The Senate was called to order at 3:20 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:

ROLL CALL

The roll was called with the following result:

PRESENT

Mr. President  Fields  Mizell
Abraham  Foil  Morris
Barrow  Harris  Peacock
Bernard  Henry  Pope
Boudreaux  Hewitt  Price
Bouie  Johns  Reese
Carter  Luneau  Smith
Cathey  McMath  Ward
Cloud  Milligan  White
Connick  Mills, F.  Womack
Fesi  Mills, R.

Total - 32

ABSENT

Allain  Lambert  Tarver
Hensgens  Peteron  L.  Talbot
Jackson  Talbot

Total - 7

The President of the Senate announced there were 32 Senators present and a quorum.

Prayer

The prayer was offered by Senator Beth Mizell, 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 Fred Mills, the reading of the Journal was dispensed with and the Journal of October 6, 2020, was adopted.

Message from the House

CONCOURRING IN SENATE CONCURRENT RESOLUTIONS

October 6, 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 concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 11—

BY SENATORS ALLAIN, TARVER, ABRAHAM, BARROW, BERNARD, BOUDEAUX, BOUIE, CARTER, CATHY, CLOUD, CONNICK, CORTEZ, FESI, FIELDS, FOIL, HARRIS, HENRYS, HENSGENS, HEWITT, JACKSON, JOHNS, LAMBERT, LUNEAU, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, PETERSON, POPE, PRICE, REESE, SMITH, TALBOT, WARD, WHITE AND WOMACK AND REPRESENTATIVES ST. BLANC, ADAMS, AMEDEE, BACALA, BAGLEY, BEAULIEU, BISHOP, BOURHIOUQUE, BRASS, BROWN, BRYANT, BUTLER, CARPENTER, CARRIER, GARY CARTER, ROBBY CARTER, WILFORD CARTER, CORMIER, COUSSAN, COX, CREWS, DAVIS, DESHOTEL, DEVILLIER, DUBUSSON, DUPLESSIS, DWIGHT, ECHOLS, EDMONDS, EDMONSON, EMERSON, FARNUM, FIRMENT, FONTENOT, FREEMAN, FRIEBERG, FRIEUCH, GADDERRY, GAINES, GAROFALO, GLOVER, GOUDEN, GREEN, HARRIS, HENRY, HILFERTY, HODGES, HOLLIS, HORSTON, HUGHES, ILLEG, IVEY, JAMES, JEFFERSON, JENKINS, MIKE JOHNSON, TRAVIS JOHNSON, JONES, JORDAN, KERNER, LACOMBE, LANDRY, LAVADAIN, LYONS, MACK, MAGA, MARCELLE, MARINO, MCCORMICK, MCFARLAND, MCKNIGHT, MCMHANEN, MIGUEZ, DUSTIN MILLER, GREGORY MILLER, MNCYEE, MOORE, MUSCARELLO, NELSON, NEWELL, ORgerON, CHARLES OWEN, ROBERT OWEN, PHELPS, PIERRE, PRESSLY, RISER, ROMERO, SCHAMERHORN, SCHENAYDE, SEABAUGH, SELLERS, STAGGI, STEFANSKI, TARVER, THOMAS, THOMPSON, TURNER, VILLIO, WHEAT, WHITE, WILLARD, WRIGHT AND ZERINGUE

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences on behalf of the members of the Legislature of Louisiana, past and present, and the citizens of Louisiana to the family of Governor Murphy James "Mike" Foster Jr., businessman and statesman.

Reported without amendments.

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

October 6, 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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 14—

BY SENATORS JOHNS, MCMATH, REESE, SMITH AND WARD
AN ACT
To amend and reenact R.S. 47:6016.1(B)(4), (6), (7), (8), (9), (10), and (11) and to enact R.S. 47:6016.1(B)(12), relative to the Louisiana New Markets Jobs Act tax incentives; to add businesses impacted by Hurricane Laura to the eligible qualified active low-income community businesses; to provide an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 17—

BY SENATOR HEWITT
AN ACT
To amend and reenact R.S. 37:6016.1(B)(4), (6), (7), (8), (9), (10), and (11) and to enact R.S. 37:6016.1(B)(12), relative to the Louisiana New Markets Jobs Act tax incentives; to add businesses impacted by Hurricane Laura to the eligible qualified active low-income community businesses; to provide an effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
MICHELLE D. FONTENOT  Clerk of the House of Representatives
SENATE BILL NO. 33—
BY SENATORS FOIL, ABRAHAM, BARROW, BOUDREAX, CARTER, CATHIEY, CLOUD, CONNICK, CORTEZ, FESI, HARRIS, HEWITT, JACKSON, LUNEAU, MCMATH, MILLIGAN, ROBERT MILLS, MORRIS, PRICE, REESE, SMITH, WARD, WHITE AND WOMACK, AND REPRESENTATIVES GARY CARTER, ECHOLS, McKnight, ORGERON, RISER AND THOMPSON
AN ACT
To amend and reenact R.S. 12:1-1005(S) and 1-1105(A) and (C) and to enact R.S. 12:1-709(C) and 1-1105(D), relative to corporations; to provide for the holding of annual and special shareholders' meetings solely by means of remote communication; to provide relative to articles of incorporation; to remove certain corporate name change requirements; to provide for additional provisions related to mergers between the parent and subsidiary, or between subsidiaries; to provide for certain terms, conditions, and procedures; and to provide for related matters.
Reported without amendments.
Respectfully submitted,
MICHÉLLE D. FONTENOT
Clerk of the House of Representatives

