

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

Monday, October 5, 2020

The Senate was called to order at 3:05 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	Fields	Mills, R.
Abraham	Foil	Mizell
Allain	Harris	Peacock
Bernard	Henry	Pope
Boudreaux	Hensgens	Price
Bouie	Hewitt	Reese
Carter	Johns	Smith
Cathey	Luneau	Tarver
Cloud	McMath	Ward
Connick	Milligan	White
Fesi	Mills, F.	
Total - 32		

ABSENT

Barrow	Morris	Womack
Jackson	Peterson	
Lambert	Talbot	
Total - 7		

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

Prayer

The prayer was offered by Senator Heather Cloud, 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 White, the reading of the Journal was dispensed with and the Journal of October 1, 2020, was adopted.

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

October 2, 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. 29—

BY SENATORS CORTEZ AND MCMATH
AN ACT

To amend and reenact R.S. 29:724(B)(1) and (2) and (D)(1), 766(D)(1), and 768 and to enact R.S. 29:724(I), relative to emergencies and disasters in the state of Louisiana; to provide for duties and powers of the governor and of the legislature; to create the Legislative Emergency Declaration Review Committee; to provide relative to renewals of certain gubernatorial emergency or disaster declarations or of suspensions related thereto; 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

**Introduction of Senate Bills
and Joint Resolutions**

Senator Bouie 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. 51—

BY SENATOR BARROW

AN ACT

To amend and reenact the introductory paragraph of R.S. 37:1218 and the introductory paragraph of 1218.I(A) and to repeal R.S. 37:1218(A)(5) and 1218.I(A)(4), relative to the administration of immunizations and vaccines by pharmacists; to provide for the administration of influenza immunizations; to provide for the administration of other immunizations and vaccines including the COVID-19 vaccine; to repeal the credentialing requirement; 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 Health and Welfare.

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.

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

SENATE BILL NO. 53—

BY SENATOR MCMATH

AN ACT

To enact R.S. 40:1203.2(C)(3) and (4), relative to the employment of nonlicensed persons by adult day health care providers; to provide for an exemption from the criminal history and security check requirement for certain rehired persons; to provide for an exemption from a preemployment drug screening test for certain rehired persons; 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 Health and Welfare.

SENATE BILL NO. 54—

BY SENATORS CORTEZ AND REESE

AN ACT

To amend and reenact R.S. 23:1474(H), relative to the Unemployment Trust Fund; to provide relative to the Revenue Estimating Conference's official projection of the state unemployment trust fund; 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 Labor and Industrial Relations.

October 5, 2020

SENATE BILL NO. 55—
BY SENATORS CORTEZ AND REESE
AN ACT

To amend and reenact R.S. 23:1541(D) and 1553(B)(8) and (10) and to enact R.S. 23:1474(J), relative to unemployment insurance; to provide for taxes and benefits for calendar year 2021; to provide relative to the social charge account; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Labor and Industrial Relations.

Introduction of
Senate Concurrent Resolutions

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

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.

The resolution was read by title and referred by the President to the Committee on Labor and Industrial Relations.

Senate Concurrent Resolutions on
Second Reading

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators who voted 'YEAS' in three columns: Mr. President, Abraham, Allain, Barrow, Bernard, Boudreaux, Bouie, Carter, Cathey, Cloud, Connick, Fesi, Mizell, Peacock, Pope, Price, Reese, Smith, Talbot, Tarver, Ward, White.

Total - 34

NAYS

Total - 0

ABSENT

Table listing names of senators who were 'ABSENT' in three columns: Jackson, Lambert, Morris, Peterson, Womack.

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

SENATE CONCURRENT RESOLUTION NO. 8—
BY SENATOR FESI
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana R.S. 29:762(12)(a)(ii) and (b)(iii), relative to the definition of public health emergency for the purposes of the Louisiana Health Emergency Powers Act.

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

Message from the House

ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS

October 2, 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:

Table listing House Bills and Joint Resolutions: HB No. 24, HB No. 11, HB No. 32, HB No. 39, HB No. 1, HB No. 14, HB No. 4, HB No. 60, HB No. 2, HB No. 15, HB No. 5, HB No. 68.

