

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

NINETEENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Thursday, April 12, 2018

The Senate was called to order at 9:35 o'clock A.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	Morrish
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Price
Boudreaux	Lambert	Riser
Carter	Long	Smith, G.
Claitor	Luneau	Ward
Donahue	Mizell	
Total - 23		

ABSENT

Bishop	Martiny	Tarver
Chabert	Milkovich	Thompson
Colomb	Mills	Walsworth
Cortez	Morrell	White
Erdey	Peterson	
LaFleur	Smith, J.	
Total - 16		

The President of the Senate announced there were 23 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Ryan Allmon, 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 Barrow, the reading of the Journal was dispensed with and the Journal of April 11, 2018, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 11, 2018

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. 66—

BY SENATORS LONG AND LUNEAU
A CONCURRENT RESOLUTION

To commend the Louisiana State University at Alexandria men's basketball team on its historic season, as they advanced to the NAIA Division I Men's Basketball National Championship game for the first time in program history.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 67—

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

To commend Tayler Brishaune Pierre upon her receipt of a 2018 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. 68—

BY SENATORS WALSWORTH, FANNIN, RISER AND THOMPSON AND
REPRESENTATIVES ANDERS, CHANEY, HOFFMANN, HUNTER,
JACKSON, MCFARLAND, JAY MORRIS AND SHADOIN
A CONCURRENT RESOLUTION

To commend and congratulate Glen F. Post III upon his retirement from CenturyLink, Inc.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 69—

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

To commend Sarah Michelle Procopio upon her receipt of a 2018 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. 70—

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

To commend Rachel Margaret Lautigar upon her receipt of a 2018 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. 71—

BY SENATOR PEACOCK
A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of Willie Aubrey Salard of Broussard, Louisiana, to commend his lifelong interest in quarter horse racing, and to note his many contributions to the breeding of champion racehorses.

Reported without amendments.

April 12, 2018

SENATE CONCURRENT RESOLUTION NO. 72—
BY SENATORS BARROW, COLOMB, HEWITT, MIZELL AND PETERSON
AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON,
HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY,
MARCELLE, NORTON, SMITH, STOKES, THOMAS AND WHITE
A CONCURRENT RESOLUTION

To commend Margaret Elizabeth Britton upon her receipt of a 2018
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. 73—
BY SENATORS BARROW, COLOMB, HEWITT, MIZELL AND PETERSON
AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON,
HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY,
MARCELLE, NORTON, SMITH, STOKES, THOMAS AND WHITE
A CONCURRENT RESOLUTION

To commend Olivia Maria Adams upon her receipt of a 2018 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. 74—
BY SENATORS BARROW, COLOMB, HEWITT, MIZELL AND PETERSON
AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON,
HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY,
MARCELLE, NORTON, SMITH, STOKES, THOMAS AND WHITE
A CONCURRENT RESOLUTION

To commend Emily Ames Otken upon her receipt of a 2018 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.

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 96—
BY SENATOR BARROW
A RESOLUTION

To commend and congratulate the individual nominees for the
Unsung Hero Award by CADAV, Inc.

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

SENATE RESOLUTION NO. 97—
BY SENATOR THOMPSON
A RESOLUTION

To designate April 26, 2018, as FFA Day at the Louisiana State
Capitol and to commend the state officers of the Louisiana FFA
Association.

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

SENATE RESOLUTION NO. 98—
BY SENATOR CARTER
A RESOLUTION

To commend and congratulate the Belle Chase High School varsity
cheerleaders on winning the NCA High School National
Cheerleading Championship and the Small Varsity Non-
Tumbling national title.

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

Introduction of
Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 75—
BY SENATOR PEACOCK
A CONCURRENT RESOLUTION

To commend Adriana Martin of the Southfield School in Shreveport,
Louisiana, upon her exceptional mathematical skills, on her new
world record for the rendition of the numerical quotient of Pi set
on March 14, 2018, National Pi Day, and to note her many
academic accomplishments.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Includes Mr. President, Allain, Appel, Barrow, Boudreaux, Carter, Claitor, Cortez, Donahue, Fannin, Gatti, Hewitt, Johns, Lambert, Long, Milkovich, Mizell, Morrish, Peacock, Perry, Price, Riser, Smith, G., Thompson, Walsworth, Ward.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, YEAS, NAYS, ABSENT. Includes Bishop, Chabert, Colomb, Erdey, LaFleur, Luneau, Martiny, Mills, Morrell, Peterson, Smith, J., Tarver, White.

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

Senate Bills and Joint Resolutions
on Second Reading

SENATE BILL NO. 560— (Substitute of Senate Bill No. 434 by
Senator Mizell)

BY SENATOR MIZELL

AN ACT

To enact Part III of Chapter 2 of Title 24 of the Louisiana Revised
Statutes of 1950, to be comprised of R.S. 24:121, relative to the
dairy industry; to create the Dairy Stabilization Study
Commission; to provide for the membership of the commission;
to provide for the duties of the commission; to provide relative
to meetings and per diem; to authorize public hearings; to
provide relative to public entity records, data, and information;
to require a committee report; to provide for termination of the
commission; and to provide for related matters.

On motion of Senator Peterson the bill was read by title, ordered
engrossed and passed to a third reading.

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 93—

BY SENATOR JOHNS

A RESOLUTION

To declare Thursday, May 3, 2018, as Rotary Peace Day.

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

SENATE RESOLUTION NO. 94—

BY SENATOR MORRISH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of John Daniel Gielen III, of Crowley.

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

Message from the House

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

April 11, 2018

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. 133	HB No. 691	HB No. 601
HB No. 726	HB No. 49	HB No. 196
HB No. 225	HB No. 242	HB No. 263
HB No. 440	HB No. 211	HB No. 223
HB No. 237	HB No. 449	HB No. 495
HB No. 625	HB No. 629	HB No. 682
HB No. 692	HB No. 855	HB No. 890

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

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

HOUSE BILL NO. 49—

BY REPRESENTATIVE GISCLAIR

AN ACT

To amend and reenact R.S. 49:214.41(A)(1) and (C), relative to mitigation of coastal wetlands; to authorize construction or implementation of an integrated coastal protection project as compensatory wetlands mitigation; and to provide for related matters.

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

HOUSE BILL NO. 133—

BY REPRESENTATIVE BRASS

AN ACT

To enact R.S. 47:338.217, relative to the city of Gonzales; to authorize the governing authority of the city, 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 placed on the Calendar for a second reading.

HOUSE BILL NO. 196—

BY REPRESENTATIVE MARINO

AN ACT

To amend and reenact Code of Criminal Procedure Article 978(D), relative to expungement of records of arrest and conviction of a felony offense; to provide relative to the limit on the number of expungements a person may receive in a specified period of time; to remove the limitation for persons whose conviction was set aside and prosecution dismissed; and to provide for related matters.

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

HOUSE BILL NO. 211—

BY REPRESENTATIVE JACKSON

AN ACT

To amend and reenact R.S. 18:154(B) and 1311(B), (C), and (E) and to enact R.S. 18:1311(A), relative to records of the registrar of voters; to repeal a requirement that the registrar post certain lists at a certain place; to require the registrar to make the lists available for public inspection at certain times; to require the lists to be posted on the website of the secretary of state; to repeal the requirement that a certain number of voters make a written request in order to be allowed to copy the lists; and to provide for related matters.

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

HOUSE BILL NO. 223—

BY REPRESENTATIVE MARINO

AN ACT

To amend and reenact Code of Criminal Procedure Article 814(A) and (B), relative to responsive verdicts; to provide relative to responsive verdicts with regard to the crimes of theft, criminal damage to property, and the attempt to commit these offenses; to amend responsive verdicts to reflect existing penalty grades for the crimes of theft, simple criminal damage to property, and unauthorized use of a movable; to provide relative to responsive verdicts for violations of the Uniform Controlled Dangerous Substances Law; to provide relative to responsive verdicts for violations of the Uniform Controlled Dangerous Substances Law that are based upon the weight of the substance; and to provide for related matters.

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

HOUSE BILL NO. 225—

BY REPRESENTATIVE STAGNI

AN ACT

To enact R.S. 17:270 and 3996(B)(45), relative to required instruction; to require public high schools to provide instruction in the recognition and prevention of shaken baby syndrome; and to provide for related matters.

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

HOUSE BILL NO. 237—

BY REPRESENTATIVE LEOPOLD

AN ACT

To amend and reenact R.S. 14:81.1(E)(1)(b), (2)(b), (3), and (4), relative to pornography involving juveniles; to provide relative to the crime of pornography involving juveniles; to provide relative to the criminal penalties for the crime of pornography involving juveniles; and to provide for related matters.

