

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

SIXTEENTH 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

Thursday, April 14, 2022

The Senate was called to order at 9:45 o'clock A.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	Fields	Mizell
Abraham	Foil	Morris
Allain	Henry	Peacock
Bernard	Hensgens	Pope
Bouie	Hewitt	Price
Carter	Lambert	Reese
Cathey	Luneau	Smith
Cloud	McMath	Stine
Connick	Mills, F.	White
Fesi	Mills, R.	
Total - 29		

ABSENT

Barrow	Jackson	Tarver
Boudreaux	Milligan	Ward
Harris	Talbot	Womack
Total - 9		

The President of the Senate announced there were 29 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Fitzpatrick Pitts, 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 Bouie, the reading of the Journal was dispensed with and the Journal of April 13, 2022, was adopted.

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 53—
BY SENATOR BERNARD

A RESOLUTION

To commend Steve Duhon on being inducted into the 2022 class of the Louisiana Sports Hall of Fame.

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

SENATE RESOLUTION NO. 54—
BY SENATOR BERNARD

A RESOLUTION

To commend Claney Duplechin on being inducted into the 2022 class of the Louisiana Sports Hall of Fame.

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

SENATE RESOLUTION NO. 55—
BY SENATOR BERNARD

A RESOLUTION

To commend Jahri Evans on being inducted into the 2022 class of the Louisiana Sports Hall of Fame.

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

SENATE RESOLUTION NO. 56—
BY SENATOR BERNARD

A RESOLUTION

To commend Susan Jackson on being inducted into the 2022 class of the Louisiana Sports Hall of Fame.

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

Message from the House

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

April 14, 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. 98	HB No. 495	HB No. 508
HB No. 512	HB No. 625	HB No. 664

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

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

HOUSE BILL NO. 98—
BY REPRESENTATIVE MAGEE

AN ACT

To enact R.S. 17:4023.1, relative to the Student Scholarships for Educational Excellence Program; to provide relative to the accountability system for the program; to provide relative to the assignment of a performance score based on the state assessment results of students participating in the program; and to provide for related matters.

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

HOUSE BILL NO. 495—

BY REPRESENTATIVES SCHLEGEL, ADAMS, AMEDEE, BACALA, BRASS, CORMIER, DAVIS, DEVILLIER, FREEMAN, FREIBERG, GREEN, HARRIS, HODGES, JEFFERSON, MIKE JOHNSON, MCFARLAND, NEWELL, CHARLES OWEN, PIERRE, SELDERS, ST. BLANC, TARVER, THOMPSON, AND WRIGHT

AN ACT

To amend and reenact R.S. 17:282.4(C)(1)(introductory paragraph) and (c) and 286(A) and to enact R.S. 17:282.4(G) and (H), relative to suicide prevention and violence in schools; to require training on related topics for certain students; to provide for requirements of the state Department of Education; to require formation of student organizations; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 508—

BY REPRESENTATIVES GREGORY MILLER, ADAMS, BACALA, BAGLEY, CARRIER, CORMIER, COUSSAN, CREWS, DAVIS, DEVILLIER, ECHOLS, EDMONSTON, FARNUM, FISHER, FREEMAN, FREIBERG, GREEN, HARRIS, HILFERTY, HODGES, HORTON, HUGHES, ILLG, JENKINS, MIKE JOHNSON, LAFLEUR, LANDRY, NEWELL, CHARLES OWEN, ROBERT OWEN, PIERRE, ROMERO, SCHAMERHORN, SCHEXNAYDER, SCHLEGEL, SELDERS, STAGNI, THOMPSON, VILLIO, AND WHITE

AN ACT

To enact R.S. 46:1844(N)(5), relative to notification of an inmate's release; to provide relative to notification for victims, family members of victims, persons who filed victim registration and notification forms, law enforcement agencies, and district attorneys; to provide relative to notification of the release of an inmate who has been convicted of a crime of violence or sex offense; and to provide for related matters.

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

HOUSE BILL NO. 512—

BY REPRESENTATIVES ZERINGUE, FIRMENT, FISHER, GADBERRY, LARVADAIN, MCFARLAND, ROMERO, TARVER, THOMPSON, AND WHITE

AN ACT

To amend and reenact R.S. 32:1306(C)(1)(c) and 1311(E)(2) and (3) and to repeal R.S. 32:1306(C)(5), relative to an annual commercial motor vehicle inspection; to repeal provisions relative to the annual fee or charge along with the percentage retained by the inspector and the percentage transferred to certain offices for a commercial motor vehicle inspection; to exempt commercial vehicles from the required one-year or two-year certificates of inspection; and to provide for related matters.

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

HOUSE BILL NO. 625—

BY REPRESENTATIVE SELDERS

AN ACT

To amend and reenact R.S. 40:2155(B)(2) and to enact R.S. 40:2155(B)(3), relative to behavioral health service providers; to provide for offsite locations; to provide for defined geographic service locations; and to provide for related matters.

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

HOUSE BILL NO. 664—

BY REPRESENTATIVE FRIEMAN

AN ACT

To amend and reenact R.S. 22:33(A)(introductory paragraph), 88(F)(7) and (I)(1)(introductory paragraph), 255, 258, 462(G), 550.12(A)(introductory paragraph), 651(K), 691.5(E)(1)(b), 691.8(B)(2), 691.13(B) and (C), 1472(B), 1550.1(D), 1571(H), 1627(A)(introductory paragraph) and (B), 1781.5, 1835(A), 2057(E), 2059(A)(2), 2089(A)(2), and 2331 and to enact R.S. 22:691.13(G), relative to hearings arising out of the Louisiana Insurance Code; to provide for an opportunity for a public hearing for certain acquisitions; to remove the requirement for a hearing by the commissioner prior to taking certain actions; 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. 188—

BY REPRESENTATIVE VILLIO

AN ACT

To amend and reenact R.S. 18:1463(C)(1), (E), and (F) and to enact R.S. 18:1463(G), relative to political material; to provide for prohibitions relative to political materials, to provide for requirements and prohibitions relative to digital materials; to provide for 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. 189—

BY REPRESENTATIVES BAGLEY, TRAVIS JOHNSON, AND MCMAHEN

AN ACT

To amend and reenact the heading of Part I-A of Chapter 11-A of Title 37 of the Louisiana Revised Statutes of 1950 and R.S. 37:1026.1, 1026.2, 1026.3(4), 1026.4, 1026.6(A) and (B)(6), 1026.7(8), and 1026.8, relative to medication attendant services; to provide for applicable facilities; to provide for definitions; to provide for authorizations and prohibitions of medication attendants; to provide for the promulgation of rules and regulations; to provide for applicant qualifications for the Medication administration course; to provide for registration information; and to provide for related matters.

