

**DAILY PROOF OF THE OFFICIAL JOURNAL  
OF THE  
SENATE  
OF THE  
STATE OF LOUISIANA  
FORTY-SIXTH 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

Sunday, June 5, 2022

The Senate was called to order at 2:14 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	Fesi	Morris
Abraham	Henry	Peacock
Allain	Hewitt	Pope
Barrow	Jackson	Price
Bernard	McMath	Reese
Bouie	Milligan	Smith
Cathey	Mills, R.	Stine
Cloud	Mizell	Womack
Total - 24		

**ABSENT**

Boudreaux	Harris	Talbot
Carter	Hensgens	Tarver
Connick	Lambert	Ward
Fields	Luneau	White
Foil	Mills, F.	
Total - 14		

The President of the Senate announced there were 24 Senators present and a quorum.

**Prayer**

The prayer was offered by Senator Ed Price, 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 Price, the reading of the Journal was dispensed with and the Journal of June 3, 2022, was adopted.

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 3, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 183** by Senator Fred Mills:

Representatives Stefanski, Duplessis and Deshotel.

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

**Introduction of Senate Resolutions**

**SENATE RESOLUTION NO. 201—  
BY SENATOR HEWITT**

**A RESOLUTION**

To urge and request the Department of State Civil Service to consult with and advise the LSU Health Sciences Center New Orleans and LSU Health Sciences Center Shreveport on the feasibility and desirability of participating or continuing to participate in the state employee leave transfer program.

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

**SENATE RESOLUTION NO. 202—  
BY SENATOR HENRY**

**A RESOLUTION**

To recognize the International Holocaust Remembrance Alliance's Working Definition of Antisemitism, including the eleven contemporary examples, and endorse the use of the working definition as a framework to identify discrimination rooted in antisemitism and for discussions to address such discrimination.

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

**Senate Resolutions on  
Second Reading**

**SENATE RESOLUTION NO. 193—  
BY SENATOR BARROW**

**A RESOLUTION**

To recreate the Louisiana Public Defender Optimal Funding Group to continue to study and to make recommendations regarding the feasibility of establishing an optimal funding mechanism for the Louisiana Public Defender Board.

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

**SENATE RESOLUTION NO. 194—  
BY SENATOR CATHEY**

**A RESOLUTION**

To urge and request the city of Baton Rouge to designate golf cart accessibility lanes in certain areas of downtown Baton Rouge.

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

**SENATE RESOLUTION NO. 195—  
BY SENATORS STINE AND ABRAHAM**

**A RESOLUTION**

To commend Justin Hill on becoming the winningest coach in McNeese baseball history.

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

**SENATE RESOLUTION NO. 196—  
BY SENATOR HENRY**

**A RESOLUTION**

To urge and request the Board of Regents and the state Board of Elementary and Secondary Education to study collaboratively the feasibility and advisability of allowing computer coding and American Sign Language to substitute for Foreign Language for purposes of satisfying requirements relative to qualification for Taylor Opportunity Program for Students awards and high school graduation and submit jointly a written report of findings and conclusions, including any recommendations for related legislation, to the Senate Committee on Education and the House Committee on Education by March 10, 2023.

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

SENATE RESOLUTION NO. 197—

BY SENATOR CLOUD

A RESOLUTION

To urge and request the office of juvenile justice, youth services, Department of Public Safety and Corrections to develop a plan to provide services and opportunities that encourage youth to become more engaged in their rehabilitation, education, and job skills training, through mentor programs, animal therapies, and business classes, and submit a copy of the written plan, together with specific proposals for legislation, to the Senate Committee on Judiciary B not later than February 1, 2023.

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

SENATE RESOLUTION NO. 198—

BY SENATOR CLOUD

A RESOLUTION

To establish the Task Force on State Recognition of Indian Tribes to develop and make recommendations on formal state recognition criteria.

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

SENATE RESOLUTION NO. 199—

BY SENATORS CONNICK, HENRY AND TALBOT

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Leslie "Les" Bonano and to recognize his outstanding accomplishments.

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

SENATE RESOLUTION NO. 200—

BY SENATOR CARTER

A RESOLUTION

To urge and request the Louisiana Housing Corporation to adopt use of Home Ownership and Personal Equity (HOPE) fund as a moniker and program for their organization.

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

Rules Suspended

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

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments

SENATE BILL NO. 22—

BY SENATOR BOUDREAU

AN ACT

To amend and reenact R.S. 36:259(B)(36), to enact R.S. 40:2018.7, and to repeal R.S. 40:2018.6, relative to the Palliative Care Interdisciplinary Advisory Council; to provide for placement within the Louisiana Department of Health; to provide for legislative intent; to provide for subject matter to be studied by the council; to provide for definitions; to provide for council membership; to provide for minimum organization and task requirements; to provide for staff support; to provide for recommendations to the legislature; to provide for termination; and to provide for related matters.

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

SENATE BILL NO. 57—

BY SENATOR MCMATH AND REPRESENTATIVES BACALA, CARRIER, DUBUISSON, HARRIS, JEFFERSON, JENKINS, LARVADAIN, NEWELL AND WHITE

AN ACT

To amend and reenact R.S. 17:497, relative to the compensation of school bus operators who transport public school students; to provide changes to the method by which compensation is calculated; to require compensation for certain purchases made by school bus operators; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative White to Engrossed Senate Bill No. 57 by Senator McMath

AMENDMENT NO. 1

On page 3, line 2, between "lift" and "and" delete "mechanisms"

AMENDMENT NO. 2

On page 3, line 24, between "authority" and "owns" delete "who" and insert "that"

AMENDMENT NO. 3

On page 4, line 8, between "purchase" and "the" delete "by" and insert "from"

AMENDMENT NO. 4

On page 4, line 24, after "E." delete the remainder of the line and at the beginning of line 25, delete "1965, any" and insert "A"

AMENDMENT NO. 5

On page 4, line 26, after "17:496" and before "this Section" delete "shall participate in" and insert "is subject to"

Senator McMath moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Foil, Morris. Lists names of members present for yeas.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Harris, Talbot. Lists names of members absent.

The Chair declared the Senate concurred in the amendments proposed by the House.

**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.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 75 by Senator Fields

AMENDMENT NO. 1

On page 2, delete lines 22 through 23 in their entirety and insert the following:

"Do you support an amendment to make appointed members of the State Police Commission subject to confirmation by the Louisiana Senate?"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Gregory Miller to Engrossed Senate Bill No. 75 by Senator Fields

AMENDMENT NO. 1

On page 2, line 16, change "November 8," to "December 10,"

Senator Hewitt moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 32

NAYS

Total - 0

ABSENT

Boudreaux	Harris	Talbot
Fields	Lambert	Tarver

Total - 6

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 76—**  
BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 17:3351(A)(5)(a) and to enact R.S. 17:3351.1(D), 3351.3(E), 3351.7(E), 3351.8(E), 3351.9(D), 3351.10(D), 3351.12(D), 3351.18(D), 3351.19(E), 3351.20(G), and 3351.21, relative to fees charged to students at public postsecondary education institutions; to exempt certain graduate students from the payment of such fees; to require each public postsecondary education management board to adopt a policy

providing for such exemptions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 76 by Senator Fields

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 17:3351(A)(5)(a)" insert a comma "," and delete the remainder of the line and delete line 3 and at the beginning of line 4, delete "3351.20(G), and 3351.21,"

AMENDMENT NO. 2

On page 1, line 5, after "institutions;" delete the remainder of the line and at the beginning of line 6, delete "fees;" and insert "to provide for the inclusion of fees in certain graduate students' compensation packages;"

AMENDMENT NO. 3

On page 1, line 7, after "such" and before "and" delete "exemptions;" and insert "compensation;"

AMENDMENT NO. 4

On page 1, line 9, after "reenacted" delete the remainder of the line and delete lines 10 and 11 and insert "to read as follows:"

AMENDMENT NO. 5

On page 2, delete lines 6 through 29 and delete pages 3 and 4 and on page 5, delete line 1 and insert the following:

**"(ii) Payments to cover or a waiver of any mandatory fee imposed in accordance with this Title except for tuition shall be included in the compensation package of each graduate student serving as a teaching assistant, research assistant, or curatorial assistant. Each public postsecondary education management board shall adopt a policy relative to implementing the provisions of this Item."**

Senator Smith moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 33

NAYS

Total - 0

ABSENT

Boudreaux	Harris	Tarver
Fields	Lambert	

Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

June 5, 2022

SENATE BILL NO. 116—

BY SENATORS BARROW, BOUDREAU, MCMATH, MIZELL AND POPE AND REPRESENTATIVES LANDRY, MOORE AND SCHLEGEL AND SENATORS BERNARD, BOUIE, CARTER, FIELDS, HARRIS, HENRY, JACKSON, REESE, SMITH, STINE, TALBOT AND TARVER AND REPRESENTATIVES ADAMS, BOYD, BRASS, BRYANT, BUTLER, ROBBY CARTER, WILFORD CARTER, CORMIER, DAVIS, DUBUISSON, ECHOLS, FREEMAN, FREIBERG, GLOVER, GREEN, HARRIS, HILFERTY, HORTON, TRAVIS JOHNSON, JORDAN, LAFLEUR, LARVADAIN, LYONS, MARCELLE, NELSON, NEWELL, PIERRE, PRESSLY, ROMERO, SELDERS, STAGNI, THOMPSON, WHITE, WILLARD AND HUGHES

AN ACT

To amend and reenact R.S. 36:251(C)(1) and to enact R.S. 36:258(E) and R.S. 46:2527, relative to the office on women's health; to establish and provide for the office on women's health within the Louisiana Department of Health; to provide for an assistant secretary and staff of the office on women's health; to provide for the purposes, duties, and functions of the office on women's health; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 116 by Senator Barrow

AMENDMENT NO. 1

On page 3, line 8, change "the activities" to "its activities"

AMENDMENT NO. 2

On page 3, line 9, after "programs" delete the remainder of the line and insert in lieu thereof "with those of other entities that focus on"

AMENDMENT NO. 3

On page 3, line 14, change "The report shall be issued" to "The office shall issue the report"

AMENDMENT NO. 4

On page 3, line 16, delete "of women's health"

AMENDMENT NO. 5

On page 3, line 18, change "paragraph" to "Subsection"

AMENDMENT NO. 6

On page 3, line 21, change "office of women's health" to "office on women's health"

AMENDMENT NO. 7

On page 3, at the end of line 22, change "office of women's health," to "office on women's health."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crews to Reengrossed Senate Bill No. 116 by Senator Barrow

AMENDMENT NO. 1

On page 2, line 15, after "shall" and before "perform" insert "only provide services to a woman born as a biological female and"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schlegel to Reengrossed Senate Bill No. 116 by Senator Barrow

AMENDMENT NO. 1

On page 1, line 3, after "health" and before the semicolon ";" insert "and community health"

AMENDMENT NO. 2

On page 1, line 4, after "health" and before "within" insert "and community health"

AMENDMENT NO. 3

On page 1, line 5, after "health" and before the semicolon ";" insert "and community health"

AMENDMENT NO. 4

On page 1, line 6, after "health" and before the semicolon ";" insert "and community health"

AMENDMENT NO. 5

On page 2, line 1, after "health" and before the comma "," insert "and community health"

AMENDMENT NO. 6

On page 2, line 5, after "health" and before "shall" insert "and community health"

AMENDMENT NO. 7

On page 2, line 6, change "across the state" to "within the Louisiana Department of Health"

AMENDMENT NO. 8

On page 2, line 8, after "health" and before "shall" insert "and community health"

AMENDMENT NO. 9

On page 2, delete line 10 in its entirety and insert in lieu thereof the following: "strategies, services, programs, and initiatives that address women's health-related concerns. The department may consolidate efforts on women's health and community health within the department as deemed appropriate by the secretary of the department."

AMENDMENT NO. 10

On page 2, line 13, after "health" and before the semicolon ";" insert "and community health"

AMENDMENT NO. 11

On page 2, line 14, after "health" and before "is" insert "and community health"

AMENDMENT NO. 12

On page 2, line 19, after "Chronic" and before "conditions" insert "or acute"

AMENDMENT NO. 13

On page 2, line 20, after "cancer," and before "and" insert "obesity,"

AMENDMENT NO. 14

On page 2, line 24, after "women" and before the period "." insert "and communities"

AMENDMENT NO. 15

On page 2, line 25, after "health" and before "shall" insert "and community health"

AMENDMENT NO. 16

On page 3, line 2, change "may do any" to "and community health shall do all"

AMENDMENT NO. 17

Delete House Committee Amendment No. 1 by the House Committee on Health and Welfare (#3789)

AMENDMENT NO. 18

On page 3, delete line 8 in its entirety and insert in lieu thereof the following:

"D. The office on women's health and community health shall coordinate its activities and"

AMENDMENT NO. 19

On page 3, between lines 10 and 11, insert the following: "E. Seek funding through federal sources, grant programs, and other funding opportunities to carry out the duties and"

**functions provided for in this Section which are within the scope and purposes of the office."**

**AMENDMENT NO. 20**

On page 3, line 11, change "**E. The office on women's health**" to "**F. The office on women's health and community health**"

**AMENDMENT NO. 21**

On page 3, delete line 15 in its entirety and insert in lieu thereof the following:

**"G. No person employed by the office on women's health and community health or officially"**

**AMENDMENT NO. 22**

In House Committee Amendment No. 6 by the House Committee on Health and Welfare (#3789), on page 1, at the end of line 14, change "'office on women's health'" to "'office on women's health and community health'"

**AMENDMENT NO. 23**

Delete House Committee Amendment No. 7 by the House Committee on Health and Welfare (#3789)

**AMENDMENT NO. 24**

On page 3, delete line 22 in its entirety and insert in lieu thereof the following:

**"H. No public funds made available to the office on women's health and community health."**

Senator Barrow moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 33

**NAYS**

Total - 0

**ABSENT**

Boudreaux	Harris	Tarver
Fields	Lambert	

Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 124—**  
BY SENATOR ABRAHAM

**AN ACT**

To amend and reenact R.S. 17:221(E), relative to school attendance; to provide relative to reporting and recording attendance of certain students by the Louisiana Department of Education; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 124 by Senator Abraham

**AMENDMENT NO. 1**

On page 2, line 10, after "**attend**" change the comma "," to a period "." and delete the remainder of the line and delete line 11 in its entirety

**AMENDMENT NO. 2**

On page 2, line 18, after "**who is enrolled in**" and before "**an approved**" delete "**or has previously enrolled in**"

Senator Abraham moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 33

**NAYS**

Total - 0

**ABSENT**

Boudreaux	Harris	Tarver
Fields	Lambert	

Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 141—**

BY SENATOR MORRIS

**AN ACT**

To enact R.S. 22:860.1, relative to insurance contract requirements; to prohibit insurers from requiring or requesting a vaccination status for individuals, family members, and businesses; to prohibit insurers from requiring or requesting that a business adopt policies and procedures for vaccination status, or from requiring or requesting information on whether a business has adopted such policies and procedures; to prohibit the use of vaccination status for underwriting purposes; to prohibit insurers from using vaccination status for underwriting purposes; to provide for definitions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Engrossed Senate Bill No. 141 by Senator Morris

**AMENDMENT NO. 1**

On page 1, at the end of line 8, insert "to provide for exceptions;"

**AMENDMENT NO. 2**

On page 1, at the end of line 12, insert a semicolon ";" and "**exceptions**"

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AMENDMENT NO. 3

On page 2, delete lines 9 through 12 in their entirety

AMENDMENT NO. 4

On page 2, at the beginning of line 13, change "(5)" to "(4)"

AMENDMENT NO. 5

On page 2, between lines 15 and 16, insert the following:

"(5) "Insurer" means an authorized insurer as defined in R.S. 22:46 engaged in the business of making health, property, casualty, and liability insurance plans, including employees of the insurer, insurance producers, vendors, third-party administrators, and managing general agents."

AMENDMENT NO. 6

On page 2, delete lines 22 through 24 in their entirety

AMENDMENT NO. 7

On page 2, at the beginning line 25, change "(8)" to "(7)"

AMENDMENT NO. 8

On page 2, at the beginning line 27, change "(9)" to "(8)"

AMENDMENT NO. 9

On page 2, between lines 28 and 29, insert the following:

"(9) "Vaccine" means a preparation that is used to stimulate the body's immune response against diseases, usually administered through needle injections, but which can be administered by mouth or sprayed into the nose."

AMENDMENT NO. 10

On page 3, line 4, after "shall" insert "do either of the following"

AMENDMENT NO. 11

On page 4, line 3, after "provisions" and before the comma "1" insert "of law to the contrary"

AMENDMENT NO. 12

On page 4, line 4, change "shall" to "do"

AMENDMENT NO. 13

On page 4, after line 7, add the following:

"F. Nothing in this Section prohibits an insurer from incentivizing or rewarding an individual, family member, or business for voluntarily submitting vaccination status with respect to a wellness or health improvement program as provided for in R.S. 22:1017."

Senator Morris moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Abraham, Allain, Barrow, Bernard, Bouie, Cathey, Cloud, Connick, Fesi, Foil, Henry, Hensgens, Jackson, McMath, Milligan, Mills, F., Mizell, Morris, Peacock, Pope, Price, Reese, Stine, Talbot, Ward, White, Womack, Total - 30

NAYS

Carter, Luneau, Smith, Total - 3

ABSENT

Boudreaux, Fields, Harris, Lambert, Tarver, Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

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.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 160 by Senator Fields

AMENDMENT NO. 1

On page 2, delete lines 22 through 24 in their entirety and insert the following: "Do you support an amendment to make appointed members of the State Civil Service Commission subject to confirmation by the Louisiana Senate?"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gregory Miller to Engrossed Senate Bill No. 160 by Senator Fields

AMENDMENT NO. 1

On page 2, line 16, change "November 8," to "December 10,"

Senator Hewitt moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Boudreaux, Fields, Harris, Hensgens, Lambert, Tarver, Total - 6

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 192—**

BY SENATORS BOUDREAUX, BOUIE AND FOIL  
AN ACT

To enact R.S. 17:3138.10 and R.S. 36:651(K)(10), relative to postsecondary education for students with intellectual and developmental disabilities; to establish the Postsecondary Inclusive Education Fund as a special fund in the state treasury; to provide for the purposes of the fund; to create and provide for the Postsecondary Inclusive Education Advisory Council; to require annual reports with respect to the fund; and to provide for related matters.

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

**SENATE BILL NO. 203—**

BY SENATOR HEWITT  
AN ACT

To amend and reenact R.S. 17:236(A) and to enact Chapter 43-C of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4037.1 through 4037.8, relative to elementary and secondary education; to create and provide for the administration of a program to provide state funding for the education of students who are below grade level in reading and not enrolled in public school; to provide for responsibilities; to provide definitions; to provide relative to program funds; to provide relative to the eligibility of students, schools, and service providers; to require annual testing of participating students; to require certain annual reports; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 203 by Senator Hewitt

**AMENDMENT NO. 1**

On page 5, line 23, after "**R.S. 17:24.9**" change the comma "," to a period "." and delete the remainder of the line and delete lines 24 and 25

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative DeVillier to Reengrossed Senate Bill No. 203 by Senator Hewitt

**AMENDMENT NO. 1**

On page 1, line 3, after "4037.8," and before "relative," insert "and Chapter 43-D of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4037.11 through 4037.18,"

**AMENDMENT NO. 2**

On page 1, line 6, after "school;" and before "to provide" insert "to create and provide for the administration of a program to provide state funding for the education of certain other students who are not enrolled in public school;"

**AMENDMENT NO. 3**

On page 1, line 14, after "4037.8," and before "hereby" delete "is" and insert "and Chapter 43-D of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:4037.11 through 4037.18, are"

**AMENDMENT NO. 4**

On page 2, at the end of line 20, delete the period "." and insert "or if the child is eligible to participate in the Education Savings Account Program pursuant to R.S. 17:4037.14 and the child's parent has signed an agreement pursuant to R.S. 17:4037.14(A)(3)."

**AMENDMENT NO. 5**

On page 9, between lines 20 and 21, insert the following:

**"CHAPTER 43-D. EDUCATION SAVINGS ACCOUNT PROGRAM - MILITARY, FOSTER CARE, DENIED SCHOOL TRANSFERS"**

**§4037.11. Definitions**

As used in this Chapter the following terms have the following meanings, unless the context clearly indicates otherwise:

(1) "Account" means an education account established pursuant to this Chapter and composed of state funds deposited on behalf of a student eligible to participate in the program.

(2) "Account funds" means the funds deposited into an account on behalf of a participating student.

(3) "Department" means the state Department of Education.

(4) "Parent" means a parent, legal guardian, custodian, or other person or entity with legal authority to act on behalf of a student.

(5) "Participating school" means a nonpublic school participating in the program pursuant to the requirements of this Chapter.

(6) "Participating student" means a student who has been determined to be eligible to participate in the program and for whom an account has been established pursuant to this Chapter.

(7) "Program" means the program created by this Chapter.

(8) "Qualified education expenses" means any of the following:

(a) Tuition, fees, and textbooks required by a participating school or service provider.

(b) Tutoring services provided by an educator with a valid Louisiana teaching certificate.

(c) Supplemental materials required by a course of study for a particular content area.

(d) Technological devices used to meet the student's educational needs, subject to approval by the department or a licensed physician.

(9) "Resident school system" means the public school system in which the student would be enrolled based on his residence.

(10) "Service provider" means a person or an entity other than a participating school that provides services that are covered as qualified education expenses.

(11) "State board" means the State Board of Elementary and Secondary Education.

**§4037.12. Program creation and administration; powers and duties of the State Board of Elementary and Secondary Education and state Department of Education; rules**

The Education Savings Account Program is hereby created. The department shall administer the program, and the state board shall adopt rules and regulations for the administration of the program which shall, at minimum, provide for the following:

(1) Determination of the eligibility of students, participating schools, and service providers, including standards that schools and service providers shall meet as conditions of participation in the program.

(2) Audits of the program and accounts.

(3) The authority of the department to deem any participating student ineligible for the program and to refer a case involving the misuse of account funds to the attorney general for investigation.

(4) The authority of the department to contract with a vendor for the administration of the program or parts of the program.

**§4037.13. Account funds**

A. The department shall allocate to each account annually, from funds appropriated or otherwise made available for the program, an amount equal to the state's average per-pupil allocation as provided in the minimum foundation program formula, considering all student characteristics. The amount allocated to an account shall be appropriately prorated if a student transfers into the program after the beginning of a school year.

B. The department shall develop a system for parents to direct account funds to participating schools and service providers by electronic funds transfer, automated clearing house

transfer, or another system. The department may contract with a private financial management firm to manage the payment system.

C.(1) Account funds shall be used only for qualified education expenses for the participating student. Unused funds in an account, up to fifty percent of the total funds deposited into the account for the current school year, shall be retained in the student's account for the following school year.

(2) The account shall be closed and the funds in the account shall be returned to the state general fund if the student is determined to be no longer eligible, if an account has been inactive for two consecutive years, or if a parent fails to comply with the provisions of this Chapter or state board rules pertaining to the program.

§4037.14. Student eligibility; initial and continuing

A. A student is initially eligible for an account if he is eligible to enroll in kindergarten or was enrolled in a Louisiana public school during the previous school year and meets all of the following criteria:

(1) He meets at least one of the following criteria:

(a) He has a parent who is an active duty military service member.

(b) His parent submitted an enrollment request for an interdistrict or intradistrict transfer pursuant to R.S. 17:4035.1 during the most recent transfer request period and such request was denied.

(c) Pursuant to foster care placement through the Department of Children and Family Services, he is residing with a prospective permanent placement or has achieved permanency through adoption or permanent guardianship.

(2) The student's parent submits an application for an account to the department in accordance with program timelines.

(3) The student's parent signs an agreement promising all of the following:

(a) To provide an education for the participating student in at least the subjects of English language arts, mathematics, social studies, and science.

(b) Not to enroll the student in a public school while participating in the program.

(c) To use account funds only for qualified education expenses of the participating student.

(d) To comply with all program requirements.

B.(1) The signed agreement pursuant to Paragraph (A)(3) of this Section satisfies the compulsory school attendance requirements of R.S. 17:221. However, the parent of a participating student shall ensure the student is complying with the attendance requirements of the participating school or service provider. Each participating student who fails to comply with such attendance requirements shall be reported to the state director of child welfare and attendance by the participating school or service provider and shall be subject to the provisions of R.S. 17:233.

(2) A participating student is eligible to continue to participate in the program until he enrolls in a public school, he receives a high school diploma or its equivalent, or his account is closed.

C. A participating student shall not participate in any of the following concurrently with this program: any other education savings account program provided in this Title, the Course Choice Program, the Student Scholarships for Educational Excellence Program, the School Choice Program for Certain Students with Exceptionalities, or the Tuition Donation Credit Program.

§4037.15. Schools and service providers; eligibility; participation  
A. To be eligible to participate in the program, a school shall meet all of the following criteria:

(1) It has been approved, provisionally approved, or probationally approved by the state board pursuant to R.S. 17:11.

(2) It is in compliance with the criteria set forth in *Brumfield, et al. v. Dodd, et al.*, 425 F. Supp. 528 (E.D. La. 1977).

(3) It meets any other eligibility criteria set by the state board in program rules.

B. The state board shall provide eligibility criteria for service providers in program rules.

C. To be eligible to participate in the program, a school or service provider shall apply to the department to participate in the program and, if determined to be eligible, accept account funds for providing services covered as qualified education expenses.

D. If the department finds that a participating school or service provider has failed to maintain continuing eligibility criteria or has demonstrated gross or a persistent lack of academic competence, the department shall restrict the school's ability to serve additional students and may be terminated from the program. Such action shall be reported to the state board within three business days.

§4037.16. Student with exceptionalities

A. If a participating student enrolled in a participating school would have been entitled to receive special education services in the resident school system, his parent shall acknowledge in writing, as part of the program enrollment process, that the parent agrees to accept only such services as are available to all students enrolled in the participating school.

B. A parent may make a parental placement to receive special education and related services from a participating school that has demonstrated the capacity to offer such services.

C.(1) A participating school shall not discriminate against a child with special educational needs during the program admissions process. However, a participating school is required to offer only those services that it already provides or such services as necessary to assist students with special needs that it can provide with minor adjustments. A participating school may partner with the local school system to provide special education services.

(2) Information regarding the services a participating school can provide and the services the resident school system can provide to children with special needs who are enrolled in a participating school shall be made available by the department to parents prior to the enrollment process.

D. The department shall determine whether a participating school has a demonstrated capacity to offer special education services. A participating school that desires to offer special education services shall inform the department of the types of student exceptionalities as defined in R.S. 17:1942 that the school is able to serve. The department may authorize the school to provide such services only if the school has existed and provided educational services to students with exceptionalities as defined in R.S. 17:1942, excluding students deemed to be gifted or talented, for at least two years prior to participation in the program, and such provision of services is pursuant to an established program in place at the school that includes instruction by teachers holding appropriate certification in special education or other appropriate education or training as defined by the department and that is in accordance with a student's Individual Education Plan.

§4037.17. Testing

A. A participating school shall ensure that participating students are administered a nationally norm-referenced test or a statewide assessment and that the results of such examinations are provided to parents.

B. The department shall develop a process for the annual administration of assessments and the collection of results for participating students not enrolled full time in a participating school.

§4037.18. Reports

Not later than April thirtieth of each year, the department shall submit a written report to the House Committee on Education, the Senate Committee on Education, and the Joint Legislative Committee on the Budget regarding the implementation of the program. The report, at a minimum, shall include the following information:

(1) The total number of students participating in the program.

(2) A list of all participating schools and service providers.

(3) The total student enrollment of each participating school, the number of participating students enrolled in each school, and the percentage of the total enrollment of each school represented by program participants.