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

HOUSE BILL NO. 242—

BY REPRESENTATIVES STEFANSKI AND MARINO

AN ACT

To enact R.S. 14:67(D), relative to theft; to provide for elements of the crime of theft; to provide relative to property held for sale by a merchant; and to provide for related matters.

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

April 12, 2018

HOUSE BILL NO. 263—
BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact R.S. 18:1374, relative to elections; to provide relative to voting equipment; to provide relative to procedures for voting; to provide relative to the duties of election officials; and to provide for related matters.

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

HOUSE BILL NO. 440—
BY REPRESENTATIVE HODGES
AN ACT

To amend and reenact Code of Criminal Procedure Articles 903(B) and (C) and 903.2(A)(1) and (B)(1), relative to the substance abuse probation program; to provide for counseling and treatment for defendants with substance abuse disorders and mental illness; and to provide for related matters.

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

HOUSE BILL NO. 449—
BY REPRESENTATIVES EDMONDS, ABRAHAM, AMEDEE, ANDERS, BACALA, BAGLEY, BAGNERIS, BARRAS, BERTHELOT, TERRY BROWN, CARMODY, STEVE CARTER, CHANEY, CONNICK, COUSSAN, COX, CREWS, DWIGHT, EMERSON, FALCONER, GAROFALO, GISCLAIR, GUINN, LANCE HARRIS, HAVARD, HAZEL, HENSGENS, HILFERTY, HODGES, HOFFMANN, HORTON, HOWARD, HUNTER, HUVAL JACKSON, JEFFERSON, JOHNSON, NANCY LANDRY, LEBAS, MAGEE, MARCELLE, MIGUEZ, JAY MORRIS, PEARSON, PIERRE, POPE, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SIMON, STAGNI, STOKES, THOMAS, WRIGHT, AND ZERINGUE
AN ACT

To amend and reenact R.S. 40:1061.17(C)(1)(e) and (D)(introductory paragraph) and (2) and to enact R.S. 40:1061.17.1, relative to regulation of abortion; to provide for information to be conveyed pursuant to the Woman's Right To Know law; to provide relative to the abortion alternatives and informed consent website of the Louisiana Department of Health; to provide for delivery of information concerning adoption; to provide for a task force to assist the Louisiana Department of Health in developing certain informational resources; and to provide for related matters.

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

HOUSE BILL NO. 495—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 40:1379.1.4(B)(1) and (6) and to enact R.S. 40:1379.1.4(D), relative to the carrying of concealed weapons by qualified retired law enforcement officers; to provide relative to the necessary qualifications for a qualified retired law enforcement officer; to require the chief law enforcement officer issue retired law enforcement officers identification for the purposes of carrying concealed weapons; and to provide for related matters.

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

HOUSE BILL NO. 601—
BY REPRESENTATIVE SHADOIN
AN ACT

To enact R.S. 18:154(G)(4) and (5), relative to election officials; to prohibit the disclosure of specified information by specified election officials relating to the security and integrity of the state voter registration computer system and election management system and voting equipment; and to provide for related matters.

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

HOUSE BILL NO. 625—
BY REPRESENTATIVES EDMONDS AND FALCONER
AN ACT

To amend and reenact R.S. 17:46(A)(2), 48, 231, 1171(B)(introductory paragraph) and (2), 1202(A)(1)(b), 1211, 1212, 1970.26(C)(1)(f), and 1987(D)(1), relative to maternity and adoptive leave for teachers; to provide relative to sabbatical leave for teachers in public schools and special schools; to provide relative to benefits for visiting teachers and supervisors of child welfare and attendance; to provide relative to extended sick leave for teachers; to provide relative to maternity leave for

nonclassified employees of the New Orleans Center for Creative Arts and employees of the school districts for certain correctional centers for youth; and to provide for related matters.

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

HOUSE BILL NO. 629—
BY REPRESENTATIVE JONES
AN ACT

To enact Chapter 49 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9711, relative to municipalities; to create a municipal consortium comprised of certain municipalities and Indian tribes that choose to participate; to provide relative to the purpose, governance, and powers and duties of the consortium; and to provide for related matters.

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

HOUSE BILL NO. 682—
BY REPRESENTATIVE SHADOIN
AN ACT

To amend and reenact R.S. 26:587(C), 588(B), 589, 590, 591, and 594 and to repeal R.S. 26:592 and 593, relative to elections held to determine whether the sale of alcoholic beverages will be conducted and licensed in an area; to provide relative to procedures and requirements for conducting such elections; to provide for the date of such elections; to provide relative to procedures for ordering an election; to provide relative to a proposition ordering an election; to provide for notice of the election; to provide for the ballot in such elections; to provide for actions objecting to calling an election or contesting an election; to provide deadlines; to provide relative to recounts; to provide relative to the duties and authority of the parish board of election supervisors concerning such elections; to provide relative to the duties and authority of the governing authority concerning such elections; to require such elections to be conducted in accordance with the Louisiana Election Code; and to provide for related matters.

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

HOUSE BILL NO. 691—
BY REPRESENTATIVE LEBAS
AN ACT

To repeal R.S. 3:3544(A)(9), relative to assessments on rice production; to repeal the sunset on such assessments.

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

HOUSE BILL NO. 692—
BY REPRESENTATIVES SHADOIN, DANAHAY, AND GREGORY MILLER
AN ACT

To amend and reenact R.S. 18:3(A)(3), 23(A)(8), 423(C)(2), 433(A)(5), 463(A)(2)(a)(iii), 464(B)(3), 467(3), 495(A) and (E), 533(D) and (E), 553, 562(B), 563(C) and (D)(1), 566(A) and (C), 571(A)(3) through (10), 572(A), 573(A)(2) and (3), (B), (C), and (E)(1) and (3), 574(A)(3) and (B), (D)(1), (E), and (F), 1333(F)(2) and (G)(6)(b), 1354(B)(5), 1355, and 1361(A), to enact R.S. 18:23(E)(3), 571(A)(11), 573(E)(4), and 1303(K) and (L), and to repeal R.S. 18:514, relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code; to provide relative to elections procedures and requirements, including petitions submitted to registrars of voters for certification, membership of the State Board of Election Supervisors and parish boards of election supervisors, the duties of the clerk of court, qualifying fees, establishment and location of polling places, persons entitled to vote absentee by mail, duties of registrars of voters, the nursing home early voting program, voting machines and equipment, provisional voting for federal office, duties of commissioners on election day, compilation and promulgation of election returns, the qualifying period for candidates, and procedures for voting; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 726—

BY REPRESENTATIVE BOUIE

AN ACT

To enact R.S. 46:2751(B)(1)(h), relative to the Juvenile Justice Reform Act Implementation Commission; to provide relative to the membership of commission; to add a representative of the Families and Friends of Louisiana's Incarcerated Children to the commission membership; and to provide for related matters.

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

HOUSE BILL NO. 855—

BY REPRESENTATIVE MIGUEZ

AN ACT

To amend and reenact Section 3 of Act No. 323 of the 2013 Regular Session of the Legislature, as amended by Act No. 427 of the 2015 Regular Session of the Legislature, and R.S. 30:2418(H)(10) and to enact R.S. 30:2412(40), relative to waste tires; to provide for end-market uses of waste tires and waste tire material; to provide for definitions; to provide for the Waste Tire Program Task Force; and to provide for related matters.

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

HOUSE BILL NO. 890— (Substitute for House Bill No. 637 by Representative Hunter)

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 32:667(A)(introductory paragraph) and (2), relative to the seizure of licenses for persons cited for driving while intoxicated; to provide for an extension of the time for which to appeal to the district court; and to provide for related matters.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

April 12, 2018

To the Honorable President and Members of the Senate:

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

HCR No. 15

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

House Concurrent Resolutions on First Reading

HOUSE CONCURRENT RESOLUTION NO. 15—

BY REPRESENTATIVE JORDAN

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Southern University and Agricultural and Mechanical College to submit a proposal to the Board of Regents for the establishment of an associate of applied science degree program in process technology for

students enrolled in Southern University at Shreveport, which would be provided on the campus of Southern University at Baton Rouge through the Southern University College Connect Program, and to urge and request the Board of Regents to approve the proposal.

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

House Bills and Joint Resolutions on Second Reading

HOUSE BILL NO. 35—

BY REPRESENTATIVE DEVILLIER

AN ACT

To amend and reenact R.S. 30:2531.1(D)(1) and (2), relative to littering; to provide for penalties for gross littering; and to provide for related matters.

