provide for applicability; and to provide for related matters.

Reported with amendments.

Respectfully submitted, R. L. BRET ALLAIN II Chairman

REPORT OF COMMITTEE ON

FINANCE

Senator Mack A. "Bodi" White Jr., Chairman on behalf of the Committee on Finance, submitted the following report:

March 21, 2022

To the President and Members of the Senate:

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

SENATE BILL NO. 3— BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 49:214.36(J) and (O)(2), relative to the Coastal Zone Management Program; to provide for the reimbursement of costs; to provide for distribution of monies collected; to provide for the use of funds; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 23-BY SENATOR ALLAIN

AN ACT To amend and reenact R.S. 30:86(C) and (E)(7) and to enact R.S. 30:86(D)(11), relative to the Oilfield Site Restoration Fund; to provide for the deposit of monies into the fund; to provide for technical changes; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted, MACK A. "BODI" WHITE JR. Chairman

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

SENATE BILL NO. 14—

BY SENATOR POPE

AN ACT

To amend and reenact R.S. 37:2441, relative to the Louisiana Board for Hearing Aid Dealers; to provide for registration and licensure; to provide legislative intent; and to provide for related

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

SENATE BILL NO. 31-

BY SENATOR FRED MILLS

AN ACT

To repeal R.S. 28:4, 237, Chapter 2 of Title 28 of the Louisiana Revised Statutes of 1950, consisting of R.S. 28:241 through 249, and 824(A) through (H), R.S. 36:259(B)(12), (23), (27), (28), (29), and (33), R.S. 40:31.65(A), 642, 700.12, Part XI of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:1051 through 1055, 1057.12, 1058, 1105.10(C), 1105.11(C), 1135.13, Part III of Subchapter B of Chapter 5-D of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:1185.1 through 1185.6, 1189.6, Part III of Subchapter D of Chapter 5-D of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:1215.1 and 1215.2, Part VI of Subchapter D of Chapter 5-D of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:1221.1 through 1221.11, 1249.3(B), 1261.1, 1263.5, Part IX of Subchapter A of Chapter 5-F of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:1277.1, Part X of Subchapter A of Chapter 5-F of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:1279.1, 1283.2, Part V of Subchapter B of Chapter 5-F of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:1290.1 through 1290.4, Part I-A of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:1312.1 through 1312.27, Subpart E of Part III of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:1460.1 and 1460.2, 1597.2(B), 2001, 2009.1, 2013.4 through 2013.6, 2016, 2018.4, 2108, 2116.34(B), 2120.9, Part VI-B of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:2175.11 through 2175.15, Part VI-C of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:2176.1, Part IX of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:2194 through 2194.5, Part X-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:2195.6, Part XI of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:2196 through 2196.7, Part XV of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:2200.11 through 2200.15, Chapter 16 of Title 40 of the Louisiana Revised

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Statutes of 1950, consisting of R.S. 40:2331 and 2332, Chapter 17 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:2351 through 2355, 2405.2, Chapter 21 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:2481 through 2483, Chapter 23 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:2501 through 2505, and Chapter 24 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:2511 through 2519, and R.S. 46:52.2, Subpart A-1 of Part I of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, consisting of R.S. 46:160 through 160.11, Subpart B of Part I of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, consisting of R.S. 46:161 through 165, Subpart C of Part II of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, consisting of R.S. 46:261, Subpart D-3 of Part II of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, consisting of R.S. 46:287.1 through 287.9, Subpart D-1 of Part VI-A of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, consisting of R.S. 46:440.4 through 440.8, 1094(D), 1442.3, Chapter 25 of Title 46 of the Louisiana Revised Statutes of 1950, consisting of R.S. 46:1991 through 1996, 2405.1, Chapter 35-A of Title 46 of the Louisiana Revised Statutes of 1950, consisting of R.S. 46:2431 through 2434, Chapter 52 of Title 46 of the Louisiana Revised Statutes of 1950, consisting of R.S. 46:2671 through 2675, and 2758.2(E) and (F), relative to health care; to repeal certain inactive or obsolete laws; and to provide for related matters.

