

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

TWENTY-FIFTH 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 24, 2023

The Senate was called to order at 2:35 o'clock P.M. by Hon. Patrick Page Cortez, President of the Senate.

Morning Hour

CONVENING ROLL CALL

PRESENT

Mr. President	Foil	Morris
Allain	Harris	Peacock
Barrow	Henry	Pope
Bernard	Hensgens	Price
Boudreaux	Hewitt	Reese
Bouie	Kleinpeter	Smith
Cathey	Lambert	Stine
Cloud	Luneau	Talbot
Connick	McMath	White
Duplessis	Milligan	Womack
Fesi	Mills, F.	
Fields	Mills, R.	
Total - 34		

ABSENT

Abraham	Jackson	Tarver
Carter	Mizell	
Total - 5		

The President of the Senate announced there were 34 Senators present and a quorum.

Prayer

The prayer was offered by Senator Jay Luneau, 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 Pope, the reading of the Journal was dispensed with and the Journal of May 23, 2023, was adopted.

**Privileged Report of the
Legislative Bureau**

May 24, 2023

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following instruments are approved as to construction and duplication. We advise and suggest the following amendments:

HOUSE BILL NO. 34—

BY REPRESENTATIVES BACALA, ADAMS, JEFFERSON, KNOX, AND LAFLEUR

AN ACT

To enact R.S. 11:2225.5 and to repeal R.S. 11:107.2, 243(A)(8), 246(A)(8), and 2225(A)(7), relative to the Municipal Police Employees' Retirement System; to establish a funding deposit account; to provide for source of funding therefor; to authorize the board of trustees to adjust employer contribution rates; to provide for additional payments to retirees, survivors, and beneficiaries; to provide for funding of, eligibility for, and payment of the additional payments; to provide for payment of system liabilities; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 37—

BY REPRESENTATIVE EMERSON

AN ACT

To amend and reenact R.S. 11:2260(A)(2)(introductory paragraph) and (b) and (6), relative to the Firefighters' Retirement System; to provide for membership on the board of trustees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 44—

BY REPRESENTATIVES HORTON, ADAMS, CREWS, EMERSON, FIRMENT, MCCORMICK, CHARLES OWEN, SEABAUGH, AND STAGNI

AN ACT

To amend and reenact R.S. 11:2260(A)(2)(e), relative to the Firefighters' Retirement System; to provide for membership on the system's board of trustees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 67—

BY REPRESENTATIVE FISHER

AN ACT

To amend and reenact R.S. 17:3351(A)(5)(c), to authorize the University of Louisiana System board of supervisors to establish tuition amounts and other fees and charges applicable to the Doctor of Physical Therapy program at the University of Louisiana at Monroe; to provide limitations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 150—

BY REPRESENTATIVE BRYANT

AN ACT

To amend and reenact R.S. 13:2590(A)(1), (2), (3), (23), and (30), relative to justice of the peace court costs; to provide for an increase in court costs collected by a justice of the peace for the filing and service of certain pleadings and judgments in civil matters; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 193—

BY REPRESENTATIVE CHARLES OWEN

AN ACT

To amend and reenact R.S. 13:978(H)(1)(a), relative to transcription fees for the Thirtieth Judicial District; to authorize an increase in transcription fees in civil and criminal cases; to provide for the cost per page for an original transcript and copies in appellate cases; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 240—

BY REPRESENTATIVE LYONS

AN ACT

To amend and reenact R.S. 13:2590.1(B), relative to justice of the peace court costs in certain parishes; to authorize an increase in court costs collected by a justice of the peace for certain filings and services in civil matters; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 250—

BY REPRESENTATIVE BISHOP
AN ACT

To amend and reenact R.S. 47:1907(A)(1) and to enact R.S. 47:1907(L) and (M), relative to assessor compensation; to authorize assessors to increase their annual compensation up to a certain amount over a certain period of time; to provide for certain requirements and limitations; to require the publication of certain notice; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 430—

BY REPRESENTATIVE COUSSAN
AN ACT

To amend and reenact R.S. 9:177 and to enact R.S. 9:153(16), relative to unclaimed property; to provide with respect to contracts to locate, deliver, recover, or assist in the recovery of unclaimed property; to provide exceptions for certain agents; to provide requirements and exclusions; to provide definitions; to provide with respect to the powers and duties of the state treasurer relative to the unclaimed property program; to provide with respect to the powers and duties of the Louisiana State Law Institute relative to changes made in this Act; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 430 by Representative Coussan

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Finance and adopted by the Senate on May 23, 2023, page 1, line 7, change "12" to "27"

AMENDMENT NO. 2

On page 3, line 19, following "any time" and before "an" insert "₂"

HOUSE BILL NO. 502—

BY REPRESENTATIVES MCFARLAND AND SEABAUGH
AN ACT

To amend and reenact R.S. 47:301(30), relative to reporting requirements applicable to commercial farmers; to provide for the definition of commercial farmer; to remove certain reporting requirements applicable to those persons and entities seeking to qualify as commercial farmers for tax purposes; to authorize the promulgation of rules; to provide for certain limitations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 629—

BY REPRESENTATIVE BEAULLIEU
AN ACT

To amend and reenact R.S. 47:305.76(A) and 337.9(D)(33) and to enact R.S. 47:305.76(B)(47), relative to exemptions from local sales and use taxes; to provide a local sales and use tax exemption for the procurement and administration in medical clinics of certain prescription drugs administered by topical system; to provide for applicability of the exemption; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 634—

BY REPRESENTATIVES MCFARLAND, BAGLEY, FIRMENT, HORTON, CHARLES OWEN, SCHAMERHORN, AND THOMPSON
AN ACT

To amend and reenact R.S. 47:633(9)(d)(v), relative to severance tax; to provide with respect to a severance tax exemption for production of oil and gas from wells drilled to a certain depth; to provide for eligibility for the exemption; to provide with

respect to certain applications for well status determination filed with the Department of Natural Resources; to provide for the application of certain laws; to provide for an effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
FRED MILLS
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Fred Mills, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 116—

BY SENATOR FRED MILLS
A RESOLUTION

To urge and request the President Joseph R. Biden Jr. and the United States Department of Interior Secretary Deb Haaland to immediately adopt a new five-year offshore leasing plan for the Gulf of Mexico to help reduce the cost of energy.

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

SENATE RESOLUTION NO. 117—

BY SENATOR CATHEY
A RESOLUTION

To memorialize the Congress of the United States to pass the AMERICANS Act of 2023 to reinstate any service member removed from any branch of the military for refusing the COVID-19 vaccine.

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

SENATE RESOLUTION NO. 118—

BY SENATORS BOUDREAUX AND HENSGENS
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Justin Reid Ehrenwerth and to recognize and commend his outstanding contributions.

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

Senator Fields in the Chair

SENATE RESOLUTION NO. 119—

BY SENATORS BERNARD, WHITE, ALLAIN, BARROW, BOUDREAUX, BOUIE, CATHEY, CLOUD, DUPLESSIS, FESI, FIELDS, FOIL, HENRY, HENSGENS, HEWITT, LAMBERT, LUNEAU, MILLIGAN, FRED MILLS, ROBERT MILLS, MORRIS, PEACOCK, POPE, PRICE, REESE, SMITH, STINE, TALBOT AND WOMACK
A RESOLUTION

To designate the week of May 21 through May 28, 2023, as Police Week and to commend the service of law enforcement officers.

Senator Bernard asked for and obtained a suspension of the rules to read Senate Resolution No. 119 a first and second time.

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

SENATE RESOLUTION NO. 120—

BY SENATOR FESI
A RESOLUTION

To commend and extend appreciation to Ms. Jessica Mallindine with the Bureau of Ocean Energy Management for her coastal restoration work.

Senator Fesi asked for and obtained a suspension of the rules to read Senate Resolution No. 120 a first and second time.

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

Mr. President in the Chair

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 54— BY SENATOR MIZELL

A CONCURRENT RESOLUTION

To commend and acknowledge the volunteers and members of the 2023 Concerned Women for America's Encourage-A-Legislator Project.

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 110— BY SENATOR BOUDREAUX

A RESOLUTION

To urge and request the Louisiana Department of Health to implement a digital platform to facilitate access to behavioral health services for adults with serious mental illness and children with serious emotional disturbance.

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

SENATE RESOLUTION NO. 111— BY SENATOR BOUDREAUX

A RESOLUTION

To urge and request the Louisiana Department of Health to authorize coverage through the Louisiana Medicaid program for portable oxygen concentrators, when medically necessary.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 51— BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To commend LSU Health Shreveport School of Medicine on the celebration of its fiftieth anniversary.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' for Senate Concurrent Resolution No. 51.

Table listing names of members who voted 'NAYS' for Senate Concurrent Resolution No. 51.

Total - 0 ABSENT

Table listing names of members who voted 'ABSENT' for Senate Concurrent Resolution No. 51.

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

SENATE CONCURRENT RESOLUTION NO. 52— BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To commend Fairfield Elementary School on its centennial celebration.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' for Senate Concurrent Resolution No. 52.

Total - 0 NAYS

Total - 0 ABSENT

Table listing names of members who voted 'ABSENT' for Senate Concurrent Resolution No. 52.

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

SENATE CONCURRENT RESOLUTION NO. 53— BY SENATORS ALLAIN AND CORTEZ

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of Jimmy "Jim" Foster Harris and to recognize his many outstanding achievements.