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

HOUSE BILL NO. 54—

BY REPRESENTATIVE HOLLIS

AN ACT

To amend and reenact R.S. 18:1300.2(B) and to enact R.S. 18:1300.6, relative to recall elections; to provide for the number of signatures required to call a recall election; to provide for the content of a recall petition; and to provide for related matters.

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

HOUSE BILL NO. 79—

BY REPRESENTATIVES MACK, AMEDEE, BACALA, BAGLEY, BRASS, CHAD BROWN, TERRY BROWN, CARPENTER, COX, CREWS, EDMONDS, FOIL, GISCLAIR, GLOVER, JIMMY HARRIS, LANCE HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HODGES, HORTON, HUNTER, JACKSON, LYONS, MARCELLE, MIGUEZ, JAY MORRIS, NORTON, PYLANT, RICHARD, SCHEXNAYDER, STAGNI, STOKES, TALBOT, WRIGHT, AND ZERINGUE

AN ACT

To enact R.S. 14:283.3, relative to abuse of persons with infirmities; to create the crime of abuse of persons with infirmities through electronic means; to provide for exceptions; to provide for penalties; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 111—

BY REPRESENTATIVES MACK, BAGNERIS, CARPENTER, CREWS, DWIGHT, HAZEL, HODGES, HOWARD, MARCELLE, MARINO, MUSCARELLO, NORTON, AND PYLANT

AN ACT

To amend and reenact Section 3 of Act No. 260 of the 2017 Regular Session of the Legislature and Code of Criminal Procedure Article 875.1, relative to restitution; to provide relative to payment of restitution to the victim of a crime; to provide for the recordation of a civil money judgment without cost to the person to whom restitution is owed; to prohibit the waiver and forgiveness of a defendant's financial obligations that are designated as restitution; to delay the effective date of Act No. 260 of the 2017 Regular Session of the Legislature which provided relative to the payment of fines, fees, costs, restitution,

and other monetary obligations related to an offender's conviction; 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. 189—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 49:953(C) and 968(K) and (L), relative to administrative procedure; to provide for processes to review agency rules; to require agencies to conduct periodic hearings to have public comment on rules; and to require reports to the appropriate committees of the legislature regarding such comment; and to provide for related matters.

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

HOUSE BILL NO. 212—

BY REPRESENTATIVES JACKSON AND DWIGHT

AN ACT

To enact R.S. 14:67.1 and 67.2, relative to theft; to create the crimes of theft of livestock and theft of timber; to provide for definitions; to provide for criminal penalties; to provide for duties of enforcement and investigation; 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. 240—

BY REPRESENTATIVES STAGNI AND MARINO

AN ACT

To amend and reenact R.S. 14:95.1.1(B), relative to the crime of illegally supplying a felon with a firearm; to add the possibility of hard labor to the criminal sentence; 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. 261—

BY REPRESENTATIVE MARINO

AN ACT

To amend and reenact R.S. 14:285(A)(1), (2), (4), and (5) and (B) and to enact R.S. 14:285(E), relative to unlawful telephone and telecommunications device communications; to prohibit the use of any telecommunications device to send certain types of communications; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 273—

BY REPRESENTATIVES HOFFMANN, BAGLEY, CHANEY, COX, HENSGENS, HORTON, JACKSON, JOHNSON, LEBAS, POPE, STAGNI, AND STOKES

AN ACT

To amend and reenact R.S. 40:1061.25(A), relative to regulation of abortion; to provide relative to the requirement for post-abortion interment or cremation of human remains; to provide for an exception to such requirement; and to provide for related matters.

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

HOUSE BILL NO. 287—

BY REPRESENTATIVES EDMONDS, CHANEY, COX, HENSGENS, HOFFMANN, JACKSON, JOHNSON, LEBAS, POPE, STAGNI, AND STOKES

AN ACT

To enact R.S. 40:1061.1.2(C)(3), relative to the prohibition on abortion based on genetic abnormality; to provide relative to information to be conveyed to a woman prior to an abortion; to provide relative to violations of law pertaining to the furnishing of such information; to limit the assessment of penalties in connection with such law; and to provide for related matters.

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

HOUSE BILL NO. 351—

BY REPRESENTATIVE JENKINS

AN ACT

To amend and reenact R.S. 18:1333(A), (B), (C)(2), and (D), relative to the nursing home early voting program; to provide relative to the requirements for eligibility to participate in the program; to provide relative to the requirements for making application to participate in the program; and to provide for related matters.

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

HOUSE BILL NO. 372—

BY REPRESENTATIVE CONNICK

AN ACT

To enact Chapter 1-D of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:41 through 46, relative to creating the Occupational Board Compliance Act; to provide definitions; to provide policy concerning occupational regulations and respective boards; to create the Occupational Licensing Review Commission; to require the commission to provide active supervision of occupational licensing boards; to provide for inapplicability to occupational licensing boards not controlled by active market participants; and to provide for related matters.

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

HOUSE BILL NO. 387—

BY REPRESENTATIVE EDMONDS

AN ACT

To amend and reenact R.S. 17:406.9(B)(introductory paragraph) and (2)(introductory paragraph) and (a) and to enact R.S. 17:406.9(B)(2)(e) through (h) and (10) through (13) and 3996(B)(45), relative to the rights of parents of public school children; to provide for the disclosure of certain student records to parents; to provide for parental notification; 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. 472—

BY REPRESENTATIVE THIBAUT

AN ACT

To enact Part I of Chapter 19 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2461 through 2471, and to repeal R.S. 22:1641(1)(j), relative to a state reinsurance program; to create the Louisiana Health Insurance Innovation and Stabilization Program; to establish the Louisiana Health Reinsurance Association; to provide for membership; to provide for fee assessments under the authority of the commissioner; to provide for licensure and registration of certain regulated

entities; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 653—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 40:1646(A) through (C), 1664.3(introductory paragraph), (4), and (37), 1664.5, 1664.9(A), (C)(introductory paragraph), and (D) through (J), 1664.11(A)(introductory paragraph), (1)(a), and (D), and 1664.12(introductory paragraph) and (3) and to enact R.S. 40:1646(E) and (F), 1664.3(62) through (67), 1664.9(C)(11), (K), and (L), 1664.10(9), and 1664.17, relative to life safety systems and equipment under the authority of the state fire marshal; to provide for the inclusion of conveyance devices and related regulatory provisions; to add and expand with respect to certain definitions; to provide with respect to certain license endorsements and related fees; to amend relative to a certain board; to require certifications; to provide exemptions relative to local governing authorities; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 662—

BY REPRESENTATIVE LANCE HARRIS

AN ACT

To enact R.S. 51:422.1(F); relative to the calculation of costs for retail sales of motor fuel; to provide relative to discounts and financial savings; to provide relative to passthrough values of renewable identification numbers; and to provide for related matters.

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

HOUSE BILL NO. 700—

BY REPRESENTATIVE MCFARLAND

AN ACT

To amend and reenact R.S. 32:295.1(E), relative to the requirement to wear safety belts while operating a motor vehicle; to provide for the introduction of evidence of the failure to wear a safety belt under certain circumstances; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 713—

BY REPRESENTATIVE PUGH

AN ACT

To amend and reenact R.S. 40:1231.1(A)(10) and 1237.1(A)(9)(a)(ii)(introductory paragraph), relative to medical malpractice; to include licensed athletic trainers within the definitions of state health care provider and health care provider; 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. 719—

BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 13:5106(B)(3)(c), relative to limitations on damages assessed in suits against the state, state agencies, or political subdivisions; to provide for the payment of future medical care and related benefits payable by the state or a state agency; 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. 731—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 13:4163(D), relative to legislative continuances; to provide for an exemption from the payment of court costs; and to provide for related matters.

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

To commend the members of the United States Army War College team participating in the Eisenhower Series College Program and to welcome them to Louisiana in April of 2018.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Perry
Allain	Hewitt	Price
Appel	Johns	Riser
Barrow	Long	Smith, G.
Boudreaux	Milkovich	Smith, J.
Carter	Mills	Thompson
Claitor	Mizell	Walsworth
Cortez	Morrish	Ward
Fannin	Peacock	

Total - 26

NAYS

Total - 0

ABSENT

Bishop	LaFleur	Peterson
Chabert	Lambert	Tarver
Colomb	Luneau	White
Donahue	Martiny	
Erdey	Morrell	

Total - 13

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

Senate Bills and Joint Resolutions on Second Reading Reported by Committees

SENATE BILL NO. 25— BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 24:56(F), relative to prohibited conduct by state employees and agencies; to prohibit state employees and agencies from contracting for lobbying services; to provide for termination of authority for lobbying services contracts; to provide for the termination of existing lobbying services contracts; and to provide for related matters.

