

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

THIRTEENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Wednesday, May 3, 2023

The Senate was called to order at 3:20 o'clock P.M. by Hon. Patrick Page Cortez, President of the Senate.

Morning Hour

CONVENING ROLL CALL

PRESENT

Mr. President	Fields	Morris
Abraham	Foil	Peacock
Allain	Harris	Pope
Barrow	Henry	Price
Bernard	Hensgens	Reese
Carter	Hewitt	Smith
Cathey	Kleinpeter	Stine
Cloud	Lambert	Talbot
Connick	Milligan	White
Fesi	Mizell	Womack
Total - 30		

ABSENT

Boudreaux	Jackson	Mills, F.
Bouie	Luneau	Mills, R.
Duplessis	McMath	Tarver
Total - 9		

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

Prayer

The prayer was offered by Senator Heather Cloud, following which the Senate joined in the Pledge of Allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Bernard, the reading of the Journal was dispensed with and the Journal of May 2, 2023, was adopted.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 59—
BY SENATOR ROBERT MILLS

A RESOLUTION

To commend Elizabeth Ann Howard Lewis on the occasion of her ninetieth birthday.

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

Senator Fred Mills in the Chair

**Introduction of
Senate Concurrent Resolutions**

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

SENATE CONCURRENT RESOLUTION NO. 40—

BY SENATORS CORTEZ AND WHITE AND REPRESENTATIVES
SCHEXNAYDER AND ZERINGUE

A CONCURRENT RESOLUTION

To elect Alan M. Boxberger as legislative fiscal officer.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Foil	Mizell
Abraham	Harris	Morris
Allain	Henry	Peacock
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Carter	Jackson	Reese
Cathey	Kleinpeter	Smith
Cloud	Lambert	Stine
Connick	Luneau	Talbot
Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Fields	Mills, R.	
Total - 35		

NAYS

Total - 0

ABSENT

Boudreaux	McMath
Bouie	Tarver
Total - 4	

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

Mr. President in the Chair

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 56—

BY SENATOR CONNICK

A RESOLUTION

To commend Jennifer Steel Bourgeois for being a guardian angel to the Westbank of New Orleans.

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

SENATE RESOLUTION NO. 57—

BY SENATOR ROBERT MILLS

A RESOLUTION

To recognize May 3, 2023, as Literacy Day at the state capitol.

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

SENATE RESOLUTION NO. 58—

BY SENATOR LUNEAU

A RESOLUTION

To designate May 4, 2023, as Rural Mental Health Day at the Louisiana State Capitol and to commend the board of directors, staff, and provider members of the Louisiana Rural Mental Health Alliance.

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

May 3, 2023

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 35— BY SENATORS BERNARD AND LUNEAU AND REPRESENTATIVES COX AND FIRMENT A CONCURRENT RESOLUTION To commend the Northwestern State University (NSU) Middle Lab School Orchestra upon their outstanding performance at Festival Disney and for their many musical accomplishments.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, Mills, R. Lists names of senators and representatives who voted 'YEAS'.

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, McMath, Tarver. Lists names of senators and representatives who were absent.

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

SENATE CONCURRENT RESOLUTION NO. 36— BY SENATORS BERNARD AND LUNEAU AND REPRESENTATIVES COX AND FIRMENT A CONCURRENT RESOLUTION To commend Katrice LaCour upon leading the Northwestern State University (NSU) Middle Lab School Orchestra to international recognition at Festival Disney and for his significant contributions and accomplishments in the music industry.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Foil, Mizell. Lists names of senators and representatives who voted 'YEAS'.

Total - 35

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, McMath. Lists names of senators and representatives who were absent.

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

SENATE CONCURRENT RESOLUTION NO. 37— BY SENATOR MCMATH A CONCURRENT RESOLUTION To urge and request the State Board of Elementary and Secondary Education and the Board of Regents to collaborate to publish an annual report on their respective websites that details public school students' preparation for public postsecondary education.

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

SENATE CONCURRENT RESOLUTION NO. 38— BY SENATOR ROBERT MILLS AND REPRESENTATIVE SEABAUGH A CONCURRENT RESOLUTION To recognize the distinct group of members of the Louisiana House of Representatives and of the Louisiana Senate representing in whole or in part the parishes of Bienville, Bossier, Caddo, Caldwell, Catahoula, Claiborne, Concordia, DeSoto, East Carroll, Franklin, Grant, Jackson, LaSalle, Lincoln, Madison, Morehouse, Natchitoches, Ouachita, Red River, Richland, Sabine, Tensas, Union, Webster, West Carroll, and Winn as the North Louisiana Legislative Delegation of the Legislature of Louisiana.

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

SENATE CONCURRENT RESOLUTION NO. 39— BY SENATOR BOUDREAUX AND REPRESENTATIVE DUSTIN MILLER A CONCURRENT RESOLUTION To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of Ambassador James Alfred Joseph.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 2, 2023

To the Honorable President and Members of the Senate:

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

Table with 3 columns: HB No. 92, HB No. 112, HB No. 160, HB No. 248, HB No. 526, HB No. 216, HB No. 435, HB No. 516, HB No. 541

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 92—

BY REPRESENTATIVE JENKINS
AN ACT

To enact R.S. 18:444(G)(2)(d), relative to the parish executive committee of the Democratic Party in Caddo Parish; to provide relative to membership on the committee; and to provide for related matters.

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

HOUSE BILL NO. 112—

BY REPRESENTATIVE MUSCARELLO
AN ACT

To amend and reenact R.S. 15:587(A)(1)(b) and R.S. 44:4.1(B)(23) and to enact R.S. 37:3276.2, relative to the authority of the Louisiana State Board of Private Security Examiners; to provide for legislative intent; to provide for definitions; to provide for limitations to the access and use of certain criminal history record information; to provide for the standards and procedures for certain criminal history records; to require the charging of fees and costs; to provide for a public records exception; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 160—

BY REPRESENTATIVE HILFERTY
AN ACT

To amend and reenact Children's Code Articles 811.1(A)(5), (10)(introductory paragraph), and (F), 811.3, and 879(B)(2), to enact Children's Code Article 879(D) and (E), and to repeal Children's Code Article 811.1(G), relative to juvenile crime victims; to provide with respect to the rights of victims; to provide relative to definitions; to amend provisions relative to the confidentiality of delinquency proceedings; to provide relative to the exclusion of witnesses; and to provide for related matters.

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

HOUSE BILL NO. 216—

BY REPRESENTATIVE HORTON
AN ACT

To amend and reenact R.S. 18:425(B)(6), relative to the qualifications of election commissioners; to authorize certain nonresident active duty servicemembers and their dependents to serve as commissioners; to provide for qualifications; to provide for conditions; and to provide for related matters.

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

HOUSE BILL NO. 248—

BY REPRESENTATIVE MCMAHEN
AN ACT

To amend and reenact R.S. 8:1(7) and to enact R.S. 8:907, relative to pet remains; to authorize the burial of cremated pet remains with human remains; to provide for definitions; to provide for restrictions; and to provide for related matters.

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

HOUSE BILL NO. 435—

BY REPRESENTATIVE FREEMAN
AN ACT

To enact Part VII of Chapter 5-E of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1258.1 and 1258.2, relative to Medicaid coverage for chimeric antigen receptor T-

cell therapy; to provide for definitions; to require certain healthcare facilities to determine eligibility for and provide chimeric antigen receptor T-cell therapy; to establish requirements for enrollment eligibility; to require the Louisiana Department of Health to perform certain duties relative to Medicaid coverage for such treatment; and to provide for related matters.

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

HOUSE BILL NO. 516—

BY REPRESENTATIVES KERNER, BEAULLIEU, WILFORD CARTER, CORMIER, DESHOTEL, EDMONSTON, FREIBERG, GADBERRY, GLOVER, HORTON, MIKE JOHNSON, LACOMBE, LARVADAIN, LYONS, MOORE, NEWELL, PIERRE, SELDERS, STEFANSKI, THOMAS, WHITE, AND WRIGHT

AN ACT

To amend and reenact R.S. 32:403.3 and R.S. 44:4.1(B)(19), relative to special identification decals; to provide for persons with autism spectrum disorder or their guardian; to provide for the creation of an autism spectrum disorder designation sticker or decal for placement on the rear window of a vehicle; to provide awareness to officers that there is a person with autism spectrum disorder in the vehicle; to provide for proof of disability for the deaf and hard of hearing and persons with autism spectrum disorder; to provide for an exception to the public records law; and to provide for related matters.