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 23, 2023

To the Honorable President and Members of the Senate:

May 24, 2023

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

- HB No. 131 HB No. 207 HB No. 221
- HB No. 286 HB No. 330 HB No. 353
- HB No. 537 HB No. 247 HB No. 255
- HB No. 411 HB No. 446

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

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

HOUSE BILL NO. 131—

BY REPRESENTATIVES MCCORMICK, AMEDEE, BACALA, BAGLEY, CREWS, EDMONSTON, EMERSON, FIRMENT, FRIEMAN, GAROFALO, GEYMANN, HODGES, HORTON, ORGERON, CHARLES OWEN, ROBERT OWEN, RISER, SCHAMERHORN, AND WRIGHT

AN ACT

To amend and reenact R.S. 14:95(M)(1) and (2) and R.S. 40:1379.3(B)(2)(a), 1379.3.3(B), (D)(1) and (6), and (F)(2), to enact R.S. 14:95(N) and R.S. 40:1379.3.3(D)(9), and to repeal R.S. 14:95(M)(3), relative to the illegal carrying of weapons; to exempt certain persons from the crime of illegal carrying of weapons; to provide relative to concealed handgun permits; to provide relative to the authority of a person to carry a concealed handgun without a permit; to provide for a restriction; to provide relative to an online education course; to provide relative to course topics; and to provide for related matters.

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

HOUSE BILL NO. 207—

BY REPRESENTATIVES SCHAMERHORN, BACALA, CARRIER, EDMONSTON, GAINES, GAROFALO, HODGES, HORTON, MIKE JOHNSON, CHARLES OWEN, AND SEABAUGH

AN ACT

To enact R.S. 14:93.2.4, relative to criminal liability for certain acts of minors; to create the crime of unlawful swimming in certain waterways; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 221—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 49:961(A)(1) and (2)(a) and to enact R.S. 49:966(O), relative to the Administrative Procedure Act; to provide for the procedure for adoption of rules; to provide relative to legislative oversight of rules; 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. 247—

BY REPRESENTATIVE LANDRY

AN ACT

To enact R.S. 47:297.23, relative to income tax credits; to authorize an individual income tax credit for purchases of firearm safety devices; to establish the tax credit as a nonrefundable credit; to provide for the amount of the credit; to authorize carrying forward of the credit; to provide for definitions; to provide for applicability; to provide for termination; and to provide for related matters.

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

HOUSE BILL NO. 255—

BY REPRESENTATIVE LANDRY

AN ACT

To enact R.S. 47:6043, relative to income tax credits; to establish a refundable tax credit for restaurants that recycle oyster shells; to provide for qualifications for the credit; to provide for the amount of the credit; to provide for means by which corporations, individuals, estates, trusts, and partners and members of entities not taxed as corporations may claim the credit; to provide for limitations with respect to the credit; to require the secretary of the Department of Revenue to promulgate administrative rules with respect to the credit; to require the secretary of the Department of Revenue to collaborate with the secretary of the Department of Wildlife and Fisheries in developing such rules; to provide for applicability; and to provide for related matters.

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

HOUSE BILL NO. 286—

BY REPRESENTATIVES BOYD, BRASS, BRYANT, CARPENTER, WILFORD CARTER, COX, FISHER, FREEMAN, GAINES, GLOVER, GREEN, HUGHES, KNOX, LAFLEUR, LARVADAIN, LYONS, MARCELLE, MOORE, NEWELL, PHELPS, PIERRE, SELTERS, AND WILLARD

AN ACT

To amend and reenact Code of Criminal Procedure Article 986(A) and (C) and to enact Code of Criminal Procedure Articles 977(D), 983(M), and 998, relative to expungement; to provide relative to the motion to expunge a record of arrest and conviction of a misdemeanor offense; to provide relative to when a person may file an expungement for certain convictions of possession of marijuana; to provide relative to the fees for an expungement of a record; to provide for fees in certain expungement cases; to provide relative to the expungement form for misdemeanor marijuana convictions; and to provide for related matters.

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

HOUSE BILL NO. 330—

BY REPRESENTATIVES MIKE JOHNSON AND THOMPSON

AN ACT

To amend and reenact R.S. 47:337.9(D)(35), to enact R.S. 47:305.79, 321(P)(120), 321.1(I)(120), 331(V)(120), and 337.9(D)(36), and to repeal R.S. 47:305.77, relative to sales and use tax exemptions and rebates; to repeal provisions establishing a state sales and use tax rebate for the purchase of certain items by commercial farmers; to provide for a state and local sales and use tax exemption for the purchase of certain items by commercial farmers; to exempt from state and local sales and use tax certain agricultural fencing materials purchased by commercial farmers; to provide for a limitation associated with the exemption; to provide for definitions; to provide for applicability; to authorize administrative rulemaking; to provide for effective dates; and to provide for related matters.

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

HOUSE BILL NO. 353—

BY REPRESENTATIVE MARCELLE

AN ACT

To amend and reenact R.S. 17:226(A)(1), 271.1(B)(2), 282.4(C)(1)(d) and (F), and 404(A) and to enact R.S. 17:271.1(B)(5) and 437.2(F) and R.S. 40:31.3(B)(6), relative to student behavioral and mental health; to provide relative to exemptions from compulsory attendance requirements for behavioral and mental health reasons; to provide relative to required instruction on mental health; to provide relative to programs on suicide prevention and substance abuse prevention;

to require the state Department of Education to develop and administer a pilot program for implementing certain screenings; to require the registration of school health centers with the office of public health; and to provide for related matters.

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

HOUSE BILL NO. 411—
BY REPRESENTATIVE GLOVER
AN ACT

To enact R.S. 22:832(C)(7), relative to the insurance premium tax credit; to authorize certain investments by businesses issuing life insurance policies to be eligible for the insurance premium tax credit; to provide for qualifying Louisiana investments; to provide for certain requirements; 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. 446—
BY REPRESENTATIVE MIGUEZ
AN ACT

To amend and reenact R.S. 40:1379.3.3(B), (D)(1) and (6), and (F)(2) and to enact R.S. 40:1379.3.3(D)(9), relative to firearms; to provide relative to an online education course; to provide relative to course topics; and to provide for related matters.

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

HOUSE BILL NO. 537—
BY REPRESENTATIVES HODGES, AMEDEE, EDMONDS, EDMONSTON, EMERSON, FIRMENT, GAROFALO, HARRIS, HORTON, MACK, MIGUEZ, CHARLES OWEN, SCHAMERHORN, SCHLEGEL, SEABAUGH, THOMPSON, AND WRIGHT
AN ACT

To enact R.S. 9:2717.1, relative to contracts; to provide relative to foreign adversaries or persons connected with foreign adversaries; to prohibit the acquisition of immovable property; to provide for prospective application; to provide for actions and investigations by the attorney general; to provide for attorney fees and court costs; to provide relative to judgments; to provide for civil forfeiture; to provide for exceptions; to provide for definitions; and to provide for related matters.

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

Message from the House
ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS

May 24, 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 Concurrent Resolutions:

- | | | |
|-------------|-------------|-------------|
| HCR No. 85 | HCR No. 88 | HCR No. 103 |
| HCR No. 106 | HCR No. 113 | HCR No. 91 |
| HCR No. 110 | HCR No. 108 | |

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

House Concurrent Resolutions
on First Reading

HOUSE CONCURRENT RESOLUTION NO. 85—
BY REPRESENTATIVE TRAVIS JOHNSON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Wildlife and Fisheries (LDWF) to study the feasibility of allowing a black bear hunting season.

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

HOUSE CONCURRENT RESOLUTION NO. 88—
BY REPRESENTATIVES KERNER, BOURRIQUE, BUTLER, CORMIER, COUSSAN, FISHER, GAROFALO, HILFERTY, MINCEY, ORGERON, RISER, ROMERO, AND SCHAMERHORN
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to compel the United States Food and Drug Administration (FDA) to fulfill its duties regarding inspection and testing of imported seafood.

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

HOUSE CONCURRENT RESOLUTION NO. 91—
BY REPRESENTATIVE BOYD
A CONCURRENT RESOLUTION

To urge and request the New Orleans Recreation Development Commission to have automated external defibrillators (AEDs) on its premises.

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

HOUSE CONCURRENT RESOLUTION NO. 103—
BY REPRESENTATIVE SCHEXNAYDER
A CONCURRENT RESOLUTION

To urge and request the United States Congress to support the extension of funding for the Affordable Connectivity Program (ACP) of 2021, which provides our citizens with access to broadband services.

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

HOUSE CONCURRENT RESOLUTION NO. 106—
BY REPRESENTATIVE EDMONDS
A CONCURRENT RESOLUTION

To direct the Office of Group Benefits to request certain information from current and former contractors of pharmacy benefit manager services, to include certain provisions in future contracts for pharmacy benefit manager services, and to report to the Joint Legislative Committee on the Budget no later than November 1, 2023.

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

HOUSE CONCURRENT RESOLUTION NO. 108—
BY REPRESENTATIVE WILLARD
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development study and make recommendations and plans for contraflow, evaculanes, and siren system use throughout the state for public safety and to require the submission of a written report of its findings.

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

HOUSE CONCURRENT RESOLUTION NO. 110—

BY REPRESENTATIVE MIGUEZ
A CONCURRENT RESOLUTION

To urge and request state and statewide retirement system boards of trustees to uphold their fiduciary duty when making financial decisions and to not allow environmental, social, and governance policies to influence their investment decisions.

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

HOUSE CONCURRENT RESOLUTION NO. 113—

BY REPRESENTATIVE SCHEXNAYDER
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to ban the import of shrimp and crawfish from outside the United States.

