The Senate was called to order at 5:20 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 Hensgens Pope
Barrow Jackson Price
Bernard Johns Reese
Bouie Lambert Smith
Carter Luneau Tarver
Cathey Milligan Ward
Cloud Mills, F. White
Connick Mills, R. Womack
Fesi Mizell
Fields Morris

Total - 34

ABSENT

Boudreaux Hewitt Talbot
Henry McMath

Total - 5

The President of the Senate announced there were 34 Senators present and a quorum.

Prayer

The prayer was offered by Senator Regina Barrow, 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 Morris, the reading of the Journal was dispensed with and with the Journal of June 11, 2020, was adopted.

Petitions, Memorials and Communications

The following petitions, memorials and communications were received and read:

OFFICE OF THE GOVERNOR
STATE OF LOUISIANA
June 12, 2020

Honorable Patrick Page Cortez
President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804

RE: Veto of Senate Bill 132 of the 2020 Regular Session

Dear President Cortez:

Please be advised that I have vetoed Senate Bill 132 of the 2020 Regular Session.

Senate Bill 132 requires that the Joint Legislative Committee on the Budget (JLCB) approve any contract or cooperative endeavor agreement with a value greater than or equal to $25 million. This requirement violates Article 2, Section 2 of the Louisiana Constitution in that it requires legislative approval of a purely executive branch function, namely, the execution of contracts and CCEs. However, this does not mean that the legislature does not have a significant role in oversight of executive branch functions, including contracts, as the legislature alone has the authority of appropriation. All executive branch contracts are subject to legislative appropriation. Further, I have ensured that my administration has fully cooperated with and respected the authority of the entire legislature and JLCB. I do not believe there has ever been a single instance where anyone in my administration has refused to appear before a legislative committee, including the JLCB. That will continue as long as I am Governor. However, I cannot support a bill that cedes a purely executive branch function to the legislature.

Sincerely,

JOHN BEL EDWARDS
Governor

OFFICE OF THE GOVERNOR
STATE OF LOUISIANA
June 12, 2020

Honorable Patrick Page Cortez
President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, Louisiana 70804

RE: Veto of Senate Bill 395 of the 2020 Regular Session

Dear President Cortez:

Please be advised that I have vetoed Senate Bill 395 of the 2020 Regular Session.

Senate Bill 395 requires that the Joint Legislative Committee on the Budget (JLCB) approve any contract or cooperative endeavor agreement with a value greater than or equal to $25 million. This requirement violates Article 2, Section 2 of the Louisiana Constitution in that it requires legislative approval of a purely executive branch function, namely, the execution of contracts and CCEs. However, this does not mean that the legislature does not have a significant role in oversight of executive branch functions, including contracts, as the legislature alone has the authority of appropriation. All executive branch contracts are subject to legislative appropriation. Further, I have ensured that my administration has fully cooperated with and respected the authority of the entire legislature and JLCB. I do not believe there has ever been a single instance where anyone in my administration has refused to appear before a legislative committee, including the JLCB. That will continue as long as I am Governor. However, I cannot support a bill that cedes a purely executive branch function to the legislature.

Sincerely,

JOHN BEL EDWARDS
Governor
constitutional requirement and by practice, is best positioned to implement any restrictions in a manner consistent with the protections in the United States and Louisiana constitutions.

Sincerely,
JOHN BEL EDWARDS
Governor

OFFICE OF THE GOVERNOR
STATE OF LOUISIANA
June 11, 2020

Honorable Page Cortez
Louisiana Senate President
Louisiana State Senate
Post Office Box 94183
Baton Rouge, LA 70804

RE: Veto of Senate Bill 406 of the 2020 Regular Session
Dear President Cortez:

Please be advised that I have vetoed Senate Bill 406 of the 2020 Regular Session.

This bill, as originally drafted, authorized electric cooperatives to allow broadband service providers access to their electric delivery systems without the necessity of obtaining additional consent from the property owner who consented to the electric cooperative’s servitude on which the electric delivery system is located. The bill gave the electric cooperatives autonomy to decide not only whether to allow a broadband operator to access its electric delivery system, but also which broadband service providers they allow access. In its final form, however, rather than expand access to broadband, which was Senator Mizell’s intent, the bill prohibits an electric cooperative from providing broadband in serviced areas and at the same time requires an electric cooperative that provides broadband service in an unserved area to give other broadband service providers nondiscriminatory access to its electric delivery system.