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

SENATE BILL NO. 38— BY SENATOR HENSGENS

AN ACT

To amend and reenact R.S. 30:10(A)(2)(a), the introductory paragraph of (i) and (aa) and (ee), (ii), and (iii), (b)(i), (ii)(aa), (bb), (dd), (ee), and (ff), and (iii), (e)(ii), (h), and (i) and (3) and (B), and to enact R.S. 30:10(A)(2)(a)(i)(ff) and (b)(ii)(gg), (hh), (ii), and (jj), (iv), (v), (vi), and (vii), and (C), relative to drilling units; to provide for definitions; to provide for procedures, obligations, and remedies; to provide for written notice; to provide for information required to be furnished; to provide for indemnification; to provide for changes of ownership; to provide for title opinions; to provide for subsequent unit operations; to provide terminology; and to provide for related matters.

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

SENATE BILL NO. 91-

BY SENATOR HENSGENS

AN ACT

To enact R.S. 49:191(13)(a) and to repeal R.S. 49:191(11), relative to the Coastal Protection and Restoration Authority and the Coastal Restoration and Protection Authority Board, including provisions to provide for the re-creation of the Coastal Protection and Restoration Authority and the Coastal Restoration and Protection Authority Board and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

SENATE BILL NO. 111-

BY SENATOR LUNEAU

AN ACT

To repeal Chapter 5-K of Title 25 of the Louisiana Revised Statutes of 1950 comprised of R.S. 25:380.81 through 380.87 and R.S. 36:744(F)(1)(b), relative to the Tioga Heritage Park and Museum; and to provide for related matters.

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

SENATE BILL NO. 121-

BY SENATOR BERNARD

AN ACT

To repeal R.S. 37:1227, relative to the display of pharmacy permits; to repeal the requirement for display of a pharmacy permit; and to provide for related matters.

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

SENATE BILL NO. 126—

BY SENATOR CATHEY

AN ACT

To amend and reenact R.S. 17:350.21(A), relative to funding of laboratory schools; to authorize the University of Louisiana at Monroe to receive state funding for a laboratory school; and to provide for related matters.

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

SENATE BILL NO. 169— BY SENATOR MIZELL

AN ACT
To amend and reenact R.S. 17:407.101(E)(8)(introductory paragraph) and (b)(i), (F), and (G) and to repeal Sections 3 and 4(B) of Act 180 of the 2020 Regular Session, relative to the Early Childhood Care and Education Commission; to provide relative to the officers and duties of a task force of the commission; to provide relative to meetings and reports of the commission; to repeal the termination date of the commission; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 169 by Senator Mizell

AMENDMENT NO. 1

On page 1, line 5, delete "membership officers," and insert "officers"

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

SENATE BILL NO. 178-

BY SENATOR FIELDS

AN ACT

To enact R.S. 17:5105, relative to the Taylor Opportunity Program for Students; to provide relative to eligibility for awards; to waive or modify certain eligibility provisions for certain students in response to circumstances related to certain natural disasters and certain public health emergencies; to authorize the administering agency to waive eligibility requirements; and to provide for related matters.

Reported with amendments by the Committee on Education.

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SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 178 by Senator Fields

AMENDMENT NO. 1

On page 1, line 15, change "B.(1)" to "B."

AMENDMENT NO. 2

On page 1, line 17, change "(a)" to "(1)"

AMENDMENT NO. 3

On page 2, line 9, change "Subparagraph" to "Paragraph"

AMENDMENT NO. 4

On page 2, line 12, change "(b)" to "(2)"

AMENDMENT NO. 5

On page 2, line 17, change "(c)" to "(3)"

AMENDMENT NO. 6

On page 2, line 21, change "(d)(i)" to "(4)(a)"

AMENDMENT NO. 7

On page 2, line 27, change "(ii)" to "(b)"

AMENDMENT NO. 8

On page 2, line 29, delete the comma "," after "schools"

AMENDMENT NO. 9

On page 3, line 4, change "(e)" to "(5)"

AMENDMENT NO. 10

On page 3, delete line 12, and insert the following:

(6) The provisions of Paragraphs (2) through (5) of this Subsection shall apply only to a student who'

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

SENATE BILL NO. 201– BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 33:5151(C)(1) and (2), relative to health insurance coverage offered by parish governments to their employees and officials; to provide that the district public defender and his employees or contract attorneys may participate in such insurance coverage; and to provide for related matters.

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

SENATE BILL NO. 215—

BY SENATOR LUNEAU

AN ACT To amend and reenact R.S. 33:2501.1 and to enact R.S. 33:2561.1, relative to certain municipal fire and police civil service boards; to authorize attorney fees for the appealing employee when a decision of the employee's appointing authority is reversed under certain circumstances; and to provide for related matters.