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

HOUSE BILL NO. 231—

BY REPRESENTATIVES BRASS, ADAMS, BAGLEY, BOYD, BRYANT, ROBBY CARTER, WILFORD CARTER, CORMIER, COX, CREWS, DUPLESSIS, FISHER, FREEMAN, FREIBERG, GAROFALO, GLOVER, GREEN, HORTON, HUGHES, ILLG, JEFFERSON, JENKINS, TRAVIS JOHNSON, JORDAN, LAFLEUR, LYONS, MARCELLE, MCFARLAND, DUSTIN MILLER, NEWELL, PIERRE, SCHEXNAYDER, SEABAUGH, SELDERS, ST. BLANC, STAGNI, THOMPSON, AND WILLARD

AN ACT

To amend and reenact R.S. 17:3161.1(A) and to enact R.S. 17:3161.1(C), relative to the transfer of academic credit between postsecondary education institutions; to require certain institutions to enter transfer agreements; to provide relative to the facilitation of credit transfers; 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. 272—

BY REPRESENTATIVE JEFFERSON

AN ACT

To amend and reenact R.S. 9:327(B), 331, 355.15, and 365, relative to mental health evaluations in divorce and child custody proceedings; to provide for the qualifications of certain mental health professionals; to prohibit ex parte communication; to provide for definitions; 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. 335—

BY REPRESENTATIVE DUPLESSIS

AN ACT

To amend and reenact R.S. 28:2(13) and 69(B)(2), to enact R.S. 28:2(40), and to repeal R.S. 28:68(C), relative to behavioral health; to provide for a definition of the term "psychiatric deterioration"; to amend the definition of "gravely disabled"; to provide for certain regulations regarding a Physician's Report to Court or an affidavit from certain mental health professionals; and to provide for related matters.

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

HOUSE BILL NO. 409—

BY REPRESENTATIVE MARINO
AN ACT

To enact Code of Criminal Procedure Article 211(E), relative to summons by an officer instead of arrest and booking; to provide an exception to the issuance of a summons by an officer instead of arrest and booking when certain domestic violence crimes have occurred; 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. 611—

BY REPRESENTATIVE SELDERS
AN ACT

To amend and reenact R.S. 40:2116(A), relative to regulation of healthcare facilities and providers by the Louisiana Department of Health; to provide relative to the facility need review process for healthcare facilities and providers; to prohibit the department from conducting facility need review without authorization by either of the legislative committees on health and welfare to do so; and to provide for related matters.

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

HOUSE BILL NO. 632—

BY REPRESENTATIVE MCFARLAND
AN ACT

To enact R.S. 30:2004(19) and R.S. 47:301(31) and 818.2(74), relative to small refineries; to provide definitions applicable to the La. Environmental Quality Act; and to provide for related matters.

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

HOUSE BILL NO. 784—

BY REPRESENTATIVES DUPLESSIS, ADAMS, HUGHES, TRAVIS JOHNSON, LARVADAIN, MCMAHEN, DUSTIN MILLER, PRESSLY, SELDERS, AND STAGNI
AN ACT

To enact Part XIII of Chapter 5-B of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1125.1 through 1125.4, relative to perinatal mental health policy; to provide for furnishing of certain information by hospitals and birthing centers that provide labor and delivery services; to provide for perinatal mood disorder screening; to provide for treatment; to provide for collaborative care; and to provide for related matters.

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

HOUSE BILL NO. 803—

BY REPRESENTATIVE GADBERRY
AN ACT

To amend and reenact R.S. 40:1730.28(A)(3)(e) and (f) and (7), the heading of Part IV-B of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, 1730.41 through 1730.45, and 1730.49(D) and (E)(1)(introductory paragraph), (a), and (2), to enact R.S. 40:1730.22(F), 1730.28(A)(8), 1730.28.4, and 1730.28.5, and to repeal R.S. 40:1730.46 through 1730.48, relative to building codes; to provide for a short title; to provide for definitions; to provide for the heading of Part IV-B of Chapter 8, of Title 40 of the Louisiana Revised Statutes of 1950; to provide for energy conservation standards; to provide for applicable alterations and repairs; to provide for training and technical assistance; to create the energy code commission; and to provide for related matters.

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

HOUSE BILL NO. 817—

BY REPRESENTATIVE MIKE JOHNSON
AN ACT

To amend and reenact R.S. 15:1202(A), relative to the membership of the Louisiana Commission on Law Enforcement and Administration of Criminal Justice; to add a member to the commission; 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. 866—

BY REPRESENTATIVE FRIEMAN
AN ACT

To amend and reenact R.S. 22:165(B) and to enact R.S. 22:81(D), 82(D) and (E), 111(D), 112(D) and (E), and 165(C), relative to capital and surplus requirements for certain domestic insurers; to provide for minimum requirements for domestic insurers writing homeowners' insurance and fire and allied lines insurance; 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. 1058— (Substitute for House Bill No. 387 by Representative Hollis)

BY REPRESENTATIVE HOLLIS
AN ACT

To amend and reenact R.S. 9:3198(A)(2)(a) and (3), relative to the sale of immovable property; to provide for property disclosure requirements regarding homeowners' associations; to provide for property disclosures regarding restrictive covenants and building restrictions; and to provide for related matters.

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 24—

BY REPRESENTATIVES BISHOP, ADAMS, BACALA, BAGLEY, BEAULLIEU, BOURRIAQUE, BOYD, BRASS, BROWN, BRYANT, BUTLER, CARRIER, ROBBY CARTER, WILFORD CARTER, CORMIER, COUSSAN, COX, CREWS, DAVIS, DUBUISSON, DUPLESSIS, EDMONDS, FISHER, FONTENOT, FREEMAN, FREIBERG, GADBERRY, GAINES, GAROFALO, GLOVER, GOUDEAU, GREEN, HILFERTY, HODGES, HOLLIS, HORTON, HUGHES, ILLG, IVEY, JENKINS, TRAVIS JOHNSON, JORDAN, KERNER, LANDRY, LARVADAIN, LYONS, MARCELLE, MCKNIGHT, MCMAHEN, MIGUEZ, DUSTIN MILLER, GREGORY MILLER, NEWELL, ROBERT OWEN, PHELPS, PIERRE, SCHAMERHORN, SCHEXNAYDER, SELDERS, ST. BLANC, THOMPSON, WILLARD, AND WRIGHT

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to report to the legislature regarding requirements for remediation of Capitol Lake.

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

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVES DAVIS, AMEDEE, BUTLER, CORMIER, DEVILLIER, EDMONDS, EDMONSTON, EMERSON, GAROFALO, GOUDEAU, HILFERTY, HODGES, HORTON, PIERRE, SELDERS, ST. BLANC, STEFANSKI, AND THOMPSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to facilitate a working group to study the unique needs of individuals with intellectual and developmental disabilities and co-occurring behavioral health conditions and to report findings and recommendations of the working group to the legislative committees on health and welfare.

