

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

---

**TENTH 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

Thursday, April 27, 2023

The Senate was called to order at 9:45 o'clock A.M. by Hon. Patrick Page Cortez, President of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

The roll was called with the following result:

PRESENT

Mr. President	Fesi	Mills, R.
Abraham	Fields	Mizell
Allain	Foil	Peacock
Barrow	Hensgens	Pope
Bernard	Jackson	Price
Boudreaux	Kleinpeter	Smith
Bouie	Lambert	Stine
Cathey	Luneau	Talbot
Cloud	McMath	White
Connick	Milligan	Womack
Duplessis	Mills, F.	
Total - 32		

ABSENT

Carter	Hewitt	Tarver
Harris	Morris	
Henry	Reese	
Total - 7		

The President of the Senate announced there were 32 Senators present and a quorum.

**Prayer**

The prayer was offered by Senator Katrina Jackson, 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 Milligan, the reading of the Journal was dispensed with and the Journal of April 26, 2023, was adopted.

**Introduction of Senate Resolutions**

**SENATE RESOLUTION NO. 47—**  
BY SENATOR BOUDREAU

A RESOLUTION

To recognize, commend, and congratulate Angelina Bernard Narcisse on the occasion of her 100<sup>th</sup> birthday.

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

**SENATE RESOLUTION NO. 48—**

BY SENATOR BOUDREAU

A RESOLUTION

To recognize May 6, 2023, as Louisiana Firefighter's Appreciation Day and commend and acknowledge the firefighters across the state for their dedication to public safety and their service to the citizens of Louisiana and the United States of America.

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

**Introduction of  
Senate Concurrent Resolutions**

**SENATE CONCURRENT RESOLUTION NO. 31—**

BY SENATOR WOMACK

A CONCURRENT RESOLUTION

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

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

**Senate Concurrent Resolutions on  
Second Reading**

**SENATE CONCURRENT RESOLUTION NO. 28—**

BY SENATORS MIZELL, ABRAHAM, CATHEY, CONNICK, FESI, FOIL, HENRY, HENSGENS, JACKSON, MCMATH, MILLIGAN, ROBERT MILLS, MORRIS, PEACOCK, REESE, SMITH, STINE AND WOMACK AND REPRESENTATIVES BACALA, BROWN, DUBUISSON, ECHOLS, EMERSON, FIRMENT, FREEMAN, FRIEMAN, HARRIS, ILLG, LAFLEUR, MAGEE, MCFARLAND, CHARLES OWEN, SEABAUGH, THOMAS, THOMPSON AND WRIGHT

A CONCURRENT RESOLUTION

To commemorate the celebration of St. Patrick's Day and recognize the cultural and historic links between Ireland and Louisiana and the establishment of the American Irish State Legislators Caucus.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Fesi	Mills, R.
Abraham	Fields	Mizell
Allain	Foil	Peacock
Barrow	Hensgens	Pope
Bernard	Jackson	Price
Boudreaux	Kleinpeter	Smith
Bouie	Lambert	Stine
Cloud	McMath	Talbot
Connick	Milligan	White
Duplessis	Mills, F.	Womack
Total - 30		

NAYS

Total - 0

ABSENT

Carter	Henry	Morris
Cathey	Hewitt	Reese
Harris	Luneau	Tarver
Total - 9		

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

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SENATE CONCURRENT RESOLUTION NO. 29—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To commend LSU Shreveport chancellor Larry Clark on his retirement.

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 with 3 columns of names: Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Cathey, Cloud, Connick, Duplessis, Total - 31; Fesi, Fields, Foil, Hensgens, Jackson, Kleinpeter, Lambert, McMath, Milligan, Mills, F., Mills, R.; Mizell, Peacock, Pope, Price, Smith, Stine, Talbot, White, Womack

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Carter, Harris, Henry, Total - 8; Hewitt, Luneau, Morris; Reese, Tarver

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

SENATE CONCURRENT RESOLUTION NO. 30—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

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

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

House Bills and Joint Resolutions on Second Reading

HOUSE BILL NO. 65—

BY REPRESENTATIVE VILLIO

AN ACT

To enact R.S. 14:2(B)(60), relative to crimes of violence; to designate the crime of simple burglary of an inhabited dwelling as a crime of violence when a person is present in the dwelling, house, apartment, or other structure; and to provide for related matters.

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

HOUSE BILL NO. 94—

BY REPRESENTATIVES BACALA, CARRIER, COUSSAN, DUBUISSON, ECHOLS, EDMONDS, EDMONSTON, FIRMONT, FONTENOT, GLOVER, HARRIS, HILFERTY, HORTON, ILLG, MIKE JOHNSON, MCMAHEN, MIGUEZ, ORGERON, CHARLES OWEN, PRESSLY, RISER, SCHLEGEL, STAGNI, THOMPSON, VILLIO, WHEAT, AND WHITE

AN ACT

To enact R.S. 14:67.13, relative to theft; to create the crime of theft or criminal access of an automated teller machine; to provide for a definition; to provide for criminal penalties; to provide relative

to the payment of restitution for the crime; and to provide for related matters.

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

HOUSE BILL NO. 113—

BY REPRESENTATIVES WHITE AND GLOVER

AN ACT

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

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

HOUSE BILL NO. 133—

BY REPRESENTATIVE TURNER

AN ACT

To amend and reenact R.S. 40:1005(B) and to enact R.S. 40:1005(D) and R.S. 42:17.4, relative to meetings of the Prescription Monitoring Program Advisory Council; to provide for a change in the frequency of meetings; to provide for meetings by electronic means; 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. 200—

BY REPRESENTATIVE LAFLEUR

AN ACT

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

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

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.

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

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.

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

HOUSE BILL NO. 281—

BY REPRESENTATIVE GAROFALO

AN ACT

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

for the members of the board of directors; and to provide for related matters.

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

**HOUSE BILL NO. 291—**  
BY REPRESENTATIVE CHARLES OWEN  
AN ACT

To enact Part VI of Chapter 5-G of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.51 through 1300.55, relative to minimum standards for visitation policies at certain healthcare facilities; to require in-person visitation under certain circumstances; to provide minimum requirements for in-person visits; to establish minimum visitation hours; to require the provision of visitation policy information with applications for licensure, renewal of licensure, or change of ownership; to require publication of visitation policies; 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. 294—**  
BY REPRESENTATIVE WILLARD  
AN ACT

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

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

**HOUSE BILL NO. 309—**  
BY REPRESENTATIVE GAROFALO  
AN ACT

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

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

**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 and referred by the President to the Committee on Education.

**HOUSE BILL NO. 319—**  
BY REPRESENTATIVE STAGNI  
AN ACT

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

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

**HOUSE BILL NO. 332—**  
BY REPRESENTATIVE ROBBY CARTER  
AN ACT

To amend and reenact Sections 1 and 3 of Act No. 190 of the 2022 Regular Session of the Legislature, relative to the transfer of certain state property in Tangipahoa Parish; to authorize the transfer of certain state property in Tangipahoa Parish; to provide for the property description; to provide for terms and conditions; 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 Natural Resources.

**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 and referred by the President to the Committee on Education.

**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 and referred by the President to the Committee on Natural Resources.

**HOUSE BILL NO. 378—**  
BY REPRESENTATIVES DEVILLIER AND STEFANSKI  
AN ACT

To amend and reenact R.S. 15:612(A)(introductory paragraph), (B), and (C), relative to DNA database exchange; to provide relative to the population database comprised of DNA samples; to provide relative to the use of the population database comprised of DNA samples; to provide relative to disclosure prohibitions of the database; and to provide for related matters.

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

**HOUSE BILL NO. 441—**  
BY REPRESENTATIVE BRYANT  
AN ACT

To amend and reenact R.S. 14:37.5(B)(2) and (3), relative to assault; to provide relative to the crime of aggravated assault upon a utility service employee with a firearm; to amend definitions; and to provide for related matters.

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

**HOUSE BILL NO. 520—**  
BY REPRESENTATIVES CARRIER, LARVADAIN, SCHAMERHORN,  
SELDERS, AND WRIGHT  
AN ACT

To enact R.S. 47:463.225 and 226, relative to motor vehicle special prestige license plates; to provide for the establishment of the "Utility Lineman" and the "Louisiana Soccer Association" special prestige license plates; to provide for creation, issuance, design, fees, and rule promulgation applicable to such license plates; and to provide for related matters.

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

**HOUSE BILL NO. 548—**  
BY REPRESENTATIVE TURNER  
AN ACT

To enact Chapter 36-A of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2881 through 2886, relative to the dispensation of certain drugs by a healthcare facility; to provide for definitions; to identify certain actions as

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discriminatory with respect to drugs discounted by a federal program and the entities that dispense them; to provide for penalties; 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. 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 and referred by the President to the Committee on Education.

HOUSE BILL NO. 591— BY REPRESENTATIVES FISHER AND THOMPSON AN ACT

To amend and reenact R.S. 30:1154(D)(3), relative to solar power generation facilities; to include solar power generation facilities that have power purchase agreements in place to those facilities that are exempt from certain fees; and to provide for related matters.

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 60— BY REPRESENTATIVE WHEAT A CONCURRENT RESOLUTION

To commend the members and board of directors of the Louisiana School Boards Association for their commitment to advancing education in the state.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Mills, F. Abraham Fesi Mills, R. Allain Fields Mizell Barrow Foil Peacock Bernard Hensgens Pope Boudreaux Jackson Price Bouie Kleinpeter Smith Carter Lambert Stine Cathey Luneau Talbot Cloud McMath White Connick Milligan Womack Total - 33

NAYS

Total - 0

ABSENT

Harris Hewitt Reese Henry Morris Tarver Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 61— BY REPRESENTATIVE DEVILLIER AND SENATOR HENSGENS A CONCURRENT RESOLUTION

To commend the Church Point High School boys' powerlifting team on winning the Louisiana High School Athletic Association 2023 Division III state championship.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Mills, F. Abraham Fesi Mills, R. Allain Fields Mizell Barrow Foil Peacock Bernard Hensgens Pope Boudreaux Jackson Price Bouie Kleinpeter Smith Carter Lambert Stine Cathey Luneau Talbot Cloud McMath White Connick Milligan Womack Total - 33

NAYS

Total - 0

ABSENT

Harris Hewitt Reese Henry Morris Tarver Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 62— BY REPRESENTATIVE DEVILLIER AND SENATOR HENSGENS A CONCURRENT RESOLUTION

To commend John Craig Arceneaux, head coach of the Church Point High School football team, on the occasion of his retirement.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fesi Mills, R. Allain Fields Mizell Barrow Foil Peacock Bernard Hensgens Pope Boudreaux Jackson Price Bouie Kleinpeter Smith Carter Lambert Stine Cathey Luneau Talbot Cloud McMath White Connick Milligan Womack Duplessis Mills, F. Total - 32

NAYS

Total - 0

ABSENT

Abraham Hewitt Tarver Harris Morris

Henry Reese  
Total - 7

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

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

**SENATE BILL NO. 11—**  
BY SENATOR LUNEAU

AN ACT

To amend and reenact R.S. 22:1454(A), relative to rating standards and methods; to prohibit rate classifications based on gender; and to provide for related matters.

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

**SENATE BILL NO. 16—**  
BY SENATOR BERNARD

AN ACT

To amend and reenact R.S. 18:423(J), relative to parish boards of election supervisors; to provide for member compensation; and to provide for related matters.

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

**SENATE BILL NO. 21—**  
BY SENATORS PRICE, BOUIE AND TARVER

AN ACT

To enact R.S. 49:149.36, relative to the names of state buildings; to name the Department of Transportation and Development headquarters building in Baton Rouge; and to provide for related matters.

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

**SENATE BILL NO. 23—**  
BY SENATOR BERNARD

AN ACT

To amend and reenact R.S. 18:1309(A)(2), relative to early voting locations; to require approval by the secretary of state; to provide for location requirements; and to provide for related matters.

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

**SENATE BILL NO. 77—**  
BY SENATOR REESE

AN ACT

To amend and reenact the introductory paragraph of R.S. 39:112(E)(2) and 122(A)(1), relative to the capital outlay process; to provide relative to matching fund requirements for non-state entity projects; to provide relative to the obligation of funds for ongoing projects in the capital outlay act; and to provide for related matters.

Reported favorably by the Committee on Finance. The bill was read by title and passed to a third reading.