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

SENATE BILL NO. 29— BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 22:1006.1(A)(4) and (B) and R.S. 46:460.33 and to enact R.S. 22:1006.1(C), (D), and (E), relative to a single uniform prescription drug prior authorization form; to provide for applicability to health insurance issuers and Medicaid managed care organizations; to provide for promulgation of the form by the Louisiana Board of Pharmacy and the Louisiana State Board of Medical Examiners; to provide for the authority to impose sanctions pursuant to current regulatory and contract authority; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 29 by Senator Mills

AMENDMENT NO. 1

On page 2, line 9, after "benefits." insert "The requirement for a single uniform prescription drug prior authorization form shall not apply to prior authorization of specialty drugs or in cases where electronic prescriptions are utilized."

AMENDMENT NO. 2

On page 2, line 12, after "Examiners." insert "A health insurance issuer may include issuer specific information on the form, including but not limited to the issuer's name, address, logo, and other contact information for the issuer."

AMENDMENT NO. 3

On page 2, line 22, after "insurance issuers" insert ", Medicaid managed care organizations, Louisiana Department of Health, and Department of Insurance"

AMENDMENT NO. 4

On page 3, line 5, after "all" insert "Medicaid" and after "any" insert "Medicaid"

AMENDMENT NO. 5

On page 3, line 6, after "managers." insert "The requirement for a single uniform prescription drug prior authorization form shall not apply to prior authorization of specialty drugs or in cases where electronic prescriptions are utilized."

AMENDMENT NO. 6

On page 3, line 12, after "Act." insert "A Medicaid managed care organization may include organization specific information on the form, including but not limited to the organization's name, address, logo, and other contact information for the organization."

AMENDMENT NO. 7

On page 3, line 13, after "if the" insert "Medicaid"

AMENDMENT NO. 8

On page 3, line 17, after "all" insert "Medicaid"

AMENDMENT NO. 9

On page 3, line 18, after "with the" insert "health insurance issuers, Medicaid"

AMENDMENT NO. 10

On page 3, line 19, after "organizations" insert ", Louisiana Department of Health, and Department of Insurance"

AMENDMENT NO. 11

On page 3, line 20, after "any" insert "Medicaid"

AMENDMENT NO. 12

On page 3, line 21, after "any" insert "Medicaid"

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

SENATE BILL NO. 40— BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 36:259, 801.1(A), the introductory paragraph of 802, and 803(A)(1), R.S. 37:753(B), (C)(4) and (J), 832(B)(2), 914(B)(1) and (C)(6), 915, 916(B), 962(B) and (C), 1042, 1104(A), (B)(1) and (2)(a), and (C), 1174(B), 1263(B) and (C), 1515(A)(2) and (3), and (B), 2102, 2353(A)(1), (2) and (3), 2403(B), 2455(B)(1), (3), (4) and (5), 2503(A)(1), (2) and (3), 2654(A), the introductory paragraph of 2704(A), (A)(5), (B), (C) and (G), 2802, 3061(A)(1) and (2), 3084, 3201, 3389, 3444(A), (B) and (C), 3463(A), (B) and (E), 3554(A) and (B), and 3703(B), (C) and (D), to enact R.S. 37:753(C)(5), 914(B)(3) and 962(D), and to repeal R.S. 37:3061(A)(3) and (4) and R.S. 40:5.11(C), (D), (E) and (F), relative to the health profession licensing boards created within the Louisiana Department of Health; to provide for consumer membership on each of the boards; to provide for consumer member qualifications; to provide for the rights of the consumer member; to provide for board member nominations; to provide for notice by the boards to their licensees; to provide for technical corrections; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 40 by Senator Mills

AMENDMENT NO. 1

On page 1, line 3, delete "832(B)(2)" and insert "832(A)(2) and (B)(2)"

AMENDMENT NO. 2

On page 1, line 4, after "1104(A), (B)(1) and (2)(a), and (C)," insert "1172(A),"

AMENDMENT NO. 3

On page 1, line 4, delete "1263(B)" and on line 5, delete "and (C), 1515(A)(2) and (3), and (B)," and insert "1263(C), 1515(A)(1),"

AMENDMENT NO. 4

On page 1, line 5, after "2353(A)(1), (2) and (3)," insert "the introductory paragraph of 2359(B),"

AMENDMENT NO. 5

On page 1, line 9, after "to enact" insert "R.S. 36:629(S) and"

AMENDMENT NO. 6

On page 1, line 15, after "licensees;" insert "to provide for the transfer of the Board of Veterinary Medicine to the Louisiana Department of Agriculture and Forestry;

AMENDMENT NO. 7

On page 2, line 1, after "reennacted" insert "and R.S. 36:629(S) is hereby enacted"

AMENDMENT NO. 8

On page 11, delete line 1

AMENDMENT NO. 9

On page 11, line 2, change "(10)" to "(9)"

AMENDMENT NO. 10

On page 11, line 4, change "(11)" to "(10)"

AMENDMENT NO. 11

On page 11, line 5, change "(12)" to "(11)"

AMENDMENT NO. 12

On page 11, line 6, change "(13)" to "(12)"

AMENDMENT NO. 13

On page 11, line 7, change "(14)" to "(13)"

AMENDMENT NO. 14

On page 11, line 9, change "(15)" to "(14)"

AMENDMENT NO. 15

On page 11, line 11, change "(16)" to "(15)"

AMENDMENT NO. 16

On page 11, line 13, change "(17)" to "(16)"

AMENDMENT NO. 17

On page 11, line 14, change "(18)" to "(17)"

AMENDMENT NO. 18

On page 11, line 15, change "(19)" to "(18)"

AMENDMENT NO. 19

On page 11, line 17, change "(20)" to "(19)"

AMENDMENT NO. 20

On page 11, line 18, change "(21)" to "(20)"

AMENDMENT NO. 21

On page 11, line 19, change "(22)" to "(21)"

AMENDMENT NO. 22

On page 11, line 21, change "(23)" to "(22)"

AMENDMENT NO. 23

On page 11, line 23, change "(24)" to "(23)"

AMENDMENT NO. 24

On page 11, line 24, change "(25)" to "(24)"

AMENDMENT NO. 25

On page 14, between lines 23 and 24, insert the following:
§629. Transfer of boards, commissions, departments, and agencies to
the Department of Agriculture and Forestry

(S) The Board of Veterinary Medicine (R.S. 37:1511 et seq) is hereby transferred and placed within the Department of Agriculture and Forestry as provided in R.S. 36:803.

AMENDMENT NO. 26

On page 15, line 23, delete "832(B)(2)" and insert "832(A)(2) and (B)(2)"

AMENDMENT NO. 27

On page 15, line 24, after "1104(A), (B)(1) and (2)(a), and (C)," insert "1172(A),"

AMENDMENT NO. 28

On page 15, line 24, delete "1263(B) and" and on line 25, delete "(C), 1515(A)(2) and (3), and (B)," and insert "1263(C), 1515(A)(1),"

AMENDMENT NO. 29

On page 15, line 25, after "2353(A)(1), (2) and (3)," insert "the introductory paragraph of 2359(B)"

AMENDMENT NO. 30

On page 17, delete line 7 and insert the following:

"A.(1) * * *

(2) The board shall consist of nine members to be appointed by the governor, subject to Senate confirmation, as further provided in Subsection B of this Section. All members of the board shall serve at the pleasure of the governor for terms of four years. **The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity.**

AMENDMENT NO. 31

On page 18, line 18, after "**his appointment.**" insert "**The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity.**"

AMENDMENT NO. 32

On page 20, line 11, after "**his appointment.**" insert "**The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity.**"

AMENDMENT NO. 33

On page 21, line 8, after "board." insert "**The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity.**"

AMENDMENT NO. 34

On page 24, line 2, after "**his appointment.**" insert "**The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity.**"

AMENDMENT NO. 35

On page 25, between lines 9 and 10, insert the following:

"§1172. Membership

A. The board shall consist of seventeen members appointed by the governor, including two licensed pharmacists from each of the pharmacy districts as provided in R.S. 37:1173 and one representative of the consumers of Louisiana from the state at-large who possess the qualifications specified in R.S. 37:1174. **The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity.**

AMENDMENT NO. 36

On page 26, delete lines 5 through 25

AMENDMENT NO. 37

On page 27, delete lines 23 through 29, and delete page 28, and on page 29, delete lines 1 through 10 and insert the following:

"A.(1) There is created within the Louisiana Department of **Health Agriculture and Forestry** a board to be known as the Louisiana Board of Veterinary Medicine which is subject to the provisions of R.S. 36:803."