- (4) Aggregate test result data for participating students.
- (5) The percentage of funds used for each type of qualified education expense.
- (6) An analysis of the program's fiscal impact on the state and on local public school systems.
- (7) The results of a parental satisfaction survey.
- (8) The amount withheld by the department for administration of the program, including the amount retained by the department, the amount paid to vendors for the administration of the program, and the amount paid to vendors for managing the payment system."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Freiberg to Reengrossed Senate Bill No. 203 by Senator Hewitt

AMENDMENT NO. 1

On page 1, after "reenact" delete the remainder of the line and delete line 2 and insert "R.S. 17:236(A) and 416.13(D)(3)(f)(i) and (v) and to enact Chapter 43-C of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4037.1 through 4037.8, Chapter 43-D of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4037.11 through 4037.18, and Chapter 43-E of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4037.21 through 4037.28, relative"

AMENDMENT NO. 2

On page 1, line 6, after "school;" and before "to provide" insert "to create and provide for the administration of a program to provide state funding for the education of certain other students who are not enrolled in public school; to provide relative to parental options under certain circumstances related to bullying in public schools; to create and provide for the administration of a program to provide state funding for the education of certain students who have been victims of bullying and who are not enrolled in public school,"

AMENDMENT NO. 3

On page 1, delete lines 12 through 14 and insert the following:  
 "Section 1. R.S. 17:236(A) and 416.13(D)(3)(f)(i) and (v) are hereby amended and reenacted and Chapter 43-C of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:4037.1 through 4037.8, Chapter 43-D of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:4037.21 through 4037.28, and Chapter 43-E of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:4037.21 through 4037.28, are hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 2, at the end of line 20, delete the period "." and insert "or if the child is eligible to participate in an education savings account program pursuant to R.S. 17:4037.14 or R.S. 17:4037.24 and his parent has signed an agreement pursuant to R.S. 17:4037.14(A)(3) or R.S. 17:4037.24(A)(3)."

AMENDMENT NO. 5

On page 2, between lines 21 and 22, insert the following:  
 "\$416.13. Student code of conduct; requirement; bullying; prohibition; notice; reporting; accountability  
 \* \* \*

D. The State Board of Elementary and Secondary Education, in collaboration with the state Department of Education, shall develop and adopt rules and regulations to implement the provisions of this Section relative to the procedures and processes to be used to report and investigate bullying and which shall include but not be limited to:  
 \* \* \*

(3) Investigation Procedure. The State Board of Elementary and Secondary Education shall develop and adopt a procedure for the investigation of reports of bullying of a student by another student. The procedure shall include the following:  
 \* \* \*

(f) Parental Relief. (i) If a parent, legal guardian, teacher, or other school official has made ~~four~~ **two** or more reports of separate instances of bullying, as provided in Paragraph (2) of this Subsection,

and either no investigation pursuant to Paragraph (3) of this Subsection has occurred or no resolution that is acceptable to the parent or legal guardian has been reached, the parent or legal guardian with responsibility for decisions regarding the education of the victim about whom the report or reports have been made may exercise an option to apply for an education savings account as provided in Chapter 43-E of this Title or to have the student enroll in or attend another school operated by the governing authority of the public elementary or secondary school in which the student was enrolled on the dates when at least ~~three~~ **one** of the reports ~~were~~ **was** submitted as provided in Items (ii) through (v) of this Subparagraph. Any student who has been the victim of bullying that involved sexual assault as defined in R.S. 46:2184 where the perpetrator is a student at the victim's school may exercise an option after the first such incident of sexual assault to apply for an education savings account as provided in Chapter 43-E of this Title or to have the student enroll in or attend another school operated by the governing authority of the public elementary or secondary school in which the student was enrolled.  
 \* \* \*

(v) At the end of any school year, the parent or legal guardian may make a request to the governing authority of the school at which the student was enrolled when at least ~~three~~ **one** of the reports ~~were~~ **was** filed to transfer the student back to the school. The governing authority shall make a seat available at the school at which the student was originally enrolled. No other schools shall qualify for transfer under this Subparagraph.  
 \* \* \*

AMENDMENT NO. 6

On page 9, between lines 20 and 21, insert the following:

"CHAPTER 43-D. EDUCATION SAVINGS ACCOUNT PROGRAM - MILITARY, FOSTER CARE, DENIED SCHOOL TRANSFERS

§4037.11. Definitions

As used in this Chapter the following terms have the following meanings, unless the context clearly indicates otherwise:

- (1) "Account" means an education account established pursuant to this Chapter and composed of state funds deposited on behalf of a student eligible to participate in the program.
- (2) "Account funds" means the funds deposited into an account on behalf of a participating student.
- (3) "Department" means the state Department of Education.
- (4) "Parent" means a parent, legal guardian, custodian, or other person or entity with legal authority to act on behalf of a student.
- (5) "Participating school" means a nonpublic school participating in the program pursuant to the requirements of this Chapter.
- (6) "Participating student" means a student who has been determined to be eligible to participate in the program and for whom an account has been established pursuant to this Chapter.
- (7) "Program" means the program created by this Chapter.
- (8) "Qualified education expenses" means any of the following:
  - (a) Tuition, fees, and textbooks required by a participating school or service provider.
  - (b) Tutoring services provided by an educator with a valid Louisiana teaching certificate.
  - (c) Supplemental materials required by a course of study for a particular content area.
  - (d) Technological devices used to meet the student's educational needs, subject to approval by the department or a licensed physician.
  - (9) "Resident school system" means the public school system in which the student would be enrolled based on his residence.
  - (10) "Service provider" means a person or an entity other than a participating school that provides services that are covered as qualified education expenses.
  - (11) "State board" means the State Board of Elementary and Secondary Education.

§4037.12. Program creation and administration; powers and duties of the State Board of Elementary and Secondary Education and state Department of Education; rules

The Education Savings Account Program is hereby created. The department shall administer the program, and the state board shall adopt rules and regulations for the administration of the program which shall, at minimum, provide for the following:

(1) Determination of the eligibility of students, participating schools, and service providers, including standards that schools and service providers shall meet as conditions of participation in the program.

(2) Audits of the program and accounts.

(3) The authority of the department to deem any participating student ineligible for the program and to refer a case involving the misuse of account funds to the attorney general for investigation.

(4) The authority of the department to contract with a vendor for the administration of the program or parts of the program.

§4037.13. Account funds

A. The department shall allocate to each account annually, from funds appropriated or otherwise made available for the program, an amount equal to the state's average per-pupil allocation as provided in the minimum foundation program formula, considering all student characteristics. The amount allocated to an account shall be appropriately prorated if a student transfers into the program after the beginning of a school year.

B. The department shall develop a system for parents to direct account funds to participating schools and service providers by electronic funds transfer, automated clearing house transfer, or another system. The department may contract with a private financial management firm to manage the payment system.

C.(1) Account funds shall be used only for qualified education expenses for the participating student. Unused funds in an account, up to fifty percent of the total funds deposited into the account for the current school year, shall be retained in the student's account for the following school year.

(2) The account shall be closed and the funds in the account shall be returned to the state general fund if the student is determined to be no longer eligible, if an account has been inactive for two consecutive years, or if a parent fails to comply with the provisions of this Chapter or state board rules pertaining to the program.

§4037.14. Student eligibility; initial and continuing

A. A student is initially eligible for an account if he is eligible to enroll in kindergarten or was enrolled in a Louisiana public school during the previous school year and meets all of the following criteria:

(1) He meets at least one of the following criteria:

(a) He has a parent who is an active duty military service member.

(b) His parent submitted an enrollment request for an interdistrict or intradistrict transfer pursuant to R.S. 17:4035.1 during the most recent transfer request period and such request was denied.

(c) Pursuant to foster care placement through the Department of Children and Family Services, he is residing with a prospective permanent placement or has achieved permanency through adoption or permanent guardianship.

(2) The student's parent submits an application for an account to the department in accordance with program timelines.

(3) The student's parent signs an agreement promising all of the following:

(a) To provide an education for the participating student in at least the subjects of English language arts, mathematics, social studies, and science.

(b) Not to enroll the student in a public school while participating in the program.

(c) To use account funds only for qualified education expenses of the participating student.

(d) To comply with all program requirements.

B.(1) The signed agreement pursuant to Paragraph (A)(3) of this Section satisfies the compulsory school attendance requirements of R.S. 17:221. However, the parent of a participating student shall ensure the student is complying with the attendance requirements of the participating school or service provider. Each participating student who fails to comply with such attendance requirements shall be reported to the state director of child welfare and attendance by the participating school or service provider and shall be subject to the provisions of R.S. 17:233.

(2) A participating student is eligible to continue to participate in the program until he enrolls in a public school, he receives a high school diploma or its equivalent, or his account is closed.

C. A participating student shall not participate in any of the following concurrently with this program: any other education savings account program provided in this Title, the Course Choice Program, the Student Scholarships for Educational Excellence Program, the School Choice Program for Certain Students with Exceptionalities, or the Tuition Donation Credit Program.

§4037.15. Schools and service providers; eligibility; participation

A. To be eligible to participate in the program, a school shall meet all of the following criteria:

(1) It has been approved, provisionally approved, or probationally approved by the state board pursuant to R.S. 17:11.

(2) It is in compliance with the criteria set forth in Brumfield, et al. v. Dodd, et al., 425 F. Supp. 528 (E.D. La. 1977).

(3) It meets any other eligibility criteria set by the state board in program rules.

B. The state board shall provide eligibility criteria for service providers in program rules.

C. To be eligible to participate in the program, a school or service provider shall apply to the department to participate in the program and, if determined to be eligible, accept account funds for providing services covered as qualified education expenses.

D. If the department finds that a participating school or service provider has failed to maintain continuing eligibility criteria or has demonstrated gross or a persistent lack of academic competence, the department shall restrict the school's ability to serve additional students and may be terminated from the program. Such action shall be reported to the state board within three business days.

§4037.16. Student with exceptionalities

A. If a participating student enrolled in a participating school would have been entitled to receive special education services in the resident school system, his parent shall acknowledge in writing, as part of the program enrollment process, that the parent agrees to accept only such services as are available to all students enrolled in the participating school.

B. A parent may make a parental placement to receive special education and related services from a participating school that has demonstrated the capacity to offer such services.

C.(1) A participating school shall not discriminate against a child with special educational needs during the program admissions process. However, a participating school is required to offer only those services that it already provides or such services as necessary to assist students with special needs that it can provide with minor adjustments. A participating school may partner with the local school system to provide special education services.

(2) Information regarding the services a participating school can provide and the services the resident school system can provide to children with special needs who are enrolled in a participating school shall be made available by the department to parents prior to the enrollment process.

D. The department shall determine whether a participating school has a demonstrated capacity to offer special education services. A participating school that desires to offer special education services shall inform the department of the types of student exceptionalities as defined in R.S. 17:1942 that the school is able to serve. The department may authorize the school to

provide such services only if the school has existed and provided educational services to students with exceptionalities as defined in R.S. 17:1942, excluding students deemed to be gifted or talented, for at least two years prior to participation in the program, and such provision of services is pursuant to an established program in place at the school that includes instruction by teachers holding appropriate certification in special education or other appropriate education or training as defined by the department and that is in accordance with a student's Individual Education Plan.

#### §4037.17. Testing

A. A participating school shall ensure that participating students are administered a nationally norm-referenced test or a statewide assessment and that the results of such examinations are provided to parents.

B. The department shall develop a process for the annual administration of assessments and the collection of results for participating students not enrolled full time in a participating school.

#### §4037.18. Reports

Not later than April thirtieth of each year, the department shall submit a written report to the House Committee on Education, the Senate Committee on Education, and the Joint Legislative Committee on the Budget regarding the implementation of the program. The report, at a minimum, shall include the following information:

(1) The total number of students participating in the program.

(2) A list of all participating schools and service providers.

(3) The total student enrollment of each participating school, the number of participating students enrolled in each school, and the percentage of the total enrollment of each school represented by program participants.

(4) Aggregate test result data for participating students.

(5) The percentage of funds used for each type of qualified education expense.

(6) An analysis of the program's fiscal impact on the state and on local public school systems.

(7) The results of a parental satisfaction survey.

(8) The amount withheld by the department for administration of the program, including the amount retained by the department, the amount paid to vendors for the administration of the program, and the amount paid to vendors for managing the payment system.

### CHAPTER 43-E. EDUCATION SAVINGS ACCOUNT PROGRAM FOR CERTAIN STUDENTS WHO HAVE BEEN VICTIMS OF BULLYING

#### §4037.21. Definitions

As used in this Chapter the following terms have the following meanings, unless the context clearly indicates otherwise:

(1) "Account" means an education account established pursuant to this Chapter and composed of state funds deposited on behalf of a student eligible to participate in the program.

(2) "Account funds" means the funds deposited into an account on behalf of a participating student.

(3) "Department" means the state Department of Education.

(4) "Parent" means a parent, legal guardian, custodian, or other person or entity with legal authority to act on behalf of a student.

(5) "Participating school" means a nonpublic school participating in the program pursuant to the requirements of this Chapter.

(6) "Participating student" means a student who has been determined to be eligible to participate in the program and for whom an account has been established pursuant to this Chapter.

(7) "Program" means the program created by this Chapter.

(8) "Qualified education expenses" means any of the following:

(a) Tuition, fees, and textbooks required by a participating school or service provider.

(b) Instructional or tutoring services.

(c) Supplemental materials required by a course of study for a particular content area.

(d) Technological devices used to meet the student's educational needs, subject to approval by the department or a licensed physician.

(9) "Resident school system" means the public school system in which the student would be enrolled based on his residence.

(10) "Service provider" means a person or an entity other than a participating school that provides services that are covered as qualified education expenses.

(11) "State board" means the State Board of Elementary and Secondary Education.

#### §4037.22. Program creation and administration; powers and duties of the State Board of Elementary and Secondary Education and state Department of Education; rules

The Education Savings Account Program is hereby created. The department shall administer the program, and the state board shall adopt rules and regulations for the administration of the program which shall, at minimum, provide for the following:

(1) Determination of the eligibility of students, participating schools, and service providers, including standards that schools and service providers shall meet as conditions of participation in the program.

(2) Audits of the program and accounts.

(3) The authority of the department to deem any participating student ineligible for the program and to refer a case involving the misuse of account funds to the attorney general for investigation.

(4) The authority of the department to contract with a vendor or provider for the administration of the program or parts of the program.

(5) A requirement that the program shall begin enrolling participating students not later than the beginning of the 2023-2024 school year.

#### §4037.23. Account funds

A. The department shall allocate to each account annually, from funds appropriated or otherwise made available for the program, an amount equal to the state's average per-pupil allocation as provided in the minimum foundation program formula, considering all student characteristics. The amount allocated to an account shall be appropriately prorated if a student transfers into the program after the beginning of a school year. The department may withhold up to five percent of funds allocated for each account annually for program administration.

B. The department shall develop a system for parents to direct account funds to participating schools and service providers by electronic funds transfer, automated clearing house transfer, or another system. The department may contract with a private financial management firm to manage the payment system.

C.(1) Account funds shall be used only for qualified education expenses for the participating student. Unused funds in an account, up to fifty percent of the total funds deposited into the account for the current school year, shall be retained in the student's account for the following school year.

(2) The account shall be closed and the funds in the account shall be returned to the state general fund if the student is determined to be no longer eligible, if an account has been inactive for two consecutive years, or if a parent fails to comply with the provisions of this Chapter or state board rules pertaining to the program.

#### §4037.24. Student eligibility; initial and continuing

A. A student is initially eligible for an account if he is eligible to enroll in kindergarten or was enrolled in a Louisiana public school during the previous school year and meets all of the following criteria:

(1) He has been the victim of bullying under the conditions provided in R.S. 17:416.13(D)(3)(f)(i).

(2) The student's parent submits an application for an account to the department in accordance with program timelines.

(3) The student's parent signs an agreement promising all of the following:

(a) To provide an education for the participating student in at least the subjects of English language arts, mathematics, social studies, and science.

(b) Not to enroll the student in a public school while participating in the program.

(c) To use account funds only for qualified education expenses of the participating student.

(d) To comply with all program requirements.

B.(1) The signed agreement pursuant to Paragraph (A)(3) of this Section satisfies the compulsory school attendance requirements of R.S. 17:221. However, the parent of a participating student shall ensure the student is complying with the attendance requirements of the participating school or service provider. Each participating student who fails to comply with such attendance requirements shall be reported to the state director of child welfare and attendance by the participating school or service provider and shall be subject to the provisions of R.S. 17:233.

(2) A participating student is eligible to continue to participate in the program until he enrolls in a public school, he receives a high school diploma or its equivalent, or his account is closed.

C. A participating student shall not participate in any of the following concurrently with this program: any other education savings account program provided in this Title, the Course Choice Program, the Student Scholarships for Educational Excellence Program, the School Choice Program for Certain Students with Exceptionalities, or the Tuition Donation Credit Program.

§4037.25. Schools and service providers; eligibility; participation  
A. To be eligible to participate in the program, a school shall meet all of the following criteria:

(1) It has been approved, provisionally approved, or probationally approved by the state board pursuant to R.S. 17:11.

(2) It is in compliance with the criteria set forth in Brumfield, et al. v. Dodd, et al., 425 F. Supp. 528 (E.D. La. 1977).

(3) It meets any other eligibility criteria set by the state board in program rules.

B. The state board shall provide eligibility criteria for service providers in program rules in a way that maximizes provider participation.

C. To be eligible to participate in the program, a school or service provider shall apply to the department to participate in the program and, if determined to be eligible, accept account funds for providing services covered as qualified education expenses.

D. If the department finds that a participating school or service provider has failed to maintain continuing eligibility criteria or has demonstrated gross or a persistent lack of academic competence, the department shall restrict the school's ability to serve additional students and may be terminated from the program. Such action shall be reported to the state board within three business days.

§4037.26. Student with exceptionalities

A. If a participating student enrolled in a participating school would have been entitled to receive special education services in the resident school system, his parent shall acknowledge in writing, as part of the program enrollment process, that the parent agrees to accept only such services as are available to all students enrolled in the participating school.

B. A parent may make a parental placement to receive special education and related services from a participating school that has demonstrated the capacity to offer such services.

C.(1) A participating school shall not discriminate against a child with special educational needs during the program admissions process. However, a participating school is required to offer only those services that it already provides or such services as necessary to assist students with special needs that it can provide with minor adjustments. A participating school may partner with the local school system to provide special education services.

(2) Information regarding the services a participating school can provide and the services the resident school system can provide to children with special needs who are enrolled in a

participating school shall be made available by the department to parents prior to the enrollment process.

D. The department shall determine whether a participating school has a demonstrated capacity to offer special education services. A participating school that desires to offer special education services shall inform the department of the types of student exceptionalities as defined in R.S. 17:1942 that the school is able to serve. The department may authorize the school to provide such services only if the school has existed and provided educational services to students with exceptionalities as defined in R.S. 17:1942, excluding students deemed to be gifted or talented, for at least two years prior to participation in the program, and such provision of services is pursuant to an established program in place at the school that includes instruction by teachers holding appropriate certification in special education or other appropriate education or training as defined by the department and that is in accordance with a student's Individual Education Plan.

§4037.27. Testing

A. The department shall develop a process for the annual administration of either of the following to participating students:

(1) Any examination required pursuant to the school and district accountability system at the prescribed grade level.

(2) A nationally norm-referenced test or statewide assessment.

B. The department shall develop a process for the collection and aggregate reporting of results and shall ensure that the results of such assessments are provided to parents of participating students.

§4037.28. Reports

Not later than April thirtieth of each year, the department shall submit a written report to the House Committee on Education, the Senate Committee on Education, and the Joint Legislative Committee on the Budget regarding the implementation of the program. The report, at a minimum, shall include the following information:

(1) The total number of students participating in the program.

(2) A list of all participating schools and service providers.

(3) The total student enrollment of each participating school, the number of participating students enrolled in each school, and the percentage of the total enrollment of each school represented by program participants.

(4) Aggregate test result data for participating students.

(5) The percentage of funds used for each type of qualified education expense.

(6) An analysis of the program's fiscal impact on the state and on local public school systems.

(7) The results of a parental satisfaction survey.

(8) The amount withheld by the department for administration of the program, including the amount retained by the department, the amount paid to vendors for the administration of the program, and the amount paid to vendors for managing the payment system."

Senator Hewitt moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Foil	Peacock
Abraham	Henry	Pope
Allain	Hensgens	Price
Barrow	Hewitt	Reese
Bernard	Luneau	Smith
Bouie	McMath	Stine
Carter	Milligan	Talbot
Cathey	Mills, F.	Ward
Cloud	Mills, R.	White

Connick Fesi Total - 32	Mizell Morris	Womack
	NAYS	
Jackson Total - 1		
	ABSENT	
Boudreaux Fields Total - 5	Harris Lambert	Tarver

The Chair declared the Senate rejected the amendments proposed by the House.

**SENATE BILL NO. 209—**  
BY SENATOR STINE

AN ACT

To amend and reenact R.S. 22:1969(A)(1), relative to the commissioner of insurance; to authorize the commissioner to order certain penalties to persons engaging in an unfair method of competition or an unfair or deceptive act or practice; to increase the maximum penalties for violations; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 209 by Senator Stine

AMENDMENT NO. 1

On page 1, line 8, after "Violations" delete the comma "," and insert a semicolon ";"

Senator Stine moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Foil	Morris
Abraham	Henry	Peacock
Allain	Hensgens	Pope
Barrow	Hewitt	Price
Bernard	Jackson	Reese
Bouie	Luneau	Smith
Carter	McMath	Stine
Cathy	Milligan	Talbot
Cloud	Mills, F.	Ward
Connick	Mills, R.	White
Fesi	Mizell	Womack
Total - 33		

NAYS

Total - 0

ABSENT

Boudreaux Fields Total - 5	Harris Lambert	Tarver
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The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 212—**

BY SENATORS STINE, FESI AND SMITH  
AN ACT

To enact Chapter 22 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2651 through 2657, relative to establishing a mediation program for a catastrophic event; to provide insureds an alternative way to settle residential property insurance claims; to provide terms and conditions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 212 by Senator Stine

AMENDMENT NO. 1

On page 2, line 17, change "is" to "has" and after "purpose" and before "providing" insert "in"

AMENDMENT NO. 2

On page 2, line 21, change "Every" to "Any"

AMENDMENT NO. 3

On page 2, line 23, change "in situations that" to "if"

AMENDMENT NO. 4

On page 3, line 1, change "any" to "for any"

AMENDMENT NO. 5

On page 3, line 2, change "which" to "if the"

AMENDMENT NO. 6

On page 3, at the beginning of line 5, insert "A."

AMENDMENT NO. 7

On page 3, line 7, delete "of insurance"

AMENDMENT NO. 8

On page 3, line 11, after the period "." delete the remainder of the line and delete line 12 in its entirety

AMENDMENT NO. 9

On page 3, line 20, after "followed" and before the period "." insert "by the insurer and insured"

AMENDMENT NO. 10

On page 3, line 29, change "The insurer or the insured that" to "An insurer or insured who"

AMENDMENT NO. 11

On page 4, delete line 1 in its entirety and insert in lieu thereof the following: "via telephone, video conference, or other similar electronic means is authorized to do so, if the"

AMENDMENT NO. 12

On page 4, between lines 8 and 9, insert the following:

**"B. The department shall maintain a list of mediation firms that comply with the provisions of this Section on the department's website. The list shall include the following information for each firm:**

- (1) The firm's official name.**
- (2) The firm's contact information.**
- (3) The firm's address.**
- (4) The firm's telephone number."**

AMENDMENT NO. 13

On page 4, line 10, change "The" to "An"

AMENDMENT NO. 14

On page 4, line 12, change "of the cost" to "costs"

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AMENDMENT NO. 15

On page 4, line 18, change "conference" to "conference."

AMENDMENT NO. 16

On page 4, line 23, change "conference" to "conference."

AMENDMENT NO. 17

On page 5, line 4, change "perils like" to "perils, such as"

AMENDMENT NO. 18

On page 5, line 22, change "each" to "their"

AMENDMENT NO. 19

On page 5, line 23, change "like" to "including but not limited to" and change "or" to "and"

AMENDMENT NO. 20

On page 5, line 26, change "litigation" to "litigation."

AMENDMENT NO. 21

On page 5, line 27, after "apply" and before the period "." insert "to the statements and documents"

AMENDMENT NO. 22

On page 7, line 12, after "implement" and before "this" insert "the provisions of"

Senator Stine moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Foil	Morris
Abraham	Henry	Peacock
Allain	Hensgens	Pope
Barrow	Hewitt	Price
Bernard	Jackson	Reese
Bouie	Luneau	Smith
Carter	McMath	Stine
Cathey	Milligan	Talbot
Cloud	Mills, F.	Ward
Connick	Mills, R.	White
Fesi	Mizell	Womack
Total - 33		

NAYS

Total - 0

ABSENT

Boudreaux	Harris	Tarver
Fields	Lambert	
Total - 5		

The Chair declared the Senate rejected the amendments proposed by the House.

SENATE BILL NO. 224—  
BY SENATOR HEWITT

AN ACT

To enact R.S. 42:17.2, relative to meetings of legislative houses and committees during a gubernatorially declared state of disaster or emergency; to provide for public input; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 224 by Senator Hewitt

AMENDMENT NO. 1

On page 1, delete line 2 and insert "To amend and reenact R.S. 42:17.1(A)(introductory paragraph), to enact R.S. 42:17.2, and to repeal R.S. 24:7.1, relative to meetings of public bodies including houses of the legislature and committees thereof during a"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, insert "to provide relative participation in certain meetings by teleconferencing;"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." insert "R.S. 42:17.1(A)(introductory paragraph) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 6 and 7, insert:

"§17.1. Exception for meetings during a gubernatorially declared disaster or emergency

\* \* \*

A. Notwithstanding any other provision of this Chapter to the contrary, a public body, **except the legislature or a committee or subcommittee thereof**, may conduct and its members may attend and participate in a meeting via electronic means provided:

\* \* \*

AMENDMENT NO. 5

On page 1, line 10, after "or" and before "legislative" insert "a"

AMENDMENT NO. 6

On page 2, line 26, after "or" and before "legislative" insert "a"

AMENDMENT NO. 7

On page 2, line 28, after "or" and before "legislative" insert "a"

AMENDMENT NO. 8

On page 3, between lines 20 and 21, insert the following:

"Section 2. R.S. 24:7.1 is hereby repealed in its entirety."

AMENDMENT NO. 9

On page 3, at the beginning of line 21, change "Section 2." to "Section 3."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 224 by Senator Hewitt

AMENDMENT NO. 1

In House Committee Amendment No. 4, proposed by the House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 224 by Senator Hewitt, delete line 15

Senator Hewitt moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Foil	Morris
Abraham	Henry	Peacock
Allain	Hensgens	Pope
Barrow	Hewitt	Price
Bernard	Jackson	Reese
Bouie	Luneau	Smith
Carter	McMath	Stine
Cathey	Milligan	Talbot

Cloud	Mills, F.	Ward
Connick	Mills, R.	White
Fesi	Mizell	Womack

Total - 33

NAYS

Total - 0

ABSENT

Boudreaux	Harris	Tarver
Fields	Lambert	

Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 280—**  
BY SENATOR BERNARD

AN ACT

To amend and reenact R.S. 38:21, 22, 23, 26(C), 27, and 28(B), and to enact R.S. 38:28(C) and (D), relative to DOTD and the inspection, regulation, and supervision of all present or future dams within the state; to provide for additional requirements for the engineer; to provide for certain penalties; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 280 by Senator Bernard

AMENDMENT NO. 1

On page 2, line 5, following "which (+)" change "is" to "**has**"

AMENDMENT NO. 2

On page 3, line 24, following "C." delete "\* \* \*" and insert:  
"The commission or political subdivision under whose authority the following dams are established, is hereby authorized to transfer the maintenance and operation thereof to the Department of Transportation and Development, office of engineering, and the Department of Transportation and Development, office of engineering, is hereby authorized and directed to operate and maintain the dam, water-control structures, gates, spillway, and related appurtenances to the extent that it deems necessary to ensure that the manmade impoundment structure and the attendant water-control devices are functioning to design capabilities."

Senator Bernard moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 33

NAYS

Total - 0

ABSENT

Boudreaux	Harris	Tarver
Fields	Lambert	

Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 297—**

BY SENATORS BARROW, BERNARD, BOUDREAU, BOUIE, CARTER, CONNICK, FIELDS, HEWITT, JACKSON, MIZELL, POPE, PRICE AND SMITH

AN ACT

To amend and reenact R.S. 17:3399.12(5)(a) and (b), 3399.13.1(F), 3399.16(A) and (E), and 3399.18(B)(17), (E), and (F), relative to power-based violence at public postsecondary institutions; to provide relative to definitions and implementation of the Campus Accountability and Safety Act; to require a report to the legislature; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Freiberg to Engrossed Senate Bill No. 297 by Senator Barrow

AMENDMENT NO. 1

On page 1, line 3, after "reenact" and before "3399.13.1(F)," delete "R.S. 17:3399.12(5)(a) and (b)," and insert "R.S. 17:3399.12(3) and (5)(a) and (b),"

AMENDMENT NO. 2

On page 1, line 8, after "Section 1." and before "3399.13.1(F)," delete "R.S. 17:3399.12(5)(a) and (b)," and insert "R.S. 17:3399.12(3) and (5)(a) and (b),"

AMENDMENT NO. 3

On page 1, between lines 13 and 14, insert the following:

- "(3) "Employee" means:
- (a)(i) An administrative officer, official, or employee of a public postsecondary education board or institution.
  - (ii) Anyone appointed to a public postsecondary education board or institution.
  - (iii) Anyone employed by or through a public postsecondary education board or institution.
  - (iv) Anyone employed by a foundation or association related to a public postsecondary education management board or institution.
- (b) "Employee" does not include a student enrolled at a public postsecondary institution whose employment is contingent upon enrollment as a student, unless the student works for the institution in a position such as a teaching assistant or a residential advisor.