Privileged Report of the Legislative Bureau
October 7, 2020

To the President and Members of the Senate:
I am directed by your Legislative Bureau to submit the following report:

The following instruments are approved as to construction and duplication.

HOUSE BILL NO. 4—
BY REPRESENTATIVES WRIGHT, BACALA, DWIGHT, EDMONDS, EMERSON, FIRMENT, HODGES, HORTON, MIKE JOHNSON, MIGUEZ, NELSON, ORGERON, CHARLES OWEN, ROBERT OWEN, SCHAMERHORN, AND TARVER
AN ACT
To amend and reenact R.S. 29:724(B)(1) and 768(A) and to enact R.S. 29:768.1, relative to emergency declarations; to provide relative to the renewal of emergency declarations; to provide for legislative power and authority regarding renewal of emergency declarations; and to provide for related matters.
Reported without amendments.

HOUSE BILL NO. 14—
BY REPRESENTATIVE STEFANSKI
AN ACT
To amend and reenact R.S. 27:417(A)(2)(introductory paragraph) and (B)(2) and to enact R.S. 27:417(B)(3) and (D), relative to licensing requirements for qualified truck stop facilities; to provide relative to criteria and amenity requirements for qualified truck stop facilities during a declared emergency; to provide relative to the suspension of operations of the criteria and amenity requirements; to provide relative to the operation of video draw poker devices; to provide relative to force majeure; to provide for an effective date; and to provide for related matters.
Reported without amendments.

Adoption of Legislative Bureau Report
On motion of Senator Fred Mills, the Bills and Joint Resolutions were read by title and passed to a third reading.

Appointment of Conference Committee on Senate Bill No. 29
The President of the Senate appointed the following members to confer with a like committee from the House to consider the disagreement on Senate Bill No. 29:
Senators Cortez, McMath and Smith.

Introduction of Senate Bills and Joint Resolutions
Senator Peacock 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. 71—
BY SENATOR PEACOCK
AN ACT
To amend and reenact R.S. 42:17.1(A), relative to meetings of public bodies during a gubernatorially declared state of disaster or emergency; to provide requirements for meeting via electronic means; 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 Senate and Governmental Affairs.

SENATE BILL NO. 72—
BY SENATOR TALBOT
AN ACT
To enact R.S. 47:6041, relative to income tax credits; to authorize an income tax credit for certain businesses; to provide for the amount of the credit; to provide for requirements and limitations; to provide for the claiming of credits; to provide for applicability; 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.

SENATE BILL NO. 73—
BY SENATOR BARROW
AN ACT
To amend and reenact R.S. 39:100.41 and 100.44(B), (E), (K), and (Q), and to enact R.S. 39:100.42(17) and (18) and 100.44(R), relative to the Louisiana Main Street Recovery Program, and to provide for related matters.
The bill was read by title and referred by the President to the Committee on Finance.

SENATE BILL NO. 74—
BY SENATOR CLOUD
AN ACT
To amend and reenact R.S. 18:1461.2(A)(2), (3), (5), and (6), relative to election offenses affecting registration and election fraud or forgery; to provide for absentee ballot offenses; 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 Senate and Governmental Affairs.

SENATE BILL NO. 75—
BY SENATOR MILLIGAN
AN ACT
To enact Chapter 61 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3211 through 3213, relative to the attorney general; to provide relative to certain transactions by certain countries or entities; to provide for responsibilities of the attorney general; to provide for written notification of certain transactions to state agencies; to provide for inspection of certain property; to provide for definitions; to provide for...
terms, conditions, and procedures; 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.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 13—
BY SENATOR BOUDREAUX
A RESOLUTION
To express sincere condolences of the Senate of the Legislature of Louisiana upon the death of Louis Woodson, an outstanding businessman and entrepreneur from Lafayette, Louisiana.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 13—
BY SENATOR HEWITT
A CONCURRENT RESOLUTION
To commend Eugene Lussan on the celebration of his one hundredth birthday.

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 10—
BY SENATOR SMITH AND REPRESENTATIVE GREGORY MILLER
A RESOLUTION
To commend and congratulate Angelle Bourgeois on being selected as the 2021 Elementary School Teacher of the Year by the Louisiana Department of Education.