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

SENATE BILL NO. 237-

BY SENATOR FIELDS

AN ACT

To enact R.S. 33:9097.35, relative to East Baton Rouge Parish; to create the Sagefield Crime Prevention and Improvement District; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide relative to district funding, including the authority to impose a parcel fee within the district, subject to voter approval; to provide for an effective date; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 237 by Senator Fields

AMENDMENT NO. 1

On page 2, line 2, after "Elvin" change "Dr" to "Dr."

AMENDMENT NO. 2

On page 2, line 6, either put a space between "SpringHill" to "Spring Hill"

AMENDMENT NO. 3

On page 2, line 29, change "three" to "two"

AMENDMENT NO. 4

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

"(d) The member of the Louisiana Senate whose district encompasses all or the greater portion of the area of the district shall appoint one member,

AMENDMENT NO. 5

On page 3, line 4, change "(d)" to "(e)"

AMENDMENT NO. 6

On page 3, line 7, change "(e)" to "(f)"

AMENDMENT NO. 7

On page 6, line 3, after "Act" delete the comma ", and insert "pursuant to"

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

SENATE BILL NO. 245— BY SENATOR ALLAIN AND REPRESENTATIVE COUSSAN

AN ACT

To amend and reenact R.S. 30:83(F)(7), 86(E)(2), 89(C)(3), and 92(A) and (C), to enact R.S. 30:83(F)(8), 84(A)(3) and (8), and to repeal R.S. 30:85(B), to provide for the Louisiana Oilfield Site Restoration Law; to provide for the Oilfield Site Restoration Fund; to provide for the powers and duties of the Oilfield Site Restoration Commission and the secretary and assistant secretary of the Department of Natural Resources; to provide for contracts for site assessment or restoration; to provide for an executive director; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 245 by Senator Allain

AMENDMENT NO. 1

On page 2, at the end of line 1, change "the" to "this"

AMENDMENT NO. 2

On page 2, line 16, after "director" insert "who shall be an unclassified employee"

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

SENATE BILL NO. 313— BY SENATOR CLOUD

AN ACT

To enact R.S. 33:441(D), relative to Mayor's Court; to provide relative to training requirements for mayors and magistrates; to provide relative to verification of training; to provide relative to continuing education; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 313 by Senator Cloud

AMENDMENT NO. 1

On page 1, line 2, change "Mayor's Court" to "Mayor's court"

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

SENATE BILL NO. 380— BY SENATOR PETERSON

AN ACT

To amend and reenact R.S. 33:9039.62, 9039.68(A)(3) and (B)(1), (2)(b), and (3), 9039.69(A)(5), and 9039.72(A)(14), and to enact R.S. 33:9039.69(C) and 9039.72(D), relative to Orleans Parish; to provide relative to the BioDistrict New Orleans; to provide relative to the boundaries and powers and duties of the district; to provide relative to the creation of subdistrict; to require that district projects be in compliance with certain rules and regulations; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 380 by Senator Peterson

On page 1, line 3, delete "(A)(5)" and insert "(A)(3) and (5)"

AMENDMENT NO. 2

On page 1 line 3, after "enact" delete the remainder of the line and insert "R.S. 33:9039.63.1, 9039.68(B)(2)(c), 9039.69(C), and"

AMENDMENT NO. 3

On page 1, line 10, delete "(A)(5)" and insert "(A)(3) and (5)"

AMENDMENT NO. 4

 $\overline{\text{On page 1, line 11, delete "33:9039.69(C)}}$ and insert "33:9039.63.1, 9039.68(B)(2)(c), 9039.69(C),"

AMENDMENT NO. 5 On page 1, line 14, after "of" delete "all of" and after "the" insert "designated"

AMENDMENT NO. 6

On page 2, line 6, after "debt" insert ", except as otherwise provided in this Chapter"

AMENDMENT NO. 7

On page 2, between lines 7 and 8 insert the following:

"§9039.63.1. Additional limitations; expropriation

Notwithstanding any right, power, authority, privilege, exemption, or immunity that the district may have under the Constitution of Louisiana, this Chapter, or any other provision of general law, the district and any subdistricts shall not have the right to, and shall not acquire property by expropriation or exercise any power of eminent domain over any property and shall not enter into any cooperative endeavor agreement with any other entity, public or private, to acquire property by expropriation or eminent domain.

