

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

THIRTEENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, May 2, 2017

The Senate was called to order at 2:15 o'clock P.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President	Fannin	Morrell
Allain	Gatti	Morrish
Appel	Hewitt	Peacock
Barrow	Johns	Perry
Bishop	LaFleur	Riser
Carter	Lambert	Smith, J.
Claitor	Luneau	Tarver
Colomb	Martiny	Thompson
Cortez	Milkovich	Walsworth
Donahue	Mills	Ward
Erdey	Mizell	White
Total - 33		

ABSENT

Boudreaux	Long	Smith, G.
Chabert	Peterson	
Total - 5		

The President of the Senate announced there were 33 Senators present and a quorum.

Prayer

The prayer was offered by Doctor B. David Brooks, 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 Carter, the reading of the Journal was dispensed with and the Journal of May 1, 2017, was adopted.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 67—
BY SENATOR THOMPSON

A RESOLUTION

To commemorate the eightieth anniversary of the American System of Conservation Funding.

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

**Introduction of
Senate Concurrent Resolutions**

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

SENATE CONCURRENT RESOLUTION NO. 64—

BY SENATORS COLOMB, BARROW, HEWITT, MIZELL AND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, EMERSON, HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY, MARCELLE, MORENO, NORTON, SMITH, STOKES, THOMAS AND WHITE

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of Rose Landry Long, of Natchitoches, Louisiana, and to celebrate the joyous life of a great lady who was fulfilled by her service to her God, her family, and her community.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Morrish
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Riser
Bishop	LaFleur	Smith, G.
Carter	Lambert	Smith, J.
Chabert	Luneau	Tarver
Claitor	Martiny	Thompson
Colomb	Milkovich	Walsworth
Cortez	Mills	Ward
Donahue	Mizell	White
Erdey	Morrell	
Total - 35		

NAYS

Total - 0

ABSENT

Boudreaux	Long	Peterson
Total - 3		

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

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 58—
BY SENATORS GATTI AND PEACOCK

A RESOLUTION

To commend Jon Christian Walden upon his extraordinary accomplishments as a high school wrestler and student.

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

SENATE RESOLUTION NO. 61—
BY SENATOR BISHOP

A RESOLUTION

To commend and congratulate the University of Dillard's men's basketball team on being selected to play in the National Association of Intercollegiate Athletics (NAIA) Tournament.

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

SENATE RESOLUTION NO. 62—
BY SENATOR BISHOP

A RESOLUTION

To commend and congratulate the University of New Orleans (UNO) men's basketball team on being selected to play in the National Collegiate Athletic Association (NCAA) Tournament.

May 2, 2017

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

SENATE RESOLUTION NO. 63—

BY SENATOR BOUDREAU

A RESOLUTION

To recognize and commend the Louisiana Sports Hall of Fame Foundation and its board members.

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

SENATE RESOLUTION NO. 64—

BY SENATOR BOUDREAU

A RESOLUTION

To commend Reverend Borgia Aubespain, SVD, pastor of Holy Family Church in Lawtell, Louisiana, and St. Ann Church in Mallet, Louisiana, upon the fifty-second anniversary of his ordination to the priesthood.

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

SENATE RESOLUTION NO. 65—

BY SENATOR PERRY

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of Louisiana Army National Guard Sergeant Charles Voisin upon his death.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 54—

BY SENATOR CHABERT

A CONCURRENT RESOLUTION

To recognize Monday, May 22, 2017, as "LUMCON Day" at the Louisiana State Capitol and to commend the members of the Louisiana Universities Marine Consortium for Research and Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Fannin, Peacock, Allain, Gatti, Perry, Appel, Hewitt, Riser, Barrow, Johns, Smith, G., Bishop, LaFleur, Smith, J., Carter, Lambert, Tarver, Chabert, Martiny, Thompson, Claitor, Milkovich, Walsworth, Colomb, Mills, Ward, Cortez, Mizell, White, Donahue, Morrell, Erdey, Morrish. Total - 34

NAYS

Total - 0

ABSENT

Table with 2 columns: Boudreaux, Luneau, Long, Peterson, Total - 4

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

SENATE CONCURRENT RESOLUTION NO. 55—

BY SENATORS COLOMB, BARROW, HEWITT, MIZELL AND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON, HILFERTY, HILL, HODGES, HORTON, NANCY LANDRY, MARCELLE, MORENO, NORTON, SMITH, STOKES, THOMAS AND WHITE

A CONCURRENT RESOLUTION

To commend Mackenzie Kay Andrews upon her receipt of a 2017 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation in the category of High School Women of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Morrish, Allain, Fannin, Peacock, Appel, Gatti, Perry, Barrow, Hewitt, Riser, Boudreaux, Johns, Smith, G., Carter, LaFleur, Smith, J., Chabert, Lambert, Thompson, Claitor, Martiny, Walsworth, Colomb, Milkovich, Ward, Cortez, Mills, White, Donahue, Mizell, Total - 32

NAYS

Total - 0

ABSENT

Table with 3 columns: Bishop, Luneau, Peterson, Long, Morrell, Tarver, Total - 6

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

SENATE CONCURRENT RESOLUTION NO. 56—

BY SENATORS COLOMB, BARROW, HEWITT, MIZELL AND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON, HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY, MARCELLE, MORENO, NORTON, SMITH, THOMAS AND WHITE

A CONCURRENT RESOLUTION

To commend Bria Janai Williams upon her receipt of a 2017 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation in the category of College Women of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Donahue, Mizell, Allain, Erdey, Morrish, Appel, Fannin, Peacock, Barrow, Gatti, Perry, Bishop, Hewitt, Riser, Boudreaux, Johns, Smith, G., Carter, LaFleur, Smith, J.

Chabert	Lambert	Thompson
Claitor	Martiny	Walsworth
Colomb	Milkovich	Ward
Cortez	Mills	White
Total - 33		

NAYS

Total - 0

ABSENT

Long	Morrell	Tarver
Luneau	Peterson	
Total - 5		

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

SENATE CONCURRENT RESOLUTION NO. 57—
 BY SENATORS COLOMB, BARROW, HEWITT, MIZELL AND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON, HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY, MARCELLE, MORENO, NORTON, SMITH, STOKES, THOMAS AND WHITE

A CONCURRENT RESOLUTION

To commend Malori Dawn Dupree upon her receipt of a 2017 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation in the category of High School Women of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Allain	Fannin	Perry
Appel	Gatti	Riser
Barrow	Hewitt	Smith, G.
Bishop	Johns	Smith, J.
Boudreaux	LaFleur	Tarver
Carter	Lambert	Thompson
Chabert	Martiny	Walsworth
Claitor	Milkovich	Ward
Colomb	Mills	White
Cortez	Mizell	
Donahue	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Long	Morrell
Luneau	Peterson
Total - 4	

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

SENATE CONCURRENT RESOLUTION NO. 58—
 BY SENATOR MILLS
 A CONCURRENT RESOLUTION
 To commend the Southern Mutual Help Association for its support in disaster recovery.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Allain	Fannin	Perry
Appel	Gatti	Riser
Barrow	Hewitt	Smith, G.
Bishop	Johns	Smith, J.
Boudreaux	LaFleur	Tarver
Carter	Lambert	Thompson
Chabert	Martiny	Walsworth
Claitor	Milkovich	Ward
Colomb	Mills	White
Cortez	Mizell	
Donahue	Morrish	

Total - 34

NAYS

Total - 0

ABSENT

Long	Morrell
Luneau	Peterson
Total - 4	

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

SENATE CONCURRENT RESOLUTION NO. 59—
 BY SENATOR PERRY AND REPRESENTATIVE HENSGENS
 A CONCURRENT RESOLUTION
 To commend Randall Bertrand, coach of the girls' basketball team at Gueydan High School, upon the occasion of being named Louisiana Class 1A Coach of the Year in girls' basketball for the 2016-2017 season.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Allain	Fannin	Perry
Appel	Gatti	Riser
Barrow	Hewitt	Smith, G.
Bishop	Johns	Smith, J.
Boudreaux	LaFleur	Tarver
Carter	Lambert	Thompson
Chabert	Martiny	Walsworth
Claitor	Milkovich	Ward
Colomb	Mills	White
Cortez	Mizell	
Donahue	Morrish	

Total - 34

NAYS

Total - 0

ABSENT

Long	Morrell
Luneau	Peterson
Total - 4	

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

May 2, 2017

SENATE CONCURRENT RESOLUTION NO. 60—

BY SENATOR PERRY

A CONCURRENT RESOLUTION

To authorize that the grounds surrounding the Old Arsenal Museum on the capitol grounds be designated as "The Louisiana Veterans Memorial Park".

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

SENATE CONCURRENT RESOLUTION NO. 61—

BY SENATOR PERRY AND REPRESENTATIVE MIGUEZ

A CONCURRENT RESOLUTION

To commend and congratulate Elijah Mitchell on his outstanding football career at Erath High School and to wish him much success with his upcoming college career at the University of Louisiana at Lafayette as a Ragin' Cajun.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrish
Allain Fannin Peacock
Appel Gatti Perry
Barrow Hewitt Riser
Bishop Johns Smith, G.
Boudreaux LaFleur Smith, J.
Carter Lambert Tarver
Chabert Luneau Thompson
Claitor Martiny Walsworth
Colomb Milkovich Ward
Cortez Mills White
Donahue Mizell
Total - 35

NAYS

Total - 0

ABSENT

Long Morrell Peterson
Total - 3

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

SENATE CONCURRENT RESOLUTION NO. 62—

BY SENATOR MARTINY

A CONCURRENT RESOLUTION

To recognize May 2017 as Building Safety Month.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrish
Allain Fannin Peacock
Appel Gatti Perry

Barrow Hewitt Riser
Bishop Johns Smith, G.
Boudreaux LaFleur Smith, J.
Carter Lambert Tarver
Chabert Luneau Thompson
Claitor Martiny Walsworth
Colomb Milkovich Ward
Cortez Mills White
Donahue Mizell

Total - 35

NAYS

Total - 0

ABSENT

Long Morrell Peterson
Total - 3

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

SENATE CONCURRENT RESOLUTION NO. 63—

BY SENATOR WHITE

A CONCURRENT RESOLUTION

To commend and congratulate the city of Baton Rouge, Louisiana, and its citizenry and public officials on the Bicentennial celebration of municipal incorporation and to encourage civic participation in the year-long calendar of events known as BR200.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Morrish
Allain Fannin Peacock
Appel Gatti Perry
Barrow Hewitt Riser
Bishop Johns Smith, G.
Boudreaux LaFleur Smith, J.
Carter Lambert Tarver
Chabert Luneau Thompson
Claitor Martiny Walsworth
Colomb Milkovich Ward
Cortez Mills White
Donahue Mizell

Total - 35

NAYS

Total - 0

ABSENT

Long Morrell Peterson
Total - 3

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

Message from the House

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

May 1, 2017

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. 7	HB No. 94	HB No. 107
HB No. 325	HB No. 329	HB No. 492

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

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

HOUSE BILL NO. 7—
BY REPRESENTATIVE WHITE
AN ACT

To enact R.S. 15:255(S), relative to witness fees for off-duty law enforcement officers; to authorize the transfer of certain witness fee surplus funds within Washington Parish; to provide for the transfer procedures and use of such funds; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 94—
BY REPRESENTATIVES JIMMY HARRIS, AMEDEE, BAGNERIS, CHAD BROWN, GARY CARTER, ROBBY CARTER, COUSSAN, EDMONDS, GAINES, GLOVER, HAZEL, HODGES, JACKSON, LEGER, LEOPOLD, MAGEE, MARINO, JAY MORRIS, SHADOIN, AND ZERINGUE
AN ACT

To amend and reenact R.S. 13:587.4(A) and 5401(A) and (B)(1) and (2) and to repeal R.S. 13:5401(C), relative to reentry courts; to authorize the creation of a reentry division in all district courts; to remove the enumerated district courts authorized to create reentry divisions; to require certain criteria for eligibility and suitability; to provide for certain requirements of the court; and to provide for related matters.

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

HOUSE BILL NO. 107—
BY REPRESENTATIVES ZERINGUE AND MAGEE
AN ACT

To amend and reenact R.S. 13:783(F)(7), relative to group insurance expenses of the clerk of court's offices; to provide for the Terrebonne Parish clerk of court's group insurance expenses; and to provide for related matters.

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

HOUSE BILL NO. 325—
BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 9:154(A)(10) and R.S. 13:842 and to repeal R.S. 13:843.1, relative to unused advanced court costs; to provide procedures for the repayment and retention of unused advanced court costs; to provide relative to the presumption of abandonment under the Uniform Unclaimed Property Act; to provide an exception to abandonment; to repeal certain provisions for the refunding of unused advanced court costs; and to provide for related matters.

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

HOUSE BILL NO. 329—
BY REPRESENTATIVE BAGNERIS
AN ACT

To amend and reenact R.S. 33:9077(D) and (F)(5)(b), relative to Orleans Parish; to provide relative to the Lake Barrington Subdivision Improvement District; to provide relative to the governing board of the district; to provide relative to the membership of the board; to provide relative to the special taxes and fees levied within the district; to provide relative to the renewal of such taxes and fees; and to provide for related matters.

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

HOUSE BILL NO. 492—
BY REPRESENTATIVES MAGEE, HOFFMANN, AND STOKES
AN ACT

To amend and reenact R.S. 40:1253.2(A)(introductory paragraph) and (3)(f) and (g), 1253.3(B), and 1253.4(A) and R.S. 46:460.31(introductory paragraph) and (4) and 460.51(5) and (8) and to enact R.S. 40:1253.2(A)(3)(h), R.S. 46:460.51(13), and Subpart D of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:460.81 through 460.88, relative to the Louisiana Medicaid program; to provide for duties of the Louisiana Department of Health in administering the Medicaid managed care program; to correct references to the name of such program; to establish a process for review of healthcare provider claims submitted to Medicaid managed care organizations; to provide for reviews of claim payment determinations which are adverse to healthcare providers; to provide for appeals of decisions rendered through such review process; to establish a panel for selection of independent reviewers; to provide reporting requirements; to provide for penalties; to provide for administrative rulemaking; and to provide for related matters.

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

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

HOUSE BILL NO. 5—
BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 33:457, relative to mayor's courts; to establish a mayor's court in the village of Athens in Claiborne Parish; to provide for territorial jurisdiction; to provide for the powers and authority of the mayor as magistrate of the court and other officers of the court; and to provide for related matters.

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

HOUSE BILL NO. 10—
BY REPRESENTATIVE TERRY BROWN
AN ACT

To amend and reenact R.S. 13:996.46(C), relative to the Thirty-Fifth Judicial District Court; to authorize the use of money in the Thirty-Fifth Judicial Expense Fund to pay personnel health insurance premiums, certification fees, continuing education fees, and capital expenditures; to provide for retroactive and prospective application; and to provide for related matters.

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

HOUSE BILL NO. 12—

BY REPRESENTATIVE MACK
AN ACT

To enact R.S. 33:103(C)(1)(n), relative to the Livingston Parish planning commission; to authorize the governing authority of the parish to pay members a per diem for attending commission meetings; to provide relative to the amount of the per diem and for the number of meetings for which members may be paid; and to provide for related matters.

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

HOUSE BILL NO. 13—

BY REPRESENTATIVE THIBAUT
AN ACT

To enact R.S. 25:215(B)(18), relative to the Pointe Coupee Parish library; to transfer the administration of and accounting functions for funds of the library from the parish governing authority to the library board of control; 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. 14—

BY REPRESENTATIVE FALCONER
AN ACT

To enact R.S. 25:212.2, relative to the Madisonville branch library in St. Tammany Parish; to authorize the governing authority of St. Tammany Parish to name the library in honor of a living person; 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. 16—

BY REPRESENTATIVE MCFARLAND
AN ACT

To enact R.S. 47:338.218, relative to the town of Jonesboro; to authorize the governing authority of the town, subject to voter approval, to levy and collect a hotel occupancy tax; to provide for the use of the tax proceeds; and to provide for related matters.

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

HOUSE BILL NO. 19—

BY REPRESENTATIVE MAGEE
AN ACT

To amend and reenact R.S. 33:1243(A)(1), relative to penalties for violations of parish ordinances; to authorize the imposition of community service as a penalty for violating a parish ordinance; to provide for the maximum number of hours of community service a person may be ordered to perform; and to provide for related matters.

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

HOUSE BILL NO. 24—

BY REPRESENTATIVE THIBAUT
AN ACT

To enact R.S. 33:4574(F)(10), relative to the West Baton Rouge Parish Tourist Commission; to provide for changes to the membership of the commission; and to provide for related matters.