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

House Bills and Joint Resolutions

Senator Milligan 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. 1—
BY REPRESENTATIVE JAMES
AN ACT

To amend and reenact R.S. 15:574.4(J)(1)(introductory paragraph) and to enact R.S. 15:574.4(J)(4), relative to parole eligibility for juvenile offenders; to modify the applicability of certain parole eligibility provisions to juvenile offenders serving life sentences; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 2—
BY REPRESENTATIVE JAMES
AN ACT

To enact R.S. 15:584(C) and 587(J), relative to criminal justice system data; to provide relative to the duty and authority of the Louisiana Bureau of Criminal Identification and Information to cooperate with certain nonprofit entities; to provide for the authority of certain nonprofit entities to obtain access to certain criminal justice system data and information under certain conditions; to provide relative to the nonprofit entities access to de-identified arrest and conviction information; to provide relative to the execution of a nondisclosure agreement; to provide for a termination date; to provide for an effective date; and to provide for related matters.

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

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.

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

HOUSE BILL NO. 5—

BY REPRESENTATIVES DESHOTEL, ADAMS, AMEDEE, BAGLEY, BROWN, BUTLER, CARRIER, GARY CARTER, ROBBY CARTER, WILFORD CARTER, CORMIER, COX, CREWS, DAVIS, DEVILLIER, ECHOLS, EDMONDS, EMERSON, FIRMENT, FONTENOT, FREIBERG, FRIEMAN, GADBERRY, GAINES, GAROFALO, GOUDEAU, GREEN, HARRIS, HORTON, JENKINS, MIKE JOHNSON, TRAVIS JOHNSON, JONES, JORDAN, KERNER, LACOMBE, LARVADAIN, MACK, MCCORMICK, MCKNIGHT, MCMAHEN, MIGUEZ, MINCEY, ORGERON, CHARLES OWEN, PRESSLY, RISER, ROMERO, SCHAMERHORN, SCHEXNAYDER, SEABAUGH, SELDERS, STEFANSKI, THOMAS, THOMPSON, TURNER, WHEAT, WHITE, WRIGHT, AND ZERINGUE AND SENATOR MIZELL

AN ACT

To enact R.S. 47:6041, relative to tax credits; to establish a tax credit for certain broadband coverage providers; to provide for the amount of the credit; to limit the total amount of credits authorized to be granted; to provide for requirements and limitations; 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.

HOUSE BILL NO. 11—

BY REPRESENTATIVE PRESSLY

AN ACT

To amend and reenact R.S. 29:724(B)(2) and 768(B), relative to emergency declarations; to provide relative to the termination of emergency declarations; to provide relative to the effect of terminating emergency declarations; 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. 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.

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

HOUSE BILL NO. 15—

BY REPRESENTATIVES FRIEMAN AND HORTON

AN ACT

To amend and reenact R.S. 29:724(B)(2) and 768(B), relative to emergency declarations; to authorize the legislature to terminate all or part of an emergency declaration; to provide for the procedure by which the petition is signed and transmitted to the governor; to provide for the effectiveness of the petition to terminate; to provide for an effective date; to provide for retroactive application; 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. 24—

BY REPRESENTATIVE ZERINGUE

AN ACT

To appropriate funds from certain sources in specific amounts for the making of supplemental appropriations to the capital outlay budget for Fiscal Year 2020-2021; 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 Finance.

HOUSE BILL NO. 32—

BY REPRESENTATIVES ZERINGUE AND MAGEE

AN ACT

To enact R.S. 29:732.1 and 776, relative to the operation of restaurants and establishments selling alcoholic beverages during a state of emergency or public health emergency; to require that restaurants and establishments selling alcoholic beverages be subject to uniform restrictions; 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. 39—

BY REPRESENTATIVE ZERINGUE

AN ACT

To appropriate funds and to make certain reductions from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for the agencies and purposes for Fiscal Year 2020-2021; 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 Finance.