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

Senate Bills and Joint Resolutions on Second Reading Reported by Committees

SENATE BILL NO. 33—

BY SENATOR FRED MILLS

AN ACT

To enact R.S. 40:2009.24, relative to nursing facilities; to require an emergency alternative electrical power source; to provide for minimum requirements; to provide for fuel; to provide for waivers; to provide for a compliance deadline; to provide for an extension; to provide for an effective date; 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. 62—

BY SENATOR MIZELL

AN ACT

To amend and reenact Children's Code Article 616.1.1, relative to appeals of determinations of abuse and neglect; to provide for notice of a determination; to provide for notice of appeal rights; to provide for the method of delivery of the notice; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 62 by Senator Mizell

AMENDMENT NO. 1

On page 1, line 4, delete "to provide for the method of delivery of the notice;"

AMENDMENT NO. 2

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

AMENDMENT NO. 3

On page 2, line 1, change "(a)" to "(1)"

AMENDMENT NO. 4

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

AMENDMENT NO. 5

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

AMENDMENT NO. 6

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

AMENDMENT NO. 7

On page 2, line 6, change "(e)" to "(5)"

AMENDMENT NO. 8

On page 2, delete lines 8 through 10

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

SENATE BILL NO. 63—

BY SENATORS MIZELL, BARROW, CARTER, HENSGENS, LUNEAU, MCMATH AND POPE AND REPRESENTATIVES FREIBERG, MOORE AND SCHLEGEL

AN ACT

To amend and reenact Children's Code Article 610(A)(1) and to enact Children's Code Article 610.1, relative to investigations of child abuse by the Department of Children and Family Services; to provide for reporting of child sex trafficking; to provide for the duties of the department; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 63 by Senator Mizell

AMENDMENT NO. 1

On page 1, line 3, after "Article" insert "610(E)(4) and"

AMENDMENT NO. 2

On page 2, line 13, after "apply" insert "and all mandatory reporters shall report to the department regardless of whether there is alleged parental or caretaker culpability"

AMENDMENT NO. 3

On page 2, between lines 14 and 15 insert the following:

"E. (4) The department shall communicate as soon as possible all reports involving alleged child victims of sex trafficking to the Louisiana State Police for referral to the appropriate local law enforcement agency for investigation or other action as appropriate.

* * *

AMENDMENT NO. 4

On page 2, line 19, after "providers" insert ", when indicated."

AMENDMENT NO. 5

On page 2, delete lines 24 through 29 and on page 3, delete lines 1 through 12 and insert the following:

"(1) Make referrals to the Louisiana Child and Youth Trafficking Collaborative or other appropriate entity for advocacy and care coordination.

(2) Provide services based upon an assessment of needs.

(3) Conduct face-to-face visits in the home with the child and family according to the child and family's needs.

(4) Educate the parents or other caretakers about possible high risk behaviors associated with sex trafficking victims.

(5) Work with the child's family to develop safety procedures based on the individual child's situation and needs.

(6) Educate the family on how to address and monitor the child's internet access, messaging, and telephone contacts.

C. If the department determines, during the assessment of a report of abuse or neglect, that the parent or caretaker of a child identified as a victim of sex trafficking has not abused or neglected the child, the parent or caretaker shall not be required to participate in further assessments or services offered or recommended by the department. If the parent or caretaker declines to participate, the department shall be only required to complete the identification of the child as a victim of sex trafficking and the assessment of the report of abuse or neglect.

D. The department may delegate, in writing, the performance of the requirements of this Article, but the department shall remain the responsible agency. The department may adopt, promulgate, and enforce, in accordance with the Administrative Procedure Act, any rules and regulations necessary and appropriate to implement the provisions of this Article.

Section 2. The Department of Children and Family Services shall take all actions necessary to implement the provisions of this Act, including but not limited to amending, adopting, and repealing administrative rules, prior to January 1, 2023.

Section 3. Section 1 of this Act shall become effective on January 1, 2023."

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

SENATE BILL NO. 75—

BY SENATOR FIELDS

A JOINT RESOLUTION

Proposing to amend Article X, Section 43(C) of the Constitution of Louisiana, relative to the State Police Commission; to require Senate confirmation of certain members; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 90—

BY SENATOR ROBERT MILLS

AN ACT

To enact R.S. 22:1019.2(F) relative to network adequacy for health benefit plans; to provide for regulations to set standards by which to measure network adequacy; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 90 by Senator Robert Mills

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert in lieu thereof the following "amend and reenact R.S. 22:1019.2(A), (B)(5), the introductory paragraph of R.S. 22:1019.2(C), and R.S. 22:1019.2(D), and to enact R.S. 22:1019.2(F), relative to network adequacy for health benefit plans; to provide"

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." delete the remainder of the line and insert in lieu thereof the following: "R.S. 22:1019.2(A), (B)(5), the introductory paragraph of R.S. 22:1019.2(C), and R.S. 22:1019.2(D) are hereby amended and reenacted and R.S. 22:1019.2(F) is hereby enacted to read as follows:"

AMENDMENT NO. 3

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

"A. A health insurance issuer providing a health benefit plan shall maintain a network that is sufficient in numbers and types of health care providers to ensure that all health care services to covered persons will be accessible without unreasonable delay. In the case of emergency services and any ancillary emergency health care services, covered persons shall have access twenty-four hours per day, seven days per week. Sufficiency shall be determined in accordance with the requirements of this Subpart. In determining sufficiency criteria, such the criteria shall include but not be limited to ratios of health care providers to covered persons by specialty, ratios of primary care providers to covered persons, geographic accessibility, waiting times for appointments with participating providers, hours of operation, and volume of technological and specialty services available to serve the needs of covered persons requiring technologically advanced or specialty care.

B.(1) * * *

(5)(a) Beginning January 1, 2014, ~~except as otherwise provided in Subparagraph (b) of this Paragraph~~, a health insurance issuer shall annually file with the commissioner, an access plan meeting the requirements of this Subpart for each of the health benefit plans that the health insurance issuer offers in this state. Any existing, new, or initial filing of policy forms by a health insurance issuer shall include the network of providers, if any, to be used in connection with the policy forms. If benefits under a health insurance policy do not rely on a network of providers, the health insurance issuer shall state ~~such~~ **this** fact in the policy form filing. The health insurance issuer may request the commissioner to ~~deem~~ **consider** sections of the access plan to contain proprietary or trade secret information that shall not be made public in accordance with the Public Records Law, R.S. 44:1 et seq., or to contain protected health information that shall not be made public in accordance with R.S. 22:42.1. If the commissioner concurs with the request, those sections of the access plan shall not be subject to the Public Records Law or shall not be made public in accordance with R.S. 22:42.1 as applicable. The health insurance issuer shall make the access plans, absent any such proprietary or trade secret information and protected health information, available and readily accessible on its business premises and shall provide ~~such~~ **the** plans to any interested party upon request, subject to the provisions of the Public Records Law and R.S. 22:42.1.