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

HOUSE BILL NO. 25—

BY REPRESENTATIVE ANDERS
AN ACT

To enact R.S. 13:5554(W)(4), relative to group insurance benefits for retired sheriffs and deputy sheriffs of the Madison Parish Sheriff's Department; to provide for the availability of certain insurance benefits to certain retired employees; 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. 76—

BY REPRESENTATIVE HAVARD
AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(37), relative to hotel occupancy taxes in West Feliciana Parish; to authorize the West Feliciana Parish Tourist Commission to levy additional hotel occupancy taxes, subject to voter approval; to provide relative to the hotel occupancy tax levied by West Feliciana Parish; and to provide for related matters.

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

HOUSE BILL NO. 85—

BY REPRESENTATIVES PRICE, BACALA, BAGNERIS, BERTHELOT, BOUIE, DWIGHT, EDMONDS, RICHARD, AND SCHEXNAYDER
AN ACT

To enact R.S. 40:1665.2(B)(17) and (C)(4), relative to survivors of law enforcement officers killed while performing their duties; to provide for financial benefits for survivors of federal law enforcement agents killed in Louisiana; and to provide for related matters.

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

HOUSE BILL NO. 88—

BY REPRESENTATIVES GREGORY MILLER, GAINES, AND SCHEXNAYDER AND SENATOR GARY SMITH
AN ACT

To enact R.S. 33:4712.17, relative to the naming of a law enforcement training facility in St. John the Baptist Parish; to provide for an exception to the statutory prohibition of naming of a public building after a living person; to authorize the St. John the Baptist Parish Sheriff to name a certain building after a living person; and to provide for related matters.

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

HOUSE BILL NO. 106—

BY REPRESENTATIVE POPE
AN ACT

To enact R.S. 13:5554(FF), relative to the qualification for certain group insurance benefits for the Livingston Parish Sheriff's Office; to require service with the sheriff's office for a certain period of time; 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. 212—

BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 29:26.1(C)(1), relative to applications for death or disability benefits; to provide for the submission of claims for disability benefits; 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. 304—

BY REPRESENTATIVE HILFERTY
AN ACT

To enact R.S. 15:1352(A)(64) and (65), relative to racketeering activity; to add offenses relative to armed robbery to the definition of "racketeering activity"; 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. 315—

BY REPRESENTATIVE BISHOP
AN ACT

To amend and reenact R.S. 26:352, relative to the Alcoholic Beverage Control Law; to provide relative to donations of beverages of high and low alcoholic content; to provide for the applicability of excise taxes on donated alcoholic beverages to certain events or organizations; 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. 320—

BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 46:121(5) and 123(C) and to enact R.S. 46:121(6), relative to military family assistance; to provide for the designation of a third party administrator; to provide 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. 393—

BY REPRESENTATIVES CONNICK, MARCELLE, ARMES, BERTHELOT, BILLIOT, BOUIE, CARPENTER, STEVE CARTER, FOIL, LANCE HARRIS, HAVARD, HOFFMANN, IVEY, JORDAN, LYONS, MARINO, JAY MORRIS, POPE, PYLANT, RICHARD, SCHEXNAYDER, SCHRODER, STAGNI, THOMAS, AND ZERINGUE
AN ACT

To amend and reenact R.S. 22:1331, relative to residential property insurance policies; to provide certain policyholders the option to exclude personal property coverage after a declared disaster; to provide for a reduction in premium; to provide for the withdrawal of the exclusion and the reduction in premium; 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. 401—

BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 29:253(A)(1)(b), (2)(a), and (3), relative to the Veterans' Affairs Commission; to provide for the appointment and removal of commission members; 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. 407—

BY REPRESENTATIVE HUVAL
AN ACT

To amend and reenact R.S. 22:855(B)(1) and (2)(c) and 1568(B) and to enact R.S. 22:855(B)(2)(d), relative to producer compensation; to authorize agency fees on individual and group health insurance policies and supplemental benefit insurance policies; to provide for commissions and other forms of compensation; 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. 412—

BY REPRESENTATIVE LEBAS
AN ACT

To enact R.S. 17:436.1(L) and 3996(B)(13), relative to the administration of medication at public schools; to except sunscreen from requirements and restrictions pertaining to the administration of medication to public school students; to authorize a student to possess and self-apply sunscreen; to authorize a public school employee to volunteer to apply sunscreen to a student under certain circumstances; to provide a limitation of liability; 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. 470—

BY REPRESENTATIVE FALCONER
AN ACT

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

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

HOUSE BILL NO. 480—

BY REPRESENTATIVE HUVAL
AN ACT

To amend and reenact R.S. 22:821(B)(36) and (37), 2440(C), (D)(3), and (E), 2441(E)(1), and 2443 and to repeal R.S. 22:2440(F) and 2451, relative to the Health Insurance Issuer External Review Act; to extend the period during which independent review organizations are approved by the commissioner; to require independent review organizations to immediately notify the commissioner of insurance of any material change to the organization's accreditation; to repeal certain administrative and regulatory requirements related to independent review organizations; to repeal annual reporting fees; 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. 485—

BY REPRESENTATIVE JEFFERSON
AN ACT

To amend and reenact Code of Criminal Procedure Article 404(A), (C), (D), (E), and (F) and to enact Code of Criminal Procedure Article 404(G) and (H), relative to jury commissions; to provide for technical corrections; to provide for the functions of the jury commission in the parishes of Claiborne, DeSoto, Union, and Webster; to transfer the functions of the jury commission to the clerks of court of Claiborne Parish, DeSoto Parish, Union Parish, and Webster Parish; 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. 491—

BY REPRESENTATIVE LEOPOLD
AN ACT

To amend and reenact R.S. 41:1214(B) and to enact R.S. 41:1214(E), relative to the advertisement and bids for the lease of public land; to provide relative to the delivery and acceptance of bids; to provide for a uniform and secure electronic interactive system for submittal of lease bids; and to provide for related matters.

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

May 2, 2017

HOUSE BILL NO. 495—
BY REPRESENTATIVE JIM MORRIS
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Bossier Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 503—
BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 22:821(B)(3) and 1546(B)(1)(a), relative to licensing of insurance producers; to provide for licensing fees paid by insurance producers; to provide for licensing of business entities as insurance producers; to provide for disclosure of persons with ten percent or more controlling interest in a resident business entity; to provide for disclosure upon request of persons with ten percent or more controlling interest in a non-resident business entity; 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. 615—
BY REPRESENTATIVE TERRY LANDRY
AN ACT

To amend and reenact R.S. 15:574.4.1(D), relative to inmate programs; to provide relative to completion of programs prior to release on parole; and to provide for related matters.

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

**House Concurrent Resolutions on
Second Reading**

HOUSE CONCURRENT RESOLUTION NO. 14—
BY REPRESENTATIVE MORENO
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to allow computer science courses to count as science credit for purposes of satisfying high school graduation requirements and to establish and implement a state plan for making computer science a fundamental part of the state's public education system.

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

HOUSE CONCURRENT RESOLUTION NO. 17—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION

To urge and request the Department of Children and Family Services to study the issue of reporting of child abuse and neglect in military families, and to recommend to the legislature policies for improving coordination between the department and the United States Department of Defense in matters relating to child welfare.

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
JUDICIARY A**

Senator Rick Ward, III, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

May 2, 2017

To the President and Members of the Senate:

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

SENATE BILL NO. 43—
BY SENATOR MARTINY
AN ACT

To amend and reenact R.S. 13:2590(B), the introductory paragraph of 2590.1(B), and (C), relative to justice of the peace courts; to provide for court costs; to provide for distribution of court costs; to provide for court costs in certain parishes; to provide for agreements in cases with out-of-constable jurisdiction; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 72—
BY SENATOR MILKOVICH
AN ACT

To enact Code of Civil Procedure Art. 1636.1, relative to contradictory hearings in civil proceedings; to provide for the right to present oral arguments; to provide with respect to waiver of oral argument and nullity of a judgment when oral argument is not allowed; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 81—
BY SENATOR BISHOP
AN ACT

To amend and reenact Children's Code Article 405(A) and (B) and to enact Children's Code Article 116(4.1), relative to curators; to provide for definitions; to provide for the payment of fees; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 121—
BY SENATOR WARD
AN ACT

To amend and reenact Code of Civil Procedure Articles 1421 and 1464, R.S. 23:1123, 1124, 1203(E), 1221(4)(s)(ii), 1307 and 1317.1, R.S. 39:1952(14)(e), and R.S. 46:2136(A)(4), relative to court-ordered and other mandatory physical and mental examinations; to provide relative to such examinations in certain civil and administrative matters, procedures, and claims; to provide for consistency in terminology and nomenclature, and to provide for related matters.

Reported favorably.

SENATE BILL NO. 236—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 9:5217, R.S. 13:844, R.S. 44:40(A), (B), (C), and (E), 116(A) and (B), and 161, Civil Code Art. 3352(C), and Code of Civil Procedure Art. 258(A), and to enact Code of Civil Procedure Art. 258(D), relative to clerks of court; to provide for fees for services rendered; to provide standards for documents to be recorded; to provide alternate means to maintain copies of recorded documents; to provide indexing standards; to require plans for recording electronic documents; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
RICK WARD III
Chairman

REPORT OF COMMITTEE ON

JUDICIARY B

Senator Gary L. Smith, Jr., Chairman on behalf of the Committee on Judiciary B, submitted the following report:

May 2, 2017

To the President and Members of the Senate:

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

SENATE BILL NO. 169—
BY SENATOR BARROW

AN ACT

To amend and reenact R.S. 15:574.20, relative to medical parole; to authorize medical furloughs; to provide for the term of medical parole and furlough; to provide for revocation of medical parole or furlough for improved health; to provide for written case plans; to provide for classification and treatment programs; to provide for eligibility; and to provide for related matters.

Reported without action.

Respectfully submitted,
GARY L. SMITH JR.
Chairman

REPORT OF COMMITTEE ON

JUDICIARY C

Senator Dan Claitor, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

May 2, 2017

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 31—
BY SENATOR WHITE

A CONCURRENT RESOLUTION

To continue and provide for the Louisiana Law Enforcement Body Camera Implementation Task Force to study and make recommendations regarding the requirements for implementation and development of best procedures for the use of body cameras and policies for access to and use of body camera recordings by law enforcement agencies in this state, and to provide for a written report of its recommendations and findings not later than sixty days prior to the 2018 Regular Session of the Louisiana Legislature.

Reported favorably.

SENATE BILL NO. 35—
BY SENATOR COLOMB

AN ACT

To amend and reenact R.S. 40:966(I), relative to the Uniform Controlled Dangerous Substances Law; to provide exemptions from arrest and prosecution under the Uniform Controlled Dangerous Substances law to persons and other entities lawfully in possession of medical marijuana; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 139—
BY SENATOR MARTINY

AN ACT

To amend and reenact Code of Criminal Procedure Arts. 893(A) and (B), the introductory paragraph of 899.1(A), (B), and (D), 900(A)(5), (6), and (7), and 903.1, R.S. 13:5304(B)(10)(b), and (c), and R.S. 15:571.3(B) and (D), 574.2(C)(1) and (2) and (D)(1), the introductory paragraph of (6), (8)(a), and (9), 574.4(A)(1) and (2), (B)(1) and (C)(2), 574.4.1(A)(1), 574.4.2(B), 574.4.3(A)(1), 574.6, 574.7(B), 574.9(D), (E), (F) and (G), 574.20, and 828(B) and (C), and to enact Code of Criminal Procedure Arts. 893(G), 895.6, and 895.7, and R.S. 15:574.2(C)(4), 574.4(F), 574.9(H), 827(A)(7) and 828(D), relative to criminal justice; to provide for alternatives to incarceration; to provide for release from incarceration and from supervision; to provide for felony probation and parole; to provide for suspension and deferral of sentence; to provide for the term of probation and of parole; to provide for extended probation periods; to provide for discharge credits for felony probation and for parole; to provide for the earning of discharge credits; to provide for the regulation of number of credits earned; to provide for methods to rescind credits; to provide for notice; to provide for the satisfaction of sentences; to provide for discharge from probation and from parole; to provide for administrative sanctions; to provide for technical violations of probation and of parole; to authorize use of administrative sanctions; to provide for a system of administrative rewards; to provide for probation and for parole revocation; to provide for sentences imposed for technical violations of probation and of parole; to provide for credit for time served; to provide for the substance abuse probation program; to provide for diminution of sentence; to provide for good time; to provide for earning rates for good time; to provide for the committee on parole; to provide for meetings of the committee on parole; to provide for voting; to provide for administrative parole; to provide for notice to victims; to provide for notice for victim's spouse or next of kin; to provide for parole eligibility; to provide for parole eligibility for offenders serving a life sentence; to provide for parole hearings; to provide for conditions of parole; to provide for custody and supervision of parolees; to provide for modification of parole; to provide for suspension of probation and of parole; to provide for return to custody hearings; to provide for detainers; to provide for enforceability of detainers; to provide for medical parole; to authorize medical furloughs; to provide for the term of medical parole and furlough; to provide for revocation of medical parole or furlough for improved health; to provide for written case plans; to provide for classification and treatment programs; to provide for credit for participation in certain programs; to provide relative to good time for offenders sentenced as habitual offenders; to provide for rulemaking; to provide for record collection; to provide for maintenance of records; to provide for effective dates; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 220—
BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 14:60(A) and (B), 67(B), 67.16(C), (D), (E), (F), and (G), 67.25(D), 67.26(C) and (E), 68(B), 68.4(B), 68.7(B), 69(B) and (C), 70.2(C), 70.4(E), 71(C), (D), (E), (F), and (G), 94(B), (C), and (D), 95(B), (C), (D), (E), (F), (G), (H), and (I), and 95.1(B) and R.S. 40:966(B), (C), (D), (E), (F), and (G), 967(B), (C), (D), and (E), 968(B) and (C), 969(B), (C), and (D), 970(B) and (C), to enact Subpart A-1 of Part I of Chapter 1 of Title 14 of the Louisiana Revised Statutes of 1950, comprised of R.S. 14:6.1 through 6.3 and 69(D), and to repeal R.S. 14:62.8, 67.1, 67.2, 67.6, 67.7, 67.8, 67.9, 67.10, 67.16(H), 67.18, 67.20, 67.21, 67.24, 67.25(E), 67.28, 67.30, 68.5, 71(H) and (I), 94(E) and (F), 95(J) and (K) and R.S. 40:966(H) and (I), and 967(F) and (G), relative to the adoption of a felony class system; to provide relative to legislative findings and intent; to provide relative to classes of designated felonies; to provide relative to penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 221—
BY SENATOR ALARIO

AN ACT

To amend and reenact the introductory paragraph of R.S. 15:529.1(A) and 529.1(C), relative to the Habitual Offender Law; to provide relative to the period of time for which certain prior offenses are used for habitual offender penalty enhancements in the context of a felony class system; to provide for definitions; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
SENATOR DAN CLAITOR
Chairman

Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees

SENATE BILL NO. 5—
BY SENATOR LUNEAU

AN ACT

To amend and reenact R.S. 33:3887.5, relative to Sewerage District No. 2 of Rapides Parish; to authorize a per diem for members of the board of supervisors; and to provide for related matters.

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

SENATE BILL NO. 10—
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 47:1925.11, relative to the assessor in the St. Martin Parish Assessment District; to authorize the assessor in such district to receive an automobile expense allowance; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 29—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:6001, relative to exemptions from sales and use tax; to provide relative to the qualifications for the sales and use tax exemption for antique aircraft; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 30—

BY SENATORS MORRELL, APPEL, BARROW, CARTER, LONG, MARTINY AND GARY SMITH AND REPRESENTATIVES HILFERTY, HUNTER, LEGER, STOKES AND TALBOT
AN ACT

To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, Section 1 of Act No. 50 of the 1998 Regular Session of the Legislature, Section 1 of Act No. 7 of the 2001 First Extraordinary Session of the Legislature, Section 1 of Act No. 14 of the 2004 First Extraordinary Session of the Legislature, Section 1 of Act No. 76 of the 2006 Regular Session of the Legislature, and Section 1 of Act No. 232 of the 2008 Regular Session of the Legislature, and to enact R.S. 51:1301(D), relative to the Louisiana Tax Free Shopping Program; to extend the program through July 1, 2023; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 30 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 9, after "Legislature" insert "is"

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

SENATE BILL NO. 31—

BY SENATORS MORRELL AND GARY SMITH
AN ACT

To amend and reenact R.S. 47:301(16)(b)(ii), relative to sales tax; to define certain numismatic coins as tangible personal property; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 31 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 47:301(16)(b)(ii)," to "R.S. 47:301(16)(b)(ii) and the introductory paragraphs of R.S. 47:302(AA) and 321.1(F)(66) and to enact R.S. 47:302(AA)(29) and 321.1(F)(66)(u)."