Senator Barrow moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

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Fesi	Mizell	Womack
Total - 33		
	NAYS	
Total - 0		
	ABSENT	

Boudreaux	Harris	Tarver
Fields	Lambert	
Total - 5		

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 304—**  
BY SENATOR CATHEY

AN ACT

To amend and reenact R.S. 15:571.3(B)(1)(a), the introductory paragraph of (C), (D), and (F) and to enact R.S. 15:571.3(G), relative to diminution of a sentence for good behavior; to provide for reduction of good time credit for offenders convicted of murder of first responders and peace officers; to provide that good time credit does not include incarceration prior to conviction for certain offenses; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 304 by Senator Cathey

AMENDMENT NO. 1

On page 1, line 5, after "officers;" delete the remainder of the line

AMENDMENT NO. 2

On page 1, delete line 6 in its entirety and insert "and to provide for"

AMENDMENT NO. 3

On page 2, line 25, after "**victim**" delete the remainder of the line and insert the following: "**killed in the line of duty as a peace officer or first responder**"

AMENDMENT NO. 4

On page 2, line 27, after "**custody.**" delete the remainder of the line and delete line 28 in its entirety

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Echols to Reengrossed Senate Bill No. 304 by Senator Cathey

AMENDMENT NO. 1

On page 3, after line 22, insert the following:  
"Section 3. This Act shall be known and may be cited as "David's Law" on behalf of David Elahi."

Senator Cathey moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Henry	Pope
Abraham	Hensgens	Price
Allain	Hewitt	Reese
Barrow	Jackson	Smith
Bernard	Luneau	Stine

Bouie	McMath	Talbot
Carter	Milligan	Ward
Cathey	Mills, F.	White
Cloud	Mizell	Womack
Connick	Morris	
Foil	Peacock	
Total - 31		

NAYS

Total - 0

ABSENT

Boudreaux	Harris	Tarver
Fesi	Lambert	
Fields	Mills, R.	
Total - 7		

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 311—**  
BY SENATOR MILLIGAN

AN ACT

To enact R.S. 29:726(E)(30) and (31), relative to the Governor's Office of Homeland Security and Emergency Preparedness; to provide for authority and responsibilities; to provide for promulgation of rules; to provide for an annual emergency preparedness class; to provide for disbursement of assets and diversion of resources during an emergency; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 311 by Senator Milligan

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert the following: "amend and reenact R.S. 29:726.5(B) and to enact R.S. 29:726(E)(30) and (31) and 726.5(C)(4), relative to the Governor's Office of Homeland"

AMENDMENT NO. 2

On page 1, line 8, after "Section 1." delete the rest of the line and insert the following:

"R.S. 29:726.5(B) is hereby amended and reenacted and R.S. 29:726(E)(30) and (31) and 726.5(C)(4) are hereby enacted to read as follows:

AMENDMENT NO. 3

On page 2, after line 7, add the following:  
"§726.5. Louisiana Commission on Nonprofit Safety and Security  
\* \* \*

B. The commission shall be comprised of the following members:

(1) The director of the Governor's Office of Homeland Security and Emergency Preparedness, or his designee, ~~who shall serve as chair of the commission.~~

~~(2) A representative of the governor's office appointed by the governor.~~

~~(3)(2) The chair of the House Select Committee on Homeland Security or his designee.~~

~~(4)(3) The chair of the Senate Select Committee on Homeland Security or his designee.~~

~~(5)(4) The superintendent of state police or his designee.~~

~~(6) The executive director of the Louisiana Sheriffs' Association or his designee.~~

~~(7) The executive director of the Louisiana Association of Chiefs of Police or his designee.~~

~~(8)(5) The executive director of the Louisiana Interchurch Conference or his designee.~~



~~(9) The executive director of the Louisiana Association of Nonprofit Organizations.~~

C. \* \* \*

(4) The commission shall elect a chairman by a vote of a majority of the members.

\* \* \*

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mike Johnson to Engrossed Senate Bill No. 311 by Senator Milligan

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 1, 2, and 3 by the House Committee on Judiciary (#4341).

AMENDMENT NO. 2

On page 1, line 2, after "To" and before "relative" delete "enact R.S. 29:726(E)(30) and (31)," and insert the following: "amend and reenact R.S. 29:726.5(A), (B), and (D) and 726.6(A), (B), (C)(1), and (D) and to enact R.S. 29:726(E)(30) and 726.5(C)(4),"

AMENDMENT NO. 3

On page 1, line 6, after "emergency;" and before "and" insert "to provide for the Louisiana Commission on School and Nonprofit Security; to provide for a fund;"

AMENDMENT NO. 4

On page 1, line 8, after "Section 1." and before "and" delete "R.S. 29:726(E)(30) and (31)" and insert the following:

"R.S. 29:726.5(A), (B), and (D) and 726.6(A), (B), (C)(1), and (D) are hereby amended and reenacted and R.S. 29:726(E)(30) and 726.5(C)(4)"

AMENDMENT NO. 5

On page 1, delete line 15 through 17, and on page 2, delete lines 1 and 2

AMENDMENT NO. 6

On page 2, at the beginning of line 3, change "(31)" to "(30)" and change "January 1, 2023," to "August 1, 2022,"

AMENDMENT NO. 7

On page 2, at the end of line 6, add the following:

"For purposes of expeditious implementation of the provisions of this Paragraph, the office shall utilize emergency rulemaking for the promulgation of the initial administrative rules."

AMENDMENT NO. 8

On page 2, after line 7, add the following:

"§726.5. Louisiana Commission on School and Nonprofit Safety and Security

A. The Louisiana Commission on School and Nonprofit Safety and Security, hereinafter referred to as the "commission", is hereby established within the Governor's Office of Homeland Security and Emergency Preparedness to study and make recommendations on the security needs of schools and nonprofit organizations that are at high risk of terrorist attacks in Louisiana, including recommendations on the establishment, administration, and funding of a grant program for eligible entities to apply for security grants covering security personnel, security training, facility hardening, and other necessary security measures.

B. The commission shall be comprised of the following members:

(1) The director of the Governor's Office of Homeland Security and Emergency Preparedness, or his designee, ~~who shall serve as chair of the commission.~~

(2) ~~A representative of the governor's office appointed by the governor.~~

(3) The chair of the House Select Committee on Homeland Security or his designee.

~~(4) (3) The chair of the Senate Select Committee on Homeland Security or his designee.~~

~~(5) (4) The superintendent of state police or his designee.~~

~~(6) (5) The executive director of the Louisiana Sheriffs' Association or his designee with expertise in terrorist attacks.~~

~~(7) The executive director of the Louisiana Association of Chiefs of Police or his designee.~~

~~(8) (6) The executive director of the Louisiana Interchurch Conference or his designee.~~

~~(9) The executive director of the Louisiana Association of Nonprofit Organizations.~~

(7) The superintendent of the Department of Education or his designee.

C. \* \* \*

(4) The commission shall elect a chair by a majority vote of the members.

D. The commission shall issue a report to the Governor's Office of Homeland Security and Emergency Preparedness, the Senate Select Committee on Homeland Security, and the House Select Committee on Homeland Security of its findings and recommendations with respect to the security status and needs of schools and nonprofit organizations that are at high risk of terrorist attacks in Louisiana. The report shall be issued annually and at such other times as deemed necessary by the commission or the Governor's Office of Homeland Security and Emergency Preparedness.

§726.6. Fund and grant program

A. The Governor's Office of Homeland Security and Emergency Preparedness is authorized and directed to establish a grant program through which eligible schools and nonprofit organizations described in Subsection B of this Section can apply for and receive grants to defray the cost of security enhancements or measures including:

- (1) Safety and security planning.
- (2) Safety and security equipment.
- (3) Security-related technology.
- (4) Safety and security training.
- (5) Safety and security exercises.
- (6) Threat awareness and response training.
- (7) Upgrades to existing structures that enhance safety and security.
- (8) Vulnerability and threat assessments.
- (9) Security personnel.

B. (1) Eligible nonprofit organizations include organizations that meet all of the following requirements:

(+) (a) The organization is described in Section 501(c)(3) of the Internal Revenue Code and exempt from tax under Section 501(a) of the Internal Revenue Code.

(2) (b) The organization is determined by the program administrator to be at risk of a terrorist attack. Factors the program administrator may consider in making its determination include but are not limited to the following:

(a) (i) Prior incidents that have occurred at any facility owned or used by the organization.

(b) (ii) Prior threats made against the organization.

(c) (iii) Current events or incidents impacting other organizations that have a similar mission, belief, or ideology.

(d) (iv) Feedback or information on the current local threat environment from local law enforcement agencies, parish offices of homeland security and emergency preparedness, the Louisiana State Analytical and Fusion Exchange, field offices of the Federal Bureau of Investigation, and other organizations, entities, or agencies.

(2) Eligible schools include public elementary or secondary schools in a city, parish, or other local public school district or other political subdivision and nonpublic schools approved by the State Board of Elementary and Secondary Education pursuant to R.S. 17:11.

C.(1) There is hereby established in the state treasury a special fund to be known as the Louisiana School and Nonprofit Safety and Security Grant Program Fund, hereinafter referred to in this Subsection as the "fund". Interest earned on the investment of monies in the fund shall be deposited in and credited to the fund. Unexpended and unencumbered monies in the fund at the close of each fiscal year shall remain in the fund. Monies in the fund shall be

appropriated, administered, and used solely for the purposes of the security grant program as provided by this Section.

D. The Governor's Office of Homeland Security and Emergency Preparedness shall adopt any regulations or rules, pursuant to the Administrative Procedure Act, necessary to implement the security grant program established by this Section and to administer the Louisiana School and Nonprofit Safety and Security Grant Program Fund."

Senator Milligan moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result: YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Bouie, Carter, Cathey, Cloud, Connick, Fesi and their respective counts.

YEAS

Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Boudreaux, Fields, Harris, Lambert, Tarver and their respective counts.

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 314— BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 4:213(2), 214(A)(4), (K)(1), (2) and (3), and (L), 216(E)(1), 217(E), and 228(A), (C) and (G), relative to historic horse racing; to provide for offtrack wagering facilities; to provide for commissions on wagers; to provide for purse supplements; to provide for prohibitions; to provide for definitions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Enrolled Senate Bill No. 314 by Senator Cortez

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert in lieu thereof "R.S. 4:149 and"

AMENDMENT NO. 2

On page 1, line 3, delete "and 228(A), (C) and (G)," and change "historic" to "historical"

AMENDMENT NO. 3

On page 1, line 4, delete "to provide for commissions on wagers;"

AMENDMENT NO. 4

On page 1, line 5, delete "to provide for prohibitions; to provide for definitions;"

AMENDMENT NO. 5

On page 1, line 8, after "Section 1." delete the remainder of the line and insert in lieu thereof "R.S. 4:149 and 217(E)"

AMENDMENT NO. 6

On page 1, at the beginning of line 9, delete "and 228(A), (C) and (G)"

AMENDMENT NO. 7

On page 1, delete lines 10 through 17 in their entirety and insert in lieu thereof the following:

"§149. Wagering; rules and regulations

The commission may prescribe rules and regulations under which shall be conducted all horse races upon the results of which there is wagering. The commission shall, as may be necessary, prescribe additional special rules and regulations applicable separately to thoroughbreds and quarter horses. The commission shall make rules governing, permitting, and regulating the wagering on horse races under the form of mutuel wagering by patrons, known as pari-mutuel wagering, whether on live or historical horse races. Only those persons receiving a license from the commission may conduct this type of wagering, and shall restrict this form of wagering to any space within the race meeting grounds or an offtrack wagering facility, as determined solely by the commission. All other forms of wagering on the result of horse races are illegal."

AMENDMENT NO. 8

Delete page 2 in its entirety and on page 3, delete lines 1 through 17 in their entirety

AMENDMENT NO. 9

Delete page 4 in its entirety and on page 5, delete lines 1 through 3 in their entirety

Senator Smith moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Bouie, Carter, Cathey, Cloud, Connick, Fesi and their respective counts.

Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Boudreaux, Fields, Harris, Lambert, Tarver and their respective counts.

Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 315—

BY SENATORS WOMACK, ABRAHAM, BERNARD, BOUIE, CATHEY, CONNICK, CORTEZ, FESI, FOIL, JACKSON, LAMBERT, MCMATH, FRED MILLS, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, POPE, SMITH, STINE, TALBOT, TARVER AND WHITE AN ACT

To amend and reenact R.S. 40:967(B)(4) and to enact R.S. 14:2(B)(8) and R.S. 40:967(F) and 1024.1, relative to fentanyl; to provide for enhanced criminal penalties for certain acts involving fentanyl; to provide for the possession or sale of fentanyl testing equipment; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 315 by Senator Womack

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 through 5 in their entirety and insert the following: "R.S. 40:966(B)(3) and 967(B)(4) and to enact R.S. 14:2(B)(8) and (29), relative to the Uniform Controlled Dangerous Substances Law; to provide relative to penalties for the distribution of heroin and fentanyl or carfentanil; to provide for penalties when the distribution causes serious bodily injury; to add the offenses of distribution of heroin and distribution of fentanyl or carfentanil which is the direct cause of serious bodily injury to the list of crimes of violence; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete the remainder of the line and delete line 8 in its entirety and insert the following: "R.S. 40:966(B)(3) and 967(B)(4) are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 3

On page 1, between lines 8 and 9, insert the following: "§966. Penalty for distribution or possession with intent to distribute narcotic drugs listed in Schedule I; possession of marijuana, synthetic cannabinoids, and heroin \* \* \* B. Violations of Subsection A. Any person who violates Subsection A of this Section with respect to: \* \* \*

(3)(a) A substance classified in Schedule I that is the narcotic drug heroin or a mixture or substance containing a detectable amount of heroin or its analogues, upon conviction for any amount, shall be imprisoned at hard labor for not less than five years nor more than forty years and may, in addition, be required to pay a fine of not more than fifty thousand dollars.

(b)(i) If the offender unlawfully distributes or dispenses heroin or a mixture or substance containing a detectable amount of heroin or its analogues, which is the direct cause of serious bodily injury to the person who ingested or consumed the substance, the offense shall be classified as a crime of violence, and the offender shall be imprisoned at hard labor for not less than five years nor more than forty years. At least five years of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence. In addition, the offender may be required to pay a fine of not more than fifty thousand dollars.

(ii) For purposes of this Subparagraph, "serious bodily injury" shall have the same meaning as provided by R.S. 14:2(C).

AMENDMENT NO. 4

On page 2, delete lines 3 through 29 in their entirety and on page 3, delete lines 1 through 14 in their entirety and insert the following: "(b)(i) If the offender unlawfully distributes or dispenses fentanyl or a mixture or substance containing a detectable amount of fentanyl or its analogues, or carfentanil or a mixture or substance containing a detectable amount of carfentanil or its analogues, which is the direct cause of serious bodily injury to the person who ingested or consumed the substance, the offense shall be classified as a crime of violence, and the offender shall be imprisoned at hard labor for not less than five years nor more

than forty years. At least five years of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence. In addition, the offender may be required to pay a fine of not more than fifty thousand dollars.

(ii) For purposes of this Subparagraph, "serious bodily injury" shall have the same meaning as provided by R.S. 14:2(C).

(iii) This Subsection shall be known and may be cited as "Millie's Law". \* \* \*

AMENDMENT NO. 5

On page 3, line 15, after "Section 2." and before "hereby" change "R.S. 14:2(B)(8) is" to "R.S. 14:2(B)(8) and (29) are"

AMENDMENT NO. 6

On page 3, after line 28, add the following: "(29) Distribution of heroin punishable under R.S. 40:966(B)(3)(b)."

Senator Womack moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Total - 33.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent, Present. Lists names like Boudreaux, Fields, Harris, Lambert, Total - 5, Tarver.

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 342—

BY SENATORS JACKSON, CLOUD, ROBERT MILLS, MIZELL, PEACOCK AND STINE AND REPRESENTATIVES AMEDEE, BAGLEY, BEAULLIEU, BISHOP, BUTLER, CARRIER, COUSSAN, CREWS, DAVIS, DESHOTEL, DEVILLIER, ECHOLS, EDMONDS, EDMONSTON, EMERSON, FARNUM, FIRMENT, FRIEMAN, GADBERRY, GAROFALO, GOUDEAU, HARRIS, HODGES, HORTON, HUVAL, TRAVIS JOHNSON, MCFARLAND, MCKNIGHT, MIGUEZ, CHARLES OWEN, ROMERO, SCHAMERHORN, SCHEXNAYDER, SCHLEGEL, SEABAUGH, STEFANSKI, THOMAS, THOMPSON, WHITE, WRIGHT AND ZERINGUE

AN ACT

To amend and reenact R.S. 40:1061(D) and 1061.1.3(C) and to enact R.S. 1:18 and R.S. 14:87.7 and 87.8 and to repeal R.S. 14:87, relative to abortion; to provide for the interpretation of multiple abortion statutes; to provide for the independent construction of each separate enactment of law related to abortion; to provide for the severability; to restrict certain ordinances enacted by local governing authorities; to provide with respect to the crime of abortion; to provide relative to a late term abortion; to provide for penalties; to provide for definitions; to provide for effective dates; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 342 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 40:1061(D)" to "R.S. 40:1061(A) and (D)"

AMENDMENT NO. 2

On page 2, delete lines 1 through 6 in their entirety and insert in lieu thereof the following:

"B. No governing authority of a political subdivision shall enact any ordinance or regulation that authorizes or regulates abortion."

AMENDMENT NO. 3

On page 3, at the end of line 12, delete "or"

AMENDMENT NO. 4

On page 3, at the end of line 13, delete the period "." and insert in lieu thereof a comma "," and "or, in reasonable medical judgment, the unborn child has profound and irremediable congenital or chromosomal anomaly and cannot sustain life after birth. The diagnosis shall be a medical judgment certified by two qualified physicians and recorded in the woman's medical record. The medical procedure shall be performed in a licensed ambulatory surgical center or hospital."

AMENDMENT NO. 5

On page 3, delete line 26 in its entirety and insert in lieu thereof "administration of a contraceptive measure, drug, chemical, or an emergency contraceptive containing Levonorgestrel if it is"

AMENDMENT NO. 6

On page 4, delete lines 1 through 5 in their entirety and insert in lieu thereof the following:

"F. The provisions of this Section shall become effective immediately upon, and to the extent permitted, by the occurrence of any of the following circumstances:

(1) Any decision of the United States Supreme Court which overrules, in whole or in part, Roe v. Wade, 410 U.S. 113, 93 S.Ct. 705, 35 L.Ed. 2d 147 (1973), thereby restoring to the state of Louisiana the authority to prohibit, limit, or regulate abortion.

(2) Adoption of an amendment to the United States Constitution which, in whole or in part, restores to the state of Louisiana the authority to prohibit or limit abortion.

(3) A decision of the United States Supreme Court in the case of Dobbs v. Jackson Women's Health Organization, Docket No. 19-1392, which overrules, in whole or in part, Roe v. Wade, 410 U.S. 113, 93 S.Ct. 705, 35 L.Ed. 2d 147 (1973), thereby restoring to the state of Louisiana the authority to prohibit, limit, or regulate abortion."

AMENDMENT NO. 7

On page 4, delete line 29 in its entirety and insert in lieu thereof "administration of a contraceptive measure, drug, chemical, or an emergency contraceptive containing Levonorgestrel if it is"

AMENDMENT NO. 8

On page 5, delete lines 4 through 8 in their entirety and insert in lieu thereof the following:

"F. The provisions of this Section shall become effective immediately upon, and to the extent permitted, by the occurrence of any of the following circumstances:

(1) Any decision of the United States Supreme Court which overrules, in whole or in part, Roe v. Wade, 410 U.S. 113, 93 S.Ct. 705, 35 L.Ed. 2d 147 (1973), thereby restoring to the state of Louisiana the authority to prohibit, limit, or regulate abortion.

(2) Adoption of an amendment to the United States Constitution which, in whole or in part, restores to the state of Louisiana the authority to prohibit or limit abortion.

(3) A decision of the United States Supreme Court in the case of Dobbs v. Jackson Women's Health Organization, Docket No. 19-1392, which overrules, in whole or in part, Roe v. Wade, 410 U.S. 113, 93 S.Ct. 705, 35 L.Ed. 2d 147 (1973), thereby restoring to the state of Louisiana the authority to prohibit, limit, or regulate abortion."

AMENDMENT NO. 9

On page 5, line 9, change "R.S. 40:1061(D)" to "R.S. 40:1061(A) and (D)"

AMENDMENT NO. 10

On page 5, between lines 11 and 12, insert the following:

"A. The provisions of this Act shall become effective immediately upon, and to the extent permitted, by the occurrence of any of the following circumstances:

(1) Any decision of the United States Supreme Court which reverses overrules, in whole or in part, Roe v. Wade, 410 U.S. 113, 93 S.Ct. 705, 35 L.Ed. 2d 147 (1973), thereby; restoring to the state of Louisiana the authority to prohibit, limit, or regulate abortion.

(2) Adoption of an amendment to the United States Constitution which, in whole or in part, restores to the state of Louisiana the authority to prohibit or limit abortion.

(3) A decision of the United States Supreme Court in the case of Dobbs v. Jackson Women's Health Organization, Docket No. 19-1392, which overrules, in whole or in part, Roe v. Wade, 410 U.S. 113, 93 S.Ct. 705, 35 L.Ed. 2d 147 (1973), thereby restoring to the state of Louisiana the authority to prohibit, limit, or regulate abortion."

AMENDMENT NO. 11

On page 5, line 23, after "repealed" and before the period "." insert "in its entirety"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Emerson to Reengrossed Senate Bill No. 342 by Senator Jackson

AMENDMENT NO. 1

Delete House Committee Amendment No. 1 by the House Committee on Health and Welfare (#4596)

AMENDMENT NO. 2

On page 1, line 2, after "amend and reenact" delete the remainder of the line and delete line 3 in its entirety and insert in lieu thereof the following: "the heading of R.S. 14:32.9 and (A) and the introductory paragraph of (D), the heading of 32.9.1 and (A) and the introductory paragraph of (D), 87.1, 87.2, and 87.5, R.S. 40:1061(A), (D), and (I), 1061.1(D) and (E), 1061.1.3(C), 1061.8, 1061.11(A), 1061.12, 1061.22, 1061.23, 1061.24, 1061.26, 1061.28, 1061.30, 2175.1, 2175.2, and 2175.3, to enact R.S. 1:18, R.S. 14:32.9(E), 87.1.1, 87.7, and 87.8, and R.S. 40:1061.1(H), 1061.1.1(I), 1061.10(F), 1061.11(G), 1061.11.1(G), 1061.13(D) and (E), 1061.14(E), 1061.14.1(C), 1061.15(E), 1061.16(F), 1061.17(J)(3), 1061.19(H), 1061.20(D), 1061.21(F), 1061.25(F), 2175.4(F), 2175.6(J), 2175.7(C), 2175.8, and 2175.9, and to repeal R.S. 14:32.9(B), 32.9.1(B), 32.10, 32.11(B), 87, 87.3(B) and R.S. 40:1061.1.1(B), 1061.1.2(A), 1061.1.3(B), 1061.9(1) through (11), 1061.12(A), 1061.27, and 1061.28(B), relative to abortion; to provide for legislative intent; to provide for the"

AMENDMENT NO. 3

On page 1, line 8, after "abortion;" insert "to provide with respect to partial birth abortion;"

AMENDMENT NO. 4

On page 1, delete lines 13 through 17 and insert in lieu thereof the following:

"A. It is the intention of the Legislature of Louisiana to prohibit and restrict abortion and to thereby preserve the life of each unborn child to the fullest extent permitted by law.

B.(1) All laws or parts of laws prohibiting or restricting abortion shall not be negated or superseded by the laws regulating outpatient abortion facilities or regulating the practice of abortion, as is provided in R.S. 40:1061.8.

(2) Laws regulating or prohibiting an abortion at a certain gestational age of the unborn child shall not be in considered to be in conflict with other laws that regulate or prohibit abortion at a different gestational age of the unborn child."

AMENDMENT NO. 5

In House Committee Amendment No. 2 by the House Committee on Health and Welfare (#4596), on page 1, line 5, change "B." to "C."

AMENDMENT NO. 6

On page 2, line 7, change "C." to "D."

AMENDMENT NO. 7

On page 2, line 14, change "D." to "E."

AMENDMENT NO. 8

On page 2, line 19, after "Section 2." delete the remainder of the line and insert lieu thereof the following: "The heading of R.S. 14:32.9 and (A) and the introductory paragraph of (D), the heading of 32.9.1 and (A) and the introductory paragraph of (D), 87.1, 87.2, and 87.5 are hereby amended and reenacted and R.S. 14:32.9(E), 87.1.1, 87.7, and 87.8 are hereby enacted to read as follows:"

AMENDMENT NO. 9

On page 2, between lines 19 and 20, insert the following:

"§32.9. Criminal abortion ~~Abortion by an unlicensed physician~~

A. Criminal abortion ~~The crime of abortion by an unlicensed physician~~ is an abortion performed, with or without the consent of the pregnant woman or her legal guardian, that results in the death of an unborn child when the abortion is performed by any individual who is not a physician licensed by the state of Louisiana.

\* \* \*

D. Statutory Construction. None of the following shall be construed to create the crime of ~~criminal~~ abortion by an unlicensed physician:

\* \* \*

E. The provisions of R.S. 40:1061.8 shall apply to this Section.

\* \* \*

"§32.9.1. Aggravated ~~criminal~~ abortion by dismemberment

A. Aggravated ~~criminal~~ abortion by dismemberment is the commission of a ~~criminal an~~ abortion, as defined in R.S. 14:32.9(A); when the unborn child is intentionally dismembered, whether the act of dismemberment was in the course of or following the death of the unborn child.

\* \* \*

D. Exceptions. None of the following shall be construed to create the crime of ~~criminal~~ aggravated abortion by dismemberment:

\* \* \*

§87.1. Definitions

Wherever used in this Subpart, unless a different meaning clearly appears in the context, the following terms, whether used in the singular or plural, shall have the following meanings:

(1)(a) "Abortion" or "induced abortion" means the performance of any act with the intent to terminate a clinically diagnosable pregnancy with knowledge that the termination by those means will, with reasonable likelihood, cause the death of the unborn child by one or more of the following means:

(i) Administering, prescribing, or providing any abortion-inducing drug, potion, medicine, or any other substance, device, or means to a pregnant female.

(ii) Using an instrument or external force on a pregnant female.

(b) Abortion shall not mean any one or more of the following acts, if performed by a physician:

(i) A medical procedure performed with the intention to save the life or preserve the health of an unborn child.

(ii) The removal of a dead unborn child or the inducement or delivery of the uterine contents in case of a positive diagnosis, certified in writing in the woman's medical record along with the results of an obstetric ultrasound test, that the pregnancy has ended or is in the unavoidable and untreatable process of ending due to spontaneous miscarriage, also known in medical terminology as spontaneous abortion, missed abortion, inevitable abortion, incomplete abortion, or septic abortion.

(iii) The removal of an ectopic pregnancy.

(iv) The use of methotrexate to treat an ectopic pregnancy.

(v) The performance of a medical procedure necessary in good faith medical judgment or reasonable medical judgment to prevent the death or substantial risk of death to the pregnant woman due to a physical condition, or to prevent the serious, permanent impairment of a life-sustaining organ of a pregnant woman. However, the physician shall make reasonable medical efforts under the circumstances to preserve both the life of the mother and the life of her unborn child in a manner consistent with reasonable medical practice.

(vi) The removal of an unborn child who is deemed to be medically futile. The diagnosis shall be a medical judgment certified by two qualified physicians and recorded in the woman's medical record. The medical procedure shall be performed in a licensed ambulatory surgical center or hospital. Upon the completion of the procedure, the physician shall submit an individual abortion report consistent with R.S. 40:1061.21 that includes appropriate evidence of the certified diagnosis.

