

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

NINETEENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, April 18, 2016

The Senate was called to order at 4:15 o'clock P.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Erdey	Peacock
Allain	Gatti	Perry
Appel	Long	Peterson
Bishop	Luneau	Riser
Boudreaux	Milkovich	Smith, G.
Brown	Mills	Smith, J.
Chabert	Mizell	Thompson
Claitor	Morrell	Walsworth
Cortez	Morrish	Ward
Total - 27		

ABSENT

Barrow	Fannin	Lambert
Carter	Hewitt	Martiny
Colomb	Johns	Tarver
Donahue	LaFleur	White
Total - 12		

The President of the Senate announced there were 27 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Tyrone Jefferson Jr., 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 Boudreaux, the reading of the Journal was dispensed with and the Journal of April 14, 2016, was adopted.

**Privileged Report of the
Legislative Bureau**

April 18, 2016

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following instruments are approved as to construction and duplication.

HOUSE BILL NO. 273—
BY REPRESENTATIVE TALBOT
AN ACT

To enact R.S. 49:191(10) and to repeal R.S. 49:191(6)(g), relative to the Department of Insurance, including provisions to provide for the re-creation of the Department of Insurance and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 341—
BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact R.S. 22:1260.4(B)(10), relative to discount medical plan organizations; to provide with respect to registration of such organizations with the commissioner of insurance; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 363—
BY REPRESENTATIVE TALBOT
AN ACT

To enact R.S. 22:1923(2)(n), relative to fraudulent insurance acts; to provide that making certain false statements to the Property Insurance Association of Louisiana is such an act; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 614—
BY REPRESENTATIVE MORENO
AN ACT

To amend and reenact R.S. 18:1310(A)(2) and to enact R.S. 18:1308(A)(1)(d), relative to voting absentee by mail; to provide for the electronic transmission of voting materials to certain voters under certain circumstances; to provide relative to the procedures and requirements for voting using such materials; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 803—
BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact R.S. 22:236(4), 237.2(4), 524(3), 528(2), 552(2), 1641(4), and 1981(A)(3), relative to citations in the Insurance Code; to correct certain citations to definitions of the terms "control" and "person"; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
RICKY WARD

Adoption of Legislative Bureau Report

On motion of Senator Ward, the Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 63—
BY SENATOR BROWN
A RESOLUTION

To commend and congratulate the city of Port Allen, Louisiana, and its citizenry and public officials on the celebration of the first centennial anniversary of the city.

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

April 18, 2016

SENATE RESOLUTION NO. 64—
BY SENATOR WHITE

A RESOLUTION

To recognize May 2016 as "Building Safety Month".

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

Introduction of
Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 61—

BY SENATORS PEACOCK AND GATTI
A CONCURRENT RESOLUTION

To commend the Bossier High School boys' basketball team upon winning the Louisiana High School Athletic Association state championship title and to congratulate the Bearkats on an outstanding 2015-2016 season.

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

Message from the House

ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS

April 18, 2016

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HB No. 81	HB No. 141	HB No. 270
HB No. 896	HB No. 906	HB No. 926
HB No. 1136	HB No. 618	HB No. 662
HB No. 708	HB No. 816	HB No. 932
HB No. 727	HB No. 894	HB No. 911
HB No. 913	HB No. 1134	HB No. 357
HB No. 594	HB No. 613	HB No. 702
HB No. 751	HB No. 795	HB No. 184
HB No. 241	HB No. 612	HB No. 735
HB No. 449		

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Bills and Joint Resolutions
on First Reading

HOUSE BILL NO. 81—
BY REPRESENTATIVE BROADWATER
AN ACT

To enact R.S. 44:33.1, relative to public records; to require public bodies to make certain information concerning the custodian of records publicly available; to provide for the manner in which such information is required to be made publicly available; and to provide for related matters.

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

HOUSE BILL NO. 141—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 24:521(A), (C), and (D), relative to actuarial notes; to require certain content in an actuarial note; to provide relative to certain legislative procedures regarding obtaining actuarial notes; and to provide for related matters.

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

HOUSE BILL NO. 184—
BY REPRESENTATIVE STOKES
AN ACT

To enact R.S. 22:1332(B)(7), relative to homeowners' insurance policies; to provide for notice to policyholders that claims not exceeding the deductible may result in increased premiums or cancellation of coverage; and to provide for related matters.

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

HOUSE BILL NO. 241—
BY REPRESENTATIVE ZERINGUE
AN ACT

To amend and reenact R.S. 9:1103, R.S. 30:961(G)(3), 2000.11(E), 2459(A) and (D), 2460(A)(14), R.S. 35:411(A), (B), and (E), R.S. 38:100(introductory paragraph), 106(A)(2)(introductory paragraph) and (B), 111, 112, 213(D), 214(B), 218(B), 221(F), 225(A)(2), (D)(2)(b), (F), 226, 301(B), 301.1(A), (B), and (C), 306(C), 313(B)(2), 315, 329.6(H), 330.1(C)(2)(c) and (3)(a), 3097.4(A)(9), R.S. 39:99.29(A), 366.3(1), 2202(1), (3), (5), and (6), R.S. 48:264.1(B), and R.S. 56:301.10(E)(3), 425(E), 427.1(C), 494(E)(3) and 2011(E), to enact R.S. 49:214.6.2(D)(8), and to repeal R.S. 49:214.6.2(C)(4), relative to the Coastal Protection and Restoration Authority Board; to change certain references to the "Office of Coastal Protection and Restoration" to "Coastal Protection and Restoration Authority"; to change certain references to the "Office of Coastal Protection and Restoration" to the "Coastal Protection and Restoration Authority Board"; to make technical corrections to references to the "executive director", the "chair", the "chairman"; to make other technical corrections; to provide for the utilization of certain services provided by the Department of Natural Resources; and to provide for related matters.

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

HOUSE BILL NO. 270—
BY REPRESENTATIVE POPE
AN ACT

To amend and reenact R.S. 17:1(D) and to repeal R.S. 17:2, relative to the Board of Elementary and Secondary Education; to provide relative to vacancies in elective positions on the board; to provide relative to special elections to fill vacancies in elective positions on the board; to remove certain redundant provisions of law relative to the board; and to provide for related matters.

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

HOUSE BILL NO. 357—
BY REPRESENTATIVE LEGER
AN ACT

To repeal R.S. 48:388(F), relative to rail; to provide relative to assistance for rail service; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 449—

BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact Children's Code Articles 1122(F)(2) and (G)(2) and 1142(B) and R.S. 40:34, 46, 46.1, 46.2, and 75(A), to enact R.S. 9:410, R.S. 40:34.1 through 34.13, and 46.3 through 46.13, and to repeal Children's Code Article 1142(C), relative to vital statistics; to provide for the completion of a birth certificate; to provide for the amendment of a birth certificate; to reorganize and recodify laws relative to birth certificates, death certificates, and paternity establishment; and to provide for related matters.

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

HOUSE BILL NO. 594—

BY REPRESENTATIVES JAY MORRIS, BAGLEY, COX, HENSGENS, HORTON, MIKE JOHNSON, AND MAGEE
AN ACT

To enact Subpart E-5 of Part II of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:331 and 332, relative to eligibility for benefits of the Supplemental Nutrition Assistance Program (SNAP); to limit the authority of the state to waive work requirements for certain SNAP benefit recipients; to require legislative approval of certain SNAP waiver applications; to provide for the manner by which such approval may be granted; and to provide for related matters.

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

HOUSE BILL NO. 612—

BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact R.S. 22:366, relative to vehicle mechanical breakdown insurers; to allow such insurers to file certain audited statements in lieu of an audited financial statement; to provide for the auditing of submitted statements; and to provide for related matters.

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

HOUSE BILL NO. 613—

BY REPRESENTATIVE THIBAUT
AN ACT

To enact R.S. 22:1023(D)(8) and (9), relative to genetic information obtained by health insurers; to provide for exceptions from certain statutory requirements for and restrictions on the use of such information; and to provide for related matters.

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

HOUSE BILL NO. 618—

BY REPRESENTATIVES WILLMOTT, AMEDEE, ANDERS, BAGLEY, BERTHELOT, BILLIOT, BROADWATER, TERRY BROWN, CARMODY, CONNICK, COUSSAN, COX, CROMER, DANAHAY, DAVIS, DEVILLIER, DWIGHT, EDMONDS, EMERSON, FALCONER, FOIL, GAROFALO, GISCLAIR, JIMMY HARRIS, HILL, HODGES, HOFFMANN, HORTON, HOWARD, IVEY, JACKSON, JEFFERSON, MIKE JOHNSON, ROBERT JOHNSON, NANCY LANDRY, LEBAS, LYONS, MAGEE, MCFARLAND, MIGUEZ, DUSTIN MILLER, GREGORY MILLER, JAY MORRIS, POPE, PUGH, PYLANT, REYNOLDS, SCHEXNAYDER, SCHRODER, SIMON, STOKES, WHITE, AND ZERINGUE
AN ACT

To enact Part VI of Subchapter B of Chapter 5-D of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1191.1 through 1191.4, relative to fetal remains; to provide for definitions; to require notification of parents' right to determine the final disposition; to require notification of available counseling; to provide for final disposition if no parental decision indicated after forty-eight hours; to provide for a notice of parental right form; to establish a limitation of liability; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 662—

BY REPRESENTATIVE BARRAS
AN ACT

To enact R.S. 46:2625.1, relative to emergency ground ambulance service provider fees; to authorize a provider fee on emergency ground ambulance service providers; to establish the maximum allowable fee amount; to provide for definitions; to provide for disposition of collected fees; to provide for enhanced reimbursements; to provide for the termination of the assessment; to require the Department of Health and Hospitals to take certain actions; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 702—

BY REPRESENTATIVES JIMMY HARRIS AND TERRY LANDRY
AN ACT

To amend and reenact R.S. 32:410(A)(1), to enact R.S. 32:410(A)(3)(a)(x), (E), and (F) and R.S. 40:1321(O), and to repeal Act No. 807 of the 2008 Regular Session of the Legislature and Act No. 151 of the 2010 Regular Session of the Legislature, relative to the REAL ID Act of 2005; to provide for implementation of the REAL ID Act for special identification cards; to prohibit the issuance of driver's licenses in compliance with the REAL ID Act of 2005; to provide for exceptions; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 708—

BY REPRESENTATIVE TERRY LANDRY
AN ACT

To amend and reenact R.S. 4:732(A) through (D), (E) (introductory paragraph), and (G) and 739(A)(1) and (2)(e) and (F), and to enact R.S. 4:707(J) and 739(A)(2)(f), relative to charitable gaming; to authorize the conducting of progressive mega jackpot bingo; to provide with respect to jackpots for progressive mega jackpot bingo games; to provide for exceptions to amount of prizes awarded during a bingo session; to provide for applicability; to provide with respect to Electronic Bingo Card Dabber Devices; to allow those devices to provide for networking of charitable gaming organizations; to provide for player tracking; to provide relative to regulatory authority; and to provide for related matters.

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

HOUSE BILL NO. 727—

BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact R.S. 24:53(F)(1) and (H), R.S. 33:9664(D)(1) and (F), and R.S. 49:74(D)(1) and (F), relative to lobbyist disclosure; to provide relative to the filing of certain supplemental reports during the registration renewal period; and to provide for related matters.

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

HOUSE BILL NO. 735—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 47:103(A), 287.614(A)(1), 287.651(A)(1), 609(A), and 1675(H)(1)(e) and (f) as enacted by Act No. 23 of the 2016 First Extraordinary Session of the Legislature, relative to income tax returns; to provide for the time and place of filing of certain income tax returns; to provide for the deadline for the payment of certain taxes; to provide relative to the claiming of certain transferable tax credits in the

April 18, 2016

Tax Credit Registry; to provide for applicability; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 751—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 32:295.1(G)(1), relative to noncompliance with compulsory seat belt law; to increase fines for seat belt violations; and to provide for related matters.

