

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

**THIRTEENTH DAY'S PROCEEDINGS**

Forty-Seventh Extraordinary Session of the Legislature  
Under the Adoption of the  
Constitution of 1974

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Tuesday, October 20, 2020

The Senate was called to order at 3:40 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	Harris	Mizell
Abraham	Henry	Morris
Barrow	Hensgens	Peacock
Bernard	Hewitt	Pope
Boudreaux	Jackson	Price
Bouie	Johns	Reese
Carter	Lambert	Smith
Cathey	Luneau	Talbot
Cloud	McMath	Tarver
Connick	Milligan	Ward
Fesi	Mills, F.	Womack
Fields	Mills, R.	
Total - 35		

ABSENT

Allain	Peterson
Foil	White
Total - 4	

The President of the Senate announced there were 35 Senators  
present and a quorum.

**Prayer**

The prayer was offered by Senator Patrick Connick, 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 Cloud, the reading of the Journal was  
dispensed with and the Journal of October 19, 2020, was adopted.

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

October 20, 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. 9—**  
BY SENATORS CORTEZ AND REESE  
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2021  
Regular Session of the Legislature of Louisiana the provisions  
of R.S. 23:1536(E)(1) relative to the unemployment insurance  
solvency tax on employers.

Reported without amendments.

**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 without amendments.

**SENATE CONCURRENT RESOLUTION NO. 5—**  
BY SENATOR REESE AND REPRESENTATIVE BEAULLIEU  
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2021  
Regular Session of the Legislature the provisions of R.S.  
23:1474(C), (G)(3), and (H) providing for the determination of  
the unemployment insurance taxable wage base, maximum  
weekly benefit amount, and formula for the calculation of  
benefits for the 2021 calendar year.

Reported without amendments.

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

**Introduction of Senate Resolutions**

**SENATE RESOLUTION NO. 25—**  
BY SENATOR BOUIE  
A RESOLUTION

To commend the 2020 Booker T. Washington Lady Lions basketball  
team on winning the Louisiana High School Athletic  
Association Class 3A state championship.

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

**SENATE RESOLUTION NO. 26—**  
BY SENATOR BOUDREAUX  
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature  
of Louisiana upon the untimely death of Cheryl Larkin Castille.

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

On motion of Senator Abraham, the rules were suspended.

**SENATE RESOLUTION NO. 27—**  
BY SENATOR ABRAHAM  
A RESOLUTION

To urge and request the Judicial Council of the Supreme Court of  
Louisiana to study the feasibility of dividing the Fifteenth  
Judicial District into two separate judicial districts, one district  
to be comprised of Acadia Parish and Vermilion Parish and one  
district to be comprised of Lafayette Parish.

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

On motion of Senator Fesi, the rules were suspended.

**SENATE RESOLUTION NO. 28—**  
BY SENATOR FESI  
A RESOLUTION

To urge and request the Louisiana Department of Health to report on  
the use and results of hydroxychloroquine for treating Medicaid  
recipients relative to COVID-19.

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

October 20, 2020

On motion of Senator Mizell, the rules were suspended.

SENATE RESOLUTION NO. 29— BY SENATOR MIZELL

A RESOLUTION

To urge and request the state Department of Education to study the education and training requirements, compensation, and employment turnover rates of early childhood care and education teachers and the implications of the data surrounding these issues on child outcomes in Louisiana.

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

SENATE RESOLUTION NO. 30— BY SENATOR FIELDS

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Dietrich H. Fields.

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 14— BY SENATOR CARTER

A CONCURRENT RESOLUTION

To urge and request the health care providers of Louisiana who administer COVID-19 tests to give preference to the testing of teachers, members of law enforcement, and firefighters.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

October 20, 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 Concurrent Resolutions:

HCR No. 30 HCR No. 31

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 30— BY REPRESENTATIVES LANDRY, ADAMS, BRASS, BROWN, BRYANT, CARPENTER, GARY CARTER, ROBBY CARTER, WILFORD CARTER, CORMIER, COX, DUPLESSIS, FREEMAN, GAINES, GREEN, HUGHES, JAMES, JEFFERSON, JENKINS, JONES, JORDAN, LARVADAIN, LYONS, MARCELLE, MCFARLAND, DUSTIN MILLER, MOORE, NEWELL, PHELPS, PIERRE, SELDERS, STAGNI, THOMPSON, WHITE, AND WILLARD

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to pass a stimulus plan that includes funds for unemployment, housing, and local government.

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

HOUSE CONCURRENT RESOLUTION NO. 31— BY REPRESENTATIVE LYONS

A CONCURRENT RESOLUTION

To urge and request agencies procuring supplies, services, and major repairs on an emergency basis to provide for greater transparency and competition in such procurements where practicable.

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

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 35— BY REPRESENTATIVES CHARLES OWEN AND COX

A CONCURRENT RESOLUTION

To commend the Louisiana National Guard for its hard work, commitment, selfless dedication, and lifesaving efforts throughout 2020.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting YEAS: Mr. President, Abraham, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Fields, Mizell, Henry, Hensgens, Hewitt, Jackson, Johns, Lambert, Luneau, McMath, Milligan, Mills, F., Mills, R., Mizell, Morris, Peacock, Pope, Price, Reese, Smith, Talbot, Tarver, Ward, White, Womack.

Total - 35

NAYS

Total - 0

ABSENT

Table listing names of members voting ABSENT: Allain, Foil, Harris, Peterson.