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

HOUSE BILL NO. 526—

BY REPRESENTATIVES ZERINGUE, BOURRIAQUE, AND JENKINS AND SENATOR MILLIGAN

AN ACT

To enact Part VIII of Chapter 2 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:220.41 through 220.46, relative to resilience; to establish a chief resilience officer; to provide for the purposes and duties of the chief resilience officer; to provide for a statewide resilience report; to establish an Interagency Resilience Coordination Team and provide for its members and meetings; to establish a Louisiana Resilience Task Force; and to provide for related matters.

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

HOUSE BILL NO. 541—

BY REPRESENTATIVE WHEAT
AN ACT

To enact R.S. 40:2193.6(D), relative to pediatric day healthcare facilities licensed by the Louisiana Department of Health; to provide for designation of law by means of a short title; and to provide for related matters.

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

House Bills and Joint Resolutions on Second Reading

HOUSE BILL NO. 54—

BY REPRESENTATIVES SCHLEGEL AND HILFERTY
AN ACT

To amend and reenact Children's Code Article 305(A)(2) and (B)(3), relative to criminal court jurisdiction over children; to provide relative to the discretion of the district attorney to prosecute a juvenile as an adult for certain offenses; to provide relative to the failure to initiate prosecution; to provide relative to time limitations for prosecution; and to provide for related matters.

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

May 3, 2023

HOUSE BILL NO. 68—

BY REPRESENTATIVE HODGES
AN ACT

To enact R.S. 17:282 and 3996(B)(75), relative to curricula; to authorize public school governing authorities to offer an elective high school course in the history and literature of the Bible; to provide for course purposes and parameters; to require the State Board of Elementary and Secondary Education to adopt rules for implementation; and to provide for related matters.

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

HOUSE BILL NO. 75—

BY REPRESENTATIVES VILLIO, ADAMS, BACALA, EDMONSTON, GAROFALO, GOUDEAU, HODGES, HORTON, MCKNIGHT, SCHEXNAYDER, SEABAUGH, AND STEFANSKI AND SENATORS CATHEY AND HEWITT
AN ACT

To amend and reenact R.S. 14:2(B)(58) and R.S. 40:967(B)(4) and (E)(1), relative to the Uniform Controlled Dangerous Substances Law; to provide relative to penalties for distribution or possession with intent to distribute fentanyl or carfentanil; to provide for aggregate weights; to provide for enhanced penalties; to provide relative to treatment for fentanyl or carfentanil as a condition for probation; to provide relative to the distribution of fentanyl or carfentanil which causes serious bodily injury; and to provide for related matters.

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

HOUSE BILL NO. 84—

BY REPRESENTATIVE SCHLEGEL
AN ACT

To amend and reenact Children's Code Article 897.1(C) and (D), relative to juvenile justice; to provide for disposition of juvenile offenders adjudicated delinquent for carjacking; to provide relative to modification of disposition; and to provide for related matters.

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

HOUSE BILL NO. 89—

BY REPRESENTATIVE MARCELLE
AN ACT

To amend and reenact R.S. 32:398.10(E), relative to the collection and reporting of statistical information related to traffic stops; to remove the application of an exception to state police for a statutory provision governing the collection of traffic stop data that is applicable to law enforcement agencies or departments that adopt written policies against racial profiling; to provide a special effective date; and to provide for related matters.

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

HOUSE BILL NO. 90—

BY REPRESENTATIVES STEFANSKI, EDMONDS, GOUDEAU, HORTON, MCKNIGHT, AND SEABAUGH
AN ACT

To amend and reenact R.S. 40:967(B)(4)(a) and (E)(1), relative to the Uniform Controlled Dangerous Substances Law; to provide relative to penalties for fentanyl or carfentanil; to provide for penalties for an aggregate weight of less than twenty-eight grams; to provide for penalties for an aggregate weight of twenty-eight grams or more; to provide relative to treatment for fentanyl or carfentanil as a condition of probation; and to provide for related matters.

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

HOUSE BILL NO. 135—

BY REPRESENTATIVE MIKE JOHNSON
AN ACT

To amend and reenact R.S. 18:427(A) and to enact R.S. 18:424(B)(6), 425(B)(3)(d), and 426(A)(2)(c), relative to election officials; to provide for commissioners-in-charge, commissioners, alternate commissioners, and watchers; to provide for qualifications; to prohibit registered sex offenders and child predators from serving in certain positions; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 144—

BY REPRESENTATIVE THOMAS
AN ACT

To enact Chapter 3-G of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:563 through 563.5, relative to reporting requirements of persons convicted of production or manufacturing of methamphetamine; to provide for purposes and notification; to provide for definitions; to provide relative to the duty of offenders to notify law enforcement; to provide relative to the failure to register; to provide relative to the duration of registration requirements; and to provide for related matters.

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

HOUSE BILL NO. 174—

BY REPRESENTATIVE EMERSON
AN ACT

To enact R.S. 18:154(C)(1)(h), relative to the disclosure of voter registration information; to prohibit the disclosure of the active duty or dependent status of certain voters; to prohibit the disclosure of certain addresses; and to provide for related matters.

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

HOUSE BILL NO. 208—

BY REPRESENTATIVE SEABAUGH
AN ACT

To amend and reenact Children's Code Articles 305(C), (D), and (E) and 804(1)(c)(ii) and to enact Children's Code Article 305(F), relative to juvenile court jurisdiction; to amend the definition of "child" for purposes of delinquency proceedings; and to provide for related matters.

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

HOUSE BILL NO. 558—

BY REPRESENTATIVE BEAULLIEU
AN ACT

To amend and reenact R.S. 47:337.5, 337.23, 337.102(C) and (D)(1) and (2)(a), and 340(E)(2) and to enact R.S. 47:337.102(1)(4), relative to the collection and remittance of sales and use taxes; to provide with respect to the duties of the Louisiana Uniform Local Sales Tax Board; to authorize the Louisiana Uniform Local Sales Tax Board to impose a fee on certain collectors; to provide for notice requirements for certain changes in tax, interest, and penalty rates; to require certain collectors to submit certain information to the Louisiana Uniform Local Sales Tax Board; to authorize the Louisiana Sales and Use Tax Commission for Remote Sellers to deduct the amount of unpaid fees from a collector's monthly distribution under certain circumstances; to provide for the responsibilities of the Department of Revenue with respect to the collection and remittance of sales and use taxes; to provide relative to the Uniform Electronic Local Return and Remittance Advisory Committee; to require the board to manage and maintain a uniform electronic local return and remittance system; to require the board to design and implement a single remittance system

for state and local sales and use taxes; to provide for the operation of the single remittance system; to provide for requirements and limitations; to provide for the funding of certain technology and programs; to provide for an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 562—

BY REPRESENTATIVES SCHEXNAYDER, ADAMS, BAGLEY, BOYD, BRASS, BRYANT, CARPENTER, WILFORD CARTER, CORMIER, DAVIS, DUBUISSON, FISHER, FREEMAN, GAINES, GAROFALO, GLOVER, GREEN, HUGHES, JEFFERSON, JENKINS, TRAVIS JOHNSON, KNOX, LAFLEUR, LANDRY, MARCELLE, MARINO, NEWELL, ROBERT OWEN, PHELPS, PIERRE, SCHLEGEL, STAGNI, VILLIO, AND WILLARD

AN ACT

To amend and reenact R.S. 47:6007(B)(11), (C)(1)(a)(iv) and (4)(f)(i)(bb) and (iii) and (h)(iii)(bb), (D)(2)(c)(i) and (d)(i), (I), and (J)(1) and to enact R.S. 47:6007(C)(4)(f)(i)(dd) and (8) and (K), relative to the motion picture production tax credit; to provide relative to Louisiana promotional graphics requirements for productions; to provide relative to uses of the Louisiana Entertainment Development Dedicated Fund Account; to provide relative to expenditure data collection; to provide relative to transfers of the tax credit; to provide for eligibility for the tax credit; to provide with respect to the Department of Economic Development program issuance cap; to remove certain limitations with respect to the issuance cap; to extend the sunset date of the tax credit; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 563—

BY REPRESENTATIVES SCHEXNAYDER, HILFERTY, AND KNOX

AN ACT

To enact Chapter 7-D of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1669, relative to law enforcement officer pay; to establish the Law Enforcement Recruitment Incentive Program; to create the Law Enforcement Recruitment Incentive Fund; to provide relative to disbursements of monies from the fund; to provide for the administration of the program; to provide for program eligibility; to provide relative to reimbursement of payments received from the program; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 593—

BY REPRESENTATIVE RISER

AN ACT

To amend and reenact R.S. 8:61(A), 64, 66.1, 66.2(A), 67, 69.2(C)(8), 71, 72(A), 75(A), (B), and (C), 454.1(A), 455, 458, 461(A), 463, 464(A)(introductory paragraph) and (3), 465(A)(introductory paragraph) and (D), 467, 506(A) and (C)(1)(a), to enact R.S. 8:79, 456(D), 505(C), 506(D), and 512, and to repeal R.S. 37:21(B)(4), relative to cemeteries; to provide for officers of the Louisiana Cemetery Board; to provide for investigations by the board; to provide for cease and desist orders given by the board; to provide for rules and regulations the board may establish; to provide for certain board procedures for certificates of authority; to provide for certain board actions for violations; to provide for annual reports by cemeteries; to provide for the examination of cemetery care trust funds; to provide for examination of records and reports by the board; to limit certain disciplinary proceedings by the board; and to provide for related matters.