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

HOUSE BILL NO. 795—
BY REPRESENTATIVE STOKES
AN ACT

To amend and reenact R.S. 47:1517(B), relative to the tax exemption budget; to require certain organization of the tax exemptions; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 816—
BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact R.S. 22:1062(D)(1), relative to certificates of coverage provided by group health plans and certain health insurance issuers; to provide that such certificates shall be sent within twenty days of a request; and to provide for related matters.

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

HOUSE BILL NO. 894—
BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 15:745.2(D), relative to the reentry of offenders who are housed in parish jails; to provide relative to the Offender Reentry Support Pilot Program; to provide for the reporting of program results; and to provide for related matters.

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

HOUSE BILL NO. 896—
BY REPRESENTATIVE GAROFALO
AN ACT

To enact R.S. 24:15, relative to the legislature; to authorize a means other than mail for transmission of documents to and from members of the legislature; to provide for the authority of the clerical officers of the legislature with respect thereto; and to provide for related matters.

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

HOUSE BILL NO. 906—
BY REPRESENTATIVES ARMES AND BILLIOT
AN ACT

To enact Part XIII of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3399.21 through 3399.24, relative to postsecondary education services for homeless youth and foster youth; to require each public postsecondary education institution to designate a homeless and foster student liaison and to provide for his responsibilities; to authorize the institutions to provide for these students with respect to residency status and housing; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 911—
BY REPRESENTATIVE TERRY BROWN
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Grant Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 913—
BY REPRESENTATIVE CARPENTER AND SENATOR BARROW
AN ACT

To enact Children's Code Article 581(A)(9), relative to the Child Protection Representation Commission; to provide for the membership of the commission; to add the chairwoman of the Louisiana Legislative Women's Caucus or her designee as a commission member; and to provide for related matters.

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

HOUSE BILL NO. 926—
BY REPRESENTATIVE DWIGHT
AN ACT

To amend and reenact R.S. 40:966(B)(4), relative to the Uniform Controlled Dangerous Substances Law; to provide penalties for possession of heroin combined with fentanyl or any of its analogues; and to provide for related matters.

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

HOUSE BILL NO. 932—
BY REPRESENTATIVE DAVIS
AN ACT

To amend and reenact R.S. 22:1573(1)(1)(introductory paragraph) and (1)(1)(b), relative to continuing education requirements for producers; to revise the age requirement for exemption; to clarify that a producer may qualify for the exemption when representing or operating through a licensed Louisiana insurance agency; and to provide for related matters.

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

HOUSE BILL NO. 1134— (Substitute for House Bill No. 433 by Representative Hazel)
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 32:414(R)(3), relative to economic hardship licenses; to require the issuance of economic hardship licenses when related to state tax delinquency; to provide for the conditions under which such license can be issued; to establish the duration of such economic hardship licenses; and to provide for related matters.

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

HOUSE BILL NO. 1136— (Substitute for House Bill No. 394 by Representative Lopinto)
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 40:41(B), relative to vital records; to authorize the disclosure of data from birth and death certificates to law enforcement; and to provide for related matters.

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

April 14, 2016

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. 74 HCR No. 75 HCR No. 76
HCR No. 78

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**House Concurrent Resolutions
on First Reading**

HOUSE CONCURRENT RESOLUTION NO. 74—
BY REPRESENTATIVES NANCY LANDRY, ABRAHAM, AMEDEE, BACALA, BARRAS, BERTHELOT, BISHOP, CHAD BROWN, COUSSAN, DANAHAY, DWIGHT, EMERSON, FALCONER, FRANKLIN, GAINES, GISCLAIR, GUINN, HENSGENS, HUVAL, ROBERT JOHNSON, JONES, TERRY LANDRY, LEBAS, MAGEE, MIGUEZ, DUSTIN MILLER, GREGORY MILLER, MONTOU CET, PIERRE, PRICE, RICHARD, SCHEXNAYDER, THIBAUT, AND ZERINGUE AND SENATORS ALLAIN, BOUDREAU X, CORTEZ, JOHNS, LAFLEUR, LAMBERT, MILLS, MORRISH, GARY SMITH, JOHN SMITH, AND WARD
A CONCURRENT RESOLUTION

To commend Dr. Barry Ancelet upon his retirement from the University of Louisiana at Lafayette and to recognize his contributions to preserve the Cajun French culture.

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

HOUSE CONCURRENT RESOLUTION NO. 75—
BY REPRESENTATIVES NANCY LANDRY, BARRAS, BISHOP, COUSSAN, EMERSON, TERRY LANDRY, MONTOU CET, AND PIERRE AND SENATORS BOUDREAU X, CORTEZ, MILLS, AND PERRY
A CONCURRENT RESOLUTION

To commend Stephen Lutz, of Lafayette, a member of the World Champion Team USA Physically Challenged baseball team.

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

HOUSE CONCURRENT RESOLUTION NO. 76—
BY REPRESENTATIVE LEGER
A CONCURRENT RESOLUTION

To designate Tuesday, April 26, 2016, as Kingsley House Day at the legislature.

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

HOUSE CONCURRENT RESOLUTION NO. 78—
BY REPRESENTATIVE BISHOP AND SENATOR CHABERT
A CONCURRENT RESOLUTION

To recognize Tuesday, April 19, 2016, as the fourth annual Resource Environmental Solutions Louisiana Tree Day at the state capitol.

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

Rules Suspended

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

**House Bills and Joint Resolutions on
Second Reading**

HOUSE BILL NO. 78—
BY REPRESENTATIVE PEARSON
AN ACT

To enact R.S. 42:1124.2.1(A)(4), relative to financial disclosure; to require certain public employees in specified positions with state and statewide retirement systems to file financial disclosure statements; 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 Senate and Governmental Affairs.

HOUSE BILL NO. 95—
BY REPRESENTATIVE MORENO
AN ACT

To amend and reenact R.S. 15:1202(A)(introductory paragraph) and to enact R.S. 15:1202(A)(29) through (31), relative to the membership of the Louisiana Commission on Law Enforcement and Administration of the Criminal Justice; to change the membership of the commission; 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. 144—
BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact R.S. 42:1124(E) and 1124.2(E), relative to personal financial disclosure; to remove provisions requiring an affidavit; to provide for a certification; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 189—
BY REPRESENTATIVE CHAD BROWN
AN ACT

To amend and reenact R.S. 27:418(C), relative to the operation of a restaurant at a qualified truck stop facility; to provide with respect to closing the operation of a restaurant during certain legal holidays; to provide for applicability; 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. 196—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 27:416(C), relative to the operation of video draw poker devices at qualified truck stop facilities; to provide with respect to the calculation of fuel sales; to provide for exceptions regarding the fuel sales requirements at certain facilities; 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. 226—

BY REPRESENTATIVE MORENO
AN ACT

To amend and reenact R.S. 27:443(B)(1)(a)(ii) and (b)(iii), relative to penalties for certain violations of the Video Draw Poker Devices Control Law; to provide with respect to the revocation or suspension of a license for certain violations; to provide for a hearing; 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. 232—

BY REPRESENTATIVE STOKES
AN ACT

To amend and reenact R.S. 40:1169.5, relative to limitation of liability for parties involved in the care of certain terminally ill patients; to add limitation of liability provisions to the Right To Try Act; to provide for construction of certain provisions of the Right To Try Act relative to causes of action; and to provide for related matters.

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

HOUSE BILL NO. 272—

BY REPRESENTATIVE SMITH
AN ACT

To enact R.S. 42:1123(13)(a)(iii), relative to the acceptance of complimentary admission by public servants; to allow the acceptance of complimentary admission to certain events held for or by educational institutions and other organizations; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 441—

BY REPRESENTATIVE JACKSON
AN ACT

To enact R.S. 46:460.63, relative to the Medicaid managed care program; to provide relative to physician participation with Medicaid managed care organizations; to provide conditions for terminating participation; and to provide for related matters.

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

HOUSE BILL NO. 737—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 47:114(E), relative to the Department of Revenue; to provide with respect to deductions and withholdings by certain employers; to provide for the submission of certain returns to the department; to change the deadline for the submission of certain returns; to provide for applicability; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 738—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 45:1179, relative to the collection of certain fees; to provide for supervision and enforcement of the collection of certain inspection and supervision fees; 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. 755—

BY REPRESENTATIVE ABRAMSON
AN ACT

To enact R.S. 49:191(9)(b) and to repeal R.S. 49:191(6)(a), relative to the Department of Revenue; to provide for the re-creation of the Department of Revenue and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; 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. 756—

BY REPRESENTATIVE ABRAMSON
AN ACT

To enact R.S. 47:1520.2, relative to refunds from the Department of Revenue; to require the electronic filing of certain refund claims; to provide with respect to the authority of the secretary; to provide for certain requirements; to provide for certain exceptions; to provide for applicability; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 772—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 47:6351(B)(1), relative to rebate programs administered by the state; to provide relative to the Procurement Processing Company Rebate program; 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. 776—

BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 47:1576(A)(1)(b) and (2), relative to the remittance of tax under protest; to provide for the remittance of sales and use tax under protest; 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. 1057— (Substitute for House Bill No. 407 by Representative Havard)

BY REPRESENTATIVE HAVARD
AN ACT

To amend and reenact R.S. 48:224.1(A) and to enact R.S. 48:224.1(D), relative to the transfer of roads from the state highway system to governmental subdivisions; to provide for certain conditions of such transfers; to provide authority for the promulgation of administrative rules; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Transportation, Highways and Public Works.

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 73—

BY REPRESENTATIVES DUSTIN MILLER AND WILLMOTT
A CONCURRENT RESOLUTION

To recognize the week of May 6 through 12, 2016, as National Nurses Week in Louisiana

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gatti	Peacock
Allain	Hewitt	Perry
Appel	Johns	Peterson
Barrow	LaFleur	Riser
Bishop	Lambert	Smith, G.
Boudreaux	Long	Smith, J.
Brown	Luneau	Tarver
Chabert	Milkovich	Thompson
Claitor	Mills	Walsworth
Cortez	Mizell	Ward
Erdey	Morrell	White
Fannin	Morrish	
Total - 35		

NAYS

Total - 0

ABSENT

Carter	Donahue
Colomb	Martiny
Total - 4	

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

Rules Suspended

Senator Thompson asked for and obtained a suspension of the rules to revert to:

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 65—

BY SENATORS THOMPSON, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, BROWN, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, WALSWORTH, WARD AND WHITE

A RESOLUTION

To designate April 18, 2016, as LSU AgCenter Day at the legislature.

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

SENATE RESOLUTION NO. 66—

BY SENATORS JOHNS, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, BROWN, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

A RESOLUTION

To designate Monday, April 18th, 2016, as Lineman Appreciation Day at the state capitol.

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

SENATE RESOLUTION NO. 67—

BY SENATOR JOHNS

A RESOLUTION

To designate Tuesday, April 19, 2016, as Tourism Day at the State Capitol.

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

SENATE RESOLUTION NO. 68—

BY SENATOR BARROW

A RESOLUTION

To commend the service and contributions of Magellan Youth Leaders Inspiring Future Empowerment (MY LIFE) and to recognize May 5, 2016, as MY LIFE Youth Day at the State Capitol.

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

SENATE RESOLUTION NO. 69—

BY SENATOR BARROW

A RESOLUTION

To commend Arnold Wayne Lowther on the occasion of his retirement from the Baker Fire Department.

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

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 62—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations regarding the feasibility of revisions to the law of wills and testaments and trusts.

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

SENATE CONCURRENT RESOLUTION NO. 63—

BY SENATOR PEACOCK

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations regarding the feasibility of revisions to the law of wills and testaments.