Total - 4

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

FINANCE

Senator Mack A. "Bodi" White Jr., Chairman on behalf of the Committee on Finance, submitted the following report:

October 19, 2020

To the President and Members of the Senate:

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

**HOUSE BILL NO. 72—**  
BY REPRESENTATIVE STEFANSKI  
AN ACT

To amend and reenact R.S. 39:100.44(J), relative to the Louisiana Main Street Recovery Program; to dedicate a certain portion of program funds for certain businesses; to provide relative to calculation of award amounts; to provide an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 74—**  
BY REPRESENTATIVES DESHOTEL, ADAMS, AMEDEE, BEAULLIEU, BOURRIAQUE, BUTLER, CARRIER, GARY CARTER, ROBBY CARTER, COX, CREWS, DAVIS, DEVILLIER, ECHOLS, EDMONDS, EMERSON, FARNUM, FREIBERG, GADBERRY, GAROFALO, GOUDEAU, HARRIS, IVEY, JEFFERSON, MIKE JOHNSON, JONES, KERNER, LYONS, MAGEE, MCCORMICK, MCKNIGHT, MCMAHEN, MIGUEZ, NEWELL, ORGERON, CHARLES OWEN, PIERRE, RISER, ROMERO, SCHAMERHORN, SCHEXNAYDER, SELDERS, STEFANSKI, THOMPSON, TURNER, WHITE, AND WRIGHT AND SENATORS JOHNS AND MIZELL  
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.

**HOUSE BILL NO. 85—**  
BY REPRESENTATIVE MAGEE  
AN ACT

To amend and reenact R.S. 39:100.44(Q) and 100.45(A) and to enact R.S. 39:100.42(6.1), (6.2), and (6.3) and 100.44.1, relative to the Louisiana Main Street Recovery Program; to provide with respect to program funds; to establish a dedicated subaccount for funding awards to certain eligible businesses; to provide for administration of grants to such eligible businesses; to provide with respect to the powers and duties of the Department of Revenue, the division of administration, and the office of alcohol and tobacco control; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
MACK A. "BODI" WHITE JR.  
Chairman

**SUPPLEMENTAL REPORT OF COMMITTEE ON  
FINANCE**

Senator Mack A. "Bodi" White Jr., Chairman on behalf of the Committee on Finance, submitted the following report:

October 19, 2020

To the President and Members of the Senate:

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

**HOUSE BILL NO. 75—**  
BY REPRESENTATIVE MCFARLAND AND SENATOR CATHEY  
AN ACT

To amend and reenact the heading of Part II-A of Title 3 of the Louisiana Revised Statutes of 1950 and R.S. 3:4321(C) and (D) and to enact R.S. 3:4321(E), relative to the severance tax on timber; to modify the disposition of the portion of the severance tax on timber allocated to the state general fund; to create the

"Wildfire Suppression Subfund"; to provide for the use of monies in the subfund; to provide for the appointment of forest firefighters within the office of forestry; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 84—**  
BY REPRESENTATIVE EDMONDS  
AN ACT

To amend and reenact R.S. 39:134(C), relative to the expenditure of federal funds; to modify requirements for Joint Legislative Committee on the Budget approval of the expenditure of federal funds received under certain circumstances; to provide for certain requirements; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 94— (Substitute for House Bill No. 27 by Representative Zeringue)**  
BY REPRESENTATIVES ZERINGUE, AMEDEE, CARRIER, GARY CARTER, CREWS, DEVILLIER, EMERSON, GAROFALO, LARVADAIN, MIGUEZ, SELDERS, AND THOMPSON  
AN ACT

To enact R.S. 29:732.1, relative to fees charged to businesses by state agencies during a state of emergency or public health emergency; to exempt payment of certain fees for a certain time; to provide relative to the powers, duties, and authority of the secretary of state; to provide for criminal penalties; to provide for reporting requirements; to provide for extension of the exemption; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
MACK A. "BODI" WHITE JR.  
Chairman

**REPORT OF COMMITTEE ON  
EDUCATION**

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

October 19, 2020

To the President and Members of the Senate:

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

**HOUSE CONCURRENT RESOLUTION NO. 26—**  
BY REPRESENTATIVE FREIBERG  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to issue guidance and policies relative to the creation and operation of micro schools, by public schools or public school governing authorities approved for such purpose, to help ensure that Louisiana students continue to have high quality and safe learning experiences amidst the ongoing COVID-19 public health emergency.

Reported with amendments.

**HOUSE BILL NO. 40—**  
BY REPRESENTATIVES GAROFALO AND THOMPSON  
AN ACT

To amend and reenact R.S. 17:5103(B)(1)(a) and to enact R.S. 17:5104, relative to the Taylor Opportunity Program for Students; to provide relative to eligibility for awards; to waive or modify certain eligibility provisions for certain students in response to circumstances related to certain natural disasters and certain public health emergencies; to authorize the administering agency to waive eligibility requirements; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 42—**  
BY REPRESENTATIVE WRIGHT  
AN ACT

To amend and reenact R.S. 17:4035.1, relative to public school choice; to provide relative to school funding; to provide relative to the applicability of school and district accountability; to provide for an appeals process for public school choice enrollment denials; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 48—**  
BY REPRESENTATIVES DUPLESSIS, BRASS, BRYANT, CARPENTER, GARY CARTER, CORMIER, COX, FREEMAN, GAINES, GREEN, JAMES, JEFFERSON, JENKINS, JONES, JORDAN, LANDRY, LARVADAIN, LYONS, DUSTIN MILLER, MOORE, NEWELL, PHELPS, SELDERS, AND WILLARD  
AN ACT

To amend and reenact R.S. 17:3351(J), relative to identification cards issued by postsecondary education institutions; to require certain postsecondary education governing authorities to ensure that student identification cards issued by institutions under their jurisdiction contain elements required for voter identification; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 83—**  
BY REPRESENTATIVES ROMERO, ADAMS, AMEDEE, BACALA, BRASS, BRYANT, BUTLER, CARPENTER, CARRIER, GARY CARTER, ROBBY CARTER, CORMIER, COUSSAN, COX, CREWS, DAVIS, DESHOTEL, DEVILLIER, EDMONDS, EDMONSTON, EMERSON, FIRMENT, FONTENOT, FREEMAN, FREIBERG, GADBERRY, GAROFALO, GOUDEAU, GREEN, HILFERTY, HODGES, HORTON, HUGHES, JAMES, JEFFERSON, JENKINS, MIKE JOHNSON, TRAVIS JOHNSON, JONES, JORDAN, LARVADAIN, LYONS, MACK, MCCORMICK, MCFARLAND, MCKNIGHT, MCMAHEN, MIGUEZ, MOORE, NELSON, NEWELL, ORGERON, CHARLES OWEN, ROBERT OWEN, PHELPS, PRESSLY, RISER, SCHAMERHORN, SEABAUGH, SELDERS, ST. BLANC, THOMAS, THOMPSON, TURNER, WHITE, WILLARD, WRIGHT, AND ZERINGUE  
AN ACT