(b) ~~In lieu of meeting the filing requirements of Subparagraph (a) of this Paragraph, a health insurance issuer shall, beginning January 1, 2014, except as otherwise provided in Subparagraph (c) of this Paragraph, submit proof of accreditation from the National Committee for Quality Assurance (NCQA) or American Accreditation Healthcare Commission, Inc./URAC to the commissioner, including an affidavit and sufficient proof demonstrating its accreditation for compliance with the network adequacy requirements of this Subpart. The affidavit shall include sufficient information to notify the commissioner of the health insurance issuer's accreditation and shall include a certification that the health insurance issuer's network of providers includes health care providers that specialize in mental health and substance abuse services and providers that are essential community providers. The affidavit shall also certify that the health insurance issuer complies with the provider directory requirement contained in Paragraph (4) of this Subsection. The commissioner may, at any time, recognize accreditation by any other nationally recognized organization or entity that accredits health insurance issuers; however, such entity's accreditation process shall be equal to or have comparative standards for review and accreditation of network adequacy.~~

(c) ~~A health insurance issuer that has submitted an application for accreditation to NCQA or URAC prior to December 31, 2013, but has not yet received such accreditation by January 1, 2014, shall be deemed accredited for the purposes of this Subpart upon submission of an affidavit to the commissioner by January 1, 2014, demonstrating that the issuer is in the process of accreditation. Upon receipt of accreditation, the issuer shall submit proof of such accreditation to the commissioner pursuant to Subparagraph (b) of this Paragraph. However, in the event that the issuer withdraws its application for accreditation or does not receive accreditation prior to July 1, 2015, such issuer shall file an access plan with the commissioner pursuant to Subparagraph (a) of this Paragraph within sixty days of such withdrawal or denial.~~

(d) ~~If a health insurance issuer that has submitted proof of accreditation to the commissioner subsequently loses such accreditation, the issuer shall promptly notify the commissioner and file an access plan with him pursuant to Subparagraph (a) of this Paragraph within sixty days of the loss of such accreditation.~~

(e) ~~A health insurance issuer submitting proof of accreditation or an affidavit demonstrating that the issuer is in the process of accreditation shall maintain an access plan at its principal place of business. Such access plan shall be in accordance with the requirements of the accrediting entity.~~

C. ~~A health insurance issuer not submitting proof of accreditation shall file an access plan for written approval from the commissioner for existing health benefit plans and prior to offering a new health benefit plan. Additionally, such a health insurance issuer shall inform the commissioner when if the health insurance issuer~~

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enters a new service or market area and shall submit an updated access plan demonstrating that the health insurance issuer's network in the new service or market area is adequate and consistent with this Subpart. Each such access plan, including riders and endorsements, shall be identified by a form number in the lower left hand corner of the first page of the form. Such a health insurance issuer shall update an existing access plan whenever it makes any material change to an existing health benefit plan. Such an access plan shall describe or contain, at a minimum, each of the following:

D. A health insurance issuer not submitting proof of accreditation shall file any proposed material changes to the access plan with the commissioner prior to implementation of any such changes. The removal or withdrawal of any hospital or multi-specialty clinic from a health insurance issuer's network shall constitute a material change and shall be filed with the commissioner in accordance with the provisions of this Subpart. Changes shall be deemed considered approved by the commissioner after sixty days unless specifically disapproved in writing by the commissioner prior to expiration of such the sixty days."

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

SENATE BILL NO. 93— BY SENATOR CATHEY

AN ACT

To enact R.S. 49:164.1, relative to state symbols; to provide for the official state butterfly; and to provide for related matters.

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

SENATE BILL NO. 99— BY SENATOR FRED MILLS

AN ACT

To amend and reenact the introductory paragraph of R.S. 40:2868(A), relative to permits issued by the Louisiana Board of Pharmacy; to provide for permits issued to pharmacy benefit managers; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 99 by Senator Fred Mills

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 37:1256(B) and"

AMENDMENT NO. 2

On page 1, between lines 5 and 6, insert the following: "Section 1. R.S. 37:1256(B) is hereby amended and reenacted to read as follows: §1256. Louisiana Board of Pharmacy; authority to regulate pharmacy benefit managers

B. A pharmacy benefit manager may be but is not required to shall be permitted under Part IV of this Chapter if it administers, develops, maintains, performs, or provides one or more pharmacy services in this state or that affects one or more beneficiaries of a pharmacy benefit management plan administered by the pharmacy benefit manager, as set forth in R.S. 40:2868."

AMENDMENT NO. 3

On page 1, line 6, change "Section 1." to "Section 2."

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

SENATE BILL NO. 106— BY SENATOR LUNEAU

AN ACT

To amend and reenact R.S. 37:21(A), relative to professional and occupational boards and commissions; to provide for suspension of disciplinary proceedings; to provide for terms, conditions, and procedures; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 106 by Senator Luneau

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 37:21(A)" insert "and the introductory paragraph of 21(C)"

AMENDMENT NO. 2

On page 1, line 6, after "R.S. 37:21(A)" delete "is" and insert "and the introductory paragraph of 21(C) are"

AMENDMENT NO. 3

On page 2, line 6, change "(e)" to "(2)"

AMENDMENT NO. 4

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

AMENDMENT NO. 5

On page 2, line 14, change "(2)" to "(3)"

AMENDMENT NO. 6

On page 2, after line 20, insert the following: "C. The provisions of Paragraph (A)(5) (2) of this Section with respect to the time of hearing only shall not apply to the following:

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

SENATE BILL NO. 144— BY SENATOR ROBERT MILLS

AN ACT

To amend and reenact R.S. 18:1308(B), relative to elections; to provide for hand delivery of absentee by mail ballots; to provide for the manner, location, and time periods for receiving hand delivered ballots; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 144 by Senator Robert Mills

AMENDMENT NO. 1

On page 2, line 6, after "office," and before "long" change "so" to "as"

AMENDMENT NO. 2

On page 2, line 8, after "office," and before "long" change "so" to "as"

AMENDMENT NO. 3

On page 2, line 11, after "vote," and before "long" change "so" to "as"

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

SENATE BILL NO. 160—

BY SENATOR FIELDS

A JOINT RESOLUTION

Proposing to amend Article X, Section 3(B)(1) and (C) of the Constitution of Louisiana, relative to Senate confirmation of gubernatorially appointed members of the State Civil Service Commission; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 167—

BY SENATORS TALBOT, BARROW, CARTER, HENSGENS, LUNEAU, MCMATH, FRED MILLS, MIZELL AND POPE
AN ACT

To amend and reenact R.S. 40:2009.25(A) through (E) and (I), relative to emergency preparedness plans for nursing homes; to provide for submissions to the local office of emergency preparedness; to provide for the duties of the local office of emergency preparedness; to provide for the duties of the Louisiana Department of Health; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 167 by Senator Talbot