HOUSE BILL NO. 60—

BY REPRESENTATIVE IVEY

AN ACT

To amend and reenact R.S. 29:768 and to enact R.S. 29:768.1, relative to public health emergencies; to provide relative to the renewal of emergency declarations; to provide a procedure for legislative approval of the renewal of emergency declarations; to provide for an effective date; to provide for prospective and retroactive application; 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. 68—

BY REPRESENTATIVE SCHEXNAYDER

AN ACT

To amend and reenact R.S. 29:722(A)(2), 724(A) and (B), and 768, and to enact R.S. 29:768.1, relative to the declaration of emergencies; to provide relative to the declaration of a state of disaster or emergency and a state of public health emergency; to provide for the renewal and termination of certain emergencies; to create the Legislative Committee on Emergency Declarations; to provide for the authority, duties, and membership of the Legislative Committee on Emergency Declarations; to provide for prospective and retroactive application; and to provide for related matters.

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

October 5, 2020

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

October 2, 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. 3 HCR No. 4 HCR No. 9 HCR No. 15

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

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 3— BY REPRESENTATIVES BOURRIQUE, GARY CARTER, DWIGHT, AND THOMPSON

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana Congressional Delegation to take such actions as are necessary to require the Federal Emergency Management Agency to grant Louisiana full federal funding for disaster expenses associated with Hurricane Laura or to grant Louisiana the ability to utilize alternative sources of federal funding as needed matching funds if full federal funding is not provided.

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

HOUSE CONCURRENT RESOLUTION NO. 4— BY REPRESENTATIVES BOURRIQUE AND ROMERO

A CONCURRENT RESOLUTION

To urge and request the division of administration, office of community development, to include certain activities as eligible expenses in the development of its Community Development Block Grant - Disaster Recovery Program Action Plans and amendments thereto.

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

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).

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

HOUSE CONCURRENT RESOLUTION NO. 15— BY REPRESENTATIVE IVEY

A CONCURRENT RESOLUTION

To suspend the provisions of R.S. 29:766(D)(3) through (8), 767, 769(A), 769(B)(3), and 769(C)(2)(b), relative to the Louisiana Health Emergency Powers Act; and to provide relative to the duration of the suspension.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

Senator R. L. Bret Allain II, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

October 5, 2020

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

SENATE BILL NO. 1— BY SENATOR WARD

AN ACT

To amend and reenact R.S. 47:6006(B)(1), (3), and (4), relative to tax credits and incentives; to provide for the carryforward of the tax credit for ad valorem taxes paid on inventory; 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 relative to the retention of funds for capital outlay projects which are delayed; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted, R. L. BRET ALLAIN II Chairman

REPORT OF COMMITTEE ON

RETIREMENT

Senator Edward J. "Ed" Price, Chairman on behalf of the Committee on Retirement, submitted the following report:

October 5, 2020

To the President and Members of the Senate:

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

SENATE BILL NO. 26— BY SENATOR PETERSON

AN ACT

To amend and reenact R.S. 48:1655(N), relative to the employees of the Regional Transit Authority; to provide for membership in the Louisiana State Employees' Retirement System; to provide for calculation of and payments for certain unfunded accrued liability attributable to the authority; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted, EDWARD J. "ED" PRICE Chairman

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

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

SENATE BILL NO. 1—
BY SENATOR WARD

AN ACT

To amend and reenact R.S. 47:6006(B)(1), (3), and (4), relative to tax credits and incentives; to provide for the carryforward of the tax credit for ad valorem taxes paid on inventory; to provide for an effective date; and to provide for related matters.

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 Bill No. 1 by Senator Ward

AMENDMENT NO. 1

On page 1, line 2, delete "(1), (3), and (4)"

AMENDMENT NO. 2

On page 1, line 6, delete "(1), (3), and (4) are" and insert "is"

AMENDMENT NO. 3

On page 2, on line 1, delete "~~for a~~" and delete line 2 and insert "for a period not to exceed ~~five~~ ten years, as follows:"

AMENDMENT NO. 4

On page 2, delete line 12 and insert "tax liability for a period not to exceed ~~five~~ ten years."