To amend and reenact R.S. 17:416(C)(4) and (5) and to enact R.S. 17:416(K) and (L), relative to student discipline; to provide for judicial review of certain discipline actions; to provide for discipline policies applicable during online instruction; to provide for awarding of damages and attorney fees; to provide for applicability; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 96—**  
BY REPRESENTATIVES FREEMAN AND HILFERTY  
AN ACT

To enact R.S. 17:3914(M), relative to student information; to require schools, if requested by a student's parent or legal guardian, to share student information with the state Department of Education for the purpose of facilitating the administration of the pandemic electronic benefits transfer program; to require the state Department of Education to share this information with the Department of Children and Family Services; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
CLEO FIELDS  
Chairman

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

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

**HOUSE BILL NO. 40—**  
BY REPRESENTATIVES GAROFALO AND THOMPSON  
AN ACT

To amend and reenact R.S. 17:5103(B)(1)(a) and to enact R.S. 17:5104, relative to the Taylor Opportunity Program for Students; to provide relative to eligibility for awards; to waive or modify certain eligibility provisions for certain students in response to circumstances related to certain natural disasters and certain public health emergencies; to authorize the administering agency to waive eligibility requirements; and to provide for related matters.

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

**HOUSE BILL NO. 42—**  
BY REPRESENTATIVE WRIGHT  
AN ACT

To amend and reenact R.S. 17:4035.1, relative to public school choice; to provide relative to school funding; to provide relative to the applicability of school and district accountability; to provide for an appeals process for public school choice enrollment denials; 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 Reengrossed House Bill No. 42 by Representative Wright

AMENDMENT NO. 1  
On page 2, line 4, between "school" and "governing" delete "or"

AMENDMENT NO. 2  
On page 3, delete lines 5 and 6, and insert "equal to the minimum foundation program formula local cost allocation of the school or school system in which"

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

**HOUSE BILL NO. 48—**  
BY REPRESENTATIVES DUPLESSIS, BRASS, BRYANT, CARPENTER, GARY CARTER, CORMIER, COX, FREEMAN, GAINES, GREEN, JAMES, JEFFERSON, JENKINS, JONES, JORDAN, LANDRY, LARVADAIN, LYONS, DUSTIN MILLER, MOORE, NEWELL, PHELPS, SELDERS, AND WILLARD  
AN ACT

To amend and reenact R.S. 17:3351(J), relative to identification cards issued by postsecondary education institutions; to require certain postsecondary education governing authorities to ensure that student identification cards issued by institutions under their jurisdiction contain elements required for voter identification; and to provide for related matters.

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

**HOUSE BILL NO. 72—**  
BY REPRESENTATIVE STEFANSKI  
AN ACT

To amend and reenact R.S. 39:100.44(J), relative to the Louisiana Main Street Recovery Program; to dedicate a certain portion of program funds for certain businesses; to provide relative to calculation of award amounts; to provide an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 72 by Representative Stefanski

**AMENDMENT NO. 1**

On page 2, between lines 15 and 16, insert the following:

"Section 3. The provisions of this Act shall only apply to any monies in the Louisiana Main Street Recovery Fund which are unobligated as of the effective date of this Act."

**AMENDMENT NO. 2**

On page 2, line 16, change "Section 3." to "Section 4."

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

**HOUSE BILL NO. 74—**

BY REPRESENTATIVES DESHOTEL, ADAMS, AMEDEE, BEAULLIEU, BOURRIAQUE, BUTLER, CARRIER, GARY CARTER, ROBBY CARTER, COX, CREWS, DAVIS, DEVILLIER, ECHOLS, EDMONDS, EMERSON, FARNUM, FREIBERG, GADBERRY, GAROFALO, GOUDEAU, HARRIS, IVEY, JEFFERSON, MIKE JOHNSON, JONES, KERNER, LYONS, MAGEE, MCCORMICK, MCKNIGHT, MCMAHEN, MIGUEZ, NEWELL, ORGERON, CHARLES OWEN, PIERRE, RISER, ROMERO, SCHAMERHORN, SCHEXNAYDER, SELDERS, STEFANSKI, THOMPSON, TURNER, WHITE, AND WRIGHT AND SENATORS JOHN AND MIZELL

**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 Finance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 74 by Representative Deshotel

**AMENDMENT NO. 1**

On page 4, delete line 13 in its entirety and at the beginning of line 14, delete "methodology" and insert in lieu thereof the following:

"(5) To establish procedures to review and comment on the federal mapping initiative created by the Broadband DATA Act, Public Law 116-130"

**AMENDMENT NO. 2**

On page 5, after line 18, insert the following:

"Section 4. The provisions of this Act shall only go into effect at such time as funds are appropriated sufficient to fully fund these provisions."