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 40:2009.25(A) through (E) and (I)" to "R.S. 40:2009.25(A), (C) through (E), and (I) and to enact R.S. 40:1563(N)"

AMENDMENT NO. 2

On page 1, line 3, after "provide for" delete the remainder of the line, delete line 4, and on line 5, delete "preparedness," and insert "the duties of the state fire marshal;"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." delete the remainder of the line and insert "R.S. 40:2009.25(A), (C) through (E), and (I) are hereby amended and reenacted and R.S. 40:1563(N) is hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:
"§1563. Powers and duties generally; use of deputies; responsibilities of local governing authorities with fire prevention bureaus; open structures and process structures; fees
* * *

N. The fire marshal shall take all steps necessary and proper to perform inspections as required by R.S. 40:2009.25.
* * *

AMENDMENT NO. 5

On page 2, delete lines 1 through 14 and insert the following: "plan which shall be submitted to the Louisiana Department of Health, bureau of health services financing, emergency preparedness manager, by August 1, 2006."
* * *

AMENDMENT NO. 6

On page 2, delete lines 27 through 29 and on page 3, delete lines 1 through 6 and insert the following:

"D.(1)(a) Upon receipt of an emergency preparedness plan or summary of an updated plan submitted by a nursing home pursuant to this Section, the Louisiana Department of Health shall confirm that the plan contains the minimum requirements as provided in Subsection C of this Section.

(b) Each nursing home's primary sheltering host site and any other alternative sheltering host sites as provided in the nursing home's emergency preparedness plan shall be inspected and approved by the office of state fire marshal in accordance with the rules and regulations established pursuant to Paragraph (2) of this Subsection.

(c) If the state fire marshal fails to inspect a sheltering host site within fifteen business days after the Louisiana Department of Health receives a nursing home's emergency preparedness plan or summary of an updated plan, the sheltering host site shall be considered conditionally approved until the completion of the federal survey of the nursing home by the department as required by the Centers for Medicare and Medicaid Services."

AMENDMENT NO. 7

On page 3, line 7, change "(2)" to "(2)(a)"

AMENDMENT NO. 8

On page 3, line 8, after "criteria" delete the remainder of the line and delete line 9 and insert "for evaluation of all"

AMENDMENT NO. 9

On page 3, between lines 10 and 11, insert the following:

"(b) The secretary of the Louisiana Department of Health and the state fire marshal shall, in collaboration, promulgate rules and regulations, in accordance with the Administrative Procedure Act, for the inspection and approval of a nursing home's primary sheltering host site and any other alternative sheltering host sites as provided in the nursing home's emergency preparedness plan."

AMENDMENT NO. 10

On page 3, line 16, after "the" delete the remainder of the line and delete line 17 and insert the following: **"state fire marshal has approved a nursing home's primary sheltering host site and any other alternative sheltering host sites as provided in the nursing home's emergency preparedness plan"**

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

SENATE BILL NO. 196—

BY SENATOR CATHEY

AN ACT

To enact Chapter 62 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3221, relative to import restrictions; to prohibit the importation of products from the Russian Federation into this state; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 196 by Senator Cathey

AMENDMENT NO. 1

On page 1, line 3, after "51:3221" insert "and 3222"

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AMENDMENT NO. 2

On page 1, line 4, after "state;" insert "to provide for termination;"

AMENDMENT NO. 3

On page 1, line 8, after "51:3221" insert "and 3222"

AMENDMENT NO. 4

On page 1, between lines 13 and 14 insert:

"§3222. Chapter termination

The provisions of this Chapter shall terminate and have no effect upon the expiration, removal, or lifting of all sanctions imposed by the United States Department of Treasury in accordance with 31 CFR Part 587.

Section 2. The provisions of Section 1 of this Act shall have prospective application only and shall not apply to any contract for the importation of any product into the state produced in or originating from the Russian Federation executed prior to the effective date of this Act."

AMENDMENT NO. 5

On page 1, line 14, change "Section 2" to "Section 3"

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

SENATE BILL NO. 197—

BY SENATOR WHITE

AN ACT

To enact R.S. 42:1123(47), relative to certain members of the boards of commissioners of groundwater districts; to provide for exceptions to the Code of Governmental Ethics; to provide for applicability; and to provide for related matters.

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

SENATE BILL NO. 222—

BY SENATOR LAMBERT

AN ACT

To amend and reenact R.S. 37:3415.2(2), 3415.8(A), (C), and (E)(3), 3415.9(B)(1), 3415.10(D), and 3415.18(A), to enact R.S. 37:3415.22(C), relative to the Louisiana Appraisal Management Company Licensing and Regulation Act; to provide for definitions; to provide appraisal management company ownership and controlling person requirements; to provide for procedures; to exempt federally regulated appraisal management companies; to provide for an effective date; to provide a sunset date; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 222 by Senator Lambert

AMENDMENT NO. 1

On page 1, line 3, change ", to enact" to "and to enact"

AMENDMENT NO. 2

On page 1, line 11, after "reenacted" insert "and R.S. 37:3415.22(C) is hereby enacted"

AMENDMENT NO. 3

On page 2, line 4, change "nationally" to "in two or more states"

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

SENATE BILL NO. 230—

BY SENATOR MORRIS

AN ACT

To amend and reenact R.S. 22:512(11)(b) and 513(B)(3), and the introductory paragraph R.S. 22:513 (C) and R.S. 22:513 (C)(2), to enact R.S. 22:512(9.1) and (12.1), relative to title insurance producers; to provide for definitions; to provide for qualifications of individual title insurance producers; to provide for the qualifications of agency title insurance products; and provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 230 by Senator Morris

AMENDMENT NO. 1

On page 1, line 2, delete "and 513(B)(3),"

AMENDMENT NO. 2

On page 1, line 3, change "22:512(9.1)" to "22:512(1.1), (9.1),"

AMENDMENT NO. 3

On page 1, line 8, delete "and 513(B)(3),"

AMENDMENT NO. 4

On page 1, line 9, change "22:512(9.1)" to "22:512(1.1), (9.1),"

AMENDMENT NO. 5

On page 1, delete lines 14 through 17 and on page 2, delete line 1 in its entirety and insert in lieu thereof the following:

"(1.1) "Affiliated Business(es)" means a company or business in the same corporate system by virtue of common ownership, control, operation and management.

(9.1) "Full-time Employee" shall mean an individual with an employment or independent contractor relationship with an agency producer in which the individual provides full-time availability to the agency producer with whom the relationship exists and whose employment or contract relationship is exclusive to the agency producer and the agency producer's affiliated businesses.

AMENDMENT NO. 6

On page 2, line 7, change "producer" to "producer licensed for the line of title"

AMENDMENT NO. 7

On page 2, line 11, change "that" to "from which"

AMENDMENT NO. 8

On page 2, delete line 13 and insert in lieu thereof the following: "coordinate the entity's business activities."

AMENDMENT NO. 9

On page 2, delete lines 17 through 23 in their entirety.

