

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

SECOND DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, March 10, 2020

The Senate was called to order at 4:00 o'clock P.M. by Hon. Patrick Page Cortez, President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Foil	Peacock
Abraham	Harris	Peterson
Allain	Hewitt	Pope
Bernard	Jackson	Price
Bouie	Johns	Reese
Carter	Lambert	Smith
Cathey	McMath	Talbot
Cloud	Milligan	White
Connick	Mills, F.	Womack
Fesi	Mizell	
Fields	Morris	
Total - 31		

ABSENT

Barrow	Hensgens	Tarver
Boudreaux	Luneau	Ward
Henry	Mills, R.	
Total - 8		

The President of the Senate announced there were 31 Senators present and a quorum.

Prayer

The prayer was offered by Dr. Cody Warren, 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 Harris, the reading of the Journal was dispensed with and the Journal of March 9, 2020, was adopted.

**Introduction of Senate Bills
and Joint Resolutions**

SENATE BILL NO. 420—
BY SENATOR JOHNS

AN ACT

To enact R.S. 26:794.1, relative to the office of alcohol and tobacco control permitting licenses; to provide for exception from separate permits to certain establishments; to provide for qualifications; to provide for limitations; and to provide for related matters.

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

**Senate Bills and Joint Resolutions on
Second Reading to be Referred**

SENATE BILL NO. 417—
BY SENATOR TALBOT

AN ACT

To repeal Act No. 262 of the 2019 Regular Session of the Legislature, relative to commercial automobile insurance; to repeal requirement for automobile insurers to submit annual data to the commissioner of insurance; 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.

SENATE BILL NO. 418—
BY SENATOR TALBOT

AN ACT

To amend and reenact Civil Code Article 3492 and 3493.10, Code of Civil Procedure Article 1732(1), R.S. 22:1269 (B) and R.S. 32:295.1(E), to enact R.S. 9:2800.25, and to repeal R.S. 22:333(E), relative to liability; to provide relative to civil liability and to motor vehicle liability coverage; to extend the general prescriptive period for delictual actions involving motor vehicle accidents; to prohibit the court from awarding a plaintiff the amount of medical expenses reduced or paid by a collateral source; to provide with respect to a jury trial in a lawsuit arising from a motor vehicle accident; to repeal the right of direct action against an insurer; to provide 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 and effects of such evidence; to provide for exceptions; to provide that the failure to use a safety belt shall result in a reduction of damages; to require certain annual rate filings with the commissioner of insurance; to provide for a mandatory rate reduction under certain circumstances; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 419—
BY SENATOR ROBERT MILLS AND REPRESENTATIVE SEABAUGH

AN ACT

To enact Civil Code Article 2315(C), relative to damages; to provide for a limitation on general damages; to define general damages; and to provide for related matters.

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

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 3—
BY SENATORS TARVER AND PEACOCK

A RESOLUTION

To commend The Shreveport Sun, its owners, editors, and staff, on the occasion of its one hundredth anniversary and to acknowledge its exemplary status as the oldest black weekly newspaper in the state of Louisiana.

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

SENATE RESOLUTION NO. 4—
BY SENATOR BOUDREAUX

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Audrey Mae Caudgest Simon, native of New Orleans, Louisiana, and a long-time resident of Lafayette, Louisiana.

March 10, 2020

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

SENATE RESOLUTION NO. 5—

BY SENATOR BOUDREAUX

A RESOLUTION

To commend Sergeant Major Anazia M. Andrus-Sam on thirty-one years of outstanding and selfless service to her country in the United States Army and the United States Army Reserve.

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

SENATE RESOLUTION NO. 6—

BY SENATOR PETERSON

A RESOLUTION

To recognize Wednesday, April 1, 2020, as the thirty-sixth annual Red and White Day at the Louisiana Legislature.

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

SENATE RESOLUTION NO. 7—

BY SENATOR CATHEY

A RESOLUTION

To designate April 7, 2020, as FFA Day at the Louisiana State Capitol and to commend the state officers of the Louisiana FFA Association.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 2—

BY SENATOR LAMBERT

A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority and the Department of Natural Resources to study the feasibility of using waste tire material in flood protection and coastal restoration projects.