Senator Mizell has been a champion for the people of Louisiana when it comes to working to bring broadband to all parts of the state. From establishing a taskforce on rural broadband to filing this legislation, Senator Mizell has worked tirelessly to identify creative ways to tackle the lack of broadband access in rural Louisiana. There is no doubt that the prohibition on electric cooperatives provided for in the final version of SB 406 is contrary to the author’s intent of expanding access to broadband. Furthermore, the Federal Telecommunications Act of 1996 specifically prohibits any state statute from prohibiting the ability of any entity to provide any telecommunication service. Should this bill become law, it will be ripe to be challenged as violative of the Federal Telecommunications Act of 1996.

I appreciate Senator Mizell’s continued efforts on this issue. I support her approach in the enrolled version and SB 10 of the 2020 EES and look forward to continuing to work with her, and the entire legislative body, on truly expanding broadband access to all Louisianans.

Sincerely,
JOHN BEL EDWARDS
Governor

OFFICE OF THE GOVERNOR
STATE OF LOUISIANA
June 12, 2020

Honorable Clay J. Schexnayder
Speaker of the House
Louisiana House of Representatives
Post Office Box 94062
Baton Rouge, Louisiana 70804-9062

RE: Veto of House Bill 197 of the 2020 Regular Session
Dear Speaker Schexnayder:

Please be advised that I have vetoed House Bill 197 of the 2020 Regular Session.

The issue of lowering insurance rates should be non-political and bipartisan, so long as those legislators and stakeholders who truly want to arrive at a real solution are able to define the debate and ultimate agreement. I support those efforts and will work diligently to get to that result.

Sincerely,
JOHN BEL EDWARDS
Governor

OFFICE OF THE GOVERNOR
STATE OF LOUISIANA
June 11, 2020

Honorable Patrick Page Cortez
President
Louisiana State Senate
Post Office Box 94183
First, the second section of the bill provides for enhanced criminal penalties and a mandatory minimum jail sentence of three years if the unauthorized entry occurs during the existence of a "state of emergency." While this was intended by the author to cover only the imminent threat of a tropical event, it ends up being the default penalty. Louisiana is currently under eleven different states of emergency, ranging from the most recent event of Tropical Storm Cristobal to the March flooding in 2016. Since Louisiana is in a constant state of emergency, there would likely never be a time when the lesser penalty is in effect.

Further, the term "water control structure" is ill-defined in the bill. In many areas around the state, for example, levees are used for public recreation. Although clearly not intended by the bill, the inclusion of these structures could potentially criminalize conduct that does not endanger the water control structures. As stated above, I will be happy to work with Rep. Zeringue in a future session to protect this critical infrastructure, and I am confident we can amend Act 692 to provide a reasonable solution that does not have the unintended consequences of HB 197.

Sincerely,
JOHN BEL EDWARDS
Governor

OFFICE OF THE GOVERNOR
STATE OF LOUISIANA
June 12, 2020

Honorable Clay J. Schexnayder
Speaker of the House
Louisiana House of Representatives
Post Office Box 94062
Baton Rouge, Louisiana 70804-9062

RE: Veto of House Bill 313 of the 2020 Regular Session

Dear Speaker Schexnayder:

Please be advised that I have vetoed House Bill 313 of the 2020 Regular Session.

House Bill 313 would have effectively eliminated the Single Business Enterprise Doctrine, a jurisprudential doctrine that allows courts to consider closely related businesses to be a single business entity when attempting to impose liability or collect debts. This rarely used and difficult to prove doctrine is designed to prevent bad actors from establishing undercapitalized shell corporations in an effort to avoid creditors and shirk public obligations. Such a significant change in this doctrine could make it more difficult for creditors to pursue their claims and could inadvertently hurt small businesses, independent contractors, investors, and pension funds in Louisiana.

Additionally, some of the language of House Bill 313 could lead to confusion and possible unintended consequences. For example, the proposed La. R.S. 12:1705(C) defines "business organization" to include a trust. According to the Louisiana Trust Code (La. R.S. 9:1721, et seq.), a trust is a contractual fiduciary relationship - not a distinct juridical person or "business organization." If House Bill 313 were to become law, the potential unintended, unforeseen, and unstudied consequences of such a change in our law would be problematic and unjustified.