AMENDMENT NO. 8

On page 2, line 28, after "New Orleans" insert ", by ordinance"

AMENDMENT NO. 9

On page 3, line 1, after "powers" insert "and limitations"

AMENDMENT NO. 10

On page 3, line 5, after "the" and before "boundaries" delete "then

AMENDMENT NO. 11

On page 3, line 9, after "New Orleans" insert ", by ordinance"

AMENDMENT NO. 12

On page 3, line 10, after "powers" insert "and limitations"

AMENDMENT NO. 13

On page 3, between lines 13 and 14 insert the following:

(c) The board shall not designate as a separate subdistrict any area wholly within the boundaries of the district without prior approval of the Legislature of Louisiana and the governing authority of the city of New Orleans, by ordinance.'

AMENDMENT NO. 14

On page 3, line 18, after "New Orleans" insert ", by ordinance"

AMENDMENT NO. 15

On page 3, between lines 22 and 23 insert the following:

"(3) To undertake any project or program beneficial to the district whether within or outside the boundaries of the district.

AMENDMENT NO. 16

On page 4, delete lines 15 through 25 and insert the following:

(b) The district or any subdistrict shall not adopt a district identity or any district standards for any area of the city of New Orleans without the prior approval of the governing authority of the city of New Orleans, by ordinance.

D.(1) All projects of the district and any subdistrict in the city of New Orleans shall be performed only within the boundaries of the district or subdistrict.

(2) All projects of the district and any subdistrict in the city of New Orleans shall be subject to and shall comply with the city of New Orleans master plan and all ordinances and rules and regulations governing zoning, building land use, historic preservation, historic districts, and neighborhood participation plans applicable to the area in which the project is located.

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

Mr. President in the Chair

Rules Suspended

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

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House Concurrent Resolutions to be Adopted, Subject to Call

Called from the Calendar

Senator Price asked that House Concurrent Resolution No. 16 be called from the Calendar.

HOUSE CONCURRENT RESOLUTION NO. 16-

BY REPRESENTATIVES SCHEXNAYDER AND GREGORY MILLER AND SENATORS PRICE AND SMITH

A CONCURRENT RESOLUTION

To commend the St. Charles Catholic High School football team on winning the Louisiana High School Athletic Association 2021 Division III state championship.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Peacock

Cloud

Total - 37

Harris

NAYS

Total - 0

ABSENT

Abraham

Total - 2

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 26—

BY SENATOR HENSGENS

AN ACT
To amend and reenact R.S. 3:2074(D), relative to the Louisiana Equine Promotion and Research Advisory Board; to provide for the terms of the members; to provide for an effective date; 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 Henry Peterson

Allain	Hensgens	Pope
Barrow	Hewitt	Pope Price
Bernard	Jackson	Reese
Boudreaux	Lambert	Smith
Bouie	Luneau	Stine
Carter	McMath	Talbot
Cathey	Milligan	Tarver
Connick	Mills, F.	Ward
Fesi	Mills, R.	White
Fields	Mizeĺl	Womack
Foil	Morris	

Peacock

Harris Total - 37

NAYS

Total - 0

ABSENT

Abraham Total - 2 Cloud

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. 55—

BY SENATOR CATHEY

AN ACT

To enact R.S. 49:191(13)(a) and to repeal R.S. 49:191(10)(c), relative to the Department of Agriculture and Forestry, including provisions to provide for the re-creation of the Department of Agriculture and Forestry and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Abraham Total - 2 Cloud

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.

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SENATE BILL NO. 113—

BY SENATOR CATHEY

AN ACT

To amend and reenact R.S. 3:3368(B), (D), (E), and (G), relative to structural pest control operator's licenses; to provide relative to examinations; to provide relative to license applications; 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	Henry	Peterson
Allain	Hensgens	Pope
Barrow	Hewitt	Price
Bernard	Jackson	Reese
Boudreaux	Lambert	Smith
Bouie	Luneau	Stine
Carter	McMath	Talbot
Cathey	Milligan	Tarver
Connick	Mills, F.	Ward
Fesi	Mills, R.	White
Fields	Mizell	Womack
Foil	Morris	
Harris	Peacock	
Total - 37		