**SENATE BILL NO. 101—**  
BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 47:302.18(B), relative to disposition of certain collections in Lafayette Parish; to provide for the use of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 101 by Senator Cortez

**AMENDMENT NO. 1**

On page 1, line 10, after "shall be", delete the remainder of the line and delete lines 11 and 12 and insert "**allocated equally for capital improvements for Lafayette Central Park, Inc. and planning, development, and capital improvements at or adjacent to the Cajundome as appropriated by the legislature.** For the purposes of this Section, "capital"

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

**SENATE BILL NO. 123—**  
BY SENATOR HENRY

AN ACT

To amend and reenact R.S. 18:1300.2(C)(1), 1300.3(A) and (B), and 1300.5, relative to recall elections; to provide relative to recall petitions; to provide relative to public records; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 123 by Senator Henry

**AMENDMENT NO. 1**

On page 1, line 2, after "reenact" delete the remainder of the line and insert:  
"R.S. 18:3(A), 1300.2(A)(2),(C)(1) and (2), and (D), 1300.3(A) and (B), and 1300.5 and R.S. 44:4.1(B)(10), relative to"

**AMENDMENT NO. 2**

On page 1, line 6, after "Section 1." and before "are" change "R.S. 18:1300.2(C)(1), 1300.3(A) and (B), and 1300.5" to "R.S. 18:3(A), 1300.2(A)(2),(C)(1) and (2), and (D), 1300.3(A) and (B), and 1300.5"

**AMENDMENT NO. 3**

On page 1, between lines 7 and 8 insert:

§3. Petitions submitted to registrars of voters

A. Notwithstanding any other provision of law to the contrary, every petition submitted to a registrar of voters for certification shall contain the following information:

(1) The handwritten signature of the voter who is signing the petition; however, if a person is unable to write, the incapacitated person shall affix his mark to the petition and the person circulating the petition shall affix the name of the incapacitated person provided he does so in the presence of two witnesses who shall also sign their names as witnesses to the mark.

(2) The **date month, day, and year** the voter signed the petition.

(3) The signer's **ward, precinct, and year of birth.**

(4) The address at which the signer is registered to vote, including municipal number, apartment number, rural route, and box number.

(5) Name of the signer either typed or legibly written.

(6) ~~Name~~ **The printed name** of the person who witnessed and who obtained the signature **either typed or legibly written.**

(7) ~~Date~~ **The month, day, and year** on which the person witnessed and obtained the signature.

\* \* \*

AMENDMENT NO. 4

On page 1, delete lines 9-17 and on page 2 delete lines 1-10 and insert:

"A. \* \* \*

(2) The secretary of state shall provide a form approved by the attorney general to be used for the petition for a recall election. Such form shall include pre-printed line numbers and shall be in conformity with the all other provisions of this Chapter and R.S. 18:3. All recall petitions shall be on an approved form or on a form which contains the same information as required by the approved form and any petition not on such a form shall be invalid.

\* \* \*

C.(1) Prior to the entering of any signatures on a petition, the chairman designated to represent the petitioners shall file with the secretary of state a copy of the recall petition which will be used and copies of a picture identification that contain the name and signature of the chairman and vice chairman, respectively, or copies of current utility bills, bank statements, government checks, paychecks, or other government documents that show the name and address of the chairman and vice chairman, respectively. Upon receipt of the recall petition, the secretary of state shall provide to the chairman and vice chairman, respectively, a document prepared by the secretary of state in conjunction with the Louisiana Registrars of Voters Association, subject to approval as to content by the attorney general, providing general information on petition requirements and deadlines. Upon receipt of the recall petition, the secretary of state shall endorse thereon the fact and the date of filing, and this unsigned copy of the recall petition shall be a public record. A copy shall be transmitted by the secretary of state to the registrar of voters for each parish in which the recall election is to be held. The chairman shall list on the petition every parish that is wholly or partially within the voting area where the recall election is to be held. The petition shall be considered filed when it is received in the office of the secretary of state. Upon receipt of the recall petition, the secretary of state shall produce a report of the number of qualified electors in the voting area wherein the recall election is sought effective on the date of receipt of the recall petition and shall notify the registrar of voters in each parish in the voting area of the number of qualified electors of the voting area in the parish for issuance of the certification.

(2)(a) The signed and dated petition shall be submitted to the registrar of voters for each parish within the voting area not later than one hundred eighty days after the day on which the copy of the petition was filed with the secretary of state; however, where fewer than one thousand qualified electors reside within the voting area, the petition shall be submitted to the registrar of voters not later than ninety days after the day on which the copy of the petition is filed with the secretary of state. If the final day for submitting the signed and dated petition falls on a Saturday, Sunday, or legal holiday, the deadline for filing such petition shall be on the next day which is not a Saturday, Sunday, or legal holiday. Upon receipt of the petition, the registrar of voters shall affix the date received and a page number to the front of each page of the petition.

(b) In conjunction with the recall petition the chairman shall also submit to the registrar of voters an affidavit verifying the number of signatures submitted along with an attestation that to the best of his knowledge, all documents submitted are originals and not photocopies.

\* \* \*

D. Each elector, at the time of signing the petition, shall enter his address and the date on which he signed beside or underneath his signature; however, if a person is unable to write, as provided in R.S. 18:1300.4, the two witnesses shall date their signatures. In addition, each petition shall be in compliance with the provisions of R.S. 18:3. In determining the number of qualified electors who signed the petition in any parish, the registrar of voters shall not count any signature which is undated does not comply with all of the requirements of R.S. 18:3 or bears a date prior to the date on which the copy of the petition initially was filed with the secretary of state or after the date of the submission of the petition to the registrar except as otherwise provided in R.S. 18:1300.3(B). The registrar shall not receive or certify a petition submitted to him for certification unless it is submitted to him timely."

AMENDMENT NO. 5

On page 2, delete lines 12 and 13 and insert: "§1300.3 Certification of registrar of voters; addition or withdrawal of signatures; designation as a public record; form of names"

AMENDMENT NO. 6

On page 2, line 15, after "within" and before "working" change "fifteen" to "fifteen twenty"

AMENDMENT NO. 7

On page 2, line 22, after "within" change "twenty" to "twenty thirty"

AMENDMENT NO. 8

On page 2, line 23, after "purpose." and before "If" insert: "If the petition certification deadline occurs during the time period commencing forty-five days before a primary election and ending on the date of the corresponding general election, the registrar of voters for each parish in the voting area shall be granted an additional ten working days to complete the certification or an additional twenty working days for any parish wholly or partially within the voting area that has more than fifty thousand registered voters."

AMENDMENT NO. 9

On page 3, line 1, after "registrar." delete the remainder of the line, delete line 2, and insert: "Except as otherwise provided by law, and in accordance with R.S. 18:61, the registrar of voters for each parish in the voting area may enlist the assistance of employees of the department of state and registrars and deputy registrars of voters from other parishes to complete the certification of the recall petition."

AMENDMENT NO. 10

On page 3, delete lines 24 through 29 and on page 4, delete lines 1 through 10 and insert:

"§1300.5. Chairman and vice chairman designated in petition; petition designated as a public record

A. The recall petition shall designate a chairman to act for the signers of the petition in all matters, and a vice chairman to act on order of the chairman or in case of the death, disability, absence, or resignation of the chairman. The petition shall include the full name, signature, and residence address of the chairman and the vice chairman. The chairman and vice chairman each shall be a qualified voter in the voting area from which the public official whose recall is being sought is elected.

B. Upon the passage of ninety days following the signature of the first elector, the recall petition, including the name, address, and signature of each elector who has signed thereon, shall be a public record. The chairman, or the vice chairman when acting as the chairman, shall be the custodian thereof. The petition and the custodian shall be subject to all of the provisions of R.S. 44:31 et seq.

C. Upon the filing of the petition pursuant to R.S. 18:1300.2(C)(2), the chairman, or the vice chairman when acting as chairman, shall no longer be the custodian thereof.

Section 2. R.S. 44:4.1(B)(10) is hereby amended and reenacted to read as follows:

§4.1. Exceptions

\* \* \*

B. The legislature further recognizes that there exist exceptions, exemptions, and limitations to the laws pertaining to public records throughout the revised statutes and codes of this state. Therefore, the following exceptions, exemptions, and limitations are hereby continued in effect by incorporation into this Chapter by citation:

\* \* \*

(10) R.S. 18:43, 44, 114, 116, 154, 1300.3, 1300.5, 1308, 1491.5, 1495.3, 1511.8

\* \* \*

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

**SENATE BILL NO. 129—**

BY SENATOR CLOUD AND REPRESENTATIVE ZERINGUE  
AN ACT

To amend and reenact R.S. 44:4(15) and to enact R.S. 24:653(H)(3), relative to the litigation subcommittee of the Joint Legislative Committee on the Budget; to require certain state entities to report corrective actions taken to mitigate state risk exposure upon request of the litigation subcommittee; to provide for an exemption from the Public Records Law; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 129 by Senator Cloud

**AMENDMENT NO. 1**

On page 1, line 14, after "**indemnification**" delete the remainder of the line and on line 15 delete "**risk management**" and insert "**by the state**"

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

**SENATE BILL NO. 137—**

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

To amend and reenact R.S. 44:4.1(B)(34) and to enact R.S. 36:4.1(C)(16), R.S. 40:2019(C)(23), and R.S. 49:210.1, relative to the Office of Child Advocacy; to provide for the Office of Child Advocacy within the office of the governor; to provide for the state child advocate; to provide for the duties of the office; to provide for the duties of state agencies; to provide for access to certain records; to provide for confidentiality of certain records and an exception to the Public Records Law; to prohibit retaliation by certain parties; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. The bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

**SENATE BILL NO. 146—**

BY SENATOR CORTEZ  
AN ACT

To amend and reenact R.S. 48:77.1(B), relative to the Megaprojects Leverage Fund; to provide for a separate portfolio for monies in the fund to be invested by the state treasurer in the same securities as allowed for the state general fund; to provide for the payment of expenses; and to provide for related matters.

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

**SENATE BILL NO. 147—**

BY SENATOR ROBERT MILLS  
AN ACT

To enact Subpart P-1 of Part I of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:472.1 through 472.3, relative to self-insurance funds; to authorize the creation of the Louisiana Churches and Nonprofit Religious Organizations Self-Insured Fund; to provide for legislative intent and public purpose; to provide for requirements and management of the self-insurance fund; to provide for definitions; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 147 by Senator Robert Mills

**AMENDMENT NO. 1**

On page 1, line 3, change "472.3" to "472.20"

**AMENDMENT NO. 2**

On page 1, line 7, after "definitions;" insert the following: "to provide for agreements creating a self-insurance fund; to provide for financial documents; to provide for financial requirements; to provide for excess insurance; to provide for investments; to provide for insurance agents; to provide for rate filings and rate determinations; to provide for insolvencies; to provide for examinations; to provide for audits; to provide for reports; to provide for the hiring of certain professional services providers under certain circumstances; to provide for disclosures; to provide for terms of dissolution; to provide the use of certain fund information; to provide for jurisdiction;"

**AMENDMENT NO. 3**

On page 1, line 10, change "472.3" to "472.20,"

**AMENDMENT NO. 4**

On page 3, delete line 9, and insert the following:

**"§472.2. Creation of fund**

**The Louisiana Churches and Nonprofit Religious**"

**AMENDMENT NO. 5**

On page 3, line 19, change "**§472.2.**" to "**§472.3.**"

**AMENDMENT NO. 6**

On page 3, line 22, delete "**insurance**"

**AMENDMENT NO. 7**

On page 3, line 27, change "**§472.3.**" to "**§472.4.**"

**AMENDMENT NO. 8**

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

**"(2) "Department" means the Department of Insurance."**

**AMENDMENT NO. 9**

On page 4, line 4, changed "**(2)**" to "**(3)**"

**AMENDMENT NO. 10**

On page 4, delete lines 8 through 11, and insert the following:

**"(4) "Hazardous financial condition" means a condition in which, based upon its present or reasonably anticipated financial condition, the fund, although not yet financially impaired or insolvent, is unlikely to be able to:**

**(a) Meet obligations with respect to known claims and reasonably anticipated claims.**

**(b) Pay other obligations in the normal course of business.**

**(5) "Insolvency" means the condition existing when the fund's liabilities are greater than the fund's assets as determined in accordance with generally accepted accounting principles as delineated in the fund's financial statement audited by an independent certified public accountant and calculated before a member distribution is payable or before a dividend is declared.**

**(6) "Nonprofit religious organization" means an active corporation or other entity organized under the United States Internal Revenue Code as a nonprofit organization defined as any one of the following:**

**(a) A church or religious house of worship.**

**(b) An organization formed for religious purposes.**

**(c) A nonprofit institution affiliated with a faith-based organization.**

**(d) An integrated auxiliary organization of a church.**

**(7) "Property coverage" means coverage for the damage or loss of a structure or building and may include any or all of the following:**

**(a) Premises liability coverage.**

**(b) Contents coverage for furniture or equipment.**

**(c) Wind and hail coverage.**

- (d) Loss of use coverage.
- (e) Medical payments coverage."

AMENDMENT NO. 11  
 On page 4, line 12, change "(4)" to "(8)"

AMENDMENT NO. 12  
 On page 4, between lines 14 and 15, insert the following:  
"§472.5. Agreement to pool liabilities; initial financial requirements

A.(1) Any arrangement authorized pursuant to this Subpart shall not be deemed to be an insurer or insurance and shall not be subject to the Louisiana Insurance Code, unless specifically referenced in this Subpart. The members of the arrangement shall not be insurers or be subject to the Louisiana Insurance Code.