Sincerely,
JOHN BEL EDWARDS
Governor

OFFICE OF THE GOVERNOR
STATE OF LOUISIANA
June 12, 2020

Honorable Clay J. Schexnayder
Speaker of the House
Louisiana House of Representatives
Post Office Box 94062
Baton Rouge, Louisiana 70804-9062

RE: Veto of House Bill 597 of the 2020 Regular Session

Dear Speaker Schexnayder:

Please be advised that I have vetoed House Bill 597 of the 2020 Regular Session.

House Bill 597 restricts the ability of executive branch agencies to transfer funds within their appropriated budgets. This unnecessary restriction would limit the ability of state agencies to properly respond to events that may develop over a budget year, such as natural disasters. Further, the author of the bill did not provide any explanation of why this bill was needed for the executive branch, but not for the other branches of government.

Sincerely,
JOHN BEL EDWARDS
Governor

OFFICE OF THE GOVERNOR
STATE OF LOUISIANA
June 12, 2020

Honorable Clay J. Schexnayder
Speaker of the House
Louisiana House of Representatives
Post Office Box 94062
Baton Rouge, Louisiana 70804-9062

RE: Veto of House Bill 562 of the 2020 Regular Session

Dear Speaker Schexnayder:

Please be advised that I have vetoed House Bill 562 of the 2020 Regular Session.

House Bill 562 restricts the ability of executive branch agencies to transfer funds within their appropriated budgets. This unnecessary restriction would limit the ability of state agencies to properly respond to events that may develop over a budget year, such as natural disasters. Further, the author of the bill did not provide any explanation of why this bill was needed for the executive branch, but not for the other branches of government.

Sincerely,
JOHN BEL EDWARDS
Governor

Introduction of Senate Bills and Joint Resolutions

Senator Morris asked for and obtained a suspension of the rules to introduce and read Senate Bills and Joint Resolutions a first and second time and refer them to committee.
SENATE BILL NO. 25—  
BY SENATOR HEWITT  
AN ACT  
To amend and reenact R.S. 51:1787(B)(3)(c) and (K) and to enact R.S. 51:2453(2)(c)(i) and to the Quality Jobs Program; 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 Revenue and Fiscal Affairs.

SENATE BILL NO. 26—  
BY SENATOR HEWITT  
AN ACT  
To amend and reenact R.S. 51:2453(2)(c)(i) and to enact R.S. 51:1787(B)(3)(e), relative to the Enterprise Zone incentive; to authorize certain businesses to participate in the Enterprise zone incentive program; 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 Revenue and Fiscal Affairs.

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 14—  
BY SENATOR ROBERT MILLS  
A CONCURRENT RESOLUTION  
To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana R.S. 32:295.1(E) relative to the exclusion of evidence of failure to wear a safety belt.

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

SENATE CONCURRENT RESOLUTION NO. 15—  
BY SENATOR ROBERT MILLS  
A CONCURRENT RESOLUTION  
To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana R.S. 22:333(E) and 1269(B) relative to the right of direct action against an insurer in certain circumstances.

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

SENATE CONCURRENT RESOLUTION NO. 16—  
BY SENATOR ROBERT MILLS  
A CONCURRENT RESOLUTION  
To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana the Code of Civil Procedure Article 1732(A)(1) relative to the jury trial threshold for a petitioner's cause of action.

The resolution 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. 24—  
BY SENATOR HARRIS  
AN ACT  
To amend and reenact R.S. 47:6020(D)(2)(a) and (G) and to enact R.S. 47:6020(H), relative to the Angel Investor Tax Credit; to authorize an enhanced tax credit for certain eligible investments; to provide for certain limitations and eligibility requirements; to extend the termination date of the program; 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 Revenue and Fiscal Affairs.

6th DAY'S PROCEEDINGS

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 12—  
BY SENATOR WOMACK  
A RESOLUTION  
To express sincere condolences of the Senate of the Legislature of Louisiana upon the death of Police Chief Wesley Ezell of Gilbert, Louisiana.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

June 11, 2020

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. 39 | HB No. 15 | HB No. 21 |
| HB No. 27 | HB No. 5 | HB No. 6 |