AMENDMENT NO. 5

On page 2, delete lines 17 through 19 and insert: "carried forward as a credit against subsequent tax liability for a period not to exceed ~~five~~ ten years.

(2) Each taxpayer allowed a credit under this Section shall claim the credit on its separately filed income or corporate franchise tax return; however, for purposes of the application of the limitations on refundability of excess credit provided for in Subparagraphs (1)(a) through (c) of this Subsection, all taxpayers included in one consolidated federal income tax return filed under the Internal Revenue Code shall be treated as a single taxpayer. ~~The secretary shall promulgate rules to ensure that taxpayers included in one consolidated federal income tax return shall be considered one taxpayer for the purpose of the limitations on refunds provided for in Subparagraphs (1)(a) through (c) of this Subsection.~~

AMENDMENT NO. 6

On page 3, delete line 3 and insert "subsequent tax liability for a period not to exceed ~~five~~ ten years."

AMENDMENT NO. 7

On page 3, delete lines 9 through 14 and insert: "corporation franchise tax liability for a period not to exceed ~~five~~ ten years and shall not be refundable. ~~The secretary shall promulgate rules to ensure that taxpayers included in one consolidated federal income tax return shall be considered one taxpayer for the purpose of the limitations on refundability provided for in this Paragraph. This rulemaking authority shall be in addition to the rulemaking authority provided for elsewhere in this Title.~~

AMENDMENT NO. 8

On page 3, between lines 15 and 16 insert:

"Section 2. The provisions of this Act shall be applicable to credits earned for ad valorem taxes on inventory paid on or after January 1, 2020."

AMENDMENT NO. 9

On page 3, line 16, delete "Section 2." and insert "Section 3."

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

SENATE BILL NO. 26—
BY SENATOR PETERSON

AN ACT

To amend and reenact R.S. 48:1655(N), relative to the employees of the Regional Transit Authority; to provide for membership in the Louisiana State Employees' Retirement System; to provide for calculation of and payments for certain unfunded accrued liability attributable to the authority; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Original Senate Bill No. 26 by Senator Peterson

AMENDMENT NO. 1

On page 1, line 14, after "authority" and before "shall" insert "covered by a collective bargaining agreement or who is a member of any other retirement plan"

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

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 relative to the retention of funds for capital outlay projects which are delayed; to provide for an effective date; and to provide for related matters.

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 Bill No. 50 by Senator Allain

AMENDMENT NO. 1

On page 2, line 10, after "overcome" change "semi-annually" to "no later than the first day of February each year"

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

Reconsideration

The vote by which Senate Bill No. 39 failed to pass on Thursday, October 1, 2020, was reconsidered.

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.

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

October 5, 2020

Senate Concurrent Resolutions on Second Reading Reported by Committees

SENATE CONCURRENT RESOLUTION NO. 3—

BY SENATOR CATHEY

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the feasibility of making TOPS-Tech and GO Grant awards available to low-income students for use during the summer semester immediately following high school graduation.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, Mizell. Lists names of senators and their counts for the 'YEAS' category.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Morris, Womack. Lists names of senators and their counts for the 'ABSENT' category.

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

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATORS ABRAHAM AND REESE

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to hold a special meeting and adopt adjustments to the minimum foundation program (MFP) formula to ensure that school districts impacted by Hurricane Laura do not lose MFP funding during the 2020-2021 fiscal year due to decreases in student enrollment.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Concurrent Resolution No. 6 by Senator Abraham

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "hold a" and at the beginning of line 3, delete "special meeting and"

AMENDMENT NO. 2

On page 2, at the end of line 15, delete "hold a special" and at the beginning of line 16, delete "meeting and"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Fields, Mizell. Lists names of senators and their counts for the 'YEAS' category.

Total - 34

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Morris, Womack. Lists names of senators and their counts for the 'ABSENT' category.