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

HOUSE BILL NO. 644— (Substitute for House Bill No. 381 by Representative LaFleur)

BY REPRESENTATIVES LAFLEUR, BRASS, GEYMAN, JEFFERSON, AND PHELPS

AN ACT

To enact R.S. 17:3129.8 and to repeal R.S. 17:3129.8, relative to open educational resources for public postsecondary education students; to provide for pilot programs; to require the Board of Regents and the management boards to collaborate relative to the programs; to require the Board of Regents to report to the legislature; to provide for effectiveness; to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON**COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS**

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

May 3, 2023

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 30—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To commend and express support for the strengthening of the state's partnership with Taiwan and for the expansion of Taiwan's role on the global stage.

Reported favorably.

SENATE BILL NO. 179—

BY SENATOR TALBOT

AN ACT

To enact R.S. 40:1730.28.2(A)(4), relative the State Uniform Construction Code; to provide for fortified roofs on residential property; to provide for requirements and standards; and to provide for related matters.

Reported favorably.

Respectfully submitted,
MIKE REESE
Chairman

REPORT OF COMMITTEE ON**HEALTH AND WELFARE**

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

May 3, 2023

To the President and Members of the Senate:

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

May 3, 2023

HOUSE BILL NO. 123—

BY REPRESENTATIVE STAGNI
AN ACT

To amend and reenact R.S. 40:2009.25(C)(9), (D)(9), and (E)(10), relative to nursing homes licensed by the Louisiana Department of Health; to provide requirements and standards for nursing home emergency preparedness plans; to authorize the Louisiana Department of Health to take certain actions relative to nursing homes; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 200—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 40:1081.2(A)(1) and (5) and (B), relative to the state's newborn screening panel; to require the laboratory established by the Louisiana Department of Health to provide certain tests; to require the provision of a genetic conditions list; to establish guidelines for the genetic conditions list; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 319—

BY REPRESENTATIVE STAGNI
AN ACT

To repeal R.S. 37:920(B)(1)(b), relative to licensure of a registered nurse and an advanced practice registered nurse; to repeal a requirement of licensure by endorsement; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
FRED H. MILLS JR.
Chairman

REPORT OF COMMITTEE ON

INSURANCE

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

May 3, 2023

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 7—

BY SENATOR TALBOT
A CONCURRENT RESOLUTION

To urge and request the commissioner of insurance to create the Hurricane Mitigation Commission to study the handling of property insurance claims in the wake of hurricanes, the practices of property insurance claim adjusters, and the necessity of a catastrophe savings account and make recommendations in a written report to the Senate Committee on Insurance and the House Committee on Insurance, no later than February 1, 2024.

Reported favorably.

SENATE BILL NO. 106—

BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 22:41(14) and to enact R.S. 22:1899, relative to a property damage insurance claim; to require an insurer provide an insured certain records in connection to a property damage insurance claim upon an insured's request; to provide exceptions; to require an insurer respond within a certain time period; to require an insurer to permanently maintain certain records in connection to a property damage

insurance claim; to provide penalties; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 110—

BY REPRESENTATIVE FIRMENT
AN ACT

To enact R.S. 22:1483.2, relative to fortified roof endorsements; to require that insurers offer a fortified roof endorsement to upgrade a nonfortified home in certain circumstances; to provide for form filing; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 113—

BY REPRESENTATIVES WHITE AND GLOVER
AN ACT

To amend and reenact R.S. 22:41.3(Section heading) and to enact R.S. 22:41.3(C)(4), relative to volunteer board members of interlocal risk management agencies formed by local housing authorities; to exempt such volunteer board members from certain filing submissions to the commissioner of insurance; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 281—

BY REPRESENTATIVE GAROFALO
AN ACT

To amend and reenact R.S. 22:2132(A) and (C), relative to the Louisiana Automobile Theft and Insurance Fraud Prevention Authority; to provide for the purpose of the authority; to provide for the members of the board of directors; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 294—

BY REPRESENTATIVE WILLARD
AN ACT

To amend and reenact R.S. 22:1483(A), (B), and (C)(1), relative to property insurance premium discounts; to provide for certain building standards; to require certain discounts; to provide an option for certain discounts; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 309—

BY REPRESENTATIVE GAROFALO
AN ACT

To amend and reenact R.S. 22:1483(A), (B), and (C)(1), relative to insurance discounts and rate reductions for residential and commercial buildings; to require insurers to provide premium credits or discounts under certain circumstances; and to provide for related matters.

Reported favorably.

Respectfully submitted,
KIRK TALBOT
Chairman

REPORT OF COMMITTEE ON
SENATE AND GOVERNMENTAL AFFAIRS

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

May 3, 2023

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 11—

BY SENATOR POPE

A CONCURRENT RESOLUTION

To urge and request the commissioner of administration, through the office of state buildings, to implement expansion of the Louisiana Veterans Memorial Park under the Capitol Complex Master Plan as envisioned by the Capitol Park Interpretive Plan.

Reported favorably.

SENATE BILL NO. 80—

BY SENATOR FIELDS

AN ACT

To enact R.S. 18:1922.1 and Chapter 15 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:1961 and 1962, relative to redistricting; to provide for public hearings; to provide for procedure; to require publication of certain redistricting materials and information; to provide for public participation; to provide for a redistricting website; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 84—

BY SENATOR LUNEAU

AN ACT

To enact R.S. 42:1160, relative to electronic documents; to provide for methods of response; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 168—

BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 13:312(1)(b) and 312.1(A), relative to the Court of Appeal for the First Circuit; to provide for the organization of districts within the First Circuit; to provide election sections for the second district of the First Circuit; to provide for the assignment of judgeships for election purposes; to provide for the election of judges; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 213—

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 44:32(C)(1)(a) and 35(A) and (E), relative to examination of public records; to provide for a fee schedule; to provide for notification; to provide for the collection of fees; to provide for challenges of fees; to provide for the award of attorney fees; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
SHARON W. HEWITT
Chairwoman

Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees

SENATE BILL NO. 62—

BY SENATOR FESI

AN ACT

To amend and reenact R.S. 30:2363(7) and (13), 2370(H)(2), and 2373(B)(1), relative to the "Right-to-Know" law; to provide for natural gas pipelines; to provide for definitions; to provide for reporting requirements; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Original Senate Bill No. 62 by Senator Fesi

AMENDMENT NO. 1

On page 3, line 1, insert the following: "Notwithstanding any provision of law to the contrary, natural gas from distribution lines shall have a reportable release of ~~one~~ **forty-two** thousand pounds or more."

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

SENATE BILL NO. 91—

BY SENATORS MILLIGAN AND CATHEY

AN ACT

To enact R.S. 29:28.2, relative to military, naval, and veterans' affairs; to provide relative to foreign actors' interests in immovable property; to provide for terms and definitions; to provide with respect to certain foreign actors; to provide relative to acquisition of title to immovable property located near military or other sensitive property; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 91 by Senator Milligan

AMENDMENT NO. 1

On page 1, line 12, after "**means**" delete the remainder of the line, delete lines 13 and 14, and insert the following: "**any foreign government or foreign non-government person determined by the United States secretary of commerce to have engaged in a long-term pattern or serious instances of conduct significantly adverse to the national security of the United States or security and safety of United States persons as listed in 15 CFR §7.4 Determination of Foreign Adversaries, as amended or renumbered.**"

AMENDMENT NO. 2

On page 2, line 3, after "**Owned by**" insert a comma ",."