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

**HOUSE BILL NO. 75—**

BY REPRESENTATIVE MCFARLAND AND SENATOR CATHEY  
**AN ACT**

To amend and reenact the heading of Part II-A of Title 3 of the Louisiana Revised Statutes of 1950 and R.S. 3:4321(C) and (D) and to enact R.S. 3:4321(E), relative to the severance tax on timber; to modify the disposition of the portion of the severance tax on timber allocated to the state general fund; to create the "Wildfire Suppression Subfund"; to provide for the use of monies in the subfund; to provide for the appointment of forest firefighters within the office of forestry; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 83—**

BY REPRESENTATIVES ROMERO, ADAMS, AMEDEE, BACALA, BRASS, BRYANT, BUTLER, CARPENTER, CARRIER, GARY CARTER, ROBBY CARTER, CORMIER, COUSSAN, COX, CREWS, DAVIS, DESHOTEL, DEVILLIER, EDMONDS, EDMONSTON, EMERSON, FIRMONT, FONTENOT, FREEMAN, FREIBERG, GADBERRY, GAROFALO, GOUDEAU, GREEN, HILFERTY, HODGES, HORTON, HUGHES, JAMES, JEFFERSON, JENKINS, MIKE JOHNSON, TRAVIS JOHNSON, JONES, JORDAN, LARVADAIN, LYONS, MACK, MCCORMICK, MCFARLAND, MCKNIGHT, MCMAHEN, MIGUEZ, MOORE, NELSON, NEWELL, ORGERON, CHARLES OWEN, ROBERT OWEN, PHELPS, PRESSLY, RISER, SCHAMERHORN, SEABAUGH, SELDERS, ST. BLANC, THOMAS, THOMPSON, TURNER, WHITE, WILLARD, WRIGHT, AND ZERINGUE

**AN ACT**

To amend and reenact R.S. 17:416(C)(4) and (5) and to enact R.S. 17:416(K) and (L), relative to student discipline; to provide for judicial review of certain discipline actions; to provide for discipline policies applicable during online instruction; to provide for awarding of damages and attorney fees; to provide for applicability; 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 Reengrossed House Bill No. 83 by Representative Romero

**AMENDMENT NO. 1**

On page 3, line 9, change "subjected to suspension or recommended for" to "recommended for expulsion, even if the recommendation for expulsion was reduced to a suspension."

**AMENDMENT NO. 2**

On page 3, at the beginning of line 10, delete "expulsion"

**AMENDMENT NO. 3**

On page 3, delete lines 22 and 23 and insert the following:

"(d) Reasonable attorney fees if the court finds any school official acted in a grossly negligent manner; with deliberate disregard for the consequences of his actions to the student; with willful or malicious indifference; with intent to deprive the student, his parent, guardian, or tutor of due process; or initiated a charge that is knowingly false. The court may award any damages appropriate under the circumstances and render any other appropriate relief including but not limited to requiring the school board to issue an official apology letter, which shall be provided to the student, his parent, guardian, or tutor, and retained in the student's educational records."

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

**HOUSE BILL NO. 84—**

BY REPRESENTATIVE EDMONDS  
**AN ACT**

To amend and reenact R.S. 39:134(C), relative to the expenditure of federal funds; to modify requirements for Joint Legislative Committee on the Budget approval of the expenditure of federal funds received under certain circumstances; to provide for certain requirements; and to provide for related matters.

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

**HOUSE BILL NO. 85—**

BY REPRESENTATIVE MAGEE  
**AN ACT**

To amend and reenact R.S. 39:100.44(Q) and 100.45(A) and to enact R.S. 39:100.42(6.1), (6.2), and (6.3) and 100.44.1, relative to the Louisiana Main Street Recovery Program; to provide with respect to program funds; to establish a dedicated subaccount for funding awards to certain eligible businesses; to provide for administration of grants to such eligible businesses; to provide with respect to the powers and duties of the Department of

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Revenue, the division of administration, and the office of alcohol and tobacco control; and to provide for related matters.

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

HOUSE BILL NO. 94— (Substitute for House Bill No. 27 by Representative Zeringue)

BY REPRESENTATIVES ZERINGUE, AMEDEE, CARRIER, GARY CARTER, CREWS, DEVILLIER, EMERSON, GAROFALO, LARVADAIN, MIGUEZ, SELDERS, AND THOMPSON AN ACT

To enact R.S. 29:732.1, relative to fees charged to businesses by state agencies during a state of emergency or public health emergency; to exempt payment of certain fees for a certain time; to provide relative to the powers, duties, and authority of the secretary of state; to provide for criminal penalties; to provide for reporting requirements; to provide for extension of the exemption; and to provide for related matters.

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

HOUSE BILL NO. 96— BY REPRESENTATIVES FREEMAN AND HILFERTY AN ACT

To enact R.S. 17:3914(M), relative to student information; to require schools, if requested by a student's parent or legal guardian, to share student information with the state Department of Education for the purpose of facilitating the administration of the pandemic electronic benefits transfer program; to require the state Department of Education to share this information with the Department of Children and Family Services; 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 and referred to the Legislative Bureau.

Senate Resolutions on Second Reading Reported by Committees

SENATE RESOLUTION NO. 22— BY SENATORS LUNEAU AND CARTER A RESOLUTION

To urge and request the Department of Revenue to create a task force to study and make recommendations for changes to state laws in an effort to provide the necessary investigatory and enforcement tools to detect, investigate, and eliminate employee misclassification in Louisiana.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Resolution No. 22 by Senator Luneau

AMENDMENT NO. 1

On page 3, between lines 3 and 4 insert: "(13) A member appointed by the Louisiana AFL-CIO."

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

Floor Amendments

Senator Hewitt proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hewitt to Original Senate Resolution No. 22 by Senator Luneau

AMENDMENT NO. 1

On page 3, delete lines 12 through 14.

On motion of Senator Hewitt, the amendments were adopted.

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

House Bills and Joint Resolutions on Third Reading and Final Passage

HOUSE BILL NO. 37— BY REPRESENTATIVES BEAULLIEU AND CHARLES OWEN 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 authorize the carryforward of unused amounts of the credit; 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. Senator Talbot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting YEAS: Mr. President, Abraham, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Fields, Harris, Henry, Hensgens, Hewitt, Jackson, Johns, Lambert, Luneau, McMath, Milligan, Mills, F., Mills, R., Mizell, Morris, Peacock, Pope, Price, Reese, Smith, Talbot, Tarver, Ward, White, Womack.