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

SENATE CONCURRENT RESOLUTION NO. 64—

BY SENATORS PEACOCK AND TARVER

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of community activist Joe Robert Wills of Shreveport, Louisiana, a stalwart veteran of the Modern Civil Rights Movement.

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

SENATE CONCURRENT RESOLUTION NO. 65—

BY SENATOR MILLS

A CONCURRENT RESOLUTION

To create and provide for the Task Force on Meaningful Oversight which shall review current law on professional healthcare licensing board oversight by the Department of Health and Hospitals and make recommendations to the legislature on laws required to ensure compliance with North Carolina State Board of Dental Examiners v. Federal Trade Commission, 135 S.Ct. 1101(2015).

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

April 18, 2016

SENATE CONCURRENT RESOLUTION NO. 66—

BY SENATOR THOMPSON

A CONCURRENT RESOLUTION

To designate April 20, 2016, as "Forest Products Day" at the legislature and commend the forest products industry.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Lists names like Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Brown, Carter, Chabert, Claitor, Cortez, Erdey and their corresponding counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, ABSENT. Lists names like Colomb, Donahue, Martiny and their counts.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

EDUCATION

Senator Dan W. "Blade" Morrish, Chairman on behalf of the Committee on Education, submitted the following report:

April 14, 2016

To the President and Members of the Senate:

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

SENATE BILL NO. 432—

BY SENATORS PETERSON, BISHOP, CARTER AND MORRELL AND REPRESENTATIVES BAGNERIS, GARY CARTER, JIMMY HARRIS, HILFERTY, LEGER AND MORENO

AN ACT

To amend and reenact R.S. 17:3995(A)(3), (4)(a)(ii), and (I), and 3999, and to enact R.S. 17:10.7.1, 100.11(I), and 3995(K), relative to the return of certain schools from the Recovery School District to the transferring school system; to provide for the governance, funding, and status of such schools; to provide for the return of school buildings, facilities, and property; to provide relative to charter contracts and enrollment and discipline policies; to provide relative to testing; to provide for the duties and responsibilities of the local school board, the local school superintendent, the Recovery School District, and the State Board of Elementary and Secondary Education; to provide for an implementation plan and an advisory committee to help develop the plan; to provide for immunity from civil liability for

local school board members; to provide with respect to the funding of charter schools acting as their own local education agency; to provide for rules; to provide for effectiveness; to provide for reporting; and to provide for related matters.

Reported with amendments.

Respectfully submitted, DAN W. "BLADE" MORRISH Chairman

REPORT OF COMMITTEE ON

LOCAL AND MUNICIPAL AFFAIRS

Senator Yvonne Colomb, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

April 14, 2016

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

SENATE BILL NO. 370—

BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 47:1925.11, relative to expenses of assessors; to authorize an automobile expense allowance for the assessor in certain parishes; to provide for certain limitations and requirements; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 384—

BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 33:2491(D)(2) and (H)(2), the introductory paragraph of R.S. 33:2494(C)(2) and 2498(C) all as amended by Acts 240 and 243 of the 2015 Regular Session of the Legislature, relative to the Lafayette Police Department; to limit promotions and reinstatements by promotional seniority to certain ranks; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 396—

BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 33:2473(20)(b) and 2493(A)(1) and R.S. 33:2491(D)(2) and 2498(C) both as amended by Act Nos. 240 and 243 of the 2015 Regular Session of the Legislature, relative to the Lake Charles Police Department; to provide for promotional seniority and military deployment; to provide relative to promotional tests and promotional lists; to provide for promotional seniority and reinstatement; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 457—

BY SENATOR LAFLEUR

AN ACT

To enact R.S. 47:338.198, relative to sales and use taxes; to authorize the levy of an additional sales and use tax by the Avoyelles Parish school board; to require voter approval of the tax; and to provide for related matters.

Reported with amendments.

Respectfully submitted, YVONNE COLOMB Chairman

**REPORT OF COMMITTEE ON
NATURAL RESOURCES**

Senator Norbert N. "Norby" Chabert, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

April 14, 2016

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 6—
BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To express the intent of the Louisiana Legislature relative to enforcement of fishing harvest gear laws and restrictions in state and federal waters off the coast of Louisiana.

Reported with amendments.

SENATE BILL NO. 161—
BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 56:306.1(B)(6), relative to retail seafood dealer's licenses; to provide for exceptions for restaurants and retail grocers from the retail seafood dealer's license requirements; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 186—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 56:799.2, 799.3(A)(4) and (D), the introductory paragraph of 799.5, and 799.6, and to repeal R.S. 56:799.4, relative to the White Lake Property Advisory Board; to discontinue the board; to remove references to the board; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 371—
BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 30:93(A)(1) and the introductory paragraph of (A)(3), relative to the Louisiana Oilfield Site Restoration Law; to provide relative to the recovery of site restoration costs; to provide for certain monetary limits and their effects; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 390—
BY SENATOR LONG

AN ACT

To amend and reenact Subsection A of Section 4 of Act No. 105 of the 1976 Regular Session of the Legislature, as amended by Act No. 222 of the 1977 Regular Session of the Legislature, relative to the Saline Lake Game and Fish Preserve Commission; to provide for additional members to the commission; to provide terms, conditions, and requirements; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 427—
BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 30:4(C)(1)(a)(iii) and (iv), to enact R.S. 30:4(R) and (S), and to repeal R.S. 30:4(C)(1)(a)(v), relative to the office of conservation; to provide for jurisdiction, duties, and powers of the commissioner; to provide for drilling, casing, and plugging of wells; to allow for transferrable plugging credits in

lieu of bond with security; to require reasonable bond with security for plugging certain wells; to require the plugging of certain wells; to provide for rule making authority; to provide for terms, conditions, and requirements; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 179—
BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 56:143(A) and to enact R.S. 56:8(14.1), relative to requirements of hunters during open gun season; to add "blaze pink" as an alternative to the "hunter orange" requirements; and to provide for related matters.

Reported favorably.

Respectfully submitted,
NORBERT N. "NORBY" CHABERT
Chairman

**REPORT OF COMMITTEE ON
TRANSPORTATION, HIGHWAYS AND
PUBLIC WORKS**

Senator Patrick Page Cortez, Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

April 14, 2016

To the President and Members of the Senate:

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

SENATE BILL NO. 82—
BY SENATOR MORRISH

AN ACT

To enact Chapter 52 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:5201 through 5205, and to repeal Chapters 31 and 32 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:2501 through 2506 and R.S. 34:2551 through 2556, relative to port, harbor, and terminal districts; to create the Cameron Parish Port, Harbor, and Terminal District; to create the Cameron Parish Port Commission to administer such district; to provide for its members, duties, and powers, including its authority to levy taxes and to issue bonds; to terminate the East Cameron Port, Harbor and Terminal District and the East Cameron Port Commission; to terminate the West Cameron Port, Harbor and Terminal District and the West Cameron Port Commission; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 415—
BY SENATOR GATTI

AN ACT

To enact Part XXXV of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.361 through 3087.379, relative to Lake Bisteneau in Bienville, Bossier, and Webster parishes; to create the Lake Bisteneau Recreation and Water Conservation District as a political subdivision of the state; to create and provide for a board of commissioners to manage the district; to provide for powers and duties of the district and the board; to authorize the board to levy taxes, parcel and other fees, issue bonds, and incur debt; to authorize the board to promulgate rules and regulations to accomplish the purposes of the district; to provide for penalties; to provide relative to the duties and powers of the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; to provide with respect to mineral

leases; to provide for creation and construction of playgrounds and recreational facilities; to provide for regulation of commercial establishments; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 447— BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 41:1212(G) and 1215(B) and to enact R.S. 41:1215(D), (E), and (F), relative to public benefit corporations; to provide relative to certain procedures and requirements; to provide relative to leases or subleases of immovable property owned, leased or controlled by a public benefit corporation; to provide certain terms and conditions; and to provide for related matters.

Reported favorably.

Respectfully submitted, PATRICK PAGE CORTEZ Chairman

Rules Suspended

Senator Ward asked for and obtained a suspension of the rules to recall Senate Bill No. 136 from the Committee on Finance.

SENATE BILL NO. 136— BY SENATOR WARD

AN ACT

To amend and reenact R.S. 42:262(B) and (D) and R.S. 49:259(C)(2), relative to the employment of special attorneys or counsel; to provide certain terms, conditions, exceptions, requirements, definitions, and procedures; and to provide for related matters.

On motion of Senator Ward, the bill was read by title and passed to a third reading.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

SENATE BILL NO. 90— BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 14:46.2(B)(3) and 46.3(A)(1) and (3), (C)(1), and (D)(1)(c) and (2), relative to trafficking; to amend the age of the victim for certain enhanced penalty provisions and elements of the crimes regarding the offenses of human trafficking and trafficking of children for sexual purposes; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Ward sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward on behalf of the Legislative Bureau to Engrossed Senate Bill No. 90 by Senator Johns

AMENDMENT NO. 1

On page 2, line 11, change "minor" to "person"

On motion of Senator Ward, the amendments were adopted.

Floor Amendments

Senator Johns proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johns to Engrossed Senate Bill No. 90 by Senator Johns

AMENDMENT NO. 1

On page 1 line 2, after "reenact" delete the remainder of the line, on line 3, delete "(2)" and insert the following: "R.S. 14:2(B)(42), 46.2(B)(3), 46.3(A)(1) and (3), (C)(1), and (D)(1)(c) and (2), 82(G)(1), 82.2(C)(4), 83.3(D)(1), 83.4(C)(1), 89(C)(1), and 89.2(D)(1), the introductory paragraph of R.S. 15:539.3(A), the introductory paragraph of R.S. 15:539.1(E), and R.S. 15:243(B), 539.1(A), 539.2(A) and (B)(2)(b), 541(2)(n) and (o) and (24)(a), 1308(A)(2)(r), and 1352(A)(48), R.S. 40:1061.16(D)(4)(a), (b)(i), and (c)(v) and 2405.7(B)(2), R.S. 46:1802(13)(a), 1809(B)(3)(a)(iv), and 1861(A)(1)(f), Code of Criminal Procedure Art. 851(B)(6), 855.1, and 890.1(D)(18), the introductory paragraph of Code of Evidence Art. 412.3 and Code of Evidence Art. 412(B)(1) and (C)(1) and 412.3(3), Children's Code Art. 603(12)(s), 606(A)(6), 725.1(3), 728(4)(a), 804(9)(a), and 918(D), and Sections 8 and 10 of Act No. 564 of the 2014 Regular Session of the Legislature"

AMENDMENT NO. 2

On page 1, line 5, delete "of children"

AMENDMENT NO. 3

On page 1, after "Section 1." delete the remainder of the line and insert the following: "R.S. 14:2(B)(42), 46.2(B)(3), 46.3(A)(1) and (3), (C)(1), and (D)(1)(c) and (2), 82(G)(1), 82.2(C)(4), 83.3(D)(1), 83.4(C)(1), 89(C)(1), and 89.2(D)(1)"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:

"§2. Definitions

* * *

B. In this Code, "crime of violence" means an offense that has, as an element, the use, attempted use, or threatened use of physical force against the person or property of another, and that, by its very nature, involves a substantial risk that physical force against the person or property of another may be used in the course of committing the offense or an offense that involves the possession or use of a dangerous weapon. The following enumerated offenses and attempts to commit any of them are included as "crimes of violence":

* * *

(42) Trafficking of children for sexual purposes.

* * *

AMENDMENT NO. 5

On page 2, line 2, delete "of children"

AMENDMENT NO. 6

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

"§2. Prostitution; definition; penalties; enhancement

* * *

G.(1) It shall be an affirmative defense to prosecution for a violation of this Section that, during the time of the alleged commission of the offense, the defendant was a victim of trafficking of children for sexual purposes as provided in R.S. 14:46.3(E). Any child determined to be a victim pursuant to the provisions of this Paragraph shall be eligible for specialized services for sexually exploited children.