AMENDMENT NO. 3

On page 2, line 4, after "**controlled by**" insert a comma ",."

AMENDMENT NO. 4

On page 2, line 6, after "**owned by**" insert a comma ",."

AMENDMENT NO. 5

On page 2, line 7, after "**controlled by**" insert a comma ",."

AMENDMENT NO. 6

On page 2, line 8, after "**described by**" delete the remainder of the line and insert "**this Paragraph.**"

AMENDMENT NO. 7

On page 2, delete lines 17 through 20, and insert the following:

C. A party to any contract to purchase, lease, or otherwise acquire immovable property may rescind the contract prior to the transfer of the immovable property if the party determines that a prohibited foreign actor has an ownership interest that violates the provisions of this Section.

D. The attorney general may bring an action for injunctive relief in the name of the state against a prohibited foreign actor to restrain and enjoin a sale or lease prior to the transfer of the immovable property or to restrain or enjoin the lease.

E.(1) The attorney general may serve an investigative demand or subpoena for deposition testimony to any person who is believed to have information, documentary material, or physical evidence relevant to the alleged or suspected attempt to enter into, conspiracy to enter into, or entering into a contract to purchase, lease, or otherwise acquire immovable property in this state if all of the following exist:

(a) The attorney general has evidence that a prohibited foreign actor is attempting to enter into, conspiring to enter into, or has entered into a contract to purchase, lease, or otherwise acquire immovable property in this state in violation of this Section.

(b) The attorney general believes it to be in the public interest that an investigation should be made to ascertain whether a prohibited foreign actor or a person connected with a foreign adversary in fact is attempting to enter into, conspiring to enter into, or has entered into a contract to purchase, lease, or otherwise acquire immovable property in this state in violation of this Section.

(2)(a) The investigative demand or subpoena for deposition testimony shall contain a description of the attempt to enter into, conspiracy to enter into, or entering into a contract to purchase, lease, or otherwise acquire immovable property in this state under investigation and shall require the person to furnish, under oath or otherwise, a report in writing setting forth the relevant facts and circumstances of which he has knowledge, or to produce relevant documentary material or physical evidence for examination, at a reasonable time and place as may be stated in the investigative demand that is the subject matter of the investigation.

(b) A subpoena for deposition testimony shall include a notice informing the prospective deponent of the deponent's right to counsel at the deposition with opportunity for cross-examination, and the deposition shall be conducted at the deponent's principal place of business, deponent's place of residence, deponent's domicile, or, if agreeable to the deponent, at some other place convenient to the attorney general and the deponent's attorney.

(c) The deposition shall be held at a reasonable time, as may be stated in the investigative subpoena. At any time before the return date specified in the investigative demand or before the noticed deposition, or within twenty days after the demand or deposition notice has been served, whichever is shorter, a petition stating good cause for a protective order to extend the return date, or to modify or set aside the demand or deposition notice, may be filed in the district court having civil jurisdiction in the parish where the person served with the demand resides, is domiciled, or has his principal place of business located.

(d) If no protective order from the court is secured and the written request by the attorney general is not complied with by the return date thereof, the attorney general may apply to the court for an order compelling compliance with the investigative demand or deposition notice.

(e) If any person fails or refuses to file any statement, report, documentary material or physical evidence, or obey any investigative subpoena or demand issued by the attorney general, except as permitted by a protective order issued by an appropriate court, the attorney general may apply to the district court having civil jurisdiction in the parish where the person served with the demand or subpoena resides, is domiciled, or has his principal place of business located, for a rule to show cause why an order compelling compliance should not be issued.

(f) Any disobedience of an order compelling compliance under this Section by any court shall be punished as a contempt of court.

(F.) Service of any demand, subpoena, or petition shall be made in the manner provided by law.

(G.) Any immovable acquired by a prohibited foreign actor or a person connected with a foreign adversary is subject to civil forfeiture to the state.

(H.) The attorney general may use in the enforcement of this Section all other procedures and authority for investigation, supervision, and conduct of actions on behalf of the state as provided by the law.

(I.) A court petitioned by the attorney general may issue such additional orders or render judgments against the prohibited foreign actor or the person connected with a foreign adversary as may be necessary to protect the public. The orders shall include but not be limited to the following:

(1) Revocation, forfeiture, or suspension of any license, charter, franchise, certificate, or other evidence of authority of any person to do business in the state.

(2) Appointment of a receiver.

(3) Dissolution of domestic corporations or associations.

(4) Suspension or termination of the right of foreign corporations or associations to do business in this state.

(5) Restitution to compensate any person who did not knowingly enter into a transaction with the prohibited foreign actor or person connected with the foreign adversary for any loss, expenses, court costs, or attorney fees which may have been incurred because of the sale being void or enjoined.

(6) Civil forfeiture of any immovable property acquired by the prohibited foreign actor.

J.(1) All forfeitures or dispositions under this Section shall be made with due provisions for the rights of any person who did not knowingly enter into a transaction with the prohibited foreign actor.

(2) No mortgage, lien, privilege, or other security interest recognized under the laws of this state and no ownership interest in indivision shall be affected by a forfeiture pursuant to this Section if the owner of such mortgage, lien, privilege, or other security interest, or owner in indivision establishes that the owner did not knowingly enter into a transaction with the prohibited foreign actor or person connected with the foreign adversary.

(3) No forfeiture or disposition under this Section shall affect the rights of any person who did not knowingly enter into a transaction with the prohibited foreign actor or person connected with the foreign adversary.

(4) The attorney general shall, within seven days of instituting any action under this Section, file a copy of the petition or other pleading instituting the action in the mortgage records of the parish in which any related immovable property is situated.

K. The failure to identify a buyer as a prohibited foreign actor or person connected with the foreign adversary shall not create additional liability for any real estate agent, title insurance producer, title insurance underwriter, lender, or examining attorney nor shall it create a separate cause of action against any real estate agent, title insurance producer, title insurance underwriter, lender, or examining attorney."

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

SENATE BILL NO. 94—

BY SENATOR KLEINPETER

AN ACT

To repeal Sections 2, 3, 4, 5, and 7 of Act No. 231 of the 2019 Regular Session of the Legislature, relative to the Uniform Controlled Dangerous Substances Law; to add certain substances to Schedule I of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.

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

SENATE BILL NO. 112—
BY SENATOR ABRAHAM

AN ACT

To amend and reenact R.S. 14:30.1 and to enact R.S. 15:827.2(E), relative to second degree murder; to provide relative to elements of the offense; to provide for penalties; to provide for tracking of persons imprisoned for second degree murder; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 112 by Senator Abraham

AMENDMENT NO. 1

On page 1, delete lines 2 through 4 and insert the following:

"To amend and reenact R.S. 14:30.1 and Code of Criminal Procedure Article 814(A)(1) through (4) and to enact R.S. 14:30.2, R.S. 15:827.2(E), and Code of Criminal Procedure Article 814(A)(72) and (73), relative to murder; to provide relative to elements of the offense of second degree murder; to provide for penalties; to create the crime of felony murder; to provide for responsive verdicts; to provide for tracking of persons imprisoned for second degree murder; and to provide

AMENDMENT NO. 2

On page 1, delete lines 8 through 17 and insert the following:

"§30.1. Second degree murder

A. Second degree murder is the killing of a human being under any of the following circumstances:

(1) When the offender has a specific intent to kill or to inflict great bodily harm; ~~or,~~

(2) ~~When the offender is engaged in the perpetration or attempted perpetration of aggravated or first degree rape, forcible or second degree rape, aggravated arson, aggravated burglary, aggravated kidnapping, second degree kidnapping, aggravated escape, assault by drive-by shooting, armed robbery, first degree robbery, second degree robbery, simple robbery, cruelty to juveniles, second degree cruelty to juveniles, or terrorism, even though he has no intent to kill or to inflict great bodily harm.~~

~~(3)(a) When the offender unlawfully distributes or dispenses a controlled dangerous substance listed in Schedules I through V of the Uniform Controlled Dangerous Substances Law, or any combination thereof, except 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 the death of the recipient who ingested or consumed the controlled dangerous substance.~~

(b) Whoever commits the crime of second degree murder defined in Subparagraph (a) of this Paragraph shall be punished by life imprisonment at hard labor, at least twenty-five years of which shall be served without benefit of parole, probation, or suspension of sentence.