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

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

HOUSE BILL NO. 32—

BY REPRESENTATIVE SCHLEGEL
AN ACT

To amend and reenact R.S. 47:297.10(A), 297.11(A), and 297.12(B)(1), relative to deductions from individual income taxes; to increase the amount of the deduction for elementary and secondary school tuition; to increase the amount of the deduction for educational expenses for home-schooled children; to increase the amount of the deduction for certain educational expenses for a quality public education; to provide for applicability; 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. 125—

BY REPRESENTATIVES ECHOLS, GAROFALO, AND THOMPSON
AN ACT

To enact R.S. 3:3613, relative to protection of agricultural lands from foreign adversaries; to restrict a foreign adversary with an ownership interest in a corporately formed business from owning or having an interest in agricultural land; to provide for exceptions; to provide for reporting requirements; to provide for definitions; to authorize the attorney general to take certain actions in response to violations involving the acquisition or sale of immovable property by foreign adversaries; to authorize certain courts to issue orders against foreign adversaries; to provide for immunity from liability for certain professionals involved in the consummation of real estate transactions; to provide for forfeiture and civil penalties; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

HOUSE BILL NO. 129—

BY REPRESENTATIVE WILFORD CARTER
AN ACT

To repeal Chapter 13-L of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:4720.191, relative to the Lake Charles North Redevelopment Authority; to repeal provisions relative to the boundaries, purpose, governance, powers and duties, and funding of the district; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 167—

BY REPRESENTATIVES COX, ADAMS, BACALA, BAGLEY, BEAULLIEU, BOYD, CARRIER, ROBBY CARTER, WILFORD CARTER, CORMIER, DEVILLIER, EDMONSTON, EMERSON, FIRMENT, FISHER, HODGES, HUGHES, JENKINS, MIKE JOHNSON, JORDAN, KNOX, LAFLEUR, LANDRY, LARVADAIN, LYONS, MARCELLE, MOORE, CHARLES OWEN, ROMERO, SELDERS, THOMPSON, TURNER, WHITE, AND WILLARD

AN ACT

To enact R.S. 17:1688 and 5002(H), relative to tuition and fees at public postsecondary education institutions; to provide for a tuition and fee waiver for certain disabled veterans; to provide for the waiver amount to be calculated after the application of federal benefits; to provide criteria for continuing eligibility and for the maximum duration of the waiver; 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. 176—

BY REPRESENTATIVE JEFFERSON
AN ACT

To amend and reenact Civil Code Article 525 and to enact Civil Code Article 520, relative to transfer of ownership of movable property; to provide for transfer of ownership by merchants; to provide for the effect of various provisions of the Civil Code; to provide for registered movables; and to provide for related matters.

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

HOUSE BILL NO. 192—

BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 42:1119(B)(2)(c), relative to nepotism; to provide relative to the appointment or employment of family members of certain municipal governing authority members under certain circumstances; to require recusal by the related municipal governing authority member; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 211—

BY REPRESENTATIVES JORDAN AND KNOX
A JOINT RESOLUTION

To amend Article I, Section 3 of the Constitution of Louisiana, relative to the prohibition of slavery and involuntary servitude; to provide for an exception; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 244—

BY REPRESENTATIVE BISHOP
A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.15(E)(1) and (F) and to add Article VII, Section 10.15(G) of the Constitution of Louisiana, relative to the use of monies in the Revenue Stabilization Trust Fund; to provide for submission of the proposed amendment to the electors; 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. 272—

BY REPRESENTATIVES WILLARD, AMEDEE, BEAULLIEU, BOYD, BRYANT, CARPENTER, WILFORD CARTER, COX, DUBUISSON, FISHER, HUGHES, JENKINS, JORDAN, KNOX, LANDRY, LARVADAIN, LYONS, MARCELLE, MOORE, NEWELL, PIERRE, SELDERS, AND THOMPSON

AN ACT

To amend and reenact R.S. 22:1059.2 and to enact R.S. 22:1059.3, relative to maternity support services provided by doulas; to require health insurance coverage for such maternity support services; to provide for legislative findings; to provide for definitions; to provide for the redesignation of certain statutes; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 335—

BY REPRESENTATIVE WILFORD CARTER

AN ACT

To enact R.S. 33:2740.70.3, relative to the city of Lake Charles; to create the North Lake Charles Economic Development District; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide relative to district funding; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 419—

BY REPRESENTATIVE TRAVIS JOHNSON

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. 40:1259.1, relative to Medicaid coverage for mental health and substance Medicaid recipients via the Psychiatric Collaborative Care Model; and to provide for related matters.

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

HOUSE BILL NO. 471—

BY REPRESENTATIVE FREIBERG AND SENATOR BARROW

AN ACT

To amend and reenact R.S. 37:1218 and 1218.1(A), relative to the administration of immunizations and vaccinations by pharmacists and other Louisiana Board of Pharmacy licensees; to decrease the minimum age for which a person may receive an immunization or vaccine from certain Louisiana Board of Pharmacy licensees; to establish requirements and standards for certain Louisiana Board of Pharmacy licensees relative to the administration of immunizations and vaccines; and to provide for related matters.

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

HOUSE BILL NO. 483—

BY REPRESENTATIVES MAGEE AND KNOX

AN ACT

To amend and reenact R.S. 47:6019(A)(1)(a), (B)(1)(introductory paragraph), and (C) and to enact R.S. 47:6019(B)(1)(d) and (e), relative to credits against income and corporation franchise tax; to provide relative to the tax credit for rehabilitation of historic structures; to extend the duration of the rehabilitation of historic structures tax credit program; to expand eligibility for tax credits through the program to encompass additional historic structures; to provide for the amount of the credit for rehabilitation of certain historic structures; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 513—

BY REPRESENTATIVE MAGEE

AN ACT

To amend and reenact R.S. 22:836, relative to insurance premium tax credits; to authorize an insurance premium tax credit under certain circumstances; to provide for the amount of the credit; to provide for definitions; to authorize the transfer or sale of certain credits; to authorize the promulgation of rules; 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. 624—

BY REPRESENTATIVE BUTLER

AN ACT

To enact R.S. 33:2740.70.3, relative to Evangeline Parish; to create the Evangeline Economic Development Authority; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide relative to district funding; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 635—

BY REPRESENTATIVE HOLLIS

AN ACT

To amend and reenact R.S. 22:831(B), R.S. 26:911(B)(1)(b), and R.S. 47:841(F) and to enact R.S. 26:926 and Subpart Z of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.210, relative to excise tax; to increase the rate of the excise tax levied on vapor products and electronic cigarettes; to dedicate the avails of the tax levied on vapor products and electronic cigarettes; to establish the Department of Wildlife and Fisheries and Office of State Fire Marshal Compensation Fund; to provide for the deposit and use of the monies in the fund; to provide for certain requirements and limitations; to prohibit retail dealers of electronic cigarette products from purchasing such products from certain sources; to establish a vapor product and alternative nicotine product directory; to authorize the commissioner of the office of alcohol and tobacco control to impose fees and fines under certain circumstances; to provide for criminal penalties for certain violations; to provide for requirements and limitations; 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. 657— (Substitute for House Bill No. 386 by Representative Beaulieu)

BY REPRESENTATIVE BEAULLIEU

AN ACT

To amend and reenact R.S. 47:297.20(C) and 6042(B)(introductory paragraph) and (1), (D), and (F)(4), relative to tax benefits for adoption of children from foster care and donations to foster care charitable organizations; to provide relative to a tax deduction for adoption of children from foster care; to provide relative to a tax credit for donations to foster care charitable organizations; to provide for administration of the tax deduction and tax credit by the Department of Revenue; to provide for applicability; 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.

May 24, 2023

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 73— BY REPRESENTATIVE KNOX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to work with other agencies and interest groups to take appropriate action to remove and prevent homeless people from residing within interstate rights of way in the New Orleans metropolitan area.

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

HOUSE CONCURRENT RESOLUTION NO. 83— BY REPRESENTATIVE ECHOLS

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to create a task force to study, identify, and make recommendations to address the shortage of specialist physicians in this state.

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

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 24, 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. 49— BY SENATOR MILLIGAN

A CONCURRENT RESOLUTION

To urge and request the Joint Legislative Committee on Technology and Cybersecurity to study the impact of artificial intelligence on operations, procurement, and policy, and submit a written report of its findings to the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection and International Affairs not later than sixty days prior to the beginning of the 2024 Regular Session of the Legislature of Louisiana.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 15— BY REPRESENTATIVE WRIGHT

A CONCURRENT RESOLUTION

To express recognition and encouragement of the economic ties and friendship between the state of Louisiana and the Republic of China (Taiwan).

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 59— BY REPRESENTATIVE BEAULLIEU

A CONCURRENT RESOLUTION

To urge and request the United States Securities and Exchange Commission (SEC) to immediately withdraw its proposed rule

entitled "The Enhancement and Standardization of Climate-Related Disclosures for Investors".

Reported favorably.

HOUSE BILL NO. 132—

BY REPRESENTATIVES THOMPSON AND GAROFALO AN ACT

To enact R.S. 36:204(B)(11), relative to the Department of Culture, Recreation and Tourism; to authorize the secretary to enter sponsorship agreements and to authorize placement of advertising and sponsorship signs on department property; to require adoption of administrative rules; to require annual reports; and to provide for related matters.

Reported favorably.

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.

Reported with amendments.

Respectfully submitted, MIKE REESE Chairman

REPORT OF COMMITTEE ON

INSURANCE

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

May 24, 2023

To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 58— BY REPRESENTATIVE ZERINGUE

A CONCURRENT RESOLUTION

To urge and request the Louisiana attorney general to seek all available, obtainable, and accessible means of legal relief, including but not limited to filing and initiating a civil proceeding against the Federal Emergency Management Agency (FEMA) to protect the interest of Louisiana citizens against FEMA's new pricing methodology and approach for the National Flood Insurance Program (NFIP) named Risk Rating 2.0.

Reported with amendments.