Total - 37

NAYS

Total - 0

ABSENT

Abraham Cloud

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. 205-

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 3:1201(C) and (D), 1202(3), 1204(A)(2) and (D)(1) and (12), and 1208(1), (2), (6), and (7) and to enact R.S. 3:1202(13) and (14), relative to the "Soil Conservation Districts Law"; to provide relative to legislative purpose; to provide for definitions; to provide relative to the powers of the state soil and water conservation commission; to provide relative to the powers of the chairman of the state soil and water conservation commission; to provide relative to the powers of the soil and water conservation districts; to remove outdated references; to provide for technical corrections; to provide for effectiveness; and to provide for related matters.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 205 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, following "3:1201(C) and (D)," and before ", 1204(A)(2)" change "1202(3)" to "the introductory paragraph of 1202 and 1202(3)"

4th DAY'S PROCEEDINGS

AMENDMENT NO. 2

On page 1, line 12, following "3:1201(C) and (D)," and before ",1204(A)(2)" change "1202(3)" to "the introductory paragraph of 1202 and 1202(3)"

AMENDMENT NO. 3

On page 6, line 10, following "listed in" and before ", on lands" change "R.S. 3:1201(c)" to "R.S. 3:1201(C)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Cloud

10111 37

NAYS

Total - 0

ABSENT

Abraham

Total - 2

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Jackson 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 Bills and Joint Resolutions

SENATE BILL NO. 394-

BY SENATOR BERNARD

AN ACT

To enact R.S. 22:1060.8, relative to coverage of drugs under certain conditions when the drug is approved by the United States Food and Drug Administration; to require a health benefit plan to cover drugs for off-label use with certain terms and conditions; to require a health benefit plan to cover drugs for children under certain terms and conditions; to provide exclusions and limitations; to provide definitions; and to provide for related matters.

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

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SENATE BILL NO. 395-

BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 13:1401.1 and 1403, relative to judgeships of the family court for East Baton Rouge Parish; to provide for the organization of election sections within the family court; to provide for the assignment of judgeships for election purposes; to provide for the election of judges; and to provide for related matters.

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

Rules Suspended

Senator Talbot asked for and obtained a suspension of the rules to recall Senate Bill No. 274 from the Committee on Insurance.

SENATE BILL NO. 274-

BY SENATOR TALBOT

AN ACT
To amend and reenact R.S. 22:855(B)(2)(a), relative to separate disclosure and itemization of fees in a quoted premium; to provide that a producer of a surety bond written for a public works project is not required to have a separate disclosure and an itemization of all fees; to provide for an effective date; and to provide for related matters.

On motion of Senator Talbot the bill was read by title and withdrawn from the files of the Senate.

Privileged Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

March 21, 2022

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 3—

BY SENATORS FRED MILLS, ABRAHAM, BARROW, BERNARD, BOUDREAUX, BOUIE, CARTER, CATHEY, CONNICK, CORTEZ, FESI, FIELDS, FOIL, HARRIS, HEWITT, LUNEAU, MILLIGAN, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, PETERSON, POPE, REESE AND WOMACK AND REPRESENTATIVE ECHOLS

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of pharmacist and public servant, Carl W. Aron, and to honor the legacy of compassion and love he leaves for his family, friends, community, and the state of Louisiana.

SENATE CONCURRENT RESOLUTION NO. 7-

BY SENATORS BOUDREAUX AND PEACOCK AND REPRESENTATIVE

A CONCURRENT RESOLUTION

To designate Tuesday, June 14, 2022, as Mr. Tony Chachere Day and to recognize and celebrate the fiftieth anniversary of his company, Tony Chachere's Famous Creole Cuisine.

> Respectfully submitted, SHÅRON W. HEWITT Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

ATTENDANCE ROLL CALL

PRESENT

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

Total - 38

ABSENT

Abraham Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

Abraham 1 Day

Announcements

The following committee meetings for March 22, 2022, were announced:

Judiciary A	10:00 A.M.	Hainkel Room
Judiciary B	2:00 P.M.	Room E
Judiciary C	10:00 A.M.	Room F

Adjournment

On motion of Senator Talbot, at 5:00 o'clock P.M. the Senate adjourned until Tuesday, March 22, 2022, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned.

YOLANDA J. DIXON Secretary of the Senate

> FRAN OGNIBENE Journal Clerk