(3)(a) When 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 the death of the recipient who ingested or consumed the controlled dangerous substance.

(b) Whoever commits the crime of second degree murder defined in Subparagraph (a) of this Paragraph shall be punished by life imprisonment at hard labor without benefit of parole, probation, or suspension of sentence.

(4)(a) When the offender unlawfully distributes or dispenses a controlled dangerous substance listed in Schedules I through V of the Uniform Controlled Dangerous Substances Law, or any combination thereof, except 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, to another who subsequently distributes or dispenses such controlled dangerous substance which is the direct

cause of the death of the person who ingested or consumed the controlled dangerous substance.

(b) Whoever commits the crime of second degree murder defined in Subparagraph (a) of this Paragraph shall be punished by life imprisonment at hard labor, at least twenty-five years of which shall be served without benefit of parole, probation, or suspension of sentence.

(5)(a) When 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, to another who subsequently distributes or dispenses such controlled dangerous substance which is the direct cause of the death of the person who ingested or consumed the controlled dangerous substance.

(b) Whoever commits the crime of second degree murder defined in Subparagraph (a) of this Paragraph shall be punished by life imprisonment at hard labor without benefit of parole, probation, or suspension of sentence.

B. Except as otherwise provided in this Section, whoever ~~whoever~~ commits the crime of second degree murder shall be punished by life imprisonment at hard labor without benefit of parole, probation, or suspension of sentence.

§30.2. Felony murder

Felony murder is the killing of a human being under either of the following circumstances:

(1)(a) When the offender is engaged in the perpetration or attempted perpetration of aggravated or first degree rape or forcible or second degree rape, even though he has no intent to kill or to inflict great bodily harm.

(b) Whoever commits the crime of second degree murder defined in Subparagraph (a) of this Paragraph shall be punished by life imprisonment at hard labor without benefit of parole, probation, or suspension of sentence.

(2)(a) When the offender is engaged in the perpetration or attempted perpetration of aggravated arson, aggravated burglary, aggravated kidnapping, second degree kidnapping, aggravated escape, assault by drive-by shooting, armed robbery, first degree robbery, second degree robbery, simple robbery, cruelty to juveniles, second degree cruelty to juveniles, or terrorism, even though he has no intent to kill or to inflict great bodily harm.

(b) Whoever commits the crime of second degree murder defined in Subparagraph (a) of this Paragraph shall be punished by life imprisonment at hard labor at least twenty-five years of which shall be served without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 3

Delete pages 2 and 3

AMENDMENT NO. 4

On page 4, delete lines 1 through 3

AMENDMENT NO. 5

On page 4, line 8, delete "**publically**" and insert "**publicly**"

AMENDMENT NO. 6

On page 4, delete line 13 and insert the following:

"Section 3. Code of Criminal Procedure Article 814(A)(1) through (4) are hereby amended and reenacted and Code of Criminal Procedure Article 814(A)(72) and (73) are hereby enacted to read as follows:

Art. 814. Responsive verdicts; in particular

A. The only responsive verdicts which may be rendered when the indictment charges the following offenses are:

1. First Degree Murder:

Guilty.

Guilty of second degree murder.

Guilty of felony murder.

Guilty of manslaughter.

Not guilty.

2. Attempted First Degree Murder:

Guilty.

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Guilty of attempted second degree murder.
Guilty of attempted felony murder.
Guilty of attempted manslaughter.
Guilty of aggravated battery.
Guilty of aggravated assault with a firearm.
Not guilty.

3. Second Degree Murder:
Guilty.

Guilty of felony murder.
Guilty of manslaughter.

Guilty of negligent homicide.
Not guilty.

4. Attempted Second Degree Murder:
Guilty.

Guilty of attempted felony murder.
Guilty of attempted manslaughter.

Guilty of aggravated battery.
Guilty of aggravated assault with a firearm.
Not guilty.

* * *

72. Felony Murder:

Guilty.

Guilty of manslaughter.

Guilty of negligent homicide.

Not guilty.

73. Attempted Felony Murder:

Guilty.

Guilty of attempted manslaughter.

Guilty of aggravated battery.

Guilty of aggravated assault with a firearm.

Not guilty.

* * *

Section 4. The provisions of this Act shall be given prospective application only."

AMENDMENT NO. 7

On page 4, line 14, change "Section 4." to "Section 5."

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

SENATE BILL NO. 140—

BY SENATOR FOIL

AN ACT

To amend and reenact Code of Civil Procedure Articles 2293(B)(1), 2334, 2375, 2721, and 2724(A) and R.S. 13:3852, 4341, 4360, and 5530(A)(7)(a), and to enact Code of Civil Procedure Article 2344 and R.S. 13:4358 and 4369, relative to judicial sales; to provide for procedures and requirements for online auctions; to provide for notice of seizure and sale; to provide with respect to online auction companies; to provide for submission of payment and readvertisement; to provide with respect to actions to set aside or annul online judicial sales; to provide with respect to the price of adjudication; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 140 by Senator Foil

AMENDMENT NO. 1

On page 1, after "BY SENATOR FOIL" delete "(On Recommendation of the Louisiana Law Institute)"

AMENDMENT NO. 2

On page 4, delete lines 19 through 35

AMENDMENT NO. 3

On page 5, delete lines 1 through 2

AMENDMENT NO. 4

On page 10, line 8, after "engage a" delete "licensed"

AMENDMENT NO. 5

On page 10, line 17, after "B." delete "Except as otherwise provided in Subsection C of this Section, the" and insert "The"

AMENDMENT NO. 6

On page 10, line 20, after "three hundred" change "fifty" to "seventy-five"

AMENDMENT NO. 7

On page 10, delete lines 22 through 29

AMENDMENT NO. 8

On page 11, delete lines 1 through 6

AMENDMENT NO. 9

On page 11, line 7, change "D" to "C" and on line 10, change "E" to "D"

AMENDMENT NO. 10

On page 11, line 9, change "Subsections" to "Subsection" and after "B" delete "and C"

AMENDMENT NO. 11

On page 11, line 11, after "other than the" change "fees" to "fee"

AMENDMENT NO. 12

On page 11, line 15, change "F" to "E"

AMENDMENT NO. 13

On page 11, line 16, after "its fee" delete "or buyer's premium"

AMENDMENT NO. 14

On page 11, line 18, change "G" to "F", and on line 25, change "H" to "G"

AMENDMENT NO. 15

On page 11, line 23, between "fidelity bond" and "in an amount" and insert: "or other commercial crime insurance policy insuring against employee dishonesty and fraud, a performance or payment bond, or a letter of credit"

AMENDMENT NO. 16

On page 11, line 28, after "escrow" delete the remainder of the line and insert the following: ", trust, or similar transaction settlement bank account holding funds as restricted cash separate from the general funds of the auction company. The auction company may use this account to conduct settlements, in which case the internet-based platform may collect bidder funds from sales into this account and then settle the transaction."

AMENDMENT NO. 17

On page 11, delete line 29

AMENDMENT NO. 18

On page 12, delete lines 1 through 40

AMENDMENT NO. 19

On page 13, line 6, after "price" delete "and any buyer's premium, or" and insert ", and"

AMENDMENT NO. 20

On page 14, line 20, after "sheriff." delete the remainder of the line, and delete lines 21 through 24 in their entirety

AMENDMENT NO. 21

On page 14, after line 24, insert the following: "Section 2. The Louisiana State Law Institute is hereby directed to review the provisions of this Act and add comments they deem necessary under Code of Civil Procedure Art. 2344 and R.S. 13:4358 as enacted in this Act."

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

SENATE BILL NO. 144—

BY SENATOR CORTEZ

AN ACT

To amend and reenact the introductory paragraph of R.S. 4:147(1)(a) and 147(1)(b) and R.S. 27:361(B)(4) and 435(D)(4), relative to horse racing; to provide for the minimum number of live horse racing dates; to provide for the minimum number of live races required per race day; to provide for payment of franchise fees from certain slot machine proceeds to support pari-mutuel wagering facilities; to provide for contributions from certain video draw poker devices proceeds to the support of pari-mutuel wagering facilities; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 144 by Senator Cortez

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 4:147(1) and 214.1 and R.S."