* * *

§82.2. Purchase of commercial sexual activity; penalties

* * *

C. * * *

(4) Whoever violates the provisions of this Section with a person the offender knows to be under the age of eighteen twenty-one years, or with a person the offender knows to be a victim of human trafficking as defined by R.S. 14:46.2 or trafficking of children for sexual purposes as defined by R.S. 14:46.3, shall be fined not more than fifty thousand dollars, imprisoned at hard labor for not less than fifteen years nor more than fifty years, or both.

* * *

§83.3. Prostitution by massage

* * *

D.(1) It shall be an affirmative defense to prosecution for a violation of this Section that, during the time of the alleged commission of the offense, the defendant was a victim of trafficking of children for sexual purposes as provided in R.S. 14:46.3(E). Any child determined to be a victim pursuant to the provisions of this Paragraph shall be eligible for specialized services for sexually exploited children.

* * *

§83.4. Massage; sexual conduct prohibited

* * *

C.(1) It shall be an affirmative defense to prosecution for a violation of this Section that, during the time of the alleged commission of the offense, the defendant was a victim of trafficking of children for sexual purposes as provided in R.S. 14:46.3(E). Any child determined to be a victim pursuant to the provisions of this Paragraph shall be eligible for specialized services for sexually exploited children.

* * *

§89. Crime against nature

* * *

C.(1) It shall be an affirmative defense to prosecution for a violation of Paragraph (A)(1) of this Section that, during the time of the alleged commission of the offense, the defendant was a victim of trafficking of children for sexual purposes as provided in R.S. 14:46.3(E). Any child determined to be a victim pursuant to the provisions of this Paragraph shall be eligible for specialized services for sexually exploited children.

* * *

§89.2. Crime against nature by solicitation

* * *

D.(1) It shall be an affirmative defense to prosecution for a violation of this Section that, during the time of the alleged commission of the offense, the defendant was a victim of trafficking of children for sexual purposes as provided in R.S. 14:46.3(E). Any child determined to be a victim pursuant to the provisions of this Paragraph shall be eligible for specialized services for sexually exploited children.

* * *

Section 2. The introductory paragraph of R.S. 15:539.3(A), the introductory paragraph of R.S. 15:539.1(E), and R.S. 15:243(B), 539.1(A), 539.2(A) and (B)(2)(b), 541(2)(n) and (o) and (24)(a), 1308(A)(2)(r), and 1352(A)(48) are hereby amended and reenacted to read as follows:

* * *

§243. Diversion program for defendants engaged in the purchase of sexual activity

* * *

B. At the discretion of the district attorney, after any costs associated with the administration of the program are paid, a portion of all monies collected pursuant to the provisions of this Section may be distributed to entities within their judicial district, or within the judicial districts participating in the program, that provide rehabilitative services and treatment to victims of offenses involving human trafficking and trafficking of children for sexual purposes.

* * *

§539.1. Forfeited property related to certain sex crimes; exempt property; allocation of forfeited property

A. When personal property is forfeited under the provisions of R.S. 14:40.3 (cyberstalking), R.S. 14:46.2 (human trafficking), R.S. 14:46.3 (trafficking of children for sexual purposes), R.S. 14:80 (felony carnal knowledge of a juvenile), R.S. 14:81 (indecent behavior with juveniles), R.S. 14:81.1 (pornography involving juveniles), R.S. 14:81.2 (molestation of a juvenile or a person with a physical or mental disability), R.S. 14:81.3 (computer-aided solicitation of a minor), R.S. 14:82.1 (prostitution; persons under eighteen; additional offenses), R.S. 14:83 (soliciting for prostitutes), R.S. 14:83.1 (inciting prostitution), R.S. 14:83.2 (promoting prostitution), R.S. 14:84 (pandering), R.S. 14:85 (letting premises for prostitution), R.S. 14:86 (enticing persons into prostitution), R.S. 14:104 (keeping a disorderly place), R.S. 14:105 (letting a disorderly place), and R.S. 14:282 (operation of places of prostitution; prohibited; penalty), the district attorney shall authorize a public sale or a public auction conducted by a licensed auctioneer, without

appraisal, of that which is not required by law to be destroyed and which is not harmful to the public.

* * *

E. Notwithstanding Subsection D of this Section, when the property is forfeited pursuant to the provisions of R.S. 14:46.2 (human trafficking), R.S. 14:46.3 (trafficking of children for sexual purposes), R.S. 14:81.1 (pornography involving juveniles), R.S. 14:81.3 (computer-aided solicitation of a minor), R.S. 14:82.1 (prostitution; persons under eighteen; additional offenses), R.S. 14:83 (soliciting for prostitutes), R.S. 14:83.1 (inciting prostitution), R.S. 14:83.2 (promoting prostitution), R.S. 14:84 (pandering), R.S. 14:85 (letting premises for prostitution), R.S. 14:86 (enticing persons into prostitution), R.S. 14:104 (keeping a disorderly place), R.S. 14:105 (letting a disorderly place), and R.S. 14:282 (operation of places of prostitution), the proceeds of the public sale or public auction shall be applied first to any restitution granted to the victim, after the costs of the public sale or auction, court costs, and fees related to seizure and storage have been satisfied. Any remaining proceeds shall be distributed in the following manner:

* * *

§539.2. Exploited Children's Special Fund

A. Any person who is convicted or pleads guilty or nolo contendere to an offense involving trafficking of children for sexual purposes under R.S. 14:46.3, prostitution with persons under seventeen under R.S. 14:82.1, or enticing persons into prostitution under R.S. 14:86 shall be ordered to pay a mandatory monetary assessment of two thousand dollars. Notwithstanding any law to the contrary, the assessments provided by this Section shall be in addition to and not in lieu of, and shall not be used to offset or reduce, any fine authorized or required by law. If the court finds that the offender is indigent and therefore unable to pay the mandatory assessment at the time of conviction, the court shall order a periodic payment plan consistent with the person's financial ability.

* * *

B. (2)

(b) Subject to appropriation by the legislature and notwithstanding the provisions of Subparagraph (a) of this Paragraph, a portion of the monies in the fund, not to exceed fifty percent, may be used for the development of training programs relative to human trafficking and trafficking of children for sexual purposes and for the providing of law enforcement training programs administered by the Council of Peace Officer Standards and Training within the Louisiana Commission on Law Enforcement and the Administration of Criminal Justice.

* * *

§539.3 Mandatory restitution

A. A person convicted of a violation of R.S. 14:46.2 (human trafficking), R.S. 14:46.3 (trafficking of children for sexual purposes), R.S. 14:81.1 (pornography involving juveniles), R.S. 14:81.3 (computer-aided solicitation of a minor), R.S. 14:82.1 (prostitution; persons under eighteen; additional offenses), R.S. 14:83 (soliciting for prostitutes), R.S. 14:83.1 (inciting prostitution), R.S. 14:83.2 (promoting prostitution), R.S. 14:84 (pandering), R.S. 14:86 (enticing persons into prostitution), R.S. 14:104 (keeping a disorderly place), R.S. 14:105 (letting a disorderly place), and R.S. 14:282 (operation of places of prostitution) shall be ordered to pay mandatory restitution to the victim, with the proceeds from property forfeited under R.S. 15:539.1 applied first to payment of restitution, after the costs of the public sale or auction, court costs, and fees related to seizure and storage have been satisfied. Restitution under this Section shall include any of the following:

* * *

§541. Definitions

For the purposes of this Chapter, the definitions of terms in this Section shall apply:

* * *

(2) "Aggravated offense" means a conviction for the perpetration or attempted perpetration of, or conspiracy to commit, any of the following:

* * *

(n) Trafficking of children for sexual purposes (R.S. 14:46.3).
 (o) Human trafficking (R.S. 14:46.2) when the trafficking involves a person under the age of eighteen twenty-one years or when the services include commercial sexual activity or any sexual conduct constituting a crime under the laws of this state.

* * *

(24)(a) "Sex offense" means deferred adjudication, adjudication withheld, or conviction for the perpetration or attempted perpetration of or conspiracy to commit human trafficking when prosecuted under the provisions of R.S. 14:46.2(B)(2), R.S. 14:46.3 (trafficking of children for sexual purposes), R.S. 14:89 (crime against nature), R.S. 14:89.1 (aggravated crime against nature), R.S. 14:89.2(B)(3) (crime against nature by solicitation), R.S. 14:80 (felony carnal knowledge of a juvenile), R.S. 14:81 (indecent behavior with juveniles), R.S. 14:81.1 (pornography involving juveniles), R.S. 14:81.2 (molestation of a juvenile or a person with a physical or mental disability), R.S. 14:81.3 (computer-aided solicitation of a minor), R.S. 14:81.4 (prohibited sexual conduct between an educator and student), R.S. 14:82.1 (prostitution; persons under eighteen), R.S. 14:82.2(C)(4) and (5) (purchase of commercial sexual activity), R.S. 14:92(A)(7) (contributing to the delinquency of juveniles), R.S. 14:93.5 (sexual battery of persons with infirmities), R.S. 14:106(A)(5) (obscenity by solicitation of a person under the age of seventeen), R.S. 14:283 (video voyeurism), R.S. 14:41 (rape), R.S. 14:42 (aggravated or first degree rape), R.S. 14:42.1 (forcible or second degree rape), R.S. 14:43 (simple or third degree rape), R.S. 14:43.1 (sexual battery), R.S. 14:43.2 (second degree sexual battery), R.S. 14:43.3 (oral sexual battery), R.S. 14:43.5 (intentional exposure to AIDS virus), or a second or subsequent conviction of R.S. 14:283.1 (voyeurism), committed on or after June 18, 1992, or committed prior to June 18, 1992, if the person, as a result of the offense, is under the custody of the Department of Public Safety and Corrections on or after June 18, 1992. A conviction for any offense provided in this definition includes a conviction for the offense under the laws of another state, or military, territorial, foreign, tribal, or federal law which is equivalent to an offense provided for in this Chapter, unless the tribal court or foreign conviction was not obtained with sufficient safeguards for fundamental fairness and due process for the accused as provided by the federal guidelines adopted pursuant to the Adam Walsh Child Protection and Safety Act of 2006.

* * *

§1308. Authorization for interception of wire, electronic, or oral communications

A. The attorney general, or the deputy or any assistant attorney general acting pursuant to the authorization of the attorney general, with the approval of the district attorney or any assistant district attorney acting pursuant to the written authorization of the district attorney in whose district the interception of wire, electronic, or oral communications shall take place, and the district attorney or authorized assistant district attorney, with the approval of the attorney general or authorized deputy or assistant attorney general may authorize an application to a judge in whose district the interception of wire, electronic, or oral communications shall take place, and such judge may grant in conformity with R.S. 15:1310 an order authorizing or approving the interception of wire, electronic, or oral communications by an investigative or law enforcement officer having responsibility for the investigation of the offense as to which the application is made, when such interception may provide or has provided evidence of:

* * *

(2) The commission, attempted commission, or conspiracy to commit a crime involving any of the following offenses:

* * *

(r) Trafficking of children for sexual purposes as defined by R.S. 14:46.3.

* * *

§1352. Definitions

A. As used in this Chapter, "racketeering activity" means committing, attempting to commit, conspiring to commit, or soliciting, coercing, or intimidating another person to commit any crime that is punishable under the following provisions of Title 14 of the Louisiana Revised Statutes of 1950, the Uniform Controlled Dangerous Substances Law, or the Louisiana Securities Law:

* * *

(48) R.S. 14:46.3 (Trafficking of children for sexual purposes)

* * *

Section 3. R.S. 40:1061.16(D)(4)(a), (b)(i), and (c)(v) and 2405.7(B)(2) are hereby amended and reenacted to read as follows:

§1061.16. Information on psychological impacts, illegal coercion, abuse, and human trafficking required prior to abortion; task force on information resources

* * *

D. The department shall create printed materials and printable Internet-based resources that provide all of the following:

* * *

(4)(a) Information, telephone numbers, and links to Internet websites of nonprofit organizations that offer free and confidential access to mental health professionals, social workers, and other trained counselors for women and minor females who are victims of the crime of human trafficking or the crime of trafficking of children for sexual purposes.