AMENDMENT NO. 2

On page 1, line 3, after "property;" insert "to provide with respect to the exclusion for sales of certain precious metals and coins; to provide for effectiveness and applicability of the exclusion;"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 47:302(16)(b)(ii)" delete the remainder of the line, and insert "and the introductory paragraphs of R.S. 47:302(AA) and 321.1(F)(66) are hereby amended and reenacted and R.S. 47:302(AA)(29) and 321.1(F)(66)(u) are hereby enacted to read as"

AMENDMENT NO. 4

On page 1 delete lines 16 and 17, and insert:

"(ii) Solely for purposes of sales and use taxes imposed by the state under R.S. 47:302, 321, and 331, gold, silver, or numismatic coins having a sales price of no more than one thousand dollars or sold at a national, statewide, or multi-parish numismatic trade show, or platinum, gold, or silver bullion.

§302. Imposition of tax

AA. Notwithstanding any other provision of this Section to the contrary, beginning July 1, 2016, **except Paragraph (29) of this Subsection**, the following specific exclusions and exemptions shall be applicable to the tax levied pursuant to the provisions of this Section:

(29) Beginning October 1, 2017, sales and purchases of gold, silver, or numismatic coins having a sales price of no more than one thousand dollars or sold at a national, statewide, or multi-parish numismatic trade show, or platinum, gold, or silver bullion, as provided in R.S. 47:301(16)(b)(ii).

§321.1. Imposition of Tax

F. Notwithstanding any other provision of law to the contrary, including but not limited to any contrary provision of this Chapter, there shall be no exemptions or exclusions as defined in R.S. 47:301 to the tax levied pursuant to the provisions of this Section, except for the sales or purchases of the following items:

(66) Beginning July 1, 2016, **except as provided in Subparagraph (u) of this Paragraph**, in addition to those exclusions and exemptions provided for in Paragraphs (1) through (65) of this Subsection, the following exclusions and exemptions shall be allowable for purposes of the tax levied pursuant to the provisions of this Section:

(u) Beginning October 1, 2017, sales and purchases of gold, silver, or numismatic coins having a sales price of no more than one thousand dollars or sold at a national, statewide, or multi-parish numismatic trade show, or platinum, gold, or silver bullion, as provided in R.S. 47:301(16)(b)(ii), and notwithstanding any provision of 47:301(16)(b)(ii) to the contrary, this exclusion shall be applicable for the tax imposed under this Section."

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

SENATE BILL NO. 57—

BY SENATOR CORTEZ

A JOINT RESOLUTION

Proposing to amend Article VII, Section 27(B) of the Constitution of Louisiana, relative to the Transportation Trust Fund; to remove authority to appropriate or dedicate monies in the trust fund to state police for traffic control purposes; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 60—

BY SENATORS WALSWORTH, CORTEZ, ERDEY, FANNIN AND GARY SMITH

AN ACT

To provide relative to state highways; to designate a portion of United States Highway 425 in the unincorporated community of Chase, in Franklin Parish, as the "Trooper Bobby Smith Memorial Highway"; to designate a portion of United States Highway 165 near the town of Sterlington, in Ouachita Parish, as the "Officer David Elahi Memorial Highway"; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 60 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 4, change "Bobby Smith Memorial" to "Bobby Smith 'Vision of Courage' Memorial"

AMENDMENT NO. 2

On page 1, line 5, change "Officer David Elahi" to "Sterlington Police Officer David Elahi"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." change "That" to "Notwithstanding any other law to the contrary, that"

AMENDMENT NO. 4

On page 1, line 10, at the end of the line after "Smith" insert " 'Vision of Courage' "

AMENDMENT NO. 5

On page 1, line 14, change "Officer David Elahi Memorial" to "Sterlington Police Officer David Elahi Memorial"

AMENDMENT NO. 6

On page 1, line 17, after "designations" insert ", provided local or private monies are received by the department to fabricate and install the signs"

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

SENATE BILL NO. 79—

BY SENATOR LUNEAU

AN ACT

To amend and reenact Section 8 of Act No. 125 of the 2015 Regular Session of the Legislature as amended by Section 2 of Act No. 29 of the 2016 First Extraordinary Session of the Legislature and to repeal Sections 4, 5, and 6 of Act No. 125 of the 2015 Regular Session of the Legislature, relative to income and corporation franchise tax credits; to eliminate the termination of reductions previously enacted; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 79 by Senator Luneau

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 47:227 and"

AMENDMENT NO. 2

On page 1, line 6, after "enacted;" insert "to restore the corporate income tax credit for state insurance premium tax paid;"

AMENDMENT NO. 3

On page 2, between lines 3 and 4, insert:

"Section 2. R.S. 47:227 is hereby amended and reenacted to read as follows:

§227. Offset against tax

Every insurance company shall be entitled to an offset against any tax incurred under this Chapter, in the amount of any taxes, based on premiums, paid by it during the preceding twelve months, by virtue of any law of this state. ~~Beginning on and after July 1,~~

2015, the offset shall be equal to seventy-two percent of the amount of any taxes, based on premiums."

AMENDMENT NO. 4

On page 2, line 4, change "Section 2." to "Section 3."

AMENDMENT NO. 5

On page 2, line 6, change "Section 3." to "Section 4."

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

SENATE BILL NO. 97— BY SENATOR FANNIN

AN ACT

To amend and reenact R.S. 47:301(10)(e), 305.3, and 305.8 and to enact R.S. 47:301(30), relative to sales tax; to provide relative to certain agricultural sales and use tax exemptions; to define commercial farmer; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 97 by Senator Fannin

AMENDMENT NO. 1

On page 1, line 2, change "and 305.8" to "305.8, 305.37(A), and 305.63"

AMENDMENT NO. 2

On page 1, line 7, change "and 305.8" to "305.8, 305.37(A), and 305.63"

AMENDMENT NO. 3

On page 2, delete lines 9 through 18, and insert: ". **These terms are limited to those persons, partnerships, or corporations regularly engaged in the commercial production for sale of vegetables, fruits, crops, livestock, poultry, and other food or agricultural products that report farm income and expenses on a federal Schedule F or similar federal tax form. The Department of Revenue, in consultation with the Department of Agriculture, shall develop and promulgate rules to determine who meets this definition no later than January 1, 2019. Notwithstanding any contrary provision of this Paragraph, the Department of Revenue shall honor existing farmer exemption certificates issued by the Department until December 31, 2018.**"

AMENDMENT NO. 4

On page 3, between lines 3 and 4, insert: " * * *

§305.37. Exclusions and exemptions; diesel fuel, butane, propane, or other liquefied petroleum gases used for farm purposes
A. The state taxes imposed by R.S. 47:302(A), R.S. 47:321(A), and R.S. 47:331(A) shall not apply to diesel fuel, butane, propane, or other liquefied petroleum gases used or consumed for farm purposes by a commercial farmer as defined in R.S. 47:301(30). The secretary of the Department of Revenue shall adopt and promulgate rules and regulations necessary to effectuate the exemptions granted by this Section.
* * *

§305.63. Exemption; commercial farm irrigation equipment
The sales and use tax imposed by the state of Louisiana and its political subdivisions whose boundaries are coterminous with those of the state shall not apply to the sale of polyroll tubing sold to a commercial farmer as defined in R.S. 47:301(30) or used for commercial farm irrigation."

AMENDMENT NO. 5

On page 3, line 4, change "July 1, 2017" to "January 1, 2018"

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

SENATE BILL NO. 98— BY SENATOR DONAHUE

AN ACT

To amend and reenact the introductory paragraph of R.S. 39:2(15.1), 24.1(A) and (E)(3), 34(A), 51(A)(2), and 56(A) and to enact R.S. 39:36(A)(7), relative to budgetary procedures; to define expenditures and incentive expenditure programs; to provide for inclusion in the executive budget, the general appropriation bill, other appropriation bills, and the state budget of incentive expenditures; 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. 98 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 2, change "24.1(A)" to "24.1(A), (C),"

AMENDMENT NO. 2

On page 1, line 3, change "R.S. 39:36(A)(7)" to "R.S. 39:24.1(E)(4) and (5) and 36(A)(9)"

AMENDMENT NO. 3

On page 1, line 6, after "expenditures" and before the semicolon ";", insert "programs"

AMENDMENT NO. 4

On page 1, line 9, change "24.1(A)" to "24.1(A), (C),"

AMENDMENT NO. 5

On page 1, line 10, change "R.S. 39:36(A)(7) is" to "R.S. 39:24.1(E)(4) and (5) and 36(A)(9) are"

AMENDMENT NO. 6

On page 2, between lines 20 and 21, insert the following:
"C. The department which administers the incentive benefit program shall give a report on the incentive expenditure program at each meeting of the conference and shall notify the conference when the incentive expenditure forecast is not sufficient to meet the requirements of current law or current administrative procedures. The conference may revise the forecast as necessary."
* * *

AMENDMENT NO. 7

On page 3, between lines 6 and 7, insert:
"(4) In developing the estimate of incentive expenditures for each of the tax benefit programs listed in R.S. 39:2(15.1), each agency of the state, including the Department of Revenue, the Department of Economic Development, and the Department of Culture, Recreation and Tourism, which administers an incentive expenditure program, shall coordinate and implement procedures for developing the estimate of the incentive expenditures for submission to the Revenue Estimating Conference, the legislative fiscal office, and the division of administration. Such procedures shall include consideration of, but not be limited to:
(a) The statutory guidelines for the incentive expenditure program.
(b) Any application process for the incentive expenditure program.
(c) Estimates of the timeline from any application process through approval of the application and the claiming of the tax benefit by a taxpayer."

(d) Historical data on the actual amount of reductions of and payments made from tax collections for the incentive expenditure program.

(5) The participants of the conference shall work in conjunction with the respective agency or agencies to implement all procedures."

AMENDMENT NO. 8

On page 3, line 17, after "**recommendation for**" delete the remainder of the line, delete lines 18 and 19, and insert the following: "**an incentive expenditure program by department, which recommendation shall not exceed the incentive expenditure forecast as adopted for the current fiscal year by the Revenue Estimating Conference. The incentive expenditure**"

AMENDMENT NO. 9

On page 3, line 24, after "**authority.**" delete the remainder of the line, and delete lines 25 and 26

AMENDMENT NO. 10

On page 4, delete lines 9 through 12, and insert the following:

"(9) The executive budget for Fiscal Year 2018-2019 and each fiscal year thereafter shall include a separate recommendation for an incentive expenditure program by department, which recommendation shall not exceed the incentive expenditure forecast as adopted for the current fiscal year by the Revenue Estimating Conference. The"

AMENDMENT NO. 11

On page 4, line 24, delete "**or the incentive expenditure**", delete line 25, and insert the following: "except as provided for in R.S. 39:54(A)(2). **The general**"

AMENDMENT NO. 12

On page 4, at the end of line 27, delete "**setting**", delete lines 28 and 29, and insert: "**for an incentive expenditure program by department, which recommendation shall not exceed the incentive expenditure forecast as adopted for the current fiscal year by the Revenue Estimating Conference. The incentive**"

AMENDMENT NO. 13

On page 5, line 5, after "**authority.**" delete the remainder of the line, and delete lines 6 through 8

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

SENATE BILL NO. 99—

BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 33:130.401(A), 130.402(A), (B), (D), (E), (F) and (G), and R.S. 33:130.409(A), and to enact R.S. 33:130.409 (D), relative to the St. Tammany Parish Development District; to provide relative to the classification of the district; to provide relative to its board of commissioners; to provide relative to a nominating committee; to provide relative to certain prohibitions regarding transactions and employment; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 99 by Senator Donahue

AMENDMENT NO. 1

On page 5, line 15, after "**set**" and before "**in**" insert "**forth**"

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

SENATE BILL NO. 100—

BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 39:29(A), 32(E)(3) and (7), and 36(B)(1)(c), (6), and (8) and to enact R.S. 39:2(40.1), relative to budgets; to provide for the budget office under the direction of the division of administration to produce a standstill budget; to define and describe the elements of the standstill budget; to provide for the utilization of the standstill budget in the executive budget contents; 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. 100 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 39:29(A)," to "R.S. 39:29(A) and (B),"

AMENDMENT NO. 2

On page 1, line 3, change "R.S. 39:2(40.1)," to "R.S. 39:2(40.1) and 29(C) and (D),"

AMENDMENT NO. 3

On page 1, line 9, change "R.S. 39:29(A)," to "R.S. 39:29(A) and (B),"

AMENDMENT NO. 4

On page 1, line 10, change "R.S. 39:2(40.1) is" to "R.S. 39:2(40.1) and 29(C) and (D) are"

AMENDMENT NO. 5

On page 1, delete lines 16 and 17, on page 2, delete lines 1 through 9, and insert the following:

"(40.1) "Non-discretionary standstill budget" means the projected costs from all means of finance for a budget unit to carry out the non-discretionary functions listed in R.S. 39:36, in the ensuing fiscal year which functions are contained in the budget unit's current year initial operating budget. The non-discretionary standstill budget shall incorporate growth for non-discretionary expenditures required by law or administrative rule in the current fiscal year. The non-discretionary standstill budget shall not contain estimates of discretionary expenditures."

AMENDMENT NO. 6

On page 2, at the beginning of line 15, after "**a**" and before "**standstill**" insert "**non-discretionary**"

AMENDMENT NO. 7

On page 2, line 16, after "The" and before "**standstill**" insert "**non-discretionary**"

AMENDMENT NO. 8

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

"B.(3) These guidelines shall reflect the most recent economic statistics available in regard to inflation, employment, population, and other socioeconomic factors.

B.(1) A budget unit shall submit its non-discretionary standstill budget estimate for the ensuing year in accordance with annual instructions to be provided by the division of administration. The format of the instructions shall be prepared by the division of administration working in conjunction with Senate fiscal staff, House of Representatives fiscal staff, and a representative from the legislative fiscal office. The annual instructions shall contain the non-discretionary functions in the initial operating budget for each budget unit for the current fiscal year. The division of administration shall send the instructions for the non-discretionary standstill budget estimates at the same time as the instructions are sent to the agencies for the annual budget request submission.

(2) Each agency is directed to include in the non-discretionary standstill budget estimate all non-discretionary requirements.

(3) The commissioner of administration shall establish a date for submission of the non-discretionary budget estimates, which date shall afford the commissioner of administration sufficient time to prepare the non-discretionary standstill budget for inclusion in the continuation budget document. The non-discretionary standstill budget estimates shall be on the forms and in the manner prescribed in this Section and shall be accompanied by such other data as may be required, together with such additional information as the governor may request.

(4) Upon receipt of the budget unit's non-discretionary standstill budget estimates, the division of administration shall review the estimates for reasonableness and shall combine the agency estimates with the mandatory statewide standard adjustments provided for in the continuation budget, which shall constitute the non-discretionary standstill budget for the ensuing fiscal year.

C. The non-discretionary standstill budget shall be derived and based upon the assumption that the current law and current administrative procedures will remain in effect for the forecast period.

D. The non-discretionary standstill budget and the continuation budget shall be contained in one document and shall be in a format which compares the budgets by budget unit, on the same page. The non-discretionary standstill budget shall be presented at the same meeting of the Joint Legislative Committee on the Budget as the continuation budget as provided in Paragraph (A)(2) of this Section.

AMENDMENT NO. 9

On page 2, line 28, after "the" and before "standstill" insert "non-discretionary"

AMENDMENT NO. 10

On page 3, line 4, after "the" and before "standstill" insert "non-discretionary"

AMENDMENT NO. 11

On page 3, line 14, after "The" and before "standstill" insert "non-discretionary"

AMENDMENT NO. 12

On page 3, line 19, after "the" and before "standstill" insert "non-discretionary"

AMENDMENT NO. 13

On page 3, at the end of line 25, after "the" and before "standstill" insert "non-discretionary"

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

SENATE BILL NO. 106—

BY SENATOR BISHOP

AN ACT

To enact R.S. 17:3351(L), relative to postsecondary education; to provide relative to the prevention of unplanned pregnancies among unmarried college students; to require each public postsecondary institution to develop and implement an action plan to address the prevention of unplanned pregnancies among unmarried college students; to provide for components of the plan; to provide for reporting requirements; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 106 by Senator Bishop

AMENDMENT NO. 1

On page 1, line 13, between "**board**" and "**shall**" insert "**, in conjunction with the commissioner of higher education and the president of each public university and community college system, or his designee.**"

AMENDMENT NO. 2

On page 2, at the end of line 7, insert "**However, in no instance shall any information be disseminated regarding abortion methods, techniques, or providers.**"

AMENDMENT NO. 3

On page 2, between lines 22 and 23, insert the following:

"(i) In no instance shall any student be directed to information or services provided by Planned Parenthood or any abortion provider."