(2) An agreement to pool liabilities under this Subpart shall be set forth in an indemnity agreement signed by the members and fund representatives acknowledging and agreeing to the assumption of the liabilities as set forth in this Subpart.

(3) The arrangement shall not be considered a member insurer of the Louisiana Insurance Guaranty Association, nor shall the Louisiana Insurance Guaranty Association be liable for any claim, or increments of any claim, made against the arrangement.

(4) The arrangement may include establishment of a trust fund and shall be for the purpose of serving as the group self-insurance fund for participating Louisiana churches and nonprofit religious organizations which arrangement shall be governed by a board of trustees.

(5)(a) The arrangement shall be domiciled in the state of Louisiana. All books, records, documents, accounts, and vouchers of the arrangement shall be kept in a manner that its financial condition, affairs, and operations can be ascertained so that financial statements filed with the Department of Insurance are readily verified and determined whether to be in compliance. Any or all books, records, documents, original indemnity agreements, accounts, and vouchers may be photographed or reproduced on film. Any photographs, microphotographs, optical imaging, or film reproductions of any original books, records, documents, original indemnity agreements, accounts, and vouchers shall for all purposes, including but not limited to admission into evidence in any court or adjudicatory proceeding, be considered the same as the originals, and a transcript, exemplification, or certified copy of any photograph, microphotograph, optical imaging, or film reproduction shall be deemed to be a transcript, exemplification, or certified original. Any original considered reproduced may thereafter be disposed of or destroyed, as provided for in Subparagraph (b) of this Paragraph, provided provisions are made for preserving and examining the reproduction.

(b) Except as otherwise provided in Subparagraph (a) of this Paragraph, original books, records, documents, accounts, and vouchers, or reproductions, shall be preserved and kept in this state for the purpose of examination and until the authority to destroy or otherwise dispose of the records is secured from the department. All original records, or certified reproductions, shall be maintained for the period commencing on the first day following the last period examined by the department through the subsequent examination period, or five years, whichever is longer, except that any original, or certified reproduction, in which the member agrees to or acknowledges the members' solidary liability for liabilities of the fund shall be permanently maintained.

(6)(a) In order to maintain financial stability in the fund, the department shall at times that require two or more members of the fund maintain a minimum combined net worth of one million dollars and a current assets to current liabilities ratio of at least one-to-one.

(b) After the fund has been operating for three years and has a total surplus of three million dollars, the department may waive the requirements of Subparagraph (a) of this Paragraph.

(7)(a) To maintain the financial stability of the fund, the fund shall assess each member an amount which equal to a certain

percentage of the premium dollars owed by the member and the percentage paid shall be known as a reserve payment. The percentage amount to be paid by all members shall be approved by the department.

(b) All reserve payments shall be deposited into a separate account known as the reserve account and shall be maintained at all times while the fund is in operation. No payment may be paid out of the reserve account unless approved by the department.

B. The fund shall submit to the department an application, on an application form prescribed and furnished by the department, for authority to act as a group self-insurance fund for property coverage. Each application shall include evidence of the fund's inception, which establishes financial strength and liquidity of the members to pay claims promptly and support the financial ability of the fund to satisfy its obligations upon the establishment of the fund, including all of the following:

(1) Financial statements, dated not less than one year prior to the application, audited by an independent certified public accountant, showing at the inception of the fund a combined net worth of those members of not less than the amount required by Subsection A of this Section. In lieu of an audited financial statement, the department may require that the fund submit necessary financial documents in a form and manner approved by the department to verify the combined net worth of those members or principals as required in Subsection A of this Section.

(2) Current financial documents of all other members dated not less than one year prior to the application.

(3) Schedules of the entire membership showing the following items:

(a) The ratio of current assets to current liabilities of all members combined to be greater than one-to-one.

(b) The working capital of all members combined to be of an amount establishing the financial strength and liquidity of the members to pay claims promptly.

(c) The net worth of all members combined to be not less than the amount required by Subsection A of this Section.

(4) Other financial information and documents as required by the department.

(5) The application shall be in writing, on a form provided by the department, and shall comply with all of the following:

(a) Applications shall be submitted to the department at least ninety days prior to the effective date of the establishment of a fund. Any application submitted with fewer than ninety days remaining before the desired effective date, or which does not contain answers to all questions, or which is not sworn to and subscribed before a notary public, or which does not contain all required documents, statements, reports, and required information, may be returned without review by the department.

(b) All applications shall be accompanied by the following items:

(i) The properly completed indemnity agreement in a form acceptable to the department pursuant to Paragraph (A)(2) of this Section.

(ii) Security as required by this Subpart.

(iii) Copies of acceptable excess insurance or reinsurance, as required by this Subpart. All excess insurance or reinsurance shall be approved by the department prior to use.

(iv) A bond covering each third-party administrator as provided by this Subpart. If the fund employs its own administrator, the fund shall be required to purchase a bond, errors-and-omission insurance, directors-and-officers insurance, or other security approved by the department for the administration of the fund.

(v) A certification from a designated depository attesting to the amount of monies on hand.

(vi) Copies of fund bylaws and any trust agreement or other governance documents.

(vii) Individual application of each member of the fund applying for membership in the fund on the effective date of the fund and copies of each member's executed indemnity agreements.

(viii) Evidence of financial strength and liquidity of the members dated as of the date of the filing of the application to



satisfy the financial strength and liquidity requirements of this Subpart.

(ix) Proof that the fund shall have the minimum annual earned normal premium required by this Subpart.

(x) The current annual report or financial statement of any casualty insurance company providing excess or reinsurance coverage for the fund meeting the requirements of this Subpart, if the statement is not already on file with the department.

(xi) The name, address, and telephone number of each attorney representing the fund, each qualified actuary for the fund, and each certified public accountant who will be auditing the annual financial statements of the fund, as well as evidence of appointment of each by the fund.

(xii) The domicile address in this state where the books and records of the fund will be maintained, and the state from which the fund will be administered.

(xiii) Proof of advance payment to the fund by each initial member of the fund of not less than twenty-five percent of that member's first year estimated annually earned normal premiums.

(xiv) A feasibility study or other analysis prepared by a qualified actuary utilizing actual loss history of the initial members of the fund.

(xv) Pro forma financial statements projecting the first three years of operations of the fund based upon a feasibility study or other analysis prepared by a qualified actuary. The pro forma financial statements shall include a pro forma balance sheet, income statement, and statement of cash flow, each of which shall be prepared in accordance with generally accepted accounting principles.

(xvi) A copy of the fund's premium billing policy indicating whether the premium payments to the fund are to be paid by members annually, monthly, quarterly, or any combination thereof.

**§472.6. Requirements; excess insurance; administrative and service companies; status; liability; refunds**

A. The fund established pursuant to this Subpart shall comply with all of the following items:

(1) File rates in accordance with R.S.22:472.10 and maintain at least seven hundred fifty thousand dollars in earned premiums in the first fund year. In the second and each subsequent year, the fund shall maintain at least two million dollars in earned premiums. The amounts maintained shall be documented on the fund's audited financial statement prepared in accordance with generally accepted accounting principles.

(2)(a) During the first fund year, the fund shall deposit with the department a safekeeping receipt or trust receipt from a bank doing business in this state or from a savings and loan association chartered to do business in the state indicating that the fund has deposited and pledged one hundred thousand dollars in money or bonds of the United States, the state of Louisiana, or any political subdivision of the state, having a par value of one hundred thousand dollars, or post a surety bond issued by a corporate surety authorized to do business in this state, in the amount of one hundred thousand dollars, to secure the obligations of the fund under this Subpart.

(b) In the second and subsequent fund years, it shall deposit with the department a safekeeping receipt or trust receipt from a bank doing business in this state or from a savings and loan association chartered to do business in this state indicating that the fund has deposited and pledged two hundred fifty thousand dollars in money or bonds of the United States, the state of Louisiana, or any political subdivision of the state, having a par value of two hundred fifty thousand dollars, or post a surety bond issued by a corporate surety authorized to do business in this state, in the amount of two hundred fifty thousand dollars, to secure the obligations of the fund under this Subpart.

(3) Provide property coverage as required by this Subpart.

(4)(a) Maintain, on a fund-year basis, a contract or contracts of specific excess insurance or reinsurance of not less than an amount that is actuarially sound and approved by the department. The maximum retention under the excess insurance

or reinsurance contracts shall not exceed amounts as may be provided by the department.

(b) For purposes of authorizing the purchase of reinsurance required under this Subsection, the fund shall be deemed an insurer. The excess insurance or reinsurance shall be purchased only from a company having a rating of A- by A.M. Best Company, A- by Fitch Ratings, A by Weiss Ratings, A- by S&P Global Ratings, or A3 by Moody's Investors Services, or better, and this reinsurance may be purchased from admitted or nonadmitted companies, provided that the provisions of R.S. 22:651 through 661, and Financial Accounting Standard Number 113 as promulgated and updated by the Financial Accounting Standards Board. The department shall approve all excess insurance policies or reinsurance agreements prior to use by the fund.

(5) File with the department financial statements and financial reports, including financial statements audited by an independent certified public accountant and actuarial reports, as may be required by the department under rules promulgated pursuant to the Administrative Procedure Act.

B. In order for a casualty insurance company to be eligible to write excess coverage for the fund, the company shall have on file with the department its current financial statement showing assets, including any surplus to policyholders, at least equal to the current requirements by the department for admission of a new company to do business in this state. Contracts or policies for excess insurance coverage written by active underwriters of Lloyd's of London are acceptable upon prior approval by the department.

C. Any fund administrator contracted by the fund and whose acts are not covered by the fund's bond, errors-and-omissions insurance, directors-and-officers' insurance, or other security approved by the department, and any person, including an individual, partnership, corporation, and other entity contracting, either directly or indirectly, with a fund to provide claims adjusting, underwriting, safety engineering, loss control, marketing, investment advisory, or administrative services to the fund or its membership, other than bookkeeping, or auditing, or claims investigation services to the fund shall comply with all of the following:

(1) Post a surety bond with the department issued by a corporate surety authorized to do business in this state of not less than fifty thousand dollars or deposit with the department a safekeeping receipt or trust receipt from a bank doing business in this state or from a savings and loan association chartered to do business in this state indicating that the deposit of fifty thousand dollars in money or bonds of the United States, the state of Louisiana, or any political subdivision of the state, having a par value of fifty thousand dollars, to secure the performance of its obligations under the contract and under this Subpart.

(2) Place all terms, agreements, fee arrangements, and any other conditions in a written agreement, which constitute the entire agreement between the parties, signed by the person and the fund.

D. A fund created pursuant to this Subpart shall not be considered a partnership under the laws of Louisiana.

E. All members of the fund are solidarily liable for liabilities of the fund incurred by the fund after the inception of the fund year in which the operator becomes a member of the fund, to the extent required by this Subpart.

F. The board of trustees may declare, as refundable to fund members, any monies in excess of amounts necessary to fulfill obligations of the fund. The board of trustees may distribute the refund at its discretion, in accordance with the agreement establishing the fund and the following conditions:

(1) The amount of the distribution shall not exceed the members' distributions payable and recorded on the balance sheet as indicated by the most recently completed audited financial statements of the fund.

(2) The fund shall provide written notification to the department at least ten days before the payment of a distribution.

G. Each application for membership in the fund shall contain written notice that the fund is not covered by the Louisiana Guarantee Insurance Association.

§472.7. Investments

A. Only a security or other investment that is interest-bearing or interest accruing or dividend-paying or income-paying and which is not then in default may be purchased or acquired by the fund and the fund shall receive for its exclusive account and benefit the interest or income accruing on the security.

B. The board of trustees may invest amounts not needed for current obligations in any or all of the following items:

(1) Deposits in federally insured banks or savings and loan associations when any one of the following applies:

(a) The deposits are insured by the Federal Deposit Insurance Corporation.

(b) The deposits are collateralized by direct obligations of the United States government.

(2) Bonds or securities not in default as to principal or interest, which are obligations of the United States government or of any agency of the United States government, without limitation.

(3) Pass-through mortgage-backed securities and collateralized mortgage obligations issued by the Federal National Mortgage Association, the Government National Mortgage Association, the Federal Home Loan Mortgage Corporation, or the Federal Housing Administration, without limitation, provided that the collateralized mortgage obligations have a minimum rating of A by Moody's, S&P Global Ratings, or Fitch.

(4) Obligations of the state of Louisiana or its subdivisions having a minimum rating of A by Moody's, S&P Global Ratings, or Fitch. Not more than five percent of the fund's assets may be invested in any particular issue and the type of investment cannot exceed fifteen percent of the fund's assets in the aggregate.

(5) Obligations of any state or its subdivisions having a minimum rating of A by Moody's, S &P Global Ratings, or Fitch. Not more than five percent of the fund's assets may be invested in any particular issue and the type of investment cannot exceed fifteen percent of the fund's assets in the aggregate.