Total - 36

NAYS

Total - 0

ABSENT

Table listing names of members who were ABSENT: Allain, Foil, Peterson. Total - 3

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

HOUSE BILL NO. 89— BY REPRESENTATIVE JAMES AN ACT

To enact R.S. 47:293(4)(e), relative to individual income tax; to define federal income tax liability for purposes of calculating individual income tax liability; to require certain federal disaster losses to be included in the calculation of federal income tax liability; to provide for applicability; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Allain	Peterson
Foil	White
Total - 4	

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

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

**Called from the Calendar**

Senator McMath asked that House Bill No. 4 be called from the Calendar.

**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.

**Floor Amendments**

Senator McMath proposed the following amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McMath to Reengrossed House Bill No. 4 by Representative Wright

**AMENDMENT NO. 1**

On page 1, line 2, after "R.S. 29:724(B)(1)" insert "and (2)" and after "768(A)" insert "and (B)"

**AMENDMENT NO. 2**

On page 1, line 3, change "renewal" to "termination"

**AMENDMENT NO. 3**

On page 1, line 4, change "renewal" to "termination"

**AMENDMENT NO. 4**

On page 1, line 7, after "R.S. 29:724(B)(1)" delete "and 768(A)" and insert "and (2), and 768(A) and (B)"

**AMENDMENT NO. 5**

On page 2, line 1, after "termination by" delete "either house of"

**AMENDMENT NO. 6**

On page 2, between lines 2 and 3, insert the following:

"(2) The legislature, by petition signed by a majority of the surviving members of ~~either~~ each house, may terminate a state of disaster or emergency at any time. This petition terminating the state of emergency or disaster may establish a period during which no other declaration of emergency or disaster may be issued. Thereupon, the governor shall issue an executive order or proclamation ending the state of disaster or emergency."

**AMENDMENT NO. 7**

On page 2, line 12, after "termination by" delete "either house of"

**AMENDMENT NO. 8**

On page 2, delete line 14 and insert the following:

"B. The legislature, in consultation with the public health authority, by a petition signed by a majority of the surviving members of ~~either~~ each house, may terminate a state of public health emergency at any time. This petition terminating the public health emergency may establish a period during which no other declaration of public health emergency may be issued. Thereupon, the governor shall issue an executive order or proclamation ending the state of public health or emergency."

**AMENDMENT NO. 9**

On page 2, line 15, change "approval of a renewal" to "termination"

**AMENDMENT NO. 10**

On page 2, delete line 22 and insert the following: "proclamation. If at least one legislative officer from each house of the legislature concurs that the order or"

**AMENDMENT NO. 11**

On page 5, line 12, after "members of" change "either" to "each"

**AMENDMENT NO. 12**

On page 5, line 13, change "vote" to "votes"

**AMENDMENT NO. 13**

On page 5, between lines 16 and 17, insert:

"E. For the purposes of the procedure provided in this Section, each clerical officer shall designate another employee of the clerical officer's respective house to carry out the duties contained in this Section if the clerical officer is unavailable for any reason."

On motion of Senator McMath, the amendments were adopted.

The amended bill was read by title and returned to the Calendar, subject to call.

**Called from the Calendar**

Senator Ward asked that House Bill No. 29 be called from the Calendar.

**HOUSE BILL NO. 29—**

BY REPRESENTATIVES DEVILLIER, AMEDEE, BAGLEY, BISHOP, BUTLER, COUSSAN, COX, CREWS, DAVIS, EDMONDS, EMERSON, FARNUM, FIRMENT, GAROFALO, MIKE JOHNSON, TRAVIS JOHNSON, MCCORMICK, MCFARLAND, MCMAHEN, MIGUEZ, ORGERON, CHARLES OWEN, ROMERO, SCHAMERHORN, ST. BLANC, STEFANSKI, THOMPSON, VILLIO, AND WRIGHT

**AN ACT**

To amend and reenact R.S. 47:631, relative to suspending certain severance taxes; to provide for a suspension on oil production from certain wells; to provide for the amount of the suspension in the form of an exemption; to provide for applicability; to provide for definitions; to provide for effectiveness; to provide

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for certain requirements and limitations; and to provide for related matters.

Floor Amendments

Senator Ward proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward to Reengrossed House Bill No. 29 by Representative DeVillier

AMENDMENT NO. 1

In Senate Floor Amendment No. 7 proposed by Senator Ward and adopted by the Senate on October 19, 2020, change "Section" to "Part"

AMENDMENT NO. 2

In Senate Floor Amendment No. 9 proposed by Senator Ward and adopted by the Senate on October 19, 2020, after line 17, insert:

"(ff) No later than March 1, 2023, the Department of Revenue shall report the number and cost of exemptions claimed pursuant to this Subparagraph by well category and the Department of Natural Resources, office of conservation, shall report the number of orphan wells plugged and the cost of reimbursement pursuant to Item (iv) of this Subparagraph to the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs."

AMENDMENT NO. 3

On page 2, line 4, change "December 31, 2025" to "December 31, 2023"

On motion of Senator Ward, the amendments were adopted.

Floor Amendments

Senator Fred Mills proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fred Mills to Reengrossed House Bill No. 29 by Representative DeVillier

AMENDMENT NO. 1

In Senate Floor Amendment No. 9 proposed by Senator Ward and adopted by the Senate on October 19, 2020, after line 17, insert:

"(gg) Operators that have been found to be in violation of Statewide Order 29-B shall not be eligible for the exemption authorized pursuant to this Subparagraph provided that the office of conservation is authorized to withhold a permit application from the operator pursuant to R.S. 30:94."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' for the amendments, including Mr. President, Abraham, Bernard, Cathey, Cloud, Connick, Fesi, Henry, Hensgens, Hewitt, Johns, Lambert, McMath, Milligan, Mills, F., Mizell, Peacock, Reese, Smith, Talbot, Tarver, Ward, White, and Womack.

NAYS

Table listing names of members who voted 'NAYS': Barrow, Boudreaux, Bouie, Carter, Fields, Harris, Jackson, Luneau, Morris, Pope, Price.

ABSENT

Table listing names of members who were absent: Allain, Foil, Peterson.

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

Called from the Calendar

Senator McMath asked that House Bill No. 4 be called from the Calendar.