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

SENATE RESOLUTION NO. 11—
BY SENATOR CATHEY
A RESOLUTION
To commend John Benjamin “JB” Humphrey on the occasion of his one hundredth birthday on October 7, 2020.

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

SENATE RESOLUTION NO. 12—
BY SENATOR BARROW
A RESOLUTION
To commend the Phillip's Masonic Lodge 238 and Progressive Chapter 186 Order of the Eastern Star on the occasion of the fiftieth anniversary of the founding of both of these chapters in Clinton, Louisiana.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

October 6, 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. 12  HB No. 20  HB No. 26
HB No. 29  HB No. 54  HB No. 63
HB No. 64  HB No. 74  HB No. 79
HB No. 22  HB No. 25  HB No. 77

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

House Bills and Joint Resolutions

Senator Foil 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. 12—
BY REPRESENTATIVE MARINO
AN ACT
To amend and reenact R.S. 15:573.2 and 574.4.1(A)(2), relative to hearings of the Board of Pardons and committee on parole; to provide relative to the continuity of government by authorizing certain persons to appear before the Board of Pardons and committee on parole by teleconference; and to provide for related matters.

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

HOUSE BILL NO. 20—
BY REPRESENTATIVE EDMONDS
AN ACT
To enact R.S. 47:297.15, relative to individual income tax deductions; to authorize a deduction for certain educational expenses incurred during the COVID-19 pandemic in 2020; to provide for the amount of the deduction; to provide for definitions; to provide for limitations and requirements; 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.

HOUSE BILL NO. 22—
BY REPRESENTATIVE STAGNI
AN ACT
To enact R.S. 40:539(C)(8)(j), relative to employees of the Kenner Housing Authority; to provide that employees of the authority shall not be in the state civil service; 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.

HOUSE BILL NO. 25—
BY REPRESENTATIVE FARNUM
AN ACT
To amend and reenact R.S. 47:6016.1(B)(4) and (6) through (11) and to enact R.S. 47:6016.1(B)(12), relative to Louisiana New Markets Jobs Act tax incentives; to add businesses impacted by Hurricane Laura to eligible qualified active low-income community businesses; to provide for definitions; 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.
To enact R.S. 29:770.1, relative to the provision of information

HOUSE BILL NO. 64—
Committee on Commerce, Consumer Protection, and International Affairs.

To enact R.S. 29:770.1, relative to the provision of information during a public health emergency; to mandate that the state fire marshal provide a mechanism for the operators of public buildings to post mitigation measures to the public; to describe the parameters and requirements of the mechanism; to exempt participants from liability; to provide for rulemaking; 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 Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 11—
BY REPRESENTATIVE SCHEXNAYDER
A CONCURRENT RESOLUTION
To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana the Procurement Processing Company Rebate Program pursuant to the provisions of R.S. 47:6351.

The resolution was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

HOUSE CONCURRENT RESOLUTION NO. 27—
BY REPRESENTATIVES CHARLES OWEN AND SCHAMERHORN AND SENATOR REESE
A CONCURRENT RESOLUTION
To commend Vernon Parish District Attorney Asa Skinner on his retirement.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON COMMERCE, CONSUMER PROTECTION AND INTERNATIONAL AFFAIRS

Senator Ronnie Johns, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

October 7, 2020

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

SENATE BILL NO. 41—
BY SENATOR JOHNS
AN ACT
To enact R.S. 40:1664.8(I), relative to the state fire marshal; to provide for the provisional licensure of certain applicants; to provide for terms, conditions, and procedures; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 61—
BY SENATORS MIZELL AND JOHNS
AN ACT
To enact R.S. 36:4(CC), R.S. 49:968(B)(21)(d), and Chapter 12 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1361 through 1364, relative to the office of broadband and connectivity; to place the office within the executive branch; to provide definitions; to provide for the appointment and termination of an executive director; to require reporting; to provide for functions, powers, and duties; to establish contract authority; and to provide for related matters.

Reported with amendments.

REPORT OF COMMITTEE ON SENATE AND GOVERNMENTAL AFFAIRS

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

October 7, 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:

SENATE CONCURRENT RESOLUTION NO. 12—
BY SENATOR JACKSON
A CONCURRENT RESOLUTION
To adopt Joint Rule 9(D) of the Joint Rules of Order of the Senate and House of Representatives to provide for legislative approval of changes to the minimum foundation program formula (MFP) adopted by the State Board of Elementary and Secondary Education in response to a gubernatorially declared disaster or emergency when the legislature is not in session.

Reported favorably.