(6) Commercial mortgage-backed securities with purchases having a minimum rating of Aaa by Moody's, AAA by S&P Global Ratings, or AAA by Fitch. Not more than two percent of the fund's assets may be invested in one issue, and this type of investment shall not exceed ten percent of the fund's assets in the aggregate.

(7) Asset-backed securities with purchases having a minimum rating of Aa by Moody's, AA by S&P Global Ratings, or AA by Fitch. No more than five percent of the fund's assets may be invested in one issue, and this type of investment cannot exceed ten percent of the fund's assets in the aggregate.

(8) Repurchase agreements, without limitation, when the collateral for the agreement is a direct obligation of the United States government, provided that the repurchase agreement shall meet all of the following specifications:

(a) Be in writing.

(b) Have a specific maturity date.

(c) Adequately identify each security to which the agreement applies.

(d) State that in the event of default by the party agreeing to repurchase the securities described in the agreement at the term contained in the agreement, title to the described securities shall pass immediately to the fund without recourse.

(9) Corporate bonds, subject to the following limitations:

(a) The bonds shall have a minimum rating of Baa by Moody's, BBB by S&P Global Ratings, or BBB by Fitch.

(b) Except as provided in Subparagraph (d) of this Paragraph, not more than five percent of the fund's assets may be invested in corporate bonds of any particular issue or issuer.

(c) Except as provided in Subparagraph (d) of this Paragraph, not more than fifty percent of the fund's assets may be invested in corporate bonds of all types.

(d) The five-percent and fifty-percent limitations specified in Subparagraphs (b) and (c) of this Paragraph, respectively, may be exceeded up to an additional ten percent of the fund's assets if the financial circumstances acceptable to the department, like an increase in market value after initial purchase of a corporate bond, provided that the following occur:

(i) The initial purchase of corporate bonds was within the limitations specified in Subparagraphs (b) and (c) of this Paragraph.

(ii) In determining the financial condition of the fund, the department shall not include as assets of the fund those corporate bonds which exceed fifty percent of the fund's total assets.

(10) Mutual or trust fund institutions registered with the Securities and Exchange Commission under the Securities Act of 1933 and the Investment Company Act of 1940 which have underlying investments consisting solely of securities approved for investment as set forth in this Subsection. This investment shall not exceed fifty percent of the fund's assets in the aggregate.

(11)(a) Equities subject to all of the following limitations:

(i) The equity sector shall not exceed fifteen percent of the overall investment fund.

(ii) A minimum of five different issues shall be held in the equity sector to provide for diversification.

(iii) No single issue may represent more than five percent, at cost, of the overall investment fund.

(iv) Market capitalization of each issue shall be at least one billion dollars.

(v) Each eligible issue shall be paying a cash dividend.

(vi) Except as provided in Subparagraph (b) of this Paragraph, equity holdings are restricted to high quality, readily marketable securities corporations that are domiciled in the United States and that are actively traded on the major United States exchanges, including the New York Stock Exchange and the National Association of Securities Dealers Automated Quotation Stock Market, L.L.C.

(b) Foreign domiciled corporations are eligible if they trade American Depository Receipts on the major United States exchanges.

(c) In lieu of individual securities, investment in a mutual fund or exchange traded fund which pays a dividend and consists of securities which have an average market capitalization of at least one billion dollars is permitted. The same general quality constraints shall be met and the aggregate total of the funds, plus any individual securities, may not exceed fifteen percent of the overall investment fund.

C. The fund shall not invest in rental assets and shall include but not be limited to any of the following items:

(1) Any item carried as an asset on the fund's balance sheet which is not, in fact, actually owned by the fund.

(2) Any item carried as an asset on the fund's balance sheet, the ownership of which is subject to resolution, rescission, or revocation upon the fund's insolvency, receivership, bankruptcy, statutory supervision, rehabilitation, liquidation, or upon the occurrence of any other contingency.

(3) Any item carried as an asset on the fund's balance sheet for which the fund pays a regular or periodic fee for the right to carry the item as an asset, whether the fee is characterized as a rental, a management fee, or a dividend not previously approved by the department, or other periodic payment for such right. This provision does not apply to leases capitalized under generally accepted accounting principles.

(4) Any asset purchased for investment by the fund on credit in which the interest rate paid by the fund on its credit instrument is greater than the interest rate or yield generated by the purchased asset.

(5) Any asset on the fund's balance sheet subject to a mortgage, lien, privilege, preference, pledge, charge, or other encumbrance which is not accurately reflected in the liability section of the fund's balance sheet.

(6) Any asset received by the fund as a contribution to capital or surplus from any person that meets any of the criteria set forth in Paragraphs (1) through (5) of this Subsection while in the hands of that contributing person, or at the moment of the contribution to capital, or thereafter.

§472.8. Authority of Department of Insurance

A. No fund shall become operative until it is issued a certificate of authority by the department. Except for the certificate of authority, the department shall keep confidential all

documents and records associated with the provisions of this Section.

B. The certificate of authority shall be continuous until revoked or suspended by the department, or until it is voluntarily surrendered by the fund.

C.(1) The department may examine the affairs, books, transactions, work papers, files, accounts, records, assets, and liabilities of the fund to determine compliance with this Subpart and pursuant to any rules and regulations promulgated by the department or orders and directives issued by the department. In addition, to the extent necessary and material to the examination of the fund, the department shall have the authority to examine the affairs, books, transactions, work papers, files, accounts, and records of the fund's administrator, service company, certified public accountant, or actuary generated in the course of transacting business on behalf of the group self-insurance fund being examined. All examinations shall be conducted in accordance with the provisions of this Subpart. The reasonable expenses of the examinations shall be paid by the fund.

(2) Upon the request of the department, the group self-insurance fund established pursuant to this Subpart shall cause a rate review to be conducted by a national independent actuarial firm, provided that the department shall not make more than two requests in any calendar year for a rate review under the provisions of this Subsection. The firm shall report its findings to the department.

(3) All work papers, recorded information, documents, information, and copies thereof produced by, obtained by, or disclosed to the department or any other person, pursuant to the authority of the department under this Subpart, shall be given confidential treatment and are not subject to subpoena, except in the following circumstances:

(a) The information sought has been provided pursuant to an examination, as authorized by R.S. 22:472.13(C), or provided in examination reports, as required by R.S. 22:472.14(I).

(b) The documents sought are audited financial statements or financial documents which have been filed with the department.

D. The department may issue cease and desist orders and suspend or revoke the certificate of authority of the fund which the department determines is not in compliance with this Subpart or with any rule promulgated by the department pursuant to the Administrative Procedure Act or order or directive issued by the department. A cease and desist order may include a prohibition on writing or incurring any new or renewal business by the fund.

E. If the department determines that the fund or any trustee, member, officer, director, or employee of the fund failed to comply with the provisions of this Subpart, any applicable laws relating to the fund, any rule promulgated by the department, or any order or directive issued by the department, the department may levy a fine not to exceed two thousand dollars for each violation. If the conduct for which a previous fine was levied by the department is committed again, the department may levy a fine not to exceed four thousand dollars. The enforcement of any fine and any appeal from a fine shall be conducted in accordance with the Administrative Procedure Act.

F. The division of administrative law shall conduct a hearing in accordance with R.S. 22:2191.

G. The provisions of this Section shall not prohibit the legislative auditor from reviewing records and conducting an audit in accordance with R.S. 24:513.

H.(1) The department may order that the group self-insurance fund submit a corrective action plan to the department for its approval to remediate any noncompliance or financial issues affecting the fund.

(2) The corrective action plan shall be submitted by the fund to the department for its approval and include standards, time frames, and other parameters acceptable to the department. Any corrective action plan that is submitted to the department by the fund shall be kept confidential by the department.

(3) The corrective action plan may include any of the following:

(a) Mandatory training.

(b) On-site or off-site monitoring and supervision of the activities of the fund for a specified period of time to determine progress regarding correction of deficiencies.

(c) The submission of written progress reports.

(d) The institution of measures to conserve or generate additional funding for the fund.

(e) The imposition of fines and penalties for any misconduct which contributed to the need for the imposition of the corrective action plan.

(4) Failure by the group self-insurance fund to comply with a corrective action plan approved by the department may result in any of the following:

(a) The imposition of fines and penalties.

(b) Revocation of the fund's certificate of authority.

(c) Placement of the fund into administrative supervision pursuant to R.S. 22:731, et seq.

(d) Placement of the fund into receivership pursuant to R.S. 22:2001, et seq.

#### §472.9. Licensing of agents; claims against insurance agents

A. Any person soliciting membership for the fund shall be licensed by the department as a property and casualty producer pursuant to R.S. 22:1571 et seq. No employee of the fund, religious denomination, or association of nonprofit religious organizations shall be required to be licensed as an agent if the solicitation of membership for the fund is not the primary duty of the employee.

B. No action shall lie against an insurance producer or other person involved in the marketing, selling, or solicitation of participation in the fund for claims arising out of the insolvency of the fund or the inability of the fund to pay claims as they become due unless the claimant first exhaust all remedies available to him against the members of the fund as provided by this Subpart.

#### §472.10. Rates; filing; review of rate determination

A. The fund shall use rates filed on an actuarially justified basis with the department for ninety days, unless the department disapproves the use of rates within the ninety-day period.

B. The fund shall provide a reasonable procedure for any member aggrieved by the fund to request in written form a review of the application of the rating system for the coverage afforded by the fund. The fund may grant or deny the request in written form within thirty days after receipt of the request. If the fund rejects a request or fails to grant or reject a request within the thirty-day period, the member may appeal to the division of administrative law for a hearing in accordance with the provisions of the Administrative Procedure Act within thirty days after expiration of the thirty day period. After the hearing, the administrative law judge may affirm, modify, or reverse the action taken by the fund.

#### §472.11. Consecutive net losses

If the fund has three years of consecutive net losses on the audited financial statements of the fund, or two years of consecutive net losses on the audited financial statements of the fund in excess of five hundred thousand dollars or five percent of the premium of the latest audited financial statement, whichever is greater, an authorized representative of the fund shall do all of the following:

(1) Attend a meeting with the department, the administrator of the fund, any third-party administrator contracted or performing services for the fund, and the fund's board of trustees to discuss the financial condition of the fund and to advise the department of the course of action the fund will take to obtain net incomes on subsequent audited financial statements.

(2) File with the department a written and signed plan from the fund's board of trustees describing the actions the fund will take to generate net incomes on subsequent audited financial statements.

(3) Obtain an actuarial rate analysis, if an actuarial rate analysis was not performed for the previous fund year.

§472.12. Insolvencies

A. If the fund is insolvent, in addition to any other provision of law or rule, the department shall require that the fund files a written plan within sixty days from the date the fund becomes aware of the insolvency, and the plan shall be signed by the board of trustees. In determining the fund's insolvency, assets shall not include intangible property, like patents, trade names, or goodwill. The plan submitted by the fund to eliminate the insolvency shall set forth in detail the means by which the fund intends to eliminate the insolvency and may include an assessment of the members of the fund including the timetable for implementation of the plan and requirements for reporting to the department. The department shall review the plan submitted by the fund and notify the fund of the plan's approval or disapproval within thirty days of the department's receipt of the plan.

B. If the department determines that a plan submitted by the fund is disapproved or, once a plan has been approved by the department, that the fund is not implementing a plan in accordance with the terms of the plan, the department shall give written notification to the fund of its determination.

C. If administrative supervision becomes necessary, the provisions of Subpart H of Part III of Chapter 2 of this Title shall apply to the fund and the department shall have administrative supervision over the fund in the same manner as if the fund were an insurance company.

D.(1) In addition to any other powers of the department, if the group self-insurance fund is insolvent, operating in a hazardous financial condition, or operating in violation of the requirements of this Subpart, the department may institute delinquency proceedings against the fund, including entering an order for injunctive relief or placing the fund into administrative supervision, pursuant to R.S. 22:731 et seq. or into receivership pursuant to R.S. 22:2001 et seq.

(2) The department shall promulgate rules and regulations in accordance with the Administrative Procedure Act providing for the grounds, conduct, and procedures applicable to the delinquency proceedings.

E. The distribution of general assets from the estate of the fund shall be prioritized as follows:

(1) The department's costs and expenses of administration.

(2) Payment of claims to third parties and insureds arising out of and within the coverage of agreements or evidences of coverage issued by the fund, up to the policy limits.

(3) Payment of claims by the federal government other than those claims otherwise prioritized within this Subsection.

(4) Payment of compensation owed to employees of the fund shall be paid in accordance with the applicable provisions of administrative supervision, pursuant to R.S. 22:731 et seq. or receivership pursuant to R.S. 22:2001 et seq.

(5) Payment of claims for unearned premiums or other premium refunds and claims of general creditors, including claims of any ceding and assuming company in their capacity as such.

(6) Payment of all other claims.

§472.13. Examination

A. The department shall, at least once every five years conduct an examination of the group self-insurance fund and at such other times as the department deems it is necessary.