(2)(a) "Abortion-inducing drug" means any drug or chemical, or any combination of drugs or chemicals, or any other substance when used with the intent to cause an abortion, including but not limited to RU-486, the Mifeprex regimen, misoprostol (Cytotec), or methotrexate.

(b) Abortion-inducing drug shall not mean a contraceptive, an emergency contraceptive, or the use of methotrexate to treat an ectopic pregnancy.

(3) "Bona fide medical reason" means a medical condition which is recognized by any medical licensing board as a standard of care, except that "bona fide medical reason" shall not include abortion, as defined in Paragraph (1) of this Section.

(4) "Clinically diagnosable pregnancy" means a pregnancy that is capable of being verified by one of the following conventional medical testing methods, whether or not any testing was in fact performed by any person:

(a) A blood or urine test, whether used at-home or in a medical setting, that tests for the human pregnancy hormone known as human chorionic gonadotropin (hCG) that medically indicates that implantation has occurred.

(b) An ultrasound examination.

(5) "Conception" or "fertilization" means the fusion of a human spermatozoon with a human ovum.

(6) "Contraceptive" means any device, measure, drug, chemical, or product, including single-ingredient levonorgestrel, that has been approved by the United States Food and Drug Administration for the purpose of preventing pregnancy and is intended to be administered prior to the time when a clinically diagnosable pregnancy can be determined, provided that the contraceptive is sold, prescribed, or administered in accordance with manufacturer's instructions.

(7) "Dismembered" or "dismemberment" means the use of a clamp, forceps, curette, suction cannula, or any other surgical tool or instrument with the intent to disarticulate the head or limbs from the body of the unborn child during an abortion, including but not limited to the common abortion methods known as suction curettage and dilation and evacuation.

(8) "Emergency contraceptive" means a drug, chemical, or product, including but not limited to single-ingredient levonorgestrel or ulipristal, that has been approved by the United States Food and Drug Administration designed or intended to be taken after sexual intercourse but prior to the time when a clinically diagnosable pregnancy can be determined, provided that the emergency contraceptive is sold, prescribed, or administered in accordance with manufacturer's instructions or

is prescribed in accordance with the standard of care that generally accepted by the American College of Obstetricians and Gynecologists.

(9) "Fetal body part" means a cell, tissue, organ, or other part of an unborn child who is aborted by an induced abortion.

(10) "Fetal heartbeat" means cardiac activity or the steady and repetitive rhythmic contraction of the fetal heart within the gestational sac.

(11) "Fertilization" means the fusion of a human spermatozoon with a human ovum.

(12) "Gestational age" means the age of the unborn child as measured by the time elapsed since the first day of the last menstrual period as determined by a physician and confirmed through the use of an ultrasound test of a quality generally used in existing medical practice.

(13) "Genetic abnormality" means any defect, disease, or disorder that is inherited genetically. The term includes, without limitation, any physical disfigurement, scoliosis, dwarfism, Down syndrome, albinism, amelia, and any other type of physical, mental, or intellectual disability, abnormality, or disease.

(14) "Good faith medical judgment" or "reasonable medical judgment" means a physician's use of reasonable care and diligence, along with his best judgment, in the application of his skill. The standard of care required of every healthcare provider, in rendering professional services or health care to a patient, shall be to exercise that degree of skill ordinarily employed, under similar circumstances, by the members of his profession in good standing in the same community or locality.

(15) "Infant" means the offspring of human parents from the moment of live birth, regardless of the duration of gestation in the womb prior to live birth.

(16) "Late term abortion" means the performance of an abortion when the gestational age of the unborn child is fifteen weeks or more.

(17) "Live birth", "born alive", or "live born human being", means a member of the species homo sapiens that is expelled or extracted from its mother, at any stage of development, who after that expulsion or extraction breathes or shows signs of life such as beating of the heart, pulsation of the umbilical cord, or definite movement of voluntary muscles, whether or not the umbilical cord has been cut or the placenta is attached, and regardless of whether the expulsion or extraction occurs as a result of natural or induced labor, cesarean section, or induced abortion.

(18) "Medical emergency" means the existence of any physical condition, not including any emotional, psychological, or mental condition, within the reasonable medical judgment of a reasonably prudent physician, with knowledge of the case and treatment possibilities with respect to the medical conditions involved, would determine necessitates the immediate abortion of the pregnancy to avert the pregnant woman's death or to avert substantial and irreversible impairment of a major bodily function arising from continued pregnancy.

(19) "Medically futile" means that, in reasonable medical judgment as certified by two physicians, the unborn child has a profound and irremediable congenital or chromosomal anomaly that is incompatible with sustaining life after birth.

(20) "Miscarriage" or "stillbirth" means the spontaneous or accidental death of an unborn child, whether the death occurred in the womb or in the process of birth. Death of the unborn child is indicated by the lack of signs of breathing or any other evidence of life, such as beating of the heart, pulsation of the umbilical cord, or definite movement of voluntary muscles.

(21) "Partial birth abortion" means an abortion in which:

(a) The person performing the abortion deliberately and intentionally vaginally delivers a living fetus until, in the case of a head-first presentation, the entire fetal head is outside the body of the mother, or, in the case of breech presentation, any part of the fetal trunk past the navel is outside the body of the mother, for the purpose of performing an overt act that the person knows will kill the partially delivered living fetus.

(b) The person performing the abortion performs the overt act, other than completion of delivery, that kills the partially delivered living fetus.

(22) "Physician" means a person licensed to practice medicine in the state of Louisiana.

(23) "Pregnant" means that female reproductive condition of having a developing embryo or fetus in the uterus which commences at fertilization and implantation.

(24) "Receive a fetal organ" means acquiring any fetal organ or fetal body part, or the rights to any fetal organ or fetal body part, through an act of donation or sale via any transaction prohibited by this Subpart.

(25) "Serious bodily injury" shall have the same meaning as defined in R.S. 14:2. For the purposes of this Section, "serious bodily injury" that includes the loss of an organ shall include a hysterectomy.

(26) "Serious health risk to the unborn child's mother" means that in reasonable medical judgment the mother has a condition that so complicates her medical condition that it necessitates the abortion of her pregnancy to avert her death or to avert serious risk of substantial and irreversible physical impairment of a major bodily function, not including psychological or emotional conditions. No such condition may be determined to exist if it is based on a claim or diagnosis that the woman will engage in conduct which she intends to result in her death or in substantial and irreversible physical impairment of a major bodily function.

(27) "Unborn child", "unborn human being", or "fetus" shall have the same meaning as "unborn child" as defined in R.S. 14:2.

(28) "Viable" or "viability" means that stage of fetal development when, in the judgment of the physician based upon the particular facts of the case before the physician, and in light of the most advanced medical technology and information available to the physician, there is a reasonable likelihood of sustained survival of the unborn child outside the body of his mother, with or without artificial support.

(29) "Woman" or "mother" means a female human being, whether or not she has reached the age of majority.

§87.1.1. Killing a child during delivery; penalties

A. Killing a child during delivery is the intentional destruction, during parturition of the mother, of the vitality or life of a child in a state of being born and before actual birth, which child would otherwise have been born alive; provided, however, that the crime of killing a child during delivery shall not be construed to include any case in which the death of a child results from the use by a physician of a procedure during delivery which is necessary to save the life of the child or of the mother and is used for the express purpose of and with the specific intent of saving the life of the child or of the mother.

B. Whoever commits the crime of killing a child during delivery shall be imprisoned at hard labor in the penitentiary for life.

§87.2. Human experimentation on an infant born alive

A. Human experimentation is the use of any live born human being ~~infant who is born alive~~, without consent of that live born human being, as hereinafter defined, for any scientific or laboratory research or any other kind of experimentation or study except to protect or preserve the life and health of the live born human being, or the conduct, on a human embryo or fetus in utero, of any experimentation or study except to preserve the life or to improve the health of the human embryo or fetus.

B. A human being is live born, or there is a live birth, whenever there is the complete expulsion or extraction from its mother of a human embryo or fetus, irrespective of the duration of pregnancy, which after such separation, breathes or shows any other evidence of life such as beating of the heart, pulsation of the umbilical cord, or movement of voluntary muscles, whether or not the umbilical cord has been cut or the placenta is attached.

C. Whoever commits the crime of human experimentation on an infant born alive shall be imprisoned at hard labor for not less than five nor more than twenty years, or fined not more than ten thousand dollars, or both.

\* \* \*

§87.5. Intentional failure to sustain life and health of aborted viable infant

A. The intentional failure to sustain the life and health of an aborted viable infant shall be a crime. The intentional failure to sustain the life and health of an aborted viable infant is the intentional

failure, by any physician or person performing or inducing an abortion, to exercise that degree of professional care and diligence, and to perform such measures as constitute good medical practice, necessary to sustain the life and health of an aborted viable infant, when the death of the infant results.

**B.** For purposes of this Section, "viable" means that stage of fetal development when the life of the unborn child may be continued indefinitely outside the womb by natural or artificial life-supporting systems. Any person who commits the crime of intentional failure to sustain the life and health of an aborted viable infant shall be imprisoned at hard labor for not more than twenty-one years.

\* \* \*

#### AMENDMENT NO. 10

On page 2, delete lines 23 through 29 in their entirety and insert in lieu thereof the following:

**"B. The terms used in this Section have the same meaning as the definitions provided in R.S. 14:87.1."**

#### AMENDMENT NO. 11

Delete House Committee Amendment No. 4 by the House Committee on Health and Welfare (#4596)

#### AMENDMENT NO. 12

On page 3, delete lines 1 through 17 in their entirety

#### AMENDMENT NO. 13

Delete House Committee Amendment No. 5 by the House Committee on Health and Welfare (#4596)

#### AMENDMENT NO. 14

On page 3, line 26, after "**contraceptive**" delete the remainder of the line and delete lines 27 through 29 in their entirety and insert in lieu thereof "**or an emergency contraceptive.**"

#### AMENDMENT NO. 15

In House Committee Amendment No. 6 by the House Committee on Health and Welfare (#4596), on page 1, line 25, change "**United States Supreme Court**" to "**Supreme Court of the United States**"

#### AMENDMENT NO. 16

In House Committee Amendment No. 6 by the House Committee on Health and Welfare (#4596), on page 1, lines 27 and 28, delete "**prohibit, limit, or regulate**" and insert "**prohibit or limit**"

#### AMENDMENT NO. 17

In House Committee Amendment No. 6 by the House Committee on Health and Welfare (#4596), on page 1, line 32, change "**United States Supreme Court**" to "**Supreme Court of the United States**"

#### AMENDMENT NO. 18

In House Committee Amendment No. 6 by the House Committee on Health and Welfare (#4596), on page 1, lines 35 and 36, delete "**prohibit, limit, or regulate**" and insert "**prohibit or limit**"

#### AMENDMENT NO. 19

On page 4, delete lines 9 through 19 in their entirety

#### AMENDMENT NO. 20

On page 4, line 20, change "**C.**" to "**B.**"

#### AMENDMENT NO. 21

On page 4, line 24, change "**D.**" to "**C.**"

#### AMENDMENT NO. 22

On page 4, line 28, change "**E.**" to "**D.**"

#### AMENDMENT NO. 23

Delete House Committee Amendment No. 7 by the House Committee on Health and Welfare (#4596)

#### AMENDMENT NO. 24

On page 4, line 29, after "**contraceptive**" delete the remainder of the line and insert in lieu thereof "**or an emergency contraceptive.**"

#### AMENDMENT NO. 25

On page 5, delete lines 1 through 3 in their entirety

#### AMENDMENT NO. 26

In House Committee Amendment No. 8 by the House Committee on Health and Welfare (#4596), on page 2, line 10, change "**United States Supreme Court**" to "**Supreme Court of the United States**"

#### AMENDMENT NO. 27

In House Committee Amendment No. 8 by the House Committee on Health and Welfare (#4596), on page 2, line 17, change "**United States Supreme Court**" to "**the Supreme Court of the United States**"

#### AMENDMENT NO. 28

In House Committee Amendment No. 8 by the House Committee on Health and Welfare (#4596), on page 2, lines 20 and 21, delete "**prohibit, limit, or regulate**" and insert "**prohibit or limit**"

#### AMENDMENT NO. 29

Delete House Committee Amendment No. 9 by the House Committee on Health and Welfare (#4596)

#### AMENDMENT NO. 30

On page 5, line 9, after "Section 3." delete the remainder of the line and insert in lieu thereof the following:

"R.S. 40:1061(A), (D), and (I), 1061.1(D) and (E), 1061.1.3(C), 1061.8, 1061.11(A), 1061.12, 1061.22, 1061.23, 1061.24, 1061.26, 1061.28, 1061.30, 2175.1, 2175.2, and 2175.3 are hereby amended and reenacted and R.S. 40:1061.1(H), 1061.1.1(I), 1061.10(F), 1061.11(G), 1061.11.1(G), 1061.13(D) and (E), 1061.14(E), 1061.14.1(C), 1061.15(E), 1061.16(F), 1061.17(J)(3), 1061.19(H), 1061.20(D), 1061.21(F), 1061.25(F), 2175.4(F), 2175.6(J), 2175.7(C), 2175.8, and 2175.9 are hereby enacted"

#### AMENDMENT NO. 31

In House Committee Amendment No. 10 by the House Committee on Health and Welfare (#4596), on page 2, line 28, delete "United States Supreme Court" and insert "**Supreme Court of the United States**"

#### AMENDMENT NO. 32

In House Committee Amendment No. 10 by the House Committee on Health and Welfare (#4596), on page 2, lines 30 and 31 delete the comma "," and "**limit, or regulate**" and insert in lieu thereof "**or limit**"

#### AMENDMENT NO. 33

In House Committee Amendment No. 10 by the House Committee on Health and Welfare (#4596), on page 2, line 35, change "**United States Supreme Court**" to "**Supreme Court of the United States**"

#### AMENDMENT NO. 34

In House Committee Amendment No. 10 by the House Committee on Health and Welfare (#4596), on page 2, line 38 and 39 delete "**prohibit, limit, or regulate**" and insert "**prohibit or limit**"

#### AMENDMENT NO. 35

On page 5, between lines 16 and 17, insert the following:

\* \* \*

I. The following terms as used in this Section shall have the following meanings: **same meaning as the definitions provided in R.S. 14:87.1.**

(1) "Fertilization" means that point in time when a male human sperm penetrates the zona pellucida of a female human ovum.

(2) "Pregnant" means the human female reproductive condition, of having a living unborn human being within her body throughout the entire embryonic and fetal stages of the unborn child from fertilization to full gestation and childbirth.

(3) "Unborn human being" means an individual living member of the species, homo sapiens, throughout the entire embryonic and fetal stages of the unborn child from fertilization to full gestation and childbirth.

§1061.1. Pain-Capable Unborn Child Protection Act

D. Determination of ~~postfertilization~~ **post fertilization** age.

(1) Except in the case of a medical emergency or when a pregnancy is diagnosed as medically futile, no abortion shall be performed or induced or be attempted to be performed or induced unless the physician performing or inducing it has first made a determination of the probable ~~postfertilization~~ **post fertilization** age of the unborn child or relied upon such a determination made by another physician. In making such a determination, the physician shall make such inquiries of the woman and perform or cause to be performed such medical examinations and tests as a reasonably prudent physician, knowledgeable about the case and the medical conditions involved, would consider necessary to perform in making an accurate diagnosis with respect to ~~postfertilization~~ **post fertilization** age.

(2) Failure by any physician to conform to any requirement of this Section constitutes "unprofessional conduct" pursuant to R.S. 37:1261.

E. Abortion of unborn child of twenty or more weeks ~~postfertilization~~ **post fertilization** age prohibited.

(1) No person shall perform or induce or attempt to perform or induce an abortion upon a woman when it has been determined, by the physician performing or inducing or attempting to perform or induce the abortion or by another physician upon whose determination that physician relies, that the probable ~~postfertilization~~ **post fertilization** age of the woman's unborn child is twenty or more weeks, unless the pregnancy is diagnosed as medically futile or, in reasonable medical judgment, she has a condition which so complicates her medical condition as to necessitate the abortion of her pregnancy to avert her death or to avert serious risk of substantial and irreversible physical impairment of a major bodily function, not including psychological or emotional conditions. No such greater risk shall be deemed to exist if it is based on a claim or diagnosis that the woman will engage in conduct which she intends to result in her death or in substantial and irreversible physical impairment of a major bodily function.

(2) When an abortion upon a woman whose unborn child has been determined to have a probable ~~postfertilization~~ **post fertilization** age of twenty or more weeks is not prohibited by Paragraph (1) of this Subsection, the physician shall terminate the pregnancy in the manner which, in reasonable medical judgment, provides the best opportunity for the unborn child to survive, unless, in reasonable medical judgment, termination of the pregnancy in that manner would pose a greater risk either of the death of the pregnant woman or of the substantial and irreversible physical impairment of a major bodily function, not including psychological or emotional conditions, of the woman than would other available methods. No such greater risk shall be deemed to exist if it is based on a claim or diagnosis that the woman will engage in conduct which she intends to result in her death or in substantial and irreversible physical impairment of a major bodily function.

**H. The provisions of R.S. 40:1061.8 shall apply to this Section.**

§1061.1.1. Louisiana Unborn Child Protection from Dismemberment Abortion Act

**I. The provisions of R.S. 40:1061.8 shall apply to this Section.**

AMENDMENT NO. 36

On page 5, between lines 22 and 23, insert the following:

§1061.8. Legislative intent, **construction of abortion provisions law regulating abortion**

**A.(1)** It is the intention of the Legislature of the State of Louisiana to regulate, **prohibit, or restrict** abortion to the fullest extent permitted by the decisions of the United States Supreme Court of the United States. The Legislature ~~legislature~~ does solemnly declare, and find, and in reaffirmation of **reaffirm** the longstanding **public** policy of this State, **state** that the **every** unborn child is a human being from the **time moment** of conception and is, therefore,

a legal person for purposes of the unborn child's right to life and is ~~entitled to the right to life from conception~~ under the laws of **this state** and Constitution of ~~this State Louisiana~~. Further, the ~~Legislature~~

**(2) The legislature further** finds and declares that the longstanding policy of this state is to protect the right to life of the **every** unborn child from conception by prohibiting abortion is impermissible only because of the decisions of the ~~United States~~ Supreme Court of the **United States** and that, therefore, if those decisions of the United States Supreme Court are ever reversed or modified or the United States Constitution is amended to allow protection of the unborn then the ~~former public~~ policy of this **State state** to prohibit abortions shall be enforced.

**B.(1) The provisions of this Chapter that regulate the practice of abortion shall not be construed to repeal any other provision of law that restricts or prohibits abortion.**

**(2) The provisions of this Chapter that regulate the practice of abortion are enacted to provide for the health, safety, and welfare of women in outpatient abortion facilities until such time and to the extent that the state of Louisiana no longer regulates outpatient abortion facilities.**

**C. The provisions of this Chapter that regulate the practice of abortion are subject to R.S. 40:2175.9.**

§1061.9. Definitions

As used in R.S. 40:1061.8 through 1061.29, the following words have the following meanings: **Wherever used in this Chapter, unless a different meaning clearly appears in the context, the terms, whether singular or plural, have the same meaning as the definitions provided in R.S. 14:87.1.**

§1061.10. Abortion by physician; determination of viability; ultrasound test required; exceptions; penalties

**F. The provisions of R.S. 40:1061.8 shall apply to this Section.**

§1061.11. Drugs or chemicals used; penalties

A. When any drug or chemical is used for the purpose of inducing an abortion as defined in R.S. 40:1061.9, the physician who prescribed the drug or chemical shall be in the same room and in the physical presence of the pregnant woman when the drug or chemical is initially administered, dispensed, or otherwise provided to the pregnant woman.

**G. The provisions of R.S. 40:1061.8 shall apply to this Section.**

§1061.11.1. Chemically-induced abortion; required disclosure

**G. The provisions of R.S. 40:1061.8 shall apply to this Section.**

§1061.12. Born-Alive Infant Protection Act

A. In determining the meaning of any statute or of any rule, regulation, or interpretation of the various administrative agencies of this state, the words "person", "human being", "child", and "individual" include every infant member of the species homo sapiens who is born alive at any stage of development.

B. An infant at any stage of development who has survived an abortion procedure resulting in his or her live birth shall be given reasonable and immediate medical care as provided in R.S. 40:1061.13(C), **whether the abortion was considered legal or illegal under the law at the time that the abortion was performed.**

**B. The provisions of R.S. 40:1061.8 shall apply to this Section.**

§1061.13. Abortion after viability; second attendant physician required; duties

**D. The provisions of this Section shall apply to an infant born alive and the infant born alive shall be given immediate medical care regardless of whether the abortion was considered legal or illegal under the law at the time the abortion was performed.**

**E. The provisions of R.S. 40:1061.8 shall apply to this Section.**

§1061.14. Minors



E. The provisions of R.S. 40:1061.8 shall apply to this Section.

§1061.14.1. Fraudulent interference with parental consent

\* \* \*

C. The provisions of R.S. 40:1061.8 shall apply to this Section.

§1061.15. Prevention of forced abortion; signage in abortion facilities

\* \* \*

E. The provisions of R.S. 40:1061.8 shall apply to this Section.

§1061.16. Information on psychological impacts, illegal coercion, abuse, and human trafficking required prior to abortion; task force on information resources

\* \* \*

F. The provisions of R.S. 40:1061.8 shall apply to this Section.

\* \* \*

§1061.17. Woman's right to know

\* \* \*

J. Construction.

\* \* \*

(3) The provisions of R.S. 40:1061.8 shall apply to this Section.

\* \* \*

§1061.19. Records

\* \* \*

H. The provisions of R.S. 40:1061.8 shall apply to this Section.

§1061.20. Conscience in health care protection; definitions

\* \* \*

D. The provisions of R.S. 40:1061.8 shall apply to this Section.

§1061.21. Reports

\* \* \*

E. The provisions of R.S. 40:1061.8 shall apply to this Section.

§1061.22. Forms

A. The Louisiana Department of Health shall make available to physicians performing abortions in this state the forms for preparing the records and reports required pursuant to the provisions of this Chapter.

B. The provisions of R.S. 40:1061.8 shall apply to this Section.

§1061.23. Emergency

The provisions of this Chapter shall not apply when a medical emergency compels the immediate performance of an abortion because the continuation of the pregnancy poses an immediate threat and grave risk to the life or ~~permanent physical health of the pregnant woman~~ serious health risk to the unborn child's mother. Within twenty-four hours, the attending physician shall certify to the medical emergency need for the abortion and shall enter such certification in the medical record of the pregnant woman.

§1061.24. Experimentation

A. No person shall experiment on an unborn child or on a child born as the result of an abortion, whether the unborn child or child is alive or dead, unless the experimentation is therapeutic to the unborn child or child.

B. The provisions of R.S. 40:1061.8 shall apply to this Section.

§1061.25. Remains; disposal in accordance with applicable regulations; post-abortion harvesting of fetal organs prohibited; penalties

\* \* \*

F. The provisions of R.S. 40:1061.8 shall apply to this Section.

§1061.26. Instructions to be provided subsequent to abortion

A. Any physician who shall perform or induce an abortion, shall subsequent to the abortion being performed or induced, provide his patient with specific oral and written medical instructions to be followed by that patient in order to insure her safe recovery from the abortion.

B. The provisions of R.S. 40:1061.8 shall apply to this Section.

§1061.28. Partial birth abortion, civil action against abortionist

~~A. No licensed physician or any other person shall perform a partial birth abortion on a female unless the procedure performed is necessary because of a medical emergency or to save the life of the female mother, because her life is endangered by a physical disorder, physical illness or physical injury, including a life-endangering physical condition caused by or arising from the pregnancy itself.~~

\* \* \*

§1061.30. Standing Suspension or revocation of license; grounds: action to close outpatient abortion clinic

A. In addition to any violation of this Chapter, the following acts shall subject licensed outpatient abortion facilities to the provisions of R.S. 40:2175.6 regarding license suspension or revocation :

(1) Systematically, intentionally, or deliberately falsifying or destroying patient files or records in violation of R.S. 40:1061.17.

(2) Completing in advance of an appointment with a woman seeking abortion any portion of patient records or forms required by R.S. 40:1061.17 to include patient-specific data or a physician's signature.

B. The provisions of R.S. 40:2175.8 and R.S. 40:2175.9 shall apply to this Chapter.

\* \* \*

§2175.1. Short title

A. This Part may be cited as the "Outpatient Abortion Facility Licensing Law".

B. The provisions of R.S. 40:1061.8 shall apply to this Part.

§2175.2. Purpose

The purpose of this Part is to authorize the Louisiana Department of Health to promulgate and publish rules and regulations to provide for the health, safety, and welfare of women in outpatient abortion facilities and for the safe operation of such facilities. The rules shall be reasonably related to the purpose expressed in this Section and shall not impose a legally significant burden on a woman's freedom to decide whether to terminate her pregnancy, except when the provisions of R.S. 40:1061.8 apply.

§2175.3. Definitions

A. Except as provided in Subsection B of this Section, the terms used in this Part, unless a different meaning clearly appears in the context, whether singular or plural, have the same meaning as the definitions provided in R.S. 14:87.8.

B. For purposes of this Part, the following definitions apply:

(1) ~~"Abortion" shall have the meaning set forth in R.S. 40:1061.9;~~

(2) "Abortion facility professional" or "outpatient abortion facility professional" means an individual who is a physician, surgeon, resident, intern, licensed nurse, nursing aide, emergency medical technician, or a paramedic who diagnoses, examines, or treats a female patient at an outpatient abortion facility.

(3) (2) "Abortion facility staff member" or "outpatient abortion facility staff member" means an individual who is not an abortion facility professional but who is employed by or contracts with an outpatient abortion facility to provide services and who has any contact with patients at the facility.

(4) (3) "First trimester" means the time period up to fourteen weeks after the first day of the last menstrual period.

(5) (4) "Licensee" means the person, partnership, corporation, association, organization, or professional entity on whom rests the ultimate responsibility and authority for the conduct of the outpatient abortion facility.

(6) (5) "Licensing agency" means the Louisiana Department of Health.

(7) (6) "Mandatory reporter to law enforcement" means any abortion facility staff member or any abortion facility professional.

(8) (7) "Outpatient abortion facility" means any outpatient facility, other than a hospital as defined in R.S. 40:2102 or an ambulatory surgical center as defined in R.S. 40:2133, in which any second trimester or five or more first trimester abortions per calendar year are performed.

(9) (8) "Second trimester" means the time period from fourteen to twenty-three weeks after the first day of the last menstrual period.

(10) (9) "Secretary" means the secretary of the Louisiana Department of Health.