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

SENATE BILL NO. 113—

BY SENATOR BARROW

AN ACT

To amend and reenact R.S. 47:601(C)(1)(c), relative to the corporation franchise tax; to provide for exemptions from franchise tax; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 115—

BY SENATOR APPEL

AN ACT

To enact R.S. 33:9097.30, relative to crime prevention and improvement districts; to create the University Neighborhood Security and Improvement District in Orleans Parish; to provide for the powers and duties of the district and its board of commissioners; to provide for a parcel fee; to provide with respect to termination of the district; and to provide for related matters.

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

SENATE BILL NO. 119—

BY SENATOR WARD

AN ACT

To authorize and provide for the lease to Williams, Inc. of any right, title, and interest the state may claim in and to the surface of certain immoveable property located in Iberville Parish; to provide for a description of the surface of the land to be leased; to provide for the reservation of mineral and timber rights; to provide for the discretion of the administrator of the state land office to negotiate such other terms and conditions as he shall deem necessary, appropriate, and in the best interests of the state; and to provide for related matters.

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

SENATE BILL NO. 132—

BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 56:1855(M)(2) and to enact R.S. 56:1855(O), relative to the Louisiana Scenic Rivers Act; to provide for certain natural and scenic rivers; to provide exceptions for certain uses on the Amite River, Comite River, and Bayou Manchac; to provide terms, conditions, and procedures; and to provide for related matters.

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

SENATE BILL NO. 143—

BY SENATOR CHABERT AND REPRESENTATIVE STOKES
AN ACT

To amend and reenact R.S. 36:204(B)(6) and R.S. 56:1687(6) and (9), and to enact R.S. 36:204(B)(9) and (10), relative to the powers and duties of the secretary of culture, recreation and tourism; to provide for the procedure for the sale, lease, and sublease of state parks land; to provide for concession leases; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 143 by Senator Chabert

AMENDMENT NO. 1

On page 2, line 12, after "**concession leases**" insert "**and enter any related contract or agreement, hereafter in this Paragraph collectively referred to as a "lease";**"

AMENDMENT NO. 2

On page 2, line 14, after "**management**" insert "**except the Lower Pontalba Building**"

AMENDMENT NO. 3

On page 2, delete lines 15 through 22 and insert the following:
**"(a) A public body. The application, advertisement, and bid requirements set forth in Part I of Chapter 10 of Title 41 of the Louisiana Revised Statutes of 1950 shall not apply to such a lease.
(b) A private entity. The provisions of Part I of Chapter 10 of Title 41 of the Louisiana Revised Statutes of 1950 shall not apply to a mineral or timber lease with a private entity. If a private entity is obligated under the terms of a lease to undertake activities or to construct improvements on the leased immovable property that will support the public purposes of the department, the provisions of Part I of Chapter 10 of Title 41 of the Louisiana Revised Statutes of 1950 shall not apply to the lease, but such a lease is subject to the following conditions:"**

AMENDMENT NO. 4

On page 2, line 23, change "**leases, subleases, or other agreements**" to "**a lease**"

AMENDMENT NO. 5

On page 3, line 1, change "**Contracts**" to "**A lease**"

AMENDMENT NO. 6

On page 3, at the end of line 3, change "**public works contracts**" to "**a contract for public work**"

AMENDMENT NO. 7

On page 3, line 7, after "**Such leases**" delete "**, subleases, and agreements**"

AMENDMENT NO. 8

On page 3, delete lines 9 through 14

AMENDMENT NO. 9

On page 3, line 20, after "**service mark**" delete "**in violation of this Section**"

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

SENATE BILL NO. 145—

BY SENATOR CLAITOR

AN ACT

To enact R. S. 17:1891 within Chapter 6 of Title 17 of the Louisiana Revised Statutes of 1950, relative to granting of free tuition by Tulane University; to provide relative to the Tulane Legislative Scholarship; to require that a student's legislative scholarship be applied toward his financial obligations before certain other award amounts; and to provide for related matters.

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

SENATE BILL NO. 150—

BY SENATORS CHABERT AND MORRELL

AN ACT

To amend and reenact R.S. 47:6036(C)(1)(b), (G), the introductory paragraph of R.S. 47:6036(I)(1), (I)(1)(c) and (2)(a) and to repeal R.S. 47:6036(K), relative to the Ports of Louisiana tax credits; to streamline the approval process; to change the overall credit caps; to extend the sunset date of the credit; to remove an expired reporting provision; 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 Engrossed Senate Bill No. 150 by Senator Chabert

AMENDMENT NO. 1

On page 2, line 18, after "exceed", delete the remainder of the line, delete line 19, and insert "four million five hundred thousand dollars in any fiscal year."

AMENDMENT NO. 2

On page 4, line 10, after "exceed", delete the remainder of the line, delete line 11, and insert "four million five hundred thousand dollars in any fiscal year."

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

SENATE BILL NO. 162—

BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 33:5002(A)(6) and (7) and (B)(2), relative to the Louisiana Inclusionary Zoning and Workforce Affordable Housing Act; to encourage incentive based housing policy; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 162 by Senator Appel

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete line 3, insert the following: "Part VIII of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:5001 through 5002, relative to workforce housing; to encourage incentive"

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." delete the remainder of the line and insert the following: "Part VIII of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:5001 through 5002, is hereby amended and reenacted"

AMENDMENT NO. 3

On page 1, between lines 7 and 8, insert the following:
"PART VIII. LOUISIANA INCLUSIONARY ZONING INCENTIVES AND WORKFORCE AFFORDABLE HOUSING ACT

§5001. Short title

This Part shall be known and may be cited as the "Louisiana Inclusionary Zoning Incentives and Workforce Affordable Housing Act."

AMENDMENT NO. 4

On page 1, delete line 10, and insert the following:

"(1) In many municipalities and parishes, there is a serious shortage of decent, safe, and sanitary residential housing available at prices or rents that are affordable to low and moderate income families.

(2) The affordable housing shortage constitutes a danger to the health, safety, and welfare of all residents of the state and is a barrier to sound growth and sustainable economic development for the state's municipalities and parishes.

(3) These conditions have been exacerbated by the damage to the state's housing stock caused by Hurricane Rita and Hurricane Katrina.

(4) The state will undergo an unprecedented residential construction boom over the next decade to restore housing for hurricane victims and new residents to the state in both damaged parishes and receiving parishes.

(5) While pre-hurricane concentrated poverty contributed to social isolation and its concurrent ills, mixed income communities have proven to hold better social outcomes for all residents, including better education, workforce, and health outcomes."

AMENDMENT NO. 5

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

"B.(1) The legislature recognizes the following provisions of the Constitution of Louisiana:

(a) Article VI, Section 17 of the Constitution of Louisiana provides that, subject to uniform procedures established by law, a local governmental subdivision may adopt regulations for land use and zoning.

(b) Article I, Section 4 provides that the right to property is subject to reasonable statutory restrictions and the reasonable exercise of the police power.

(c) Article VI, Section 9 provides that the police power of the state shall never be abridged."

AMENDMENT NO. 6

On page 2, line 8, between "families" and the period "." insert ", to the extent that such policies do not have the effect of establishing the sales or lease price for a residential housing unit or lot or otherwise abridge or cause one to waive constitutionally protected rights to real property or otherwise cause a restraint on the alienation of real property"

AMENDMENT NO. 7

On page 2, between lines 8 and 9, insert the following:

"5003. Inclusionary zoning
Any municipality or parish in the state that adopts land use or zoning ordinances, resolutions, or regulations may adopt ordinances to provide for inclusionary zoning to increase the availability of affordable dwelling units within the jurisdiction of the respective municipality or parish."

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

SENATE BILL NO. 163— BY SENATOR MIZELL

AN ACT

To amend and reenact R.S. 15:1157(A), relative to the purchase of goods by state prisons; to authorize the purchase of goods and services in the parish in which a state prison is located if the purchase price is lower; 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. 163 by Senator Mizell

AMENDMENT NO. 1

On page 1, line 4, after "lower;" and before "to provide", insert: "to provide relative to compliance with the goals of the Hudson and Veterans Initiatives;"

AMENDMENT NO. 2

On page 1, at the end of line 16, change "enterprises." to "enterprises, and the vendor meets the requirements of the Hudson Initiative, R.S. 39:2001, et seq., or the Veterans Initiative, R.S. 39:2171, et seq."

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

SENATE BILL NO. 164— BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 17:87.6(A) and R.S. 41:891 and 892(A) and (F), and to enact R.S. 41:892(G), relative to school lands; to provide for the sale of certain school lands by school boards; to provide for the sale by a licensed real estate broker; to provide for the appraisal of school lands; to provide procedures, terms, conditions, and requirements of the sale; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 164 by Senator Peacock

AMENDMENT NO. 1

On page 1, line 16, delete "Also, any such" and insert "Any"

AMENDMENT NO. 2

On page 2, line 9, after "auction" change "or" to a comma "," and after "bids" insert a comma ","

AMENDMENT NO. 3

On page 2, line 10, after "in this" change "subpart" to "Subpart" and after "that this" change "subpart" to "Subpart"

AMENDMENT NO. 4

On page 2, line 16, after "person" insert a comma ","

AMENDMENT NO. 5

On page 2, at the beginning of line 17, delete "or" and after "board" insert a comma ","

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

SENATE BILL NO. 172— BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:227, 265, 287.664 all as amended by Act No. 125, Section 5 of the 2015 Regular Session of the Legislature, R.S. 47:297.2, the heading of R.S. 47:6005, the introductory paragraph of R.S. 47:6007(C)(1), 6015(J), and the introductory paragraph of R.S. 47:6023(C)(1) as amended by Act 125, Section 5 of the 2015 Regular Session of the Legislature, to enact R.S. 25:1226.4(D), R.S. 47:34(F), 35(E), 37(I), 287.748(D), 287.749(E), 287.752(D), 287.753(E), 287.755(I), 287.756(F), 287.758(D), 287.759(D), 297(Q),

297.4(C), 297.8(C), 297.9(D), 6004(D), 6005(H), 6006(F), 6006.1(H), 6008(E), 6009(G), 6012(G), 6013(E), 6014(G), 6015(M), 6016.1(O), 6017(D), 6018(G), 6022(K), 6025(E), 6032(I), 6034(L), 6035(I), 6036(L), 6037(J), 6104(E), 6105(C), 6106(F), and 6107(D), and R.S. 51:1787(L), 1807(F), 1924(H), 2354(D), 2399.3(C), and 3085(F), relative to tax credits; to provide for the sunset of certain tax credits; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 172 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line, delete lines 3 through 12 and insert: "R.S. 47:227 as amended by Section 2 of Act No. 125, of the 2015 Regular Session of the Legislature, R.S. 47:297.2, 6015(J), and 6019(A)(1)(a) and to enact R.S. 25:1226.4(D), R.S. 47:34(F), 37(I), 287.748(D), 287.749(E), 287.752(D), 287.755(I), 297(Q), 297.4(C), 297.9(D), 6006(F), 6025(E), 6032(I), 6035(I), 6104(E), 6105(C), 6106(F), and 6107(D), and to repeal R.S. 47:227 as amended by Section 5 of Act 125 of the 2015 Regular Session of the Legislature, relative to tax"

AMENDMENT NO. 2

On page 2, line 2, change "2019" to "2020"

AMENDMENT NO. 3

On page 2, line 5, after "Section 2." delete the remainder of the line, delete lines 6 through 13, and insert: "R.S. 47:227 as amended by Section 2 of Act No. 125 of the 2015 Regular Session of the Legislature, R.S. 47:297.2, 6015(J), and 6019(A)(1)(a) are hereby amended and reenacted and R.S. 25:1226.4(D), R.S. 47:34(F), 37(I), 287.748(D), 287.749(E), 287.752(D), 287.755(I), 297(Q), 297.4(C), 297.9(D), 6006(F), 6025(E), 6032(I), 6035(I), 6104(E), 6105(C), 6106(F), and"

AMENDMENT NO. 4

On page 2, line 18, change "2019" to "2020"

AMENDMENT NO. 5

On page 2, delete lines 19 through 22

AMENDMENT NO. 6

On page 2, line 27, change "2019" to "2020"

AMENDMENT NO. 7

On page 3, line 3, at the end of the line insert: "~~Beginning on and after July 1, 2015, the offset shall be equal to seventy-two percent of the amount of any taxes, based on premiums.~~"

AMENDMENT NO. 8

On page 3, line 5, change "2019" to "2022"

AMENDMENT NO. 9

On page 3, delete lines 7 through 29 and on page 4, delete lines 1 through 9

AMENDMENT NO. 10

On page 4, line 13, change "2019" to "2020"

AMENDMENT NO. 11

On page 4, line 18, change "2019" to "2020"

AMENDMENT NO. 12

On page 4, line 23, change "2019" to "2020"

AMENDMENT NO. 13

On page 4, delete lines 24 through 27

AMENDMENT NO. 14

On page 5, line 3, change "2019" to "2020"

AMENDMENT NO. 15

On page 5, delete lines 4 through 16

AMENDMENT NO. 16

On page 5, line 21, change "2019" to "2020"

AMENDMENT NO. 17

On page 6, line 4, change "2019" to "2020"

AMENDMENT NO. 18

On page 6, line 9, change "2019" to "2022"

AMENDMENT NO. 19

On page 6, delete lines 11 through 14

AMENDMENT NO. 20

On page 6, line 19, change "2019" to "2020"

AMENDMENT NO. 21

On page 6, delete lines 21 through 29

AMENDMENT NO. 22

On page 7, line 4, change "2019" to "2022"

AMENDMENT NO. 23

On page 7, delete lines 5 through 29 and on page 8, delete lines 1 through 26

AMENDMENT NO. 24

On page 8, delete lines 27 through 29, and on page 9, delete lines 1 and 2

AMENDMENT NO. 25

On page 9, between lines 2 and 3, insert:

"* * *

§6019. Tax credit; rehabilitation of historic structures

A.(1)(a) There shall be a credit against income and corporation franchise tax for the amount of eligible costs and expenses incurred during the rehabilitation of a historic structure located in a downtown development or a cultural district. The amount of the credit shall equal twenty-five percent of the eligible costs and expenses of the rehabilitation incurred prior to January 1, 2018, regardless of the year in which the property is placed in service. The amount of the credit shall equal twenty percent of the eligible costs and expenses of the rehabilitation incurred on or after January 1, 2018 **and before January 1, 2022**, regardless of the year in which the property is placed in service. **No credit is authorized pursuant to this Section for expenses incurred on or after January 1, 2022.**

* * *

AMENDMENT NO. 26

On page 9, delete lines 3 through 29, and on page 10, delete lines 1 through 4

AMENDMENT NO. 27

On page 10, line 8, change "2019" to "2020"

AMENDMENT NO. 28

On page 10, line 13, change "2019" to "2022"

AMENDMENT NO. 29

On page 10, delete lines 14 through 19, and insert:

"* * *

AMENDMENT NO. 30

On page 10, line 23, change "2019" to "2022"

AMENDMENT NO. 31

On page 10, delete lines 24 through 29, and on page 11, delete lines 1 and 2

AMENDMENT NO. 32

On page 11, line 7, change "2019" to "2022"

AMENDMENT NO. 33

On page 11, line 11, change "2019" to "2022"

AMENDMENT NO. 34

On page 11, line 15, change "2019" to "2022"

AMENDMENT NO. 35

On page 11, line 19, change "2019" to "2022"

AMENDMENT NO. 36

On page 11, delete lines 20 through 29, and on page 12, delete lines 1 through 22, and insert:

"Section 3. R.S. 47:227 as amended by Section 5 of Act No. 125 of the 2015 Regular Session of the Legislature is hereby repealed.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

SENATE BILL NO. 177—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:164(D)(2)(b), to provide for employee compensation eligible as a production expense for purposes of the tax credit; to provide for applicable rates of withholding tax; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 178—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:6015(J) and 6036(G), and R.S. 51:2356, to enact R.S. 47:3204(M), 4305(C), 4331(G), 6020(G), 6022(M), 6023(J), 6034(L), and 6037(J), and R.S. 51:1807(F) and 2399.3(C), and to repeal Chapter 12 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:1121 through 1128, R.S. 47:6021, and Section 3 of Act No. 414 of the 2011 Regular Session of the Legislature as amended by Act No. 104 of the 2015 Regular Session of the Legislature, relative to tax credits and tax incentive programs; to provide for termination dates for tax credit and incentive programs administered by the Louisiana Department of Economic Development; to repeal certain expired tax credits and exemptions; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 178 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 3, delete "6034(L),"

AMENDMENT NO. 2

On page 1, line 6, delete "R.S. 47:6021,"