AMENDMENT NO. 10

On page 2, line 28, after "line" add "of title"

AMENDMENT NO. 11

On page 3, line 1, change "like" to "such as"

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

SENATE BILL NO. 291—

BY SENATOR LAMBERT

AN ACT

To amend and reenact R.S. 44:4.1(B)(23) and to enact R.S. 37:3395.2, relative to the authority of the Louisiana Real Estate Appraisers Board to access certain criminal history record information; to provide for definitions; to provide an exemption to the Public Records Law; to provide for terms, procedures, requirements, and limitations; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 291 by Senator Lambert

AMENDMENT NO. 1

On page 2, line 2, after "**means**" delete the remainder of the line and delete lines 3 through 9 and insert the following: "**all state records of arrest, prosecution, conviction, including records expunged or dismissed pursuant to Code of Criminal Procedure Article 893, and national records which shall include fingerprints of the applicant, biometrics, and other identifying information.**"

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

SENATE BILL NO. 324—

BY SENATOR CARTER

AN ACT

To amend and reenact R.S. 37:761(A)(4) and (C) and 764(A)(2) and (5) and (D) and to repeal R.S. 37:761(D) and 764(E), relative to qualifications for licensure by the Louisiana State Board of Dentistry; to provide for licensing examinations for dentists; to provide for citizenship requirements for dental hygienists; to provide for licensing examinations for dental hygienists; 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. 349—

BY SENATOR CARTER

AN ACT

To amend and reenact R.S. 37:753(C)(1)(a) and (E) and to repeal R.S. 37:753(C)(1)(c) and (K), relative to the membership of Louisiana State Board of Dentistry; to provide for terms of service; to provide for term limits; to provide for the filling of vacancies; to repeal outdated provisions; to provide for the terms of members currently serving partial terms; 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. 354—

BY SENATOR CATHEY

AN ACT

To enact Chapter 49 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3051 through 3053, relative to consumer access to certain energy types; to prohibit the adoption of local ordinances limiting access to certain energy types; to provide for definitions; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 354 by Senator Cathey

AMENDMENT NO. 1

On page 2, line 9, after "**of the**" insert "**Louisiana Energy and Power Authority, a municipally owned electric system, the**"

AMENDMENT NO. 2

On page 2, line 10, after "**Louisiana**" change "**or of**" to "**, or**"

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

SENATE BILL NO. 381—

BY SENATOR WARD

AN ACT

To enact Chapter 15 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1501 through 1506, relative to the regulation of credit access loans; to provide for terms, procedures, prohibitions, and penalties; to require disclosure; to provide for definitions; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 381 by Senator Ward

AMENDMENT NO. 1

On page 3, line 19, after "**plan**" insert "**once in a twelve month period**"

AMENDMENT NO. 2

On page 4, line 16, change "**R.S. 51:1505**" to "**R.S. 51:1506**"

AMENDMENT NO. 3

On page 4, line 23, after "**Subsection B**" insert "**of this Section**"

AMENDMENT NO. 4

On page 4, between lines 28 and 29 insert the following:

"(3) Notwithstanding any other provision of law, a lender shall not contract for, charge, collect, or receive in connection with a credit access loan made under this Section a total amount of fees and charges over the life of the loan in accordance with Subsection B of this Section that exceeds one hundred percent of the principal amount contracted for in the original loan."

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

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.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 394 by Senator Bernard

AMENDMENT NO. 1

On page 1, line 5, change "children" to "minors"

AMENDMENT NO. 2

On page 1, line 13, change "limit or exclude coverage for a drug" to "limit or exclude coverage involving a minor for a drug"

AMENDMENT NO. 3

On page 2, delete lines 3 through 8 in their entirety and insert in lieu thereof the following: "treatment of a life threatening, chronic, or seriously debilitating disease or condition in a minor and the drug has been approved by the United States Food and Drug Administration for the same"

AMENDMENT NO. 4

On page 2, line 12, change "or pediatric application" to "in pediatric application"

AMENDMENT NO. 5

On page 3, delete lines 20 through 29 and on page 4, delete lines 1 and 2 in their entirety.

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

SENATE BILL NO. 411—

BY SENATORS WHITE AND BARROW AN ACT

To amend and reenact R.S. 40:2841, 2842(3), 2843(A), 2844(B)(3), (17), (20), and (23), (C), and (D), and 2845(A)(1) and (2)(b) and (C)(1), relative to the Louisiana Emergency Response Network; to provide for legislative purpose; to provide for definitions; to provide for the Louisiana Emergency Response Network; to provide for the governing board; to provide for an annual report; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 411 by Senator White

AMENDMENT NO. 1

On page 1, line 2, after "2844(B)(3)," insert "(15), (16),"

AMENDMENT NO. 2

On page 1, line 8, after "2844(B)(3)," insert "(15), (16),"

AMENDMENT NO. 3

On page 3, between lines 5 and 6, insert the following: "(15) Two members from the Louisiana House of Representatives to be appointed by the speaker of the House of Representatives.

(16) Two members from the Louisiana Senate to be appointed by the president of the Senate."

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

SENATE BILL NO. 441—

BY SENATOR FESI

AN ACT

To amend and reenact R.S. 18:585, relative to public officers who retire or resign; to provide that public officers who retire or resign are ineligible to become candidates in certain elections; and to provide for related matters.

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

SENATE BILL NO. 446—

BY SENATOR FRED MILLS

AN ACT

To amend and reenact R.S. 6:337 and 338(A), (B), and (C), relative to insurance settlement monies paid for damages to property or contents; to require placement of certain insurance settlement monies in segregated accounts; to provide for disbursement of certain insurance settlement monies to the borrower-payee; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 446 by Senator Fred Mills

AMENDMENT NO. 1

On page 2, at the end of line 12, change "or" to "of"

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

SENATE BILL NO. 490—

BY SENATOR CORTEZ

AN ACT

To enact Chapter 12 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:681 through 685 and 691 through 693, relative to capitol security; to provide for a director of capitol security; to provide for the qualifications, compensation, duties and functions of the director; to provide for capitol security officers; to provide for the manner in which certain special officer commissions may be issued; to create the Capitol Security Council; to provide for the composition and membership of the council; to provide for the powers and duties of the council; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. The bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

House Bills and Joint Resolutions on Second Reading Reported by Committees

HOUSE BILL NO. 79—

BY REPRESENTATIVE ECHOLS

AN ACT

To amend and reenact R.S. 22:550.14(A), relative to meetings of the board of directors of certain captive insurers; to provide for the minimum number of meetings that must be held annually; and to provide for related matters.

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

HOUSE BILL NO. 82—

BY REPRESENTATIVE ILLG

AN ACT

To repeal R.S. 22:821(C), relative to the authority of the commissioner of insurance to retain funds collected from fees charged for the issuance of a duplicate insurance producer license card; to repeal such fees.