B. If an examination is needed, the department shall appoint one or more examiners to perform the examination and instruct them as to the scope of the examination. In performing its examination, the examiner or examiners shall observe the guidelines and procedures deemed appropriate by the department.

C. The provisions of this Subpart shall not be construed to limit the department's authority to use any final or preliminary examination report, any examiner or fund work papers or other documents, or any other information discovered or developed during the course of any examination in the furtherance of any legal or regulatory action which the department may consider appropriate.

D. The provisions of this Subpart shall not be construed to limit the authority of the department to terminate or suspend any

examination in order to pursue other legal or regulatory action pursuant to the applicable laws of this state. Findings of fact and conclusions made pursuant to any examination shall be prima facie evidence in any legal or regulatory action.

E. In conducting its examination, the department shall examine the affairs, transactions, accounts, records, documents, and assets of the authorized group self-insurance fund. For the purpose of ascertaining its condition or compliance with this Subpart, the department may examine the accounts, records, documents, and transactions of all of the following items:

(1) Any insurance agent, solicitor, or broker, but only insofar as the accounts, records, documents, and transactions relate to group self-insurance funds.

(2) Any person having a contract under which he enjoys, in fact, the exclusive or dominant right to manage or control the group self-insurance fund.

F. The group self-insurance fund being examined, and its officers, trustees, employees, administrators, and representatives, shall produce and make freely accessible to the department the accounts, records, documents, and files in its possession or control relating to the subject of the examination and shall otherwise facilitate the examination.

G. The department may take depositions, subpoena witnesses or documentary evidence, administer oaths, and examine under oath any individual relative to the affairs of the group self-insurance fund being examined. Any person who testifies falsely or makes any false affidavit during the course of an examination shall be guilty of perjury.

H. If the department conducts an examination or investigation pursuant to this Subpart, all expenses incurred by the department including the expenses and fees of examiners, auditors, accountants, actuaries, attorneys, or clerical or other assistants who are employed by the department to make the examination, shall be paid by the group self-insurance fund.

I. The department may recover all expenses incurred from time to time for the examination or investigation of any person or entity acting as an administrator or third-party administrator in this state for the group self-insurance fund.

J. The department shall employ the examiners, auditors, accountants, actuaries, attorneys, and clerical or other assistants as are necessary to conduct the examination and to compile and prepare a report thereon, and the compensation for such examination shall be fixed according to the time actually devoted to the work, including conducting the examination and compiling the report thereon, as required by law. Compensation paid pursuant to this Subsection shall be reasonable and commensurate with the value of the services performed.

K. Upon completion of the examination of the group self-insurance fund or at stated periods during an examination, the department shall forward to the group self-insurance fund a statement showing the amount of expenses incurred in the examination to the date of the statement. Upon receipt, the group self-insurance fund shall pay the amount of expenses to the department.

L. After the receipt of the billing, if the group self-insurance fund considers the amount of expenses billed to it unreasonable or contrary to the provisions of this Subpart, the fund within fifteen days, may file a rule to show cause in a court of competent jurisdiction upon the department as to the reasonableness and legality of the amount of expenses billed to it by the department. The rule to show shall be tried in court by preference as to scheduling, and upon appeal, shall be given preference in the appellate court, as provided by the law in the same manner as that given to the state for other state cases.

M. If the group self-insurance fund fails or refuses to pay the expenses of examination as billed by the department after fifteen days from the receipt of the billing or after final judgment of the court where a rule has been filed as provided in this Subpart, then the department may suspend or revoke the certificate of authority of such group self-insurance fund to do business in this state until the full amount of the bill is paid.

§472.14. Examination reports

A. All examination reports shall be comprised only of facts appearing upon the books, records, or other documents of the group self-insurance fund or as ascertained from the testimony of its officers or agents or other persons examined concerning its affairs, and any conclusions and recommendations the examiners find reasonably warranted from the facts. The department shall keep confidential all documents and records associated with the provisions of this Section.

B. Not later than sixty days following completion of the examination, the examiner in charge shall file with the department a verified written report of examination under oath. Upon receipt of the verified report, the department shall transmit the report to the fund examined, together with a notice which shall afford the fund examined a reasonable opportunity of not more than thirty days to make a written submission or rebuttal with respect to any matters contained in the examination report.

C. Within thirty days of the end of the period allowed for the receipt of written submissions or rebuttals, the department shall fully consider and review the report, together with any written submissions or rebuttals and any relevant portions of the examiner's work papers, and enter an order for one of the following:

(1) Adoption of the examination report as filed, or with modifications or corrections. If the examination report reveals that the group self-insurance fund is operating in violation of any law, rule, regulation, or prior order or directive of the department, the department may order the fund to take any action the department determines is necessary and appropriate to cure the violation.

(2) Rejection of the examination report with direction to the examiners to reopen the examination for purposes of obtaining additional documentation, data, information, and testimony.

D. Within thirty days of rejection by the department of an examination report in accordance with Paragraph (C)(2) of this Section, unless the department extends the time for reasonable cause, the examiner in charge shall refile with the department a verified written report of examination, as may be modified or corrected, under oath. Upon receipt of the refiled verified report, the department shall transmit the refiled report to the fund examined, together with a notice similar to the notice provided for in Subsection B of this Section, except the notice shall indicate that the report is a refiled report.

E. Within thirty days of the end of the period allowed for the receipt of written submissions or rebuttals, as provided for in Subsections B and D of this Section, the department shall fully consider and review the refiled report, together with any written submissions or rebuttals and any relevant portions of the work papers of the examiner, and enter an order for one of the following:

(1) Adoption of the examination report as refiled or with modification or corrections. If the refiled examination report reveals that the group self-insurance fund is operating in violation of any law, rule, regulation, or prior order or directive of the department, the department may order the fund to take any action the department considers necessary and appropriate to cure the violation.

(2) Rejection of the examination report and referral of the matter for hearing before an administrative law judge within the division of administrative law in accordance with the provisions of the Administrative Procedure Act, for purposes of obtaining additional documentation, data, information, and testimony.

F. All orders entered pursuant to Paragraph (C)(1) or (E)(1) of this Section shall be accompanied by findings and conclusions resulting from consideration by the department and review of the examination report, relevant examiner work papers, and any written submissions or rebuttals. Any order shall be served upon the fund by certified mail, together with a copy of the adopted examination report. Within thirty days of the issuance of the adopted report, the trustees of the group self-insurance fund shall state, under oath, that they have received a copy of the adopted report and related orders.

G. Within thirty days after receipt of notification of the department's order pursuant to Subsection F of this Section, the fund may make written demand for an administrative law

hearing in accordance with the provisions of the Administrative Procedure Act.

H.(1) The hearing provided for under Subsection G of this Section shall be conducted as required by the Administrative Procedure Act. At the conclusion of the hearing, the administrative law judge shall enter an order adopting the examination report as filed, or subsequently filed again with modifications or corrections, and may order the fund to take any action that the department considers necessary and appropriate to cure any violation of any law, regulation, or prior order or directive of the department.

(2) The division of administrative law shall issue the order within thirty days after the conclusion of the hearing and shall give a copy of the order to each person to whom notice of the hearing was given or required to be given.

I.(1) Upon the adoption of the examination report under Paragraph (C)(1) or (E)(1) or Subsection H of this Section, the department shall continue to hold the content of the examination report as private and confidential information for a period not to exceed thirty consecutive days, unless the provisions of R.S. 22:472.13(C) and Subsection B of this Section apply. Thereafter, the department may open the report for public inspection provided no court of competent jurisdiction has stayed its publication.

(2) Notwithstanding any provision of law to the contrary, nothing shall prevent, or be construed to prohibit, the department from disclosing the content of an examination report, preliminary examination report or results, or any matter relating thereto, to another office of the department or to the insurance department of any other state or country, or to law enforcement officials of this or any other state or agency of the federal government at any time, provided the agency or office receiving the report or matters relating thereto agrees, in writing, to hold it confidential and in a manner consistent with this Subpart.

(3) If the department determines that regulatory action is appropriate as a result of any examination, it may initiate any proceedings or actions as provided by law.

J. All work papers, recorded information, and documents, as well as all copies thereof produced by, obtained by, or disclosed to the department, or any other person, in the course of an examination made under this Subpart, or pursuant to the authority of the commissioner under this Subpart, shall be given confidential treatment and are not subject to subpoena and may not be made public by the department or any other person, unless the provisions of R.S. 22:472.13(C) and Subsection I of this Section apply. The parties shall agree, in writing prior to receiving the information, to provide to it the same confidential treatment as required by this Section, unless the prior written consent of the fund has been obtained.

K.(1) No examiner may be appointed by the department if that examiner, either directly or indirectly, has a conflict of interest or is affiliated with the management of or owns a pecuniary interest in any person or entity subject to examination under this Subpart.

(2) Notwithstanding the requirements of this Section, the department may retain from time to time, on an individual basis, qualified actuaries, certified public accountants, or other similar individuals who are independently practicing their professions, even though those persons may from time to time be similarly employed or retained by persons subject to examination under this Subpart.

L.(1) No cause of action shall arise nor shall any liability be imposed against the department, the authorized representative of the department, or any examiner appointed by the department for any statement made or conduct performed in good faith while carrying out the provisions of this Subpart.

(2) No cause of action shall arise nor shall any liability be imposed against any person for the act of communicating or delivering information or data to the department, or the authorized representative of the department, or an examiner, pursuant to an examination made under this Subpart, if that act of communication or delivery was performed in good faith and without fraudulent intent or the intent to deceive.

M.(1) In addition to those examinations performed pursuant to R.S. 22:472.13, the department shall conduct financial reviews of the group self-insurance fund. The reviews shall include the audited financial statements of the group self-insurance fund rendered pursuant to generally acceptable accounting principles, results of prior examinations and office reviews, management changes, consumer complaints, and any other relevant information as from time to time may be required by the department.

(2) Failure by the group self-insurance fund to supply information requested by the department during the course of a financial review shall subject the group self-insurance fund to revocation or suspension of its license or a fine not to exceed ten thousand dollars per occurrence.

(3) All work papers, recorded information, and documents as well as all copies thereof produced by, obtained by, or disclosed to the department, or any other person in the course of conducting a financial review, shall be given confidential treatment and are not subject to subpoena and may not be made public by the department or any other person, except that any access may be granted to insurance departments of other states; international, federal, or state law enforcement agencies; or international, federal, or state regulatory agencies with statutory oversight over the financial services industry, if the recipient agrees to maintain the confidentiality of those documents which are confidential under the laws of this state.

(4) In conducting financial reviews, the examiner or examiners shall observe those guidelines and procedures as the department may deem appropriate.

(5) Nothing contained in this Subpart shall be construed to limit the department's authority to use any final or preliminary analysis findings, any department or fund work papers or other documents, or any other information discovered or developed during the course of any analysis in the furtherance of any legal or regulatory action.

(6) The group self-insurance fund against whom a fine has been levied shall be given ten days' notice of imposition of the fine. Upon receipt of this notice, the aggrieved party may apply for and is entitled to an administrative hearing pursuant to the Administrative Procedure Act.

N. The provisions of this shall not prohibit the legislative auditor from reviewing records and conducting an audit in accordance with R.S. 24:513.

§472.15. Authorization of the Department of Insurance to employ investigators

The department may to employ investigators to investigate complaints received against the group self-insurance fund authorized to do business in this state and against any unauthorized group self-insurance fund that is reported to be operating in this state.

§472.16. Disclosure

A. It is unlawful for any person who is an officer, trustee, employee, administrator, agent, or representative of the group self-insurance fund, as well as any person, partnership, corporation, banking corporation, or any other legal entity which performs any service for the group self-insurance fund, or prepares any report, audit, financial statement or report for, or makes any representation on behalf of, for, or with regard to the group self-insurance fund, in connection with any investigation, or examination authorized by this Subpart, to act with the specific intent to do any of the following items:

(1) Represent falsely, directly or indirectly, to the department or any employee, trustee, or administrator of the department, that an asset of the group self-insurance fund is unencumbered, or to misrepresent any other material fact pertaining to the status of any asset or liability of the group self-insurance fund.

(2) Materially misrepresent to the department, or any employee, trustee, or administrator of the department, the value of any asset or the amount of any liability of the group self-insurance fund, or any affiliate, subsidiary, or holding fund associated therewith, provided that with regard to a material

misrepresentation of the value of any asset or liability, any deviation from the actual value of assets or liability which results from utilization of and compliance with generally accepted insurance accounting and reporting procedures shall not be deemed a violation of this Section.

(3) Fail to disclose to the department the existence of any liability of the group self-insurance fund, or affiliate, subsidiary, or holding company associated therewith when such disclosure is properly requested or required in writing by an examiner or administrator of the department.

(4) Materially misrepresent, withhold, deny access to, or otherwise preclude the obtainment of any information properly requested in writing and in accordance with provisions of law affecting dissemination or disclosure of information by specific institutions by an examiner or administrator of the department, which is material and relevant to an examination properly conducted by the department and examiners and administrators of the department.