(b) The department shall take such actions as are necessary to ensure that any mental or behavioral health professional or other counselor to whom a woman or minor female may be referred through the organizations listed in the materials developed pursuant to this Paragraph meets all of the following criteria:

(i) Provides counseling services that objectively address the mental, emotional, and behavioral health effects that may result from being a victim of human trafficking or a victim of trafficking of children for sexual purposes.

* * *

(c) The materials developed pursuant to this Paragraph shall clearly indicate all of the following:

* * *

(v) That the crime of trafficking of children for sexual purposes is subject to the mandatory reporting laws set forth in Children's Code Articles 603, 609, and 610.

* * *

§2405.7. Human trafficking training

* * *

B. Such training shall focus on all of the following:

* * *

(2) Investigating trafficking of children for sexual purposes under R.S. 14:46.3 and the special needs of sexually exploited children.

* * *

Section 4. R.S. 46:1802(13)(a), 1809(B)(3)(a)(iv), and 1861(A)(1)(f) are hereby amended and reenacted to read as follows:

* * *

§1802. Definitions

* * *

As used in this Chapter:

* * *

(13) "Victim" means:

(a) Any person who suffers personal injury, death, or catastrophic property loss as a result of a crime committed in this state and covered by this Chapter. This includes any person who is a victim of human trafficking as defined by R.S. 14:46.2, a victim of trafficking of children for sexual purposes as defined by R.S. 14:46.3, or a victim of any offense involving commercial sexual exploitation including but not limited to R.S. 14:81.1, 81.3, 82, 82.1, 82.2, 83, 83.1, 83.2, 83.3, 83.4, 84, 85, 86, 89.2, 104, 105, and 282.

* * *

§1809. Criteria for making awards; prohibitions; authority to deny or reduce awards

* * *

B. In making its determination, the following provisions shall apply:

* * *

(3)(a) No award of reparations shall be made if the board finds that:

* * *

(iv) The claimant was the offender or an accessory, or that an award to the claimant would unjustly benefit any of them. However, such ineligibility shall not apply if the claimant is a victim of human trafficking or trafficking of children for sexual purposes.

* * *

§1861. Family justice centers

A.(1) A family justice center may be established in any judicial district to provide support, services, and assistance to victims of the following types of offenses:

* * *

(f) Human trafficking as defined by R.S. 14:46.2 and trafficking of children for sexual purposes as defined by R.S. 14:46.3.

Section 5. Code of Criminal Procedure Art. 851(B)(6), 855.1, and 890.1(D)(18) are hereby amended and reenacted to read as follows:

Art. 851. Grounds for new trial

B. The court, on motion of the defendant, shall grant a new trial whenever any of the following occur:

(6) The defendant is a victim of human trafficking or trafficking of children for sexual purposes and the acts for which the defendant was convicted were committed by the defendant as a direct result of being a victim of the trafficking activity.

Art. 855.1. Conviction based on acts committed as a victim of trafficking

A motion for new trial based on Article 851(B)(6) of this Code shall be available only to persons convicted of violating R.S. 14:82, 83.3, 83.4, 89, or 89.2 prior to August 1, 2014, and shall contain allegations of fact sworn to by the defendant or counsel of the defendant, showing that the defendant was convicted of the offense which was committed as a direct result of being a victim of human trafficking or trafficking of children for sexual purposes, or a victim of an offense which would constitute human trafficking or trafficking of children for sexual purposes regardless of the date of conviction. The motion shall provide information showing a rational and causal connection between the acts for which the defendant was convicted and the acts upon which the defendant bases his status as a victim.

Art. 890.1. Waiver of minimum mandatory sentences; procedure; exceptions

D. The provisions of this Article shall not apply to a sex offense as defined in R.S. 15:541 or to any of the following crimes of violence:

(18) R.S.14:46.3 (Trafficking of children for sexual purposes).

Section 6. The introductory paragraph of Code of Evidence Art. 412.3 and Code of Evidence Art. 412(B)(1) and (C)(1) and 412.3(3) are hereby amended and reenacted to read as follows:

Art. 412. Victim's past sexual behavior in sexual assault cases; trafficking offenses

B.(1) Opinion and reputation evidence; trafficking. When an accused is charged with a crime involving human trafficking or trafficking of children for sexual purposes, reputation or opinion evidence of the past sexual behavior of the victim is not admissible.

C. Motion. (1) Before the person, accused of committing a crime that involves sexually assaultive behavior, human trafficking, or trafficking of children for sexual purposes, may offer under Subparagraph (A)(2) or (B)(2) of this Article evidence of specific instances of the victim's past sexual behavior, the accused shall make a written motion in camera to offer such evidence. The motion shall be accompanied by a written statement of evidence setting forth the names and addresses of persons to be called as witnesses.

Art. 412.3. Statements made by victims of trafficking during investigations

If a victim of human trafficking or trafficking of children for sexual purposes is also a defendant in any case arising from unlawful acts committed as part of the same trafficking activity, any inculpatory statement made by the victim as a result of questioning by any person then known by the victim to be a law enforcement officer is inadmissible against the victim, except pursuant to Article 801 of this Code or in any prosecution of the victim for perjury, at a trial of the victim for the unlawful acts committed by the victim as part of the same trafficking activity if all of the following conditions exist:

(3) The victim has agreed in writing to receive services or participate in a program that provides services to victims of human

trafficking or trafficking of children for sexual purposes, if such services are available.

Section 7. Children's Code Art. 603(12)(s), 606(A)(6), 725.1(3), 728(4)(a), 804(9)(a), and 918(D) are hereby amended and reenacted to read as follows:

Art. 603. Definitions

As used in this Title:

(12) "Crime against the child" shall include the commission of or the attempted commission of any of the following crimes against the child as provided by federal or state statutes:

(s) Trafficking of children for sexual purposes.

Art. 606. Grounds; child in need of care

A. Allegations that a child is in need of care must assert one or more of the following grounds:

(6) The child is a victim of human trafficking or trafficking of children for sexual purposes.

Art. 725.1. Definitions

As used in this Chapter, the following terms and phrases shall have the following meaning, unless the context requires otherwise:

(3) "Sexually exploited child" means any person under the age of eighteen who has been subject to sexual exploitation because the person either:

(a) Is a victim of trafficking of children for sexual purposes under R.S.14:46.3.

Art. 728. Definitions

As used in this Title:

(4) "Sexually exploited child" means any person under the age of eighteen who has been subject to sexual exploitation because the person either:

(a) Is a victim of trafficking of children for sexual purposes under R.S. 14:46.3.

Art. 804. Definitions

As used in this Title:

(9) "Sexually exploited child" means any person under the age of eighteen who has been subject to sexual exploitation because the person:

(a) Is a victim of trafficking of children for sexual purposes under R.S. 14:46.3.

Art. 918. Grounds

D. Records concerning conduct or conditions that resulted in a misdemeanor or felony adjudication for R.S. 14:82, 83.3, 83.4, 89, or 89.2 may be expunged upon petition to the court and upon a showing that, during the time of the commission of the offense, the person seeking the expungement was a victim of trafficking of children for sexual purposes pursuant to R.S. 14:46.3(E) provided that the person has no outstanding indictment or bill of information charging him.

Section 8. Section 8 of Act No. 564 of the 2014 Regular Session of the Legislature is hereby amended and reenacted to read as follows:

Section 8. Children's Code Article 606(A)(7) is hereby enacted to read as follows:

Art. 606. Grounds; child in need of care

A. Allegations that a child is in need of care must assert one or more of the following grounds:

(7) The child is a victim of commercial sexual exploitation, human trafficking, or trafficking of children for sexual purposes perpetrated by any person regardless of their relationship to the child.

Section 9. Section 10 of Act 564 of the 2014 Regular Session of the Legislature is hereby amended and reenacted to read as follows:

April 18, 2016

Section 10. The provisions of Section 8 of this Act shall become effective when a child, who is a victim of commercial sexual exploitation, human trafficking, or trafficking of children for sexual purposes perpetrated by someone other than a parent or caretaker, becomes an eligible victim for which federal match funds are available through Title IV-E of 47 U.S.C. 672."

On motion of Senator Johns, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Peacock
Allain Gatti Perry
Appel Hewitt Peterson
Barrow Johns Riser
Bishop LaFleur Smith, G.
Boudreaux Lambert Smith, J.
Brown Long Tarver
Carter Luneau Thompson
Chabert Milkovich Walsworth
Claitor Mills Ward
Cortez Mizell White
Erdey Morrish
Total - 35

NAYS

Total - 0

ABSENT

Colomb Martiny
Donahue Morrell
Total - 4

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

SENATE BILL NO. 150— BY SENATOR PERRY

AN ACT

To enact Code of Criminal Procedure Article 330.4, relative to bail and bail hearings; to require the detention of a noncitizen defendant pending a bail hearing on a charge involving a fatality; to provide relative to bail hearing procedures; to provide relative to conditions of bail; to provide relative to revocation of bail and issuance of arrest warrants; and to provide for related matters.

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

SENATE BILL NO. 180— BY SENATOR MILLS

AN ACT

To enact R.S. 40:966(I), relative to the Uniform Controlled Dangerous Substances Law; to provide an exemption from prosecution under the Uniform Controlled Dangerous Substances Law for a person lawfully in possession of medical marijuana; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Claitor Mills
Allain Cortez Morrell
Appel Gatti Morrish
Bishop Hewitt Peacock
Boudreaux Johns Perry
Brown LaFleur Smith, G.
Carter Lambert Tarver
Chabert Luneau White
Total - 24

NAYS

Erdey Mizell Thompson
Fannin Peterson Walsworth
Long Riser
Milkovich Smith, J.
Total - 10

ABSENT

Barrow Donahue Ward
Colomb Martiny
Total - 5

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

SENATE BILL NO. 220— BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 12:1333(A) and (D), relative to powers of estate of a deceased or incompetent member; to provide certain terms, conditions, procedures, requirements, and effects; and to provide for related matters.

Floor Amendments

Senator Ward sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward on behalf of the Legislative Bureau to Engrossed Senate Bill No. 220 by Senator Peacock

AMENDMENT NO. 1

On page 1, line 17, following "agreement," and before "a" change "H" to "if"

On motion of Senator Ward, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Morrish
Allain Gatti Peacock
Appel Hewitt Perry
Bishop Johns Peterson
Boudreaux LaFleur Riser
Brown Lambert Smith, G.
Carter Long Smith, J.

Chabert	Luneau	Thompson
Claitor	Mills	Walsworth
Cortez	Mizell	Ward
Erdey	Morrell	White
Total - 33		

NAYS

Milkovich
Total - 1

ABSENT

Barrow	Donahue	Tarver
Colomb	Martiny	
Total - 5		

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

SENATE BILL NO. 242—
BY SENATOR MILKOVICH

AN ACT

To enact Code of Civil Procedure Art. 1636.1, relative to contradictory hearings in civil cases; to provide for the right to present oral arguments; to provide with respect to waiver of oral argument and nullity of a judgment when oral argument is not allowed; and to provide for related matters.

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

SENATE BILL NO. 381—
BY SENATOR MARTINY

AN ACT

To enact R.S. 35:415, relative to ex officio notaries; to provide for the appointment of ex officio notaries for the Causeway Police Department; to provide for the exercise of authority; to provide for the authority of the chief of police of the department to suspend or terminate the appointment; and to provide for related matters.