§2175.4. License required

\* \* \*

**F. The provisions of R.S. 40:1061.8 shall apply to this Part.**

§2175.6. License issuance; application; on-site inspection

**J. The provisions of R.S. 40:1061.8 shall apply to this Part.**

§2175.7. Mandatory reports to law enforcement; human trafficking awareness and prevention training

**C. The provisions of R.S. 40:1061.8 shall apply to this Part.**

**§2175.8. Cease and desist order; due process rights; penalty for violation**

**A. In addition to the provisions of R.S. 40:2175.6(H), the secretary is empowered to issue a written cease and desist order to prevent or terminate an unsafe condition or an illegal practice or for a violation of this Chapter or Chapter 5 of this Title or a violation of any regulation or order of the department issued pursuant thereto whenever the secretary knows or has reasonable cause to believe that such unsafe condition or illegal practice exists or is likely to occur related to an outpatient abortion facility.**

**B.(1) An aggrieved party, who is licensed by this Part and who is affected by the secretary's decision or order, may seek an appeal in the same manner as provided for R.S. 40:2175.6(H).**

**(2) An aggrieved party, who is not licensed by this Part, may seek a de novo review of the secretary's decision or order by filing a petition for review in the Nineteenth Judicial District Court for the parish of East Baton Rouge.**

**C. Any order issued pursuant to this Section shall become effective upon service thereof in person or by registered mail on the violator, and shall remain effective except to the extent modified, stayed, terminated, or set aside by action of the secretary or by Nineteenth Judicial District Court in parish of East Baton Rouge.**

**D. If no timely appeal is demanded by the aggrieved party pursuant to Subsection B of this Section, the cease and desist order shall become final.**

**E. If the violator subsequently engages in activities that violate a final cease and desist order, the secretary may seek the enforcement of such order by civil action filed in the Nineteenth Judicial District Court for the parish of East Baton Rouge.**

**F. Except as provided in R.S. 40:2175.9, any person who violates a cease and desist order of the secretary after it has become final and while such order is in effect shall, upon proof thereof to the satisfaction of the court, be ordered by the court to forfeit and pay to the attorney general a sum not less than five hundred dollars nor more than five thousand dollars per violation.**

**§2175.9. Procedure for closing outpatient abortion clinics in the event abortion is declared illegal**

**A. Except as provided in Subsection C of this Section, the secretary shall apply the provisions of R.S. 40:1061.8 and R.S. 40:2175.8 and based upon the final decision of the Supreme Court of the United States in the case of Dobbs v. Jackson Women's Health Organization, Docket No. 19-1392, the secretary shall issue whichever one of the applicable cease and desist orders apply, as follows:**

**(1) The outpatient abortion facility shall be ordered closed and the facility shall immediately cease and desist performing abortions because the Human Life Protection Act, R.S. 40:1061, or R.S. 14:87.7 has been enacted and the practice of abortion in Louisiana has been prohibited by law.**

**(2) The outpatient abortion facility shall be ordered to cease and desist performing late term abortions, as is prohibited in R.S. 14:87.8, because the Supreme Court of the United States has provided for the states to prohibit abortions when the gestational age of the unborn child is fifteen weeks or more.**

**B.(1) Any person who violates a cease and desist order of the secretary after it has become final and while such order is in effect shall, upon proof thereof to the satisfaction of the court, be ordered by the court to forfeit and pay to the attorney general a**

**sum not less than ten thousand dollars nor more than fifty thousand dollars per violation.**

**(2) Each abortion performed in violation of the cease and desist order issued pursuant to this Section shall constitute a separate violation.**

**C. The provisions of Subsection A and B of this Section shall not apply if the decision rendered by the United States Supreme Court in the case of Dobbs v. Jackson Women's Health Organization, Docket No. 19-1392, which overrules, in whole or in part, Roe v. Wade, 410 U.S. 113, 93 S.Ct. 705, 35 L.Ed. 2d 147 (1973), does not restore to the states the authority to prohibit or limit abortion."**

**AMENDMENT NO. 37**

On page 5, delete line 23 in its entirety and insert in lieu thereof the following:

"Section 4. R.S. 14:32.9(B), 32.9.1(B), 32.10, 32.11(B), 87, 87.3(B), and R.S. 40:1061.1.1(B), 1061.1.2(A), 1061.1.3(B), 1061.9(1) through (11), 1061.12(A), 1061.27, and 1061.28(B) are hereby repealed.

Section 5. If the bill that originated as Senate Bill No. 388 of the 2022 Regular Session of the Legislature is enacted and becomes law, the provisions containing definitions in R.S. 14:87.9(B) in Section 1 of the Act which originated as Senate Bill No. 388 and R.S. 40:962.2(B) of Section 2 of the Act which originated as Senate Bill No. 388 shall be null and void.

Section 6. The Louisiana State Law Institute, pursuant to its statutory authority, is hereby authorized and directed to make the following technical changes:

(A) Redesignate the provisions of R.S. 14:32.9, 32.9.1, 32.11 and relocate the provisions to Subpart A.3. Abortion. of Part V of Title 14 of the Louisiana Revised Statutes of 1950.

(B) Redesignate R.S. 40:1061.8 (Legislative intent) and 1061.9 (Definitions) and relocate those same provisions of law to follow directly after R.S. 40:1061.1.

(C) Redesignate R.S. 40:1061.1 (Pain-capable Unborn Child Protection Act) and 1061.1.1 (Louisiana Unborn Child Protection from Dismemberment Abortion Act) and relocate those same provisions of law to follow directly after the provisions that have been redesignated and relocated pursuant to Subsection (B) of this Section.

(D) Make changes to any internal citation references in this Act to reflect the changes made pursuant to Subsections (B) and (C) of this Section.

(E) Arrange in alphabetical order and renumber the provisions of law, in particular arrange in alphabetical order and renumber those provisions of law to reflect that the provisions of law contained in Section 5 of this Act were repealed in favor of the consolidated "Definitions" provisions of law in R.S. 14:87.1 in Section 1 of this Act and R.S. 40:1061.1 in Section 2 of this Act.

(F) Make changes to any references in the Codes or Louisiana Revised Statutes of 1950 to reflect the citation changes contained in this Act.

(G) If the provisions of Section 5 of this Act are in effect because the bill that originated as Senate Bill No. 388 of the 2022 Regular Session of the Legislature is enacted and becomes law, arrange in alphabetical order and renumber the Subsections of R.S. 14:87.9 and R.S. 40:962.2."

**AMENDMENT NO. 38**

On page 5, line 24, change "Section 5" to "Section 7"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Emerson to Reengrossed Senate Bill No. 342 by Senator Jackson

**AMENDMENT NO. 1**

In House Floor Amendment No. 9 by Representative Emerson (#5354), on page 5, delete lines 11 through 13 in their entirety and insert in lieu thereof the following:

**"(23) "Pregnant" means that female reproductive condition of having a developing embryo or fetus in the uterus which commences at fertilization and implantation."**

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ivey to Reengrossed Senate Bill No. 342 by Senator Jackson

AMENDMENT NO. 1

In House Floor Amendment No. 9 by Representative Emerson (#5354), on page 4, at the beginning of line 49, change "**(19)**" to "**(19)(a)**"

AMENDMENT NO. 2

In House Floor Amendment No. 9 by Representative Emerson (#5354), on page 4, between lines 52 and 53, insert the following:

**"(b) The Louisiana Department of Health shall promulgate, in accordance with the Administrative Procedure Act, administrative rules establishing an exclusive list of anomalies, diseases, disorders, and other conditions which shall be deemed "medically futile" for purposes of this Subpart. The rules may also encompass diagnostic methods and standards by which a medically futile condition may be diagnosed, including but not limited to tests that are appropriate to the developmental stage and the condition of the unborn child."**

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Emerson to Reengrossed Senate Bill No. 342 by Senator Jackson

AMENDMENT NO. 1

In House Floor Amendment No. 9 by Representative Emerson (#5354), on page 5, line 25, after "**conditions**," delete the remainder of the line and delete lines 26 through 28

AMENDMENT NO. 2

In House Floor Amendment No. 35 by Representative Emerson (#5354), on page 9, line 34, after "conditions," delete the remainder of the line and delete lines 35 through 37

AMENDMENT NO. 3

In House Floor Amendment No. 35 by Representative Emerson (#5354), on page 9, line 46, after "methods," delete the remainder of the line and delete lines 47 through 49

Senator Jackson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Henry	Peacock
Abraham	Hensgens	Pope
Allain	Hewitt	Reese
Barrow	Jackson	Smith
Bernard	McMath	Stine
Cathey	Milligan	Talbot
Cloud	Mills, F.	Ward
Connick	Mills, R.	White
Fesi	Mizell	Womack
Foil	Morris	
Total - 29		

NAYS

Bouie	Luneau
Carter	Price
Total - 4	

ABSENT

Boudreaux	Harris	Tarver
Fields	Lambert	
Total - 5		

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 348—

BY SENATOR CLOUD

AN ACT

To enact R.S. 42:812, relative to the Office of Group Benefits; to provide for requirements for health plans; to provide for information on denied prior authorizations be transmitted to healthcare providers; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 348 by Senator Cloud

AMENDMENT NO. 1

On page 1, line 11, after "**writing**" and before the comma "," insert "**or provide electronically**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hilferty to Engrossed Senate Bill No. 348 by Senator Cloud

AMENDMENT NO. 1

On page 1, line 11, change "**twenty-four hours**" to "**one business day**"

AMENDMENT NO. 2

On page 1, line 12, after "**provider**" and before the comma "," delete "**or covered person**"

Senator Cloud moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Foil	Morris
Abraham	Henry	Peacock
Allain	Hensgens	Pope
Barrow	Hewitt	Price
Bernard	Jackson	Reese
Bouie	Luneau	Smith
Carter	McMath	Stine
Cathey	Milligan	Talbot
Cloud	Mills, F.	Ward
Connick	Mills, R.	White
Fesi	Mizell	Womack
Total - 33		

NAYS

Total - 0

ABSENT

Boudreaux	Harris	Tarver
Fields	Lambert	
Total - 5		

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 358—

BY SENATOR JACKSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 17:416(A)(1)(b)(ii), 416(A)(1)(c)(ii)(dd), (2)(a), the introductory paragraph of 416(A)(4), 416(A)(4)(b) and (c),

June 5, 2022

416.13, 416.20(A), and 3996(B)(32) and to enact R.S. 17:416.14, relative to bullying; to renumber and reorganize present law relative to bullying; to require all elementary and secondary schools to institute a program to prohibit and prevent bullying; to provide for fines for failure to act; and to provide for related matters.

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 358 by Senator Jackson

AMENDMENT NO. 1

On page 10, line 23, after "Subsection," insert "and no investigation pursuant to Paragraph (3) of this Subsection has occurred,"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Travis Johnson to Reengrossed Senate Bill No. 358 by Senator Jackson

AMENDMENT NO. 1

On page 14, at the end of line 2, delete "state Department of" and at the beginning of line 3, delete "Education." and insert "school governing authority."

AMENDMENT NO. 2

On page 14, delete line 4 and 5, and insert "act, the school governing"

AMENDMENT NO. 3

On page 14, at the end of line 8, insert "The school governing authority shall report each finding of a failure to report and the length of suspension issued to each employee who failed to report to the state Department of Education."

AMENDMENT NO. 4

On page 14, at the end of line 13, delete "state" and at the beginning of line 14, delete "Department of Education" and insert "school governing authority"

AMENDMENT NO. 5

On page 14, line 15, after "act, the" delete the remainder of the line and delete line 16 and at the beginning of line 17, delete "school's" and insert "school"

AMENDMENT NO. 6

On page 14, at the end of line 19, insert the following: "The school governing authority shall report each finding of a failure to report bullying and the length of suspension issued to the employee who failed to report to the department. The report shall be submitted by August first annually.

(3) The department shall provide a report to the state board on the number of reports of failures to report bullying received by the department from school governing authorities. The report shall be submitted by September first annually."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Stefanski to Reengrossed Senate Bill No. 358 by Senator Jackson

AMENDMENT NO. 1

On page 3, line 24, after "shunning" and before "from" delete "or excluding"

Senator Jackson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Bouie, Carter, Cathey, Cloud, Connick, Fesi.

Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent, Present. Lists names like Boudreaux, Fields, Harris, Lambert, Tarver.

Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 359

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 40:2608(A)(1), (2), and (4) and 2610(A), relative to forfeiture; to provide relative to receipt of notice of forfeiture; to provide relative to extension of time for filing of claims to seized property; to provide relative to time limits; and to provide for relative matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Marino to Reengrossed Senate Bill No. 359 by Senator Jackson

AMENDMENT NO. 1

On page 3, at the beginning of line 3, delete "for good cause shown." and insert the following: "of time for the filing of a claim pursuant to this Section for good cause shown. Incarceration of an owner or interest holder during the original thirty-day period shall create a rebuttable presumption of good cause as to the owner or interest holder."

Senator Jackson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Bouie, Carter, Cathey, Cloud, Connick, Fesi.

Total - 33

NAYS

Total - 0

ABSENT

Boudreaux Harris Tarver
Fields Lambert
Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 378— BY SENATOR PEACOCK

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 advertisements; to provide for requirements and disclosures in an advertisement; to provide for unfair and deceptive acts or practices; to provide for definitions, terms, conditions, and procedures; to provide for penalties; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 378 by Senator Peacock

AMENDMENT NO. 1

On page 1, line 12, after "Section" and before the colon ":" insert a comma "," and "the following terms apply"

AMENDMENT NO. 2

On page 2, line 10, change "provided" to "if"

AMENDMENT NO. 3

On page 2, line 17, after "with" and before "applicable" insert "an"

AMENDMENT NO. 4

On page 2, line 20, delete "all of the following items" and insert "both of the following"

AMENDMENT NO. 5

On page 2, line 24, after "with" and before "applicable" insert "an"

Senator Peacock moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Boudreaux Harris Tarver
Fields Lambert White

Total - 6

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 389— BY SENATOR REESE

AN ACT

To amend and reenact R.S. 32:414(R)(1) and R.S. 47:296.2(A), relative to the suspension and denial of renewing a driver's license for the nonpayment of individual income taxes; to increase the threshold; to provide for technical corrections; provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Engrossed Senate Bill No. 389 by Senator Reese

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:296.2(A)," insert "(B), and (D),"

AMENDMENT NO. 2

On page 1, line 4, after "taxes;" delete "to increase the threshold;" and insert "to provide for notification requirements; to authorize the secretary of the Department of Revenue to adopt rules that increase the threshold for suspension in certain circumstances; to authorize alternatives to suspension;"

AMENDMENT NO. 3

On page 1, line 16, change "R.S. 47:296.2(A) is" to "R.S. 47:296.2(A), (B), and (D) are"

AMENDMENT NO. 4

On page 2, line 1, after "suspension" and before "and" insert "driving privileges shall be imposed"

AMENDMENT NO. 5

On page 2, at the end of line 5, insert "one"

AMENDMENT NO. 6

On page 2, at the beginning of line 6, delete "two"

AMENDMENT NO. 7

On page 2, line 9, after "info" and before "with" delete "a payment plan" and insert "an installment agreement"

AMENDMENT NO. 8

On page 2, delete line 12 and insert:

"B.(1) The suspension and denial shall be effective until such time as the individual has paid or made arrangements to pay the delinquent tax, interest, penalty, and all costs and the Department of Revenue notifies the Department of Public Safety and Corrections, office of motor vehicles, of the payment or arrangement to pay.

(2) Upon payment or arrangement to pay, the Department of Revenue shall promptly notify the office of motor vehicles and the individual's driving privileges shall be reinstated without additional action required of the individual.

D.(1) The secretary of the Department of Revenue, in cooperation with the secretary of the Department of Public Safety and Corrections, shall adopt and promulgate rules and regulations in accordance with the provisions of the Administrative Procedure Act to effectuate the orderly and expeditious suspension and denial of renewal and reissuance of drivers' licenses in accordance with the provisions of this Section.

(2) Notwithstanding the provisions of Subsection A of this Section, the secretary of the Department of Revenue may, by rule, provide for suspension of driver's license privileges at higher thresholds of individual income tax due based on an individual's historical compliance with Louisiana tax laws, the

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facts and circumstances relating to the unpaid tax liability, and may accept surety or other collateral in lieu of suspension of a driver's license."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Magee to Engrossed Senate Bill No. 389 by Senator Reese

AMENDMENT NO. 1

In Amendment No. 8 by the House Committee on Transportation, Highways and Public Works (#4911), on page 1, at the end of line 30, insert the following:

"Notwithstanding any provision of law to the contrary, the office of motor vehicles shall not impose a fee when reinstating an individual's driving privileges when a suspension is imposed pursuant to this Section.

(3) The Department of Revenue may enter into an interagency agreement with the office of motor vehicles to reimburse the office of motor vehicles for the actual expenses associated with the license suspensions and reinstatements pursuant to R.S. 32:414(R). One-sixth of such reimbursement shall provide for and continue the existing dedication applicable to reinstatement fees pursuant to R.S. 32:414(H) for emergency medical services."

AMENDMENT NO. 2

On page 1, line 2, after "R.S. 32:414(R)(1)" and before "and R.S. 47:296.2(A)" insert "and 415(C)(1)"

AMENDMENT NO. 3

On page 1, line 4, after "corrections;" and before "provide" insert "to prohibit certain penalties for certain violations; to"

AMENDMENT NO. 4

On page 1, line 7, after "R.S. 32:414(R)(1)" delete "is" and insert "and 415(C)(1) are"

AMENDMENT NO. 5

On page 1, between lines 15 and 16, insert the following:
"\$415. Operating vehicle while license is suspended; offenses in other states; record of offenses given other states
\* \* \*

C.(1) A person with a Class "D" or Class "E" driver's license who violates the provisions of Subsection A of this Section may be fined up to five hundred dollars or imprisoned for not more than six months, or both and may be subject to a civil penalty of up to one thousand two hundred fifty dollars. A person shall not be arrested or imprisoned for a violation of this Section due solely to a suspension imposed pursuant to R.S. 32:414(R)(1).

\* \* \*

AMENDMENT NO. 6

On page 2, delete lines 13 through 17 in their entirety and insert the following:

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

Senator Reese moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result: YEAS

Table with 3 columns: Mr. President, Abraham, Allain, Barrow, Bernard, Bouie, Carter, Foil, Henry, Hensgens, Hewitt, Jackson, Luneau, McMath, Morris, Peacock, Pope, Price, Reese, Smith, Stine

Table with 3 columns: Cathey, Cloud, Connick, Fesi, Milligan, Mills, F., Mills, R., Mizell, Talbot, Ward, White, Womack

Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Boudreaux, Fields, Harris, Lambert, Tarver

Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

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. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 393 by Senator White

AMENDMENT NO. 1

On page 2, delete line 4 in its entirety and insert "in violation of R.S. 14:95.1(D)."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Seabaugh to Engrossed Senate Bill No. 393 by Senator White

AMENDMENT NO. 1

On page 2, at the beginning of line 3, change "firearm or carrying concealed weapon" to "a firearm or carrying of a concealed weapon"

AMENDMENT NO. 2

On page 2, line 9, after "D." delete the remainder of the line and delete lines 10 through 12 in their and entirety and insert the following:

"If a violation of this Section is committed during the commission of a crime of violence as defined in R.S. 14:2(B), and the defendant has a prior conviction of a crime of violence, then the violation of this Section shall be designated"

Senator White moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Abraham, Allain, Barrow, Bernard, Bouie, Carter, Cathey, Foil, Henry, Hensgens, Hewitt, Jackson, Luneau, McMath, Milligan, Morris, Peacock, Pope, Price, Reese, Smith, Stine, Talbot

Cloud	Mills, F.	Ward
Connick	Mills, R.	White
Fesi	Mizell	Womack
Total - 33		

NAYS

Total - 0

ABSENT

Boudreaux	Harris	Tarver
Fields	Lambert	
Total - 5		

The Chair declared the Senate concurred in the amendments proposed by the House.

**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 minors 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. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

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

AMENDMENT NO. 1

On page 1, line 4, change "benefit" to "coverage"

AMENDMENT NO. 2

On page 1, line 5, change "benefit" to "coverage"

AMENDMENT NO. 3

On page 1, line 6, delete "to provide exclusions and limitations; to provide definitions;" and insert "to provide for exclusions and limitations; to provide for definitions; to provide for effectiveness;"

AMENDMENT NO. 4

On page 1, line 16, delete "items"

AMENDMENT NO. 5

On page 2, line 2, change "health care" to "healthcare"

AMENDMENT NO. 6

On page 2, line 16, change "peer reviewed" to "peer-reviewed"

AMENDMENT NO. 7

On page 3, line 1, change "plan" to "plan's"

AMENDMENT NO. 8

On page 3, at the end of line 12, change "shall" to "does"

Senator Bernard moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Foil	Morris
Abraham	Henry	Peacock
Allain	Hensgens	Pope

Barrow	Hewitt	Price
Bernard	Jackson	Reese
Boudreaux	Luneau	Smith
Carter	McMath	Stine
Cathey	Milligan	Talbot
Cloud	Mills, F.	Ward
Connick	Mills, R.	White
Fesi	Mizell	Womack
Total - 33		

NAYS

Bouie  
Total - 1

ABSENT

Fields	Lambert
Harris	Tarver
Total - 4	

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 402—**  
BY SENATOR ABRAHAM

AN ACT

To amend and reenact R.S. 13:4165(F)(7) and to enact R.S. 13:4165(F)(9) and (10), relative to courts and judicial procedure; to provide for the appointment, duties, powers, and compensation of special masters; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Farnum to Engrossed Senate Bill No. 402 by Senator Abraham

AMENDMENT NO. 1

On page 1, line 13, change "July" to "January"

AMENDMENT NO. 2

On page 1, at the end of line 14, insert "The provisions of this Paragraph related to opt-out shall also not apply to any order initially issued on or before December 31, 2022, in any judicial district that has not previously issued an order pursuant to the provisions of this Subsection related to the qualifying disaster event."

Senator Abraham moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

June 5, 2022

ABSENT

Boudreaux Harris Reese
Fields Lambert Tarver
Total - 6

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 412—
BY SENATOR TALBOT

AN ACT

To amend and reenact R.S. 22:2361 through 2370, relative to the Insure Louisiana Incentive Program; to provide for purposes and public purpose; to provide for administration and funding; to provide for cooperative endeavor agreements; to provide for matching grants; to provide for rulemaking; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 412 by Senator Talbot

AMENDMENT NO. 1
On page 2, line 6, delete "the"

AMENDMENT NO. 2
On page 2, line 27, delete "Citizens" and insert "Louisiana Citizens Property Insurance Corporation's"

AMENDMENT NO. 3
On page 3, line 8, delete "is authorized to" and insert "may"

AMENDMENT NO. 4
On page 3, line 16, after "process" and before "award" insert a comma ","

AMENDMENT NO. 5
On page 3, line 17, after "requirements" and before "and" insert a comma ","

AMENDMENT NO. 6
On page 3, line 21, delete "as soon as possible"

AMENDMENT NO. 7
On page 3, line 27, delete "only"

AMENDMENT NO. 8
On page 5, line 10, delete "twenty-five" and insert "ten"

AMENDMENT NO. 9
On page 5, line 23, after "allocated to" and before "surplus" insert "a"

AMENDMENT NO. 10
On page 6, line 5, delete "'Net" and insert "For the purposes of this Chapter, "Net"

AMENDMENT NO. 11
On page 6, line 9, after "Chapter," and before "new" delete "the"

AMENDMENT NO. 12
On page 6, line 10, delete "the" and insert "an"

AMENDMENT NO. 13
On page 6, delete lines 22 through 25 and insert "fund grant."

AMENDMENT NO. 14
On page 6, line 29, delete "Twenty-five percent of the net written"

AMENDMENT NO. 15
On page 7, delete lines 1 through 3

AMENDMENT NO. 16
On page 7, line 4, delete "Opportunity Zone Act of 2005 in Louisiana."

AMENDMENT NO. 17
On page 7, line 22, change "A" to "Such"

AMENDMENT NO. 18
On page 7, line 23, after "dwelling" and before "provided" insert a comma ","

AMENDMENT NO. 19
On page 7, line 27, after "coverage" and before "or" delete the comma ","

AMENDMENT NO. 20
On page 8, line 3, change "has received" to "receives"

AMENDMENT NO. 21
On page 8, line 6, delete "so" and insert "such"

AMENDMENT NO. 22
On page 8, line 8, delete "any" and insert "an"

AMENDMENT NO. 23
On page 8, line 10, after "extension" and before "if" insert a comma ","

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 412 by Senator Talbot

AMENDMENT NO. 1
On page 1, line 2, after "through" and before "relative to" delete "2370," and insert "2370 and to enact R.S. 22:2371,"

AMENDMENT NO. 2
On page 1, at the end of line 3, delete "for administration" and insert "relative to administration"

AMENDMENT NO. 3
On page 1, line 7, after "reenacted" insert "and R.S. 22:2371 is hereby enacted"

AMENDMENT NO. 4
On page 8, after line 18 insert the following:
"\$2371. Insure Louisiana Incentive Fund

There is hereby created in the state treasury as a special fund the Insure Louisiana Incentive Fund, referred to in this Chapter as the "fund". Monies appropriated or transferred to the fund shall be deposited by the state treasurer after compliance with the provisions of Article VII, Section 9(B) of the Constitution of Louisiana. Monies in the fund shall be invested in the same manner as monies in the state general fund and any interest earned on the investment of monies in the fund shall be credited to the fund. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. Monies in the fund shall be used by the department to provide grants pursuant to the provisions of this Chapter."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 412 by Senator Talbot

AMENDMENT NO. 1
On page 1, line 7, following "2370" and before "hereby" change "is" to "are"



Senator Talbot moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Fesi	Mizell
Abraham	Foil	Morris
Allain	Henry	Peacock
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Smith
Bouie	Luneau	Stine
Carter	McMath	Talbot
Cathey	Milligan	Ward
Cloud	Mills, F.	White
Connick	Mills, R.	Womack
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Fields	Lambert	Tarver
Harris	Reese	
Total - 5		

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 428—**

BY SENATOR ROBERT MILLS

**AN ACT**

To amend and reenact R.S. 22:1272, relative to liability limits; to prohibit the reduction of policy limits based on expenses of defense; to provide for waivers; to provide for which expenses qualify as expenses of defense; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 428 by Senator Robert Mills

**AMENDMENT NO. 1**

On page 1, line 11, after "Paragraph (B)(2)" and before "of this" insert "or (3)"

**AMENDMENT NO. 2**

On page 2, delete lines 3 through 13 in their entirety and insert the following:

"(2) The prohibition contained in Subsection A of this Section shall be waived by the commissioner for the following types of insurance coverage:

- (a) Professional liability other than medical malpractice.
- (b) Directors' and officers' liability.
- (c) Errors and omissions liability.
- (d) Pollution liability.
- (e) Employment practices liability.
- (f) Cyber risk liability.
- (g) Information security and privacy liability.
- (h) Patent defense or other intellectual property infringement liability.
- (i) Commercial liability coverages sold in combination."

**AMENDMENT NO. 3**

On page 2, at the beginning of line 14, insert "(3)"

Senator Robert Mills moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Foil	Peacock
Abraham	Henry	Pope
Allain	Hensgens	Price
Barrow	Hewitt	Reese
Bernard	Jackson	Smith
Boudreaux	Luneau	Stine
Bouie	McMath	Talbot
Carter	Milligan	Ward
Cathey	Mills, F.	White
Cloud	Mills, R.	Womack
Connick	Mizell	
Fesi	Morris	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Fields	Lambert
Harris	Tarver
Total - 4	

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 430—**

BY SENATOR WOMACK

**AN ACT**

To enact R.S. 17:85.1, relative to naming a gymnasium at Monterey High School; to authorize the Concordia Parish School Board to name the new gymnasium at Monterey High School in honor of Jack Bairnsfather; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bishop to Engrossed Senate Bill No. 430 by Senator Womack

**AMENDMENT NO. 1**

On page 1, line 4, after "School" and before the semicolon ";" delete "in honor of Jack Bairnsfather" and insert "after Jerry Lee Lewis"

**AMENDMENT NO. 2**

On page 1, line 11, after "**School**" delete the remainder of the line and insert "**the "Jerry Lee Lewis Gymnasium".**"

Senator Womack moved to reject the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Foil	Peacock
Abraham	Henry	Pope
Allain	Hensgens	Price
Barrow	Hewitt	Reese
Bernard	Jackson	Smith
Boudreaux	Luneau	Stine
Bouie	McMath	Talbot

Carter	Milligan	Ward
Cathey	Mills, F.	White
Cloud	Mills, R.	Womack
Connick	Mizell	
Fesi	Morris	

Total - 34

NAYS

Total - 0

ABSENT

Fields	Lambert
Harris	Tarver

Total - 4

The Chair declared the Senate rejected the amendments proposed by the House.

SENATE BILL NO. 434—

BY SENATORS FIELDS, ABRAHAM, BERNARD, BOUIE, CARTER, CATHEY, CONNICK, CORTEZ, FESI, FOIL, HARRIS, JACKSON, LAMBERT, LUNEAU, FRED MILLS, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, POPE, PRICE, SMITH, STINE, TALBOT, WARD AND WOMACK AND REPRESENTATIVES ADAMS, AMEDEE, BACALA, BOYD, BRYANT, CARRIER, ROBBY CARTER, CORMIER, DEVILLIER, DUPLESSIS, EDMONSTON, FIRMENT, FREIBERG, GAINES, GAROFALO, HARRIS, HUGHES, ILLG, JEFFERSON, JENKINS, MIKE JOHNSON, TRAVIS JOHNSON, JORDAN, LAFLEUR, LARVADAIN, LYONS, MARCELLE, MARINO, MCFARLAND, MIGUEZ, DUSTIN MILLER, NEWELL, PHELPS, PIERRE, STAGNI, THOMAS, THOMPSON, WHITE AND WILLARD

AN ACT

To amend and reenact R.S. 11:710(F)(1) and (G) and the introductory paragraph of R.S. 11:710.1(A) and to enact R.S. 11:710(H), 710.I(F), and 710.2, relative to critical teacher shortages; to provide for employment of retirees of the Teachers' Retirement System of Louisiana; to allow a retiree to return to work without suspension or reduction of benefit in certain circumstances; to provide for application; to provide for determinations and reporting; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Reengrossed Senate Bill No. 434 by Senator Fields

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 11:710(F)(1)" and insert "R.S. 11:710(A)(3), (F)(1),"

AMENDMENT NO. 2

On page 1, line 11, delete "R.S. 11:710(F)(1)" and insert "R.S.11:710(A)(3), (F)(1),"

AMENDMENT NO. 3

On page 1, between lines 14 and 15 insert the following: "A. As used in this Section, the following words and phrases shall have the following meanings, unless a different meaning is clearly required by the context:

\* \* \*

(3) "Critical shortage" means any situation in which the employer has advertised and posted notice of positions to be filled a solicitation for certified teachers, has listed on the specified websites the positions that are unfilled or filled by reemployed retirees, and has received fewer than three certified applicants as provided in Subsection F of this Section."