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

House Bills and Joint Resolutions

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

HOUSE BILL NO. 5—  
BY REPRESENTATIVE MARINO  
AN ACT  
To enact Civil Code Article 3472.1 and Code of Civil Procedure Article 562, relative to civil proceedings; to provide relative to declaration of emergencies or disasters; to provide relative to suspension of prescription and peremption periods and other legal deadlines; to provide relative to suspension of abandonment; to provide for cessation of suspension; 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. 6—  
BY REPRESENTATIVE IVEY  
AN ACT  
To enact Subpart C-1 of Part I of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:15.7, relative to state funds; to establish the State Cybersecurity and Information Technology Fund; to provide for the dedication and use of monies in the fund; to provide for deposits into the fund; to provide for the powers and duties of the Joint Legislative Committee on the Budget and the Joint Legislative Committee on Technology and Cybersecurity; to provide restrictions on use of the monies; 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 Finance.
HOUSE BILL NO. 15—
BY REPRESENTATIVE IVEY
AN ACT
To enact Subpart U of Part II-A of Chapter 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.161, relative to state funds; to establish the State Budget Authority Reserve Trust as a special treasury fund; to provide for the sources and uses of monies in the fund; and to provide for related matters.

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

HOUSE BILL NO. 21—
BY REPRESENTATIVE MAGEE
AN ACT
To amend and reenact R.S. 32:1263(A), relative to motor vehicle repairs; to increase fee limitations; to make technical changes; 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. 27—
BY REPRESENTATIVE ZERINGUE
AN ACT
To amend and reenact R.S. 37:2553(D) and 2558(A), to enact R.S. 37:2551.1, and to repeal R.S. 37:2551.1, relative to the board of examiners of certified shorthand reporters; to create the Board of Certified Shorthand Reporters Fund; to provide relative to the disbursement of funds; to provide relative to fees collected from applicants; and to provide for related matters.

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

HOUSE BILL NO. 39—
BY REPRESENTATIVE DAVIS
AN ACT
To amend and reenact R.S. 45:1252(11)(c) and to enact R.S. 45:1252(11)(d), relative to the Louisiana Electric Investment Recovery Securitization Act; to provide definition for investment recovery costs; 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.

Senate Concurrent Resolutions
on Second Reading
Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 3—
BY SENATOR ROBERT MILLS AND REPRESENTATIVE MCFARLAND
A CONCURRENT RESOLUTION
To create the Task Force on Log Truck and Agriculture Vehicle Liability Insurance to study the limitations on insurance options and the impediments to affordable automobile liability insurance for log trucks and agriculture vehicles and to make recommendations with respect to reducing or eliminating those limitations and impediments.

Reported favorably by the Committee on Insurance.

Floor Amendments
Senator Robert Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Robert Mills to Original Senate Concurrent Resolution No. 3 by Senator Robert Mills

AMENDMENT NO. 1
On page 3, between lines 21 and 22, insert the following:
"(18) One member appointed by the National Association of Mutual Insurance Companies."

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

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Foil Peterson
Abraham Harris Pope
Barrow Hensgens Price
Bernard Lambert Reese
Bouie Luneau Smith
Carter Milligan Tarver
Cathey Mills, F. Ward
Cloud Mills, R. White
Connick Mizell Womack
Fesi Morris
Fields Peacock
Total - 31

NAYS
Total - 0

ABSENT
Allain Hewitt McMath
Boudreaux Jackson Talbot
Henry Johns
Total - 8

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

SENATE CONCURRENT RESOLUTION NO. 7—
BY SENATORS FIELDS, BARROW, BOUIE, CARTER, HARRIS, HENRY, JACKSON, PRICE, REESE, SMITH AND TALBOT
A CONCURRENT RESOLUTION
To establish the Police Training, Screening, and De-escalation Task Force to study and make recommendations to the legislature.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary B to Original Senate Concurrent Resolution No. 7 by Senator Fields

AMENDMENT NO. 1

AMENDMENT NO. 2
On page 3, between lines 4 and 5, insert the following:
"(16) One member of the Louisiana Senate appointed by the president of the Senate.
(17) One member of the Louisiana House of Representatives appointed by the speaker of the House of Representatives.
(18) The president of the Louisiana Sheriffs Association, or his designee who shall be a member of the association."

AMENDMENT NO. 3
On page 3, delete line 30, and insert "system, the president of the Louisiana State University system, and the president of the Louisiana Sheriffs Association."
On motion of Senator Smith, the committee amendment was adopted.

Floor Amendments

Senator Fields proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Original Senate Concurrent Resolution No. 7 by Senator Fields

AMENDMENT NO. 1
On page 3, line 1, after "criminal" change "law" to "justice"

AMENDMENT NO. 2
In Senate Committee Amendment No. 2 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 14, 2020, on page 1, between lines 11 and 12, insert the following:

"(19) The president of the Louisiana Council of Student Body Presidents, or his designee who is a member of the council.