AMENDMENT NO. 2

On page 1, at the end of line 3, delete "minimum"

AMENDMENT NO. 3

On page 1, line 10, after "Section 1." delete the remainder of the line and insert "R.S. 4:147(1) and 214.1 are hereby"

AMENDMENT NO. 4

On page 2, delete line 1, and insert the following:

"(i) ~~It~~ **To the extent possible, it** shall prohibit the conducting of any thoroughbred race meetings having the same or overlapping dates for such race meetings at thoroughbred race tracks within ~~a radius of one hundred miles of each other~~ **the state.**

(ii) ~~It~~ **To the extent possible, it** shall prohibit the conducting of any exclusively quarter horse race meetings having the same or overlapping dates for such race meetings at any other exclusively quarter horse track within ~~a radius of one hundred miles of each other~~ **the state."**

AMENDMENT NO. 5

On page 2, between lines 4 and 5, insert the following: "~~§214.1. Minimum live racing dates; offtrack and other authorized wagering~~

A. An association shall not be licensed to conduct offtrack or other authorized wagering in the state unless it conducts live horse racing for not less than one hundred thirty racing days within each fifty-two week period at the facility designated in its license. Of the required one hundred thirty racing days, not less than ~~eighty-four~~ **sixty and not more than seventy** days shall be thoroughbred horse racing days conducted during twenty-one consecutive weeks and not less than ~~forty and not more than~~ **forty and not more than** forty-six days shall be quarter horse racing days conducted during twelve consecutive weeks. The foregoing minimum racing requirements are mandatory unless the association is prevented from live racing as a result of a natural disaster, an act of God, force majeure, a catastrophe, or such other occurrence over which the association has no control. When a pari-mutuel wagering facility and a related offtrack betting facility are sold, the purchaser shall conduct the minimum number of live racing days, including the minimum quarter horse racing days, required by this Section as a condition of operating the offtrack betting facility.

B. Notwithstanding any provision of law to the contrary, at any facility subject to the provisions of R.S. 27:372.1(A), the facility shall maintain a minimum of ~~eighty six~~ **sixty and a maximum of seventy** thoroughbred horse racing days conducted during twenty consecutive weeks and not less than fifteen days of quarter horse racing conducted during five consecutive weeks. The racing days provided

for in this Subsection shall be conducted within a fifty-two week period. The foregoing minimum racing requirements are mandatory unless the association is prevented from live racing as a result of a natural disaster, an act of God, force majeure, a catastrophe, or such other occurrence over which the association has no control. When a pari-mutuel wagering facility and a related offtrack betting facility are sold, the purchaser shall conduct the minimum number of live racing days, including the minimum quarter horse racing days, required by this Section as a condition of operating the offtrack betting facility."

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

SENATE BILL NO. 173—

BY SENATOR FOIL

AN ACT

To amend and reenact R.S. 27:361(B)(4)(a)(iii), relative to horse racing; to provide relative to the conduct of slot machine gaming activity; to provide relative to purse supplements; to provide for terms, conditions, and procedures; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 173 by Senator Foil

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 27:361(B)(4)(a)(iii)" and insert the following:

"R.S. 4:179.1 and 183.2(A), and the introductory paragraph of R.S. 27:361(B)(4)(a), 361(B)(4)(a)(iii), and 438(A)"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, between "to" and "the" insert the following: "authorized representatives; to provide for disposition of accrued interest on undistributed monies; to provide for"

AMENDMENT NO. 3

On page 1, delete line 4, and insert the following: "supplements; to provide for distribution of device revenues; and to provide for"

AMENDMENT NO. 4

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

"Section 1. R.S. 4:179.1 and 183.2(A) are hereby amended and reenacted to read as follows:

§179.1. Authorized representative of persons licensed to race horses at race meetings conducted in the state

The Horsemen's Benevolent and Protective Association is hereby designated and recognized as ~~an~~ **the** authorized representative that shall represent member and other horsemen racing at licensed race meetings held in the state of Louisiana for the purpose of but not limited to negotiating contracts for such horsemen with all racing associations licensed by the state of Louisiana, relative to purses, hospitalization, medical benefits, conditions, and all other matters of interest and concern to such horsemen.

* * *

§183.2. Disposition of accrued interest on undistributed monies at a race meeting

A. Monies designated for purses under R.S. 4:183(A) shall be ~~remitted to the HBPA within ten business days to be~~ **remitted to the HBPA within ten business days to be** deposited by ~~the licensee~~ in a separate interest-bearing account when earned and shall remain in that account until the first day of the next race meeting of the appropriate breed. Monies earned as interest on that account shall be added to those designated for purses under R.S. 4:183(A) and shall be considered part of the gross purses as defined therein.

* * *

AMENDMENT NO. 5

On page 1, at the beginning of line 7, delete "Section 1. R.S. 27:361(B)(4)(a)(iii) is" and insert the following: "Section 2. The introductory paragraph of R.S. 27:361(B)(4)(a), 361(B)(4)(a)(iii), and 438(A) are"

AMENDMENT NO. 6

On page 2, line 2, after "pay" delete the remainder of the line, delete lines 3 and 4, and insert the following: "to the Horseman's Benevolent and Protective Association by the twentieth day of each month a fixed percentage of fifteen percent of the previous month's net slot machine proceeds received from slot machine gaming operators at the licensed eligible facility to supplement purses including any interest earned as follows:"

AMENDMENT NO. 7

On page 2, at the end of line 6, after "designated" change the comma "," to "and"

AMENDMENT NO. 8

On page 2, line 7, after "recognized" delete ", and" and insert "as the"

AMENDMENT NO. 9

On page 2, after line 18, add the following: " §438. Distribution of device revenues; particular licensed establishments; pari-mutuel wagering facilities A. The owner of the licensed establishment shall pay twenty percent of the net video draw poker device revenue derived from the operation of video draw poker devices at that licensed establishment and at its eligible off-track wagering facilities to the Horsemen's Benevolent Protective Association to be used to supplement purses for horsemen as provided in Subsection B of this Section. Such monies shall be made available remitted to the HBPA for use as purses monthly, prior to the twentieth day of the month following the month in which they are earned. * * *

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

SENATE BILL NO. 180—

BY SENATOR BOUIE AN ACT

To amend and reenact R.S. 4:214.1, relative to horse racing; to provide for minimum live horse racing dates; and to provide for related matters.

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

SENATE BILL NO. 198—

BY SENATOR JACKSON AN ACT

To amend and reenact R.S. 3:1483(G)(1), and 1484(C), relative to consumable hemp products; to provide for testing and inspection of consumable hemp products; to regulate the sale of consumable hemp products; to provide notice to retailers; to provide for the storage and return of unused consumable hemp products; to provide for the confiscation and destruction of consumable hemp; to provide with respect to the authority of the commissioner of the office of alcohol and tobacco control; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. The bill was read by title, ordered engrossed and passed to a third reading.

House Bills and Joint Resolutions on Second Reading Reported by Committees

HOUSE BILL NO. 7— BY REPRESENTATIVE MUSCARELLO AN ACT

To enact Code of Civil Procedure Article 1702(F)(3), relative to confirmation of default judgments; to provide relative to divorce; to provide relative to notice to a defendant; and to provide for related matters.

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

HOUSE BILL NO. 142— BY REPRESENTATIVE BEAULLIEU AN ACT

To amend and reenact R.S. 9:751(1) and (10) and 770(1), relative to the Uniform Transfer to Minors Act; to provide relative to the transfer of custodial property; to provide for the authority of the transferor; to provide for definitions; to provide for the age of termination of the custodianship; to provide for applicability; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 142 by Representative Beaulieu

AMENDMENT NO. 1

On page 2, line 1, after "prospective" delete "and retroactive"

AMENDMENT NO. 2

On page 2, line 2, change "applications" to "application" and change "Accounts" to "Account." and delete remainder of line

AMENDMENT NO. 3

On page 2, delete line 3

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

HOUSE BILL NO. 196— BY REPRESENTATIVE BROWN AN ACT

To amend and reenact Code of Civil Procedure Article 966(A)(4), (B)(1), (2), and (3), (D)(2), and (G), and to enact Code of Civil Procedure Article 966(B)(5) and (D)(3), relative to motions for summary judgment; to provide for certain procedures at the hearing on a motion for summary judgment; to provide for the filing and consideration of certain documents; and to provide for related matters.