Respectfully submitted,
RONNIE JOHNS
Chairman

REPORT OF COMMITTEE ON EDUCATION

Senator Cleo Fields, Chairman on behalf of the Committee on Education, submitted the following report:

October 7, 2020

To the President and Members of the Senate:

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

SENATE BILL NO. 67—
BY SENATOR REESE
AN ACT
To enact R.S. 51:1787(I)(5)(f) and 2455(I), relative to economic development incentives; to provide for an extension for job creation requirements for enterprise zone incentives; to provide for an extension for the rebate filing period for quality jobs incentive rebates; to provide for notification requirements; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 69—
BY SENATOR JOHNS
AN ACT
To enact Chapter 14 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1611 through 1613, relative to cable service providers and video service providers; to provide relative to an emergency service plan; to provide for submission of the plan to the legislature and certain executive branch agencies; to provide for civil fines; to provide for certain terms, conditions, and procedures; and to provide for related matters.

Reported favorably.

Respectfully submitted,
SHARON HEWITT
Chairman
SENATE CONCURRENT RESOLUTION NO. 2—
BY SENATOR FIELDS
A CONCURRENT RESOLUTION
To urge and request the administrators of the Louisiana Community and Technical College System (LCTCS) and the SOWELA Technical Community College to work together to study the impacts of Hurricane Laura on Sowela's campuses and student body in order to inform any 2021 Regular Session legislative requests.

Reported favorably.

SENATE BILL NO. 23—
BY SENATOR MCMATH
AN ACT
To amend and reenact R.S. 17:500(B)(1), 1201(A)(2), and 1206(A)(1), relative to sick leave for school employees; to require a teacher, school bus operator, or other school employee to present a certificate from a physician, physician assistant, or nurse practitioner when using more than six days of sick leave for personal illness; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 31—
BY SENATOR FIELDS
AN ACT
To amend and reenact R.S. 17:3997(D)(2) and to enact R.S. 17:24.4(F)(1)(i) and 3902(E), relative to elementary and secondary education; to provide relative to the use of statewide student assessments for the 2020-2021 school year; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 42—
BY SENATOR BOUIE
AN ACT
To amend and reenact R.S. 17:10.7.1(F)(1), relative to the return of certain schools from the Recovery School District to the transferring school system; to authorize the governor to appoint graduates of a Louisiana postsecondary education institution who reside out-of-state to the board of supervisors of the institution under certain circumstances; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably.

SENATE BILL NO. 44—
BY SENATOR FIELDS
A JOINT RESOLUTION
Proposing to amend Article VIII, Sections 6(B)(1), 7(B)(1), and 7.1(B)(1) of the Constitution of Louisiana, relative to the membership of postsecondary education boards of supervisors; to authorize the governor to appoint graduates of a Louisiana postsecondary education institution who reside out-of-state to the board of supervisors of the institution under certain circumstances; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably.

SENATE BILL NO. 45—
BY SENATOR FIELDS
AN ACT
To amend and reenact R.S. 17:1453(A), 1831(B), 1851(B), and 1871(A)(1)(c), relative to the membership of public postsecondary education boards of supervisors boards; to allow the governor to appoint out-of-state graduates as certain at-large members of the board; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 49—
BY SENATOR HEWITT
AN ACT
To amend and reenact R.S. 34:3492(1), (10), (11), and (14), 3493(A)(1), 3499(F), 3501, and 3503(A)(2) and (3), relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to provide with respect to the issuance of bonds; to revise definitions; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 70—
BY SENATOR JACKSON
AN ACT
To enact R.S. 39:33.3, relative to approval of the minimum foundation program formula; to provide for the method of legislative approval of adjustments to the formula adopted by the State Board of Elementary and Secondary Education in response to a declared disaster or emergency when the legislature is not in session; to provide relative to ballots, voting procedures, tabulation of votes, and notification of results; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
CLEO FIELDS
Chairman

REPORT OF COMMITTEE ON TRANSPORTATION, HIGHWAYS AND PUBLIC WORKS

Senator Rick Ward III, Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

October 7, 2020

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

SENATE BILL NO. 5—
BY SENATOR HEWITT
AN ACT
To amend and reenact R.S. 51:61, 64, and 65, relative to foreign trade zones; to provide relative to the Plaquemines Port, Harbor and Terminal District; to provide authorization for the district to make application to be designated as a foreign trade zone; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 7—
BY SENATOR HEWITT
AN ACT
To amend and reenact R.S. 34:3494(A) and (B), 3495(A), (C), and (G), and 3496(A), relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority board of commissioners; to provide for a reduction in membership on the board; to provide for membership term limits; to provide for review of reporting practices; to provide for quorum and vote requirements; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 49—
BY SENATOR HEWITT
AN ACT
To amend and reenact R.S. 34:3492(1), (10), (11), and (14), 3493(A)(1), 3499(F), 3501, and 3503(A)(2) and (3), relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to provide with respect to the issuance of bonds; to revise definitions; and to provide for related matters.

Reported favorably.