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.

Floor Amendments

Senator McMath proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McMath to Reengrossed House Bill No. 4 by Representative Wright

AMENDMENT NO. 1

Delete Senate Floor Amendments No. 1, 4, 6, and 8 proposed by Senator McMath and adopted by the Senate on October 20, 2020.

On motion of Senator McMath, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS': Mr. President, Abraham, Cathey, Cloud, Connick, Fesi, Henry, Hensgens, Hewitt, Lambert, McMath, Milligan, Mills, F., Mills, R., Mizell, Morris, Peacock, Pope, Reese, Talbot, Ward, White, Womack.

NAYS

Table listing names of members who voted 'NAYS': Barrow, Bernard, Boudreaux, Bouie, Carter, Fields, Harris, Jackson, Johns, Luneau, Price, Smith, Tarver.



ABSENT

Allain                      Foil                      Peterson  
Total - 3

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

**Rules Suspended**

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

**Message from the House**

**PASSED SENATE BILLS AND JOINT RESOLUTIONS**

October 20, 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. 44—**  
BY SENATORS FIELDS, ABRAHAM, BARROW, BERNARD, BOUDREAUX, BOUIE, CARTER, CATHEY, CORTEZ, FESI, FOIL, HARRIS, JACKSON, JOHNS, LAMBERT, MCMATH, MILLIGAN, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, POPE, PRICE, REESE, SMITH, TALBOT, TARVER, WARD AND WOMACK

**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 persons who reside out-of-state to the boards of supervisors under certain circumstances; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

**SENATE BILL NO. 38—**  
BY SENATOR WHITE

**AN ACT**

To enact R.S. 39:100.22 and Subpart N of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.51, and to amend and reenact R.S. 47:302.2(D), relative to special funds; to create the Fiscal Year 2021 Balanced Budget Reserve Fund in the state treasury; to create the 2020 Overcollections Fund in the state treasury; to provide relative to the transfer, dedication, deposit, and use of certain special funds in the state treasury; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 50—**  
BY SENATOR ALLAIN

**AN ACT**

To amend and reenact R.S. 39:122(A), relative to work on projects in the annual capital outlay act; to provide relative to the commencement of work or delays in construction; to provide relative to public statements and notices of delays in construction; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 62—**  
BY SENATOR SMITH AND REPRESENTATIVE GREGORY MILLER

**AN ACT**

To enact R.S. 47:6006(G), relative to tax credits; to provide for refunds of the ad valorem taxes paid on inventory for certain taxpayers impacted by the 2020 emergency and disasters; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 69—**  
BY SENATORS JOHNS, ABRAHAM, ALLAIN, BERNARD, BOUDREAUX, BOUIE, CARTER, CATHEY, CORTEZ, FESI, FIELDS, FOIL, HARRIS, HENSGENS, HEWITT, JACKSON, LAMBERT, LUNEAU, MILLIGAN, FRED MILLS, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, PRICE, REESE, SMITH, TALBOT, TARVER, WARD, WHITE AND WOMACK

**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 certain information 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 with amendments.

**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.

Reported with amendments.

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

**Message from the House**

**PASSED SENATE BILLS AND JOINT RESOLUTIONS**

October 20, 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. 55—**  
BY SENATORS CORTEZ AND REESE

**AN ACT**

To enact R.S. 23:1474(J), relative to unemployment insurance; to provide for taxes and benefits for calendar year 2021; and to provide for related matters.

Reported without amendments.

**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 without amendments.

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 the revocation of a provisional license; to provide for terms, conditions, and procedures; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 52—  
BY SENATOR REESE

AN ACT

To enact R.S. 47:6006(G), 6006.1(H), and 6014(G), relative to tax credits; to authorize payments of certain ad valorem taxes made for the 2020 tax year to be treated as timely paid for purposes of the tax credits for ad valorem taxes paid; to provide for an effective date; and to provide for related matters.

Reported without amendments.

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 without amendments.

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

Privileged Report of the  
Legislative Bureau

October 20, 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. We advise and suggest the following amendments:

HOUSE BILL NO. 40—  
BY REPRESENTATIVES GAROFALO AND THOMPSON  
AN ACT

To amend and reenact R.S. 17:5103(B)(1)(a) and to enact R.S. 17:5104, relative to the Taylor Opportunity Program for Students; to provide relative to eligibility for awards; to waive or modify certain eligibility provisions for certain students in response to circumstances related to certain natural disasters and certain public health emergencies; to authorize the administering agency to waive eligibility requirements; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 42—  
BY REPRESENTATIVE WRIGHT  
AN ACT

To amend and reenact R.S. 17:4035.1, relative to public school choice; to provide relative to school funding; to provide relative to the applicability of school and district accountability; to provide for an appeals process for public school choice enrollment denials; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 48—

BY REPRESENTATIVES DUPLESSIS, BRASS, BRYANT, CARPENTER, GARY CARTER, CORMIER, COX, FREEMAN, GAINES, GREEN, JAMES, JEFFERSON, JENKINS, JONES, JORDAN, LANDRY, LARVADAIN, LYONS, DUSTIN MILLER, MOORE, NEWELL, PHELPS, SELTERS, AND WILLARD

AN ACT

To amend and reenact R.S. 17:3351(J), relative to identification cards issued by postsecondary education institutions; to require certain postsecondary education governing authorities to ensure that student identification cards issued by institutions under their jurisdiction contain elements required for voter identification; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 72—  
BY REPRESENTATIVE STEFANSKI  
AN ACT

To amend and reenact R.S. 39:100.44(J), relative to the Louisiana Main Street Recovery Program; to dedicate a certain portion of program funds for certain businesses; to provide relative to calculation of award amounts; to provide an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 72 by Representative Stefanski

AMENDMENT NO. 1

In Senate Committee Amendment No.1 proposed by the Senate Committee on Finance and adopted by the Senate on October 20, 2020, on page 1, line 3, following "shall" and before "to" change "only apply" to "apply only"