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

HOUSE BILL NO. 118—

BY REPRESENTATIVE FIRMENT

AN ACT

To amend and reenact R.S. 22:2171(D), (C)(7), (E)(6), (F)(12), (G)(12), and (H) through (L) and to enact R.S. 22:2171(C)(23) through (26) and (M), relative to the Louisiana Property and Casualty Insurance Commission; to provide for the members of the commission; to create an ad hoc committee under the commission to study catastrophe property claims; to provide for the members of the commission's ad hoc committees; to make technical changes; and to provide for related matters.

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

HOUSE BILL NO. 122—

BY REPRESENTATIVE HUVAL

AN ACT

To amend and reenact R.S. 49:191(1) and to repeal R.S. 49:191(10)(a), relative to the Department of Insurance, including provisions to provide for the re-creation of the Department of Insurance 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 Insurance. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 182—

BY REPRESENTATIVE HOLLIS

AN ACT

To amend and reenact R.S. 22:1653(A), 1654(B)(8), and 1657.1(C)(1)(introductory paragraph), relative to third-party administrators; to modify requirements relative to annual reports; to provide grounds for the commissioner to deny, suspend, or revoke a license; to modify the filing date relative to rebate transparency reports of pharmacy benefit managers; and to provide for related matters.

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

HOUSE BILL NO. 198—

BY REPRESENTATIVE WILLARD

AN ACT

To enact R.S. 22:941(A)(5), relative to group life insurance; to authorize discretionary group life insurance; to require out-of-state policies to meet in-state standards; to prescribe certain payment requirements; to authorize exclusions and limitations; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 198 by Representative Willard

AMENDMENT NO. 1

On page 2, after line 13, add the following:

"(e) The issuance of the group policy shall be actuarially sound."

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

HOUSE BILL NO. 210—

BY REPRESENTATIVE MACK

AN ACT

To amend and reenact R.S. 22:231, 232.1(B), 232.2(B), 232.3(B) and (D), 232.4(B), 232.7, 232.8, 236(10) and (20), 236.4(A), 237.2(10) and (20), 237.6(A), 252(C)(4), 524(2), 528(1), 553, 1564(B)(3), 1622(4)(b)(iii), 1625(J), 1722(10)(c), 1726(B), 1728(6), and 1729(F), relative to certain provisions affecting the Insurance Holding Company System Regulatory Law; to make corrective changes to certain internal citation references; to provide for technical changes; and to provide for related matters.

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

HOUSE BILL NO. 294—

BY REPRESENTATIVE NELSON

AN ACT

To enact R.S. 22:1112, relative to the guaranteed issue of Medicare supplement policies; to provide for open enrollment; to require notice to policyholders of open enrollment periods; to prohibit denial or conditioning of coverage under certain circumstances; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 294 by Representative Nelson

AMENDMENT NO. 1

On page 1, at the end of line 14, change "state" to "state by the same insurer"

AMENDMENT NO. 2

On page 2, delete line 7 in its entirety and insert in lieu thereof the following: "with the termination date the plan terminates or the plan ceases to provide some or all health benefits to the individual or the individual leaves the plan"

AMENDMENT NO. 3

On page 2, line 8, delete "coverage"

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

HOUSE BILL NO. 545—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 22:821(B)(29), 1551(A) and (B), the heading of Subpart B of Part I of Chapter 5 of Title 22 of the Louisiana Revised Statutes of 1950, R.S. 22:1581(B)(1), 1808.2(C)(6) and (E), and 1808.6(A) and (B) and to repeal R.S. 22:513(B)(6), 1545(C), 1546(A)(4), 1571, 1574(A)(4), 1808.2(C)(1) through (5), and 1808.3(A)(4), relative to preclicensing requirements for insurance producers and bail enforcement agents; to repeal the preclicensing requirement for certain persons; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 545 by Representative Wright

April 14, 2022

AMENDMENT NO. 1

On page 1, line 5, delete "1571, 1574(A)(4),"

AMENDMENT NO. 2

On page 4, line 1, delete "1571, 1574(A)(4),"

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

HOUSE BILL NO. 695—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 22:456, 1547(F) and (I)(introductory paragraph), 1551(C)(introductory paragraph), (3), and (4), 1564(B)(2), 1573(C), (E), and (G), 1575(A)(1), and 1808.4(A)(2), relative to insurance producers and consultants; to provide for appointments of producers; to provide for technical corrections relative to exemptions from examinations, licensing, and continuing education of producers and consultants; to modify terminology relative to accident and health insurance; to provide for technical changes; and to provide for related matters.

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

HOUSE BILL NO. 715—

BY REPRESENTATIVE GREEN

AN ACT

To amend and reenact R.S. 22:691.2(introductory paragraph), 691.6(D), (M), and (N), and 691.10(A), (C)(1), (3), (4), and (F) and to enact R.S. 22:691.2(13) through (15), 691.6(O) and (P), 691.7(A)(1)(g) through (i) and (6), and 691.10(G), relative to the Insurance Holding Company System Regulatory Law; to provide for definitions; to provide for a group capital calculation; to provide for a liquidity stress test; to provide for the continuity of essential services and functions provided by affiliates; to provide for jurisdiction of the rehabilitation court; to provide for a bond or deposit requirement; to provide for the ownership of the records of an insurer; to provide for confidentiality; and to provide for related matters.

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

Senate Concurrent Resolutions on Second Reading Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATOR CATHEY

A CONCURRENT RESOLUTION

To repeal Louisiana State Licensing Board for Contractors rules (LAC 46:XXIX.503 and 505), which generally require any corporation, partnership, individual, or contractor undertaking certain construction of residential buildings or structures to obtain a specialty classification license or subcontract-labor-only license, and to direct the office of the state register to print the notice of the repeal in the Louisiana Administrative Code.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Concurrent Resolution No. 4 by Senator Cathey

AMENDMENT NO. 1

On page 1, line 2, change "rules (LAC" to "rules, LAC"

AMENDMENT NO. 2

On page 1, line 3, change "505)" to "505"

AMENDMENT NO. 3

On page 1, line 5, change "license, and" to "license;"

AMENDMENT NO. 4

On page 1, line 7, after "Code" insert "; and to provide for related matters"

AMENDMENT NO. 5

On page 2, line 15, change "LAC 46:XXIX.505" to "LAC 46:XXIX.503"

On motion of Senator Ward, the committee amendment was adopted.

The amended resolution was read by title and ordered engrossed and passed to a third reading.

SENATE CONCURRENT RESOLUTION NO. 20—

BY SENATOR LUNEAU

A CONCURRENT RESOLUTION

To urge and request the United States Department of Veterans Affairs to reconsider the closure of the Alexandria Veterans Affairs Medical Center.

Reported favorably by the Committee on Health and Welfare.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Bernard, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Fields, Foil, Henry, Hensgens, Hewitt, Lambert, Luneau, McMath, Mills, F., Mills, R., Mizell, Morris, Peacock, Price, Reese, Smith, Stine, Talbot, Ward, White.