Respectfully submitted,
RICK WARD III
Chairman
7th DAY'S PROCEEDINGS

October 7, 2020

Senate Bills and Joint Resolutions on Second Reading Just Reported by Committees

Senator Ward asked for and obtained a suspension of the rules to take up Senate Bills and Joint Resolutions just reported by Committees.

SENATE BILL NO. 5—
BY SENATOR HEWITT
AN ACT
To amend and reenact R.S. 51:61, 64, and 65, relative to foreign trade zones; to provide relative to the Plaquemines Port, Harbor and Terminal District; to provide authorization for the district to make application to be designated as a foreign trade zone; and to provide for related matters.

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

SENATE BILL NO. 7—
BY SENATOR HEWITT
AN ACT
To amend and reenact R.S. 34:3494(A) and (B), 3495(A), (C), and (G), and 3496(A), relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority board of commissioners; to provide for a reduction in membership on the board of commissioners; to provide for membership term limits; to provide for review of reporting practices; to provide for the election of officers to the board; to provide for quorum and vote requirements; to provide for an effective date; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 7 by Senator Hewitt

AMENDMENT NO. 1
On page 2, delete lines 17 through 20 and insert:
"(7) (e) One member shall be selected from a list of three nominees submitted by the president of the Louisiana State Senate. The term of the appointment shall run concurrent with the president’s term in office.

(f) One member shall be selected from a list of three nominees submitted by the speaker of the Louisiana House of Representatives. The term of the appointment shall run concurrent with the speaker’s term in office."

AMENDMENT NO. 2
On page 2, delete lines 27 through 29 and on page 3, delete lines 1 through 5

AMENDMENT NO. 3
On page 3, line 13, at the end of line 13, change "two" to "two" and on page 3, line 14, at the beginning of line 14, delete "three"

AMENDMENT NO. 4
On page 4, line 4, at the end of line 4, change "board" to "board" and on page 4, line 5, delete "members present constituting a quorum of the board"

AMENDMENT NO. 5
On page 4, line 11, at the end of line 11, delete the period "." and insert "not later than February 1 of each year. The report shall include a summary of the authority’s progress since its inception, the board’s plans in the coming year to advance the authority’s development program, and a financial report;"

AMENDMENT NO. 6
On page 4, delete line 15, and insert:
"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 Ward, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 23—
BY SENATOR MCMATH
AN ACT
To amend and reenact R.S. 17:500(B)(1), 1201(A)(2), and 1206(A)(1), relative to sick leave for school employees; to require a teacher, school bus operator, or other school employee to present a certificate from a physician, physician assistant, or nurse practitioner when using more than six days of sick leave for personal illness; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 31—
BY SENATOR FIELDS
AN ACT
To amend and reenact R.S. 17:3997(D)(2) and to enact R.S. 17:24.4(F)(1)(i) and 3902(E), relative to elementary and secondary education; to provide relative to the use of statewide student assessments for the 2020-2021 school year; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 31 by Senator Fields

AMENDMENT NO. 1
On page 1, line 17, change "performance," to "performance or"

AMENDMENT NO. 2
On page 2, line 1, after "students", insert a period ".", delete the remainder of the line, and delete line 2

AMENDMENT NO. 3
On page 2, line 7, change "student growth" to "value-added"

AMENDMENT NO. 4
On page 2, line 26, change "student growth" to "value-added"

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

SENATE BILL NO. 41—
BY SENATOR JOHNS
AN ACT
To enact R.S. 40:1664.8(I), relative to the state fire marshal; to provide for the provisional licensure of certain applicants; to provide for terms, conditions, and procedures; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.
AMENDMENT NO. 1
On page 1, line 3, after "applicants:" insert "to provide for the revocation of a provisional license;"

AMENDMENT NO. 2
On page 1, line 9, change "to provide for related matters." to "to provide for related matters and to establish contract authority; and to provide for related matters.

AMENDMENT NO. 3
On page 1, line 17 insert:
"(2) The fire marshal shall revoke the provisional license issued pursuant to Subparagraph (1) of this Paragraph if the applicant fails to pass the criminal background check or is in violation of R.S. 14:133."

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

SENATE BILL NO. 42—
BY SENATORS BOUIE, CARTER AND HARRIS AND REPRESENTATIVES GARY CARTER, DUPLESSIS, HUGHES, LANDRY, NEWELL AND WILLARD
AN ACT
To amend and reenact R.S. 17:10.7.1(F)(1), relative to the return of certain schools from the Recovery School District to the transferring school system; to provide relative to the duties and responsibilities of the local school superintendent with respect to the charter of such schools; and to provide for related matters.