AMENDMENT NO. 2

In Senate Committee Amendment No.1 proposed by the Senate Committee on Finance and adopted by the Senate on October 20, 2020, on page 1, line 4, following "Fund" and before "are" change "which" to "that"

AMENDMENT NO. 3

On page 2, line 8, following "then" and before "remaining" insert "the"

HOUSE BILL NO. 74—

BY REPRESENTATIVES DESHOTEL, ADAMS, AMEDEE, BEULLIEU, BOURRIAQUE, BUTLER, CARRIER, GARY CARTER, ROBBY CARTER, COX, CREWS, DAVIS, DEVILLIER, ECHOLS, EDMONDS, EMERSON, FARNUM, FREIBERG, GADBERRY, GAROFALO, GOUDEAU, HARRIS, IVEY, JEFFERSON, MIKE JOHNSON, JONES, KERNER, LYONS, MAGEE, MCCORMICK, MCKNIGHT, MCMAHEN, MIGUEZ, NEWELL, ORGERON, CHARLES OWEN, PIERRE, RISER, ROMERO, SCHAMERHORN, SCHEXNAYDER, SELTERS, STEFANSKI, THOMPSON, TURNER, WHITE, AND WRIGHT AND SENATORS JOHNS AND MIZELL

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 without amendments.

HOUSE BILL NO. 75—  
BY REPRESENTATIVE MCFARLAND AND SENATOR CATHEY  
AN ACT

To amend and reenact the heading of Part II-A of Title 3 of the Louisiana Revised Statutes of 1950 and R.S. 3:4321(C) and (D) and to enact R.S. 3:4321(E), relative to the severance tax on timber; to modify the disposition of the portion of the severance tax on timber allocated to the state general fund; to create the

"Wildfire Suppression Subfund"; to provide for the use of monies in the subfund; to provide for the appointment of forest firefighters within the office of forestry; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 83—**

BY REPRESENTATIVES ROMERO, ADAMS, AMEDEE, BACALA, BRASS, BRYANT, BUTLER, CARPENTER, CARRIER, GARY CARTER, ROBBY CARTER, CORMIER, COUSSAN, COX, CREWS, DAVIS, DESHOTEL, DEVILLIER, EDMONDS, EDMONSTON, EMERSON, FIRMENT, FONTENOT, FREEMAN, FREIBERG, GADBERRY, GAROFALO, GOUDEAU, GREEN, HILFERTY, HODGES, HORTON, HUGHES, JAMES, JEFFERSON, JENKINS, MIKE JOHNSON, TRAVIS JOHNSON, JONES, JORDAN, LARVADAIN, LYONS, MACK, MCCORMICK, MCFARLAND, MCKNIGHT, MCMAHEN, MIGUEZ, MOORE, NELSON, NEWELL, ORGERON, CHARLES OWEN, ROBERT OWEN, PHELPS, PRESSLY, RISER, SCHAMERHORN, SEABAUGH, SELDERS, ST. BLANC, THOMAS, THOMPSON, TURNER, WHITE, WILLARD, WRIGHT, AND ZERINGUE  
AN ACT

To amend and reenact R.S. 17:416(C)(4) and (5) and to enact R.S. 17:416(K) and (L), relative to student discipline; to provide for judicial review of certain discipline actions; to provide for discipline policies applicable during online instruction; to provide for awarding of damages and attorney fees; to provide for applicability; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 83 by Representative Romero

**AMENDMENT NO. 1**

On page 1, at the end of line 2, delete "and (L)"

**AMENDMENT NO. 2**

On page 1, line 9, change "and (L) are" to "is"

**AMENDMENT NO. 3**

On page 3, line 4, change "rule" to "rules"

**HOUSE BILL NO. 84—**

BY REPRESENTATIVE EDMONDS  
AN ACT

To amend and reenact R.S. 39:134(C), relative to the expenditure of federal funds; to modify requirements for Joint Legislative Committee on the Budget approval of the expenditure of federal funds received under certain circumstances; to provide for certain requirements; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 85—**

BY REPRESENTATIVE MAGEE  
AN ACT

To amend and reenact R.S. 39:100.44(Q) and 100.45(A) and to enact R.S. 39:100.42(6.1), (6.2), and (6.3) and 100.44.1, relative to the Louisiana Main Street Recovery Program; to provide with respect to program funds; to establish a dedicated subaccount for funding awards to certain eligible businesses; to provide for administration of grants to such eligible businesses; to provide with respect to the powers and duties of the Department of Revenue, the division of administration, and the office of alcohol and tobacco control; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 94— (Substitute for House Bill No. 27 by Representative Zeringue)**

BY REPRESENTATIVES ZERINGUE, AMEDEE, CARRIER, GARY CARTER, CREWS, DEVILLIER, EMERSON, GAROFALO, LARVADAIN, MIGUEZ, SELDERS, AND THOMPSON  
AN ACT

To enact R.S. 29:732.1, relative to fees charged to businesses by state agencies during a state of emergency or public health

emergency; to exempt payment of certain fees for a certain time; to provide relative to the powers, duties, and authority of the secretary of state; to provide for criminal penalties; to provide for reporting requirements; to provide for extension of the exemption; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 96—**

BY REPRESENTATIVES FREEMAN AND HILFERTY  
AN ACT

To enact R.S. 17:3914(M), relative to student information; to require schools, if requested by a student's parent or legal guardian, to share student information with the state Department of Education for the purpose of facilitating the administration of the pandemic electronic benefits transfer program; to require the state Department of Education to share this information with the Department of Children and Family Services; to provide for an effective date; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
FRED MILLS  
Chairman

**Adoption of Legislative Bureau Report**

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

**Rules Suspended**

Senator Talbot asked for and obtained a suspension of the rules to recall House Bill No. 22 from the Committee on Local and Municipal 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.

On motion of Senator Talbot, House Bill No. 22 was read by title and recommitted to the Committee on Senate and Governmental Affairs.

**Rules Suspended**

Senator Carter asked for and obtained a suspension of the rules to recall House Bill No. 66 from the Committee on Labor and Industrial Relations.