AMENDMENT NO. 3

On page 1, line 15, delete "6034(L),"

AMENDMENT NO. 4

On page 3, delete lines 8 through 12

AMENDMENT NO. 5

On page 4, line 9, change "2017" to "2021"

AMENDMENT NO. 6

On page 4, line 11, delete "R.S. 47:6021,"

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

SENATE BILL NO. 181—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:37(C), 265, 287.664, 287.755(C), 287.758(B), 6004(A)(1) and (C), 6005(C)(1), (D)(1), and (G), 6006(A), 6006.1(A), 6008(A), 6009(D)(1), 6012(B), 6013(A), 6014(A), 6017(A), 6019(A)(1)(a), 6023(I), 6034(K), and 6035(H), to enact R.S. 47:6018(G), 6020(G), 6025(A)(4), 6030(A)(3), R.S. 51:2353(E), 2399.4(C)(3), and 3085(B)(5), and to repeal R.S. 47:12, 35, 287.759, 301(10)(a)(vi), 4331, and 6021, and Chapter 26 of Title 51 of the Louisiana Revised Statutes of 1950 comprised of R.S. 51:1921 through 1935, relative to tax credits and exemptions; to provide for termination dates for certain tax credits; to change credit rates; to add an annual credit cap; to add additional requirements for eligibility to earn credits; to repeal expired tax credits and exemptions; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 181 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 through 10 and insert: "R.S. 47:265, 287.664, 287.758(B), 6008(A), 6009(D)(1), 6012(B), 6013(A), and 6017(A) all as amended by Section 2 of Act No. 125 of the 2015 Regular Session of the Legislature, 6004(A)(1) and (C), to enact R.S. 47:6018(G), R.S. 51:2399.4(C)(3) and 3085(B)(5), and to repeal R.S. 47:265, 287.664, 287.758(B), 6008(A), 6009(D)(1), 6012(B), 6013(A), and 6017(A) all as amended by Section 5 of Act No. 125 of the 2015 Regular Session of the Legislature, R.S. 47:12, 35, 287.753, 287.756, 287.759, 301(10)(a)(vi), and 6021, and Chapter 26 of Title 51 of the Louisiana Revised Statutes of 1950 comprised of R.S. 51:1921 through 1935, relative to tax credits and exemptions; to provide for termination dates for certain tax credits; to add additional requirements for eligibility to"

AMENDMENT NO. 2

On page 1, delete lines 14 through 17, and insert: "Section 1.R.S. 47:265, 287.664, 287.758(B), 6008(A), 6009(D)(1), 6012(B), 6013(A), and 6017(A) all as amended by Section 2 of Act No. 125 of the 2015 Regular Session of the Legislature, 6004(A)(1) and (C) are hereby amended and reenacted and R.S. 47:6018(G) is"

AMENDMENT NO. 3

On page 2, delete lines 2 through 17

AMENDMENT NO. 4

On page 3, delete lines 19 through 29, and on page 4, delete lines 1 through 5

AMENDMENT NO. 5

On page 5, delete lines 9 through 29, delete page 6, and on page 7, delete lines 1 through 20

AMENDMENT NO. 6

On page 9, delete lines 13 through 29

AMENDMENT NO. 7

On page 10, delete lines 16 through 29, and delete pages 11 and 12, and on page 13, delete lines 1 through 4, and insert:

"Section 2. R.S. 51:2399.4(C)(3) and 3085(B)(5) are hereby enacted to read as follows:"

AMENDMENT NO. 8

On page 13, delete line 24, and insert"

"Section 3. R.S. 47:265, 287.664, 287.758(B), 6008(A), 6009(D)(1), 6012(B), 6013(A), and 6017(A) all as amended by Section 5 of Act No. 125 of the 2015 Regular Session of the Legislature, R.S. 47:12, 35, 287.753, 287.756, 287.759, 301(10)(a)(vi), and 6021, and Chapter 26"

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

SENATE BILL NO. 199—

BY SENATOR ERDEY

AN ACT

To enact R.S. 33:4712.17, relative to property and buildings; to provide for the borrowing of public equipment; to provide for use of public equipment among public entities; to provide for a definition; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 199 by Senator Erdey

AMENDMENT NO. 1

On page 1, line 2, change "borrowing" to "sharing"

AMENDMENT NO. 2

On page 1, line 7, after "§4712.17." delete the remainder of the line and insert "Sharing of equipment between public entities"

AMENDMENT NO. 3

On page 1 line 8, after "A." insert "(1)"

AMENDMENT NO. 4

On page 1, line 9, after "may" delete the remainder of the line and insert "share equipment with another public entity without"

AMENDMENT NO. 5

On page 1, line 10, after "have" delete "gained the" and delete line 11 in its entirety and insert the following: "executed a cooperative endeavor agreement for the use of the equipment."

(2) The cooperative endeavor agreement shall set forth in reasonable detail the obligations of the parties and shall:

(a) Identify the equipment that will be shared.

(b) Explain the use of the equipment by the requesting public entity.

(c) Include a hold harmless provision releasing the lending public entity from expenses, damages or losses arising from the use of the equipment."

On motion of Senator Colomb, 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 ERDEY

AN ACT

To enact R.S. 33:3887(C), relative to the Livingston Parish Sewer District; to provide for an increase in the membership of the board of supervisors; and to provide for related matters.

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

SENATE BILL NO. 204—

BY SENATOR GARY SMITH

AN ACT

To enact R.S. 25:224 to authorize St. John the Baptist Parish to name the St. John the Baptist Parish Library's central branch in honor of a living person; and to provide for related matters.

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

SENATE BILL NO. 207—

BY SENATOR ALLAIN AND REPRESENTATIVE BISHOP

AN ACT

To amend and reenact R.S. 56:10(B)(1)(g) and to enact R.S. 56:10(B)(16), relative to saltwater fishing licenses; to direct dedicated monies of the Saltwater Fish Research and Conservation Fund to the administration of only certain programs; to limit the use of monies in the fund; to provide for terms, conditions, and requirements; 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. 210—

BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 38:1759, relative to the board of commissioners of Gravity Drainage District No. 2 of Livingston Parish; to increase the membership of the board of commissioners; and to provide for related matters.

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

SENATE BILL NO. 225—

BY SENATORS HEWITT AND BISHOP AND REPRESENTATIVE HILFERTY

AN ACT

To enact Chapter 45 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4071 through 4073, and R.S. 36:651(T)(6), relative to science, technology, engineering, and mathematics education; to create the Louisiana Science, Technology, Engineering, and Mathematics Advisory Council and provide for its membership, powers, duties, and functions; to create and provide with respect to the Science, Technology, Engineering, and Mathematics Education Fund; to provide for a science, technology, engineering, and mathematics high school diploma endorsement; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 225 by Senator Hewitt

AMENDMENT NO. 1

On page 1, delete lines 16 and 17 and insert the following:

"A. The Louisiana Science, Technology, Engineering, and Mathematics Council (LaSTEM) is hereby created under the auspices of the Board of Regents to coordinate and oversee the creation."

AMENDMENT NO. 2

On page 2, line 2, change "science, engineering, technology" to "science, technology, engineering"

AMENDMENT NO. 3

On page 2, line 3, between "mathematics," and "to ensure" delete "and"

AMENDMENT NO. 4

On page 2, line 4, between "needs" and the period "." insert ", and to increase the number of women who graduate from a postsecondary institution with a STEM degree or credential"

AMENDMENT NO. 5

On page 2, line 5, change "twenty-five" to "twenty-nine"

AMENDMENT NO. 6

On page 3, line 2, between "discipline" and the period "." insert ", appointed by the commissioner of higher education"

AMENDMENT NO. 7

On page 3, between lines 12 and 13, insert the following:
"(21) The chairman of the Louisiana Workforce Investment Council, or his designee.
(22) The president of the Louisiana Association of Independent Colleges and Universities, or his designee.
(23) The president of the Louisiana Federation of Teachers, or his designee.
(24) The president of the Louisiana Association of Educators, or his designee."

AMENDMENT NO. 8

On page 3, at the end of line 15, insert "Legislative members of the council shall receive the same per diem and reimbursement of travel expenses as is provided for legislative committee meetings under the rules of the respective house in which they serve."

AMENDMENT NO. 9

On page 3, line 19, after "on a" delete the remainder of the line and insert "triennial basis between the state superintendent of education, or his designee, the secretary"

AMENDMENT NO. 10

On page 3, at the end of line 24, insert "The commissioner of higher education shall convene the first meeting of the council not later than September 15, 2017."

AMENDMENT NO. 11

On page 3, delete line 25 and insert the following:
"G. A majority of the total membership shall constitute a quorum for the transaction of business and all"

AMENDMENT NO. 12

On page 4, line 4, change "STEM-related" to "STEM education-related"

AMENDMENT NO. 13

On page 4, line 5, change "Promote" to "Create a new STEM culture and promote"

AMENDMENT NO. 14

On page 4, line 7, change "Engage" to "Integrate employers and educators by engaging"

AMENDMENT NO. 15

On page 4, line 14, between "STEM" and "resources" insert "education"

AMENDMENT NO. 16

On page 4, line 20, change "Provide" to "Empower STEM teachers and provide"

AMENDMENT NO. 17

On page 4, line 23, between "STEM" and "program" insert "education"

AMENDMENT NO. 18

On page 4, line 25, after "students" delete the remainder of the line and insert "at all appropriate grade levels"

AMENDMENT NO. 19

On page 5, line 14, between "including" and "any" insert "metrics that measure the success of implementing council activities and initiatives and"

AMENDMENT NO. 20

On page 5, line 18, change "Science, Engineering, Mathematics, and Technology" to "Science, Technology, Engineering, and Mathematics"

AMENDMENT NO. 21

On page 5, delete line 21 and insert "STEM subjects, including robotics,"

AMENDMENT NO. 22

On page 7, between lines 15 and 16, insert the following:
"Section 3. Nothing in this Act shall be construed in a manner as to supersede the constitutionally and statutorily prescribed powers, duties, and responsibilities of the State Board of Elementary and Secondary Education, the Board of Regents, or a postsecondary education management board."

AMENDMENT NO. 23

On page 7, at the beginning of line 16, change "Section 3." to "Section 4."

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

SENATE BILL NO. 230—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 36:851(A), and to repeal Chapter 5-G of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:380.41 through 380.46, Chapter 5-I of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:380.61 through 380.66, Chapter 5-J of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:380.71 through 380.76, Chapter 5-M of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:380.101 through 380.106, Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:380.121 through 380.126, and R.S. 36:744 (P), (T), (U), (X), (Z), and 801.11, 801.13, 801.17, and 801.19, relative to museums; to remove certain museums from the jurisdiction of the Department of State and to delete all statutory provisions relative to such museums and their governing boards; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 230 by Senator LaFleur

AMENDMENT NO. 1

On page 1, line 6, between "R.S. 25:380.71" and "through" insert "and 380.74"

AMENDMENT NO. 2

On page 2, line 16, between "R.S. 25:380.71" and "through" insert "and 380.74"

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

SENATE BILL NO. 232—

BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 39:371 and 451 and to enact R.S. 49:320.2, relative to funds and state funds in the state treasury; to provide relative to the Bond Security and Redemption Fund; to provide for monies received, collected, deposited, or withdrawn by state agencies; to provide for a procedure for the classification of state funds; to provide for the definition and establishment of suspense sub-funds in the escrow fund in the state treasury; to provide for the definition and establishment of escrow sub-funds in the escrow fund in the state treasury; to provide relative to the composition and duties of the Cash Management Review Board; to provide for the duties of the Joint Legislative Committee in the Budget; 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. 232 by Senator LaFleur

AMENDMENT NO. 1

On page 1, line 2, after "reenact R.S.", delete the remainder of the line, and insert: "39:371, 372(G), and 451 and to enact R.S. 39:372(H) and R.S. 49:320.2, relative to funds and"

AMENDMENT NO. 2

On page 1, line 6, after "funds;", delete the remainder of the line, delete lines 7 and 8, and insert: "to provide for the establishment of, deposit to and withdrawal from escrow funds in the state treasury; to provide relative to agency accounts in the state treasury; to provide relative to the"

AMENDMENT NO. 3

On page 1, line 13, after R.S. change "39:371" to "39:371, 372(G),"

AMENDMENT NO. 4

On page 1, line 13, after "amended and" delete the remainder of the line and insert: "reenacted and R.S. 39:372(H) is hereby enacted to read as"

AMENDMENT NO. 5

On page 2, between lines 2 and 3, insert:
"§372. Powers; policies; reports
* * *

G. The review board is hereby empowered to review all state agency requests for the establishment of escrow funds in the state treasury, and if warranted, to approve the requests in writing. The monthly reports required by the provisions of R.S. 39:320.2(C) for all state agencies with escrow funds in the state treasury shall be submitted to the review board, who shall compile the agency reports into one report and forward it to the Joint Legislative Committee on the Budget.

H. The legislative auditor shall review each state agency's compliance with the review board's approved cash management policies and procedures. Any noncompliance shall be reported to the Legislative Audit Advisory Council and to the cash management review board.

AMENDMENT NO. 6

On page 2, line 5 delete "A."

AMENDMENT NO. 7

On page 2, line 21, after "except" delete the remainder of the line, delete lines 22 through 29, on page 3, delete lines 1 through 20, and insert: "**as provided in Article VII, Section 9 of the Louisiana Constitution, Article XII, Section 16 of the Louisiana Constitution, and R.S. 49:308.**"

AMENDMENT NO. 8

On page 3, line 22, after "revenues;" delete the remainder of the line, and insert "**escrow funds; reports of escrow funds and agency accounts**"

AMENDMENT NO. 9

On page 3, line 28, after "shall" delete the remainder of the line, delete line 29, and insert: "**provide a description of all monies that may be deposited into an escrow fund, including state monies, monies required to be deposited into a dedicated account, or monies whose ownership is in dispute. The manual shall also provide a description of all monies that should not be deposited into an escrow account. The manual shall contain policies relative to the creation of an agency account for the deposit of fees and self-generated revenues.**"

AMENDMENT NO. 10

On page 4, line 1, delete "**contained in Paragraphs (B)(1) and (C)(1) of this Section.**"

AMENDMENT NO. 11

On page 4, delete lines 5 through 9, and insert:

"B. No state money in an escrow fund shall be withdrawn from the state treasury by a state agency nor transferred from an escrow fund to a state agency's account unless:

(1) There is a specific appropriation authorizing the withdrawal or transfer of the monies.

(2) There is no specific appropriation authorizing the withdrawal or transfer of the monies and the commissioner of administration and the Joint Legislative Committee on the Budget approve a budget adjustment if the legislature is not in session."

AMENDMENT NO. 12

On page 4, line 10, change "(2)" to "(3)" and change "party" to "**nonstate individual or entity**"

AMENDMENT NO. 13

On page 4, line 12, after "from the" delete the remainder of the line and insert "**escrow fund without a specific appropriation and returned to the nonstate individual or entity.**"

AMENDMENT NO. 14

On page 4, delete lines 13 through 23, and at the beginning of line 24, change "(2)" to "**C.(1)**"

AMENDMENT NO. 15

On page 4, line 24, change "sub-fund" to "**fund**"

AMENDMENT NO. 16

On page 4, line 25, delete "**sub-**"

AMENDMENT NO. 17

On page 4, line 26, after "writing and" delete the remainder of the line, delete line 27 and insert: "**notice of the establishment of the escrow fund is given in writing to the commissioner of administration and to the Joint Legislative Committee on the Budget.**"

AMENDMENT NO. 18

On page 4, line 28, change "(3)" to "(2)"

AMENDMENT NO. 19

On page 4, delete line 29, and insert: "**fund, and agencies which as of January 1, 2017 have established an escrow fund, shall submit a monthly report to the state treasurer who shall compile the agency reports into one report and submit it to the Cash Management Review Board**"

AMENDMENT NO. 20

On page 5, line 2, change "sub-fund" to "**fund**"

AMENDMENT NO. 21

On page 5, delete line 3, and insert: "to the fund including the date and the amount of the deposit to the fund, the date and the amount of any withdrawal from the fund, the balance in the fund"

AMENDMENT NO. 22

On page 5, delete lines 6 through 19, and insert:

"(3) State agencies which as of January 1, 2017, have an agency account established in the state treasury, shall give a quarterly report to the state treasurer, regarding fees and self-generated revenues which have been deposited or withdrawn from the account. The state treasurer shall compile the agency reports into one report and shall submit the quarterly report to the Cash Management Review Board and the Joint Legislative Committee on the Budget. The report shall set forth:

(a) The beginning balance of fees and self-generated revenues in the agency account.

(b) The date and amount of deposits of fees and self-generated revenues to the agency account during the reporting period.