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

SENATE CONCURRENT RESOLUTION NO. 3—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To express the heartfelt condolences of the Legislature of Louisiana upon the passing of Shreveport philanthropist and art advocate, Ollie Delton Harrison Jr. and to celebrate his life and his legacy of good works and community service.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' for Senate Concurrent Resolution No. 3.

Fesi Fields Total - 34

Mills, F. Mizell NAYS

Total - 0

ABSENT

Abraham Henry Total - 5

Mills, R. Tarver Ward

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

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of an exceptional physician, Isaac "Ike" Muslow, MD, and to commend his lifetime of dedication to the advancement of healthcare and internal medicine instruction.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' for Senate Concurrent Resolution No. 4.

NAYS

Total - 0

ABSENT

Abraham Henry Total - 5

Mills, R. Tarver Ward

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

SENATE CONCURRENT RESOLUTION NO. 5—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of the Honorable Donald Wayne "Don" Williamson, to acknowledge his lifelong commitment to public service, and to note his many contributions made on behalf of the state of Louisiana.

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

Mr. President	Foil	Morris
Allain	Harris	Peacock
Barrow	Hensgens	Peterson
Bernard	Hewitt	Pope
Boudreaux	Jackson	Price
Bouie	Johns	Reese
Carter	Lambert	Smith
Cathey	Luneau	Talbot
Cloud	McMath	White
Connick	Milligan	Womack
Fesi	Mills, F.	
Fields	Mizell	
Total - 34		

NAYS

Total - 0

ABSENT

Abraham	Mills, R.	Ward
Henry	Tarver	
Total - 5		

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

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATORS PEACOCK AND TARVER

A CONCURRENT RESOLUTION

To commend The Shreveport Sun, its owners, editors, and staff, on the occasion of its one hundredth anniversary and to acknowledge its exemplary status as the oldest black weekly newspaper in the state of Louisiana.

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

Mr. President	Foil	Morris
Allain	Harris	Peacock
Barrow	Hensgens	Peterson
Bernard	Hewitt	Pope
Boudreaux	Jackson	Price
Bouie	Johns	Reese
Carter	Lambert	Smith
Cathey	Luneau	Talbot
Cloud	McMath	White
Connick	Milligan	Womack
Fesi	Mills, F.	
Fields	Mizell	
Total - 34		

NAYS

Total - 0

ABSENT

Abraham	Mills, R.	Ward
Henry	Tarver	
Total - 5		

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

SENATE CONCURRENT RESOLUTION NO. 7—

BY SENATORS HEWITT, BERNARD, CATHEY, CLOUD, CORTEZ, FESI, HENRY, HENSGENS, JOHNS, MCMATH, MILLIGAN, ROBERT MILLS, MIZELL, PEACOCK, REESE, TALBOT, WHITE AND WOMACK AND REPRESENTATIVES BEAULLIEU, BUTLER, DEVILLIER, EMERSON, HORTON, MCCORMICK AND MIGUEZ

A CONCURRENT RESOLUTION

To urge and request the local officials in Cameron Parish, Jefferson Parish, Plaquemines Parish, St. Bernard Parish, St. John the Baptist Parish, Vermilion Parish, and the city of New Orleans to dismiss the forty-three coastal lawsuits that have been filed against over two-hundred large and small oil and natural gas companies in Louisiana.

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

SENATE CONCURRENT RESOLUTION NO. 8—

BY SENATOR JOHNS

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of William A. Oliver.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Morris
Abraham	Foil	Peacock
Allain	Harris	Peterson
Barrow	Hensgens	Pope
Bernard	Hewitt	Price
Boudreaux	Johns	Reese
Bouie	Lambert	Smith
Carter	Luneau	Talbot
Cathey	McMath	Ward
Cloud	Milligan	White
Connick	Mills, F.	Womack
Fesi	Mizell	
Total - 35		

NAYS

Total - 0

ABSENT

Henry	Mills, R.
Jackson	Tarver
Total - 4	

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

SENATE CONCURRENT RESOLUTION NO. 9—

BY SENATOR FOIL

A CONCURRENT RESOLUTION

To designate March 2020 as Colorectal Cancer Awareness Month in Louisiana and to commend Mary Bird Perkins - Our Lady of the Lake Cancer Center on the achievement of the National Accreditation Program for Rectal Cancer (NAPRC).