AMENDMENT NO. 38

On page 29, line 27, after "**his appointment.**" insert "**The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity.**"

AMENDMENT NO. 39

On page 30, line 25, change "five" to "**five six**"

AMENDMENT NO. 40

On page 31, line 13, after "his appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 41

On page 32, between lines 10 and 11, insert the following: "§2359. Denial, revocation, or suspension of license; psychologist; provisional license; specialist in school psychology

B. The board shall have the power and duty to suspend, place on probation, require remediation for a specified time, revoke any license to practice psychology, any provisional license to practice psychology, or any license to practice as a specialist in school psychology issued by the board, or take any other action specified in the rules and regulations whenever the board, by affirmative vote of at least four five of its five six members, shall find by a preponderance of the evidence that a psychologist, provisional licensed psychologist, or specialist in school psychology has engaged in any of the following acts or offenses:

AMENDMENT NO. 42

On page 32, line 20, after "appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 43

On page 34, line 17, after "his appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 44

On page 36, line 11, after "provided." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 45

On page 39, line 24, after "his appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 46

On page 41, line 19, after "his appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 47

On page 44, line 20, after "his appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 48

On page 46, line 7, after "his appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 49

On page 48, line 18, delete "one radiological physicist, two" and insert "three"

AMENDMENT NO. 50

On page 48, line 24, after "his appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 51

On page 51, line 2, after "his appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 52

On page 53, line 23, after "his appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 53

On page 55, line 20, after "his appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 54

On page 57, line 12, after "his appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

AMENDMENT NO. 55

On page 58, line 12, change "five" to "seven"

AMENDMENT NO. 56

On page 58, line 13, change "four" to "six"

AMENDMENT NO. 57

On page 59, line 7, after "his appointment." insert "The governor shall ensure that his appointments demonstrate race, gender, ethnic, and geographical diversity."

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

SENATE BILL NO. 130—

BY SENATOR MILLS

AN ACT

To enact Subpart L of Part III of Chapter 17 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1648, relative to Medicaid payments for pharmacy benefit manager services; to provide for managed care contracts; to provide for Medicaid managed care subcontracts; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 130 by Senator Mills

AMENDMENT NO. 1

On page 2, line 6, after "rebates" insert "or credits"

AMENDMENT NO. 2

On page 2, line 15, change "shall" to "may"

AMENDMENT NO. 3

On page 2, line 16, change "shall" to "may"

AMENDMENT NO. 4

On page 2, line 24, change "shall not" to "that"

AMENDMENT NO. 5

On page 2, line 25, after "services" insert "shall include the provisions of Subsection A of this Section" and after "Health" change "shall" to "may"

AMENDMENT NO. 6

On page 3, between lines 4 and 5, insert the following:

"E. No pharmacy benefit manager or Medicaid managed care organization that subcontracts or has a subsidiary pharmacy benefit manager shall deny any Louisiana licensed pharmacy or Louisiana licensed pharmacist the right to be a participating provider in the managed care organization or pharmacy benefit manager's provider network."

AMENDMENT NO. 7

On page 3, line 5, change "E." to "F."

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

SENATE BILL NO. 133—

BY SENATORS HEWITT AND BARROW
AN ACT

To enact R.S. 44:3.2(G), relative to public records; to provide an exception for access to proprietary and trade secrets; to provide access to State Fire Marshal documents by certain entities; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 133 by Senator Hewitt

AMENDMENT NO. 1

On page 1, line 9, after "G." delete the remainder of the line and delete lines 10 through 13 and insert the following: "Notwithstanding any other provision of law to the contrary, the office of state fire marshal shall provide electronic access to its information management system, or any subsequent system thereafter, to the State Board of Architectural Examiners or the Louisiana Professional Engineering and Land Surveying Board, for the examination and reproduction of documents submitted to the Louisiana State Fire Marshal. The State Board of Architectural Examiners and the Louisiana Professional Engineering and Land Surveying Board shall not allow for examination or release of any documents obtained from the office of state fire marshal's information system to the public or other third party, including other state agencies. The office of state fire marshal shall not be held responsible or liable for any release of confidential, proprietary, or trade secret information by the State Board of Architectural Examiners or the Louisiana Professional Engineering and Land Surveying Board."

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

SENATE BILL NO. 204—

BY SENATORS GARY SMITH, CORTEZ, MARTINY, MIZELL AND THOMPSON

AN ACT

To amend and reenact the heading of Chapter 19-C of Title 51 of the Louisiana Revised Statutes of 1950, R.S. 51:1741.1, 1741.2, 1741.4(A), and 1741.5 and to enact R.S. 51:1741.4(B)(5), relative to caller ID spoofing; to provide for definitions; to provide for unlawful acts; to provide for exceptions; to provide injunctive relief, penalties, and damages; to provide for certain terms, procedures, and conditions; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 204 by Senator Gary Smith

AMENDMENT NO. 1

On page 1, line 3, after "1741.5" insert "(A) and (B)"

AMENDMENT NO. 2

On page 1, line 10, after "1741.5" insert "(A) and (B)"

AMENDMENT NO. 3

On page 2, delete line 24, and insert "~~violation.~~"

AMENDMENT NO. 4

On page 2, line 25, delete "~~whoever~~" and insert "Whoever"

AMENDMENT NO. 5

On page 2, line 26, after "relief." delete the remainder of the line and line 27 and insert: "treble damages, court costs, and reasonable attorney fees."

AMENDMENT NO. 6

On page 3, delete lines 4 and 5 and insert:
** * **

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

SENATE BILL NO. 285—

BY SENATOR GARY SMITH

AN ACT

To enact R.S. 22:1060.7, relative to prescriptions for chronic pain; to prohibit the denial of coverage for a nonopioid prescription in favor of an opioid prescription; to provide with respect to opioid prescriptions deemed medically necessary and prescribed by a licensed physician; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 285 by Senator Gary Smith

AMENDMENT NO. 1

On page 2, line 3, after "substitution of" delete "a mediation" and insert "an extended release medication"

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

SENATE BILL NO. 293—

BY SENATOR BARROW

AN ACT

To enact R.S. 37:2153(E)(6), relative to the powers and duties of the State Licensing Board for Contractors; to provide for a quarterly report to be submitted to the legislature; to provide for procedures; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 293 by Senator Barrow

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 37:2151(A)(8) and to" and after "enact R.S. 37:" insert "2151(A)(11) and"

AMENDMENT NO. 2

On page 1, line 3, after "Contractors;" insert "to provide relative to board membership;"

AMENDMENT NO. 3

On page 1, delete line 6, and insert:
"Section 1. R.S. 37:2151(A)(8) is hereby amended and reenacted and R.S. 37:2151(A)(11) and 2153(E)(6) are hereby enacted to read as follows:
§2151. State licensing board for contractors; membership; qualifications; tenure; vacancies

A. There is hereby created the State Licensing Board for Contractors within the office of the governor that shall consist of fifteen members appointed by the governor as hereinafter set forth and who shall serve without compensation and shall possess the following qualifications:

(8) At least two three members shall be from and represent the public at large and neither shall not earn his their livelihood in a construction-related industry.

(11) There shall be one member from the National Association for the Advancement of Colored People.

AMENDMENT NO. 4

On page 1, line 13, delete "legislature" insert "presiding officer of each house of the legislature, by electronic or other means."

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

SENATE BILL NO. 391— BY SENATOR MIZELL

AN ACT

To enact R.S. 42:1267, relative to sexual harassment prevention; to require the Department of Civil Service to adopt certain policies regarding access by state employees to certain internet and online sites; to identify and require certain filters; to block certain internet content; to provide certain exceptions; to provide clarifications; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 391 by Senator Mizell

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "enact R.S. 42:1267" and insert "amend and reenact R.S. 39:15.3(B)(1)(e) and to enact R.S. 39:15.3(F)"

AMENDMENT NO. 2

On page 1, line 8, delete "R.S. 42:1267" and insert "R.S. 39:15.3(B)(1)(e) is hereby amended and reenacted and R.S. 39:15.3(F)"

AMENDMENT NO. 3

On page 1, delete line 9 and insert the following:
§15.3. Office of technology services; offices and staff; duties

B. The state chief information officer shall manage and direct the office of technology services, with roles, duties, and activities including but not limited to the following:

(1) Establishing and coordinating all information technology systems and information technology services affecting the management and operations of the executive branch of state government. The office of technology services shall, subject to the provisions of this Subpart, have sole authority and responsibility for defining the specific information technology systems and information technology services to which the provisions of this Subpart shall be applicable. Information technology systems, including equipment and related services, and information technology services shall mean the

equipment, and services and means necessary to provide, including but not limited to the following:

(e) Information technology security systems and services, including the security systems required in Subsection F of this Section.