(20) The president of the Louisiana Association of Chiefs of Police, or his designee who is a member of the association.

(21) The organizer of Together Louisiana, or his designee.

(22) The superintendent of the office of state police, or his designee.

(23) The chair of the Legislative Youth Advisory Council, or his designee who is a member of the council."

AMENDMENT NO. 3
In Senate Committee Amendment No. 2 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 14, 2020, on page 1, delete line 14, and insert the following: "system, the president of the Louisiana Sheriffs Association, the president of the Louisiana Association of Chiefs of Police, the organizer of Together Louisiana, the superintendent of the office of state police, and the chair of the Legislative Youth Advisory Council."

On motion of Senator Fields, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President - Foil
Abraham - Harris
Allain - Hensgens
Barrow - Jackson
Bernard - Johns
Bouie - Lambert
Carter - Luneau
Cathey - Milligan
Cloud - Mills, F.
Connick - Mills, R.
Fesi - Mizell
Fields - Morris
Total - 34

NAYS

Total - 0

ABSENT

Boudreaux - Hewitt
Henry - McMath
Total - 5

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

SENATE CONCURRENT RESOLUTION NO. 12—
BY SENATOR WARD
A CONCURRENT RESOLUTION
To create the Drug and Specialty Courts Commission to study and evaluate the utilization of opioid settlement funds for the expansion and optimization of drug and specialty courts in Louisiana.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Concurrent Resolution No. 12 by Senator Ward

AMENDMENT NO. 1
On page 2, between lines 23 and 24, insert the following:

"(7) The executive director of the Police Jury Association of Louisiana, or his designee.

(8) The president of the Louisiana District Judges Association, or his designee."

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

On motion of Senator Mizell, the amended resolution was adopted.

On motion of Senator Mizell, the amended resolution was read by title and returned to the Calendar, subject to call.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 10—
BY SENATOR MIZELL
AN ACT
To enact R.S. 12:430.1 and 430.2 and to repeal Act No. ____ of the 2020 Regular Session of the Louisiana Legislature, which originated as Senate Bill 406, relative to rural access to broadband high-speed internet access; to provide for terms, conditions, and procedures; and to provide for related matters.

Floor Amendments

Senator Mizell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mizell to Engrossed Senate Bill No. 10 by Senator Mizell

AMENDMENT NO. 1
On page 3, line 14, change "easements" to "servitudes"

On motion of Senator Mizell, the amendments were adopted.

Floor Amendments

Senator Mizell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mizell to Engrossed Senate Bill No. 10 by Senator Mizell

AMENDMENT NO. 1
On page 1, delete lines 2 and 3 and insert "To enact R.S. 12:430.1 and 430.2, relative to rural"

AMENDMENT NO. 2
On page 1, line 7, after "access;" insert "to provide for terms, conditions, and procedures;"
AMENDMENT NO. 3
On page 1, delete line 10, and insert §430.1.  Cooperatives; provision of broadband services; servitudes

AMENDMENT NO. 4
On page 1, line 11, after "provided in" insert "47 U.S.C. 224 and"

AMENDMENT NO. 5
On page 1, line 12, change "may" to "shall"

AMENDMENT NO. 6
On page 2, line 12, after "pursuant to" change "this" to "law," and on line 13, delete "Subsection:

AMENDMENT NO. 7
On page 2, between lines 17 and 18 and insert:

B. A cooperative shall provide a broadband affiliate, broadband service provider, or broadband operator with nondiscriminatory access to locate its equipment for the provision of broadband services on the cooperative's electric delivery system on just, reasonable, and nondiscriminatory terms, conditions, and rates.

C. Any broadband affiliate, broadband service provider, or broadband operator wishing to attach to a cooperative's electric delivery system shall file notice with the cooperative. The cooperative shall respond to the notice in accordance with the Public Service Commission's General Order dated September 4, 2014, or any subsequent related order.

D. A cooperative shall charge a broadband affiliate, broadband service provider, or broadband operator for the construction, installation, operation, use, and maintenance of those parts of its electric delivery system that are used or may be reserved for use by the broadband affiliate, broadband service provider, or broadband operator for the provision of broadband services. Any lease of facilities by a cooperative to a broadband affiliate that includes the use of the cooperative's poles shall include a pole attachment fee to be paid by the broadband affiliate to the cooperative. The fee charged by the cooperative to the broadband affiliate shall be the same amount as the pole attachment fee charged by the cooperative to any other broadband operator.