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

March 10, 2020

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, Mizell. Lists names of senators and their corresponding yeas.

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Mills, R., Tarver. Lists names of absent senators.

Total - 3

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

SENATE CONCURRENT RESOLUTION NO. 10—

BY SENATOR FOIL

A CONCURRENT RESOLUTION

To establish and recognize a coordinated and unified body of information technology and security professionals from branches of federal, state, and local government, to be known as the "Louisiana Cyber Investigators Alliance", to conduct cyber threat response activities, provide cyber intelligence support, and standardize evidence preservation procedures under the guidance of the Louisiana State Police.

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

SENATE CONCURRENT RESOLUTION NO. 11—

BY SENATOR CLOUD

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to enact legislation prohibiting access to online pornography by persons under the age of eighteen.

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 10—

BY REPRESENTATIVE BAGLEY

A CONCURRENT RESOLUTION

To commend the Louisiana Association of Health Plans and to recognize Wednesday, March 11, 2020, as Louisiana Association of Health Plans Day at the state capitol.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, Mizell. Lists names of senators and their corresponding yeas.

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Mills, R., Tarver. Lists names of absent senators.

Total - 3

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

Rules Suspended

Introduction of Senate Bills and Joint Resolutions

SENATE BILL NO. 421—

BY SENATOR PEACOCK

AN ACT

To enact R.S. 34:3522, relative to certain port commissions; to provide for the rights and powers of such commissions; to provide for functions relative to economic and industrial growth; to authorize the acquisition and operation of air cargo airports; and to provide for related matters.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 12—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To commend and congratulate Airline High School senior Bhavani Tivakaran upon being selected as the 2019 Governor of Louisiana Girls State and to recognize her extraordinary accomplishments.

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

SENATE CONCURRENT RESOLUTION NO. 13—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To commend Meagan Crews upon winning the title of Miss Louisiana 2019.

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

SENATE CONCURRENT RESOLUTION NO. 14—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the family, friends, and fellowship of postal workers of Antonio Deshon Williams, a person fulfilled by his service to his fellow man, family, and community.

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

SENATE CONCURRENT RESOLUTION NO. 15—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To express sincere appreciation for a lifetime of dedicated public service provided by the late William Gary Loftin, former Clerk of Court for Caddo Parish, and to celebrate the rich legacy of accomplishments that he leaves to the community of Shreveport and the state of Louisiana.

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

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Fields	Mizell
Abraham	Foil	Morris
Allain	Harris	Peacock
Barrow	Hensgens	Peterson
Bernard	Hewitt	Pope
Boudreaux	Jackson	Price
Bouie	Johns	Reese
Carter	Lambert	Smith
Cathey	Luneau	Talbot
Cloud	McMath	Ward
Connick	Milligan	White
Fesi	Mills, F.	Womack
Total - 36		

ABSENT

Henry	Mills, R.	Tarver
Total - 3		

Leaves of Absence

The following leaves of absence were asked for and granted:

Henry	1 Day	Mills, R.	1 Day
Tarver	1 Day		

Announcements

The following committee meetings for March 11, 2020, were announced:

Commerce	9:30 A.M.	Room E
Education	1:00 P.M.	Hainkel Room
Health and Welfare	10:00 A.M.	Hainkel Room
Insurance	10:00 A.M.	Room A
Local and Mun. Affairs	2:30 P.M.	Room F
Senate and Gov't Affairs	10:00 A.M.	Room F

Adjournment

On motion of Senator Talbot, at 4:30 o'clock P.M. the Senate adjourned until Wednesday, March 11, 2020, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned.

YOLANDA J. DIXON
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