HOUSE BILL NO. 186—

BY REPRESENTATIVES DAVIS, BOYD, BROWN, BUTLER, CARRIER, FREEMAN, FREIBERG, GLOVER, HILFERTY, HUGHES, ILLG, LANDRY, MCFARLAND, MOORE, NEWELL, SCHLEGEL, AND WILLARD
AN ACT

To enact R.S. 22:1036.1, relative to health insurance issuers; to require health coverage plans to cover services and benefits relative to standard fertility preservation services; to require patients to meet certain conditions; to provide for exemptions; to provide for definitions; to provide for effectiveness; to provide for applicability; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 369—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 22:1482(A), (B), and (C)(introductory paragraph) and (1), relative to premium discounts on automobile insurance policies for servicemen of the Louisiana Air National Guard and Louisiana Army National Guard; to provide for premium discounts; to require insurers to provide a premium discount on automobile insurance policies to personnel serving in the Louisiana Air National Guard and Louisiana Army National Guard; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 383—

BY REPRESENTATIVE AMEDEE
AN ACT

To amend and reenact R.S. 44:4.1(B)(11) and to enact R.S. 22:572.2, relative to insurance; to require certain insurers to provide for a data transfer plan; to provide for the minimum content of the plan; to require the filing of the plan with the commissioner of insurance under certain circumstances; to provide for the powers and duties of the commissioner relative thereto; to provide relative to the nature of data transfer plans; to exempt data transfer plans and information produced pursuant to a data transfer plan from the Public Records Law; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 403—

BY REPRESENTATIVE BROWN
AN ACT

To amend and reenact R.S. 22:1053(A)(2), relative to coverage of step therapy or fail first protocols; to authorize substitution of biosimilar biological products designated by the federal Food and Drug Administration; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 489—

BY REPRESENTATIVE HUVAL AND SENATOR TALBOT
AN ACT

To amend and reenact R.S. 22:1451(B) through (F) and to enact R.S. 22:1451(G) through (L), relative to insurers and rate service organizations; to provide for a ratemaking system; to provide for prospective loss costs and loss costs adjustments; to provide for rates and rate changes for competitive and noncompetitive markets; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 511—

BY REPRESENTATIVE ILLG
AN ACT

To amend and reenact R.S. 22:2055(6)(b)(introductory paragraph) and (i), 2056(C)(2)(introductory paragraph), (c), and (d), 2058(A)(introductory paragraph), (1)(b)(iii) and (d), (3)(a)(ii) and (c), and (B)(introductory paragraph) and (6)(a), 2061.1(A), (B)(1), and (D), 2062(A)(1),(2), and (6), to enact R.S. 22:2056(C)(2)(g) and 2062(E), and to repeal R.S. 22:2062(A)(2)(c), relative to the Louisiana Insurance Guaranty

Association; to provide to for the coverage, confidentiality, and payment of claims by the Louisiana Insurance Guaranty Association; to provide for clarification of definitions; to broaden the subject matter for discussion during an executive session; to provide for confidentiality; to provide for a minimum and maximum amount that the Louisiana Insurance Guaranty Association may pay on a claim; to clarify the calculation of premiums; to create policies and procedures for insolvent insurers; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
KIRK TALBOT
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

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

May 24, 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. 21—

BY SENATOR CATHEY
A CONCURRENT RESOLUTION

To affirm the sovereign right of Louisiana to nullify unconstitutional acts of the federal government.

Reported favorably.

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.

Reported with amendments.

HOUSE BILL NO. 213—

BY REPRESENTATIVE BRASS
AN ACT

To enact R.S. 44:3.1.1, relative to public records; to exempt certain surveillance and security video in and around buildings owned, operated, or maintained by a public school board or a charter school from the Public Records Law; to provide for policies adopted by school governing authorities to provide for limited retention and viewing of surveillance and security video in and around school property; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 260—

BY REPRESENTATIVE BEAULLIEU
AN ACT

To enact R.S. 18:425.2, relative to elections; to provide relative to directives and guidance from the federal government regarding elections; to require certain notifications regarding such directives and guidance; to prohibit implementation of directives and guidance under certain circumstances; to prohibit acceptance of federal funds for elections under certain circumstances; to provide for an effective date; and to provide for related matters.

May 24, 2023

Reported with amendments.

HOUSE BILL NO. 304—
BY REPRESENTATIVE ORGERON
AN ACT

To enact R.S. 18:586, relative to vacancies in an elected office; 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 a prohibition; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 361—
BY REPRESENTATIVES DESHOTEL AND CHARLES OWEN AND
SENATOR CATHEY
AN ACT

To enact Chapter 25-A of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:1471 through 1473, relative to public officers and employees; to provide for policies prohibiting the use of certain applications on computers, devices, and networks owned or leased by the state; to provide for definitions; to provide for duties of the office of technology services; to provide for approval by the Joint Legislative Committee on Technology and Cybersecurity; to provide for duties of certain agency heads; to provide for penalties; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 368—
BY REPRESENTATIVE HARRIS
AN ACT

To enact R.S. 49:170.22, relative to state symbols; to provide that the pecan is the official state nut of Louisiana; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 646— (Substitute for House Bill No. 159 by Representative Farnum)
BY REPRESENTATIVE FARNUM
AN ACT

To amend and reenact R.S. 18:192, 193(H), and 198(A), to enact R.S. 18:191.1, and to repeal R.S. 18:193(B) and (I), relative to the annual canvass of persons registered to vote; to provide for criteria for the annual canvass; to provide for the duties of the Department of State; to provide relative to the address confirmation notice; to provide relative to the inactive list of voters; to provide for updating voter registration information; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
SHARON W. HEWITT
Chairman

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

HOUSE BILL NO. 16—
BY REPRESENTATIVES SCHLEGEL, GAROFALO, AND VILLIO
AN ACT

To amend and reenact R.S. 14:62(B)(1) and to enact R.S. 14:62(B)(3), relative to simple burglary; to provide for an additional penalty; and to provide for related matters.

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

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.

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

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.

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

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.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 90 by Representative Stefanski

AMENDMENT NO. 1
On page 1, line 2, after "reenact" delete "R.S. 40:967(B)(4)(a)" and insert "R.S. 14:2(B)(58) and R.S. 40:967(B)(4)"

AMENDMENT NO. 2
On page 1, line 4, after "carfentanil;" delete the remainder of the line and delete line 5 in its entirety and insert the following: "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 the distribution of fentanyl or carfentanil which causes serious bodily injury;"

AMENDMENT NO. 3
On page 1, at the beginning of line 6, delete "more;"

AMENDMENT NO. 4
On page 1, line 9, delete "R.S. 40:967(B)(4)(a)" and insert "R.S. 40:967(B)(4)"

AMENDMENT NO. 5
On page 1, delete lines 16 through 19 and delete page 2 in its entirety and insert the following:
"(4)(a) 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, ~~upon conviction for any amount,~~ shall be punished as follows:

(a) On conviction of an aggregate weight of less than twenty-eight grams, ~~shall be imprisoned~~ imprisonment at hard labor for not

less than five years nor more than forty years, at least five years of which shall be served without benefit of parole, probation, or suspension of sentence, and may, in addition, be required to pay a fine of not more than fifty thousand dollars.

(b) On a first conviction of an aggregate weight of twenty-eight grams or more but less than two hundred fifty grams, imprisonment at hard labor for not less than seven years nor more than forty years, at least seven years of which shall be served without benefit of parole, probation, or suspension of sentence, and may, in addition, be required to pay a fine of not more than fifty thousand dollars.

(c) On a first conviction of an aggregate weight of two hundred fifty grams or more, life imprisonment at hard labor, at least twenty-five years of which shall be served without benefit of parole, probation, or suspension of sentence.

(d) On a second conviction of an aggregate weight of twenty eight grams or more, imprisonment at hard labor for not less than thirty years nor more than forty years, at least ten years of which shall be served without benefit of parole, probation, or suspension of sentence, and may, in addition, be required to pay a fine of not more than five hundred thousand dollars.

(e) On a third conviction of an aggregate weight of twenty eight grams or more, imprisonment at hard labor for not less than ninety-nine years without benefit of parole, probation, or suspension of sentence, and may, in addition, be required to pay a fine of not more than five hundred thousand dollars.

(f) (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".

* * *

E. Treatment for fentanyl or carfentanil addiction as a condition for probation.

(1) Upon conviction of Paragraph (B)(4) or (C)(4) of this Section, possession with intent to distribute fentanyl or carfentanil or possession of fentanyl or carfentanil, the court may suspend any sentence which it imposes and place the defendant on probation pursuant to Article 893 of the Code of Criminal Procedure. The court may order the division of probation and parole of the Department of Public Safety and Corrections to conduct a presentence investigation, or may order the defendant to obtain a substance abuse evaluation, for the purpose of determining whether the defendant has a substance abuse disorder.

* * *

Section 2. R.S. 14:2(B)(58) is hereby amended and reenacted to read as follows:

§2. Definitions

* * *

B. In this Code, "crime of violence" means an offense that has, as an element, the use, attempted use, or threatened use of physical force against the person or property of another, and that, by its very nature, involves a substantial risk that physical force against the person or property of another may be used in the course of committing the offense or an offense that involves the possession or use of a dangerous weapon. The following enumerated offenses and attempts to commit any of them are included as "crimes of violence":

* * *

(58) Distribution of fentanyl or carfentanil punishable under R.S. 40:967(B)(4)(b)(f).

* * *

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

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.

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

HOUSE BILL NO. 189—

BY REPRESENTATIVE GAINES
AN ACT

To amend and reenact R.S. 26:351(1)(a) and (3)(a), relative to alcoholic beverages; to provide relative to the sale and shipment of certain alcoholic beverages; to provide for container size limitations of beverages of high alcoholic content; 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 Reengrossed House Bill No. 189 by Representative Gaines

AMENDMENT NO. 1

On page 1, line 2, after "(3)(a)," insert "and to enact R.S. 26:351(1)(c)."

AMENDMENT NO. 2

On page 1, line 7, after "reenacted" insert "and R.S. 26:351(1)(c) is hereby enacted"

AMENDMENT NO. 3

On page 1, line 16, after "containers:" delete the remainder of the line and insert the following: "One and seventy-five"

AMENDMENT NO. 4

On page 1, after line 20, add the following:
"(c) If any supplier ships a particular product of a distilled spirit into this state in a seven hundred fifty milliliter container, he shall thereafter be prohibited from shipping that product of beverage into the state in a seven hundred milliliter container."

AMENDMENT NO. 5

On page 2, delete line 5

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

HOUSE BILL NO. 231—

BY REPRESENTATIVE MINCEY
AN ACT

To enact R.S. 29:295(E), relative to the Department of Veterans Affairs; to provide relative to burials at state and national veterans cemeteries; to provide for the powers of the department; to provide relative to the adoption of rules; and to provide for related matters.