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

SENATE BILL NO. 44—
BY SENATOR FIELDS
A JOINT RESOLUTION
Proposing to amend Article VIII, Sections 6(B)(1), 7(B)(1), and 7.1(B)(1) of the Constitution of Louisiana, relative to the membership of postsecondary education boards of supervisors; to authorize the governor to appoint graduates of a Louisiana postsecondary education institution who reside out-of-state to the board of supervisors of the institution under certain circumstances; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 45—
BY SENATOR FIELDS
AN ACT
To amend and reenact R.S. 17:1453(A), 1831(B), 1851(B), and 1871(A)(1)(c), relative to the membership of public postsecondary education boards of supervisors; to allow the governor to appoint out-of-state graduates as certain at-large members of the board; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Education.

AMENDMENT NO. 1
On page 1, delete lines 4 and 5, and insert the following: "authorize the governor to appoint persons from out-of-state as at-large members of the boards; and to provide for related matters."

AMENDMENT NO. 2
On page 3, between lines 11 and 12, insert the following: "Section 2. This Act shall be known as the "Lod Cook Act".

AMENDMENT NO. 3
On page 3, at the beginning of line 12, change "Section 2." to "Section 3."

AMENDMENT NO. 4
On page 3, line 14, change "Senate Bill No. ___" to "Senate Bill No. 44"

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

SENATE BILL NO. 49—
BY SENATOR HEWITT
AN ACT
To amend and reenact R.S. 34:3492(1), (10), (11), and (14), 3493(A)(1), 3499(F), 3501, and 3503(A)(2) and (3), relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to provide with respect to the issuance of bonds; to revise definitions; and to provide for related matters.

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

SENATE BILL NO. 61—
BY SENATORS MIZELL, ABRAHAM, CARTER, CONNICK, FIELDS, JOHNS AND MORRIS
AN ACT
To enact R.S. 36:4(CC), R.S. 49:968(B)(21)(d), and Chapter 12 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1361 through 1364, relative to the office of broadband and connectivity; to place the office within the executive branch; to provide definitions; to provide for the appointment and termination of an executive director; to require reporting; to provide for functions, powers, and duties; to establish contract authority; 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.

AMENDMENT NO. 1
On page 2, line 29, after "executive director" delete the remainder of the line and on page 3, delete lines 1 and 2 and insert "and shall provide written notice of the termination to the nominating committee. If the executive director is terminated for gross negligence or willful misconduct, the governor shall not be required to provide written notice of the termination to the nominating committee."

AMENDMENT NO. 2
On page 4, between lines 4 and 5 insert:
(2) To promote and encourage broadband adoption for households that have not accessed services.

(3) To study and identify barriers to adoption for households that have not adopted broadband services.

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

AMENDMENT NO. 4
On page 4, line 8, change "(3)" to "(5)"
7th DAY'S PROCEEDINGS

AMENDMENT NO. 5
On page 4, line 11, change "(4)" to "(6)"

AMENDMENT NO. 6
On page 4, line 17, change "(5)" to "(7)"

AMENDMENT NO. 7
On page 4, line 24, change "(6)" to "(8)"

AMENDMENT NO. 8
On page 4, line 27, change "(7)" to "(9)"

AMENDMENT NO. 9
On page 5, line 1, change "(8)" to "(10)"

AMENDMENT NO. 10
On page 5, line 4, change "(9)" to "(11)"

AMENDMENT NO. 11
On page 5, line 6, change "(10)" to "(12)"

AMENDMENT NO. 12
On page 5, line 10, change "(11)" to "(13)"

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

SENATE BILL NO. 67—
BY SENATOR REESE
AN ACT
To enact R.S. 51:1787(B)(5)(f) and 2455(I), relative to economic development incentives; to provide for an extension for job creation requirements for enterprise zone incentives; to provide for an extension for the rebate filing period for quality jobs incentive rebates; to provide for notification requirements; to provide for effectiveness; 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. 67 by Senator Reese

AMENDMENT NO. 1
On page 2, line 5, after "date" and before the period ";" insert "but not later than December 31, 2021"

AMENDMENT NO. 2
On page 2, line 11, after "to extend the" insert "third annual"

AMENDMENT NO. 3
On page 2, line 14, after "date" and before the period ";" insert "but not later than December 31, 2021"

AMENDMENT NO. 4
On page 2, delete line 17 and insert "Proclamations or Hurricane Laura, who notify the department of their preference in writing to request a filing extension for an additional twelve months prior to the original due date, but not later than December 31, 2021."

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

SENATE BILL NO. 69—
BY SENATOR JOHNS
AN ACT
To enact Chapter 14 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1611 through 1613, relative to cable service providers and video service providers; to provide relative to an emergency service plan; to provide for submission of the plan to the legislature and certain executive branch agencies; to provide for civil fines; to provide for certain terms, conditions, and procedures; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 70—
BY SENATOR JACKSON
AN ACT
To enact R.S. 39:33.3, relative to approval of the minimum foundation program formula; to provide for the method of legislative approval of adjustments to the formula adopted by the State Board of Elementary and Secondary Education in response to a declared disaster or emergency when the legislature is not in session; to provide relative to ballots, voting procedures, tabulation of votes, and notification of results; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 70 by Senator Jackson

AMENDMENT NO. 1
On page 2, delete line 1, and insert "Laura, who notify the department of their preference in writing to request a filing extension for an additional twelve months prior to the original due date, but not later than December 31, 2021."