(c) The date and amount of withdrawals of fees and self-generated revenues from the agency account during the reporting period.

(d) The balance in the agency account as of the date of the report.

(e) Any other information requested by the Cash Management Review Board or the Joint Legislative Committee on the Budget."

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

SENATE BILL NO. 235—

BY SENATORS MORRELL AND GARY SMITH AND REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 47:6007(B)(8) and (21), the introductory paragraph of R.S. 47:6007(C)(1), R.S. 47:6007(C)(1)(a) and (b), the introductory paragraph of R.S. 47:6007(C)(1)(c), R.S. 47:6007(C)(4)(f)(ii), (D)(1)(a), and (2)(d), to enact R.S. 47:6007(B)(28), (29), and (30), (D)(1)(d)(v), (2)(a)(ii), and (e)(iv), and (J), and to repeal R.S. 47:6007(C)(1)(d), relative to the motion picture production tax credit; and to provide for related matters.

Reported by substitute by the Committee on Revenue and Fiscal Affairs. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. —(Substitute of Senate Bill No. 235 by Senator Morrell)

BY SENATORS MORRELL AND GARY SMITH

AN ACT

To amend and reenact R.S. 47:6007(B)(1), (8), (11) as amended by Acts 2015, No. 129, (14), (16) as amended by Acts 2015, No. 141, (17) as amended by Acts 2015, No. 129, (21), (24), the introductory paragraph of R.S. 47:6007(C)(1), R.S. 47:6007(C)(1)(a) and (b), the introductory paragraphs of R.S. 47:6007(C)(1)(c) and (4), R.S. 47:6007(C)(4)(f) as amended by Acts 2015, No. 129 and 134, R.S. 47:6007(D)(1)(a) and (2)(c)(i) as amended by Acts 2015, No. 141, (d), (D)(2)(e)(i) as amended by Acts 2015, No. 144, and (l), to enact R.S. 47:6007(B)(28), (29), (30), (31), (32), (D)(1)(d)(v) and (2)(a)(ii) and (e)(iv), and (J), and to repeal R.S. 47:6007(B)(4), (11) as amended by Acts 2015, Nos. 134 and 144, (16) as amended by Acts 2015, No. 134 and 412, (17)(c), (d), and (e) all as amended by Acts 2015, Nos. 134, 141, 142, 143, 144, and 412, (23), (C)(1)(d), (C)(4)(f) as amended by Acts 2015, No. 144, (D)(2)(c)(i) as amended by Acts 2015, No. 412, (D)(2)(e)(i) as amended by Acts 2015, Nos. 129, 141, and 412, relative to the motion picture production tax credit; to provide for definitions applicable to the credit; to provide for base investment credit enhancements; to provide for conditions required to earn the credit; to provide for payroll

credits for qualified entertainment companies; to provide for credit caps, structured pay outs, and project size limitations; to remove duplicate provisions; to provide for a sunset date; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 47:6007(B)(1), (8), (11) as amended by Acts 2015, No. 129, (14), (16) as amended by Acts 2015, No. 141, (17) as amended by Acts 2015, No. 129, (21), (24), the introductory paragraph of R.S. 47:6007(C)(1), R.S. 47:6007(C)(1)(a) and (b), the introductory paragraphs of R.S. 47:6007(C)(1)(c) and (4), R.S. 47:6007(C)(4)(f) as amended by Acts 2015, No. 129 and 134, R.S. 47:6007(D)(1)(a) and (2)(c)(i) as amended by Acts 2015, No. 141, (d), (D)(2)(e)(i) as amended by Acts 2015, No. 144, and (l) are hereby amended and reenacted and R.S. 47:6007(B)(28), (29), (30), (31), (32), (D)(1)(d)(v) and (2)(a)(ii) and (e)(iv) and (J) are hereby enacted to read as follows:

§6007. Motion picture production tax credit

* * *

B. Definitions. For the purposes of this Section:

(1) "Above the Line services salaries" or "ATL services salaries" means all salary, wages, fees, and fringe benefits paid for services such as those of a producer, executive producer, ~~line~~ producer, coproducer, assistant producer, actor, director, casting director, screenwriter, lead cast, supporting cast, day players, and other services of job positions performed by personnel of the production that are associated with the creative or financial control of a production and customarily considered as above the line services in the film and television industry.

* * *

(8) "Louisiana promotional graphic" means a graphical brand or logo for promotion of the state which has been approved by the office for a production, consisting of either of the following:

(a) A five-second long static or animated graphic that promotes Louisiana in the end credits before the below-the-line crew crawl for the life of the production, and which includes a link to Louisiana on the production's website and online promotions.

(b) An embedded five-second long static or animated graphic that promotes Louisiana during each broadcast worldwide for the life of the production, and which includes a link to Louisiana on the production's website and online promotions.

* * *

(11) "Motion picture" means a nationally or internationally distributed feature-length film, short film, video, television pilot, television series, television movie of the week, animated feature film, animated short film, animated television series, commercial, or documentary made in Louisiana, in whole or in part, for theatrical or television viewing, or for viewing on any digital online platform as may be further defined by the office through the promulgation of rules. The term "motion picture" shall not include the production of television coverage of news and athletic events or music festivals.

* * *

(14) "Payroll" means all salary, wages, and other compensation of any kind whatsoever, including but not limited to services, benefits, per diem, housing, box rentals and any other type of benefit fringe benefits paid, provided, or rendered to an individual for services relating to a state-certified production and for which taxes are withheld and remitted to the Department of Revenue in accordance with R.S. 47:164(D)(2) and taxable in this state as verified by the office through the use of information which may be provided to them upon request by the office from the Louisiana Workforce Commission, or the Department of Revenue. Any information so furnished shall be considered and held confidential and privileged by the ~~Depart~~ Department of Economic Development. However, "payroll" shall exclude any portion of an individual salary in excess of three million dollars.

* * *

(16) "Production expenditure verification report" means a report issued by a qualified accountant who is unrelated to the motion picture production company and that is a report of the qualified accountant's verification of the motion picture production's cost report of production expenditures. The production expenditure verification report shall contain an opinion from the qualified accountant stating that there are no related party transactions or that material transactions of related party relationships are properly

reported and accounted for as required by Paragraph (D)(9) of this Section, adequately disclosed, and explained in the report and that the production's cost report of production expenditures presents fairly, in all material aspects, the production expenditures expended in Louisiana pursuant to the provisions of this Section. The production expenditure verification report shall:

(a) Be performed in accordance with the accounting standards generally accepted in the United States.

(b) Be addressed to the party which has engaged the qualified accountant, with a copy addressed to the motion picture production company or motion picture investor tax credit applicant.

(c) Contain the qualified accountant's name, address, and telephone number.

(d) Contain a certification that the qualified accountant is unrelated to the motion picture production company.

(e) Be dated as of the date of completion of the qualified accountant's field work.

(f) Contain a statement of acknowledgment by the qualified accountant that the state is relying on the qualified production expenditure verification report in the issuance of the tax credits under the provisions of this Section.

(17)(a) "Production expenditures" means preproduction, production, and postproduction expenditures in this state directly relating to a state-certified production, including without limitation the following: set construction and operation; wardrobes, makeup, accessories, and related services; costs associated with photography and sound synchronization, lighting, and related services and materials; editing and related services; rental of facilities and equipment; leasing of vehicles; costs of food and lodging; digital or tape editing, film processing, transfer of film to tape or digital format, sound mixing, special and visual effects; and payroll. **For all state-certified productions approved on or after July 1, 2015, this term shall include marketing and promotion expenses of the state-certified production incurring in this state.**

(b) For all state-certified productions approved on or after January 1, 2004, this term shall not include expenditures for marketing and distribution, non-production related overhead, amounts reimbursed by the state or any other governmental entity, costs related to the transfer of tax credits, amounts that are paid to persons or entities as a result of their participation in profits from the exploitation of the production, the application fee, state, or local taxes, or any expenditures occurring outside of Louisiana. **For all state-certified productions approved on or after January 1, 2016, marketing expenditures shall be considered "production expenditures". This term shall not include expenditures for related party transactions denied or limited by the office pursuant to Paragraph (D)(9) of this Section, the production expenditure verification report fee, expenditures for Above the Line (ATL) services salaries for the production that exceed forty percent of total production expenditures in the state for the production, or expenditures for airfare. This term shall not include expenditures for bond fees, insurance premiums, finance fees, loan interest fees, or payments of a similar nature, paid to investors in the production unless such expenditures are made to a Louisiana resident licensed insurance producer that has its principal place of business in this state as required by R.S. 22:1543, a Louisiana financial institution as defined in R.S. 6:2(8), or a Louisiana Business and Industrial Development Company as defined in and provided for in Chapter 39-B of Title 51 of the Louisiana Revised Statutes of 1950, R.S. 51:2386 et seq., that is regulated by the office of financial institutions and which have one or more offices in the state, in which case, the expenditures may be allocated only on a pro rata basis, allocating the fees based on the relative percentage of production activity occurring in and out of state.**

(21) "Resident" or "resident of Louisiana" means a natural person who is a legal resident and who has been domiciled in the state and has maintained a permanent place of abode in this state for no less than twelve consecutive months required to file a Louisiana resident individual income tax return.

(24) "Source within the state" means a physical facility in Louisiana, operating with posted business hours and employing at

least one full-time equivalent employee. **Procurement companies shall not be considered a source within the state.**

(28) "Fringe benefit" means an additional benefit which supplements an employee's salary and may include meal per diems, housing per diems, pension or retirement contributions, health insurance premium payments, box rental that includes an inventory list and car allowances.

(29) "Legacy credit" is a certified credit that is evidenced by a final certification letter issued before July 1, 2017, that has not expired, that has not been claimed as a credit against state income tax on a tax return filed before July 1, 2017, and that has not been transferred to the Department of Revenue pursuant to the provisions of Subitem (C)(4)(f)(i)(aa) of this Section before July 1, 2017.

(30) "New jobs" means full-time employment in this state working an average of thirty hours or more per week, filled by residents of the state, at the project site designated in the contract, who was not previously on the QEC's payroll in Louisiana, nor previously on the payroll of the QEC's parent entity, subsidiary, or affiliate in Louisiana, or previously on the payroll of any business whose physical location and employees are substantially the same as those of the QEC in Louisiana, as approved by the secretary.

(31) "Qualified Entertainment Company (QEC)" means an entity authorized to do business in the state of Louisiana, engaged in the development or distribution of audio, visual, or both audio visual entertainment products for public consumption, directly or indirectly, certified by the secretary as meeting the eligibility requirements of this Section, and executing a contract providing the terms and conditions for its participation.

(32) "QEC Payroll" means W-2, box 1 wages.

C. Production tax credit; specific productions and projects.

(1) There is hereby authorized a tax credit against state income tax for Louisiana taxpayers for expenditures related to state-certified productions **and qualified entertainment companies**. The tax credit shall be earned by a motion picture production company at the time expenditures are certified by the office and the secretary for a motion picture production company in a state-certified production. However, credits cannot be applied against a tax or transferred until the expenditures are certified by the office and the secretary. For state-certified productions, expenditures shall be certified no more than once per production, after project completion. However, if at the time of application for initial certification, the office is notified that post-production activities will take place in Louisiana, a supplemental request for certification of expenditures directly related to such post-production activity may be submitted for consideration by the office. The cost of any verification or audit of such expenditures shall be borne by the motion picture production company. The tax credit shall be calculated as a percentage of the total base investment dollars certified per project.

(a) For state-certified productions approved by the office and the secretary on or after January 1, 2004, but before January 1, 2006: **Project Based Production tax credit. For applications for state-certified productions on or after July 1, 2017:**

(i) If the total base investment is greater than three hundred thousand dollars and less than or equal to eight million dollars, each taxpayer shall be allowed a tax credit of ten percent of the actual investment made by that taxpayer: **Base investment credit. If the total base investment is greater than three hundred thousand dollars, each investor shall be allowed a tax credit of thirty percent of the base investment made by the investor. Investors may receive an increased base investment credit rate by satisfying any of the following criteria:**

(aa) **Out of zone filming. A five percent increase in the base investment rate may be allowed for state-certified productions with their production office and sixty percent of principal photography based and occurring outside of the New Orleans Metro Statistical Area.**

(bb) **Louisiana screenplay. A five percent increase in the base investment rate may be allowed for state-certified productions on the first ten million of base investment based upon a screenplay created by a Louisiana resident as evidenced**

by documents such as certificate of authorship, a WGA registration certificate, the records of the United States Copyright Office, or a reasonable legal opinion issued to the office.

(i) If the total base investment is greater than eight million dollars, each taxpayer shall be allowed a tax credit of fifteen percent of the actual investment made by that taxpayer. Additional payroll and visual effects credits.

(aa) Louisiana payroll. To the extent that base investment is expended on payroll for Louisiana residents employed in connection with a state-certified production, each investor shall be allowed an additional tax credit of ten percent of such payroll.

(bb) Visual effects. To the extent that base investment is expended on visual effects expenditures if at least seventy-five percent of the visual effects budget expended for services performed in Louisiana by an approved QEC, or a minimum of ten million dollars in qualified visual effects expenditures in Louisiana, each investor shall be allowed an additional tax credit of five percent of such expenditures.

(cc) The maximum tax credit that a production can earn pursuant to this Paragraph for the base investment credit and the additional payroll and visual effects credits is forty percent of base investment.

(iii) The initial certification shall be effective for qualifying expenditures made within a period of twelve months prior to and twelve the date of application, and twenty-four months after the date of initial certification, except that:

(aa) State-certified productions for scripted episodic content, with estimated expenditures of ten million dollars in qualifying in state expenditures per calendar year, for up to five years, shall be issued an initial certification effective for qualifying expenditures made until sixty months after the date of initial certification, under terms and conditions approved by the office and the secretary, as set forth in the initial certification.

(iv) As a condition of receiving tax credits pursuant to this Section, state-certified productions shall be required to acknowledge the financial assistance of the state of Louisiana, either through the inclusion of a Louisiana promotional graphic, or an alternative marketing option, as approved by the office.

(v) As a condition of receiving tax credits pursuant to this Section, state-certified productions shall be required to participate in a career based learning and training program approved by the office. The secretary and the office shall determine through the promulgation of rules, approved programs as well as the minimum criteria that an applicant must meet in order to qualify according to this Section.

(b) For state-certified productions approved by the office and the secretary on or after January 1, 2006, but before July 1, 2009: Company based QEC payroll tax credit for Qualified Entertainment Companies approved by the office and the secretary on or after July 1, 2017. To the extent that base investment is expended on payroll for Louisiana residents in connection with a QEC, tax credits shall be earned at the following rates:

(i) If the total base investment is greater than three hundred thousand dollars, each investor shall be allowed a tax credit of twenty-five percent of the base investment made by that investor. Tier 1. A payroll credit of ten percent shall be earned for each new job whose QEC payroll is equal to or greater than forty-five thousand dollars per year, up to sixty-six thousand dollars per year.

(ii) To the extent that base investment is expended on payroll for Louisiana residents employed in connection with a state-certified production, each investor shall be allowed an additional tax credit of ten percent of such payroll. However, if the payroll to any one person exceeds one million dollars, this additional credit shall exclude any salary for that person that exceeds one million dollars. Tier 2. A payroll credit of twenty percent shall be earned for each new job whose QEC payroll is equal to or greater than sixty-six thousand dollars per year, but no greater than two hundred thousand dollars per year.

(iii) The initial certification shall be effective for qualifying expenditures made within a period twelve months prior to and twelve months after the date of initial certification.

(c) For state-certified productions approved by the office and the secretary on or after July 1, 2009, and before July 1, 2017:

(4) Transferability of the credit. Except as provided for in Item (f)(iii)(ii) of this Paragraph, motion picture tax credits not previously claimed by any taxpayer against its income tax may be transferred or sold to another Louisiana taxpayer or to the office Department of Revenue, subject to the following conditions:

(f)(i) Beginning on and after January 1, 2007, the investor who earned the motion picture investor tax credits may transfer the credits to the office for seventy-two percent of the face value of the credits. Beginning January 1, 2009, and every second year thereafter, the percent of the face value of the tax credits allowed for transferring credits to the office shall increase two percent until the percentage reaches eighty percent.

(iii) (aa) For projects which receive initial certification that apply on and after July 1, 2009, and before July 1, 2017, the motion picture production company that earned the motion picture production tax credits pursuant to such certification or the company's irrevocable designee, as provided for in Item (iv)(iii) of this Subparagraph, may transfer the credits to the Department of Revenue for eighty-five percent of the face value of the credits in accordance with the procedures and requirements of Item (iii)(ii) of this Subparagraph.