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

May 24, 2023

HOUSE BILL NO. 237—
BY REPRESENTATIVES SCHAMERHORN AND FIRMENT
AN ACT

To amend and reenact R.S. 14:402(A), (B), (C), (D)(1) through (5) and (7) through (10), (F), and (G)(1) and (2) and R.S. 15:1352(A)(66), to enact R.S. 14:402(D)(11), (12), (13), and (14) and (H), and to repeal R.S. 14:402(E), relative to contraband; to provide relative to contraband in correctional facilities; to provide relative to introducing contraband into or upon the grounds of any correctional facility; to provide for a definition of correctional facility; to classify certain items as contraband; and to provide for related matters.

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

HOUSE BILL NO. 265—
BY REPRESENTATIVE FONTENOT
AN ACT

To enact Code of Criminal Procedure Article 234(C)(1)(f) through (i), relative to photo identification of an arrested person; to provide relative to the duty of law enforcement; to provide for the release or dissemination of booking photographs under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 271—
BY REPRESENTATIVE NELSON
AN ACT

To amend and reenact Code of Criminal Procedure Article 791(C), relative to trial by jury; to provide relative to sequestration of jurors and jury; to provide relative to sequestration of jurors in noncapital cases; to provide relative to separation without sequestration; to provide relative to instructions by the court; and to provide for related matters.

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

HOUSE BILL NO. 297—
BY REPRESENTATIVES DEVILLIER AND KNOX
AN ACT

To amend and reenact R.S. 30:2531(E) and to enact R.S. 30:2531(A)(4) and (B)(3), relative to intentional and simple littering; to provide for citations issued for intentional and simple littering violations; to provide a time period for citing certain litter violations; and to provide for related matters.

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

HOUSE BILL NO. 331—
BY REPRESENTATIVE CARRIER
AN ACT

To amend and reenact R.S. 40:1751, 1752, 1755, and 1781(3) and (5) and to repeal R.S. 40:1753 and 1754, relative to automatic weapons; to provide for definitions; to provide for penalties and exceptions relative to the manufacture, transfer, or possession of automatic weapons; and to provide for related matters.

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

HOUSE BILL NO. 345—
BY REPRESENTATIVE LACOMBE
AN ACT

To enact R.S. 13:5554.11, relative to the payment of group insurance premiums for retired sheriffs and deputy sheriffs in Pointe Coupee Parish; to create a permanent fund; to require the depositing of certain monies into the fund; to provide for investment of monies in the fund; to authorize the withdrawal of earnings; to provide for limitations on appropriations from the fund; to provide for audits of the fund; to provide for the

membership and election on the investment advisory board; 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 Engrossed House Bill No. 345 by Representative LaCombe

AMENDMENT NO. 1
On page 2, line 2, after "percent is" insert "rated as"

AMENDMENT NO. 2
On page 2, line 6, after "claims" and before "or" insert a comma ", "

AMENDMENT NO. 3
On page 3, line 1, after "provisions of" delete "any Subsection contained in"

AMENDMENT NO. 4
On page 3, line 13, after "service who" change "are" to "is"

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

HOUSE BILL NO. 357—
BY REPRESENTATIVES HUVAL, AMEDEE, BEAULLIEU, BOURRIAQUE, BRYANT, BUTLER, CARRIER, COX, DAVIS, DEVILLIER, EMERSON, FISHER, FONTENOT, GOUDEAU, GREEN, HUGHES, LARVADAIN, LYONS, ROMERO, ST. BLANC, STEFANSKI, WHITE, AND WILLARD
AN ACT

To enact Subpart M of Part XI of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1109 through 1109.7, relative to juvenile justice districts; to create and provide with respect to the Acadiana Regional Juvenile Justice District for certain parishes; to provide for a board of commissioners for the district; to provide for the composition, administration, powers, and duties of the board, including the power to incur debt, issue bonds, and levy taxes; to provide relative to juvenile services and facilities; to provide for definitions; to provide for an effective date; 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 Reengrossed House Bill No. 357 by Representative Huval

AMENDMENT NO. 1
On page 8, line 20, change "Office of Juvenile Justice" to "office of juvenile justice"

AMENDMENT NO. 2
On page 8, line 22, after "law," insert the following: "The facility may also be used to operate post-adjudication programming, including treatment and rehabilitation."

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

HOUSE BILL NO. 359—
BY REPRESENTATIVE GREGORY MILLER
AN ACT

To enact Subpart M of Part XI of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1109 through 1109.6, relative to the creation of a juvenile justice district for certain parishes; to create and provide with respect to the River Parishes Juvenile Justice District; to establish and provide with respect to the purposes and functions; to provide for a board of commissioners of the district and for

the composition, administration, powers, and duties of the board, including the power to incur debt, issue bonds, and levy taxes; to provide for the assessment and collection of court costs in certain criminal, traffic, and juvenile proceedings; to provide for the distribution of the monies to the board of commissioners of the River Parishes Juvenile Justice District; to provide for an effective date; 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 Reengrossed House Bill No. 359 by Representative Gregory Miller

AMENDMENT NO. 1

On page 2, line 10, after "board of" change "thirteen" to "fourteen"

AMENDMENT NO. 2

On page 2, line 11, after "district," change "Seven" to "Five"

AMENDMENT NO. 3

On page 2, line 18, after "District" change ", and" to a semi-colon ";"

AMENDMENT NO. 4

On page 2, line 19, after "District" and before the period "." insert the following: "; one commissioner shall be appointed, for a term of four years, by the chief judge of the Twenty-Third Judicial District; one commissioner shall be appointed, for a term of four years, by the chief judge of the Twenty-Ninth Judicial District; and one commissioner shall be appointed, for a term of four years, by the chief judge of the Fortieth Judicial District"

AMENDMENT NO. 5

On page 3, line 18, after "A." insert "(1)"

AMENDMENT NO. 6

On page 4, between lines 2 and 3, insert the following:
"(2) The diagnostic facilities, dormitories, and other residential facilities may also be used to operate post-adjudication programming, including treatment and rehabilitation."

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

HOUSE BILL NO. 444—

BY REPRESENTATIVES FREIBERG, ADAMS, BRYANT, ROBBY CARTER, WILFORD CARTER, COX, FISHER, GLOVER, HUGHES, JEFFERSON, JENKINS, TRAVIS JOHNSON, KNOX, LAFLEUR, LARVADAIN, LYONS, DUSTIN MILLER, MOORE, NEWELL, PIERRE, SELDERS, THOMPSON, AND WILLARD
 AN ACT

To amend and reenact R.S. 15:574.2(C)(2)(e), 574.4(A)(4)(e), (B)(2)(a)(vi), (b)(vi), (c)(vi), and (d)(vi), (D)(1)(e)(introductory paragraph), (E)(1)(e)(introductory paragraph), (F)(1)(e)(introductory paragraph), (G)(1)(e)(introductory paragraph), and (J)(1)(e)(introductory paragraph), and R.S. 15:574.4.2(E) and to enact R.S. 15:574.4(D)(1)(e)(iv), (E)(1)(e)(iv), (F)(1)(e)(iv), (G)(1)(e)(iv), and (J)(1)(e)(iv), relative to parole eligibility for certain offenders; to provide relative to the conditions for parole eligibility; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 477—

BY REPRESENTATIVE BACALA
 AN ACT

To enact Code of Criminal Procedure Article 388, relative to prosecution of criminal offenses; to provide relative to information provided when prosecuting offenses; to require prosecuting agencies to include certain information in the indictment, information, or affidavit; to provide relative to requirements for the booking agency; to provide relative to

requirements for the clerk of court; to authorize the supreme court to report information to the Louisiana Bureau of Criminal Identification and Information; and to provide for related matters.

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

HOUSE BILL NO. 484—

BY REPRESENTATIVES EDMONDS, BRYANT, KNOX, AND LAFLEUR
 AN ACT

To amend and reenact R.S. 14:98.1(A)(2) and (3)(b) and 98.2(A)(2) and (3)(b) and R.S. 32:378.2(B)(1)(a)(ii), 414(A)(1)(c), and 667(B)(1)(b) and (c) and (3) and (H)(1) and to enact R.S. 32:414(A)(1)(d), relative to operating a vehicle while intoxicated; to provide relative to suspension of a driver's license for a first and second offense of operating a vehicle while intoxicated; to provide relative to eligibility for a hardship license; and to provide for related matters.

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

HOUSE BILL NO. 523—

BY REPRESENTATIVES LACOMBE, SCHEXNAYDER, AND STEFANSKI
 AN ACT

To amend and reenact Children's Code Article 306(B)(introductory paragraph) and (2), (C), and (G) and to enact Children's Code Article 815(F), relative to the custody of juveniles; to provide relative to the pre-adjudication detention of juveniles; 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 Reengrossed House Bill No. 523 by Representative LaCombe

AMENDMENT NO. 1

On page 1, delete line 3 and insert the following: "and (G), to enact Children's Code Article 815(F) and R.S. 15:1110.3, and to repeal R.S. 15:1110(F) through (I), 1110.1, and 1110.2, relative to the custody of"

AMENDMENT NO. 2

On page 1, line 4, after "detention of juveniles;" insert the following: "to provide relative to licensing standards for pre-adjudication detention facilities; to provide relative to the transfer of juvenile detention facility licensing; to provide for an effective date;"

AMENDMENT NO. 3

On page 2, after line 29, add the following:

"Section 2. R.S. 15:1110.3 is hereby enacted to read as follows:

§1110.3. Licensing; transfer to office of juvenile justice

A. Beginning July 1, 2024, all juvenile detention facilities, including facilities owned or operated by any governmental, profit, nonprofit, private, or public agency, shall be licensed and regulated by the office of juvenile justice pursuant to the provisions of this Section.

B. There shall be an annual license fee for any license issued to a detention facility. The fee shall be used by the office of juvenile justice for expenses related to the licensing program.

(1) For a detention facility authorized to care for six or fewer juveniles, the license fee shall be four hundred dollars.

(2) For a detention facility authorized to care for at least seven but not more than fifteen juveniles, the license fee shall be five hundred dollars.

(3) For a detention facility authorized to care for sixteen or more juveniles, the license fee shall be six hundred dollars.