**HOUSE BILL NO. 66—**

BY REPRESENTATIVE BEAULLIEU  
AN ACT

To enact R.S. 23:1605, relative to unemployment compensation; to provide for definitions; to require the Louisiana Workforce Commission to conduct certain checks with respect to unemployment compensation; to provide for data sharing; to require annual reports; to provide for the promulgation of rules; and to provide for related matters.

On motion of Senator Carter, House Bill No. 66 was read by title and recommitted to the Committee on Commerce, Consumer Protection, and International Affairs.

Rules Suspended

Senator Jackson asked for and obtained a suspension of the rules to recall House Bill No. 73 from the Committee on Local and Municipal Affairs.

HOUSE BILL NO. 73— BY REPRESENTATIVE JONES AN ACT

To amend and reenact R.S. 33:2740.49(H)(1), relative to the Downtown Economic Development District for the City of Monroe; to provide relative to the use of tax increment financing by the district; to remove certain restrictions placed on the use of such financing; and to provide for related matters.

On motion of Senator Jackson, House Bill No. 73 was read by title and recommitted to the Committee on Transportation, Highways and Public Works.

Rules Suspended

Senator Abraham asked for and obtained a suspension of the rules to recall Senate Resolution No. 27 from the Committee on Judiciary A.

SENATE RESOLUTION NO. 27— BY SENATOR ABRAHAM A RESOLUTION

To urge and request the Judicial Council of the Supreme Court of Louisiana to study the feasibility of dividing the Fifteenth Judicial District into two separate judicial districts, one district to be comprised of Acadia Parish and Vermilion Parish and one district to be comprised of Lafayette Parish.

On motion of Senator Abraham, the resolution was read by title and placed on the calendar for a second reading.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 31— BY SENATOR JOHNS A RESOLUTION

To commend Jackie DeVall for more than fifty-four years of dedicated public service with the state of Louisiana.

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

Rules Suspended

Senator Smith asked for and obtained a suspension of the rules to allow the Senate Committee on Judiciary B to meet without the required 1:00 P.M. posting time.

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 20, 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 Bills have been properly enrolled:

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.

SENATE BILL NO. 21— BY SENATOR HEWITT AN ACT

To amend and reenact R.S. 42:345(B), 1261, 1263(A), 1265, 1267(A)(1), and 1383(A); and to repeal R.S. 36:53(G) and R.S. 42:1262, relative to the Department of State Civil Service; to provide relative to a fee schedule for in-service training and educational programs provided by the department; to abolish the Advisory Board on In-service Training and Education; to provide relative to oversight of the training programs; to provide relative to definition of services provided; and to provide for related matters.

SENATE BILL NO. 22— BY SENATOR HEWITT AN ACT

To amend and reenact R.S. 18:423(J), and 1315(B) and to enact R.S. 18:1313.2, relative to elections impaired as the result of a declared disaster or emergency; to provide for the powers, functions, duties, processes, and compensation of parish boards of election supervisors relative to the preparation, verification, tabulation, and counting of absentee by mail and early voting ballots for elections impaired as a result of a declared state of disaster or emergency; to provide relative to effectiveness and documentation; and to provide for related matters.

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.

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.

SENATE BILL NO. 32— BY SENATORS FIELDS, ABRAHAM, BARROW, BERNARD, BOUDREAUX, BOUIE, CARTER, CATHEY, CLOUD, CORTEZ, FESI, FOIL, HARRIS, JOHNS, LUNEAU, MCMATH, MILLIGAN, ROBERT MILLS, POPE, PRICE, REESE, SMITH, TALBOT, TARTER AND WARD AN ACT

To enact R.S. 17:3393, relative to colleges and universities; to provide relative to the exceptions and exemptions that a public postsecondary education institution may receive from state regulations of their operations under certain conditions; and to provide for related matters.

SENATE BILL NO. 39— BY SENATOR HEWITT AN ACT

To enact R.S. 42:17.2, relative to meetings of legislative houses and committees during a gubernatorially declared state of disaster or emergency; to provide for public input; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 45—

BY SENATORS FIELDS, ABRAHAM, BARROW, BERNARD, BOUDREAUX, BOUIE, CARTER, CATHEY, CORTEZ, FESI, FOIL, HARRIS, HEWITT, JACKSON, JOHNS, LAMBERT, MCMATH, MILLIGAN, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, POPE, PRICE, REESE, SMITH, TALBOT, TARVER, WARD, WHITE AND WOMACK

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 authorize the governor to appoint persons from out-of-state as at-large members of the boards; and to provide for related matters.

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.

Respectfully submitted, SHARON W. HEWITT Chairman

The foregoing Senate Bills were signed by the President of the Senate.

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns listing names of present members: Mr. President, Abraham, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Fields, Harris, Henry, Hensgens, Hewitt, Jackson, Johns, Lambert, Luneau, McMath, Milligan, Mills, F., Mills, R., Mizell, Morris, Peacock, Pope, Price, Reese, Smith, Talbot, Tarver, Ward, White, Womack. Total - 36

ABSENT

Table with 3 columns listing names of absent members: Allain, Foil, Peterson. Total - 3

Leaves of Absence

The following leaves of absence were asked for and granted:

Table with 4 columns listing names and leave durations: Allain (1 Day), Peterson (1 Day), Foil (1 Day).

Announcements

The following committee meetings for October 21, 2020, were announced:

Table with 3 columns listing committee meetings: Agriculture (1:00 P.M., Room C), Commerce (11:00 A.M., Room E), Education (9:00 A.M., Room A), Finance (1:00 P.M., Room A), Health and Welfare (10:00 A.M., Hainkel Room), Judiciary B (Upon Adj., Room E), Senate and Gov't Affairs (9:30 A.M., Room F), Transportation (9:00 A.M., Room E).

Adjournment

On motion of Senator Talbot, at 4:45 o'clock P.M. the Senate adjourned until Wednesday, October 21, 2020, at 2:30 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