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. 11—

BY SENATOR CATHEY

AN ACT

To enact R.S. 17:176(G), relative to school interscholastic extracurricular athletic programs; to prohibit certain schools from being a member of, or participating in any competition sponsored by, organizations that do not have certain persons as members of their executive committees or governing boards; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Connick, Milligan. Lists names of senators and their counts for the 'YEAS' category.

Total - 30

NAYS

Johns Price
Pope Tarver
Total - 4

ABSENT

Jackson Morris Womack
Lambert Peterson
Total - 5

The Chair declared the bill was passed and ordered it 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. 32—

BY SENATORS FIELDS, ABRAHAM, BARROW, BERNARD, BOUDREAU, BOUIE, CARTER, CATHEY, CLOUD, CORTEZ, FESI, FOIL, HARRIS, JOHNS, LUNEAU, MCMATH, MILLIGAN, ROBERT MILLS, POPE, PRICE, REESE, SMITH, TALBOT, TARVER 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.

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. 32 by Senator Fields

AMENDMENT NO. 1

On page 2, line 29, following "items" and before "by federal law" change "deemed" to "considered"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fields	Mizell
Abraham	Foil	Peacock
Allain	Harris	Pope
Barrow	Henry	Price
Bernard	Hensgens	Reese
Boudreaux	Hewitt	Smith
Bouie	Johns	Talbot
Carter	Luneau	Tarver
Cathey	McMath	Ward
Cloud	Milligan	White
Connick	Mills, F.	
Fesi	Mills, R.	
Total - 34		

NAYS

Total - 0

ABSENT

Jackson Morris Womack
Lambert Peterson
Total - 5

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Fields moved to

reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

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

Introduction of Senate Bills and Joint Resolutions

Senator Bouie 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. 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.

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

SENATE BILL NO. 57—

BY SENATORS LUNEAU AND ALLAIN

AN ACT

To enact R.S. 47:114.1, relative to reporting requirements to the Department of Revenue; to require businesses and governmental entities that pay certain service providers to file reports; to provide for the format of the reports; to provide for exceptions; to provide for penalties; 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. 58—

BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 40:2007.1(A)(2)(a) and (c) and the introductory paragraph of (D) and to repeal R.S. 40:2007.1(A)(3), relative to licensing of health care providers after an emergency or disaster; to provide for an exception for the continuation of licensure for certain licensed facilities operating in an area affected by an executive order or proclamation of emergency or disaster; to extend the deadline to provide notice of an interruption; to extend the deadline to resume provision of services; to repeal outdated provisions; 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 Health and Welfare.

Introduction of Senate Concurrent Resolutions

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

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.

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

October 5, 2020

Rules Suspended

Senator Reese asked for and obtained a suspension of the rules to recall Senate Concurrent Resolution No. 5 from the Committee on Finance.

SENATE CONCURRENT RESOLUTION NO. 5— BY SENATOR REESE

A CONCURRENT RESOLUTION

To suspend until June 30, 2021, the provisions of R.S. 23:1474(C) and (G)(3), 1532.1, and 1536(E)(1) and (F)(3)(a)(i) providing for certain unemployment taxes, assessments, and benefits.

On motion of Senator Reese, Senate Concurrent Resolution No. 5 was read by title and recommitted to the Committee on Labor and Industrial Relations.

Rules Suspended

Senator Carter asked for and obtained a suspension of the rules to allow the Senate Committee on Labor and Industrial Relations 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 2, 2020

To the President and Members of the Senate:

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

The following Senate Resolutions have been properly enrolled:

SENATE RESOLUTION NO. 3—

BY SENATORS FIELDS, ABRAHAM, ALLAIN, BARROW, BERNARD, BOUDREAU, BOUIE, CARTER, CATHEY, CLOUD, CONNICK, CORTEZ, FESI, FOIL, HARRIS, HENRY, HENSGENS, HEWITT, JACKSON, JOHNS, LAMBERT, MCMATH, MILLIGAN, ROBERT MILLS, PEACOCK, POPE, PRICE, REESE, SMITH, TALBOT, TARVER, WARD, WHITE AND WOMACK

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of James Michell "Jimmy" Bernhard.