C. Whoever operates a juvenile detention facility without a valid license issued by the office of juvenile justice pursuant to this Section shall be fined one thousand dollars for each day of operation without the valid license. In addition to seeking civil fines imposed pursuant to the provisions of this Section, if any juvenile detention

facility operates without a valid license issued by the office, the office may file suit in the district court in the parish in which the facility is located for injunctive relief, including a temporary restraining order, to restrain the institution, society, agency, corporation, person or persons, or any other group operating the facility, from continuing the violation.

D.(1) No person shall operate any juvenile detention facility in violation of any provision of this Part or any other state or federal statute, regulation, or any rule adopted pursuant to the Administrative Procedure Act that governs the ownership or operation of juvenile detention facilities.

(2) In lieu of revocation of the facility's license, the office may issue a written warning that includes a corrective action plan to any person or entity violating these requirements when the violation creates a condition or occurrence relating to the operation and maintenance of a juvenile detention facility that does not pose an imminent threat to the health, safety, rights, or welfare of a child. Failure to implement a corrective action plan issued pursuant to the provisions of this Section may result in either the assessment of a civil fine or license revocation or may result in both actions being taken by the office. Such civil fines shall not exceed two hundred fifty dollars per day for each fine assessment; however, the aggregate fines assessed for violations determined in any consecutive twelve-month period shall not exceed two thousand dollars.

E. An appeal of any office decision for a violation of any provision of this Part shall be suspensive. All appeals filed pursuant to the provisions of this Section shall be heard by the division of administrative law pursuant to Chapter 13-B of Title 49 of the Louisiana Revised Statutes of 1950. The office shall furnish the facility or agency a copy of the decision, together with notice of the procedure for requesting judicial review.

F. The office may institute all necessary civil court actions to collect fines imposed that are not timely appealed. No juvenile detention facility may claim imposed fines as reimbursable. Interest shall begin to accrue at the current judicial rate on the day following the date on which any fines become due and payable. All costs of any successful action to collect such fines, including travel expenses and reasonable attorney fees, shall be awarded to the office in addition to the fines.

G.(1) Civil fines collected pursuant to the provisions of this Section shall be deposited immediately into the state treasury.

(2) After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and prior to the monies being placed in the state general fund, an amount equal to the amount deposited as provided in Paragraph (1) of this Subsection shall be credited to a special fund hereby created in the state treasury to be known as the "Juvenile Detention Licensing Trust Fund". The monies in the fund shall be subject to annual appropriation and shall be available exclusively for use by the office of juvenile justice for the education and training of employees, staff, or other personnel of juvenile detention facilities.

(3) The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned from the investment of monies in the fund shall be deposited in and remain to the credit of the fund. All unexpended and unencumbered monies remaining in the fund at the end of the fiscal year shall remain in the fund.

H.(1) Any owner, operator, current or prospective employee, or volunteer of a juvenile detention facility that is requesting licensure or is licensed by the office of juvenile justice is prohibited from being employed by the facility if that individual's name is recorded on the state central registry as a perpetrator for a justified finding of abuse or neglect of a child.

(2) If the individual's name is or was entered on the state central registry, that individual may make a formal written request to the division of administrative law for an administrative appeal of the justified determination, in accordance with Children's Code Article 616.1.1 and the procedures promulgated by the office.

I. The office of juvenile justice shall promulgate rules and regulations in accordance with the Administrative Procedure Act to implement the provisions of this Section. The rules shall contain at a minimum the following:

(1) Licensing standards for juvenile detention centers that comport with nationally recognized and accepted best practice standards.

(2) Criteria for risk evaluation requests, the composition of the risk evaluation panel, and criteria for risk evaluation determinations.

(3) Specific factors for determining the type of sanctions to be imposed including severity of risk, actual harm, failure to implement a written corrective action plan, mitigating circumstances, the history of noncompliance and an explanation of the treatment of continuing noncompliance, an explanation of the treatment of continuing repeat deficiencies, evidence of good faith effort to comply, and any other relevant factors.

(4) The process to provide notice to a juvenile detention facility of any violation, for a departmental reconsideration process for sanctions issued, and for an appeal procedure, including judicial review.

Section 3. R.S. 15:1110(F) through (I), 1110.1, and 1110.2 are hereby repealed in their entirety.

Section 4.(A) Sections 1 and 2 of 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 Section 1 and this Section of this Act shall become effective on the day following such approval.

(B) Section 3 of this Act shall become effective on July 1, 2024."

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

HOUSE BILL NO. 524—

BY REPRESENTATIVES LACOMBE, ADAMS, FISHER, GAINES, LARVADAIN, AND ROMERO

AN ACT

To amend and reenact R.S. 26:142 and to enact R.S. 26:2(35), (36), and (37), 71(A)(1)(c), 82.1, and 90.1, relative to alcoholic beverages; to provide relative to the definitions of distilling, manufacturing distiller, manufacturing distillery, and self-distribution; to provide for self-distribution of alcoholic beverages of high alcoholic content; to provide relative to permit fees; to provide for limitations; to authorize manufacturing distillers to host contracted private events at manufacturing distilleries; and to provide for related matters.

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

HOUSE BILL NO. 556—

BY REPRESENTATIVES DAVIS, CARRIER, EDMONDS, EDMONSTON, GAROFALO, HORTON, KNOX, MCKNIGHT, MCMAHEN, GREGORY MILLER, RISER, SCHLEGEL, SEABAUGH, STEFANSKI, THOMPSON, AND VILLIO

AN ACT

To amend and reenact R.S. 14:110.2(B) and to enact R.S. 15:571.36(A)(8) through (14), (B), and (C) and 835, relative to electronic monitoring equipment; to require the Department of Public Safety and Corrections to develop additional policies and procedures relative to electronic monitoring equipment; to provide for a reporting requirement; to provide for penalties; to provide relative to the imposition of electronic monitoring; to provide for registration; and to provide for related matters.

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

HOUSE BILL NO. 647— (Substitute for House Bill No. 263 by Representative Bourriaque)

BY REPRESENTATIVES BOURRIQUE, BACALA, DUBUISSON, FREEMAN, LACOMBE, ROMERO, AND TURNER

AN ACT

To amend and reenact R.S. 26:85(introductory paragraph) and (6) and to enact R.S. 26:2(35), (36), and 85(7), relative to alcoholic beverages; to provide relative to the definitions of distilling,

manufacturing distiller, and manufacturing distillery; to authorize manufacturing distillers to sell or serve to the public from any facility; to provide for applicability to manufacturing distillers; and to provide for related matters.

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

HOUSE BILL NO. 651— (Substitute for House Bill No. 517 by Representative Illg)

BY REPRESENTATIVE ILLG
AN ACT

To amend and reenact R.S. 26:73(C)(1)(c) and 272(C)(1)(c), relative to alcoholic beverage permits; to provide relative to the issuance of a Class "R" restaurant permit by the commissioner for the sale of alcoholic beverages of high and low alcoholic content; to provide relative to the definition of restaurant establishment; to provide relative to the sale of alcoholic beverages for consumption off of the premises; and to provide for related matters.

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

House Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

Senator Reese moved to invoke the rule to temporarily pass over controversial House Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order and to suspend the rules to specifically start with House Bill No. 49.

Without objection, so ordered.

HOUSE BILL NO. 49—
BY REPRESENTATIVE CHARLES OWEN
AN ACT

To amend and reenact R.S. 13:961(F)(1)(o), relative to transcription fees for the Thirty-Sixth Judicial District; to authorize a change in transcription fees in all cases; to provide for the cost per page for an original transcript and copies in appellate cases; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Carter Tarver

Total - 2

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

HOUSE BILL NO. 72—
BY REPRESENTATIVE BRASS AND SENATOR FOIL
AN ACT

To amend and reenact R.S. 17:3138.5(D)(3) and (4)(introductory paragraph) and (E) and to enact R.S. 17:3138.5(F), relative to postsecondary education; to authorize the Board of Regents to establish additional tiers of recognition for institutions designated as military and veteran friendly campuses; to increase the duration of the designation; to provide relative to renewal and reporting; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Carter
Total - 1

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

HOUSE BILL NO. 73—
BY REPRESENTATIVES DUBUISSON AND GAROFALO
AN ACT

To designate a portion of Louisiana Highway 433 in St. Tammany Parish as the "Captain Walter B. Abney Memorial Highway"; and to provide for related matters.

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

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
Boudreaux	Jackson	Reese

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Bouie	Kleinpeter	Smith
Cathey	Lambert	Stine
Cloud	Luneau	Talbot
Connick	McMath	Tarver
Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Fields	Mills, R.	
Total - 38		

NAYS

Total - 0

ABSENT

Carter
Total - 1

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

HOUSE BILL NO. 80—
BY REPRESENTATIVE GADBERRY
AN ACT

To amend and reenact R.S. 38:2295(C)(1), relative to plans and specifications for public works; to change the length of time a prime design professional has to approve or deny a product submission; to remove the automatic approval of a product if the prime design professional fails to respond within the allotted time period; to authorize the prime design professional to extend the time period for approval or denial; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Foil	Mizell
Abraham	Harris	Morris
Allain	Henry	Peacock
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Kleinpeter	Smith
Cathey	Lambert	Stine
Cloud	Luneau	Talbot
Connick	McMath	Tarver
Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Fields	Mills, R.	
Total - 38		

NAYS

Total - 0

ABSENT

Carter
Total - 1

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

HOUSE BILL NO. 111—
BY REPRESENTATIVE HUGHES
AN ACT

To amend and reenact R.S. 47:854(B), relative to tobacco tax; to provide relative to the products to which such tax applies; to provide relative to the exemption from such tax for certain samples of cigars and pipe tobacco products; to revise

provisions terminating the exemption; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Foil	Mizell
Abraham	Harris	Morris
Allain	Henry	Peacock
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Kleinpeter	Smith
Cathey	Lambert	Stine
Cloud	Luneau	Talbot
Connick	McMath	Tarver
Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Fields	Mills, R.	
Total - 38		

NAYS

Total - 0

ABSENT

Carter
Total - 1

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

HOUSE BILL NO. 124—
BY REPRESENTATIVE BOURRIQUE
AN ACT

To enact R.S. 41:729, relative to sixteenth section lands; to provide for the sale or exchange of certain state property in Cameron Parish; to provide for the authority of the Cameron Parish School Board; to provide for appraisal; to provide for notice and public hearings; and to provide for related matters.