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

HOUSE BILL NO. 230— BY REPRESENTATIVE GREGORY MILLER AN ACT

To amend and reenact Code of Civil Procedure Articles 531, 561(A), 925(A)(introductory paragraph) and (C), 927(A)(introductory paragraph) and (B), 963, 1155, 1424(C), and 1702(A)(2) and (3), the heading of Code of Civil Procedure Article 1810, and Code of Civil Procedure Articles 1912 and 3603(A)(introductory paragraph) and (2) and R.S. 40:1231.8(B)(2)(a) and 1237.2(B)(2)(a), to enact Code of Civil Procedure Articles 927(A)(8) and 1702(A)(5), and to repeal Code of Civil Procedure Articles 925(A)(6) and 5183(A)(3), relative to civil procedure; to provide for continuous revisions to the Code of Civil Procedure and related provisions of the Revised Statutes; to provide for actions pending in Louisiana courts; to provide with respect to abandonment in trial and

appellate courts; to provide for objections raised by declinatory and peremptory exceptions; to provide for unopposed motions; to provide for supplemental pleadings; to provide for privilege logs within the scope of discovery; to provide with respect to notice in default judgment; to provide with respect to the signing of final judgments; to provide with respect to temporary restraining orders; to provide with respect to affidavits of poverty; and to provide for related matters.

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

Special Order of the Day No. 1

SENATE BILL NO. 215—
BY SENATOR BARROW

AN ACT

To amend and reenact R.S. 14:46.2(F)(1) and to enact R.S. 14:18.1 and 46.2(F)(4), Code of Criminal Procedure Art. 890.1(F), 926.4, 930.3(9), and 930.8(A)(7), and Code of Evidence Art. 707, relative to criminal culpability; to provide a justification defense for victims of intimate partner violence, domestic abuse, human trafficking, or sexual assault; to provide for reports to the legislature; to provide relative to sentencing; to provide relative to motions for new trial; to provide relative to expert testimony; to provide relative to sentencing; to provide relative to postconviction relief; and to provide for related matters.

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

**Senate Resolutions
on Second Reading
Reported by Committees**

SENATE RESOLUTION NO. 31—
BY SENATOR FOIL

A RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations to the legislature on whether a limited continuing tutorship should be established.

Reported favorably by the Committee on Judiciary A.

The resolution was read by title. On motion of Senator Foil, the Senate Resolution was adopted.

**Senate Concurrent Resolutions
on Second Reading
Reported by Committees**

SENATE CONCURRENT RESOLUTION NO. 31—
BY SENATOR WOMACK

A CONCURRENT RESOLUTION

To create and provide for the Task Force on Louisiana Automated Grain Grading to study and make recommendations on emerging technologies for the grading of grain through automated machinery.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Mills, R.
Abraham	Foil	Mizell

Allain	Harris	Morris
Barrow	Henry	Peacock
Bernard	Hensgens	Pope
Bouie	Hewitt	Price
Carter	Jackson	Reese
Cathey	Kleinpeter	Smith
Cloud	Lambert	Stine
Connick	Luneau	Talbot
Duplessis	Milligan	White
Fesi	Mills, F.	Womack

Total - 36

NAYS

Total - 0

ABSENT

Boudreaux	McMath	Tarver
Total - 3		

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

**Senate Concurrent Resolutions on
Third Reading and Final Passage**

Motion

Senator Hensgens moved to suspend the rules to take up Senate Concurrent Resolution No. 17 out of its regular order.

Without objection, so ordered.

SENATE CONCURRENT RESOLUTION NO. 17—
BY SENATOR HENSGENS AND REPRESENTATIVE ZERINGUE
A CONCURRENT RESOLUTION

To approve the comprehensive master plan for integrated coastal protection projects, as adopted by the Coastal Protection and Restoration Authority Board.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Boudreaux	McMath	Tarver
Total - 3		

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

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SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATOR HENSGENS

A CONCURRENT RESOLUTION

To approve the annual state integrated coastal protection plan for Fiscal Year 2024, as adopted by the Coastal Protection and Restoration Authority Board.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, Mills, R. Includes Mr. President, Abraham, Allain, Barrow, Bernard, Bouie, Carter, Cathey, Cloud, Connick, Duplessis, Fesi, Total - 35.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Tarver, White. Includes Boudreaux, McMath, Total - 4.

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 56—

BY SENATOR CATHEY

AN ACT

To enact R.S. 47:302(BB)(119), 321(P)(120), 321.1(I)(120), and 331(V)(120), relative to state sales and use tax exemptions; to reinstate the Second Amendment sales tax holiday; to exempt the sale of firearms, ammunition, and hunting supplies from state sales and use tax; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Foil, Reese, Smith, Stine, Talbot, Womack. Includes Mr. President, Abraham, Allain, Bernard, Cathey, Cloud, Connick, Fesi, Total - 22.

NAYS

Table with 3 columns: Name, Fields, Mizell, Peacock, Price. Includes Barrow, Bouie, Carter, Duplessis, Total - 11.

ABSENT

Table with 3 columns: Name, McMath, Morris, Tarver, White. Includes Boudreaux, Luneau, Total - 6.

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

SENATE BILL NO. 150—

BY SENATOR ROBERT MILLS

AN ACT

To enact Part XIII of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:410.11, and R.S. 36:651(F)(8), relative to literacy; to create the Louisiana Literacy Advisory Commission; to provide for membership, quorum, staffing, and powers and duties of the commission; to require certain reports; and to provide for related matters.

Floor Amendments

Senator Robert Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Robert Mills to Engrossed Senate Bill No. 150 by Senator Robert Mills

AMENDMENT NO. 1

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

"(10) One teacher selected by the Louisiana Association of Educators.

(11) One teacher selected by the Louisiana Federation of Teachers.

(12) The executive director of the Louisiana Association of Public Charter Schools or his designee.

(13) One member appointed by the Board of Elementary and Secondary Education."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, Mizell, Morris, Peacock, Pope, Price, Reese, Smith, Stine, Talbot, White, Womack. Includes Mr. President, Abraham, Allain, Barrow, Bernard, Bouie, Carter, Cathey, Cloud, Connick, Duplessis, Fesi, Total - 36.

NAYS

Total - 0

ABSENT

Boudreaux McMath Tarver
Total - 3

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

SENATE BILL NO. 151—
BY SENATOR REESE

AN ACT

To amend and reenact R.S. 47:6016.1(B)(6), (7), and (10)(b), (E)(5)(c), (F)(3) and (4), (H)(1)(b), and (J)(1) and to enact R.S. 47:6016.1(E)(5)(d) and (F)(5), relative to the Louisiana New Markets Jobs Tax Credit; to provide relative to eligibility; to provide for an additional allocation of qualified equity investment authority; to provide for terms, conditions, and definitions; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Morris
Total - 1

ABSENT

Boudreaux McMath Tarver
Total - 3

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

Explanation of Vote

Senator Morris stated he intended to vote yea on Senate Bill No. 151, and asked that the Official Journal so state.

SENATE BILL NO. 166—
BY SENATORS JACKSON, BARROW, BOUIE, CARTER, CATHEY, CLOUD, DUPLESSIS, FIELDS, HEWITT, KLEINPETER, LUNEAU, MIZELL, PRICE AND SMITH

AN ACT

To enact R.S. 39:112(E)(2)(e), relative to capital outlay procedure; to provide relative to match requirements for non-state entity projects; to authorize the division of administration to waive the local match requirements for certain projects; to provide for effectiveness; and to provide for related matters.

Floor Amendments

Senator Jackson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Engrossed Senate Bill No. 166 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 4, after "projects;" and before "to provide;" insert "to provide for application requirements;"

AMENDMENT NO. 2

On page 1, at the beginning of line 14, change "(e)" to "(e)(i)"

AMENDMENT NO. 3

On page 1, line 15, after "**thereof for**" delete the remainder of the line and insert "**an applicant project undertaken by a municipality or parish with a**"

AMENDMENT NO. 4

On page 1, line 17, after "**match**" delete the period "." and insert the following: "**by submitting to the division of administration:**"

(aa) The applicant's two most recent annual financial reports.

(bb) If the applicant project relates to an existing utility system, a rate study conducted within three years prior to the request for a waiver of the match.

(ii) If the applicant project relates to an existing utility system, the division of administration may, at its discretion, approve a waiver of the entire match or a portion thereof pursuant to this Subparagraph that is contingent upon the applicant increasing utility rates."