(bb) For projects that apply on and after July 1, 2017, the motion picture production company that earned the motion picture production tax credits pursuant to such certification or the company's irrevocable designee, as provided for in Item (C)(4)(f)(iii) of this Section, may transfer the credits to the Department of Revenue for ninety percent of the face value of the credits in accordance with the procedures and requirements of Item (C)(4)(f)(ii) of this Section.

(cc) Beginning July 1, 2017, legacy credits that are recorded in the Louisiana Tax Credit Registry before January 1, 2018, may be transferred to the Department of Revenue for eighty-five percent of face value. The Department of Revenue shall make payment for the legacy credits in the amount to which the transferor is entitled from the current collections of the taxes collected pursuant to Chapter 1 of Subtitle II, of this Title. The Department of Revenue may require the transferor to submit such additional information as may be necessary to administer the provisions of this Section.

(iii)(ii) The Department of Revenue may require the transferor to submit such additional information as may be necessary to administer the provisions of this Section. The secretary of the Department of Revenue shall make payment to the motion picture production company or its irrevocable designee in the amount to which he is entitled from the current collections of the taxes collected pursuant to Chapter 1 of Subtitle II, of this Title provided such tax credits are transferred to the Department of Revenue within one calendar year of certification.

(iv)(iii) A bank or other lender may be named as an irrevocable designee in the initial tax credit certification or other document submitted thereafter by a motion picture production company to the office. As an irrevocable designee, a bank or other lender may elect to have the tax credits issued directly to it from the office, and in addition to the rights of a transferee may also elect to transfer the credits to the Department of Revenue in accordance with the provisions of Items (ii)(i) and (ii)(ii) of this Subparagraph.

(v) The office shall not accept the transfer of motion picture investor tax credits from July 1, 2015 through June 30, 2016.

D. Certification and administration.

(1)(a)(i) Company based QEC payroll tax credit. It is the intent of the Louisiana Legislature that the tax credits provided in this Section should be used primarily as an inducement for qualified entertainment businesses to permanently locate new or expand existing operations in Louisiana. A business may be eligible for participation in the program if it meets all of the following criteria:

(aa) The business is engaged in the development or distribution of audio, visual, or both audio visual entertainment

product for public consumption, directly or indirectly, as approved by the secretary.

(bb) Creates a minimum of five new jobs meeting or exceeding the Tier 1 minimum wage requirements, in accordance with the provisions of Item(C) (1)(b)(i) of this Section.

(cc) Is approved by the secretary.

(1) The following business types are ineligible:

(aaa) Telecommunication.

(bbb) Any other businesses as determined by rule promulgated by the Department of Economic Development.

(ii) The secretary of the Department of Economic Development and the office shall determine through the promulgation of rules the minimum criteria that a project must meet in order to qualify according to this Section. The secretary, the office, and the division of administration shall determine through the promulgation of rules the minimum criteria that a project must meet in order to qualify according to this Section.

* * *

(d) When determining which productions may qualify, the office and the secretary of the Department of Economic Development shall take the following factors into consideration:

* * *

(v) Filming location, project size, project type, and availability of tax credits in any given year.

(2)(a) Application. An applicant for the motion picture investor credit shall submit an application for initial certification to the office and the secretary of the Department of Economic Development that includes the following information:

* * *

(ii) Company based QEC payroll tax credit. Applications shall be submitted to the office on a form prescribed by the department, or if available submitted electronically, to include such information as may be required by the department to determine if the applicant is qualified.

* * *

(c)(i) In order to protect the integrity of the motion picture investor tax credit program by ensuring that tax credits are certified only for eligible expenditures and to provide for uniformity in expenditure verification reporting, the department shall directly engage and assign an independent certified public accountant, hereinafter referred to as "CPA", to prepare, for the department, the required production expenditure verification report on a tax credit applicant's cost report of expenditures or claims. The applicant shall be responsible for and assessed any production expenditure verification report fee which that may be required by law, including any up-front deposit of the fee. For purposes of the report, the applicant shall make all records related to the tax credit application available to the CPA.

* * *

(d)(i) The Project based production tax credit. After application review and consideration of all discretionary factors, the office and the secretary shall submit their initial certification or written denial of a project as a state-certified production to investors and to the secretary of the Department of Revenue indicating the total base investment which shall be expended in the state on the state-certified production within sixty days of their receipt of all required information. The initial certification shall include a unique identifying number for each state-certified production and shall provide for a preliminary allocation of tax credits by year.

(ii) Company based QEC payroll tax credit. After application review and consideration of all discretionary factors, the office and the secretary may execute a contract with an applicant for a period of up to five years, providing the terms and conditions for its participation. A five-year renewal contract may be authorized if the applicant has complied with all the terms of the contract and has not performed any act, nor failed to perform any act, which would have made the applicant liable for suspension, and has complied with the provisions of this Section. The contract shall set forth an estimate of jobs and payroll per calendar year, which will be tentatively allocated to the QEC for annual cap computation purposes.

* * *

(e)(i)(aa) No For projects with initial certification letters issued on or after July 1, 2015, no later than six months after the

expiration of the initial certification period for the applicable state-certified production, a state-certified motion picture production company applicant shall make a request to the office to proceed to final certification by submitting to the office a cost report of production expenditures to be formatted in accordance with instructions of the office. The applicant shall make all records related to the cost report available for inspection by the office and the qualified accountant selected by the office to prepare the production expenditure verification report, after which time all such claims to tax credits shall be deemed waived. After review and investigation of the cost report, the accountant shall submit to the office and the secretary a production expenditure verification report. The office and the secretary shall review the production expenditure verification report and may require additional information needed to make a determination as to final certification of all tax credits for that production. Within one hundred twenty days of the receipt of the production expenditure verification report and all required supporting information, the office and the secretary shall issue a tax credit certification letter indicating the amount of tax credits certified for the state-certified production to the applicant for all qualifying expenditures verified by the office. Any expenditures for which tax credits were neither denied nor certified due to insufficient information or other issues, the office and secretary shall diligently work to resolve the outstanding issues in a timely manner, and the office and secretary may subsequently issue a supplemental tax credit certification at the time of such resolution.

(bb) For projects with initial certification letters issued before July 1, 2015, upon project completion or at any time after project costs are deemed final by the motion picture production company or applicant, the applicant shall make a request to the office to proceed to final certification by submitting to the office a cost report of production expenditures to be formatted in accordance with instructions of the office promulgated in compliance with the Administrative Procedure Act. The applicant shall make all records related to the cost report available for inspection by the office and the qualified accountant selected by the office to prepare the production expenditure verification report. After review and investigation of the cost report, and after two levels of review within a CPA firm or a second review through a cooperative endeavor with another CPA, the accountant shall submit to the office, the secretary, and the motion picture production company or motion picture investor tax credit applicant a production expenditure verification report and the affidavit required by Subparagraph (g) of this Paragraph. The office and the secretary shall review the production expenditure verification report and may require additional information needed to make a determination. Within one hundred twenty days of the receipt of the production expenditure verification report and all required supporting information, the office and the secretary shall issue a tax credit certification letter indicating the amount of tax credits certified for the state-certified production to the investors for all qualifying expenditures verified by the office. Any expenditures for which tax credits were neither denied nor certified due to insufficient information or other issues, the office and secretary shall diligently work to resolve the outstanding issues in a timely manner, and the office and secretary may subsequently issue a supplemental tax credit certification at the time of such resolution.

* * *

(iv) State-certified productions for scripted episodic content and approved QEC's may submit more than one request for final certification of tax credits, but no more frequently than once per calendar year, in accordance with the terms of the initial certification letter or QEC contract and instructions by the office.

* * *

I. Commencing no later than January 31, 2016, the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs shall review the credit authorized pursuant to the provisions of this Section to determine if the economic benefit provided by such credit outweigh the loss of revenue realized by the state as a result of awarding such credit. The House and Senate committees shall make a specific recommendation

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no later than March 1, 2017, to either continue the credit or to terminate the credit. No credits shall be allowed pursuant to this Section for applications received on or after July 1, 2023.

J. Credit caps, structured pay outs, and project size limitations

(1) Department of Economic Development program issuance cap.

(a) The department shall by rule establish the method of provisionally allocating available tax credits in initial certification letters, and the method for granting tax credits in final tax credit certification letters, including but not limited to a first-come, first-served system, reservation of tax credits for a specific time period, or other method which the department, in its discretion, may find beneficial to the program.

(b) For applications for state-certified productions and qualified entertainment companies submitted on or after July 1, 2017, and before July 1, 2020, the total amount of all tax credits granted in a final certification letter by the department in any fiscal year shall not exceed one hundred fifty million dollars. For applications for state-certified productions and qualified entertainment companies submitted on or after July 1, 2020, the total amount of all tax credits granted in a final certification letter by the department in any fiscal year shall not exceed one hundred eighty million dollars. Ten percent of the annual program cap shall be reserved for productions with a total production budget of fifteen million or less. Five percent of the annual program cap shall be reserved for qualified entertainment companies. If the total amount of credits applied for in any particular year exceeds the aggregate amount of tax credits allowed for that year, the excess shall be treated as having been applied for on the first day of the subsequent year.

(c) If the total amount of credits granted to QEC's in any fiscal year is less than the QEC cap, any residual amount of unused credits shall carry forward for use in subsequent years and may be granted in addition to the QEC cap for each year.

(d) The department shall make reasonable efforts to post a listing of estimated amounts available under the cap on its website.

(2) Department of Revenue taxpayer claim cap.

(a) Beginning July 1, 2017, claims against state income tax allowed on returns for tax credits or transfers of such tax credits, including legacy credits, to the Department of Revenue as provided for in Paragraph (C)(4) of this Section shall be limited to an aggregate total of one hundred eighty million dollars each fiscal year. If less than one hundred eighty million dollars of such tax credits and transfers are allowed in a fiscal year, the remaining amount, plus any amounts remaining from previous fiscal years, shall be added to the one hundred eighty million dollar limit of subsequent fiscal years until that amount of tax credits or tax credit transfers to the Department of Revenue are claimed and allowed.

(b)(i) Claims for tax credits or transfers of tax credits to the Department of Revenue shall be allowed on a first-come, first-served basis. Any taxpayer whose claim for such tax credits or transfer to the Department of Revenue is disallowed because the fiscal year cap has been reached may use the tax credits against state income tax due in a return filed in the next fiscal year or may transfer tax credits to the Department of Revenue the next fiscal year, and his claim or transfer shall have priority over other claims filed or transfers applied for after the date of his original claim or application for transfer.

(ii) If a claim against state income tax for a tax credit is disallowed because the fiscal year cap has been reached, the Department of Revenue may provide for an abatement of interest pursuant to R.S. 47:1601 and a waiver of delinquent payment penalties pursuant to R.S. 47:1603.

(iii) Any transferor whose transfer of legacy credits to the Department of Revenue exceeds ten million dollars in one fiscal year shall be paid a maximum of ten million dollars that year and may transfer the remaining legacy credits to the Department of Revenue the next fiscal year, and his transfer shall have priority over other transfers applied for after the date of his original application for transfer.

(c) For all completed applications for transfer submitted to the Department of Revenue on or after July 1, 2017, the face value of the credits transferred to the Department of Revenue shall be subtracted from the remaining available Department of Revenue taxpayer claim cap.

(d) The Department of Revenue shall make reasonable efforts to post a listing of estimated amounts available under the cap on its website.

(3) Department of Economic Development individual project issuance cap.

(a) Project based production tax credit. For applications for state-certified productions on or after July 1, 2017, the maximum amount of credits that may be granted for a single state-certified production shall not exceed twenty million dollars, except for state-certified productions for scripted episodic content that may be granted up to twenty-five million dollars per season. The credit for these productions shall be structured over two or more tax years as provided for in the initial certification letter.

(b) Company based QEC payroll tax credit. For applications for qualified entertainment company contracts on or after July 1, 2017, the maximum amount of credits that may be granted for a single company shall not exceed one million dollars per year.

(4) Department of Economic Development company based QEC payroll tax credit cap. Company based QEC payroll tax credit. For applications for qualified entertainment company contracts on or after July 1, 2017, the maximum amount of credits that may be granted for QEC payroll shall be two hundred thousand dollars per person, for each employee reported on a Form W-2.

(5) Department of Economic Development structured pay outs.

(a) The department may, at its discretion, require credits for any size production or approved QEC to be structured over the course of two or more years, as provided for in the initial certification letter or QEC contract.

(b) The department shall by rule establish the circumstances under which a structured pay out of credits may be required, including but not limited to the availability of tax credits in any given year or the best interests of the state.

Section 2. R.S. 47:6007(B)(4), (11) as amended by Acts 2015, Nos. 134 and 144, (16) as amended by Acts 2015, No. 134 and 412, (17)(c), (d), and (e) all as amended by Acts 2015, Nos. 134, 141, 142, 143, 144, and 412, (23), (C)(1)(d), (C)(4)(f) as amended by Acts 2015, No. 144, (D)(2)(c)(i) as amended by Acts 2015, No. 412, (D)(2)(e)(i) as amended by Acts 2015, Nos. 129, 141, and 412 are hereby repealed.

Section 3. The Louisiana State Law Institute is hereby directed to alphabetize the definitions contained in Subsection B of this Section.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

On motion of Senator Morrell, the committee substitute bill was adopted and becomes Senate Bill No. 254 by Senator Morrell, substitute for Senate Bill No. 235 by Senator Morrell.

SENATE BILL NO. 254— (Substitute of Senate Bill No. 235 by Senator Morrell)

BY SENATORS MORRELL AND GARY SMITH
AN ACT

To amend and reenact R.S. 47:6007(B)(1), (8), (11) as amended by Acts 2015, No. 129, (14), (16) as amended by Acts 2015, No. 141, (17) as amended by Acts 2015, No. 129, (21), (24), the introductory paragraph of R.S. 47:6007(C)(1), R.S. 47:6007(C)(1)(a) and (b), the introductory paragraphs of R.S. 47:6007(C)(1)(c) and (4), R.S. 47:6007(C)(4)(f) as amended by Acts 2015, No. 129 and 134, R.S. 47:6007(D)(1)(a) and (2)(c)(i) as amended by Acts 2015, No. 141, (d), (D)(2)(e)(i) as amended by Acts 2015, No. 144, and (I), to enact R.S. 47:6007(B)(28), (29), (30), (31), (32), (D)(1)(d)(v) and (2)(a)(ii) and (e)(iv), and

(J), and to repeal R.S. 47:6007(B)(4), (11) as amended by Acts 2015, Nos. 134 and 144, (16) as amended by Acts 2015, No. 134 and 412, (17)(c), (d), and (e) all as amended by Acts 2015, Nos. 134, 141, 142, 143, 144, and 412, (23), (C)(1)(d), (C)(4)(f) as amended by Acts 2015, No. 144, (D)(2)(c)(i) as amended by Acts 2015, No. 412, (D)(2)(c)(i) as amended by Acts 2015, Nos. 129, 141, and 412, relative to the motion picture production tax credit; to provide for definitions applicable to the credit; to provide for base investment credit enhancements; to provide for conditions required to earn the credit; to provide for payroll credits for qualified entertainment companies; to provide for credit caps, structured pay outs, and project size limitations; to remove duplicate provisions; to provide for a sunset date; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 238—
BY SENATOR PERRY

AN ACT

To enact R.S. 47:338.24.4, relative to municipal sales and use taxes; to authorize the governing authority for the town of Duson to levy and collect an additional sales and use tax; to require voter approval; to provide for the use of the tax revenue; and to provide for related matters.