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

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
Boudreaux	Jackson	Reese
Bouie	Kleinpeter	Smith
Cathey	Lambert	Stine
Cloud	Luneau	Talbot
Connick	McMath	Tarver
Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Fields	Mills, R.	
Total - 38		

NAYS

Total - 0

ABSENT

Carter
Total - 1

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

HOUSE BILL NO. 161—
BY REPRESENTATIVE KERNER
AN ACT

To amend and reenact R.S. 47:305.20(A), to enact R.S. 47:337.9(D)(15.1), and to repeal R.S. 47:305.20(G) and 337.10(N), relative to exemptions from sales and use taxes imposed by political subdivisions of the state; to provide relative to the local sales and use tax exemption for purchases by Louisiana commercial fishermen and certain seafood processing facilities; to enact the exemption as a mandatory exemption; to repeal provisions establishing the exemption as an optional exemption; to provide for terms designated as "key words" that are associated with certain local sales and use tax exemptions; to provide for effectiveness; and to provide for related matters.

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

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
Boudreaux	Jackson	Reese
Bouie	Kleinpeter	Smith
Cathey	Lambert	Stine
Cloud	Luneau	Talbot
Connick	McMath	Tarver
Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Fields	Mills, R.	
Total - 38		

NAYS

Total - 0

ABSENT

Carter
Total - 1

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

HOUSE BILL NO. 191—
BY REPRESENTATIVE JEFFERSON
AN ACT

To amend and reenact R.S. 17:7.1(A)(4) and 3886(B), relative to teacher certification; to provide for teacher preparation requirements; to provide for the crediting of teaching experience; to provide for certification requirements for certain applicants with respect to performance evaluations; to require the State Board of Elementary and Secondary Education to adopt rules; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Foil	Mizell
Abraham	Harris	Morris
Allain	Henry	Peacock
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Kleinpeter	Smith
Cathey	Lambert	Stine
Cloud	Luneau	Talbot
Connick	McMath	Tarver
Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Fields	Mills, R.	
Total - 38		

NAYS

Total - 0

ABSENT

Carter
Total - 1

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

HOUSE BILL NO. 202—
BY REPRESENTATIVE MUSCARELLO
AN ACT

To enact R.S. 13:1910.2, relative to fees imposed by the City Court of Hammond; to authorize a fee to be collected by the City Court of Hammond; to provide for the exclusive dedication of all monies collected; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Carter
Total - 2
Mills, R.

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

May 24, 2023

HOUSE BILL NO. 233—
BY REPRESENTATIVE TURNER
AN ACT

To amend and reenact Section 2 of Act No. 311 of the 2021 Regular Session of the Legislature, relative to certain costs and fees for the City Court of Ruston; to provide relative to the implementation of certain costs and fees for the marshal of the City Court of Ruston; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' for House Bill No. 233, including Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Cathey, Cloud, Connick, Duplessis, Fesi, and Fields.

Total - 38

NAYS

Total - 0

ABSENT

Carter
Total - 1

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

HOUSE BILL NO. 279—
BY REPRESENTATIVES ADAMS AND BRYANT
AN ACT

To amend and reenact R.S. 47:1837.1(F) and (G), relative to the Louisiana Tax Commission; to provide relative to ad valorem tax assessment information collected and maintained by the commission; to limit a prohibition on conveying of certain information by the commission for use in a business; to authorize the commission to convey information for such use; to require the commission to convey to any taxpayer certain historical information upon request; and to provide for related matters.

Floor Amendments

Senator Allain proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Allain to Engrossed House Bill No. 279 by Representative Adams

AMENDMENT NO. 1

In Senate Committee No. 1 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 16, 2023, on page 1, line 3, after "relative to" and before "Louisiana Tax" insert "the"

AMENDMENT NO. 2

In Senate Committee No. 6 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 16, 2023, on page 2, line 4, after "January 1, 2024" and before "and upon" insert ";"

AMENDMENT NO. 3

In Senate Committee No. 6 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 16, 2023, on page 2, line 10, after "January 1, 2024" and before "and upon request" insert ";"

AMENDMENT NO. 4

In Senate Committee No. 7 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 16, 2023, on page 2, line 16, after "This Act shall" and before "effective" change "be" to "become"

On motion of Senator Allain, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' for the amended bill, including Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Cathey, Cloud, Connick, Duplessis, Fesi, and Fields.

Total - 38

NAYS

Total - 0

ABSENT

Carter
Total - 1

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

HOUSE BILL NO. 285—
BY REPRESENTATIVE TURNER
AN ACT

To amend and reenact R.S. 33:9033(B)(3), relative to tax increment financing mechanisms authorized for local governmental subdivisions; to provide relative to the use of state sales tax increments for such tax increment financing; to provide relative to sales tax increment financing of local economic development projects; to provide relative to the prohibition on the use of state sales tax increments for financing of such projects; to revise provisions establishing an exception to the prohibition; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Cathey, Cloud, Connick, Duplessis, Fesi, Fields, Mizell, Harris, Henry, Hensgens, Hewitt, Jackson, Kleinpeter, Lambert, Luneau, McMath, Milligan, Mills, F., Mills, R., Morris, Peacock, Pope, Price, Reese, Smith, Stine, Talbot, Tarver, White, Womack.

NAYS

Total - 0

ABSENT

Carter Total - 1

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

HOUSE BILL NO. 316— BY REPRESENTATIVE PHELPS AN ACT

To enact R.S. 17:2121.1, relative to voter registration; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Cathey, Cloud, Connick, Duplessis, Fesi, Fields, Mizell, Harris, Henry, Hensgens, Hewitt, Jackson, Kleinpeter, Lambert, Luneau, McMath, Milligan, Mills, F., Mills, R., Morris, Peacock, Pope, Price, Reese, Smith, Stine, Talbot, Tarver, White, Womack.

NAYS

Total - 0

ABSENT

Carter Total - 1

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

HOUSE BILL NO. 338— BY REPRESENTATIVE FREIBERG AN ACT

To amend and reenact R.S. 17:407.101(C)(1)(d), (E)(8)(introductory paragraph) and (b)(introductory paragraph), (F), and (G) and to enact R.S. 17:407.101(E)(8)(b)(ix), relative to the Early Childhood Care and Education Commission; to provide relative to the officers and duties of a task force of the commission; to require the commission report to the legislature; to provide for effectiveness; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Cathey, Cloud, Connick, Duplessis, Fesi, Fields, Mizell, Harris, Henry, Hensgens, Hewitt, Jackson, Kleinpeter, Lambert, Luneau, McMath, Milligan, Mills, F., Mills, R., Morris, Peacock, Pope, Price, Reese, Smith, Stine, Talbot, Tarver, White, Womack.

NAYS

Total - 0

ABSENT

Carter Total - 1

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

HOUSE BILL NO. 347— BY REPRESENTATIVE HARRIS AN ACT

To amend and reenact R.S. 13:1875(12)(c) and 1899(B), relative to the City Court of Alexandria; to provide relative to the use of civil filing fees and court costs in criminal matters; to provide relative to the general fund of the city of Alexandria; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Cathey, Cloud, Connick, Mizell, Harris, Henry, Hensgens, Hewitt, Jackson, Kleinpeter, Lambert, Luneau, McMath, Morris, Peacock, Pope, Price, Reese, Smith, Stine, Talbot, Tarver.

May 24, 2023

Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Fields	Mills, R.	
Total - 38		

NAYS

Total - 0

ABSENT

Carter
Total - 1

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

HOUSE BILL NO. 350—
BY REPRESENTATIVE GEYMANN
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the exchange of certain property in Calcasieu Parish; to authorize the transfer of certain state property in St. Tammany Parish; to provide property descriptions; to provide for the reservation of mineral rights; to provide terms and conditions; to provide for an effective date; and to provide for related matters.

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

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
Boudreaux	Jackson	Reese
Bouie	Kleinpeter	Smith
Cathey	Lambert	Stine
Cloud	Luneau	Talbot
Connick	McMath	Tarver
Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Fields	Mills, R.	
Total - 38		

NAYS

Total - 0

ABSENT

Carter
Total - 1

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

HOUSE BILL NO. 527—
BY REPRESENTATIVE BROWN
AN ACT

To designate the Louisiana Highway 1247 Bridge over Bayou Lafourche in Labadieville, Louisiana, as the "Commander Glenn Daigle Memorial Bridge"; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Carter
Total - 2

Reese

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

HOUSE BILL NO. 561—
BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 17:3215(8), relative to the Louisiana State University Agricultural Center; to provide for the responsibilities of the Louisiana State University Agricultural Center; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Carter
Total - 2

Harris

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

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.

Floor Amendments

Senator Fields proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Engrossed House Bill No. 644 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 13, after "resources" insert "; or course material access and affordability programs"

AMENDMENT NO. 2

On page 2, line 3, after "resources" insert "; or course material access and affordability programs"

AMENDMENT NO. 3

On page 2, line 7, after "access" insert ". All course materials provided through the pilot shall be made available to students"

AMENDMENT NO. 4

On page 2, line 15, after "materials" insert ", or current material moving into a course material access and affordability program"

AMENDMENT NO. 5

On page 2, line 16, change "Instructional" to "Open educational"

AMENDMENT NO. 6

On page 2, line 25, after "courses" insert ", or participating in a course material access and affordability program."

AMENDMENT NO. 7

On page 2, line 29, after "resources" insert ", or participate in a course material access and affordability program"

AMENDMENT NO. 8

On page 3, between lines 10 and 11, insert:
 "D. For purposes of this Section, "course material access and affordability program" means a program by which course materials are made available to all students enrolled in the course on or before the first day of the term at a cost consistent with the definition of affordable educational resources in R.S. 17:3129.9."