Total - 30

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Barrow, Boudreaux, Harris, Jackson, Milligan, Pope, Tarver, Womack.

Total - 8

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

Bagneris Rule

Senator Henry 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 Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 206— BY SENATOR JACKSON

AN ACT

To enact R.S. 15:147(B)(20), relative to the powers and duties of the Public Defender Board; to provide for entering into contracts with the University of Louisiana at Monroe; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas for Mr. President, Abraham, Allain, Bernard, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Fields, Morris, Peacock, Pope, Price, Reese, Smith, Stine, Talbot, Ward, White.

NAYS

Total - 0

ABSENT

Table listing absent members: Barrow, Boudreaux, Harris, Milligan, Tarver, Womack.

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

SENATE BILL NO. 284— BY SENATOR FOIL

AN ACT

To amend and reenact Code of Civil Procedure Arts. 2412(A) and (D), 2414, and 2415, and to amend and reenact R.S. 13:3921(A), and 3923, relative to garnishments; to provide for notice of filing of garnishment petitions; to provide for service of garnishment judgments; to provide for garnishment of wages; and to provide for related matters.

Floor Amendments

Senator Foil proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Foil to Engrossed Senate Bill No. 284 by Senator Foil

AMENDMENT NO. 1

On page 4, line 4, change "article" to "Section"

On motion of Senator Foil, 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. 284 by Senator Foil

AMENDMENT NO. 1

On page 4, line 4, change "article" to "Section"

On motion of Senator Fred Mills, 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

Table listing yeas for Mr. President, Abraham, Allain, Bernard, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Fields, Morris, Peacock, Pope, Price, Reese, Smith, Stine, Talbot, Ward, White.

NAYS

Total - 0

ABSENT

Table listing absent members: Barrow, Boudreaux, Harris, Milligan, Tarver, Womack.

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.

SENATE BILL NO. 360— BY SENATOR FOIL

AN ACT

To amend and reenact Code of Criminal Procedure Art. 331(I), (J), and (K) and to enact Code of Criminal Procedure Art. 331(L), relative to the discharge of bail obligations; to provide relative to the surrender of the defendant during a statewide public health emergency; to provide relative to bond forfeiture due to the defendant's failure to appear; to provide for procedures; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing yeas for Mr. President, Abraham, Allain, Morris, Peacock, Pope.

April 14, 2022

Bernard	Hewitt	Price
Bouie	Jackson	Reese
Carter	Lambert	Smith
Cathey	Luneau	Stine
Cloud	McMath	Talbot
Connick	Mills, F.	Ward
Fesi	Mills, R.	White
Fields	Mizell	

Total - 32

NAYS

Total - 0

ABSENT

Barrow	Harris	Tarver
Boudreaux	Milligan	Womack

Total - 6

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

SENATE BILL NO. 486—

BY SENATOR MORRIS

AN ACT

To amend and reenact Code of Civil Procedure Art. 253(B), relative to clerks of court; to provide relative to pleadings, documents, and exhibits filed with the clerk of court; to provide for electronic transmittal of filings; to provide certain procedures for electronic filing and storage of documents; to provide for the conversion of filings into electronic records; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 32

NAYS

Total - 0

ABSENT

Barrow	Harris	Tarver
Boudreaux	Milligan	Womack

Total - 6

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

Rules Suspended

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 57—

BY SENATOR JACKSON

A RESOLUTION

To urge and request local governing authorities and animal shelters of the state to adopt policies and programs prior to December 31, 2025, which provide alternatives to euthanizing healthy dogs and cats.

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

SENATE RESOLUTION NO. 58—

BY SENATOR JACKSON

A RESOLUTION

To create a task force to study the implementation of a partnership between law enforcement agencies and behavioral health providers to reduce or eliminate incidents of law enforcement officers responding to nonviolent calls or behavioral or social crises in which no crime has taken place.

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

SENATE RESOLUTION NO. 59—

BY SENATOR JACKSON

A RESOLUTION

To create a study group to study the voting rights of persons who are incarcerated prior to trial and the procedures available to those persons to cast their ballots.

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

SENATE RESOLUTION NO. 60—

BY SENATOR JACKSON

A RESOLUTION

To urge and request the Department of Insurance to form a task force to study, jointly with the Louisiana Department of Health, the causes of infertility in women and the desirability and feasibility of mandating insurance coverage for fertility treatments for women.

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

SENATE RESOLUTION NO. 61—

BY SENATOR JACKSON

A RESOLUTION

To reestablish and provide for a task force originally created by Senate Resolution 130 of the 2021 Regular Session of the Legislature to study the implementation of a partnership between law enforcement agencies and safety net hospitals in order to reduce or eliminate incidents of law enforcement officers handling nonviolent calls or behavioral or social crises where no crime has been committed.

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

Privileged Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

April 14, 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. 27—
 BY SENATOR BOUDREAUX AND REPRESENTATIVE PIERRE
A CONCURRENT RESOLUTION
 To commend Trinity Christian Methodist Episcopal Church on its 150th anniversary and to celebrate the faith and sacrifices of its founders.

SENATE CONCURRENT RESOLUTION NO. 29—
 BY SENATORS BOUIE, ABRAHAM, BERNARD, BOUDREAUX, CARTER, CATHEY, CLOUD, CONNICK, CORTEZ, FESI, FIELDS, HARRIS, HEWITT, JACKSON, LAMBERT, LUNEAU, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, POPE, PRICE, REESE, SMITH, STINE, TALBOT, TARVER, WARD AND WOMACK
A CONCURRENT RESOLUTION
 To commend Jonathan "Jon" Batiste on his many accomplishments, most notably winning five Grammy Awards at the 64th Annual Grammy Awards Show.

Respectfully submitted,
 SHARON W. HEWITT
 Chairman

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

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Foil	Morris
Abraham	Henry	Peacock
Allain	Hensgens	Pope
Bernard	Hewitt	Price
Bouie	Jackson	Reese
Carter	Lambert	Smith
Cathey	Luneau	Stine
Cloud	McMath	Talbot
Connick	Mills, F.	Ward
Fesi	Mills, R.	White
Fields	Mizell	
Total - 32		

ABSENT

Barrow	Harris	Tarver
Boudreaux	Milligan	Womack
Total - 6		

Leaves of Absence

The following leaves of absence were asked for and granted:

Barrow	1 Day	Boudreaux	1 Day
Harris	1 Day	Milligan	1 Day
Tarver	1 Day	Womack	1 Day

Announcements

The following committee meetings for April 18, 2022, were announced:

Finance	1:00 P.M.	Room A
Revenue and Fiscal Affairs	1:00 P.M.	Hainkel Room

Adjournment

On motion of Senator Talbot, at 10:25 o'clock A.M. the Senate adjourned until Monday, April 18, 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