AMENDMENT NO. 4

Delete page 2 and on page 3, delete lines 1 through 12 and insert the following: "unless and until the Board of Elementary and Secondary Education and the board of trustees of this system have received certification that a critical shortage exists. Prior to making such certification for any full-time critical shortage position, the employer

shall cause to be advertised in the official journal of the employer's governing authority, on two separate occasions, notice that a shortage of certified teachers exists and the positions sought to be filled. Additionally, the employer shall cause notice to be posted at the career development office, or similar such entity, of every postsecondary institution within a one hundred twenty-mile radius of the employer's governing authority satisfy the requirements of Subparagraph (b) of this Paragraph. If a certified applicant who is not a retiree applies for an advertised position, such person shall be hired before any certified retiree is employed, unless fewer than three applicants have applied for the position each of whom is certified in the critical shortage area being filled.

(b) For any position sought to be filled by employment of a retiree, the employer may certify the existence of a critical shortage only after complying with all of the following requirements:

(i) Posting with the career development office, or similar such entity, of every postsecondary education institution within a one hundred twenty-mile radius of the employer's governing authority at the beginning of each semester a general statement that the employer is soliciting applications for future employment of certified teachers.

(ii) Advertising at least once per month in the official journal of the employer's governing authority that the employer is soliciting applications for future employment of certified teachers.

(iii) Prominently displaying a listing of positions that are unfilled or that are filled by reemployed retirees, including those positions filled under the provisions of Subsection G of this Section, on the website of the employer's governing authority and of the employer, if the employer maintains a separate website.

\* \* \*

G.(1) A retiree of this system who has been retired for at least twelve months and who did not retire based on a disability may be directly reemployed without suspension or reduction in benefit if either of the following apply:

(a) The retiree is certified to teach mathematics, science, English language arts, or special education excluding gifted and talented and is reemployed to fill a position in the area of certification.

(b) The retiree is certified, has at least thirty years of creditable service, has attained at least age sixty-two, and is reemployed to fill a vacancy created because a teacher is on maternity leave pursuant to R.S. 17:1211, military leave pursuant to R.S. 17:1215, sabbatical leave pursuant to R.S. 17:1171, or extended sick leave pursuant to R.S. 17:1202.

(2) The provisions of this Subsection shall not apply to anyone reemployed by contract or corporate contract.

(3) If a teacher who is not a retiree of this retirement system and who is certified in one of the areas listed in Paragraph (1) of this Subsection applies for a position in the area of certification filled at that time by a retiree reemployed under the provisions of this Subsection, that nonretiree shall be employed to replace the retiree at the start of the next grading period.

(4) The provisions of this Subsection shall terminate July 1, 2027."

AMENDMENT NO. 5

On page 4, line 8, after "system" and before "who" insert "who retired on or before June 30, 2020, and"

AMENDMENT NO. 6

On page 6, line 6, after "by" and before "schools" insert "public"

AMENDMENT NO. 7

On page 6, at the beginning of line 11 delete "term." and insert "term without employment of retirees."

AMENDMENT NO. 8

On page 6, delete lines 14 through 18 and insert the following: "Section 4. The provisions of Sections 1 and 2 of this Act shall become effective when the Act which originated as Senate Bill No. 377 of the 2022 Regular Session of the Legislature become effective.

Section 5. The provisions of Sections 3 and 4 and this Section of this Act shall become effective upon signature of this Act by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If this Act is vetoed by the governor and subsequently approved by the legislature, the provisions of Sections 3 and 4 and this Section of this Act shall become effective on the day following such approval."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 434 by Senator Fields

AMENDMENT NO. 1

On page 1, line 14, after "retirees" insert "on or before June 30, 2020"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative LaFleur to Reengrossed Senate Bill No. 434 by Senator Fields

AMENDMENT NO. 1

Delete Amendment No. 1 by the Legislative Bureau Amendment (#3591)

AMENDMENT NO. 2

On page 1, line 14 after "retirees" insert "**who retired** on or before June 30, 2020"

AMENDMENT NO. 3

In Amendment No. 4 by the House committee on Retirement (#4801), on page 2, line 19, change "Paragraph (1)" to "**Subparagraph (1)(a)**"

AMENDMENT NO. 4

In Amendment No. 4 by the House Committee on Retirement (#4801), on page 2, line 21, after "of" and before "this" insert "**Subparagraph (1)(a) of**"

AMENDMENT NO. 5

On page 3, line 17, after "retirees" and before "on" insert "**who retired**"

Senator Price moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:  
YEAS

Mr. President	Foil	Morris
Abraham	Henry	Peacock
Allain	Hensgens	Pope
Barrow	Hewitt	Price
Bernard	Jackson	Reese
Boudreaux	Lambert	Smith
Bouie	Luneau	Stine
Carter	McMath	Talbot
Cathey	Milligan	Ward
Cloud	Mills, F.	White
Connick	Mills, R.	Womack
Fesi	Mizell	
Total - 35		
	NAYS	
Total - 0		
	ABSENT	
Fields	Harris	Tarver
Total - 3		

The Chair declared the Senate concurred in the amendments proposed by the House.

**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.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 441 by Senator Fesi

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and delete line 3, and on line 4, delete "elections;" and insert the following: "enact R.S. 18:586, relative to filling a vacancy in an elected office; to provide for prohibitions; to provide relative to the retirement or resignation of an elected official; to provide relative to appointments and elections to fill such a vacancy; to provide for an effective date;"

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." delete the remainder of the line and delete lines 7 through 17 and on page 2, delete line 1 through 5 and insert the following:

"R.S. 18:586 is hereby enacted to read as follows:

§586. Vacancies caused by retirement or resignation; prohibitions

A. No elected official who has retired or resigned from state or local elective office shall be appointed to succeed himself in the office from which he retired or resigned.

B. No elected official who has retired or resigned from state or local elective office shall be eligible as a candidate at an election called to fill the vacancy created by the retirement or resignation of the elected official.

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

Senator Fesi moved to reject the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

June 5, 2022

NAYS

Total - 0

ABSENT

Fields Harris Tarver
Total - 3

The Chair declared the Senate rejected the amendments proposed by the House.

SENATE BILL NO. 445— BY SENATOR ABRAHAM

AN ACT

To amend and reenact R.S. 48:250.4(A), relative to approval of department of transportation and development contracts with public private partnerships; to provide for the approval of contracts by the legislature; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 445 by Senator Abraham

AMENDMENT NO. 1

On page 2, at the end of line 1, after "committees" delete the remainder of the line

AMENDMENT NO. 2

On page 2, at the beginning of line 2, delete "the Budget"

Senator Abraham moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fesi Morris
Abraham Foil Peacock
Allain Hensgens Pope
Barrow Hewitt Price
Bernard Jackson Reese
Boudreaux Lambert Smith
Bouie McMath Stine
Carter Milligan Talbot
Cathey Mills, F. Ward
Cloud Mills, R. White
Connick Mizell Womack
Total - 33

NAYS

Henry
Total - 1

ABSENT

Fields Luneau
Harris Tarver
Total - 4

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 455— BY SENATOR BOUDREAU

AN ACT

To amend and reenact R.S. 51:1361(3), 1362(A), the introductory paragraph of R.S. 51:1363, 1365, the title of Chapter 12 of Title 51 of the Louisiana Revised Statutes of 1950, and R.S.

44:4.1(B)(35), and to enact R.S. 51:1363.1, relative to internet; to provide for the office of broadband development and connectivity; to provide for development and implementation of a plan to provide access to broadband internet; to provide for the functions and responsibilities of the office of broadband development and connectivity; to provide for the termination date of the office; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 455 by Senator Boudreaux

AMENDMENT NO. 1

On page 1, line 4, after "R.S. 44:4.1(B)(35)" delete the comma ","

AMENDMENT NO. 2

On page 1, line 8, after "office;" and before "and" insert "to provide for effectiveness;"

AMENDMENT NO. 3

On page 1, line 17, after "Chapter" and before the colon ":" insert a comma "," and "the following terms apply"

AMENDMENT NO. 4

On page 3, line 18, change "of the draft" to "draft of the"

AMENDMENT NO. 5

On page 3, at the end of line 25, change "overlap" to "overlaps"

AMENDMENT NO. 6

On page 4, at the end of line 4, delete "shall" and insert "is"

AMENDMENT NO. 7

On page 4, at the beginning of line 5, delete "be" and delete "shall be" and insert "is"

AMENDMENT NO. 8

On page 4, at the end of line 9, insert a comma ","

AMENDMENT NO. 9

On page 4, line 15, after "used" insert a comma ","

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crews to Reengrossed Senate Bill No. 455 by Senator Boudreaux

AMENDMENT NO. 1

On page 4, between lines 26 and 27, insert the following:

"E. The office shall not hire more than one additional full-time employee to carry out the provisions of this Section."

Senator Boudreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 35

NAYS

Total - 0

ABSENT

Fields Harris Tarver

Total - 3

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 460— BY SENATOR WARD

AN ACT

To enact Chapter 15 of the Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1621 through 1623, relative to electric vehicle charging equipment networks; to provide for legislative intent; to provide terms; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Engrossed Senate Bill No. 460 by Senator Ward

AMENDMENT NO. 1

On page 1, line 2, change "of the Title" to "the Title" and change "Statutes" to "Statutes"

AMENDMENT NO. 2

On page 1, line 4, delete "terms;" and insert "for definitions;"

AMENDMENT NO. 3

On page 1, line 17, after "doing" and before "the" insert "all of"

Senator Ward moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Fesi

Total - 1

ABSENT

Fields Harris Tarver

Total - 3

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 467—

BY SENATOR CARTER

AN ACT

To amend and reenact R.S. 48:1671 and to enact Chapter 34-A of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2165, relative to passenger rail service; to direct the Department of Transportation and Development to initiate the necessary engineering, financial and other studies to begin passenger rail service between Baton Rouge and New Orleans; to pursue the federal funds provided for in the Infrastructure Investment and Jobs Act of 2021; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 467 by Senator Carter

AMENDMENT NO. 1

On page 4, at the beginning of line 7, change "B." to "B.(1)"

AMENDMENT NO. 2

On page 4, between lines 12 and 13, insert the following:

"(2) Pursuant to this Subsection, the Department of Transportation and Development shall provide the scope schedule and budget to the joint committees on Transportation, Highways and Public Works before the start of the 2023 Regular Session."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 467 by Senator Carter

AMENDMENT NO. 1

On page 1, line 2, following "R.S." and before "and to enact" change "48:1671" to "48:1671(A) and the introductory paragraph of (C)(5) and (b)"

AMENDMENT NO. 2

On page 1, line 10, following "R.S." and before "hereby" change "48:1671 is" to "48:1671(A) and the introductory paragraph of (C)(5) and (b) are"

AMENDMENT NO. 3

On page 3, line 11, following "Texas" and before "and" insert ";" and following "Mississippi" and before "through" insert ";"

Senator Carter moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

June 5, 2022

Total - 29

NAYS

Cloud Hewitt
Fesi Peacock

Total - 4

ABSENT

Fields Harris White
Foil Tarver

Total - 5

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 473—

BY SENATORS MILLIGAN AND FESI AND REPRESENTATIVE MIKE JOHNSON

AN ACT

To enact Part III-C of Chapter 5 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1826.1 through 1826.4, relative to foreign sources of funds; to provide for reporting of certain foreign sources of monies used as gifts or grants or in contracts involving certain postsecondary education institutions; to provide for use of certain monies to fund employment of and study by foreign graduate students and faculty in a research capacity; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mike Johnson to Reengrossed Senate Bill No. 473 by Senator Milligan

AMENDMENT NO. 1

On page 2, delete lines 9 through 15, and insert the following:

(3) "Foreign country of concern" means any country subject to any sanction or embargo program administered by the Office of Foreign Assets Control within the United States Department of Treasury, including any federal license requirement; custom rules; export controls; restrictions on taking institution property, including but not limited to intellectual property abroad; restrictions on presentations, teaching, and interactions with foreign colleagues; and other subjects important to the research and academic property of the institution, subject to either or both the International Traffic in Arms Regulations, 22 CFR Parts 120 through 130, and the Export Administration Regulations, 15 CFR Parts 730 through 774."

Senator Milligan moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Foil Peacock
Abraham Henry Pope
Allain Hensgens Price
Barrow Hewitt Reese
Bernard Jackson Smith
Boudreaux Lambert Stine
Bouie Luneau Talbot
Carter McMath Ward
Cathey Milligan White
Cloud Mills, F. Womack
Connick Mills, R.
Fesi Mizell
Total - 34

NAYS

Total - 0

ABSENT

Fields Lambert
Harris Tarver

Total - 4

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 475—

BY SENATOR BARROW

AN ACT

To enact R.S. 33:9038.74, relative to cooperative and economic development in East Baton Rouge Parish; to create the Baker Main Street Economic Development District as a special taxing and tax increment financing district in East Baton Rouge Parish; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and functions of the governing body; to provide for the levy and collection of taxes within the district; to authorize the district to issue and sell bonds; to authorize the district to engage in tax increment financing; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Carpenter to Reengrossed Senate Bill No. 475 by Senator Barrow

AMENDMENT NO. 1

On page 7, line 12, after "board," and before "the need" change "without" to "with"

Senator Barrow moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Fields Harris Tarver
Total - 3

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 476—**  
BY SENATOR BARROW

AN ACT

To amend and reenact the introductory paragraph of R.S. 33:2740.67(C)(1), 2740.67(C)(1)(f) through (i), (2), and (3) and to repeal R.S. 33:2740.67(C)(1)(k) and (l), relative to the Baton Rouge North Economic Development District; to provide relative to the boundaries of the district; to provide for the governance of the district; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 476 by Senator Barrow

**AMENDMENT NO. 1**

On page 1, at the beginning of line 3, delete "2740.67(C)(1)(f)" and insert "2740.67(C)(1)(a) and (f)"

**AMENDMENT NO. 2**

On page 1, line 9, after "R.S. 33:2740.67(C)(1)," delete the remainder of the line and insert "2740.67(C)(1)(a) and (f)"

**AMENDMENT NO. 3**

On page 2, between lines 2 and 3, insert the following:  
"(a) One member shall be appointed by the state representative for House District No. 29, one of whom who shall be a representative of the business community, on a rotating basis beginning in 2022 and every other year thereafter."

Senator Barrow moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Fields	Harris	Tarver
Total - 3		

The Chair declared the Senate concurred in the amendments proposed by the House.

**SENATE BILL NO. 478—**  
BY SENATOR BERNARD

AN ACT

To amend and reenact R.S. 44:1(A)(2)(a), 32(A), (C)(1)(a), and (D), 35(E)(2), and 37, relative to public records; to provide for the scope of records requests; to provide for response time; to provide for liability of custodians of records; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Mike Johnson to Engrossed Senate Bill No. 478 by Senator Bernard

**AMENDMENT NO. 1**

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

**AMENDMENT NO. 2**

On page 1, line 7, change "(C)(1)(a)," to "(C)(1)(a) and (2),"

**AMENDMENT NO. 3**

On page 3, delete lines 6 through 13 and insert the following:

"C.(1)(a) For all public records, except public records of state agencies, it shall be the duty of the custodian of such public records to provide copies to persons so requesting, **unless the requestor fails to pay the applicable copying fees after being notified of the amount in advance of production or the requestor has an outstanding balance from a prior request.** The custodian may establish and collect reasonable fees for making copies of public records. The custodian may request payment of fees in advance of production. Copies of records may be furnished without charge or at a reduced charge to indigent citizens of this state.

(2) For all public records of state agencies, it shall be the duty of the custodian of such records to provide copies to persons so requesting, **unless the requestor fails to pay the applicable copying fees after being notified of the amount in advance of production or the requestor has an outstanding balance from a prior request.** Fees for such copies shall be charged according to the uniform fee schedule adopted by the commissioner of administration, as provided by R.S. 39:241 **or as otherwise fixed or provided by law.** Copies shall be provided at fees according to the schedule, except for copies of public records the fees for the reproduction of which are otherwise fixed by law. Copies of records may be furnished without charge or at a reduced charge to indigent citizens of this state or the persons whose use of such copies, as determined by the custodian, will be limited to a public purpose, including but not limited to use in a hearing before any governmental regulatory commission."

Senator Bernard moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Henry	Morris
Abraham	Hensgens	Peacock
Allain	Hewitt	Pope
Barrow	Jackson	Price
Bernard	Lambert	Reese
Bouie	Luneau	Smith
Carter	McMath	Stine
Cathey	Milligan	Talbot
Connick	Mills, F.	Ward
Fesi	Mills, R.	White
Foil	Mizell	Womack
Total - 33		

NAYS

Total - 0

ABSENT

Boudreaux	Fields	Tarver
Cloud	Harris	
Total - 5		

June 5, 2022

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 497— (Substitute of Senate Bill No. 316 by Senator Cloud)

BY SENATOR CLOUD

AN ACT

To enact R.S. 32:381.1, relative to motor vehicles; to provide for prohibited alterations; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative DeVillier to Engrossed Senate Bill No. 497 by Senator Cloud

AMENDMENT NO. 1

On page 1, line 7, after "No person" delete the remainder of the line and delete lines 8 through 11 and insert: "shall operate a motor vehicle upon any highway if, by alteration of the suspension, frame, or chassis, the height of the front fender is six or more inches greater than the height of the rear fender. For the purposes of this Subsection, the height of the fender shall be a vertical measurement from and perpendicular to the ground, through the centerline of the wheel, and to the bottom of the fender."

Senator Cloud moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Foil, Morris. Lists names of senators and their counts for the YEAS roll call.

NAYS

Total - 0

ABSENT

Table with 3 columns: Fields, Harris, Tarver. Lists names of senators and their counts for the ABSENT roll call.

The Chair declared the Senate concurred in the amendments proposed by the House.

SENATE BILL NO. 498— (Substitute of Senate Bill No. 457 by Senator Stine)

BY SENATOR STINE

AN ACT

To enact R.S. 48:2085, relative to the Louisiana Transportation Authority; to provide for design build projects; to provide for unsolicited proposals; to provide for responsibilities of the Department of Transportation and Development; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Reengrossed Senate Bill No. 498 by Senator Stine

AMENDMENT NO. 1

On page 1, line 9, after "authority" and before "accept" change "shall" to "may"

AMENDMENT NO. 2

On page 1, line 15, after "than" and before "days" change "sixty" to "one hundred twenty"

AMENDMENT NO. 3

On page 2, line 1, after "method" and before the period "." insert "and the review cost shall be nonrefundable should the project not move forward"

Senator Stine moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Foil, Morris. Lists names of senators and their counts for the YEAS roll call.

Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns: Cloud, Harris, Tarver. Lists names of senators and their counts for the ABSENT roll call.

Total - 5

The Chair declared the Senate rejected the amendments proposed by the House.

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments, Subject to Call

Called from the Calendar

Senator Boudreaux asked that Senate Bill No. 22 be called from the Calendar.

SENATE BILL NO. 22—

BY SENATOR BOUDREAUX

AN ACT

To amend and reenact R.S. 36:259(B)(36), to enact R.S. 40:2018.7, and to repeal R.S. 40:2018.6, relative to the Palliative Care Interdisciplinary Advisory Council; to provide for placement within the Louisiana Department of Health; to provide for legislative intent; to provide for subject matter to be studied by the council; to provide for definitions; to provide for council membership; to provide for minimum organization and task requirements; to provide for staff support; to provide for



recommendations to the legislature; to provide for termination; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 22 by Senator Boudreaux

AMENDMENT NO. 1

On page 1, line 4, after "placement" and before "within" insert "of the council"

AMENDMENT NO. 2

On page 1, line 8, after "termination" and before the semicolon ";", insert "of laws providing for the council"

AMENDMENT NO. 3

On page 2, line 5, after "Council" and before "creation" insert a semicolon ";

AMENDMENT NO. 4

On page 2, line 24, change "regards" to "regard"

AMENDMENT NO. 5

On page 3, line 8, change "includes" to "include"

AMENDMENT NO. 6

On page 3, line 13, before "Palliative" delete the quotation mark " " and after "children" delete the quotation mark " " and change "health" to "healthcare"

AMENDMENT NO. 7

On page 3, line 17, change "Palliative" to "The phrase "palliative""

AMENDMENT NO. 8

On page 3, line 18, before "Palliative" delete the quotation mark " " "

AMENDMENT NO. 9

On page 3, line 19, after "children" delete the quotation mark " " "

AMENDMENT NO. 10

On page 3, line 26, change "Members" to "Each member"

AMENDMENT NO. 11

On page 4, line 2, change "board certified" to "board-certified"

AMENDMENT NO. 12

On page 4, line 3, change "board certified" to "board-certified"

AMENDMENT NO. 13

On page 4, line 4, change "board certified" to "board-certified"

AMENDMENT NO. 14

On page 4, line 7, change "board certified" to "board-certified"

AMENDMENT NO. 15

On page 4, line 24, after "Medicaid director" and before "or" insert "of the department"

AMENDMENT NO. 16

On page 5, line 5, delete "Louisiana Department of Health,"

AMENDMENT NO. 17

On page 5, line 6, after "developmental disabilities" and before the period "." insert "of the department"

AMENDMENT NO. 18

On page 5, delete line 7 in its entirety and insert in lieu thereof the following:

"(h) The office of behavioral health of the department."

AMENDMENT NO. 19

On page 5, line 8, after "Louisiana" insert a period "." and delete the remainder of the line

AMENDMENT NO. 20

On page 5, line 12, after "Members" and before "serve" insert "of the council shall"

AMENDMENT NO. 21

On page 6, line 8, change "patient's" to "patients"

Senator Boudreaux moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Fesi	Morris
Abraham	Foil	Peacock
Allain	Henry	Pope
Barrow	Hensgens	Price
Bernard	Jackson	Reese
Boudreaux	Lambert	Smith
Bouie	Luneau	Stine
Carter	McMath	Talbot
Cathey	Mills, F.	Ward
Cloud	Mills, R.	White
Connick	Mizell	Womack
Total - 33		

NAYS

Total - 0

ABSENT

Fields	Hewitt	Tarver
Harris	Milligan	
Total - 5		

The Chair declared the Senate the amendments proposed by the House.

**Called from the Calendar**

Senator Boudreaux asked that Senate Bill No. 192 be called from the Calendar.

**SENATE BILL NO. 192—**

BY SENATORS BOUDREAUX, BOUIE, FOIL, BARROW, BERNARD, CARTER, FIELDS, HARRIS, LUNEAU, MCMATH, FRED MILLS, MIZELL, PRICE, SMITH, TARVER AND WARD AND REPRESENTATIVES COUSSAN, FREIBERG, GAINES, GLOVER, JEFFERSON, JENKINS, JORDAN, LAFLEUR, LARVADAIN, LYONS, NEWELL, PIERRE, SELDERS, THOMPSON, WHITE AND WILLARD

AN ACT

To enact R.S. 17:3138.10 and R.S. 36:651(K)(10), relative to postsecondary education for students with intellectual and developmental disabilities; to establish the Postsecondary Inclusive Education Fund as a special fund in the state treasury; to provide for the purposes of the fund; to create and provide for the Postsecondary Inclusive Education Advisory Council; to require annual reports with respect to the fund; and to provide for related matters.

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Freiberg to Engrossed Senate Bill No. 192 by Senator Boudreaux

AMENDMENT NO. 1

On page 4, between lines 12 and 13, insert the following:

"(xiii) The superintendent of the Special School District or his designee."

Senator Boudreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Cathey Fields Harris Tarver

Total - 4

The Chair declared the Senate concurred in the amendments proposed by the House.

House Concurrent Resolutions on Second Reading Reported by Committees, Subject to Call

Called from the Calendar

Senator Cloud asked that House Concurrent Resolution No. 124 be called from the Calendar.

HOUSE CONCURRENT RESOLUTION NO. 124— BY REPRESENTATIVE SELDERS

A CONCURRENT RESOLUTION

To urge and request the Legislative Budgetary Control Council to study the feasibility of creating a disaster and assistance relief fund administered by the legislature.

Reported favorably by the Committee on Finance.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Fields Harris Tarver Total - 3

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

Called from the Calendar

Senator Pope asked that House Concurrent Resolution No. 113 be called from the Calendar.

HOUSE CONCURRENT RESOLUTION NO. 113—

BY REPRESENTATIVE MINCEY

A CONCURRENT RESOLUTION

To urge and request the state Department of Education to study the cost of standardized testing associated with state assessments and submit a written report of findings and data supporting such findings to the Legislature of Louisiana by January 13, 2023.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Fields Harris Tarver Total - 3

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

Recess

On motion of Senator Cortez, the Senate took a recess at 3:30 o'clock P.M. until 4:15 o'clock P.M.

After Recess

The Senate was called to order at 4:36 o'clock P.M. by the President of the Senate.

**ROLL CALL**

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

**PRESENT**

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

Total - 34

**ABSENT**

Connick	Harris
Fields	Tarver

Total - 4

The President of the Senate announced there were 34 Senators present and a quorum.

**Senate Business Resumed After Recess**

**Conference Committee Reports Received**

June 5, 2022

The Conference Committee Reports for the above legislative instruments lie over under the rules.

**SENATE BILL NO. 191—**  
BY SENATOR HEWITT

**AN ACT**

To amend and reenact the introductory paragraph of R.S. 17:5025 and (5) and to enact R.S. 17:5025.5, relative to high school core curriculum requirements for the Taylor Opportunity Program for Students; to authorize courses in computer science to be included in the core curriculum; and to provide for related matters.

**SENATE BILL NO. 490—**  
BY SENATOR CORTEZ

**AN ACT**

To amend and reenact R.S. 40:1379.1(N) and 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 and R.S. 40:2402(3)(f), 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; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 330—**  
BY REPRESENTATIVE TRAVIS JOHNSON  
**AN ACT**

To enact Part VII of Chapter 10-A of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:1491 through 1496 and R.S. 36:629(L)(4), relative to the creation of the Louisiana Industrial Hemp Promotion and Research Program; to create the Louisiana Industrial Hemp Promotion and Research Advisory Board; to provide for the composition, powers, duties, and functions of the board; to authorize the commissioner of agriculture and forestry to adopt rules and

accept certain funds; to provide for the use of funds; to provide for definitions; to provide for transfer of the board to the Department of Agriculture and Forestry; and to provide for related matters.

**HOUSE BILL NO. 717—**  
BY REPRESENTATIVE MCMAHEN  
**AN ACT**

To amend and reenact R.S. 40:1248.1(6) and 1248.3(1) and (2), relative to financing by the state Medicaid program of health services in certain parishes; to provide with respect to a local healthcare provider participation program; to designate the parishes in which the program may be operated; and to provide for related matters.

**HOUSE BILL NO. 927—**  
BY REPRESENTATIVES SELDERS, CARPENTER, FREIBERG, AND MCKNIGHT  
**AN ACT**

To amend and reenact R.S. 17:1855.2 and to enact R.S. 17:3351.22, relative to university laboratory schools; to authorize a tuition increase at certain laboratory schools; to provide a maximum increase amount; and to provide for related matters.

The Conference Committee Reports for the above legislative instruments lie over under the rules.

**Appointment of Conference Committee on Senate Bill No. 183**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 183**:

Senators Ward,  
Fred Mills  
and Morris.

**Rules Suspended**

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

**Introduction of Senate Resolutions**

**SENATE RESOLUTION NO. 203—**  
BY SENATOR FESI

**A RESOLUTION**

To memorialize the Congress of the United States and to urge and request the Federal Reserve Board, the office of the comptroller of the currency, the Federal Deposit Insurance Corporation, the Consumer Financial Protection Bureau, the National Credit Union Administration, and the office of financial institutions to refrain from enacting or adopting laws, rules, regulations, or guidance that restricts the ability of banks, savings and loan associations, savings banks, credit unions, trust companies, or payment processors from offering products or services to the fossil fuel industry.