AMENDMENT NO. 4

On page 1, delete line 10, and insert the following:
"(F(1) The office of technology services shall adopt policies regarding the"

AMENDMENT NO. 5

On page 1, line 17, change "B.(1)" to "(2)" and change "Department of Civil Service" to "office of technology services"

AMENDMENT NO. 6

On page 2, lines 3 and 4, change "Subsection A of this Section" to "Paragraph (1) of this Subsection"

AMENDMENT NO. 7

On page 2, delete lines 5 through 8

AMENDMENT NO. 8

On page 2, line 9, change to "C." to "(3)" and change "Section" to "Subsection"

AMENDMENT NO. 9

On page 2, line 13, delete "Department of Civil Service" and insert "office of technology services"

AMENDMENT NO. 10

On page 2, line 15, delete "D." and insert "(4)" and change "Section" to "Subsection"

AMENDMENT NO. 11

On page 2, line 19, change "Subsection A of this Section" to "Paragraph (1) of this Subsection"

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

SENATE BILL NO. 455—

BY SENATOR BARROW

AN ACT

To enact Chapter 5 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1055 through 1059, relative to empowerment of families in poverty; to provide for a state strategic plan; the provide duties and functions of the secretary of each state department; to provide criteria to be considered; to provide for reports; and to provide for related matters.

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

SENATE BILL NO. —(Substitute of Senate Bill No. 455 by Senator Barrow)

BY SENATOR BARROW

AN ACT

To enact Chapter 5 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1055 through 1058, relative to empowering families to live well; to create the Empowering Families to Live Well Louisiana Council; to provide for a state strategic plan; to provide for membership and duties of the council; to provide for the Live Well Louisiana Fund; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:
Section 1. Chapter 5 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:1055 through 1058, is hereby enacted to read as follows:

CHAPTER 5. EMPOWERING FAMILIES TO LIVE
WELL LOUISIANA

§1055. Short title

This Chapter shall be named and may be cited as the "Empowering Families to Live Well Louisiana Act".

§1056. Legislative findings; declaration of purpose

A.(1) The legislature finds that poverty is one of the greatest enemies of human dignity and the family unit and undermines the general welfare of the people of Louisiana and significant portions of the state suffers from the affects of poverty.

(2) The legislature further finds that the particular attention of state government could benefit families in poverty with a coordinated and well-managed plan provided by the departments of the state dedicated to empowering these families.

(3) It is declared that the effective administration and coordination of efforts to families in poverty is the responsibility of state government.

B. In order to meet these needs, the legislature hereby authorizes the creation of the Empowering Families to Live Well Louisiana Council and Strategic Plan, hereinafter referred to in this Chapter as the "plan".

§1057. Empowering Families to Live Well Louisiana Council and Strategic Plan

A. There is hereby established the Empowering Families to Live Well Louisiana Council to assist and empower struggling families throughout Louisiana. The Council is hereby established within the Department of Children and Family Services which shall exercise and perform its powers, duties, functions, and responsibilities in the manner provided for agencies transferred in accordance with the provisions of applicable state law.

B. The council shall be composed of the following members:

(1) The secretary of the Department of Children and Family Services, or designee.

(2) The secretary of the Louisiana Department of Health, or designee.

(3) The executive director of the Louisiana Workforce Commission, or designee.

(4) The president of the Louisiana Community and Technical College System, or designee.

(5) The secretary of Louisiana Economic Development, or designee.

(6) The secretary of the Louisiana Department of Revenue, or designee.

(7) The secretary of the Louisiana Department of Transportation and Development, or designee.

(8) The superintendent of the Department of Education, or designee.

(9) The executive director of the Louisiana Housing Corporation, or designee.

(10) The executive director of the Louisiana Office of Student Financial Assistance, or designee.

(11) The chair of the Senate Committee on Health and Welfare, or designee.

(12) The chair of the House of Representatives Committee on Health and Welfare, or designee.

(13) Two members of the Senate, appointed by the Senate President.

(14) Two members of the House, appointed by the Speaker of the House.

(15) The president/CEO of the Louisiana Association of United Ways, or designee.

(16) The president of the Urban League of Louisiana, or designee.

(17) Two members representing regional economic development organizations, appointed by the governor.

(18) The president of the Louisiana AFL/CIO, or designee.

(19) One member of the Louisiana State University faculty with expertise in the area of poverty, appointed by the Chancellor of the LSU system.

(20) One member of the Southern University system faculty with expertise in the area of poverty, appointed by the president of Southern University.

(21) One member of the University of Louisiana system faculty with expertise in the area of poverty, appointed by the president of the system.

(22) One member of a Louisiana-based philanthropic organization, appointed by the governor.

(23) One member of a Louisiana-based organization working to advance affordable housing, appointed by the governor.

(24) The executive director of the Louisiana Budget Project, or designee.

(25) The president of the Council for a Better Louisiana, or designee.

(26) The president of the Public Affairs Research Council of Louisiana, or designee.

(27) The executive director of the Louisiana Interchurch Conference, or designee.

(28) The executive director of the Children's Cabinet, or designee.

(29) The chair of the Children's Cabinet Advisory Board, or designee.

(30) Three at-large members appointed by the governor.

C.(1) The secretary of the Department of Children and Family Services, or designee, and a member of the Senate, appointed by the Senate President, shall serve as co-chairs of the council.

(2) The council shall have as its purpose the goal of pursuing programs and policies which reduce deprivation and hardship, while promoting the well-being and health of all Louisianians. The council shall work to establish public-private partnerships and seek private sector funding to be used with public funds to support evidence-based, innovative solutions to poverty.

(3) The council may solicit guidance from in-state and national experts on the subject.

(4) The council shall seek funding for grant programs targeted at local government entities, nonprofit organizations, faith-based organizations, and other qualified community-based organizations directly serving people in Louisiana.

(5) The council may work to develop mechanisms to coordinate assistance and services offered by state departments to best address the needs of families throughout the state.

D.(1) The council shall adopt such rules and procedures as it shall find necessary for the conduct of the activities and meetings of the council.

(2) No action shall be taken by the council except by a favorable vote of a majority of members present.

(3) The council shall elect such officers as it finds necessary.

(4) The council shall convene no less than six times per year.

(5) The council may establish subcommittees composed of a subset of council members, as needed.

E. Members shall serve without compensation or reimbursement of expenses, other than what may be afforded by their appointing authority. 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.

F. The council shall make, or cause to be made, all such studies, reviews, or analysis which it finds necessary for its purpose.

G. The council may receive and expend funds appropriated or otherwise made available by the legislature or from any other source, including donations or gifts of money or services from public or private organizations or from any other sources, to be utilized for the purposes of the council.

H. The council shall submit an implementation plan to the Senate Committee on Health and Welfare and the House Committee on Health and Welfare, meeting jointly, for approval by June 30, 2019. The plan shall include administrative and legislative policy recommendations. An interim report may be filed prior to the 2019 Regular Session with legislative recommendations.

I. Thereafter, the council shall present an annual report on the development of an implementation plan to the Senate Committee on Health and Welfare and the House Committee on Health and Welfare, meeting jointly. This report shall include a section from each state department that is a member of the

council, outlining administrative policy changes that can further the mission of the council. The report shall also include legislative recommendations. The report shall be submitted for approval to the Senate Committee on Health and Welfare and the House Committee on Health and Welfare, meeting jointly, no later than January thirty-first of each year.

§1058. Live Well Louisiana Fund

A. There is hereby created in the state treasury, as a special fund, the Live Well Louisiana Fund, hereinafter referred to as the "fund".

B.(1) The source of monies deposited into the fund shall be any monies appropriated annually by the legislature, including federal funds, any public or private donations, gifts, or grants from individuals, corporations, nonprofit organizations, or other business entities which may be made to the fund, and any other monies which may be provided by law.

(2) Monies in the fund shall be invested in the same manner as monies in the state general fund and interest earned on investment of monies in the fund shall be credited to the state general fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund.