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

SENATE BILL NO. 404—
BY SENATOR PEACOCK

AN ACT

To enact Part VI of Chapter 2 of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2991.1 through 2991.11, relative to the sale of mineral rights by mail solicitation; to create the Sale of Mineral Rights by Mail Solicitation Act; to define sale of mineral rights by mail solicitation; to require sales of mineral rights by mail solicitation to be in proper form; to provide for required disclosures; to provide for rescission of sales of mineral rights by mail solicitation; to provide for the mechanics and effects of rescission; to provide for prohibited terms; to provide terms, conditions, and requirements; and to provide for related matters.

Floor Amendments

Senator Ward sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward on behalf of the Legislative Bureau to Engrossed Senate Bill No. 404 by Senator Peacock

AMENDMENT NO. 1

On page 1, line 2, following "of" and before "Title" insert "Code Title VII of Code Book III"

AMENDMENT NO. 2

On page 1, line 11, following "of" and before "Title" insert "Code Title VII of Code Book III"

On motion of Senator Ward, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Morrish
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Peterson
Bishop	LaFleur	Riser
Boudreaux	Lambert	Smith, G.
Brown	Long	Smith, J.
Carter	Luneau	Tarver
Chabert	Milkovich	Thompson
Claitor	Mills	Walsworth
Cortez	Mizell	Ward
Erdey	Morrell	White
Total - 36		

NAYS

Total - 0

ABSENT

Colomb	Donahue	Martiny
Total - 3		

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

SENATE BILL NO. 470— (Substitute of Senate Bill No. 89 by Senator Morrish)

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 17:5065(D), relative to the Taylor Opportunity Program for Students; to provide relative to reducing award amounts or the number of students deemed eligible for an award in the event of insufficient funding; to authorize public postsecondary institutions to bill students for certain tuition amounts; to provide for tuition waivers; and to provide for related matters.

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

SENATE BILL NO. 29—

BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 40:921(A) and 922(A) and to enact Subpart C of Part VII of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:931 through 938, relative to the sale of milk; to authorize incidental sales of raw milk for human consumption; to provide for definitions; to provide for labeling; to provide for chemical, bacteriological, and temperature standards; to provide for sanitation standards; to provide for standards for bottling, packaging, and container filling; to provide for animal health standards; to provide for product recalls; to prohibit statements implying endorsement by the state Department of Health and Hospitals; and to provide for related matters.

April 18, 2016

Floor Amendments

Senator Ward sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward on behalf of the Legislative Bureau to Engrossed Senate Bill No. 29 by Senator LaFleur

AMENDMENT NO. 1

On page 4, line 19, following "than" and before "coliforms" change "25" to "twenty-five"

AMENDMENT NO. 2

On page 4, line 21, following "than" and before "per" change "15,000" to "fifteen thousand"

AMENDMENT NO. 3

On page 4, line 22, following "are" and before "and" change "tuberculosis free" to "tuberculosis-free"

AMENDMENT NO. 4

On page 4, line 25, following "are" and before "shall" change "brucellosis free" to "brucellosis-free"

AMENDMENT NO. 5

On page 5, line 1, following "milk" and before "from" insert "with milk"

AMENDMENT NO. 6

On page 7, line 5, following "light" and before "for" change "well distributed" to "well-distributed"

AMENDMENT NO. 7

On page 9, line 4, following "repair," and before ", or" change "well painted" to "well-painted"

On motion of Senator Ward, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gatti Morrish
Appel Hewitt Perry
Bishop LaFleur Riser
Boudreaux Luneau Smith, G.
Chabert Milkovich Smith, J.
Claitor Mills Tarver
Cortez Mizell Walsworth
Fannin Morrell
Total - 23

NAYS

Allain Erdey Peacock
Barrow Johns Peterson
Brown Lambert Thompson
Carter Long White
Total - 12

ABSENT

Colomb Martiny
Donahue Ward
Total - 4

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

SENATE BILL NO. 35—

BY SENATOR GATTI

AN ACT

To enact R.S. 40:1472.3(F), relative to licensing a manufacturer, dealer-distributor, user, blaster, or handler of explosives; to provide for the requirement of liability insurance as a condition for obtaining a license; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Morrish
Allain Gatti Peacock
Appel Hewitt Perry
Barrow Johns Peterson
Bishop LaFleur Riser
Boudreaux Lambert Smith, G.
Brown Long Smith, J.
Carter Luneau Tarver
Chabert Milkovich Thompson
Claitor Mills Walsworth
Cortez Mizell Ward
Erdey Morrell White
Total - 36

NAYS

Total - 0

ABSENT

Colomb Donahue Martiny
Total - 3

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

SENATE BILL NO. 58—

BY SENATOR MARTINY

AN ACT

To repeal R.S. 51:3143(A)(4) and (5), relative to home service contracts; to repeal certain requirements for the submission of documentation to the secretary of state.

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

SENATE BILL NO. 84—

BY SENATOR GATTI

AN ACT

To amend and reenact R.S. 33:2504 (B) and (C) and 2564(B) and (C), relative to civil service; to provide relative to civil service employees; to provide for investigation of civil service employee violations; to provide for a public hearing; and to provide for related matters.

Floor Amendments

Senator Ward sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward on behalf of the Legislative Bureau to Engrossed Senate Bill No. 84 by Senator Gatti

AMENDMENT NO. 1

On page 2, line 2, following "violated" and before "(A)(4)(c)" change "Paragraph" to "Subparagraph"

AMENDMENT NO. 2

On page 3, line 6, following "violated" and before "(A)(4)(c)" change "Paragraph" to "Subparagraph"

On motion of Senator Ward, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Perry
Allain Gatti Peterson
Appel Hewitt Riser
Barrow Johns Smith, G.
Bishop LaFleur Smith, J.
Boudreaux Lambert Tarver
Brown Long Thompson
Carter Luneau Walsworth
Chabert Milkovich Ward
Claitor Mills White
Cortez Mizell
Erdey Morrell
Total - 34

NAYS

Peacock
Total - 1

ABSENT

Colomb Martiny
Donahue Morrish
Total - 4

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

SENATE BILL NO. 104— BY SENATOR JOHN SMITH

AN ACT

To amend and reenact R.S. 22:651(A), 652, and 661, relative to credits for reinsurance; to provide for specific additional requirements relative to the valuation of assets or reserve credits, for the amount and forms of security supporting reinsurance arrangements, and the circumstances pursuant to which credit will be reduced or eliminated; to provide specific authority to promulgate regulations that conform to National Association of Insurance Commissioners model regulations relative to reinsurance for certain health, life, and annuity products; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Morrish
Allain Gatti Peacock
Appel Hewitt Perry
Barrow Johns Peterson
Bishop LaFleur Riser
Boudreaux Lambert Smith, G.
Brown Long Smith, J.
Carter Luneau Tarver

Chabert Milkovich Thompson
Claitor Mills Walsworth
Cortez Mizell Ward
Erdey Morrell White
Total - 36

NAYS

Total - 0

ABSENT

Colomb Donahue Martiny
Total - 3

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

SENATE BILL NO. 108— BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 9:3578.4.1(G)(2)(a), relative to deferred presentment and small loans; to provide for the extended payment plan process; and to provide for related matters.

Floor Amendments

Senator Thompson proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Engrossed Senate Bill No. 108 by Senator Thompson

AMENDMENT NO. 1

On page 1, delete line 17 and insert the following: "REQUESTS MUST BE IN WRITING AND MAY BE MADE IN PERSON, BY EMAIL, OR FACSIMILE"

AMENDMENT NO. 2

On page 2, line 1, after "NAME" delete the remainder of the line and insert ", EMAIL ADDRESS, PHONE NUMBER, AND FACSIMILE NUMBER HERE."

On motion of Senator Thompson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Morrish
Allain Gatti Peacock
Appel Hewitt Perry
Barrow Johns Peterson
Bishop LaFleur Riser
Boudreaux Lambert Smith, G.
Brown Long Smith, J.
Carter Luneau Tarver
Chabert Milkovich Thompson
Claitor Mills Walsworth
Cortez Mizell Ward
Erdey Morrell White
Total - 36

NAYS

Total - 0

April 18, 2016

ABSENT

Colomb Donahue Martiny
Total - 3

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

SENATE BILL NO. 126— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 6:314(A) and 766.1(A), relative to payable on death accounts; to provide for acts under private signature; to provide for certain procedures; and to provide for related matters.

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

SENATE BILL NO. 183— BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 37:563(6), (8), and (10), 589(A), 594(B)(10), and 600(A)(12), and to repeal R.S. 37:588, relative to the Louisiana Cosmetology Act; to provide for definitions; to provide for registration for managers; to provide for application for school certificate of registration; to provide for denial, suspension, summary suspension, revocation or inactivity of certificate of registration; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Peacock
Allain Gatti Perry
Appel Johns Riser
Bishop LaFleur Smith, G.
Boudreaux Lambert Smith, J.
Brown Long Tarver
Carter Luneau Thompson
Chabert Milkovich Walsworth
Claitor Mills Ward
Cortez Mizell White
Erdey Morrish
Total - 32

NAYS

Barrow Hewitt Peterson
Total - 3

ABSENT

Colomb Martiny
Donahue Morrell
Total - 4

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

SENATE BILL NO. 238— BY SENATOR THOMPSON

AN ACT

To enact R.S. 40:2009.10.1, relative to investigations by the Department of Health and Hospitals; to provide for provider communication opportunities; to provide for notice; to provide for time limitations on violation issuance; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Ward sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward on behalf of the Legislative Bureau to Engrossed Senate Bill No. 238 by Senator Thompson

AMENDMENT NO. 1

On page 2, line 10, following "Subsection" and before "of" change "(B)" to "B"

On motion of Senator Ward, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Morrish
Allain Gatti Peacock
Appel Hewitt Perry
Barrow Johns Peterson
Bishop LaFleur Riser
Boudreaux Lambert Smith, G.
Brown Long Smith, J.
Carter Luneau Tarver
Chabert Milkovich Thompson
Claitor Mills Walsworth
Cortez Mizell Ward
Erdey Morrell White
Total - 36

NAYS

Total - 0

ABSENT

Colomb Donahue Martiny
Total - 3

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

SENATE BILL NO. 251—

BY SENATORS LAFLEUR, MARTINY, MIZELL, PEACOCK, THOMPSON, WHITE AND WALSWORTH

AN ACT

To enact Chapter 8-L of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.74 and 844.75, relative to communications; to prohibit the interference or blocking of certain communications and wireless connections; to provide certain terms, conditions, requirements, procedures, penalties and effects; and to provide for related matters.

Floor Amendments

Senator Ward sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward on behalf of the Legislative Bureau to Engrossed Senate Bill No. 251 by Senator LaFleur

AMENDMENT NO. 1

On page 2, line 2, following "Commission" and before "that" insert "(FCC)"

AMENDMENT NO. 2

On page 2, line 17, following "finds that for" change "the above" to "these"

On motion of Senator Ward, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hewitt	Perry
Allain	Johns	Peterson
Appel	LaFleur	Riser
Barrow	Lambert	Smith, G.
Boudreaux	Long	Smith, J.
Brown	Luneau	Tarver
Carter	Milkovich	Thompson
Claitor	Mills	Walsworth
Cortez	Mizell	Ward
Erdey	Morrell	White
Fannin	Morrish	
Gatti	Peacock	
Total - 34		

NAYS

Total - 0

ABSENT

Bishop	Colomb	Martiny
Chabert	Donahue	
Total - 5		

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

SENATE BILL NO. 259—
BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 37:1433, 1435(C)(1) and (2), (D)-(F) and (H), 1436, 1437, 1437.1, 1437.2, 1437.3, 1438, 1439, 1441, 1443(1)(f), (3)(g) and (4), 1446, 1449, 1451, 1465, 1466(F); and to repeal R.S. 37:1435(C)(3) and 1443(3)(g), relative to the licensing of real estate brokers, timeshare interest salespersons, real estate schools and vendors, and real estate instructors; to provide for commission power to grant certain licenses, registrations, and certifications; to provide prohibitions for individual licenses, registrations, and certificates; to provide for the activities of partnerships, limited liability companies, associations, corporations, and other legal entities with regard to the transactions of real estate; to prohibit certain real estate activities without the proper license, registration, or certification; to provide for active and inactive licenses; to provide with regard to timeshare interest salespersons; to provide regarding the dissolution of any legal entity engaged in the activities of real estate; to provide specific guidelines for unlicensed entities not bound by the real estate licensing law; to provide relative to timeshare salespersons registrants and timeshare developers; to provide for a fee schedule, including active and inactive licenses; to provide certain terms, conditions and procedures; and to provide for responsibilities of the commission in the instance of the death of a sponsoring broker; and to provide for related matters.