AMENDMENT NO. 2
On page 2, delete line 1, and insert "Proclamations or Hurricane Laura, who notify the department of their preference in writing to request a filing extension for an additional twelve months prior to the original due date, but not later than December 31, 2021."

AMENDMENT NO. 3
On page 2, line 14, after "date" and before the period ";" insert "but not later than December 31, 2021"

AMENDMENT NO. 4
On page 2, line 17 and insert "Proclamations or Hurricane Laura, who notify the department of their preference in writing to request a filing extension for an additional twelve months prior to the original due date, but not later than December 31, 2021."

On motion of Senator Johns, 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 FIELDS
A JOINT RESOLUTION
Proposing to amend Article XII, Section 11 of the Constitution of Louisiana, relative to continuity of government during periods of emergency; to provide relative to sessions, meetings, and proceedings of the legislature and legislative bodies; to provide relative to member participation and voting; to provide certain procedures, terms, conditions, and requirements; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

On motion of Senator Fields, the bill was read by title and returned to the Calendar, subject to call.

Senate Concurrent Resolutions

October 7, 2020

SENATE BILL NO. 69—
BY SENATOR JOHNS
AN ACT
To enact Chapter 14 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1611 through 1613, relative to cable service providers and video service providers; to provide relative to an emergency service plan; to provide for submission

SENATE CONCURRENT RESOLUTION NO. 10—
BY SENATOR FOIL
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study certain matters pertaining to the Louisiana Trust Code.

Reported with amendments by the Committee on Judiciary A.
SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary A to Original Senate Concurrent Resolution No. 10 by Senator Foil

AMENDMENT NO. 1
On page 1, line 16, delete "or pooled"

AMENDMENT NO. 2
On page 1, line 17, after "requirements" insert ", or pooled trustees operating under nonprofit status"

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

Floor Amendments
Senator Foil proposed the following amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Foil to Original Senate Concurrent Resolution No. 10 by Senator Foil

AMENDMENT NO. 1
On page 1, at the end of line 14, insert "blocked account,"

On motion of Senator Foil, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President  Fields  Mills, R.
Abraham  Foil  Mizell
Barrow  Harris  Morris
Bernard  Henry  Peacock
Boudreaux  Hewitt  Pope
Bouie  Jackson  Price
Carter  Johns  Reese
Cathey  Luneau  Smith
Cloud  McMath  Ward
Connick  Milligan  White
Fesi  Mills, F.  Womack
Total - 33

NAYS

Total - 0

ABSENT
Allain  Lambert  Talbot
Hensgens  Peterson  Tarver
Total - 6

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 18—
BY SENATOR CATHEY
AN ACT
To enact R.S. 26:71(A)(8) and 271(A)(7), relative to the Alcoholic Beverage Control Law; to provide for certain permit fee payments; to provide for certain malt beverages or beverages of low alcoholic content permit fee payments; to provide for permit fee credits and refunds under certain exceptions related to COVID-19; and to provide for related matters.

Floor Amendments
Senator Fred Mills sent up floor amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Fred Mills on behalf of the Legislative Bureau to Engrossed Senate Bill No. 18 by Senator Cathey

AMENDMENT NO. 1
On page 2, line 1, following "exceptions" insert ";"

AMENDMENT NO. 2
On page 2, line 5, following "for" and before "number" insert "the"

AMENDMENT NO. 3
On page 2, line 15, following "for" insert "the"

AMENDMENT NO. 4
On page 3, line 2, following "exceptions" insert ";"

AMENDMENT NO. 5
On page 3, line 6, following "for" and before "number" insert "the"

AMENDMENT NO. 6
On page 3, line 16, following "for" insert "the"

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

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President  Fields  Mills, R.
Abraham  Foil  Mizell
Barrow  Harris  Morris
Bernard  Henry  Peacock
Boudreaux  Hewitt  Pope
Bouie  Jackson  Price
Carter  Johns  Reese
Cathey  Luneau  Smith
Cloud  McMath  Ward
Connick  Milligan  White
Fesi  Mills, F.  Womack
Total - 33

NAYS

Total - 0

ABSENT
Allain  Lambert  Talbot
Hensgens  Peterson  Tarver
Total - 6

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Cathey moved to reconsider the vote by which the bill was passed and laid the motion on the table.
SENATE BILL NO. 25—
BY SENATOR ALLAIN

AN ACT
To amend and reenact R.S. 30:86(C) and the introductory paragraph of R.S. 30:86(E), and to enact R.S. 30:86(D)(9) and (E)(7), relative to the Louisiana Oilfield Site Restoration Law; to provide for the deposit of monies from the Louisiana Main Street Recovery Fund; to provide for the uses and sources of the Oilfield Site Restoration Fund; and to provide for related matters.