C. Subject to an annual appropriation by the legislature, monies in the fund shall be used as directed by the council solely to fund grants and projects which will address the goals and objectives of reducing poverty and promoting well-being in the state.

Section 2. 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 Carter, the committee substitute bill was adopted and becomes Senate Bill No. 561 by Senator Barrow, substitute for Senate Bill No. 455 by Senator Barrow.

SENATE BILL NO. 561— (Substitute of Senate Bill No. 455 by Senator Barrow)

BY SENATOR BARROW

AN ACT

To enact Chapter 5 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1055 through 1058, relative to empowering families to live well; to create the Empowering Families to Live Well Louisiana Council; to provide for a state strategic plan; to provide for membership and duties of the council; to provide for the Live Well Louisiana Fund; and to provide for related matters.

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

SENATE BILL NO. 457—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 18:1300.2(C)(1) and 1300.5(A), relative to elections; to provide for information relative to recall petitions; to require further identification of the chairman and vice chairman of the recall; to provide for related matters.

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

SENATE BILL NO. 484—

BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 42:1135, relative to the Board of Ethics; to provide relative to the enforcement of a regulation, decision, or order of the board; to authorize any court of competent jurisdiction to convert a final order of the board into a court order; and to provide for related matters.

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

SENATE BILL NO. 507—

BY SENATOR MILLS

AN ACT

To enact R.S. 46:460.72, relative to Medicaid managed care organizations; to provide for plan payment accountability; to provide for payment to providers; to provide for obligations by the managed care organizations; to provide for reimbursement to the state; to provide for authority of the attorney general; to provide for deposits into the Medical Assistance Programs Fraud Detection Fund; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 507 by Senator Mills

AMENDMENT NO. 1

On page 2, line 1, change "plan" to "organization"

AMENDMENT NO. 2

On page 2, line 6, change "monetary sanctions" to "penalties"

AMENDMENT NO. 3

On page 2, line 9, after "B." insert "(1)"

AMENDMENT NO. 4

On page 2, line 14, after "intent." delete "In" and insert "Failure to execute the provisions of their responsibility to mitigate fraud and waste shall not be considered a risk of the Medicaid managed care organization. The provisions of this Subsection do not preclude the Medicaid managed care organization from recouping and retaining improper payments and overpayments to a provider after the state has been reimbursed."

AMENDMENT NO. 5

On page 2, line 15, at the beginning of the line, insert "(2) In"

AMENDMENT NO. 6

On page 2, line 17 change "monetary sanctions" to "penalties"

AMENDMENT NO. 7

On page 2, line 21, delete "irrefutably"

AMENDMENT NO. 8

On page 2, line 23, after "C." delete "The" and insert "Each Medicaid managed care organization shall report every instance of fraud, waste, or abuse to the Louisiana Department of Health and the attorney general. In addition to the sanction and enforcement authority of the Louisiana Department of Health pursuant to a properly executed contract, the" and after "enforce," insert "impose sanctions upon."

AMENDMENT NO. 9

On page 2, line 25, after "Section." delete the remainder of the line and delete lines 26 and 27 and insert "Recoupments shall be returned to the department. All sanctions, penalties, civil monetary penalties, and additional recoveries or costs of investigations shall"

AMENDMENT NO. 10

On page 2, after line 29, insert the following:
"D. Nothing in this Section shall be construed to prevent the Louisiana Department of Health or the attorney general from enforcing and imposing penalties otherwise provided for in law or regulation."

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

SENATE BILL NO. 528—

BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 37:1360.23(G) and 1360.31(C)(2), relative to physician assistants; to provide for supervising physician capacity; to provide for prescriptive authority eligibility; to provide for clinical hour requirements; to prohibit certain actions by the Louisiana State Board of Medical Examiners; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 528 by Senator LaFleur

AMENDMENT NO. 1

On page 1, line 15, change "**twenty**" to "**eight**"

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

SENATE BILL NO. 539—

BY SENATOR LAMBERT

AN ACT

To amend and reenact R.S. 38:3304(A) and to enact R.S. 38:3304(C), relative to the Amite River Basin Drainage and Water Conservation District; to provide for meetings of the board; to require compliance with the Open Meetings Law; to provide for the location of the meetings; and to provide for related matters.

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

SENATE BILL NO. 540—

BY SENATOR RISER

AN ACT

To amend and reenact R.S. 8:454, the introductory paragraph of R.S. 8:456(A)(1), 456(B), and 457(B), relative to the Louisiana Cemetery Board; to provide for the creation of a master trust fund; to provide for requirements of a master trust fund; to provide for reporting requirements; to provide for certain terms and conditions; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 540 by Senator Riser

AMENDMENT NO. 1

On page 3, between lines 14 and 15, insert:

"C. The annual report and final accounting shall be open for public inspection and upon request, a copy of the annual report and final accounting shall be made available."

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

SENATE BILL NO. 554—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 42:805(D), 807, 808(E), 809, 857, and 883(A), to enact R.S. 42:808(F), and 882(D)(3), and to repeal R.S. 42:804, 854(A) and (B), and 855, and R.S. 22:1002, relative to the Office of Group Benefits; to provide for coverage of dependents; to eliminate certain requirements regarding fee schedules and funding; to authorize the office to rescind, cancel, or discontinue coverage; to clarify the extent of payroll deduction authority; to authorize the office to impose surcharges on enrollees; to provide for board membership in certain circumstances; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 554 by Senator Claitor

AMENDMENT NO. 1

On page 2, delete lines 11 through 21 and on line 22, change "**B.**" to "**A.**"

AMENDMENT NO. 2

On page 2, line 28, change "**C.**" to "**B.**"

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

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

HOUSE BILL NO. 206—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 22:1554(A)(18), relative to the licensing of insurance producers; to provide for the consent of or waiver granted by the commissioner of insurance to the employment of a convicted felon in the business of insurance; and to provide for related matters.

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

HOUSE BILL NO. 227—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 22:1554(E)(1), relative to applications for a producer license subsequent to revocation; to authorize a licensee whose license has been revoked to file another application for a license after one year from the date of the final court order or decree affirming the revocation; to make technical changes; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 246—

BY REPRESENTATIVE THIBAUT

AN ACT

To enact Part I of Chapter 19 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2461, relative to a state reinsurance program; to authorize the commissioner of insurance to apply for a state innovation waiver to establish and implement a state reinsurance program; to authorize the commissioner of insurance to establish and implement a state reinsurance program; to prohibit the creation of a state

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reinsurance program prior to federal approval; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 247—
BY REPRESENTATIVE HUVAL
AN ACT

To amend and reenact R.S. 22:46(introductory paragraph), (17) and (17.1), 433(A), 438(A)(3), 446, 1542(introductory paragraph) and (18), and 1547(I), relative to surplus lines insurance; to define surplus lines insurance, surplus lines insurer, and surplus lines broker; to require the filing of forms and rates of surplus lines insurers in certain circumstances; to provide surplus lines broker licensure requirements; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 267—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 22:1562(A)(2) and (3) and to enact R.S. 22:1562(A)(4), relative to prohibited acts for insurers and insurance producers; to provide exceptions to prohibited payments by insurers and insurance producers for distributions of profits to certain owners; to make technical changes; and to provide for related matters.

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

HOUSE BILL NO. 330—
BY REPRESENTATIVE JORDAN
AN ACT

To amend and reenact R.S. 22:1571(E)(1), relative to insurance producers preclicensing programs; to exempt bail bond producer preclicensing programs from certain requirements; and to provide for related matters.

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

HOUSE BILL NO. 363—
BY REPRESENTATIVE HUVAL
AN ACT

To amend and reenact R.S. 22:1546(B)(1)(a)(i), relative to insurance producer licenses; to require the registration of certain controlling persons of a producer business entity; and to provide for related matters.