B. Whoever violates any provision of this Section, upon conviction, shall be fined by the court not more than fifty thousand dollars or subject to the penalties provided in R.S. 22:1924.

§472.17. Departmental complaint directives; failure to comply; fines; hearing

A. Any person subject to the regulatory authority of the department who fails to comply with any directive issued by the department in connection with a consumer complaint filed pursuant to this Subpart shall be fined an amount not to exceed two hundred fifty dollars for each occurrence.

B. Any person against whom a fine has been levied shall be given ten days, notice of the action. Upon receipt of this notice, the person aggrieved may apply for and may have an administrative hearing conducted in accordance with the provisions of the Administrative Procedure Act.

§472.18. Dissolution

A. If the fund elects to dissolve, it shall apply to the department for authority to dissolve. An application for dissolution shall be on forms prescribed by the department and shall be approved or disapproved by the department within sixty days of receipt.

B. The dissolution of the fund without authorization is prohibited and shall not absolve or release the fund, a member, or any person or entity which has executed an indemnity agreement from the fund's or person's obligations incurred or entered into prior to the dissolution of the fund.

C. Applications to dissolve shall be granted if either of the following conditions are met:

(1) The fund has no outstanding liabilities including incurred but not reported liabilities.

(2) The fund is covered by an irrevocable commitment from a licensed insurer which provides for payment of all outstanding liabilities and for providing all related services, including payment of claims, preparation of reports, and administration of transactions associated with the period during which the plan provided coverage.

D. Upon the dissolution of the fund and after payment of all outstanding liabilities and indebtedness, the assets of the fund shall be distributed to all employers participating in the fund pursuant to a distribution plan submitted by the fund to the department and approved by the department.

§472.19. Exclusive use of information

A.(1) Except as otherwise provided in this Section, for purposes of soliciting, selling, or negotiating the renewal or sale of group self-insurance coverage, products, or insurance services, an insurance agent or insurance broker shall have the exclusive use of expirations, records, or other written or electronic information directly related to the group self-insurance application submitted by or the group self-insurance policy written through an insurance agent or insurance broker. The group self-insurance fund shall not use expirations, records, or other written or electronic information to solicit, sell, or negotiate

the renewal or sale of insurance coverage, insurance products, or insurance services to the insured, either directly or by providing such information to others, without the express written consent of the insurance agent or insurance broker.

(2) The expirations, records, or other written or electronic information may be used to review the group self-insurance application, to issue a policy, or for any other purpose necessary for placing such business through the insurance producer. The expirations, records, or other written or electronic information may also be used for any other purpose which does not involve the soliciting, selling, or negotiating the renewal or sale of group self-insurance coverage, products, or services.

B. This Section shall not apply:

(1) When the member of the fund requests, individually or through an insurance producer, that the group self-insurance company renew the policy or write other insurance business.

(2) When the insurance agent has, by contract, agreed to act exclusively for one company or group of affiliated companies, in which case the rights of the agent shall be determined by the terms of the agent's contract with that company or affiliated group.

(3) When the insurance producer is in default for nonpayment of premiums under the insurance agent's or insurance broker's contract or other agreement with the group self-insurer, unless there is a legitimate dispute as to monies owed.

(4) When the agency contract is terminated and the insurance company is required by law to continue coverage for the insured, in which event the insurance company shall continue to pay the insurance agent or the insurance broker commissions on such policies that the company is required to renew during the thirty-six-month period following the effective date of the termination. The commission shall be at the insurer's prevailing commission rates in effect on the date of renewal for that class or line of business in effect on the date of renewal for brokers or agents whose contracts are not terminated.

C. The insurance producer and insurer may, in a written agreement separate from the agency contract, mutually agree to terms different from the provisions set forth in this Section. The terms of the agreement shall be negotiated in good faith between the parties.

D.(1) The department may adopt rules, in accordance with the Administrative Procedure Act, to enforce the provisions of this Section, and any violation of this Section or the rules adopted pursuant to this Section shall be subject to regulation by the department under R.S. 22:472.8.

(2) In addition, the insurance producer may have a claim for lost commissions. The claim shall be resolved in accordance with the dispute resolution terms in the applicable contract or agreement. In the absence of any dispute resolution terms, the parties shall attempt to resolve their dispute through mediation. If the claim is not resolved through mediation, the claim may be resolved through binding arbitration if the parties agree. In the absence of an agreement to resolve the claim through binding arbitration, the insurance producer may maintain an action for lost commissions.

(3) Except as provided in Subsection B of this Section, nothing in this Section shall be interpreted as impairing any rights in law or contract currently enjoyed by any party.

**§472.20. Jurisdiction**

The Nineteenth Judicial District Court shall have exclusive jurisdiction over any proceeding instituted pursuant to this Subpart."

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

**SENATE BILL NO. 153—**  
BY SENATOR WOMACK

AN ACT

To enact R.S. 39:100.59.3, relative to special treasury funds; to create the Correctional Facility Capital Outlay Fund; to provide for

deposits into the fund; to provide for uses of the fund; to provide for effectiveness; and to provide for related matters.

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

**SENATE BILL NO. 182—**  
BY SENATOR CONNICK

AN ACT

To amend and reenact R.S. 37:1869(A) and (B) and 1870, relative to secondhand dealers; to provide for suspension and revocation of an occupational license; to provide for penalties for licensed and unlicensed secondhand dealers; and to provide for related matters.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 182 by Senator Connick

**AMENDMENT NO. 1**

On page 1, line 2, after "and (B)" delete the remainder of the line and delete lines 3 through 5 and insert:  
", 1870, 1974(A), and 1975(A), relative to penalties; to provide relative to secondhand dealers and scrap metal recyclers; to increase penalties for secondhand dealers and scrap metal recyclers; and to provide for related matters."

**AMENDMENT NO. 2**

On page 1, line 7, change "and 1870" to ", 1870, 1974(A), and 1975(A)."

**AMENDMENT NO. 3**

On page 1, delete lines 13 through 15 and insert: "imprisoned for not less than thirty days nor more than sixty days, or both."

**AMENDMENT NO. 4**

On page 1, delete lines 16 and 17, and insert "B. For the second offense, his occupational license shall be suspended for a thirty-day period, **and he shall be fined not less than two thousand**"

**AMENDMENT NO. 5**

On page 2, delete lines 3 and 4, and insert "**both**. For a third offense, his **occupational** license shall be revoked and he shall not thereafter be permitted to engage in the business of secondhand dealer in the state of Louisiana.

**AMENDMENT NO. 6**

On page 2, after line 19, insert:

\* \* \*

§1974. Violations; penalty

A. Any licensed operator who violates, neglects, or refuses to comply with any provision of this Chapter, shall be fined not less than **one two thousand five hundred** dollars, nor more than ten thousand dollars, or be imprisoned for not less than thirty days nor more than sixty days, or both.

\* \* \*

§1975. Failure to comply; penalty

A. Anyone acting as an unlicensed operator without complying with the provisions of this Chapter shall be fined not less than **one two thousand five hundred** dollars, **nor more than five thousand dollars**, or be imprisoned not less than thirty days nor more than sixty days, or both.

\* \* \*

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

SENATE BILL NO. 185—  
BY SENATOR REESE

AN ACT

To amend and reenact R.S. 6:1382, 1384, 1385, 1386, 1387, 1388, 1390, 1392, 1393, and 1394, to enact R.S. 6:1385.1, 1385.2, 1386.1, 1386.2, 1388.1, 1391(D), (E), (F), and (G), 1391.1, 1391.2, and 1393.1, and to repeal R.S. 6:1383(C)(5)(c) and (7) and (D), and 1389, relative to the regulation and licensure of virtual currency businesses; to provide relative to the authority, functions, and duties of the office of financial institutions; to provide for definitions; to provide for applicability; to provide for licensure requirements; to authorize reciprocity of licensure; to provide for qualifications of licensure; to provide for the issuance, denial, and renewal of licenses; to provide enforcement; to establish penalties for violations; to provide for administrative rules; to provide for terms, conditions, and procedures; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 185 by Senator Reese

AMENDMENT NO. 1

On page 5, line 16, change "a tangible" to "an intangible"

AMENDMENT NO. 2

On page 7, line 16, delete "or registration"

AMENDMENT NO. 3

On page 9, line 4, delete "or an executive officer"

AMENDMENT NO. 4

On page 12, line 13, change "department" to "office"

AMENDMENT NO. 5

On page 16, line 26, change "department" to "office"

AMENDMENT NO. 6

On page 25, line 25, change "department's" to "office's"

AMENDMENT NO. 7

On page 30, line 10, change "security" to "surety bond"

AMENDMENT NO. 8

On page 32, line 9, after "commissioner" insert ";

AMENDMENT NO. 9

On page 40, line 15, change "1863" to "1383"

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

SENATE BILL NO. 188—

BY SENATORS STINE, ABRAHAM, BERNARD, FESI, ROBERT MILLS, MORRIS AND TALBOT AND REPRESENTATIVES ROBERT OWEN AND PRESSLY

AN ACT

To enact R.S. 22:1020.62, relative to health insurance; to provide for utilization review; to provide definitions; to provide for documentation and reports; to require items and services subject to prior authorizations be posted on a health insurance issuer's website; to require applications and enrollment materials include a health insurance issuer's web address for any of its health coverage plans; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 188 by Senator Stine

AMENDMENT NO. 1

On page 2, line 1, after "self-insurance plan" delete "and the office of group"

AMENDMENT NO. 2

On page 2, at the beginning of line 2, before "'Health coverage plan'" delete "benefits"

AMENDMENT NO. 3

On page 2, lines 9 and 10, change "health care" to "healthcare"

AMENDMENT NO. 4

On page 2, delete lines 14 through 16, and insert the following:  
"(3) "Healthcare provider" or "provider" means a healthcare professional or a healthcare facility or the agent or assignee of the healthcare professional or healthcare facility."

AMENDMENT NO. 5

On page 2, line 17, change "Health care" to "Healthcare"

AMENDMENT NO. 6

On page 2, line 21, change "health care" to "healthcare"

AMENDMENT NO. 7

On page 2, lines 25 and 26, change "Louisiana Department of Insurance" to "department"

AMENDMENT NO. 8

On page 4, line 5, change "health care" to "healthcare"

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

SENATE BILL NO. 190—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 37:2159.1(A)(7)(a), relative to home improvement contracting, assignment of rights, and property insurance; to prohibit contractors from engaging in certain acts related to an insured's property insurance claim; to provide relative to the assignment of any rights, benefits, proceeds, or causes of action of an insured; to provide for terms, requirements, and conditions; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 190 by Senator Smith

AMENDMENT NO. 1

On page 1, line 2, change "contracting," to "contracting;"

AMENDMENT NO. 2

On page 1, line 3, delete "assignment of rights, and property insurance;"

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



**SENATE BILL NO. 200—**  
BY SENATOR DUPLESSIS

## AN ACT

To amend and reenact R.S. 23:302(7) and (8), and to enact R.S. 23:302(9) through (11) and Part VIII of Chapter 3-A of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:370 through 372, relative to prohibited discrimination in employment; to prohibit discrimination and retaliation in employment relative to genetic testing and medically necessary screening for cancer; to prohibit discrimination and retaliation by employers, employment agencies, and labor organizations against certain employees; to provide certain employee protections; to provide for civil suits and the award of damages, fees, and court costs; to provide relative to definitions; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 200 by Senator Duplessis

**AMENDMENT NO. 1**

On page 1, line 4, change "372" to "371"

**AMENDMENT NO. 2**

On page 1, line 8, after "protections;" delete "to"

**AMENDMENT NO. 3**

On page 1, line 9, delete "provide for civil suits and the award of damages, fees, and court costs;"

**AMENDMENT NO. 4**

On page 1, line 14, change "372" to "371"

**AMENDMENT NO. 5**

On page 5, delete lines 23 through 29

**AMENDMENT NO. 6**

On page 6, delete lines 1 through 9

**AMENDMENT NO. 7**

On page 6, line 10, change "**§372. Notice to be posted**" to "**§371. Notice to be posted**"

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

**SENATE BILL NO. 210—**  
BY SENATOR BOUDREAU

## AN ACT

To amend and reenact R.S. 37:1042(A), (B)(1), the introductory paragraph of 1042(C)(1) and (C)(2), and (D)(1), 1054, and 1056(2), relative to the practice of optometry; to provide for membership of the Louisiana State Board of Optometry Examiners; to provide for reciprocity; to provide for continuing education; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 210 by Senator Boudreaux

**AMENDMENT NO. 1**

On page 1, line 2, after "(B)(1)," delete the remainder of the line and on line 2, delete "and (C)(2), and (D)(1), 1054," and insert "and (D)(1)"

**AMENDMENT NO. 2**

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

**AMENDMENT NO. 3**

On page 1, line 8, after "(B)(1)," delete the remainder of the line and on line 9, delete "(C)(2), and (D)(1), 1054," and insert "and (D)(1)"

**AMENDMENT NO. 4**

On page 1, line 16, after "and" delete the remainder of the line and insert "one consumer member **who shall be a representative of minority consumers.**"

**AMENDMENT NO. 5**

On page 2, delete lines 9 through 19

**AMENDMENT NO. 6**

On page 2, line 26, change "~~the a~~" to "the"

**AMENDMENT NO. 7**

On page 2, delete line 29 and on page 3, delete lines 1 through 4

**AMENDMENT NO. 8**

On page 3, at the end of line 20, delete the period and insert "**and shall be obtained through an in-person classroom setting.**"

**AMENDMENT NO. 9**

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

**"(d) No licensee shall obtain more than six hours from online education sources."**

**AMENDMENT NO. 10**

On page 3, at the beginning of line 21, change "**(d)**" to "**(e)**"

**AMENDMENT NO. 11**

On page 3, line 22, after "**obtained**" insert a comma and "**whether in-person or online.**"

**AMENDMENT NO. 12**

On page 3, delete line 24 through 27 and insert the following:

**"(i) Accredited by a nationally recognized agency.**  
**(ii) Accredited by a nationally recognized organization.**  
**(iii) Offered by a school or college of optometry accredited by the American Optometric Association Accreditation Council on Optometric Education.**  
**(iv) Offered by any other entity approved by the board, including but not limited to local and regional organizations."**

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

**SENATE BILL NO. 214—**  
BY SENATOR MCMATH

## AN ACT

To amend and reenact R.S. 34:3471(1), (3) and (4), and 3475(A), R.S. 36:4(A)(2), the section heading of 4.1, 8.1(C)(3), 101(A), (B), and (C)(1), 103, 104(A)(14), the introductory paragraph of (B)(1)(a), and (B)(1)(b) and (9), the introductory paragraph of 104.1(A) and 104.1(B)(4), 106(A) and (B), 107, 108(A) and (B), 109, 501(C)(1), 502(A) and (B), and 957, and R.S. 51:3136(A)(9), to enact R.S. 34:3475(C) and R.S. 36:110 and 111, and to repeal R.S. 36:108(B)(4), 508.3, 508.4, and 509(A)(3), relative to the Department of Economic Development; to rename and reorganize the department to the Department of Commerce; to transfer the office of multimodal commerce from the Department of Transportation and Development to the Department of Commerce; to transfer powers, duties, and responsibilities with respect to multimodal commerce and corresponding department employees, equipment, facilities, funding, and statutory entities from the Department of Transportation and Development to the Department of Commerce; to provide for the commissioner of multimodal commerce; to provide for the multimodal commerce commission; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 214 by Senator McMath

AMENDMENT NO. 1

On page 1, line 2, after "reenact R.S." change "34:3471(1)" to "34:3451(2) and (3), 3455(A), 3471(1)"

AMENDMENT NO. 2

On page 1, line 5, after "108(A) and " and before "(B)" insert "the introductory paragraph of"

AMENDMENT NO. 3

On page 1, at the beginning of line 7, change "34:3475(C)" to "34:3455(C) and 3475(C)"

AMENDMENT NO. 4

On page 2, line 1, after "R.S." change "34:3471(1)" to "34:3451(2) and (3), 3455(A), 3471(1)"

AMENDMENT NO. 5

On page 2, line 2, after "R.S." change "34:3475(C) is" to "34:3455(C) and 3475(C) are"

AMENDMENT NO. 6

On page 2, between lines 2 and 3, insert the following:
"§3451. Definitions

As used in this Chapter, unless the context clearly indicates otherwise, the following definitions shall apply:

(2) "Department" means the Department of ~~Transportation and Development~~ **Commerce**.

(3) "Joint committee" means the House Committee on ~~Transportation, Highways and Public Works~~ **Commerce** and the Senate Committee on ~~Transportation, Highways and Public Works~~ **Commerce, Consumer Protection and International Affairs**, ~~functioning as a joint legislative committee~~ **meeting jointly**.

§3455. Projects undertaken by the department

A. After adoption of the department's recommendations by the joint committee, the approved list of projects shall be forwarded to the department for implementation. The approved list shall be implemented by the department by the use of funds appropriated; ~~funding obligation authority, or pursuant to the cash management program as provided by R.S. 48:251(D).~~ Funding or funding obligation authority shall be allocated to projects in accordance with the prioritized list of projects approved by the joint committee. Funding obligation authority may be granted or authorized for a project from funds appropriated or obligated for another project or projects within the Port Priority Construction and Development Program provided that such authority does not impede such project or projects. Such funding obligation authority shall be extinguished for a project at such time as funds are made available for obligation for the project. The department shall not delete, add, or substitute any projects for those approved by the joint committee, except as provided in R.S. 34:3456; however, the secretary of the department may, at his discretion, authorize projects to be undertaken and financed due to an emergency out of the secretary's emergency fund.

**C. The department shall adopt rules in accordance with the Administrative Procedure Act to implement the provisions of this Section.**

AMENDMENT NO. 7

On page 3, line 6, after "108(A) and " and before "(B)" insert "the introductory paragraph of"

AMENDMENT NO. 8

On page 8, line 4, after "development," insert "the office of economic development,"

AMENDMENT NO. 9

On page 8, line 5, after "assistant secretary." insert "The office of economic development shall be under the immediate supervision and direction of the executive director of the office of economic development."

AMENDMENT NO. 10

On page 8, line 7, after "assistant secretary" insert ", executive director."

AMENDMENT NO. 11

On page 8, line 13, after "assistant secretary" insert ", executive director."

AMENDMENT NO. 12

On page 8, line 16, after "assistant secretary" insert ", executive director."

AMENDMENT NO. 13

On page 8, line 22, after "assistant secretary" insert ", executive director."

AMENDMENT NO. 14

On page 9, line 14, after "Commerce" insert ", office of economic development."

AMENDMENT NO. 15

On page 11, line 7, change "such" to "the"

AMENDMENT NO. 16

On page 15, between lines 10 and 11 insert asterisks " \* \* \* "

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

SENATE BILL NO. 218— BY SENATOR WOMACK

AN ACT

To amend and reenact R.S. 37:1361(B)(1), 1366(C), 1367(A)(2), 1368(A)(1)(b), 1377(C), and 1380(A) and (B)(3), relative to plumbers; to provide relative to the licensure of journeyman and master plumbers; to provide relative to the membership and qualifications of the State Plumbing Board; to remove certain duties of the board; to provide relative to comprehensive and property damage insurance limits for certain licenses; to provide relative to definitions; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 218 by Senator Womack

AMENDMENT NO. 1

On page 1, line 15, after "registered engineer" and before the comma ", " insert "who is also licensed by the State Plumbing Board" and after "plumbing inspector" and before the comma ", " insert "who is also licensed by the State Plumbing Board"

AMENDMENT NO. 2

On page 2, line 3, delete "an appointee from"

AMENDMENT NO. 3

On page 2, line 4, after "Health" insert a period "." and delete the remainder of the line

AMENDMENT NO. 4

On page 2, line 25, change "supervision" to "supervision employment"

AMENDMENT NO. 5

On page 2, delete line 29 and on page 3, delete line 1, and insert the following: "a master plumber prior to January 1, 2024, may continue to operate in such a manner for a period of five years, and shall within that five year period pass the master plumber examination to obtain a master plumber license."

AMENDMENT NO. 6

On page 3, lines 3 and 4, delete "or master plumber"

AMENDMENT NO. 7

On page 3, line 5, delete "or master plumber"

AMENDMENT NO. 8

On page 3, line 15, change "a nonregistered" to "an unindentured"

AMENDMENT NO. 9

On page 3, line 16, change "a registered" to "an indentured"

AMENDMENT NO. 10

On page 3, line 24, delete "or a master plumber"

AMENDMENT NO. 11

On page 3, line 25, after "shall be" delete the remainder of the line and insert "indentured in an"

AMENDMENT NO. 12

On page 3, line 27, change "nonregistered" to "unindentured"

AMENDMENT NO. 13

On page 4, line 1, delete "or a master gas fitter"

AMENDMENT NO. 14

On page 4, line 2, change "registered" to "indentured"

AMENDMENT NO. 15

On page 4, line 4, change "nonregistered" to "unindentured"

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

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

**SENATE CONCURRENT RESOLUTION NO. 3—**

BY SENATOR CORTEZ

**A CONCURRENT RESOLUTION**

To direct the commissioner of administration to change the expenditure limit for Fiscal Year 2022-2023 and Fiscal Year 2023-2024.

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

**SENATE CONCURRENT RESOLUTION NO. 19—**

BY SENATOR TALBOT

**A CONCURRENT RESOLUTION**

To create the Task Force on Available and Affordable Commercial Motor Vehicle Insurance to study and report on the impediments to obtaining affordable commercial motor vehicle insurance in Louisiana, the approaches taken by other states to reduce commercial motor vehicle insurance premiums, and to provide recommendations to the legislature on methods for increasing the availability and affordability of commercial motor vehicle insurance in Louisiana.

Reported with amendments by the Committee on Insurance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Original Senate Concurrent Resolution No. 19 by Senator Talbot

AMENDMENT NO. 1

On page 2, line 12, change "State" to "state"

AMENDMENT NO. 2

On page 3, between lines 9 and 10, insert the following:

"(4) Review the structure and the regulation of the commercial motor vehicle companies and drivers in this state.

(5) Review the safety records of commercial motor vehicle companies in our state.

(6) Review of the qualifications of commercial motor vehicle drivers in our state, like the ability to take verbal tests in Louisiana."

AMENDMENT NO. 3

On page 3, line 18, change "Commissioner of the Louisiana Department of Insurance" to "commissioner of insurance"

AMENDMENT NO. 4

On page 3, delete lines 23 and 24, and insert the following:

"(5) The chief executive officer of the Consumer Federation of America or his designee."

AMENDMENT NO. 5

On page 3, line 27, change "President" to "president"

AMENDMENT NO. 6

On page 4, between lines 4 and 5, insert the following:

"(13) The chairman of the National Association of Mutual Insurance Companies (NAMIC) or his designee.

(14) The secretary of the Department of Public Safety and Corrections or his designee.

(15) The secretary of the Department of Transportation or his designee."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Harris	Morris	Tarver
Hewitt	Reese	
Total - 5		

April 27, 2023

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

SENATE CONCURRENT RESOLUTION NO. 20—

BY SENATOR CARTER

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to convene a Nursing Maternal Mortality and Preterm Births Task Force.

Reported favorably by the Committee on Health and Welfare.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Duplessis, Total - 34; Fesi, Fields, Foil, Henry, Hensgens, Jackson, Kleinpeter, Lambert, Luneau, McMath, Milligan, Mills, F.; Mills, R., Mizell, Peacock, Pope, Price, Smith, Stine, Talbot, White, Womack.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Harris, Hewitt, Total - 5; Morris, Reese; Tarver.

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

Rules Suspended

Bagneris Rule

Senator Womack moved to invoke the rule to temporarily pass over controversial Senate Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order and to suspend the rules to specifically start with Senate Bill No. 22.

Without objection, so ordered.

SENATE BILL NO. 22—

BY SENATOR WOMACK

AN ACT

To amend and reenact R.S. 3:1251 and to repeal R.S. 3:1252, 1253, 1254, and 1255, relative to soil conservation policy; to repeal provisions requiring Louisiana State University to administer federal soil conservation policy; to remove inactive programs; to provide for technical changes; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Cathey, Cloud, Connick, Duplessis, Total - 33; Fesi, Fields, Foil, Henry, Hensgens, Jackson, Kleinpeter, Lambert, Luneau, McMath, Milligan; Mills, F., Mills, R., Mizell, Peacock, Pope, Price, Smith, Stine, Talbot, White, Womack.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Carter, Harris, Total - 6; Hewitt, Morris; Reese, Tarver.

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

SENATE BILL NO. 31—

BY SENATORS MIZELL, ABRAHAM, BARROW, BOUDREAUX, CARTER, CONNICK, CORTEZ, FESI, FOIL, HENRY, HENSGENS, MCMATH, FRED MILLS, ROBERT MILLS, PEACOCK, POPE, PRICE, SMITH, STINE, TALBOT AND WOMACK

AN ACT

To amend and reenact R.S. 15:576(3) and to enact R.S. 46:2161(C)(3) and 2161.1(C)(3), relative to data of human trafficking victims; to require that district attorneys provide annual reports to certain agencies; to track prosecution of human traffickers; to track services provided to human trafficking victims; to clarify eligibility of certain agencies to receive certain information and reports; and to provide for related matters.

Floor Amendments

Senator Mizell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mizell to Engrossed Senate Bill No. 31 by Senator Mizell

AMENDMENT NO. 1

On page 2, line 15, after "statute" insert "under which the offense was"

AMENDMENT NO. 2

On page 2, line 26, after "statute" insert "under which the offense was"

On motion of Senator Mizell, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fesi	Mills, F.
Abraham	Fields	Mills, R.
Allain	Foil	Mizell
Barrow	Henry	Peacock
Bernard	Hensgens	Pope
Boudreaux	Jackson	Price
Bouie	Kleinpeter	Smith
Carter	Lambert	Stine
Cloud	Luneau	Talbot
Connick	McMath	Womack
Duplessis	Milligan	
Total - 32		

NAYS

Total - 0

ABSENT

Cathey	Morris	White
Harris	Reese	
Hewitt	Tarver	
Total - 7		

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

SENATE BILL NO. 55—  
BY SENATOR LUNEAU

AN ACT

To amend and reenact Code of Civil Procedure Art. 3191(B), relative to probate procedure; to provide relative to functions, powers, and duties of a succession representative; to provide with respect to procurator or mandate; to provide relative to appointment of an agent; to provide with respect to authority of an agent appointed by a succession representative; 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

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

NAYS

Total - 0

ABSENT

Harris	Morris	Tarver
Hewitt	Reese	
Total - 5		

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

SENATE BILL NO. 100—  
BY SENATOR LAMBERT

AN ACT

To amend and reenact R.S. 30:2153(1) through (7) and (15) and R.S. 30:2412(28) and (29), and to enact R.S. 30:2153(16) through (18), relative to solid waste; to provide for advanced recycling processes, facilities, and products; to provide for definitions; to provide for exceptions; 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	Fesi	Mills, F.
Abraham	Fields	Mizell
Allain	Foil	Peacock
Barrow	Henry	Pope
Bernard	Hensgens	Price
Boudreaux	Jackson	Smith
Bouie	Kleinpeter	Stine
Cathey	Lambert	Talbot
Cloud	Luneau	White
Connick	McMath	Womack
Duplessis	Milligan	
Total - 32		

NAYS

Total - 0

ABSENT

Carter	Mills, R.	Tarver
Harris	Morris	
Hewitt	Reese	
Total - 7		

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

SENATE BILL NO. 142—  
BY SENATOR CARTER

AN ACT

To enact R.S. 13:981.1, relative to district courts; to provide for the appointment of court reporters in certain instances; to provide for qualifications, duties, and responsibilities; to provide for fees; to provide for bond; and to provide for related matters.

Floor Amendments

Senator Carter proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Carter to Engrossed Senate Bill No. 142 by Senator Carter

AMENDMENT NO. 1  
On page 2, after line 7, insert:

**"(5) Complete a reciprocal application for certification with the Louisiana Board of Examiners for Certified Shorthand Reporters in accordance with the provisions of R.S. 37:2554."**

On motion of Senator Carter, the amendments were adopted.

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

April 27, 2023

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fesi, Mills, R. etc. listing names of senators who voted 'YEAS'.

NAYS

Total - 0

ABSENT

Table with 3 columns: Harris, Morris, Tarver, Hewitt, Reese listing names of absent senators.

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

SENATE BILL NO. 152—

BY SENATORS MILLIGAN, ABRAHAM, BARROW, BERNARD, BOUIE, CATHEY, CLOUD, CONNICK, CORTEZ, FESI, HENRY, HENSGENS, JACKSON, MCMATH, FRED MILLS, ROBERT MILLS, MIZELL, PEACOCK, POPE, PRICE, SMITH, STINE, TALBOT AND WOMACK

AN ACT

To enact R.S. 36:4(B)(1)(l) and Subpart C-2 of Part I of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:15.11 through 15.15, relative to the Louisiana Cybersecurity Commission; to create the Louisiana Cybersecurity Commission within the division of administration; to provide for legislative intent; to provide for definitions; to provide for commission membership; to provide for the powers and duties of the commission; to provide for staffing; to provide for an annual report; and to provide for related matters.

Floor Amendments

Senator Fred Mills sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 152 by Senator Milligan

AMENDMENT NO. 1

On page 3, line 4, change "should" to "shall"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fesi, Mills, R. etc. listing names of senators who voted 'YEAS'.

Total - 34

NAYS

Total - 0

ABSENT

Table with 3 columns: Harris, Morris, Tarver, Hewitt, Reese listing names of absent senators.

Total - 5

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

SENATE BILL NO. 67—

BY SENATOR ROBERT MILLS

AN ACT

To amend and reenact R.S. 3:4351.2(B)(1), relative to forestry and agriculture; to provide with respect to the Louisiana Timber and Agriculture Transportation Group Self-Insurance Funds; to provide for the financial solvency; to require that certain financial documents be submitted; to provide with respect to the name of the fund; to direct the Louisiana State Law Institute to make technical changes; and to provide for related matters.

Floor Amendments

Senator Robert Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Robert Mills to Engrossed Senate Bill No. 67 by Senator Robert Mills

AMENDMENT NO. 1

On page 2, between lines 20 and 21, insert the following:

"C. In R.S. 3:4351.6(A), change "R.S. 22:1571 et seq." to "R.S. 22:1541 et seq."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fesi, Mills, R. etc. listing names of senators who voted 'YEAS'.

Cathey	Luneau	White
Cloud	McMath	Womack
Connick	Milligan	
Duplessis	Mills, F.	
Total - 34		

NAYS

Total - 0

ABSENT

Harris	Morris	Tarver
Hewitt	Reese	
Total - 5		

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

**SENATE BILL NO. 160—**  
BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 4:147 and 164(C)(1), and R.S. 27:361(E)(3)(a), relative to the Louisiana State Racing Commission; to provide for powers and duties; to provide for rulemaking authority and prohibitions; to provide for a facility maintenance and improvement fund; 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	Fesi	Mills, F.
Abraham	Fields	Mills, R.
Barrow	Foil	Mizell
Bernard	Henry	Peacock
Boudreaux	Hensgens	Pope
Bouie	Jackson	Price
Carter	Kleinpeter	Smith
Cathey	Lambert	Stine
Cloud	Luneau	Talbot
Connick	McMath	White
Duplessis	Milligan	Womack
Total - 33		

NAYS

Total - 0

ABSENT

Allain	Hewitt	Reese
Harris	Morris	Tarver
Total - 6		

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

**SENATE BILL NO. 175—**  
BY SENATOR STINE

AN ACT

To enact R.S. 14:91.5.1, relative to offenses affecting the health and morals of minors; to create the crime of unlawful deepfakes involving minors; to provide for definitions; to provide penalties; 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	Fesi	Mills, R.
Abraham	Fields	Mizell
Allain	Foil	Peacock
Barrow	Henry	Pope
Bernard	Hensgens	Price
Boudreaux	Jackson	Smith
Bouie	Kleinpeter	Stine
Carter	Lambert	Talbot
Cathey	Luneau	White
Cloud	McMath	Womack
Connick	Milligan	
Duplessis	Mills, F.	
Total - 34		

NAYS

Total - 0

ABSENT

Harris	Morris	Tarver
Hewitt	Reese	
Total - 5		

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

**SENATE BILL NO. 192—**  
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 27:11(A), 604(B)(2) and (3)(b), and 628(B), and to enact R.S. 27:20(D) and 27.5, relative to the Louisiana Gaming Control Board; to provide for board responsibilities; to provide for state police gaming enforcement division responsibilities; to establish human trafficking awareness and prevention training for licensees; to provide for sports wagering licenses; to provide for the sports wagering local allocation fund; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Foil	Mizell
Abraham	Henry	Peacock
Bernard	Hensgens	Pope
Boudreaux	Jackson	Price
Bouie	Kleinpeter	Smith
Carter	Lambert	Stine
Cathey	Luneau	Talbot
Cloud	McMath	White
Connick	Milligan	Womack
Duplessis	Mills, F.	
Fields	Mills, R.	
Total - 31		

NAYS

Total - 0

ABSENT

Allain	Harris	Reese
Barrow	Hewitt	Tarver
Fesi	Morris	
Total - 8		

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

SENATE BILL NO. 206— BY SENATOR MILLIGAN

AN ACT

To amend and reenact R.S. 17:1826.2(A)(2) and (3), (B)(1)(a) and (b), and (C)(4)(a), 1826.3(A)(1)(b) and (c), (C), (D)(6), and (E), 1826.4(A), (B)(2), (C), and (D) as enacted by Section 1 of Act 767 of the 2022 Regular Session, relative to the Higher Education Foreign Security Act of 2022; to provide for foreign gift reporting; to provide for definitions; to provide for screening of foreign researchers; to provide for foreign travel; to provide for research institutions; and to provide for related matters.

Floor Amendments

Senator Milligan proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Milligan to Engrossed Senate Bill No. 206 by Senator Milligan

AMENDMENT NO. 1

On page 3, line 7, change "adversary" to "source"

On motion of Senator Milligan, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Includes Mr. President, Abraham, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Duplessis, Total - 33.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Absent. Includes Allain, Harris, Total - 6.

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

SENATE BILL NO. 215— BY SENATOR BARROW

AN ACT

To amend and reenact R.S. 14:46.2(F)(1) and to enact R.S. 14:18.1 and 46.2(F)(4), Code of Criminal Procedure Art. 890.1(F), 926.4, 930.3(9), and 930.8(A)(7), and Code of Evidence Art. 707, relative to criminal culpability; to provide a justification defense for victims of intimate partner violence, domestic abuse,

human trafficking, or sexual assault; to provide for reports to the legislature; to provide relative to sentencing; to provide relative to motions for new trial; to provide relative to expert testimony; to provide relative to sentencing; to provide relative to postconviction relief; and to provide for related matters.

Floor Amendments

Senator Fred Mills sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 215 by Senator Barrow

AMENDMENT NO. 1

On page 4, line 3, change "Counsel" to "Council"

AMENDMENT NO. 2

On page 4, line 4, change "(H)(1)" to "Paragraph (1) of this Subsection"

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

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

Rules Suspended

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 26, 2023

To the Honorable President and Members of the Senate:

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

Table with 3 columns: Bill Number, Title. Includes HB No. 320, HB No. 370, HB No. 474, HB No. 475, HB No. 479.

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 320— BY REPRESENTATIVE TURNER

AN ACT

To amend and reenact R.S. 37:970(3) and to enact R.S. 40:2120.52(C), relative to nursing education; to provide for the qualifications of a licensed practical nurse; to provide for the qualifications of a certified nurse aide; and to provide for related matters.

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



HOUSE BILL NO. 370—

BY REPRESENTATIVES LANDRY, BACALA, CARRIER, ROBBY CARTER, EDMONSTON, FREEMAN, GOUDEAU, GREEN, HILFERTY, HORTON, JENKINS, KNOX, AND MOORE AN ACT

To amend and reenact R.S. 14:107.3(B) and (C), to enact R.S. 14:107.3(H), and to repeal R.S. 14:107.3(D), relative to criminal blighting of property; to provide relative to penalties for the offense; to provide relative to review and appeal of declarations of certifications of blight; and to provide for related matters.

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

HOUSE BILL NO. 474—

BY REPRESENTATIVE ILLG AN ACT

To enact R.S. 4:707.1, relative to charitable gaming; to provide for limited raffle licenses for certain raffle games; to provide relative to the promulgation of rules for limited raffle 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. 475—

BY REPRESENTATIVES MAGEE AND KNOX AN ACT

To amend and reenact Code of Evidence Article 404(B)(1), relative to evidence; to prohibit the admissibility of a defendant's creative or artistic expression; to provide for exceptions; to provide for definitions; to provide relative to the admissibility of a defendant's creative or artistic expression in a criminal case; and to provide for related matters.

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

HOUSE BILL NO. 479—

BY REPRESENTATIVES MARINO AND KNOX AN ACT

To amend and reenact Code of Criminal Procedure Article 972, relative to expungement of records; to provide relative to legislative findings; to provide for definitions; to provide for certain jurisdictions of courts for expungement of records; and to provide for related matters.

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

Privileged Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

April 27, 2023

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 24—

BY SENATOR FOIL A CONCURRENT RESOLUTION

To commend the Federation of Greater Baton Rouge Civic Associations for fifty years of community service.

SENATE CONCURRENT RESOLUTION NO. 27—

BY SENATOR HENSGENS A CONCURRENT RESOLUTION

To commend Ivy Robichaux on being crowned Miss LSU.

Respectfully submitted, SHARON W. HEWITT Chairman

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

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns: Name, Position, Name. Lists present members including Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Duplessis, Mills, R., Mizell, Peacock, Pope, Price, Smith, Stine, Talbot, White, Womack.

ABSENT

Table with 3 columns: Name, Name, Name. Lists absent members: Harris, Hewitt, Morris, Reese, Tarver.

Leaves of Absence

The following leaves of absence were asked for and granted:

Table with 4 columns: Name, Days, Name, Days. Lists leaves of absence for Harris, Morris, Tarver, Hewitt, Reese.

Announcements

The following committee meetings for May 1, 2023, were announced:

Table with 3 columns: Committee Name, Time, Room. Lists Finance, Revenue and Fiscal Affairs, Room A, Hainkel Room.

Adjournment

On motion of Senator Talbot, at 10:50 o'clock A.M. the Senate adjourned until Monday, May 1, 2023, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned.

YOLANDA J. DIXON Secretary of the Senate

FRAN OGNIBENE Journal Clerk