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

**SENATE RESOLUTION NO. 204—**  
BY SENATOR MCMATH

**A RESOLUTION**

To commend Vincent "Vince" Charles Latino Jr. on the occasion of his retirement from the Department of Transportation and Development and for his service to the state of Louisiana.

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

June 5, 2022

SENATE RESOLUTION NO. 205—
BY SENATORS MIZELL, BARROW, CLOUD, HEWITT, JACKSON AND FRED MILLS

A RESOLUTION

To urge and request the Senate Select Committee on Women and Children to conduct ongoing research to ascertain the efficacy of the current programs available and funds allocated in meeting the needs of children of the state and to make recommendations for changes that will improve outcomes, minimize duplication of services, and fill any gaps in services necessary to promote child well-being.

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

SENATE RESOLUTION NO. 206—

BY SENATOR FOIL

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Robert "Bob" Cangelosi.

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

SENATE RESOLUTION NO. 207—

BY SENATOR LUNEAU

A RESOLUTION

To commend Mayor Clarence R. Fields on the occasion of his retirement.

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

Motion to Consider

Senator Talbot moved the adoption of a motion to allow the House to consider Senate Bill No. 134 on Third Reading and Final Passage, after 6:00 o'clock P.M. on the 82nd calendar day.

SENATE BILL NO. 134—

BY SENATOR TALBOT

AN ACT

To enact R.S. 22:1273, relative to presumption of insurance coverage; to provide a presumption of coverage for civil authority prohibited use regarding a catastrophic event; and to provide for related matters.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Fields Harris Tarver
Total - 3

The Chair declared that the motion to allow the House to consider Senate Bill No. 134 after 6:00 o'clock P.M. on the 82nd calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Henry moved the adoption of a motion to allow the House to consider Senate Bill No. 186 on Third Reading and Final Passage, after 6:00 o'clock P.M. on the 82nd calendar day.

SENATE BILL NO. 186—

BY SENATOR HENRY

AN ACT

To amend and reenact R.S. 22:1703, the introductory paragraph of 1704(A), (A)(11), and the introductory paragraph of (E) and (E)(5), relative to public adjuster fees; to provide for certain fees; to provide for limitations on contracts or agreements between public adjusters and insureds; to provide terms and conditions; and to provide for related matters.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Fields Harris Tarver
Total - 3

The Chair declared that the motion to allow the House to consider Senate Bill No. 186 after 6:00 o'clock P.M. on the 82nd calendar day was adopted and the bill may be considered.

Motion to Consider

Senator White moved the adoption of a motion to allow the House to consider Senate Bill No. 189 on Third Reading and Final Passage, after 6:00 o'clock P.M. on the 82nd calendar day.

SENATE BILL NO. 189—

BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 17:66(A)(2), relative to the jurisdiction of the Central Community School System; to provide with respect to the boundaries of the school system; to provide for current students who reside in the area; and to provide for related matters.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Hensgens Pope
Abraham Hewitt Reese

Allain	Lambert	Smith
Bernard	McMath	Stine
Cathey	Milligan	Talbot
Cloud	Mills, F.	Ward
Connick	Mills, R.	White
Fesi	Mizell	Womack
Foil	Morris	
Henry	Peacock	

Total - 28

NAYS

Total - 0

ABSENT

Barrow	Fields	Price
Boudreaux	Harris	Tarver
Bouie	Jackson	
Carter	Luneau	

Total - 10

The Chair declared that the motion to allow the House to consider **Senate Bill No. 189** after 6:00 o'clock P.M. on the 82<sup>nd</sup> calendar day was adopted and the bill may be considered.

**Motion to Consider**

Senator Hewitt moved the adoption of a motion to allow the House to consider **Senate Bill No. 225** on Third Reading and Final Passage, after 6:00 o'clock P.M. on the 82<sup>nd</sup> calendar day.

**SENATE BILL NO. 225—**  
BY SENATOR HEWITT

A JOINT RESOLUTION

Proposing to amend Article XII, Section 11 of the Constitution of Louisiana, relative to continuity of government during periods of emergency; to provide relative to sessions, meetings, and proceedings of the legislature and legislative bodies; to provide relative to member participation and voting; to provide certain procedures, terms, conditions, and requirements; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 33

NAYS

Total - 0

ABSENT

Barrow	Harris	Tarver
Fields	Jackson	

Total - 5

The Chair declared that the motion to allow the House to consider **Senate Bill No. 225** after 6:00 o'clock P.M. on the 82<sup>nd</sup> calendar day was adopted and the bill may be considered.

**Motion to Consider**

Senator Jackson moved the adoption of a motion to allow the House to consider **Senate Bill No. 234** on Third Reading and Final Passage, after 6:00 o'clock P.M. on the 82<sup>nd</sup> calendar day.

**SENATE BILL NO. 234—**  
BY SENATOR JACKSON

A JOINT RESOLUTION

Proposing to amend Article V, Section 19 of the Constitution of Louisiana, relative to special juvenile proceedings; to provide relative to offenses committed by juveniles; to allow adult prosecution and enhanced penalties for certain offenses; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Barrow	Harris
Fields	Tarver

Total - 4

The Chair declared that the motion to allow the House to consider **Senate Bill No. 234** after 6:00 o'clock P.M. on the 82<sup>nd</sup> calendar day was adopted and the bill may be considered.

**Motion to Consider**

Senator Jackson moved the adoption of a motion to allow the House to consider **Senate Bill No. 335** on Third Reading and Final Passage, after 6:00 o'clock P.M. on the 82<sup>nd</sup> calendar day.

**SENATE BILL NO. 335—**

BY SENATORS JACKSON, BARROW, BOUDREAU, BOUIE, CATHEY, CLOUD, CONNICK, FESI, FIELDS, HENSGENS, MILLIGAN, ROBERT MILLS, MIZELL, POPE, SMITH, STINE, WARD AND WHITE

AN ACT

To amend and reenact R.S. 14:34(B), 34.1(C), 34.5(B)(2), 35(B), 37(B), 38(B), and 110 and R.S. 15:901(C), and to enact Children's Code Art. 857(A)(9) through (14), and to repeal R.S. 14:44.1(A)(6) and (B)(4), relative to battery or assault committed by juveniles; to provide relative to transfers for criminal prosecution in juvenile court; to provide additional offenses for which a juvenile may be prosecuted as an adult; to enhance penalties for certain battery and assault offenses committed by a juvenile under certain circumstances; to provide relative to enhanced penalties for aggravated escape and simple escape; to provide relative to commitment of juveniles; to provide for effectiveness; and to provide for related matters.

June 5, 2022

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Barrow	Harris
Fields	Tarver

Total - 4

The Chair declared that the motion to allow the House to consider Senate Bill No. 335 after 6:00 o'clock P.M. on the 82nd calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Cathey moved the adoption of a motion to allow the House to consider Senate Bill No. 418 on Third Reading and Final Passage, after 6:00 o'clock P.M. on the 82nd calendar day.

SENATE BILL NO. 418—

BY SENATOR CATHEY

AN ACT

To amend and reenact Children's Code Arts. 305(A)(2), and (B)(4), 306(B), (C), and (D), 821(E), and 857(A), 862(A), and 864(B), relative to juvenile court jurisdiction; to provide relative to juvenile detention for certain offenses; to provide factors for continued custody hearings; to provide relative to transfers for criminal prosecution; and to provide for related matters.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 33

NAYS

Total - 0

ABSENT

Fields	Jackson	Tarver
Harris	Smith	

Total - 5

The Chair declared that the motion to allow the House to consider Senate Bill No. 418 after 6:00 o'clock P.M. on the 82nd calendar day was adopted and the bill may be considered.

Motion to Consider

Senator White moved the adoption of a motion to allow the House to consider Senate Bill No. 433 on Third Reading and Final Passage, after 6:00 o'clock P.M. on the 82nd calendar day.

SENATE BILL NO. 433—

BY SENATORS WHITE AND FOIL

AN ACT

To enact R.S. 2:348, relative to membership of certain airport commissions; to provide for additional commissioners in any parish with a population greater than four hundred fifty thousand and less than four hundred sixty thousand, according to the latest federal decennial census; to provide for legislative representation; to provide for a designee; and to provide for related matters.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Fields	Jackson
Harris	Tarver

Total - 4

The Chair declared that the motion to allow the House to consider Senate Bill No. 433 after 6:00 o'clock P.M. on the 82nd calendar day was adopted and the bill may be considered.

Motion to Consider

Senator Fred Mills moved the adoption of a motion to allow the House to consider Senate Bill No. 446 on Third Reading and Final Passage, after 6:00 o'clock P.M. on the 82nd calendar day.

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.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 35

**NAYS**

Total - 0

**ABSENT**

Fields	Harris	Tarver
--------	--------	--------

Total - 3

The Chair declared that the motion to allow the House to consider **Senate Bill No. 446** after 6:00 o'clock P.M. on the 82<sup>nd</sup> calendar day was adopted and the bill may be considered.

**Motion to Consider**

Senator Cathey moved the adoption of a motion to allow the House to consider **Senate Bill No. 483** on Third Reading and Final Passage, after 6:00 o'clock P.M. on the 82<sup>nd</sup> calendar day.

**SENATE BILL NO. 483—**  
BY SENATOR CATHEY

**AN ACT**

To enact Chapter 1-E of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:51 through 59, relative to occupational licenses; to provide for licensure; to provide for certain criteria; to provide for an appeals process; to provide for a rulemaking process; to provide for exceptions; to provide for definitions; and to provide for related matters.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 35

**NAYS**

Total - 0

**ABSENT**

Fields	Harris	Tarver
--------	--------	--------

Total - 3

The Chair declared that the motion to allow the House to consider **Senate Bill No. 483** after 6:00 o'clock P.M. on the 82<sup>nd</sup> calendar day was adopted and the bill may be considered.

**Conference Committee Report**

The following report was received and read:

**SENATE BILL NO. 45—**  
BY SENATOR FOIL

**AN ACT**

To amend and reenact R.S. 17:1948(A) and (E), to enact R.S. 17:1948(C)(9), and to repeal R.S. 17:1948(G), relative to students with exceptionalities; to require public school governing authorities to adopt policies relative to the installation of and operation of cameras in certain classrooms upon the request of a parent or legal guardian by December 31, 2022; and to provide for related matters.

**CONFERENCE COMMITTEE REPORT**

June 2, 2022

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 45 by Senator Foil recommend the following concerning the Reengrossed bill:

1. That House Floor Amendment No. 1 in Amendment Set No. 4811 proposed by Representative Wright and adopted by the House of Representatives on May 26, 2022, be adopted.
2. That House Floor Amendment No. 2 in Amendment Set No. 4811 proposed by Representative Wright and adopted by the House of Representatives on May 26, 2022, be rejected.
3. That the following amendments to the reengrossed bill be adopted:

**AMENDMENT NO. 1**

On page 1, at the end of line 15, insert the following:

**"The policies shall be adopted not later than December 31, 2022, or within sixty days of the receipt of funding for the installation of cameras, whichever occurs first."**

Respectfully submitted,

Representatives:  
Mark Wright  
Lance Harris  
Charles Anthony Owen

Senators:  
Franklin J. Foil  
Mark Abraham  
Katrina Jackson

Senator Foil moved to adopt the Conference Committee Report.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

June 5, 2022

Connick Mizell
Fesi Morris
Total - 34 NAYS
Total - 0 ABSENT

Fields Henry
Harris Tarver
Total - 4

The Chair declared the Conference Committee Report was adopted.

Conference Committee Report

The following report was received and read:

SENATE BILL NO. 107— BY SENATOR LUNEAU

AN ACT

To amend and reenact R.S. 23:1553(G), to enact R.S. 49:191(13), and to repeal R.S. 49:191(10)(l), relative to the Louisiana Workforce Commission; to provide for the re-creation of the Louisiana Workforce Commission and all 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; to provide for the re-authorization of the Incumbent Worker Training Program within the Louisiana Workforce Commission; and to provide for related matters.

CONFERENCE COMMITTEE REPORT

June 2, 2022

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 107 by Senator Luneau recommend the following concerning the Engrossed bill:

- 1. That House Committee Amendment Nos. 1 through 4, designated HCASB107 4145 4333, proposed by the House Committee on Labor and adopted by the House of Representatives on May 17, 2022, be adopted.
2. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 2, after "(G)" delete "," and insert "and 36:304(B)(1)(a)(i)."

AMENDMENT NO. 2

On page 1, line 8, after "Commission;" insert "to provide for the powers and duties of the secretary;"

AMENDMENT NO. 3

On page 2, between lines 12 and 13 insert the following: "Section 5. R.S. 36:304(B)(1)(a)(i) is hereby amended and reenacted to read as follows: §304. Powers and duties of secretary \* \* \*

B. The secretary shall have authority to:

(1)(a) Except as otherwise specifically provided in R.S. 36:801 and 803:

(i) Employ, appoint, remove, assign, and promote such personnel as is necessary for the efficient administration of the executive office of the secretary and of each other office of the

department and for the performance of their respective the performance of its powers, duties, functions, and responsibilities and such other personnel, who are not assigned to an office, as may be necessary for the efficient administration of the commission and for the performance of the responsibilities, powers, duties, and functions of agencies transferred to it. \* \* \*

AMENDMENT NO. 4

On page 2, line 13, change "Section 5." to "Section 6."

Respectfully submitted,

Representatives: Barbara W. Carpenter Vanessa Caston LaFleur

Senators: Jay W. Luneau Rick Ward, III

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Fields Henry
Harris Tarver
Total - 4

The Chair declared the Conference Committee Report was adopted.

Conference Committee Report

The following report was received and read:

SENATE BILL NO. 154—

BY SENATORS TALBOT, BERNARD, BOUDREAUX, BOUIE, CARTER, CONNICK, CORTEZ, FESI, HARRIS, JACKSON, MIZELL, MORRIS, PEACOCK, POPE, SMITH, STINE, WARD AND WOMACK

AN ACT

To enact R.S. 22:1028.4 relative to health insurance coverage of genetic testing for critically ill infants with no diagnosis; to require health insurance coverage of genetic testing for critically ill infants with no diagnosis; to provide for definitions; and to provide for related matters.

CONFERENCE COMMITTEE REPORT

June 3, 2022

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 154 by Senator Talbot recommend the following concerning the Reengrossed bill:



1. That House Committee Amendments Nos. 2 through 10 proposed by the House Committee on Insurance and adopted on May 5, 2022, be adopted.
2. That House Committee Amendments Nos. 1 and 11 proposed by the House Committee on Insurance and adopted on May 5, 2022, be rejected.
3. That Legislative Bureau Amendment No. 1 proposed by the House Committee on Insurance and adopted by the House on May 5, 2022, be adopted.
4. That the following amendments to the Reengrossed bill be adopted:

**AMENDMENT NO. 1**

On page 1, delete lines 2 through 5, and insert the following:  
 "To enact R.S. 22:1028.4 and R.S. 40:1081.12, relative to health insurance coverage of genetic testing for critically ill infants with no diagnosis; to require health insurance coverage of genetic testing for critically ill infants with no diagnosis; to provide for definitions; to provide relative to Medicaid coverage for genetic testing of critically ill infants; to provide for coverage for rapid whole genome sequencing testing of certain infants; to provide for the duties of the secretary of the Louisiana Department of Health; and to provide for related matters."

**AMENDMENT NO. 2**

On page 4, delete line 8, and insert the following:  
"Section 2. R.S. 40:1081.12 is hereby enacted to read as follows:

**§1081.12. Medicaid coverage; genetic testing of critically ill infants**

**A.(1) Subject to the approval of the Centers for Medicare and Medicaid Services, the Louisiana medical assistance program shall include coverage on a fee-for-service basis for rapid whole genome sequencing testing of an infant who is enrolled in a Medicaid managed care plan and meets all of the following criteria:**

- (a) Is one year of age or younger.**
- (b) Has a complex illness of unknown etiology.**
- (c) Is receiving inpatient hospital services in an intensive care unit or in a pediatric care unit.**

**(2) Coverage provided for the infant pursuant to this Section shall include individual sequencing, trio sequencing of the parents of the infant, and ultra-rapid sequencing.**

**B. The secretary of the Louisiana Department of Health shall take all actions necessary to implement the provisions of this Section, including but not limited to both of the following:**

**(1) Promulgation of rules and regulations in accordance with the Administrative Procedure Act to provide for Medicaid coverage pursuant to this Section.**

**(2) Submission to the Centers for Medicare and Medicaid Services of any new waiver application, amendment to an existing waiver, or Medicaid state plan amendment to provide for Medicaid coverage pursuant to this Section.**

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

Section 4. The provisions of this Section and Sections 2 and 3 of this Act shall become effective on August 1, 2022."

Respectfully submitted,

Representatives:  
 Jeremy S. LaCombe  
 Mike Huval  
 Christopher Turner

Senators:  
 Kirk Talbot  
 Louie Bernard  
 Robert Mills

Senator Talbot moved to adopt the Conference Committee Report.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 35

**NAYS**

Total - 0

**ABSENT**

Fields	Harris	Tarver
Total - 3		

The Chair declared the Conference Committee Report was adopted.

**Conference Committee Report**

The following report was received and read:

**SENATE BILL NO. 277—**  
 BY SENATOR CORTEZ

**AN ACT**

To amend and reenact the introductory paragraph of R.S. 48:77(A), to enact R.S. 48:77.1 and 77.2, and to repeal R.S. 48:77(B) and (E), relative to the creation of the Megaprojects Leverage Fund and certain accounts therein; to provide for the deposit of monies into the fund; to provide for the use of monies so deposited; to provide relative to the issuance of bonds; and to provide for related matters.

**CONFERENCE COMMITTEE REPORT**

June 3, 2022

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 277 by Senator Cortez recommend the following concerning the Reengrossed bill:

1. That House Committee Amendments Nos. 2, 4, 5 and 7 through 26 proposed by the House Committee on Appropriations and adopted by the House of Representatives on May 18, 2022 be adopted.
2. That House Committee Amendments Nos. 1, 3, and 6 proposed by the House Committee on Appropriations and adopted by the House of Representatives on May 18, 2022 be rejected.
3. That the following amendments to the Reengrossed bill be adopted:

**AMENDMENT NO. 1**

On page 1, delete line 2 in its entirety, and insert the following:

June 5, 2022

"To amend and reenact R.S. 48:77(A), the introductory paragraph of 77(C), and (C)(1) and to enact R.S. 39:1367(E)(2)(b)(ix) and R.S. 48:77.1"

AMENDMENT NO. 2

On page 1, delete line 8 in its entirety and insert the following:

"Section 1. R.S. 39:1367(E)(2)(b)(ix) is hereby enacted to read as follows:

§1367. State debt; limitations

\* \* \*

E. As used in this Section, the following terms shall have the following meanings ascribed to them unless the context clearly indicates otherwise:

\* \* \*

(2)

\* \* \*

(b) "Net state tax supported debt" shall not mean:

\* \* \*

(ix) Any bond, note, or other evidence of indebtedness issued for the purpose of financing the projects set forth in R.S. 48:77.1 or any bonds issued to refund such bonds, notes, or evidence of indebtedness.

Section 2. R.S. 48:77(A), the introductory paragraph of 77(C), and (C)(1) are hereby"

AMENDMENT NO. 3

On page 2, between lines 4 and 5 insert:

"(1) For Fiscal Year 2023-2024, thirty percent of the avails shall be deposited into the subfund and the Megaprojects Leverage Fund as provided in R.S. 48:77.1(A).

(2) For Fiscal Year 2024-2025 and each fiscal year thereafter, sixty percent of the avails shall be deposited into the subfund and the Megaprojects Leverage Fund as provided in R.S. 48:77.1(A).

C. The Department of Transportation and Development shall utilize up to seventy-five percent of the monies deposited into the subfund or the Megaprojects Leverage Fund pursuant to Subsection A of this Section as follows:

(1) For deposit into the Megaprojects Leverage Fund as provided in R.S. 48:77.1, in conjunction with innovative financing opportunities and on highway priority program projects classified as mega projects pursuant to the Department of Transportation and Development's definition of mega projects. The following mega projects shall be prioritized by the secretary of the Department of Transportation and Development and constructed in accordance with each project's completed and federally mandated environmental process and requirements."

AMENDMENT NO. 4

On page 2, line 14, after "R.S. 48:77(A)" insert ", provided however that the total deposits into the fund from these avails shall not exceed one hundred sixty million dollars in any fiscal year."

AMENDMENT NO. 5

On page 6, and the end of line 2, insert:

"This requirement shall not apply to any public-private partnership for which the solicitation process began prior to August 1, 2022."

Respectfully submitted, Representatives:

Jerome "Zee" Zeringue

Scott McKnight

Senators

Patrick Page Cortez

Mack A. "Bodi" White Jr.

Rick Ward III:

Senator Ward moved to adopt the Conference Committee Report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Abraham

Foil Henry

Morris Peacock

Allain Barrow Bernard Boudreaux Bouie Carter Cathey Cloud Connick Fesi

Hensgens Hewitt Jackson Lambert Luneau McMath Milligan Mills, F. Mills, R. Mizell

Pope Price Reese Smith Stine Talbot Ward White Womack

Total - 35

NAYS

Total - 0

ABSENT

Fields

Harris

Tarver

Total - 3

The Chair declared the Conference Committee Report was adopted.

Conference Committee Report

The following report was received and read:

SENATE BILL NO. 282—

BY SENATOR JACKSON

AN ACT

To amend and reenact Part III of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:351 through 356, relative to public assistance programs; to establish a workforce training initiative to serve public assistance recipients; to provide for interagency collaboration in administering the program; to provide for an advisory board; to provide for an initial service area followed by a statewide extension of the program; to provide for duties of the executive director of the Louisiana Workforce Commission, the secretary of the Department of Children and Family Services, the secretary of the Louisiana Department of Health, the state superintendent of education, and the president of the Louisiana Community and Technical College System with respect to the program; to provide for administrative rulemaking; to provide for an effective date; and to provide for related matters.

CONFERENCE COMMITTEE REPORT

June 2, 2022

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 282 by Senator Jackson recommend the following concerning the Engrossed bill:

- 1. That House Floor Amendment Nos. 1 through 8, designated HFASB282 4145 4103, proposed by Representative Johnson and adopted by the House of Representatives on May 11, 2022, be adopted.
2. That House Floor Amendment No. 1, designated HFASB282 4145 4177, proposed by Representative Johnson and adopted by the House of Representatives on May 11, 2022, be adopted.
3. That the following amendment to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 4, between lines 9 and 10, insert the following:

"(m) The state network director for Unite Louisiana or his designee."

**(n)The executive director of 232-Help/Louisiana 211 or his designee.**

Respectfully submitted,

Representatives: Senators  
 Travis Johnson Katrina R. Jackson  
W. Jay Luneau:  
 Barbara W. Carpenter John. C. "Jay" Morris

Senator Jackson moved to adopt the Conference Committee Report.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 33

**NAYS**

Total - 0

**ABSENT**

Allain	Harris	Tarver
Fields	Milligan	

Total - 5

The Chair declared the Conference Committee Report was adopted.

**Conference Committee Report**

The following report was received and read:

**SENATE BILL NO. 333—**  
 BY SENATOR HEWITT

**AN ACT**

To amend and reenact R.S. 36:254(A)(14) and R.S. 39:98.3(B)(2) and 98.4(B)(3)(a), and to repeal R.S. 17:1519.12 and 2048.51(C)(14) and (N) and R.S. 36:259(B)(22), relative to boards, commissions, authorities, districts, and like entities and the powers, functions, duties, responsibilities, and jurisdictions thereof; to provide relative to the functional organization of state government by abolishing certain boards, commissions, authorities, districts, and like entities; to provide for any necessary transitions and transfers; to remove references to certain abolished entities; to remove references to, provisions for, and the powers, functions, and duties of the Medical Education Commission; and to provide for related matters.

**CONFERENCE COMMITTEE REPORT**

June 3, 2022

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 333 by Senator Hewitt recommend the following concerning the Reengrossed bill:

1. That the set of House Committee Amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on May 12, 2022, be adopted.

Respectfully submitted,

Representatives: Senators:  
 John M. Stefanski Sharon Hewitt  
Edward J. "Ed" Price  
 Daryl Andrew Deshotel Franklin J. Foil

Senator Hewitt moved to adopt the Conference Committee Report.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 35

**NAYS**

Total - 0

**ABSENT**

Fields	Harris	Tarver
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Total - 3

The Chair declared the Conference Committee Report was adopted.

**Conference Committee Report**

The following report was received and read:

**SENATE BILL NO. 396—**  
 BY SENATOR MORRIS

**AN ACT**

To amend and reenact Code of Criminal Procedure Art. 331(A)(1), relative to bail; to provide relative to bail obligations after a conviction; to provide relative to the rights of the district attorney; to provide relative to the obligations owed at the time of conviction; to provide relative to a judgment of bond forfeiture; and to provide for related matters.

**CONFERENCE COMMITTEE REPORT**

June 3, 2022

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 396 by Senator Morris recommend the following concerning the Engrossed bill:

- 1. That the House Committee Amendments Nos. 1, 2, and 3 proposed by the House Committee on Administration of Criminal Justice and adopted by the House of Representatives on May 16, 2022, be rejected.
2. That the following amendments to the Engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 12, after "undertaking" delete the remainder of the line and insert the following: "by operation of law without the need to file a motion or other pleading. The provisions of this Subparagraph shall not prejudice the state's right to obtain a judgment of bond forfeiture after the elapse of one hundred eighty days following the execution of the certificate that notice of warrant for arrest was sent pursuant to Code of Criminal Procedure Article 334"

AMENDMENT NO. 2

On page 1, delete lines 13 and 14

Respectfully submitted,

Representatives: Tony Bacala, Joseph A. Marino, III, Debbie Villio; Senators: Franklin J. Foil, Beth Mizell, John C. "Jay" Morris III;

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives and senators who voted 'YEAS', including Mr. President, Abraham, Allain, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Foil, Henry, Hensgens, Hewitt, Jackson, Lambert, Luneau, McMath, Milligan, Mills, F., Mills, R., Mizell, Morris, Peacock, Pope, Price, Reese, Smith, Stine, Talbot, Ward, White, Womack.

Total - 34

NAYS

Total - 0

ABSENT

Table listing names of representatives and senators who were 'ABSENT', including Barrow, Fields, Harris, Tarver.

Total - 4

The Chair declared the Conference Committee Report was adopted.

Message from the House

DISAGREEMENT TO HOUSE BILL

June 5, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 389 by Representative Pressly, and

ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 5, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 653 by Representative Davis, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 5, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 912 by Representative Magee, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 5, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 936 by Representative Huval, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 5, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1058 by Representative Hollis,

and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Introduction of Senate Resolutions, Resumed**

**SENATE RESOLUTION NO. 208—**  
BY SENATOR WARD

A RESOLUTION

To commend Richard "Ricky" Ward on the occasion of his retirement and his thirty years of service as the district attorney for Iberville, West Baton Rouge, and Pointe Coupee parishes.

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

**SENATE RESOLUTION NO. 209—**  
BY SENATOR CARTER

A RESOLUTION

To commend the students of the Tulane Law School Black Law Student Association moot court team for winning the national title of champions of the Thurgood Marshall Moot Court Competition.

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

**SENATE RESOLUTION NO. 210—**  
BY SENATOR CARTER

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Larrice Theresa Irving Anderson, R.N.

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

**Appointment of Conference Committee on Senate Bill No. 203**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 203**:

Senators Jackson,  
White  
and Hewitt.

**Appointment of Conference Committee on Senate Bill No. 212**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 212**:

Senators Talbot,  
Smith  
and Stine.

**Appointment of Conference Committee on Senate Bill No. 430**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 430**:

Senators Womack,  
Jackson  
and Mizell.

**Appointment of Conference Committee on Senate Bill No. 441**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 441**:

Senators Hewitt,  
Fesi  
and Milligan.

**Appointment of Conference Committee on Senate Bill No. 498**

The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on **Senate Bill No. 498**:

Senators Stine,  
McMath  
and Abraham.

**Conference Committee Report**

The following report was received and read:

**SENATE BILL NO. 272—**  
BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 4:149, 211, 213, and 214 and R.S. 27:602(13) and to enact R.S. 4:147(7), 215(D), and 228(H) and R.S. 27:602(18.1), 607(H), and 629, relative to horse racing; to provide for pari-mutuel wagering; to provide regarding offtrack wagering facilities; to authorize pari-mutuel wagering in a sports book lounge of certain licensed entities as offtrack wagering facilities; to require certain agreements or plans of operations; to provide for required terms of the agreement or plan and approval; to provide for requirements and exceptions; to provide regarding restrictions and prohibitions; and to provide for related matters.