On motion of Senator Jackson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Boudreaux McMath Tarver
Total - 3

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

May 3, 2023

SENATE BILL NO. 28—
BY SENATOR CATHEY

AN ACT

To amend and reenact R.S. 3:3414.3(A), (B), (D), and (L) and to enact R.S. 3:3414.3(M) and (N), relative to grain sampling and grading; to provide for state certification of grain samplers and graders by the Louisiana Agricultural Commodities Commission; to require grain grading by a state or federally certified grader; to provide for suspension or revocation of a state certification; to require the commission to promulgate rules; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Mills, R.
Abraham	Foil	Mizell
Allain	Harris	Morris
Barrow	Henry	Peacock
Bernard	Hensgens	Pope
Bouie	Hewitt	Price
Carter	Jackson	Reese
Cathey	Kleinpeter	Smith
Cloud	Lambert	Stine
Connick	Luneau	Talbot
Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Total - 36		

NAYS

Total - 0

ABSENT

Boudreaux	McMath	Tarver
Total - 3		

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

SENATE BILL NO. 124—
BY SENATORS KLEINPETER AND FOIL

AN ACT

To amend and reenact R.S. 32:57(A), relative to motor vehicles and traffic regulation; to increase penalties for operating a vehicle without a properly attached license plate; and to provide for related matters.

Floor Amendments

Senator Foil proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Foil to Engrossed Senate Bill No. 124 by Senator Kleinpeter

AMENDMENT NO. 1

On page 1, delete lines 15 through 17 and insert the following:

"(2) If a violation of R.S. 32:53(A)(2) is committed in the preparation of or during the commission of a felony offense in order to escape detection, the defendant shall be punished by an additional fine of two hundred dollars or by imprisonment of an additional thirty days, or both. For any violation of R.S. 32:53(A)(2), the vehicle may be immediately impounded.

* * *

AMENDMENT NO. 2

On page 2, delete lines 1 through 7

On motion of Senator Foil, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Mills, R.
Abraham	Foil	Mizell
Allain	Harris	Morris
Barrow	Henry	Peacock
Bernard	Hensgens	Pope
Bouie	Hewitt	Price
Carter	Jackson	Reese
Cathey	Kleinpeter	Smith
Cloud	Lambert	Stine
Connick	Luneau	Talbot
Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Total - 36		

NAYS

Total - 0

ABSENT

Boudreaux	McMath	Tarver
Total - 3		

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

Rules Suspended

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 60—

BY SENATOR STINE

A RESOLUTION

To express sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of Rhyann Danielle Green-Davis upon the occasion of her passing.

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

SENATE RESOLUTION NO. 61—

BY SENATOR HENSGENS

A RESOLUTION

To designate Monday, May 8, 2023, as Louisiana Renewable Energy Day at the Louisiana State Capitol.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

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

May 3, 2023

To the President and Members of the Senate:

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

SENATE BILL NO. 88—
BY SENATOR CATHEY

AN ACT

To enact R.S. 47:6043, relative to tax credits; to provide for an income and corporate franchise tax credit for certain employers; to provide for definitions; to provide for the amount of the credit; to provide for the maximum amount of credits that can be issued annually; to provide for taxpayer eligibility; to authorize unclaimed portions of a credit to be carried forward; to provide for administration of the tax credit; to provide for effectiveness; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 127—
BY SENATOR DUPLESSIS

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(O) of the Constitution of Louisiana, relative to ad valorem tax exemptions; to provide for an ad valorem tax exemption for certain first responders; to require the parish governing authority to approve the ad valorem tax exemption; to provide for exemption amounts; to require the tax assessor to establish a procedure to apply for the exemption; to provide for eligibility; to require taxing authorities to absorb the loss of revenue as a result of the exemptions; to provide relative to reappraisals; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 197—
BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 17:7(6), 7.1, and 15(B) and (C), to enact R.S. 17:8.1 through 8.9, and to repeal R.S. 17:7(6)(e) and (10), relative to the certification of educators and school personnel; to provide for conditional admission into an approved teacher education program; to provide for alternative certification for certain persons; to provide relative to teachers certified in other states; to remove requirements for certain teaching authorizations and certifications; to provide relative to the qualifications and certifications of principals, superintendents, and school psychologists; to provide relative to criminal background checks for certification and authorization to teach; to provide consistency in terminology; to recodify and redesignate certain current provisions of Title 17 of the Louisiana Revised Statutes of 1950 into a new format and number scheme, to be comprised of R.S. 17:8.1 through 8.9 without changing the text of the provisions except as provided in this instrument; to make technical and conforming changes to reflect the format and number scheme provided in this instrument; 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 those segments as provided in this instrument; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 227—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 47:305.57(B)(2) and to enact R.S. 47:305.57(B)(3), relative to the sales and use tax exemption for the sales of certain art within cultural product districts; to provide an exemption for digital art; to provide for applicability; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 228—
BY SENATOR ABRAHAM

AN ACT

To enact R.S. 47:301(13)(n) and 14(l), 302(BB)(119) and (120), 321(P)(120) and (121), 321.1(I)(120) and (121), and 331(V)(120) and (121), relative to sales and use tax exemptions; to provide for state and local sales and use tax exemptions for photography and videography services; to exempt from state and local sales and use taxes certain tangible personal property relating to photography and videography services; to provide for applicability; to provide for definitions; to provide for administrative rulemaking authority; to provide for effective dates; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
R. L. BRET ALLAIN II
Chairman

Rules Suspended

Senator Foil asked for and obtained a suspension of the rules to recommit a bill.

The Chair declared the rules were suspended.

HOUSE BILL NO. 208—
BY REPRESENTATIVE SEABAUGH

AN ACT

To amend and reenact Children's Code Articles 305(C), (D), and (E) and 804(1)(c)(ii) and to enact Children's Code Article 305(F), relative to juvenile court jurisdiction; to amend the definition of "child" for purposes of delinquency proceedings; and to provide for related matters.

Senator Foil moved to recommit the bill from the Committee on Judiciary C to the Committee on Judiciary B.

Without objection, so ordered.

Rules Suspended

Senator Mizell asked for suspension of the rules to recommit a bill.

Senator Smith objected.

SENATE BILL NO. 194—
BY SENATOR MIZELL

AN ACT

To amend and reenact R.S. 14:93.11(A) and 333(B), R.S. 23:161(13), and R.S. 26:71.1(1)(d) and (e) and (4)(b), 80(A)(1), 90(A)(3), (8)(a), and (10), 96(A), 271.2(1)(d) and (e) and (4)(b), 286(A)(3), (8)(a), and (10), 793(C)(1), and 794(B)(3)(a), and to enact R.S. 26:71.5, 90(A)(17), and 271.5, relative to the alcohol; to prohibit persons under the age of twenty-one from entering certain establishments; to provide for employment limitations at certain establishments; to provide relative to certifications and permits issued by the office of alcohol and tobacco control; to provide for civil penalties; to provide relative to the

May 3, 2023

misrepresentation of age; to provide for terms, conditions, restrictions, and procedures; and to provide for related matters.

Sen. Mizell withdrew her motion.

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:

May 3, 2023

To the President and Members of the Senate:

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

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 33—
BY SENATOR FOIL
A CONCURRENT RESOLUTION
To designate May 20-26, 2023, as Safe Boating Week in Louisiana.

Respectfully submitted,
SHARON W. HEWITT
Chairman

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

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Fields	Mills, R.
Abraham	Foil	Mizell
Allain	Harris	Morris
Barrow	Henry	Peacock
Bernard	Hensgens	Pope
Bouie	Hewitt	Price
Carter	Jackson	Reese
Cathey	Kleinpeter	Smith
Cloud	Lambert	Stine
Connick	Luneau	Talbot
Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Total - 36		

ABSENT

Boudreaux	McMath	Tarver
Total - 3		

Leaves of Absence

The following leaves of absence were asked for and granted:

Boudreaux	1 Day	McMath	1 Day
Tarver	1 Day		

Leave Request

The Honorable Patrick Page Cortez
President, Louisiana Senate
Post Office Box 94183
Baton Rouge, LA 70804

Dear Mr. President:

I request your permission for leave from the Senate on Wednesday, May 3 and Thursday, May 4, 2023.

Sincerely,
PATRICK MCMATH
State Senator
Senate District 11

Announcements

The following committee meetings for May 4, 2023, were announced:

Education	At Adj	Hainkel Room
Natural Resources	At Adj	Room A

Adjournment

On motion of Senator Talbot, at 5:03 o'clock P.M. the Senate adjourned until Thursday, May 4, 2023, at 9:30 o'clock A.M.

The President of the Senate declared the Senate adjourned.

YOLANDA J. DIXON
Secretary of the Senate

FRAN OGNIBENE
Journal Clerk