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

HOUSE BILL NO. 366—
BY REPRESENTATIVE JORDAN
AN ACT

To amend and reenact R.S. 22:200(A) and 213(B), relative to nonprofit funeral service associations; to provide for the qualifications of the board of directors; to authorize rehabilitation of an association; to make technical changes; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 551—
BY REPRESENTATIVE HUVAL
AN ACT

To amend and reenact R.S. 22:2082, 2083(A)(1), (2)(introductory paragraph) and (b), and (5), (B)(1) and (2)(introductory paragraph), (a), (h)(introductory paragraph), (ii), and (iii), and (i), and (C)(1), 2084(5), (8)(introductory paragraph), (11.1), and (12), 2085(A)(introductory paragraph) and (4) and (B),

2086(A)(introductory paragraph), (1), and (7), 2087(A)(introductory paragraph) and (1), (B)(introductory paragraph) and (1), (C), (F), (L), (M)(1), (4), and (5), (N), and (Q)(introductory paragraph), 2088(C), (E)(1)(a) and (b), (F) through (H), and (I)(5), 2090(A)(introductory paragraph) and (2), (B), (C), and (D), 2091(A)(introductory paragraph), (1)(a)(iii) and (b), and (3), (B), and (C), 2093(C), (D), and (E)(1) through (3), 2098(A), (B), and (C)(introductory paragraph) and (2), and 2099, to enact R.S. 22:2083(B)(3) and (F), 2084(8)(i), and 2085(C)(3)(h), and to repeal R.S. 22:2084(8)(a) and 2091(E) and (G), relative to the Louisiana Life and Health Insurance Guaranty Association; to provide for purpose, scope, and applicability; to define key terms; to add health maintenance organizations as member insurers; to provide for the assessment of member insurers relative to long-term care policies and contracts; to provide for the reissuance of policies or contracts by the association; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 551 by Representative Huval

AMENDMENT NO. 1
On page 1, line 4, after "2084(5)," insert "(6), (7)"

AMENDMENT NO. 2
On page 1, line 12, delete "2084(8)(i),"

AMENDMENT NO. 3
On page 2, line 4, after "2084(5)," insert "(6), (7),"

AMENDMENT NO. 4
On page 2, line 11, delete "2084(8)(i),"

AMENDMENT NO. 5
On page 5, delete line 15 and insert the following:

"(6) "Impaired insurer" means a member insurer which, after ~~September 30, 1991~~ August 1, 2018, is not an insolvent insurer, and is placed under an order of rehabilitation or conservation by a court of competent jurisdiction.

(7) "Insolvent insurer" means a member insurer which, after ~~September 30, 1991~~ August 1, 2018, is placed under an order by a court of competent jurisdiction with a finding of insolvency."

AMENDMENT NO. 6
On page 5, delete lines 24 through 26

AMENDMENT NO. 7
On page 21, strike through lines 5 through 8

AMENDMENT NO. 8
On page 21, line 9, delete "B." and change "health maintenance organization" to "member insurer"

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

HOUSE BILL NO. 641—
BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 22:1547(A)(2) and (3) and to enact R.S. 22:1547(L), relative to insurance producer licenses; to provide for standardization of lines of authority for producers; to provide for inactivation of a license for failure to designate a licensed individual responsible for compliance; to provide for written notice; to provide for reactivation; and to provide for related matters.

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

HOUSE BILL NO. 642—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 22:1574(A)(3)(introductory paragraph) and to enact R.S. 22:1574(A)(5) and (6) and (D)(3), relative to the Bail Bond Apprentice Program; to require notice of any changes in registration information or termination of participation; to provide for a mandatory period for completion of the program; to make technical changes; and to provide for related matters.

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

HOUSE BILL NO. 644—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 22:1654(A)(introductory paragraph) and (1) and (B)(introductory paragraph) and to enact R.S. 22:1654(B)(8), relative to third party administrator licenses; to authorize the denial of an application for licensure; to authorize the revocation of a license or denial of an application for licensure for providing false information; to make technical changes; and to provide for related matters.

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

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

SENATE RESOLUTION NO. 73—

BY SENATORS RISER, MARTINY, MIZELL, THOMPSON, WALSWORTH AND WHITE

A RESOLUTION

To urge and request the Department of Economic Development to encourage further economic ties between the state of Louisiana and the Republic of China, also known as Taiwan.

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

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

**Senate Bills and Joint Resolutions on
Third Reading and Final Passage**

Bagneris Rule

Senator Long moved to invoke the rule to temporarily pass over controversial Senate Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.

Without objection, so ordered.

SENATE BILL NO. 497—

BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 19:139(A) and (D), relative to the city of Lafayette and parish of Lafayette; to provide for the expropriation of certain property; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hewitt	Perry
Allain	Johns	Price
Appel	LaFleur	Riser
Barrow	Lambert	Smith, G.
Boudreaux	Long	Smith, J.
Carter	Luneau	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Fannin	Morrish	
Gatti	Peacock	
Total - 28		

NAYS

Claitor	Milkovich
Total - 2	

ABSENT

Bishop	Erdey	Peterson
Chabert	Martiny	Tarver
Colomb	Morrell	White
Total - 9		

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

SENATE BILL NO. 543—

BY SENATOR LAMBERT

AN ACT

To amend and reenact Code of Civil Procedure Art. 3422, relative to small successions; to provide relative to court costs; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Morrish
Allain	Hewitt	Peacock
Appel	Johns	Perry
Barrow	LaFleur	Price
Boudreaux	Lambert	Riser
Carter	Long	Smith, G.
Claitor	Luneau	Smith, J.
Cortez	Milkovich	Walsworth
Donahue	Mills	Ward
Fannin	Mizell	
Total - 29		

NAYS

Total - 0

ABSENT

Bishop	Martiny	Thompson
Chabert	Morrell	White
Colomb	Peterson	
Erdey	Tarver	
Total - 10		

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

April 12, 2018

SENATE BILL NO. 548—
BY SENATORS BOUDREAU AND BARROW
AN ACT

To enact R.S. 15:244, relative to criminal procedure; to provide for a pretrial diversion program for current members and veterans of the military; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Carter submitted the following amendments on behalf of Senator Martiny.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 548 by Senator Boudreaux

AMENDMENT NO. 1

On page 2, line 7, following "veterans" and before "have" change "that" to "who"

On motion of Senator Carter, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Allain, Appel, Barrow, Boudreaux, Carter, Claitor, Cortez, Donahue, Fannin, Total - 30; Gatti, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Milkovich, Mills, Mizell; Morrish, Peacock, Perry, Price, Riser, Smith, G., Smith, J., Thompson, Walsworth, Ward

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Bishop, Chabert, Colomb, Total - 9; Erdey, Martiny, Morrell; Peterson, Tarver, White

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

Rules Suspended

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 99—
BY SENATOR LAFLEUR

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Reverend Sheldon Louis Roy.

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:

April 12, 2018

To the President and Members of the Senate:

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

The following Senate Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 64—
BY SENATOR MARTINY AND REPRESENTATIVE TALBOT
A CONCURRENT RESOLUTION

To recognize Wednesday, April 11, 2018, as Ports Day at the Louisiana State Capitol and to express appreciation for all of the ports that move Louisiana forward economically every day.

Respectfully submitted,
KAREN CARTER PETERSON
Chairman

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 11, 2018

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. 32—
BY REPRESENTATIVE LEGER
A CONCURRENT RESOLUTION

To recognize Wednesday, April 11, 2018, as Louisiana Entrepreneur Day at the state capitol and to commend Louisiana's entrepreneurs and small business owners.

HOUSE CONCURRENT RESOLUTION NO. 35—
BY REPRESENTATIVE BISHOP AND SENATOR CHABERT
A CONCURRENT RESOLUTION

To recognize April 10, 2018, as the sixth annual Liquefied Natural Gas Day at the Legislature and to recognize the contributions of the liquefied natural gas industry to the economy and development of the state of Louisiana.

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	Gatti	Morrish
Allain	Hewitt	Peacock
Appel	Johns	Perry
Barrow	LaFleur	Price
Boudreaux	Lambert	Riser
Carter	Long	Smith, G.
Claitor	Luneau	Smith, J.
Cortez	Milkovich	Thompson
Donahue	Mills	Walsworth
Fannin	Mizell	Ward
Total - 30		

ABSENT

Bishop	Erdey	Peterson
Chabert	Martiny	Tarver
Colomb	Morrell	White
Total - 9		

Leaves of Absence

The following leaves of absence were asked for and granted:

Bishop	1 Day	Chabert	1 Day
Colomb	1 Day	Erdey	1 Day
Martiny	1 Day	Morrell	1 Day
Peterson	1 Day	Tarver	1 Day
White	1 Day		

Announcements

The following committee meetings for April 15, 2018, were announced:

Finance	2:00 P.M.	Room A
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The following committee meetings for April 16, 2018, were announced:

Finance	9:00 A.M.	Room A
Retirement	4:00 P.M.	Room E
Revenue and Fiscal Affairs	4:00 P.M.	Hainkel Room

Adjournment

On motion of Senator Thompson, at 10:30 o'clock A.M. the Senate adjourned until Monday, April 16, 2018, at 5:30 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