On motion of Senator Peacock, the bill was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 37—
BY SENATOR WHITE

AN ACT
To enact R.S. 48:58, relative to the duties of the secretary of the Department of Transportation and Development; to provide that the secretary shall begin construction immediately and expeditiously after funding is made available for a project in the capital outlay act; to provide relative to public statements and notices of delay in construction; to provide for an effective date; and to provide for related matters.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President
Abraham
Barrow
Bernard
Boudreaux
Bouie
Carter
Cathey
Cloud
Connick
Fesi
Mills, R.
Foil
Harris
Henry
Hewitt
Jackson
Joins
Luneau
McMath
Milligan
Mills, F.
Total - 33

NAYS
Total - 0

ABSENT
Allain
Hensgens
Lambert
Peterson
Total - 6

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

House Concurrent Resolutions on Second Reading Reported by Committees

HOUSE CONCURRENT RESOLUTION NO. 9—
BY REPRESENTATIVE SCHEXNAYDER
A CONCURRENT RESOLUTION
To suspend until thirty days after final adjournment of the 2020 Second Extraordinary Session of the Legislature of Louisiana the authority of the governor to declare or renew a state of emergency or public health emergency which addresses or is related to the COVID-19 pandemic pursuant to R.S. 29:724(A) and (B)(1), 766(A) and (B), and 768(A).

Reported favorably by the Committee on Judiciary B. The concurrent resolution was read by title and referred to the Legislative Bureau.

Rules Suspended
Senator Price asked for and obtained a suspension of the rules to revert to the Morning Hour.

Introduction of Senate Bills and Joint Resolutions
Senator McMath 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. 76—
BY SENATOR LUNEAU

AN ACT
To amend and reenact R.S. 47:111(A)(10) and (E)(1), 113, and 114(F)(2) and (3) and to enact R.S. 47:111(F), 113.1, and 114(F)(4), relative to misclassification of employees; liability imposed on employers who fail to withhold amounts as required by R.S. 47:111 due to misclassification of employees; to increase the penalties for failing to file required reports; to provide penalties for the misclassification of employees; to provide for definitions; 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.

Reports of Committees
The following reports of committees were received and read:

REPORT OF COMMITTEE ON INSURANCE
Senator Kirk Talbot, Chairman on behalf of the Committee on Insurance, submitted the following report:

October 7, 2020
To the President and Members of the Senate:

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

SENATE BILL NO. 56—
BY SENATOR TALBOT

AN ACT
To amend and reenact R.S. 22:242(7) and 243(F), relative to licensing requirements for health maintenance organizations; to provide for the organization of a health maintenance organization as either a business or nonprofit corporation; to provide with respect to nonprofit corporation law; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
KIRK TALBOT
Chairman

373
SENATE BILL NO. 56—
BY SENATOR TALBOT

AN ACT
To amend and reenact R.S. 22:242(7) and 243(F), relative to licensing requirements for health maintenance organizations; to provide for the organization of a health maintenance organization as either a business or nonprofit corporation; to provide with respect to nonprofit corporation law; to provide for an effective date; 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 Original Senate Bill No. 56 by Senator Talbot

AMENDMENT NO. 1

On page 2, delete lines 3 through 5 and insert: “through 713, Subpart H of Part III of this Chapter, R.S. 22:731 et seq; through 737, R.S. 22:1022 and 1023, Part II of Chapter 7 of this Title, R.S. 22:1921 through 1929, and Chapter 9 of this Title, R.S. 22:2001 et seq through 2045. A health maintenance organization shall not”

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

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:

October 7, 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 Concurrent Resolution has been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 7—
BY SENATOR PEACOCK
A CONCURRENT RESOLUTION
To express sincere condolences of the Legislature of Louisiana upon the death of Sister Joan Martinette Rivers, OLS.

Respectfully submitted,
SHARON W. HEWITT
Chairman

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

ATTENDANCE ROLL CALL

PRESENT

Mr. President Fields Mills, R.
Abraham Foil Mizell
Barrow Harris Morris
Bernard Henry Peacock
Boudreaux Hewitt Pope
Bouie Jackson Price
Carter Johns Reese

Leaves of Absence

The following leaves of absence were asked for and granted:

Allain 1 Day Hensgens 1 Day
Lambert 1 Day Peterson 1 Day
Talbot 1 Day Tarver 1 Day

Announcements

The following committee meetings for October 12, 2020, were announced:

Finance 9:00 A.M. Room A
Revenue and Fiscal Affairs 1:00 P.M. Hainkel Room
Senate and Gov't Affairs 11:00 A.M. Hainkel Room

Adjournment

On motion of Senator Peacock, at 4:05 o'clock P.M. the Senate adjourned until Monday, October 12, 2020, at 3:00 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