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

SENATE BILL NO. 240—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 47:293(10) and to enact R.S. 47:293(9)(a)(xviii) and 297.14, relative to individual income tax exemptions; to provide for an exemption from individual income tax for certain taxpayers who suffered losses due to flooding in 2016; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 240 by Senator Risser

AMENDMENT NO. 1

On page 1, line 4, change "flooding" to "a flood or tornado"

AMENDMENT NO. 2

On page 2, line 2, after "**flood**" insert "**or tornado**"

AMENDMENT NO. 3

On page 2, line 17, after "**flood**" insert "**or tornado**"

AMENDMENT NO. 4

On page 2, line 23, after "**flood**" insert "**or tornado**"

AMENDMENT NO. 5

On page 2, line 27, after "**flood**" insert "**or tornado**"

AMENDMENT NO. 6

On page 3, line 6, after "**flood**" insert "**or tornado**"

AMENDMENT NO. 7

On page 3, line 9, change "**January 1, 2017**" to "**March 1, 2017**"

AMENDMENT NO. 8

On page 3, line 14, after "**flood**" insert "**or tornado**"

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

SENATE BILL NO. 241—
BY SENATOR JOHNS

AN ACT

To enact R.S. 47:302(BB) and 321.1(F)(67), relative to state sales and use tax; to provide with respect to the exemption for sales and purchases of orthotic devices, prosthetic devices, prostheses and restorative materials utilized by or prescribed by dentists in connection with health care treatment; to provide for effectiveness and applicability of the exclusion; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 241 by Senator Johns

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert in lieu thereof the following: "amend and reenact the introductory paragraphs of R.S. 47:302(AA) and 321.1(F)(66) and to enact R.S. 47:302(AA)(29) and 321.1(F)(66)(u), relative to state sales and use tax; to provide"

AMENDMENT NO. 2

On page 1, line 8, after "Section 1." delete the remainder of the line and insert in lieu thereof the following: "The introductory paragraphs of R.S. 47:302(AA) and 321.1(F)(66) are hereby amended and reenacted and R.S. 47:302(AA)(29) and 321.1(F)(66)(u) are hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, line 4, after "devices," delete the remainder of the line and insert in lieu thereof the following: "prostheses, restorative materials, and other dental devices;"

AMENDMENT NO. 4

On page 1, line 5, delete "connection with health care treatment;"

AMENDMENT NO. 5

On page 1, delete lines 11 through 17, and insert:
"AA. Notwithstanding any other provision of this Section to the contrary, beginning July 1, 2016, **except Paragraph (29) of this Subsection**, the following specific exclusions and exemptions shall be applicable to the tax levied pursuant to the provisions of this Section:

* * *

(29) Beginning October 1, 2017, sales and purchases of orthotic devices, prosthetic devices, prostheses, restorative materials, and other dental devices as provided in R.S. 47:305(D)(1)(t)."

AMENDMENT NO. 6

On page 2, delete lines 9 through 14, and insert:
"(66) Beginning July 1, 2016, **except as provided in Subparagraph (u) of this Paragraph**, in addition to those exclusions and exemptions provided for in Paragraphs (1) through (65) of this Subsection, the following exclusions and exemptions shall be allowable for purposes of the tax levied pursuant to the provisions of this Section:

* * *

(u) Beginning October 1, 2017, sales and purchases of orthotic devices, prosthetic devices, prostheses, restorative materials, and other dental devices as provided in R.S. 47:305(D)(1)(t)."

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

May 2, 2017

SENATE BILL NO. 243—
BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 47:6035(A), (B)(2), (C)(1), (D), and (E) and to repeal R.S. 47:6035(C)(1) and (D) as amended by Section 5 of Act 125 of the 2015 Regular Session of the Legislature, relative to the tax credit for conversion of vehicles to alternative fuel usage; to remove the refundability of the credit; to reduce the credit rate for the conversion of vehicles and fueling equipment; to provide for the calculation of the credit for purchases of new vehicles originally equipped to be propelled by an alternative fuel; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 243 by Senator Peacock

AMENDMENT NO. 1

On page 3, line 8, change "twenty-five" to "thirty"

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

SENATE BILL NO. 248—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:6034(C)(1)(a)(ii)(aa) and (bb), (4), and (K) and to repeal R.S. 47:6034(C)(1)(a)(ii)(bb) as amended by Section 5 of Act No. 125 of the 2015 Regular Session of the Legislature, relative to tax credits; to provide for an annual credit cap for the musical and theatrical production income tax credit; to provide for a termination date; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 248 by Senator Morrell

AMENDMENT NO. 1

On page 3, line 3, after "on or after July 1, 2015" insert "**and on or before January 1, 2018**"

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

Senate Resolutions
on Second Reading
Reported by Committees

SENATE RESOLUTION NO. 1—
BY SENATORS MORRISH AND ALARIO

A RESOLUTION

To approve the annual integrated coastal protection plan for Fiscal Year 2018 as adopted by the Coastal Protection and Restoration Authority Board.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Resolution No. 1 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 4, change "et seq." to "et seq."

AMENDMENT NO. 2

On page 1, line 8, change "et seq." to "et seq."

AMENDMENT NO. 3

On page 1, line 11, change "et seq." to "et seq."

AMENDMENT NO. 4

On page 2, line 27, after "board" change "must" to "shall"

AMENDMENT NO. 5

On page 3, delete lines 2 and 3 and insert the following: "WHEREAS, these committees shall take action on the annual plan on or before June first of each calendar year; and"

On motion of Senator Cortez, the committee amendment was adopted and the amended Senate Resolution was ordered engrossed.

On motion of Senator Cortez the resolution was recommitted to the Committee on Natural Resources.

Senate Concurrent Resolutions
on Second Reading
Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 1—

BY SENATORS MORRISH AND ALARIO AND REPRESENTATIVE LEGER

A CONCURRENT RESOLUTION

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

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Concurrent Resolution No. 1 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 4, change "et seq." to "et seq."

AMENDMENT NO. 2

On page 2, line 11, change "Coastal Protection and Restoration Authority (CPRA)" to "board"

AMENDMENT NO. 3

On page 2, line 16, change "CPRA" to "the board"

AMENDMENT NO. 4

On page 2, line 30, after "representative," change "U.S." to "United States" and after "Engineers," change "U.S." to "United States"

AMENDMENT NO. 5

On page 3, line 1, change "U.S." to "United States"

AMENDMENT NO. 6

On page 3, line 3, change "CPRA" to "the board"

AMENDMENT NO. 7

On page 3, line 30, after "in" and before "Houma" insert "the cities of"

AMENDMENT NO. 8

On page 4, line 2, after "in" and before "Abbeville" insert "the city of" and after "Abbeville," insert "and the census-designated places of"

AMENDMENT NO. 9

On page 4, line 4, change "sixteen" to "twenty" and change "nine" to "one thousand two"

AMENDMENT NO. 10

On page 4, line 5, change "eighty-five" to "one hundred fifteen"

AMENDMENT NO. 11

On page 4, line 6, change "three thousand five" to "six"

AMENDMENT NO. 12

On page 4, line 19, change "protection," to "protection"

On motion of Senator Cortez, the committee amendment was adopted and the amended Senate Concurrent Resolution was ordered engrossed.

On motion of Senator Cortez the resolution was recommitted to the Committee on Natural Resources.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

Called from the Calendar

Senator Chabert asked that Senate Bill No. 148 be called from the Calendar.

SENATE BILL NO. 148— BY SENATOR CHABERT

AN ACT

To enact Chapter 48 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3471 through 3483, relative to waterways; to provide for a priority program for the deepening and dredging of waterways; to establish the Dredging and Deepening Fund; to provide for certain terms, definitions, language, conditions, procedures, and requirements; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 148 by Senator Chabert

AMENDMENT NO. 1

On page 5, line 22, following "commissioner of" and before "multimodal" insert "the office of"

AMENDMENT NO. 2

On page 6, line 16, at the beginning of the line change "appropriation" to "appropriations"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Chabert proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chabert to Engrossed Senate Bill No. 148 by Senator Chabert

AMENDMENT NO. 1

On page 4, line 21, after "year." delete the remainder of the line and delete line 22

AMENDMENT NO. 2

On page 9, line 17, after "funds" insert a comma ",."

On motion of Senator Chabert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fannin, Peacock. Lists names of senators and their corresponding counts for YEAS.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Martiny, Peterson. Lists names of senators and their corresponding counts for ABSENT.

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

Rules Suspended

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

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 2, 2017

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 64—

BY SENATORS COLOMB, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAU, CARTER, CHABERT, CLAITOR, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES ABRAHAM, ABRAMSON, AMEDEE, ANDERS, ARMES, BACALA, BAGLEY, BAGNERIS, BARRAS, BERTHELOT, BILLIOT, BISHOP, BOUIE, BROADWATER, CHAD BROWN, TERRY BROWN, CARMODY, CARPENTER, GARY CARTER, ROBBY CARTER, STEVE CARTER, CHANEY, CONNICK, COUSSAN, COX, CROMER, DANAHAY, DAVIS, DEVILLIER, DWIGHT, EDMONDS, EMERSON, FALCONER, FOIL, FRANKLIN, GAINES, GAROFALO,

GISCLAIR, GLOVER, GUINN, HALL, JIMMY HARRIS, LANCE HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HILFERTY, HILL, HODGES, HOFFMANN, HOLLIS, HORTON, HOWARD, HUNTER, HUVAL, IVEY, JACKSON, JAMES, JEFFERSON, JENKINS, JOHNSON, JONES, JORDAN, NANCY LANDRY, TERRY LANDRY, LEBAS, LÉGER, LEOPOLD, LYONS, MACK, MAGEE, MARCELLE, MARINO, MCFARLAND, MIGUEZ, DUSTIN MILLER, GREGORY MILLER, MORENO, JAY MORRIS, JIM MORRIS, NORTON, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, STAGNI, STEFANSKI, STOKES, TALBOT, THIBAUT, THOMAS, WHITE AND ZERINGUE

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of Rose Landry Long, of Natchitoches, Louisiana, and to celebrate the joyous life of a great lady who was fulfilled by her service to her God, her family, and her community.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 54—

BY SENATOR CHABERT

A CONCURRENT RESOLUTION

To recognize Monday, May 22, 2017, as "LUMCON Day" at the Louisiana State Capitol and to commend the members of the Louisiana Universities Marine Consortium for Research and Education.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 55—

BY SENATORS COLOMB, BARROW, HEWITT, MIZELL AND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON, HILFERTY, HILL, HODGES, HORTON, NANCY LANDRY, MARCELLE, MORENO, NORTON, SMITH, STOKES, THOMAS AND WHITE

A CONCURRENT RESOLUTION

To commend Mackenzie Kay Andrews upon her receipt of a 2017 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation in the category of High School Women of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 56—

BY SENATORS COLOMB, BARROW, HEWITT, MIZELL AND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON, HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY, MARCELLE, MORENO, NORTON, SMITH, THOMAS AND WHITE

A CONCURRENT RESOLUTION

To commend Bria Janai Williams upon her receipt of a 2017 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation in the category of College Women of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 57—

BY SENATORS COLOMB, BARROW, HEWITT, MIZELL AND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON, HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY, MARCELLE, MORENO, NORTON, SMITH, STOKES, THOMAS AND WHITE

A CONCURRENT RESOLUTION

To commend Malori Dawn Dupree upon her receipt of a 2017 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation in the category of High School Women of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 58—

BY SENATOR MILLS

A CONCURRENT RESOLUTION

To commend the Southern Mutual Help Association for its support in disaster recovery.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 59—

BY SENATOR PERRY AND REPRESENTATIVE HENSGENS

A CONCURRENT RESOLUTION

To commend Randall Bertrand, coach of the girls' basketball team at Gueydan High School, upon the occasion of being named Louisiana Class 1A Coach of the Year in girls' basketball for the 2016-2017 season.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 61—

BY SENATOR PERRY AND REPRESENTATIVE MIGUEZ

A CONCURRENT RESOLUTION

To commend and congratulate Elijah Mitchell on his outstanding football career at Erath High School and to wish him much success with his upcoming college career at the University of Louisiana at Lafayette as a Ragin' Cajun.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 63—

BY SENATOR WHITE AND REPRESENTATIVES BACALA, BERTHELOT, CHAD BROWN, CARPENTER, STEVE CARTER, DAVIS, EDMONDS, FOIL, HAVARD, HODGES, IVEY, JAMES, JORDAN, MACK, MARCELLE, POPE, PRICE, SCHEXNAYDER, SMITH AND THIBAUT

A CONCURRENT RESOLUTION

To commend and congratulate the city of Baton Rouge, Louisiana, and its citizenry and public officials on the Bicentennial celebration of municipal incorporation and to encourage civic participation in the year-long calendar of events known as BR200.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 62—

BY SENATOR MARTINY

A CONCURRENT RESOLUTION

To recognize May 2017 as Building Safety Month.

Reported with amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 68—

BY SENATOR BISHOP

A RESOLUTION

To urge and request the governing or management board of each charter school to include in its membership at least one parent or legal guardian of a student enrolled in the school who shall be elected by the parents or legal guardians representing at least a majority of the students attending the school.

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

SENATE RESOLUTION NO. 69—

BY SENATOR CORTEZ

A RESOLUTION

To recognize Tuesday, May 9, 2017, as Ports Day at the state capitol.

The resolution 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 Peterson, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 2, 2017

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. 53—

BY SENATORS ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES ABRAHAM, ABRAMSON, AMEDEE, ANDERS, ARMES, BACALA, BAGLEY, BAGNERIS, BARRAS, BERTHELOT, BILLIOT, BISHOP, BOUIE, BROADWATER, CHAD BROWN, TERRY BROWN, CARMODY, CARPENTER, GARY CARTER, ROBBY CARTER, STEVE CARTER, CHANEY, CONNICK, COUSSAN, COX, CROMER, DANAHAY, DAVIS, DEVILLIER, DWIGHT, EDMONDS, EMERSON, FALCONER, FOIL, FRANKLIN, GAINES, GAROFALO, GISCLAIR, GLOVER, GUINN, HALL, JIMMY HARRIS, LANCE HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HILFERTY, HILL, HODGES, HOFFMANN, HOLLIS, HORTON, HOWARD, HUNTER, HUVAL, IVEY, JACKSON, JAMES, JEFFERSON, JENKINS, JOHNSON, JONES, JORDAN, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LYONS, MACK, MAGEE, MARCELLE, MARINO, MCFARLAND, MIGUEZ, DUSTIN MILLER, GREGORY MILLER, MORENO, JAY MORRIS, JIM MORRIS, NORTON, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, STAGNI, STEFANSKI, STOKES, TALBOT, THIBAUT, THOMAS, WHITE AND ZERINGUE

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of a beloved gentleman, renowned lobbyist, community activist, and former member of the Louisiana House of Representatives, the Honorable Ralph R. Miller, and to celebrate a life well lived in service to the betterment of the state of Louisiana.

SENATE CONCURRENT RESOLUTION NO. 51—

BY SENATOR TARVER
A CONCURRENT RESOLUTION

To commend Pastor James C. Birdsong Jr. on his numerous accomplishments.

SENATE CONCURRENT RESOLUTION NO. 52—

BY SENATOR WARD AND REPRESENTATIVE JORDAN
A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of Lawrence J. "Football" Badeaux, former mayor and town clerk of the village of Rosedale, Louisiana, and to celebrate the rich legacy of public service and accomplishment that he leaves to his community and state.

Respectfully submitted,
KAREN CARTER PETERSON
Chairman

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 2, 2017

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 44—

BY REPRESENTATIVES AMEDEE AND LANCE HARRIS
A CONCURRENT RESOLUTION

To commend the Louisiana State University at Alexandria men's basketball team for its meritorious achievements in its first three seasons and to congratulate the Generals on an outstanding 2016-2017 season.

HOUSE CONCURRENT RESOLUTION NO. 45—

BY REPRESENTATIVES STEVE CARTER, JAMES, JORDAN, MACK, MARCELLE, POPE, PRICE, SCHEXNAYDER, SMITH, AND THIBAUT
A CONCURRENT RESOLUTION

To recognize and commemorate the bicentennial of Baton Rouge's incorporation as a city, and to encourage participation in the year-long Baton Rouge bicentennial celebration.

HOUSE CONCURRENT RESOLUTION NO. 47—

BY REPRESENTATIVE GAROFALO AND SENATORS ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD, AND WHITE
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of former state representative Reed Stephen Henderson.

HOUSE CONCURRENT RESOLUTION NO. 48—

BY REPRESENTATIVE HENSGENS AND SENATOR PERRY
A CONCURRENT RESOLUTION

To commend the Gueydan High School girls' basketball team for winning the 2017 Class A state championship.

and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Erdey	Morrell
Allain	Fannin	Morrish
Appel	Gatti	Peacock
Barrow	Hewitt	Perry
Bishop	Johns	Riser
Boudreaux	LaFleur	Smith, G.
Carter	Lambert	Smith, J.
Chabert	Luneau	Tarver
Claitor	Martiny	Thompson
Colomb	Milkovich	Walsworth
Cortez	Mills	Ward
Donahue	Mizell	White

Total - 36

ABSENT

Long	Peterson
Total - 2	

May 2, 2017

Leaves of Absence

The following leaves of absence were asked for and granted:

Long 1 Day Peterson 1 Day

Announcements

The following committee meetings for May 3, 2017, were announced:

Commerce	9:00 A.M.	Room E
Education	12:30 P.M.	Hainkel Room
Health and Welfare	9:00 A.M.	Hainkel Room
Insurance	10:00 A.M.	Room A
Labor and Ind. Rel.	12:30 P.M.	Room C
Senate and Gov't Affairs	10:00 A.M.	Room F
Transportation	12:30 P.M.	Room E

Adjournment

On motion of Senator Thompson, at 3:45 o'clock P.M. the Senate adjourned until Wednesday, May 3, 2017, at 3:30 o'clock P.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk