

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

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**FIFTH DAY'S PROCEEDINGS**

**Fifty-Second Extraordinary Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Sunday, February 25, 2024

The Senate was called to order at 6:15 o'clock P.M. by Hon. J. Cameron Henry, Jr., President of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

PRESENT

|               |            |          |
|---------------|------------|----------|
| Mr. President | Fesi       | Morris   |
| Abraham       | Fields     | Owen     |
| Allain        | Foil       | Pressly  |
| Barrow        | Harris     | Price    |
| Bass          | Hodges     | Reese    |
| Boudreaux     | Kleinpeter | Seabaugh |
| Bouie         | Lambert    | Stine    |
| Cathey        | Luneau     | Talbot   |
| Cloud         | Miller     | Wheat    |
| Edmonds       | Mizell     | Womack   |
| Total - 30    |            |          |

ABSENT

|           |                 |         |
|-----------|-----------------|---------|
| Carter    | Duplessis       | Jenkins |
| Connick   | Hensgens        | McMath  |
| Coussan   | Jackson-Andrews | Miguez  |
| Total - 9 |                 |         |

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

**Prayer**

The prayer was offered by Senator Adam Bass, 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 Bass, the reading of the Journal was dispensed with and the Journal of February 22, 2024, was adopted.

**Message from the House**

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

February 23, 2024

To the Honorable President and Members of the Senate:

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

|          |           |           |
|----------|-----------|-----------|
| HB No. 1 | HB No. 6  | HB No. 8  |
| HB No. 9 | HB No. 10 | HB No. 11 |

HB No. 17                      HB No. 19                      HB No. 23

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

**House Bills and Joint Resolutions**

Senator Morris asked for a suspension of the rules to read House Bills and Joint Resolutions a first and second time by title and refer them to committee.

Senator Boudreaux objected.

**ROLL CALL**

The roll was called with the following result:

YEAS

|               |            |          |
|---------------|------------|----------|
| Mr. President | Foil       | Pressly  |
| Abraham       | Hodges     | Reese    |
| Allain        | Kleinpeter | Seabaugh |
| Bass          | Lambert    | Stine    |
| Cathey        | Miller     | Talbot   |
| Cloud         | Mizell     | Wheat    |
| Edmonds       | Morris     |          |
| Fesi          | Owen       |          |
| Total - 22    |            |          |

NAYS

|           |        |       |
|-----------|--------|-------|
| Barrow    | Fields | Price |
| Boudreaux | Harris |       |
| Bouie     | Luneau |       |
| Total - 7 |        |       |

ABSENT

|            |                 |        |
|------------|-----------------|--------|
| Carter     | Hensgens        | Miguez |
| Connick    | Jackson-Andrews | Womack |
| Coussan    | Jenkins         |        |
| Duplessis  | McMath          |        |
| Total - 10 |                 |        |

The Chair declared the rules were suspended.

**HOUSE BILL NO. 1—**

BY REPRESENTATIVES BACALA, HORTON, AND MIKE JOHNSON  
AN ACT

To enact Chapter 43 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5991 through 5993, and Children's Code Article 412(N), relative to access to criminal justice records; to establish the Truth and Transparency in the Louisiana Criminal Justice System Program; to provide relative to the identification of minute entries; to provide relative to access of minute entries; to require the transmission to the online portal maintained by the Louisiana Clerks' Remote Access Authority; to provide relative to duties and obligations; to provide relative to immunity from suit; 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 Judiciary B.

**HOUSE BILL NO. 6—**

BY REPRESENTATIVES MUSCARELLO AND MIKE JOHNSON  
AN ACT

To amend and reenact R.S. 15:569(A) through (C) and 570(A)(4) and (F) through (H) and R.S. 44:4.1(B)(8) and to enact R.S. 15:569(E) and (F) and 570(I) and (J), relative to the execution of a death sentence; to provide for the methods of execution; to provide for the confidentiality of records or information relating to the execution of a death sentence; to provide for criminal penalties for the unauthorized disclosure of records or information relating to the execution of a death sentence; to provide for a civil cause of action relative to the unauthorized disclosure of information or records relating to the execution of a death sentence; to provide for an exception to the Public Records Law and for family members of public officials; to

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provide for counseling services; 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. 8—**

BY REPRESENTATIVES SCHLEGEL, BACALA, COX, HORTON, AND MIKE JOHNSON AND SENATOR MORRIS AND REPRESENTATIVES ADAMS, AMEDEE, BAGLEY, BAYHAM, BILLINGS, BOYER, BRAUD, BUTLER, CARLSON, ROBBY CARTER, CHENEVERT, COATES, DAVIS, DEVILLIER, DICKERSON, DOMANGUE, ECHOLS, EDMONSTON, EGAN, EMERSON, FIRMENT, FONTENOT, GADBERRY, ILLG, JACOB LANDRY, MCMAKIN, MYERS, OWEN, RISER, SCHAMERHORN, SELDERS, THOMPSON, VENTRELLA, VILLIO, WILDER, WILEY, WYBLE, AND DEWITT

AN ACT

To enact R.S. 40:967.1, relative to controlled dangerous substances; to provide for the unlawful distribution of fentanyl under certain circumstances; to provide for a penalty; to provide for definitions; and to provide for related matters.

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

**HOUSE BILL NO. 9—**

BY REPRESENTATIVE VILLIO AND SENATOR MORRIS AND REPRESENTATIVE MIKE JOHNSON

AN ACT

To amend and reenact R.S. 15:574.4(A)(1)(a), (2), (3), (4)(introductory paragraph), (5)(a)(introductory paragraph), and (6)(a)(introductory paragraph) and (B)(1) and (2)(introductory paragraph) and to enact R.S. 15:574.22, relative to parole; to provide relative to parole eligibility; to provide for the restriction of parole eligibility; 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. 10—**

BY REPRESENTATIVES VILLIO, MIKE JOHNSON, AND WRIGHT AND SENATOR MORRIS

AN ACT

To amend and reenact R.S. 15:571.5(C), to enact R.S. 15:571.3(G) and 571.3.1, and to repeal R.S. 15:571.3(C) and (D) and 574.6.1 and Code of Criminal Procedure Article 895.6, relative to eligibility for good time credits; to provide relative to the automatic earning of good time credits by offenders for good behavior; to provide for the elimination of earned compliance credits while on probation or parole; to provide relative to the earning of additional good time credit through participation and completion of certain programs while incarcerated; 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. 11—**

BY REPRESENTATIVES VILLIO, BACALA, BOYER, COX, FONTENOT, HORTON, MIKE JOHNSON, AND WILEY AND SENATOR MORRIS

AN ACT

To amend and reenact Code of Criminal Procedure Articles 893(A)(1)(a) and (4), (B)(3), (G), and (H)(1) through (3), 899.1(A), and 900(A)(6)(b) through (d) and R.S. 15:574.7(B)(1)(introductory paragraph), (C), and (D) and 574.9(H), to enact Code of Criminal Procedure Article 900(A)(6)(e), and to repeal Code of Criminal Procedure Article 899.2 and R.S. 15:574.7(E), relative to violations and sanctions for probation and parole supervision; to provide relative to probation time periods; to provide relative to a technical violation of probation or parole; to provide relative to administrative sanctions for violation of probation or parole; to provide relative to revocation of probation or parole; 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. 17—**

BY REPRESENTATIVE MCFARLAND  
AN ACT

To amend and reenact R.S. 49:259(B)(1) and (C)(3), relative to state funds; to increase the allowable annual deposits into the Department of Justice Legal Support Fund; to increase the allowable balance of the fund; to provide for deposits into the fund and the state general fund; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 19—**

BY REPRESENTATIVE MCFARLAND AND SENATOR EDMONDS  
AN ACT

To appropriate funds and to make certain reductions from certain sources to be allocated to the designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2023-2024; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 23—**

BY REPRESENTATIVE MELERINE  
AN ACT

To amend and reenact R.S. 49:257(C) and Code of Civil Procedure Article 1880 and to enact Code of Civil Procedure Articles 855.1 and 1845 and Code of Criminal Procedure Article 62(D), relative to procedures challenging the constitutionality of state law; to provide for procedures for actions alleging unconstitutionality of laws; and to provide for related matters.

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

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

**HOUSE BILL NO. 2—**

BY REPRESENTATIVES BACALA AND MIKE JOHNSON  
AN ACT

To enact R.S. 9:2793.11, relative to immunity from liability for peace officers and certain public entities; to provide for immunity from civil liability for peace officers and certain public entities; to provide for definitions; to provide for exceptions; and to provide for related matters.

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

**HOUSE BILL NO. 3—**

BY REPRESENTATIVES BUTLER, ADAMS, AMEDEE, BACALA, BAGLEY, BAMBURG, BAYHAM, BERAULT, BILLINGS, BOYD, BOYER, BRASS, BRAUD, BROWN, BRYANT, CARLSON, CARRIER, ROBBY CARTER, WILFORD CARTER, CARVER, CHASSION, CHENEVERT, COATES, CREWS, DEVILLIER, DEWITT, DICKERSON, EDMONSTON, EGAN, FIRMENT, FISHER, FONTENOT, FREIBERG, GADBERRY, GREEN, HEBERT, HILFERTY, HORTON, ILLG, JACKSON, MIKE JOHNSON, TRAVIS JOHNSON, KERNER, KNOX, LACOMBE, LAFLEUR, LARVADAIN, MACK, MARCELLE, MCCORMICK, MCFARLAND, MCMAHEN, MCMAKIN, MELERINE, MOORE, NEWELL, ORGERON, OWEN, RISER, SCHAMERHORN, SCHLEGEL, SELDERS, ST. BLANC, STAGNI TAYLOR, THOMPSON, VENTRELLA, WALTERS, WILDER, WILEY, WYBLE, AND ZERINGUE AND SENATOR REESE  
AN ACT

To amend and reenact Code of Criminal Procedure Articles 320(D) and (E)(introductory paragraph) and (1) and 893(A)(1)(a), (B)(3), and (F) through (H), R.S. 13:5304(B)(3)(b), and R.S. 15:529.1(C)(3) and to enact Code of Criminal Procedure Articles 893(B)(2)(c) and (1) and 904, relative to mandatory drug testing and screening; to require drug testing and screening of persons arrested for certain offenses; to provide relative to assessment for participation in drug and specialty court programs for certain nonviolent offenders; to provide relative to

confidentiality of drug testing and screening records; to provide for the automatic expungement of records under certain circumstances; to provide relative to the funding for administration of drug and specialty courts; and to provide for related matters.

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

**HOUSE BILL NO. 4—**  
BY REPRESENTATIVES EMERSON AND MIKE JOHNSON  
AN ACT

To amend and reenact Code of Criminal Procedure Articles 930.4(F) and (G) and 930.8(A)(1) and (D) and to enact Code of Criminal Procedure Article 930.8(E), relative to procedures utilized in post conviction proceedings; to provide relative to the timeliness of post conviction applications; to provide relative to the procedural requirements of post conviction applications; to provide relative to the exceptions to the time limitations of post conviction applications; and to provide for related matters.

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

**HOUSE BILL NO. 5—**  
BY REPRESENTATIVE MIKE JOHNSON  
AN ACT

To enact R.S. 14:2(B)(61), relative to crimes of violence; to designate the crime of illegal use of weapons or dangerous instrumentalities as a crime of violence; 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. 7—**  
BY REPRESENTATIVES SCHLEGEL, BACALA, COX, HILFERTY, AND MIKE JOHNSON AND SENATOR HODGES  
AN ACT

To amend and reenact R.S. 14:64.2(B), relative to the crime of carjacking; to enhance the penalties for the crime of carjacking; and to provide for related matters.

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

**Message from the House**

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

February 23, 2024

To the Honorable President and Members of the Senate:

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

HB No. 22

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

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

**HOUSE BILL NO. 22—**  
BY REPRESENTATIVES MIKE JOHNSON, BILLINGS, BOYD, CARLSON, CARVER, DOMANGUE, GADBERRY, LARVADAIN, MACK, NEWELL, AND SCHAMERHORN AND SENATOR CARTER  
AN ACT

To enact R.S. 13:101.2 and 101.3 and to repeal R.S. 13:101, 101.1, and 312.4, relative to the supreme court; to implement a

settlement in the matter entitled Louisiana State Conference of the National Association for the Advancement of Colored People, et al. v. State of Louisiana, et al., in the United States District Court for the Middle District of Louisiana; to provide for the redistricting of supreme court districts in accordance with the settlement; to provide for the filling of vacancies; to restructure the supreme court by eliminating provisions for a temporary additional judgeship for the Court of Appeal for the Fourth Circuit and such judge's appointment to the supreme court; and to provide for related matters.

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

**ATTENDANCE ROLL CALL**

**PRESENT**

|               |            |          |
|---------------|------------|----------|
| Mr. President | Fesi       | Morris   |
| Abraham       | Fields     | Owen     |
| Allain        | Foil       | Pressly  |
| Barrow        | Harris     | Price    |
| Bass          | Hodges     | Reese    |
| Boudreaux     | Kleinpeter | Seabaugh |
| Bouie         | Lambert    | Stine    |
| Cathey        | Luneau     | Talbot   |
| Cloud         | Miller     | Wheat    |
| Edmonds       | Mizell     | Womack   |
| Total - 30    |            |          |

**ABSENT**

|           |                 |         |
|-----------|-----------------|---------|
| Carter    | Duplessis       | Jenkins |
| Connick   | Hensgens        | McMath  |
| Coussan   | Jackson-Andrews | Miguez  |
| Total - 9 |                 |         |

**Leaves of Absence**

The following leaves of absence were asked for and granted:

|          |       |                 |       |
|----------|-------|-----------------|-------|
| Carter   | 1 Day | Connick         | 1 Day |
| Coussan  | 1 Day | Duplessis       | 1 Day |
| Hensgens | 1 Day | Jackson-Andrews | 1 Day |
| Jenkins  | 1 Day | McMath          | 1 Day |
| Miguez   | 1 Day |                 |       |

**Announcements**

The following committee meetings for February 26, 2024, were announced:

|             |           |        |
|-------------|-----------|--------|
| Judiciary B | 9:30 A.M. | Room E |
| Judiciary C | 9:30 A.M. | Room A |

**Adjournment**

On motion of Senator Talbot, at 6:27 o'clock P.M. the Senate adjourned until Monday, February 26, 2024, at 5:00 o'clock P.M.

The President of the Senate declared the Senate adjourned.

YOLANDA J. DIXON  
Secretary of the Senate  
FRANCINE K. OGNIBENE  
Journal Clerk