E. A cooperative shall not do any of the following:

(1) Use its electric energy sales revenue to subsidize the provision of broadband services to the public by a broadband affiliate or other broadband operator.

(2) Allow the installation or operation of a broadband system on its electric delivery system by a broadband affiliate or other broadband operator to diminish the reliability of the electric delivery system.

(3) Require any person to purchase broadband services from a broadband affiliate or other broadband operator, as a condition of receiving or continuing to receive electric energy from the cooperative.

(4) Disconnect, or threaten to disconnect, electric service to any customer due to the customer's failure to pay for broadband services provided to the customer by a broadband affiliate or other broadband operator.

F. A cooperative may make capital investments in a broadband affiliate, issue bonds on behalf of a broadband affiliate, make loans to a broadband affiliate at fair market rate, and enter into loan guarantees for the benefit of a broadband affiliate, all of which may be in such amounts and on such terms as the cooperative determines to be prudent, subject to the requirements established by the Public Service Commission's General Orders dated March 18, 1994, and November 13, 1996, or any subsequent related orders.

AMENDMENT NO. 8
On page 2, line 18, change "B." to "G."

AMENDMENT NO. 9
On page 2, between lines 23 and 24 insert:

"(2) "Broadband operator" means a broadband service provider that owns or operates a broadband system on a cooperative's electric delivery system with the cooperative's consent.

AMENDMENT NO. 10
On page 2, line 24, change "(2)" to "(3)"

AMENDMENT NO. 11
On page 2, line 27, change "(3)" to "(4)"

AMENDMENT NO. 12
On page 3, between lines 12 and 13 insert:

"(5) "Broadband system" means a facility used to deliver broadband internet access service as defined in 47 C.F.R. §53 and other broadband services."

AMENDMENT NO. 13
On page 3, line 13, change "(4)" to "(6)"

AMENDMENT NO. 14
On page 3, line 14, change "casements" to "servitudes"

AMENDMENT NO. 15
On page 3, delete lines 16 through 29 and delete page 4 and insert:

"On March 1, 2021, and every March thereafter, each cooperative, or the statewide or trade association of each cooperative, shall submit a written report to the Senate Committee on Commerce, Consumer Protection and International Affairs and the House Committee on Commerce regarding any impediments to providing broadband high-speed internet access to rural residents. The information in the report shall include, at a minimum, the number of broadband affiliates and broadband service providers who have requested to use a cooperative's electric delivery system and the number of broadband operators, including any broadband affiliate, who have accessed a cooperative's electric delivery system to deploy broadband to rural residents in the state.

Section 2. On March 1, 2021, and every March thereafter, the Louisiana Cable & Telecommunications Association and the Louisiana Telecommunications Association shall jointly submit a written report to the Senate Committee on Commerce, Consumer Protection and International Affairs and the House Committee on Commerce regarding any impediments to providing broadband high-speed internet access or any prohibitive requirements to access the cooperative's electric delivery system for the purpose of providing broadband in the state. The information in the written report shall include, at a minimum, broadband deployment data publicly available from the Federal Communications Commission Form 477. Nothing in this Section shall be construed to require the disclosure of proprietary or trade secret information by a broadband service provider.

Section 3. 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 Mizell, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Foil  Peacock
Abraham  Harris  Peterson

53
The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Mizell moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Rules Suspended**

Senator Peacock asked for and obtained a suspension of the rules to advance to:

**SENATE BILL NO. 19—**

*BY SENATOR PEACOCK*

To amend and reenact R.S. 39:98.2(A), R.S. 56:797(C), and 798(B)(1), relative to the investments the Treasury Department is authorized to invest the monies in the Millennium Trust, the Rockefeller Wildlife Refuge Trust and Protection Fund, and the Russell Sage or Marsh Island Refuge Fund; to provide for an effective date; and to provide for related matters.

**Senators proposing amendments:**

- Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 19 by Senator Peacock

**Floor Amendments**

- On page 4, line 6, following "in the" and before "Rockefeller" delete "said"
- On page 4, line 7, following "financing of" and before "fund." change "said" to "the"
- On page 5, line 11, change "said" to "the"
- On page 5, line 12, change "said" to "the"
- On page 5, line 13, change "said" to "the"
- On page 5, line 14, change "said" to "the"

On motion of Senator Peacock, the amendments were adopted.