On motion of Senator Fields, the amendments were adopted.

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

Senator Mizell in the Chair

Rules Suspended

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 121—

BY SENATORS CORTEZ, ABRAHAM, ALLAIN, BARROW, BERNARD, BOUDREAUX, BOUIE, CARTER, CATHEY, CLOUD, CONNICK, DUPLESSIS, FESI, FIELDS, FOIL, HARRIS, HENRY, HENSGENS, HEWITT, JACKSON, KLEINPETER, LAMBERT, LUNEAU, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, POPE, PRICE, REESE, STINE, TALBOT, TARVER, WHITE AND WOMACK

A RESOLUTION

To commend the Honorable Gary L. Smith Jr. on his twenty-four years of distinguished public service in the Legislature of Louisiana and to express enduring gratitude for his outstanding contributions made on behalf of his constituents of Jefferson, Lafourche, St. Charles, and St. John the Baptist parishes, and the state of Louisiana, particularly during his tenure as a regarded member of the Louisiana Senate representing District No. 19 and the Louisiana House of Representatives representing District No. 56.

Senator Cortez asked for and obtained a suspension of the rules to read Senate Resolution No. 121 a first and second time.

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

Mr. President in the Chair

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 24, 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:

- | | | |
|------------|------------|------------|
| HB No. 504 | HB No. 553 | HB No. 658 |
| HB No. 661 | HB No. 76 | HB No. 148 |
| HB No. 449 | HB No. 259 | |

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 76—

BY REPRESENTATIVE CARRIER
AN ACT

To amend and reenact R.S. 40:1667.1(A)(3)(a) and (F)(3), relative to supplemental pay for tribal officers of the Coushatta Tribe of Louisiana; to increase the number of tribal officers eligible for supplemental pay; to remove certain limitations; to make technical corrections; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 148—

BY REPRESENTATIVE STAGNI
AN ACT

To amend and reenact R.S. 40:1666.1(A)(1), 1666.3(A), (B), and (C), and 1666.6, relative to supplemental pay for firemen; to provide relative to qualification for such payments; to provide for the distribution of such payments; to provide with respect to the

powers and duties of the state fire marshal regarding such payments; to provide with respect to the powers and duties of the Department of Public Safety and Corrections regarding such payments; to provide with respect to the powers and duties of the Fireman's Supplemental Pay Board; to provide with respect to compensation of members of the Fireman's Supplemental Pay Board; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 259—
BY REPRESENTATIVE MARCELLE
A JOINT RESOLUTION

Proposing to amend Article III, Section 16(A) of the Constitution of Louisiana, relative to appropriations; to provide for a period of longer than one year for certain appropriations; to provide for effectiveness; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 449—
BY REPRESENTATIVE WILLARD
AN ACT

To amend and reenact R.S. 18:431(A)(1)(b) and 431.1(C)(introductory paragraph) and to enact R.S. 18:431.1(C)(7), 523, and 523.1 and R.S. 36:744(C)(5), relative to the rights of voters with disabilities; to provide for instructions provided to election commissioners relative to the rights of persons with disabilities; to provide for the examinations taken by commissioners; to provide for an Americans with Disabilities Act compliance officer within the Department of State; to provide for compensation; to provide for duties and responsibilities of the officer; to create the Voting Accessibility Advisory Group; to provide for membership; to provide for duties; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 504—
BY REPRESENTATIVE SEABAUGH
AN ACT

To repeal R.S. 42:31, relative to unclassified state employment; to repeal certain employment eligibility requirements regarding motor vehicle registration and driver's licenses; and to provide for related matters.

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

HOUSE BILL NO. 553—
BY REPRESENTATIVE GLOVER
AN ACT

To amend and reenact R.S. 18:23(A)(7), relative to the State Board of Election Supervisors; to provide for the membership of the board; to provide for the list of nominees submitted by the presidents of various colleges and universities; to provide for the nomination of a voter with a disability; to provide for appointment by the governor; and to provide for related matters.

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

HOUSE BILL NO. 658— (Substitute for House Bill No. 427 by Representative Crews)

BY REPRESENTATIVE CREWS
AN ACT

To enact Subpart E of Part IV of Chapter 5-D of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1176.1, relative to consumer access to healthcare prices; to provide for duties of facilities and health insurance issuers; to

provide for corrective action reports; to provide for duties of the Louisiana Department of Health and the Department of Insurance; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 661— (Substitute for House Bill No. 300 by Representative Muscarello)
BY REPRESENTATIVE MUSCARELLO
AN ACT

To amend and reenact R.S. 13:61, relative to the judiciary; to provide relative to the Judicial Council of the Supreme Court of Louisiana; to provide for the duties of the council; to provide relative to the review of courts and offices within the judicial branch of state government; to provide relative to data utilized by the council; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
HEALTH AND WELFARE**

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

May 24, 2023

To the President and Members of the Senate:

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

SENATE RESOLUTION NO. 96—
BY SENATOR MIZELL
A RESOLUTION

To urge and request the Louisiana Department of Health to study acute and long-term adverse health events related to medical marijuana and to report its findings to the legislature prior to the convening of the 2024 Regular Session of the Legislature of Louisiana.

Reported with amendments.

SENATE RESOLUTION NO. 98—
BY SENATOR DUPLESSIS
A RESOLUTION

To urge and request the Louisiana Department of Health to apply for a waiver from the United States Department of Health and Human Services to allow Medicaid reimbursement for individuals, including juveniles in detention.

Reported with amendments.

HOUSE BILL NO. 181—
BY REPRESENTATIVE DEVILLIER
AN ACT

To amend and reenact R.S. 28:53(B)(1), (G)(2) and (4), and (J)(3), relative to coroner authority for telemedicine examinations; to clarify those persons who may execute an emergency certificate via actual examination or telemedicine examination; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 457—

BY REPRESENTATIVES CREWS, AMEDEE, BUTLER, CARRIER, CORMIER, DESHOTEL, EDMONDS, EMERSON, FRIEMAN, HARRIS, HOLLIS, MOORE, CHARLES OWEN, SELDERS, AND THOMPSON
AN ACT

To enact Part VIII of Chapter 2 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:101, relative to the creation of a commemorative certificate of miscarried child; to provide for responsibilities of the state registrar; to provide for minimum data required; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 460—

BY REPRESENTATIVE ROBERT OWEN
AN ACT

To amend and reenact R.S. 40:1046(G)(3)(a) through (c) and (e), (6)(a) through (c), and (8) and to enact R.S. 40:1046(G)(9), relative to the distribution of marijuana for therapeutic use; to provide relative to permitting and regulation of marijuana pharmacies by the Louisiana Board of Pharmacy; to provide suitability requirements for persons associated with a pharmacy licensed to dispense recommended marijuana for therapeutic use; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 587—

BY REPRESENTATIVE MOORE
AN ACT

To enact R.S. 36:259(B)(19) and Chapter 61 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3721 through 3726, relative to community health workers; to create the Louisiana Community Health Worker Workforce Board within the Louisiana Department of Health; to provide for the powers and duties of the board; to provide for the board membership; to authorize the board to develop training practices for community health workers; to provide for rulemaking authority; to provide for termination of the board; to provide relative to board governance; to provide relative to the powers and duties of the Louisiana Department of Health with respect to the board and community health workers; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 652— (Substitute for House Bill No. 599 by Representative Dustin Miller)

BY REPRESENTATIVE DUSTIN MILLER
AN ACT

To amend and reenact R.S. 17:500(B)(1), 500.2(A)(2)(introductory paragraph) and (c), (D)(1)(b), and E(1)(a) and (2)(a) through (c) and (e), 1201(A)(2), 1202(A)(1)(b) and (2)(introductory paragraph) and (d), (D)(1)(b), and (E)(1)(a) and (c), (2)(a) through (c), and (3), 1206(A)(1), and 1206.2(D)(1)(b) and (E)(1)(a) and (c), (2)(a) through (c), and (3) and to enact R.S. 17:1200(D), relative to signature authority for certain healthcare professionals; to provide for sick leave procedures for teachers, school bus operators, and teaching staff; to provide for definitions; and to provide for related matters.

Reported favorably.

Respectfully submitted,
FRED H. MILLS JR.
Chairman

Rules Suspended

Senator White asked for and obtained a suspension of the rules to recall House Bill No. 643 from the Committee on Finance and discharge said committee.

HOUSE BILL NO. 643— (Substitute for House Bill No. 122 by Representative Horton)

BY REPRESENTATIVE HORTON
AN ACT

To enact Subpart F of Part VI of Chapter 5-A of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1086.21, relative to point of care testing for newborns; to require testing for the cytomegalovirus (CMV); to provide for the payment of healthcare providers; to establish provisions for payment; and to provide for related matters.

The bill was read by title and referred to the Legislative Bureau.

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Foil	Mizell
Abraham	Harris	Morris
Allain	Henry	Peacock
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Jackson	Reese
Bouie	Kleinpeter	Smith
Cathey	Lambert	Stine
Cloud	Luneau	Talbot
Connick	McMath	Tarver
Duplessis	Milligan	White
Fesi	Mills, F.	Womack
Fields	Mills, R.	
Total - 38		

ABSENT

Carter
Total - 1

Leaves of Absence

The following leaves of absence were asked for and granted:

Carter 1 Day

Announcements

The following committee meetings for May 25, 2023, were announced:

Education	9:30 A.M.	Hainkel Room
Local and Mun. Affairs	9:30 A.M.	Room F
Natural Resources	9:00 A.M.	Room A
Revenue and Fiscal Affairs	At Adj	Room A
Transportation	10:00 A.M.	Room E

Adjournment

On motion of Senator Talbot, at 5:25 o'clock P.M. the Senate adjourned until Thursday, May 25, 2023, at 2:00 o'clock P.M.

The President of the Senate declared the Senate adjourned.

YOLANDA J. DIXON
Secretary of the Senate

FRAN OGNIBENE
Journal Clerk