Floor Amendments

Senator Ward sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward on behalf of the Legislative Bureau to Original Senate Bill No. 259 by Senator White

AMENDMENT NO. 1

On page 1, line 3, following "1437.1" and before "," insert "(A)-(D) and (F)-(G)"

AMENDMENT NO. 2

On page 1, line 3, following "1443(1)" and before "(4)" change "(f), (3) (g) and" to "through"

AMENDMENT NO. 3

On page 2, line 4, following "1437.1" and before "," insert "(A)-(D) and (F)-(G)"

AMENDMENT NO. 4

On page 2, line 5, following "1443(1)" and before "(4)" change "(f), (3) (g) and" to "through"

AMENDMENT NO. 5

On page 2, line 9, following "a" and before "to" change "vice-chairman" to "vice chairman"

AMENDMENT NO. 6

On page 3, line 27, following "institution." and before "monies" change "Said" to "The"

AMENDMENT NO. 7

On page 7, lines 2 and 3, following "real" and before "credit" change "real estate related" to "real estate-related"

AMENDMENT NO. 8

On page 12, line 23, following "(1)" and before "remaining" change "Licenses" to "Licenseses"

AMENDMENT NO. 9

On page 17, line 20, following "salesperson" and before "a" change "shall obtain" to "obtains"

On motion of Senator Ward, the amendments were adopted.

Floor Amendments

Senator White proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator White to Engrossed Senate Bill No. 259 by Senator White

AMENDMENT NO. 1

On page 1, line 2, change "(D)-(F)" to "(D), (E), (F),"

AMENDMENT NO. 2

On page 1, line 3, between "1437.1" and the comma "," insert "(A), (B), (C), (D), (F), and (G)", and delete ", (3)(g)"

AMENDMENT NO. 3

On page 2, line 4, change "(D)-(F)" to "(D), (E), (F),"

AMENDMENT NO. 4

On page 2, line 4, between "1437.1" and the comma "," insert "(A), (B), (C), (D), (F), and (G)",

AMENDMENT NO. 5

On page 2, line 5, delete ", (3)(g)"

AMENDMENT NO. 6

On page 12, line 2, change "Effective January 1, 1990, an" to "An"

April 18, 2016

AMENDMENT NO. 7

On page 20, delete lines 1 through 6 and insert:

AMENDMENT NO. 8

On page 20, delete lines 8 through 26 and insert:

AMENDMENT NO. 9

On page 23, line 6, between "D." and "Individual" insert "(1)", on line 8, change "(1)" to "(a)", on line 10, change "(2)" to "(b)", and on line 14, change "(3)" to "(2)"

AMENDMENT NO. 10

On page 23, line 17, between "E." and "Corporate" insert "(1)", on line 21, change "(1)" to "(a)", on line 23, change "(2)" to "(b)", and on line 28, change "(3)" to "(2)"

AMENDMENT NO. 11

On page 26, line 3, between "who" and "that" insert "opts not to participate in the group insurance program administered by the commission"

On motion of Senator White, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Hewitt, Peacock. Lists names like Mr. President, Allain, Appel, Bishop, Brown, Claitor, Cortez, Erdey, Fannin, Gatti.

NAYS

Table with 3 columns: Name, Carter, Peterson. Lists names Barrow, Boudreaux.

ABSENT

Table with 2 columns: Name, Donahue, Martiny. Lists names Chabert, Colomb.

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

SENATE BILL NO. 271— BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 40:1046 and to enact R.S. 40:1047, relative to medical marijuana; to provide for physician requirements; to provide for definitions; to provide for rulemaking requirements; to provide for responsibilities of certain licensing boards and agencies; to provide for criminal background history; to provide for enactment of provisions upon reclassification by the United States Drug Enforcement Administration; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 283—

BY SENATOR HEWITT

AN ACT

To amend and reenact R.S. 37:3651(A)(1), relative to professions and occupations; to provide for trained military personnel applying for certification as a professional engineer; and to provide for related matters.

Floor Amendments

Senator Ward sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward on behalf of the Legislative Bureau to Engrossed Senate Bill No. 283 by Senator Hewitt

AMENDMENT NO. 1

On page 2, line 5, and before "licensing" change "said" to "the"

On motion of Senator Ward, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Gatti, Peacock. Lists names Mr. President, Allain, Appel, Barrow, Boudreaux, Carter, Chabert, Claitor, Cortez, Erdey, Fannin.

NAYS

Table with 2 columns: Name, Brown. Lists name Bishop.

ABSENT

Table with 2 columns: Name, Martiny, Morrell. Lists names Colomb, Donahue.

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

SENATE BILL NO. 328— BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 37:1271(B)(2)(b), R.S. 40:1223.3(5) and 1223.4(A) and to enact R.S. 40:1223.5, relative to the practice of telemedicine; to provide for physician practice requirements; to provide for definitions; to provide for rulemaking standards; to provide for venue; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Ward sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward on behalf of the Legislative Bureau to Engrossed Senate Bill No. 328 by Senator Claitor

AMENDMENT NO. 1

On page 1, delete lines 15 and 16 and insert

"* * *

On motion of Senator Ward, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Peacock
Allain Gatti Perry
Appel Hewitt Peterson
Barrow Johns Riser
Bishop LaFleur Smith, G.
Boudreaux Lambert Tarver
Brown Long Thompson
Carter Luneau Walsworth
Chabert Milkovich Ward
Claitor Mills White
Cortez Mizell
Erdey Morrish
Total - 34

NAYS

Total - 0

ABSENT

Colomb Martiny Smith, J.
Donahue Morrell
Total - 5

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

SENATE BILL NO. 375— BY SENATOR JOHN SMITH

AN ACT

To amend and reenact R.S. 22:1931.13 and R.S. 40:1429, relative to the insurance fraud investigation unit within the Department of Public Safety and Corrections; to extend the enforcement provisions of the unit to July 1, 2018; to extend the penalties for the violation of such enforcement provisions, including the extension of the Sledge Jeanson Louisiana Insurance Fraud Prevention Act; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fannin Peacock
Allain Gatti Perry
Appel Hewitt Peterson
Barrow Johns Riser
Bishop LaFleur Smith, G.
Boudreaux Lambert Smith, J.
Brown Long Tarver

Carter Luneau Thompson
Chabert Milkovich Walsworth
Claitor Mills Ward
Cortez Mizell White
Erdey Morrish
Total - 35

NAYS

Total - 0

ABSENT

Colomb Martiny
Donahue Morrell
Total - 4

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

SENATE BILL NO. 397— BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 46:1403(4), 1404(A), 1406(A) and 1416 and to enact R.S. 46:1403(12) and (13), relative to the licensing of child residential facilities; to provide definitions; and to provide for related matters.

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

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

Called from the Calendar

Senator Allain asked that Senate Bill No. 165 be called from the Calendar.

SENATE BILL NO. 165— BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 30:91(B)(1) and to enact R.S. 30:28(J), relative to the commissioner of conservation; to require notification to certain landowners; to provide for orphaned oilfield sites; to provide for requirements of drilling permits; and to provide for related matters.

Floor Amendments

Senator Allain proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Allain to Engrossed Senate Bill No. 165 by Senator Allain

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 30:91(B)(1)" and insert "the introductory paragraph of R.S. 30:91(A) and (B)(1)"

AMENDMENT NO. 2

On page 1, line 4, after "sites;" insert "to provide for orphaned operators of record;"

AMENDMENT NO. 3

On page 1, line 7, delete "R.S. 30:91(B)(1) is" and insert "The introductory paragraph of R.S. 30:91(A) and (B)(1) are"

AMENDMENT NO. 4

On page 1, line 14, delete "to the best of his knowledge"

April 18, 2016

AMENDMENT NO. 5

On page 1, line 15, after "located," insert ""Surface owner" shall mean the person shown in the assessor's rolls of the parish as the current owner of the surface rights for the land on which the well site is located."

AMENDMENT NO. 6

On page 1, delete line 17, and insert the following:

"§91. Orphaned oilfield sites; orphaned operator of record
A. A site and its operator of record may be declared to be an orphaned oilfield site by the assistant secretary upon a finding that:

B.(1) Prior to declaring a site and its operator of record to be an orphaned oilfield site, the assistant secretary shall seek to notify the last operator of record, at his last known address contained in the department records, of the site that is to be declared orphaned and shall publish a notice in the Louisiana Register that the oilfield site is and the operator of record are to be declared orphaned. Additionally, the assistant secretary shall seek to notify the surface owner of the site, at the address provided by the operator pursuant to R.S. 30:28(J), that the site and the operator of record are to be declared orphaned. Failure of the assistant secretary to notify the surface owner of the site shall not invalidate the decision to declare a site and the operator of record orphaned. If resolution of a factual dispute is requested by any owner or operator, the assistant secretary shall hold a fact-finding hearing prior to declaring the site and the operator of record orphaned and the assistant secretary shall make any fact determination necessary to resolve the dispute.

AMENDMENT NO. 7

On page 2, delete lines 1 through 12

On motion of Senator Allain, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Lists names like Mr. President, Allain, Appel, Barrow, Bishop, Boudreaux, Brown, Carter, Chabert, Claitor, Cortez, Erdey and counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, ABSENT, MORRISH. Lists names like Colomb, Donahue, Martiny, Morrell and counts.

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

Rules Suspended

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 70—

BY SENATOR LONG

A RESOLUTION

To recognize April 28, 2016, as The Gideons International Day at the State Capitol.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 67—

BY SENATOR CARTER

A CONCURRENT RESOLUTION

To urge and request the division of administration to study the feasibility of contracting with the United States Department of Agriculture's National Financial Center for payroll and personnel services and report back to the legislature.

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

SENATE CONCURRENT RESOLUTION NO. 68—

BY SENATOR GATTI

A CONCURRENT RESOLUTION

To urge and request the United States Department of Defense and the Louisiana Department of Health and Hospitals to coordinate efforts to provide information to military families regarding services for individuals with intellectual or developmental disabilities.

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

SENATE CONCURRENT RESOLUTION NO. 69—

BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend Richard Ieyoub on his induction into the Louisiana Political Museum Hall of fame.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 18, 2016

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 with 3 columns: HB No., HB No., HB No. Lists numbers like HB No. 193, 195, 204, 206, 187, 259, 766.

Respectfully submitted, ALFRED W. SPEER Clerk of the House of Representatives

**House Bills and Joint Resolutions
on First Reading**

HOUSE BILL NO. 187—

BY REPRESENTATIVE BISHOP

AN ACT

To amend and reenact R.S. 47:1925.11, relative to expenses of assessors; to authorize an automobile expense allowance for the assessor in Lafayette Parish; to provide for certain limitations and requirements; and to provide for related matters.

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

HOUSE BILL NO. 193—

BY REPRESENTATIVE HUNTER

AN ACT

To amend and reenact R.S. 13:4163(C)(1), relative to the ex parte legislative continuance; to provide for time periods of application; to provide for qualifying activities; and to provide for related matters.