SENATE RESOLUTION NO. 4—

BY SENATORS BOUDREAU, ABRAHAM, ALLAIN, BARROW, BERNARD, BOUIE, CARTER, CATHEY, CLOUD, CONNICK, CORTEZ, FESI, FIELDS, FOIL, HARRIS, HENSGENS, HEWITT, JACKSON, JOHNS, LAMBERT, LUNEAU, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MORRIS, PEACOCK, PETERSON, POPE, PRICE, REESE, SMITH, TALBOT, WARD, WHITE AND WOMACK

A RESOLUTION

To commend and congratulate Dr. Kim Hunter Reed on being chosen as the recipient of the State Higher Education Executive Officers Association's (SHEEO) 2020 Exceptional Leader Award.

SENATE RESOLUTION NO. 5—

BY SENATORS BERNARD, ABRAHAM, ALLAIN, BARROW, BOUDREAU, BOUIE, CARTER, CATHEY, CLOUD, CONNICK, CORTEZ, FESI, FIELDS, FOIL, HARRIS, HENRY, HENSGENS, HEWITT, JACKSON, JOHNS, LAMBERT, LUNEAU, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, PETERSON, POPE, PRICE, REESE, SMITH, TALBOT, TARVER, WARD, WHITE AND WOMACK

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the tragic deaths of Pauline and Philip Ackel of Natchitoches, Louisiana, an inseparable couple who died together in a plane crash with their good friends, Missy and

Kenneth Hix of Lafayette, Louisiana, near Hilltop Lakes, Texas, on September 20, 2020, a devastating loss for families, friends, and the communities of both couples.

SENATE RESOLUTION NO. 6—

BY SENATORS BOUDREAU, ABRAHAM, ALLAIN, BARROW, BERNARD, BOUIE, CARTER, CATHEY, CLOUD, CONNICK, CORTEZ, FESI, FIELDS, FOIL, HARRIS, HENRY, HENSGENS, HEWITT, JACKSON, JOHNS, LAMBERT, LUNEAU, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MIZELL, MORRIS, PEACOCK, PETERSON, POPE, PRICE, REESE, SMITH, TALBOT, TARVER, WARD, WHITE AND WOMACK

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Missy and Kenneth Hix, of Lafayette, Louisiana, a deeply committed couple, who died in a private plane crash with dear friends Pauline and Philip Ackel of Natchitoches, Louisiana, near Hilltop Lakes, Texas, on September 20, 2020, a devastating loss for families, friends, and the communities of both couples.

Respectfully submitted, SHARON W. HEWITT Chairman

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

Message to the Secretary of State

SIGNED

SENATE CONCURRENT RESOLUTIONS

October 2, 2020

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolution:

SENATE CONCURRENT RESOLUTION NO. 1—

BY SENATOR FOIL

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Francis "Frank" Harwood Leonard Sr.

Respectfully submitted, YOLANDA J. DIXON Secretary of the Senate

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns: Name, Fields, Mizell. Lists present members including Mr. President, Abraham, Allain, Barrow, Bernard, Boudreau, Bouie, Carter, Cathey, Cloud, Connick, Fesi, and a total of 34.

ABSENT

Table with 3 columns: Name, Morris, Womack. Lists absent members: Jackson, Lambert, Peterson, and a total of 5.

Leaves of Absence

The following leaves of absence were asked for and granted:

Jackson	1 Day	Lambert	1 Day
Morris	1 Day	Peterson	1 Day
Womack	1 Day		

Announcements

The following committee meetings for October 6, 2020, were announced:

Finance	9:00 A.M.	Room A
Judiciary A	9:30 A.M.	Hainkel Room
Judiciary B	10:00 A.M.	Room E
Labor and Ind. Rel.	11:30 A.M.	Room C

Adjournment

On motion of Senator Talbot, at 3:50 o'clock P.M. the Senate adjourned until Tuesday, October 6, 2020, at 1:00 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