**CONFERENCE COMMITTEE REPORT**

June 5, 2022

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives.

Ladies and Gentlemen:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 272 by Senator Cortez recommend the following concerning the Reengrossed bill:

1. That the House Committee Amendments (HCASB272 506 4467) proposed by the House Committee on Commerce and adopted by the House of Representatives on May 18, 2022, be adopted.
2. That the Legislative Bureau Amendment (HLBSB272 ELLISB 3339) proposed by the Legislative Bureau and adopted by the House of Representatives on May 18, 2022, be adopted.
3. That the following amendments to the reengrossed bill be adopted:

**AMENDMENT NO. 1**

On page 1, delete line 3, and insert "4:147(7), 164, 215(D), and 228(H) and R.S. 27:361(E)(3), 393.1, 602(18.1), 607(H), and 629, relative to"

June 5, 2022

AMENDMENT NO. 2

On page 1, line 9, after "prohibitions;" insert "to provide relative to revenue from slot machines to support horse racing industry; to provide for facility maintenance and improvement funds; to provide for minimum standards and infrastructure investments;"

AMENDMENT NO. 3

On page 1, at the beginning of line 12, after "4:147(7)," insert "164,"

AMENDMENT NO. 4

On page 2, between lines 22 and 23, insert the following:

**"§164. Facility maintenance and improvement fund**

**A. Each association shall establish and maintain a facility maintenance and improvement fund for the sole purpose of complying with the commission's rules regarding minimum standards and required infrastructure investments. This fund shall be subject to audit by the commission and the legislative auditor.**

**B. For purposes of this Section, the following terms shall have the following meanings:**

**(1) "Gross profits" means the amount of taxable net slot machine proceeds less the amount of state taxes paid.**

**(2) "State tax" means the license tax on taxable net slot machine proceeds as provided in R.S. 27:393.**

**(3) "Taxable net slot machine proceeds" shall have the same meaning as that term is defined in R.S. 27:353.**

**C.(1) After July 1, 2023, ten percent of gross profits shall be deposited into the fund until such time that all commission-required facility maintenance and improvements have been completed as determined by the commission. Such deposits shall be made at the same time as the state tax is paid.**

**(2) Once the initial facility maintenance and improvements are completed to the satisfaction of the commission, each association shall continue to maintain a minimum fund balance of three million.**

**D.(1) For the purposes of the initial maintenance and improvements, the following deadlines shall apply:**

**(a) The commission shall promulgate rules establishing minimum standards of facilities and infrastructure investments no later than October 1, 2022.**

**(b) Each association shall submit a plan for compliance to the commission no later than December 1, 2022.**

**(c) The commission shall approve or specify deficiencies in each association's plan no later than February 1, 2023.**

**(d) Each association shall complete the required maintenance and improvements to its facilities no later than December 31, 2023.**

**(2) Any of the deadlines described in Paragraph (1) of this Subsection may be extended by a majority vote of the membership of the commission for extenuating circumstances including force majeure.**

**(3) Failure of an association to meet deadlines provided in Subparagraphs (1)(b) and (d) of this Subsection shall constitute grounds for just cause for commission action as provided by R.S. 4:152.**

**E.(1) If the commission determines that an association is in compliance with the commission's minimum standards and infrastructure investments, the commission may, by a two-thirds vote of the membership, authorize any of the following:**

**(a) Exempt an association from maintaining the minimum fund balance required in Subsection C of this Section.**

**(b) Exempt the association from making deposits as required by Subsection C of this Section.**

**(c) Allow the balance of an association's facility maintenance and improvement fund be withdrawn or reduced.**

**(2) Maintaining compliance with the commission's minimum standards and required infrastructure investment is a continuing obligation of each association. By a majority vote, the commission may reconsider a determination of compliance at any time and revoke any exemption or allowance provided in Paragraph (1) of this Subsection for noncompliance.**

\* \* \*

AMENDMENT NO. 5

On page 12, at the end of line 29, change "R.S. 27:602(18.1)," to "R.S. 27:361(E)(3), 393.1, 602(18.1),"

AMENDMENT NO. 6

On page 13, between lines 1 and 2, insert the following:  
"§361. Conduct of slot machine gaming; temporary conduct

\* \* \*

**E. (3)(a) Notwithstanding Paragraph (1) of this Subsection, upon notification from the Louisiana State Racing Commission that the licensed eligible facility is not in compliance with R.S. 4:164 but is cooperating with the commission and working towards compliance, the board may grant or renew a license for a probationary period not to exceed one year. Barring extenuating circumstances as determined by the board, the probationary period shall not be extended beyond one year. After the probationary period, the board shall either grant or renew the license pursuant to Paragraph (1) of this Subsection for the remainder of the term or revoke the license.**

**(b) Nothing in Subparagraph (a) of this Paragraph shall prevent the board from denying or revoking a license for reasons other than R.S. 4:164.**

\* \* \*

**§393.1. Facility maintenance and improvement fund**

**A. Each licensed eligible facility or licensee shall establish and maintain a facility maintenance and improvement fund as provided in R.S. 4:164 and shall make deposits as required therein.**

**B. The establishment, required deposits, and maintenance of a facility maintenance and improvement fund as well as compliance with the minimum standards and required infrastructure investments as determined by the Louisiana State Racing Commission shall be a condition of licensing and shall be required by the owner of the licensed eligible facility or the licensee to maintain continued authority to conduct slot machines gaming at the licensed eligible facility. The provisions of this Subsection shall be applicable to any new license or the renewal of any existing license issued by the board on and after July 1, 2022.**

**C. Except as provided in R.S. 27:361(E)(3), the board shall not issue a new or renewed license to any eligible facility unless it receives certification from the Louisiana State Racing Commission that the applicant eligible facility is in compliance with the requirements of R.S. 4:164.**

\* \* \*

AMENDMENT NO. 7

On page 14, after line 6, insert the following:

"Section 3. The provisions of this Act enacting R.S. 4:164 and R.S. 27:393.1 shall supercede the conflicting provisions of the Act which originated as House Bill No. 1055 of the 2022 Regular Session enacting R.S. 4:164 and R.S. 27:393.1.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

Respectfully submitted,

Representatives:

Paula P. Davis  
Jason Hughes  
John M. Stefanski

Senators

Patrick Page Cortez  
Gary L. Smith Jr.  
Patrick Connick:

Senator Smith moved to adopt the Conference Committee Report.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 35

**NAYS**

Total - 0

**ABSENT**

Fields	Harris	Tarver
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Total - 3

The Chair declared the Conference Committee Report was adopted.

**Conference Committee Report**

The following report was received and read:

**Motion**

Senator Foil moved to discharge the Conference Committee on Senate Concurrent Resolution No. 14 .

Without objection, so ordered.

**SENATE CONCURRENT RESOLUTION NO. 14—  
BY SENATOR FOIL**

**A CONCURRENT RESOLUTION**

To establish the Cybersecurity Redhibition Task Force and to recognize the task force as the unified and coordinated body of information technology and security professionals from various branches of federal and state government to consider creating a distinct cause of action for state agencies that respond to cyber incidents as part of the state's emergency support function to recover qualifying expenses from managed service providers and managed security service providers servicing public bodies and critical infrastructure whose actions or omissions contributed to the cyber incident.

**Motion to Reconsider Vote**

Senator Foil asked for and obtained a suspension of the rules to reconsider the vote by which the House amendment to Senate Concurrent Resolution No. 14 was rejected.

**SENATE CONCURRENT RESOLUTION NO. 14—  
BY SENATOR FOIL**

**A CONCURRENT RESOLUTION**

To establish the Cybersecurity Redhibition Task Force and to recognize the task force as the unified and coordinated body of information technology and security professionals from various branches of federal and state government to consider creating a distinct cause of action for state agencies that respond to cyber incidents as part of the state's emergency support function to recover qualifying expenses from managed service providers and managed security service providers servicing public bodies and critical infrastructure whose actions or omissions contributed to the cyber incident.

The concurrent resolution was read by title. Returned from the House of Representatives with amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Concurrent Resolution No. 14 by Senator Foil

**AMENDMENT NO. 1**

On page 3, line 12, after "Security" change the period "." to a comma "," and insert "or a member of the committee designated by the chairman."

**AMENDMENT NO. 2**

On page 3, line 13, after "Security" change the period "." to a comma "," and insert "or a member of the committee designated by the chairman."

Senator Foil moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 35

**NAYS**

Total - 0

**ABSENT**

Fields	Harris	Tarver
--------	--------	--------

Total - 3

The Chair declared the Senate concurred in the amendments proposed by the House.

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 05, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 54** by Representative Bagley, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 5, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 223** by Representative Marcelle, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 5, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 550** by Representative Emerson, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 5, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 612** by Representative Huval, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 5, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 729** by Representative Duplessis, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 5, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 940** by Representative Freiberg, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 5, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 1080** by Representative Deshotel, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 5, 2022

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 1082** by Representative Gaines, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Conference Committee Reports Received**

June 5, 2022

The Conference Committee Reports for the above legislative instruments lie over under the rules.

**SENATE BILL NO. 183—**  
BY SENATOR FRED MILLS  
AN ACT

To enact R.S. 37:23.2 and R.S. 49:1308, relative to certain boards, commissions, and agencies; to require boards, commissions, and agencies to publish on the internet certain information concerning permits and licenses; to provide for the information that must be published; to require reports; and to provide for related matters.



**SENATE BILL NO. 213—**  
BY SENATOR LUNEAU

AN ACT

To amend and reenact R.S. 40:2162(A)(3) and (7), (C)(3), (D)(1), (2)(c), (3)(b), and (H)(1) and to repeal R.S. 40:2162(C)(2)(c), relative to behavioral health rehabilitation services in the medical assistance program; to provide for community psychiatric support and treatment services; to provide for psychosocial rehabilitation services; to provide for licensure requirements of individuals providing services; to provide for technical updates of outdated provisions; to provide for an effective date; and to provide for related matters.

The Conference Committee Reports for the above legislative instruments lie over under the rules.

**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:

June 5, 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 Bills have been properly enrolled:

**SENATE BILL NO. 447—**

BY SENATOR HENSGENS

AN ACT

To enact R.S. 56:325.5, relative to the commercial menhaden fishery; to provide for commercial menhaden harvest reporting; to provide for required data; to provide for confidentiality; to provide for reports to legislative committees; to provide for the powers and duties of the Louisiana Wildlife and Fisheries Commission; to provide for a definition; and to provide for related matters.

**SENATE BILL NO. 458—**

BY SENATOR HARRIS

AN ACT

To amend and reenact the introductory paragraph of R.S. 38:330.1(C)(1)(a) and to repeal R.S. 38:291(W)(2) and R.S. 38:330.1(B)(1)(a)(v), relative to flood protection authorities; to provide relative to the board of commissioners of the Southeast Louisiana Flood Protection Authority-East; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 459—**

BY SENATOR HARRIS

AN ACT

To amend and reenact R.S. 33:9075(F)(1)(d), relative to the Lake Oaks Subdivision Improvement District; to provide relative to increasing the maximum amount of the parcel fee; and to provide for related matters.

**SENATE BILL NO. 461—**

BY SENATOR REESE

AN ACT

To enact R.S. 33:423.30, relative to the Vinton Police Department; to authorize the police chief to discipline police personnel; and to provide for related matters.

**SENATE BILL NO. 471—**

BY SENATOR MILLIGAN AND REPRESENTATIVE MIKE JOHNSON

AN ACT

To enact R.S. 38:2191.1, relative to public contracts; to provide for foreign sources of funds for gifts and contracts involving state agencies and political subdivisions; to provide for reporting of

sources of monies used as gifts or grants or in contracts involving state agencies and political subdivisions; and to provide for related matters.

**SENATE BILL NO. 472—**

BY SENATOR MILLIGAN AND REPRESENTATIVE MIKE JOHNSON

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 3054, relative to homeland security; to provide relative to prohibited contracts; to provide for designation of a country as a threat to critical infrastructure; and to provide for related matters.

**SENATE BILL NO. 480—**

BY SENATORS BOUDREAU AND CORTEZ

AN ACT

To amend and reenact the introductory paragraph of R.S. 34:291(B)(1) and 292(B)(1)(b) through (f), to enact R.S. 34:291(B)(3) and 292(B)(1)(g), and to repeal R.S. 34:291.1 and 295, relative to the Lafayette Economic Development Authority; to provide for oversight responsibility; to remove certain responsibilities for examinations and investigations; to provide for board appointment; to provide for transition; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 489—**

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 9:315.32(A), relative to child support; to provide for penalties; to provide for failure to comply with a subpoena, warrant, or court order in child support or paternity proceedings; to provide for the suspension of certain licenses; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 283—**

BY SENATOR BERNARD

AN ACT

To amend and reenact R.S. 18:1945(C), relative to redistricting plans; to provide for redistricting plan submission requirements; and to provide for related matters.

**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.

**SENATE BILL NO. 323—**

BY SENATORS CLOUD, WHITE AND HENRY AND REPRESENTATIVE GAROFALO

AN ACT

To enact R.S. 15:903.1, relative to juveniles; to provide for the placement of children in the custody of the office of juvenile justice; to provide for juvenile facilities; to provide for a tiered system of secured juvenile facilities; to provide for rulemaking; to provide for terms, conditions, procedures, and requirements; and to provide for related matters.

**SENATE BILL NO. 332—**

BY SENATOR HENRY

AN ACT

To amend and reenact R.S. 26:80(A)(2) and 280(A)(2), relative to the office of alcohol and tobacco control; to provide relative to permits; to provide relative to residency requirements; to remove the two-year residency requirement for alcohol retail permits; and to provide for related matters.

**SENATE BILL NO. 347—**

BY SENATOR MILLIGAN

AN ACT

To amend and reenact R.S. 38:2237.1(D) and R.S. 39:1672(C)(2) and 1753.1(A)(1) and (E), and to enact R.S. 39:1672(C)(7), relative to procurement of certain telecommunications equipment; to provide for audits of documentation submitted by certain

vendors; to provide for definitions; and to provide for related matters.

SENATE BILL NO. 350—  
BY SENATOR CLOUD

AN ACT

To amend and reenact R.S. 18:1313.1(G)(3), (H)(2), and (I)(3) and 1315(C) and to enact R.S. 18:1315(D) and (E), relative to elections; to provide relative to absentee by mail ballots; to provide for the challenge of certain ballots; to provide for rulemaking; to provide for processes and procedures; and to provide for related matters.

SENATE BILL NO. 368—  
BY SENATOR HARRIS AND REPRESENTATIVE DUPLESSIS

AN ACT

To amend and reenact R.S. 33:4882, relative to building and zoning regulations in parishes and municipalities; to require that the governing authority of any municipality or parish not allow and not cause any building or land to lose nonconforming use status by reason of vacancy or cessation of normal operations during a specified time period; and to provide for related matters.

SENATE BILL NO. 388—

BY SENATORS HEWITT, ABRAHAM, ALLAIN, BARROW, CATHEY, CLOUD, CONNICK, CORTEZ, FESI, JACKSON, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MORRIS, PEACOCK, POPE, REESE, STINE, TALBOT, TARVER, WARD AND WOMACK AND REPRESENTATIVES CREWS, EDMONDS, EDMONSTON, FIRMENT, GAROFALO, HORTON, MOORE, CHARLES OWEN, SCHLEGEL, SEABAUGH AND THOMPSON

AN ACT

To amend and reenact R.S. 51:1402(10) and R.S. 40:1061(A), to enact R.S. 14:87.9 and R.S. 40:962.2, to repeal R.S. 14:88, and to amend and reenact certain provisions if and as enacted by the Act which originated as Senate Bill No. 104 of this 2022 Regular Session of the Legislature, relative to abortion-inducing drugs and abortion; to define criminal abortion; to prohibit criminal abortion by means of the use of an abortion-inducing drug without the prescribing physician being physically present during the administration of the drug; to provide criminal penalties; to provide for defenses; to prohibit the selling, prescribing, distributing, dispensing, or delivering of certain abortion-inducing drugs under certain circumstances; to define abortion-inducing drugs; to provide for exceptions; to provide for the promulgation of rules; to provide for unfair trade practices; to provide for the interpretation of multiple abortion statutes; and to provide for related matters.

SENATE BILL NO. 397—  
BY SENATOR CONNICK

AN ACT

To amend and reenact R.S. 33:2569, relative to the position of assistant police chief for the city of Westwego; to provide relative to seniority; to provide regarding demotion from the position; to provide relative to corrective and disciplinary actions; and to provide for related matters.

SENATE BILL NO. 401—  
BY SENATOR MCMATH

AN ACT

To amend and reenact R.S. 33:1236(55)(a), relative to the powers of parish governing authorities; to provide for certain fees in St. Tammany and Washington parishes; and to provide for related matters.

SENATE BILL NO. 416—  
BY SENATOR ABRAHAM

AN ACT

To repeal Part IV of Chapter 3 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:481 through 490, relative to navigation districts; to repeal the creation of the Calcasieu-Cameron Navigation District; to repeal all policies, duties and functions created to administer the district; to repeal tax, fee, and bond authority for the district; and to provide for related matters.

SENATE BILL NO. 439—  
BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 37:1271(A) and the introductory paragraph of 1285(A) and to enact Part I-D of Chapter 15 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1310.11 and 1310.12, relative to bridge year graduate physicians; to provide for the certification of bridge year graduate physicians; to provide for the powers and duties of the Louisiana State Board of Medical Examiners; to provide for compensation for services by bridge year graduate physicians; and to provide for related matters.

SENATE BILL NO. 48—  
BY SENATOR REESE AND REPRESENTATIVE ZERINGUE

AN ACT

To amend and reenact R.S. 39:100.56(C), (D), (E), the introductory paragraph of (H), and (I) through (L) and to repeal R.S. 39:100.56(H)(5), (O), and (P), relative to the Water Sector Program; to remove provisions relative to storm water; to provide for funding for small water and sewer systems; to provide relative to application period dates; to require the division of administration to post certain documents; to require the division of administration to conduct outreach efforts; to repeal provisions relative to capital outlay; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 63—

BY SENATORS MIZELL, ABRAHAM, BARROW, BERNARD, CARTER, CATHEY, CLOUD, CONNICK, CORTEZ, FESI, FOIL, HARRIS, HENRY, HENSGENS, HEWITT, JACKSON, LAMBERT, LUNEAU, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MORRIS, PEACOCK, POPE, SMITH, WARD AND WHITE AND REPRESENTATIVES ADAMS, AMEDEE, BACALA, BAGLEY, BUTLER, CREWS, ECHOLS, EDMONDS, EDMONSTON, EMERSON, FREEMAN, FREIBERG, GAROFALO, HORTON, HUGHES, ILLG, JEFFERSON, MARCELLE, MCMAHEN, DUSTIN MILLER, MOORE, CHARLES OWEN, PRESSLY, SCHLEGEL, STAGNI, THOMPSON AND WHITE

AN ACT

To amend and reenact Children's Code Art. 610(A)(1) and to enact Children's Code Art. 610(E)(4) and R.S. 46:51(16), relative to mandatory reporting of child abuse; to provide for reporting of child sex trafficking; to provide for the duties of the department including the provision of care coordination and advocacy services; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 67—  
BY SENATOR FRED MILLS

AN ACT

To amend and reenact R.S. 49:951(9), 953, the introductory paragraph of 953.1(A)(1), 953.1(A)(5), and (C), 954(A) and (B)(2), 954.1(A), 955(B), (C), (E), and (F), 959(A), 960(B), 964.1(C), 966(A), 967, the introductory paragraph of 968(B), 968(B)(24)(b), (C)(2) and (4), (D)(1)(a), and the introductory paragraph of (D)(1)(b), (D)(1)(b)(i), and (c) and (3), (E)(1)(a), the introductory paragraph of 968(F)(1), (G), (H), (J), and (K)(2), 969(A), 970(A), 971(A)(1) and (3) and (B), 974(B), (C), and (E), 978.1, 978.4(A)(2), 978.5(B) and (C), the introductory paragraph of 978.7, and 978.8(A) and (B), to enact R.S. 49:953.1(G), 963, and 964, and to recodify Chapter 13 of Title 49 of the Louisiana Revised Statutes of 1950 in its entirety, relative to the Administrative Procedure Act; to make technical updates to the Administrative Procedure Act; to provide for public hearings; to provide for publication of executive orders; to direct the Louisiana State Law Institute to redesignate the current provisions of Chapter 13 of Title 49 of the Louisiana Revised Statutes of 1950 into a new format and number scheme, to be comprised of R.S. 49:950 through 978.3, without changing the text of the provisions except as provided herein; to make technical and conforming changes to reflect the format and number scheme provided herein; to direct the Louisiana State Law Institute to change references to segments of law in existing statutes and codes as necessary to reflect the redesignation of such segments as provided herein; and to provide for related matters.

**SENATE BILL NO. 81—**  
BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 17:5067(B)(7), relative to the Taylor Opportunity Program for Students information reporting system; to remove the requirement for the reporting system to include household income information of award recipients; and to provide for related matters.

**SENATE BILL NO. 126—**

BY SENATOR CATHEY AND REPRESENTATIVES ECHOLS AND THOMPSON

AN ACT

To amend and reenact R.S. 17:350.21(A) and (C), 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.

**SENATE BILL NO. 140—**

BY SENATOR ABRAHAM

AN ACT

To enact R.S. 13:5554(G)(4)(d), (e), (f), and (g), relative to insurance benefits for certain sheriffs and deputies; to provide for eligibility requirements for the payment of insurance premium costs for retired sheriffs and deputies of the Acadia Parish Sheriff's Office; and to provide for related matters.

**SENATE BILL NO. 143—**

BY SENATORS MORRIS, CATHEY AND BERNARD AND REPRESENTATIVES THOMPSON AND GAROFALO

AN ACT

To amend and reenact R.S. 40:1379.3(B)(2) and (I)(1) and (2), and to enact R.S. 14:95(M) and R.S. 40:1379.3.3, relative to the illegal carrying of weapons; to exempt certain persons from the crime of illegal carrying of weapons under certain circumstances; to provide for concealed weapon permits; to provide for exceptions; to provide relative to an online education course; to provide relative to a database of licensed firearm and handgun instructors; relative to an to provide relative to blood alcohol readings; to provide for promulgation of rules; and to provide for related matters.

**SENATE BILL NO. 144—**

BY SENATOR ROBERT MILLS AND REPRESENTATIVES AMEDEE, GAROFALO, HODGES AND SEABAUGH

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.

**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.

**SENATE BILL NO. 228—**

BY SENATOR MORRIS

AN ACT

To enact R.S. 44:42, relative to public records custodians; to provide for immunity from suit in certain circumstances; and to provide for related matters.

**SENATE BILL NO. 235—**

BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 47:340(E)(3) and (5), (G)(1) through (5), the introductory paragraph of (G)(6), (G)(8), and (11), (H)(3), (12), and (13), and (I), to enact R.S. 47:339.1, and to repeal R.S. 47:340(H)(15), relative to the administration of local sales and use taxes; to provide for the powers and duties of the Louisiana

Sales and Use Tax Commission for Remote Sellers; to authorize the commission to collect local sales and use taxes for collectors that enter into contracts with the commission; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 275—**

BY SENATOR ABRAHAM

AN ACT

To enact Chapter 15-B of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:5081 through 5089, relative to affiliates and subsidiaries of local housing authority members; to authorize the pooling of coverage risks; to authorize the pooling of coverage risks that the board of the risk management organization agency deems appropriate; to provide for definitions; and to provide for related matters.

**Message from the House**

**SIGNED HOUSE CONCURRENT RESOLUTIONS**

June 3, 2022

To the Honorable President and Members of the Senate:

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

**HOUSE CONCURRENT RESOLUTION NO. 23—**

BY REPRESENTATIVE HARRIS

A CONCURRENT RESOLUTION

To approve the formula that was developed by the State Board of Elementary and Secondary Education pursuant to Article VIII, Section 13(B) of the Constitution of Louisiana to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems and that was adopted by the board on March 9, 2022.

**HOUSE CONCURRENT RESOLUTION NO. 112—**

BY REPRESENTATIVES AMEDEE AND GAROFALO

A CONCURRENT RESOLUTION

To urge and request local public bodies to provide for a mechanism for the public to submit input concerning agenda items via electronic mail and, to the extent practicable, to allow the public to view and participate in meetings via electronic means.

**HOUSE CONCURRENT RESOLUTION NO. 129—**

BY REPRESENTATIVES CREWS, DESHOTEL, FRIEMAN, SEABAUGH, THOMPSON, AND WILLARD

A CONCURRENT RESOLUTION

To urge and request the presiding officers of the legislature to study issues created by the columns in the legislative committee rooms and to explore all opportunities to improve conditions or resolve issues involving the line-of-sight issues caused by those columns and to report their findings and recommendations to each member of the legislature not later than January 15, 2023.

**HOUSE CONCURRENT RESOLUTION NO. 134—**

BY REPRESENTATIVES SCHEXNAYDER AND GREGORY MILLER AND SENATORS PRICE AND SMITH

A CONCURRENT RESOLUTION

To commend the St. Charles Catholic High School baseball team on winning the Louisiana High School Athletic Association 2022 Division III state championship.

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

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

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

June 5, 2022

Message from the House
SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

June 3, 2022

To the Honorable President and Members of the Senate:

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

HOUSE BILL NO. 130— BY REPRESENTATIVE BEAULLIEU AN ACT

To amend and reenact R.S. 32:398(1)(1) and (a)(iii), relative to motor vehicle crash reports; to provide relative to the definition of an insurance support organization; to exempt healthcare providers from certain confidentiality requirements applicable to public records; and to provide for related matters.

HOUSE BILL NO. 135— BY REPRESENTATIVES MARINO AND GLOVER AN ACT

To enact R.S. 40:1046.1, relative to dispensing of medical marijuana; to provide relative to pharmacies licensed by the Louisiana Board of Pharmacy to dispense medical marijuana, known commonly as marijuana pharmacies; to authorize dispensing of medical marijuana to certain persons who are not Louisiana residents or are short-term residents of this state; to establish qualifications necessary for such persons to receive medical marijuana in this state; to establish duties of marijuana pharmacies with respect to such dispensing; to prohibit the dispensing of medical marijuana in certain instances; and to provide for related matters.

HOUSE BILL NO. 137— BY REPRESENTATIVES MARINO AND GLOVER AN ACT

To amend and reenact R.S. 40:966(F)(1), relative to immunity from prosecution for medical marijuana; to provide that visiting qualifying patients shall be exempt from prosecution for certain violations of the Uniform Controlled Dangerous Substances Law; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 953— BY REPRESENTATIVES SEABAUGH, AMEDEE, BACALA, BAGLEY, BISHOP, BUTLER, CARRIER, CORMIER, COUSSAN, CREWS, DAVIS, DESHOTEL, EDMONDS, EDMONSTON, EMERSON, FIRMONT, FONTENOT, HORTON, MIKE JOHNSON, MACK, MCFARLAND, NELSON, CHARLES OWEN, RISER, ROMERO, SCHAMERHORN, THOMPSON, MIGUEZ, AND GAROFALO AN ACT

To amend and reenact R.S. 13:5233, relative to the Preservation of Religious Freedom Act; to provide relative to the free exercise of religion; to provide for protection for places of worship; to prohibit certain restrictions against places of worship; and to provide for related matters.

HOUSE BILL NO. 969— BY REPRESENTATIVE SEABAUGH AN ACT

To amend and reenact R.S. 24:10, relative to vetoes; to provide for procedures relative to vetoed bills and items; to provide for reconsideration by the legislature; to provide relative to veto sessions; to provide for effectiveness; and to provide for related matters.

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

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

ATTENDANCE ROLL CALL

PRESENT

Table listing present members: Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Mizell, Morris, Peacock, Pope, Price, Reese, Smith, Stine, Talbot, Ward, White, Womack.

Total - 35

ABSENT

Table listing absent members: Fields, Harris, Tarver.

Total - 3

Leaves of Absence

The following leaves of absence were asked for and granted:

Table listing leaves of absence: Fields 1 Day, Harris 1 Day, Tarver 1 Day.

Adjournment

On motion of Senator Talbot, at 5:48 o'clock P.M. the Senate adjourned until Monday, June 6, 2022, at 10:00 o'clock A.M.

The President of the Senate declared the Senate adjourned.

YOLANDA J. DIXON Secretary of the Senate

FRAN OGNIBENE Journal Clerk