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

**Message to the Secretary of State**

**SIGNED**

**SENATE CONCURRENT RESOLUTIONS**

June 12, 2020

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:
SENATE CONCURRENT RESOLUTION NO. 6—
BY SENATORS CATHEY AND JACKSON
A CONCURRENT RESOLUTION
To express the sincere condolences of the Legislature of Louisiana upon the death of Venoy Kinnaird.

SENATE CONCURRENT RESOLUTION NO. 8—
BY SENATORS JOHNS, ABRAHAM, HENSGENS AND REESE AND REPRESENTATIVES BOURRIJAQUE, CARRIER, WILFORD CARTER, DWIGHT, FARNUM, ROMERO AND TARVER
A CONCURRENT RESOLUTION
To express the sincere condolences of the Legislature of Louisiana upon the death of Jo Ann Drachenberg Beam.

SENATE CONCURRENT RESOLUTION NO. 9—
BY SENATOR JOHNS AND REPRESENTATIVE FARNUM
A CONCURRENT RESOLUTION
To express the sincere condolences of the Legislature of Louisiana upon the death of Glen Edward Bonin.

SENATE CONCURRENT RESOLUTION NO. 10—
BY SENATORS JOHNS, ALLAIN, BARROW, BOUIE, CARTER, CLOUD, CORTEZ, FESI, HENSGENS, HEWITT, LUNEAU, MCMATH, MILLIGAN, ROBERT MILLS, MORRIS, PEACOCK, POPE, PRICE, REESE, SMITH, TARVER, WHITE AND WOMACK
A CONCURRENT RESOLUTION
To commend Ronnie Jones for his dedication, knowledge, experience, and leadership as chairman of the Louisiana Gaming Control Board.

Respectfully submitted,
YOLANDA J. DIXON
Secretary of the Senate

Privileged Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

June 12, 2020

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 Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 6—
BY SENATORS HARRIS, BOUIE, CARTER AND PETERSON
A RESOLUTION
To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the occasion of the passing of retired Orleans Parish Criminal District Court Judge, Charles Lloyd Elloie, better known as Judge Elloie.

SENATE RESOLUTION NO. 7—
BY SENATORS JOHNHS, ALLAIN, BARROW, BOUIE, CARTER, CLOUD, CORTEZ, FESI, HENSGENS, HEWITT, LUNEAU, MCMATH, MILLIGAN, ROBERT MILLS, MORRIS, PEACOCK, POPE, PRICE, REESE, SMITH, TARVER, WHITE AND WOMACK
A RESOLUTION
To designate Tuesday, June 9, 2020, as "Our Lady of the Lake Children's Hospital Day at the Capitol".

SENATE RESOLUTION NO. 8—
BY SENATOR JOHNS
A RESOLUTION
To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of William Andrew "Andy" Riché.

Respectfully submitted,
YOLANDA J. DIXON
Secretary of the Senate

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 14, 2020

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. 9—
BY REPRESENTATIVES DAVIS, BAGLEY, BRASS, HILFERTY, JAMES, LACOMBE, MAGEE, PIERRE, SCHEXNAYDER, STAGNI, AND TURNER AND SENATORS FOIL, MCMATH, AND WARD
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Samir Salman, accomplished civil engineer and distinguished alumnus of Louisiana State University.

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

Respectfully submitted,
MICHELLE D. FONTENOT
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  Foil  Peacock
Abraham  Harris  Peterson
Allain  Hensgens  Pope
Barrow  Jackson  Price
Bernard  Johns  Reese
Bouie  Lambert  Smith
Carter  Luneau  Tarver
Cathey  Milligan  Ward
Cloud  Mills, F.  White
Connick  Mills, R.  Womack
Festi  Mizell
Fields  Morris
Total - 34

ABSENT

Boudreaux  Hewitt  Talbot
Henry  McMath
Total - 5

Leaves of Absence

The following leaves of absence were asked for and granted:

Boudreaux  1 Day
Hewitt  1 Day
Talbot  1 Day
Announcements

The following committee meetings for June 15, 2020, were announced:

- Finance  9:30 A.M.  Room A
- Local and Mun. Affairs  8:45 A.M.  Room E
- Revenue and Fiscal Affairs  10:00 A.M.  Hainkel Room

Adjournment

On motion of Senator Peacock, at 5:50 o'clock P.M. the Senate adjourned until Monday, June 15, 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