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

HOUSE BILL NO. 195—

BY REPRESENTATIVE JENKINS

AN ACT

To amend and reenact R.S. 40:1231.8(A)(1)(c) and (5) and 1237.2(A)(1)(c) and (5), relative to the filing requirements for a medical review panel; to provide relative to the delay within which to pay the required filing fee; to provide for commencement upon receipt of certain notices; and to provide for related matters.

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

HOUSE BILL NO. 204—

BY REPRESENTATIVE LYONS

AN ACT

To amend and reenact R.S. 38:2212(B)(3)(b), relative to the submission of documents to Jefferson Parish as required by the Public Bid Law; to require all bidders bidding on public works for Jefferson Parish to submit certain forms prior to the opening of public bids; and to provide for related matters.

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

HOUSE BILL NO. 206—

BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 47:1925.11, relative to expenses of assessors; to authorize an automobile expense allowance for the assessor in certain parishes; to provide for certain limitations and requirements; and to provide for related matters.

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

HOUSE BILL NO. 259—

BY REPRESENTATIVE NANCY LANDRY

AN ACT

To enact R.S. 13:3494 and 3495, relative to child support actions; to provide for required notice; to provide for contents of the notice; to provide relative to the failure to provide notice; and to provide for related matters.

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

HOUSE BILL NO. 766—

BY REPRESENTATIVE BROADWATER

AN ACT

To repeal Subpart B-44 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:130.811 through 130.814, relative to sustainable energy financing districts; to remove the authority granted to local governmental subdivisions to create such districts; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

Senator Jean-Paul "JP" Morrell, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

April 18, 2016

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. 80—

BY SENATOR MORRISH

A JOINT RESOLUTION

Proposing to add Article VIII, Section 7.2 of the Constitution of Louisiana, relative to postsecondary education; to authorize certain postsecondary education management boards to establish the tuition and mandatory fee amounts charged by the institutions under their supervision and management; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably.

SENATE BILL NO. 99—

BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 47:301(1) and to enact R.S. 47:360(H), relative to sales by minors; to exempt sales by minors from sales taxes; to exempt minors from occupational license taxes; to provide for certain terms and conditions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 146—

BY SENATOR GATTI

AN ACT

To amend and reenact R.S. 39:122(A) and to enact R.S. 39:104(D), relative to capital outlay projects to be undertaken by or on the campus of a state college, university, or higher education facility; to prohibit the construction or purchase of buildings or other facilities until all deferred maintenance projects are undertaken and completed by each public postsecondary educational institution; to provide for exceptions; and to provide for related matters.

Reported with amendments.

April 18, 2016

SENATE BILL NO. 414—
BY SENATOR LUNEAU

AN ACT

To amend and reenact R.S. 39:571(A), relative to the sale of bonds; to provide with respect to the price at which bonds may be sold; to provide for the application of the premium, if any, derived in connection with the issuance of bonds; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 236—

BY REPRESENTATIVES THIBAUT, BOUIE, BROADWATER, DAVIS, DEVILLIER, DWIGHT, HILFERTY, HORTON, IVEY, JAY MORRIS, JIM MORRIS, STOKES, AND WILLMOTT

AN ACT

To amend and reenact R.S. 47:303(B)(1)(b) and to enact R.S. 47:303(B)(3)(b)(vi) and 502.3, relative to sales and use taxes for motor vehicles owned by or registered to military service persons or their spouses; to provide additional time to pay sales and use taxes on motor vehicles owned by or registered to military service persons or spouses following separation from active duty from any branch of the armed forces of the United States; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 588—

BY REPRESENTATIVE ROBERT JOHNSON

AN ACT

To amend and reenact R.S. 47:299.5, relative to fees for offset claims; to provide for the fee for each offset claim charged to the Department of Children and Family Services; to provide for the fee for each offset claim charged to certain public defenders' offices; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JEAN-PAUL "JP" MORRELL
Chairman

Rules Suspended

Senator Walsworth asked for and obtained a suspension of the rules to recommit a bill.

SENATE BILL NO. 257—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 30:2194(B)(1), (3) and (6), 2194.1, 2195(C), (E), (F)(1), and the introductory paragraph of (3), and (3)(d), 2195.2(A)(1)(c)(ii), (2), (3), and (5), 2195.3(A)(1)(b), (6), and (10), 2195.4(A)(2) and (3) and (B)(1) and (C), 2195.8(A) and (C), 2195.9(A) and (B), 2195.10(C), 2195.12(A), and to enact R.S. 30:2194(B)(8)(c), 2195(F)(3)(f), 2195.4(A)(4), and 2195.12(E), relative to underground storage tanks; to provide certain prohibitions; to provide for monies deposited in the Tank Trust Fund; to provide certain reporting requirements; to provide for monies received from certain payments; to provide for certain third party claims; to require the maintaining of certain documents and records; to provide for the membership of the Motor Fuels Underground Storage Tank Trust Fund Advisory Board; to provide for certain reimbursement eligibility requirements; to provide for the issuance of grants or loans relative to the delivery of motor fuels; to provide terms, conditions, and requirements; and to provide for related matters.

Senator Walsworth moved to recommit the bill from the Committee on Finance to the Committee on Environmental Quality.

Without objection, so ordered.

Privileged Report of the Committee on
Senate and Governmental Affairs

ENROLLMENTS

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

April 18, 2016

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 59—
BY SENATORS LONG AND ALARIO

A CONCURRENT RESOLUTION

To commend and congratulate the Chehardy family upon earning the Political Family of Officeholders Award.

SENATE CONCURRENT RESOLUTION NO. 60—
BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To commend the Louisiana Restaurant Association (LRA) upon celebrating its seventieth anniversary.

Respectfully submitted,
KAREN CARTER PETERSON
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 18, 2016

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 58—
BY REPRESENTATIVE FRANKLIN AND SENATOR JOHNS

A CONCURRENT RESOLUTION

To commend the Washington-Marion Magnet High School boys' basketball team upon being the 2015-2016 Class 4A state runner-up.

HOUSE CONCURRENT RESOLUTION NO. 60—
BY REPRESENTATIVE HAVARD

A CONCURRENT RESOLUTION

To recognize April 11 - 15, 2016, as National Work Zone Safety Awareness Week.

HOUSE CONCURRENT RESOLUTION NO. 61—
BY REPRESENTATIVES DWIGHT, ABRAHAM, DANAHAY, AND FRANKLIN AND SENATORS JOHNS, MORRISH, AND JOHN SMITH

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Frank "Max" Calderera, longtime head football coach at Westlake High School.

HOUSE CONCURRENT RESOLUTION NO. 62—

BY REPRESENTATIVE BAGLEY AND SENATOR PEACOCK
A CONCURRENT RESOLUTION

To commend Sheriff Rodney Arbuckle of DeSoto Parish upon being named Louisiana Public Official of the Year.

HOUSE CONCURRENT RESOLUTION NO. 63—

BY REPRESENTATIVES MORENO, ABRAHAM, ABRAMSON, ADAMS, AMEDEE, ANDERS, ARMES, BACALA, BAGLEY, BAGNERIS, BARRAS, BERTHELOT, BILLIOT, BISHOP, BOUIE, BROADWATER, CHAD BROWN, TERRY BROWN, CARMODY, CARPENTER, GARY CARTER, ROBBY CARTER, STEVE CARTER, CHANEY, CONNICK, COUSSAN, COX, CROMER, DANAHAY, DAVIS, DEVILLIER, DWIGHT, EDMONDS, EMERSON, FALCONER, FOIL, FRANKLIN, GAINES, GAROFALO, GISCLAIR, GLOVER, GUINN, HALL, JIMMY HARRIS, LANCE HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HILFERTY, HILL, HODGES, HOFFMANN, HOLLIS, HORTON, HOWARD, HUNTER, HUVAL, IVEY, JACKSON, JAMES, JEFFERSON, JENKINS, MIKE JOHNSON, ROBERT JOHNSON, JONES, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LOPINTO, LYONS, MACK, MAGEE, MARCELLE, MCFARLAND, MIGUEZ, DUSTIN MILLER, GREGORY MILLER, MONTOU CET, JAY MORRIS, JIM MORRIS, NORTON, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, STOKES, TALBOT, THIBAUT, WHITE, WILLMOTT, AND ZERINGUE

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Will Smith, former defensive end for the New Orleans Saints.

HOUSE CONCURRENT RESOLUTION NO. 64—

BY REPRESENTATIVES LEGER, ABRAHAM, ABRAMSON, ADAMS, AMEDEE, ANDERS, ARMES, BACALA, BAGLEY, BAGNERIS, BARRAS, BERTHELOT, BILLIOT, BISHOP, BOUIE, BROADWATER, CHAD BROWN, TERRY BROWN, CARMODY, CARPENTER, GARY CARTER, ROBBY CARTER, STEVE CARTER, CHANEY, CONNICK, COUSSAN, COX, CROMER, DANAHAY, DAVIS, DEVILLIER, DWIGHT, EDMONDS, EMERSON, FALCONER, FOIL, FRANKLIN, GAINES, GAROFALO, GISCLAIR, GLOVER, GUINN, HALL, JIMMY HARRIS, LANCE HARRIS, HAVARD, HAZEL, HENRY, HENSGENS, HILFERTY, HILL, HODGES, HOFFMANN, HOLLIS, HORTON, HOWARD, HUNTER, HUVAL, IVEY, JACKSON, JAMES, JEFFERSON, JENKINS, MIKE JOHNSON, ROBERT JOHNSON, JONES, NANCY LANDRY, TERRY LANDRY, LEBAS, LEOPOLD, LOPINTO, LYONS, MACK, MAGEE, MARCELLE, MCFARLAND, MIGUEZ, DUSTIN MILLER, GREGORY MILLER, MONTOU CET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, STOKES, TALBOT, THIBAUT, WHITE, WILLMOTT, AND ZERINGUE

A CONCURRENT RESOLUTION

To designate Wednesday, April 13, 2016, as LSU Day at the state capitol.

HOUSE CONCURRENT RESOLUTION NO. 65—

BY REPRESENTATIVE LEGER
A CONCURRENT RESOLUTION

To commend the Louisiana Restaurant Association upon the celebration of its seventieth anniversary.

HOUSE CONCURRENT RESOLUTION NO. 66—

BY REPRESENTATIVE GAROFALO AND SENATORS ALARIO, ALLAIN, APPEL, BROWN, CARTER, CLAITOR, CORTEZ, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MILKOVICH, MIZELL, MORRISH, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, THOMPSON, WALSWORTH, WARD, AND WHITE

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana Congressional Delegation to take such actions as are necessary to rectify the revenue sharing inequities between coastal and interior energy producing states.

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

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Fannin	Morrish
Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Peterson
Bishop	LaFleur	Riser
Boudreaux	Lambert	Smith, G.
Brown	Long	Smith, J.
Carter	Luneau	Tarver
Chabert	Milkovich	Thompson
Claitor	Mills	Walsworth
Cortez	Mizell	Ward
Erdely	Morrell	White

Total - 36

ABSENT

Colomb	Donahue	Martiny
Total - 3		

Leaves of Absence

The following leaves of absence were asked for and granted:

Colomb	1 Day	Donahue	1 Day
Martiny	1 Day		

Announcements

The following committee meetings for April 19, 2016, were announced:

Agriculture	9:30 A.M.	Room C
Environmental Quality	10:00 A.M.	Room A
Judiciary A	9:30 A.M.	Hainkel Room
Judiciary B	9:30 A.M.	Room E
Judiciary C	9:30 A.M.	Room F

Adjournment

On motion of Senator Thompson, at 6:05 o'clock P.M. the Senate adjourned until Tuesday, April 19, 2016, at 1:00 o'clock P.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk

