

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

THIRTY-SECOND DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Sunday, June 4, 2017

The Senate was called to order at 4:30 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	Fannin	Peacock
Allain	Gatti	Perry
Appel	Hewitt	Peterson
Barrow	Johns	Riser
Bishop	LaFleur	Smith, G.
Boudreaux	Long	Tarver
Chabert	Luneau	Thompson
Claitor	Martiny	Walsworth
Colomb	Milkovich	Ward
Cortez	Mills	White
Donahue	Mizell	
Erdey	Morrish	

Total - 34

ABSENT

Carter	Morrell
Lambert	Smith, J.

Total - 4

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

Prayer

The prayer was offered by Senator Ryan Gatti, 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 Ward, the reading of the Journal was dispensed with and the Journal of June 3, 2017, was adopted.

Message from the House

DISAGREEMENT TO HOUSE BILL

June 4, 2017

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 20** by Representative Price, and

ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 4, 2017

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 324** by Representative Pierre, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 4, 2017

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 423** by Representative Leopold, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 4, 2017

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to **House Bill No. 425** by Representative Magee, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

June 4, 2017

To the Honorable President and Members of the Senate:

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

June 4, 2017

SENATE BILL NO. 3—

BY SENATOR BOUDREAUX

AN ACT

To amend and reenact R.S. 11:2091(B), relative to the board of trustees for the Registrar of Voters Employees' Retirement System; to provide for membership of the board of trustees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 7—

BY SENATORS PEACOCK, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, CHABERT, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, MARTINY, MILKOVICH, MILLS, MIZELL, MORRISH, RISER, GARY SMITH, JOHN SMITH, THOMPSON, WALSWORTH AND WARD

AN ACT

To amend and reenact R.S. 11:1316 and 1345.8, relative to members of the Louisiana State Police Retirement System killed in the line of duty by an intentional act of violence; to provide for the survivor benefits of these members; to provide for qualifications to receive such survivor benefits; to provide for benefit calculations; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 8—

BY SENATOR PEACOCK

AN ACT

To enact R.S. 11:143.1 and 888.1 and to repeal R.S. 11:896, 1119, and 2214.1, relative to enrollment in certain state and statewide retirement systems; to provide for the correction of enrollment errors, including the transfer of monies, service credit, and liabilities; to provide for the payment of costs of the transfer; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 83—

BY SENATOR BARROW

AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(6) and to repeal R.S. 47:338.217, relative to East Baton Rouge Parish; to provide relative to Visit Baton Rouge; to provide relative to occupancy taxes of hotel rooms, motel rooms, and overnight camping facilities levied by the commission; to authorize the commission to levy an additional occupancy tax of hotel rooms, motel rooms, and overnight camping facilities; to provide for the use of additional tax proceeds; to provide for an election; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 115—

BY SENATOR APPEL

AN ACT

To enact R.S. 33:9097.30, relative to crime prevention and improvement districts; to create the University Neighborhood Security and Improvement District in Orleans Parish; to provide for the powers and duties of the district and its board of commissioners; to provide for a parcel fee; to provide with respect to termination of the district; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 137—

BY SENATOR JOHNS

AN ACT

To enact R.S. 33:4699.1(E), relative to lakefront property within the city of Lake Charles; to authorize a referendum election on a proposition regarding certain lands owned by the city; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 246—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 33:4082.1, relative to the New Orleans Sewerage and Water Board; to authorize the board to sell its services to neighboring parishes; and to provide for related matters.

Reported without amendments.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 182—

BY SENATORS ERDEY, LAMBERT AND WHITE

A RESOLUTION

To commend and congratulate the Lady Rockets softball team of Holden High School upon winning the 2017 Class B state championship.

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

SENATE RESOLUTION NO. 183—

BY SENATOR ALARIO

A RESOLUTION

To commend Robert "Andre" Ardeneaux of the St. Tammany Parish Sheriff's Office on being the recipient of the 2017 Deputy of the Year Award presented by the Louisiana Sheriffs' Association.

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

SENATE RESOLUTION NO. 184—

BY SENATOR ALARIO

A RESOLUTION

To commend Deputy Bradford Allen Garafola Sr. of the East Baton Rouge Parish Sheriff's Office on being the recipient of the 2017 Deputy Valor Award presented by the Louisiana Sheriffs' Association posthumously.

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 177—

BY SENATOR LAFLEUR

A RESOLUTION

To commend and congratulate the Louisiana State University Eunice Lady Bengals softball team upon winning the 2017 National Junior College Athletic Association Division II national championship.

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

SENATE RESOLUTION NO. 178—

BY SENATOR BISHOP

A RESOLUTION

To urge and request the Louisiana Department of Health to facilitate the implementation of mobile integrated emergency response programs and nonemergency community paramedicine programs for the state of Louisiana and to create and administer a pilot program in a limited geographic area for this purpose.

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

SENATE RESOLUTION NO. 179—

BY SENATOR MORRISH

A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to reconvene the Minimum Foundation Program (MFP) task force to determine the actual cost of providing public education in Louisiana and identify all potential funding mechanisms to enable school systems to meet this cost and to submit a written report of findings and recommendations to the Senate Committee on Education and the House Committee on Education not later than February 1, 2018.

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

SENATE RESOLUTION NO. 180—

BY SENATOR MILLS

A RESOLUTION

To commend certain Louisiana nursing facilities on being bestowed the prestigious American Health Care Association National Quality Bronze Award.

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

SENATE RESOLUTION NO. 181—

BY SENATOR GATTI

A RESOLUTION

To commend the city of Minden on its many accomplishments and for its efforts raising money for the St. Jude Children's Research Hospital.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 120—

BY SENATOR BARROW

A CONCURRENT RESOLUTION

To declare October 1, 2017, as "World Peace Day" in the state of Louisiana.

The concurrent resolution was read by title. Senator Barrow moved to adopt the Senate 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	Tarver
Chabert	Luneau	Thompson
Claitor	Martiny	Walsworth
Colomb	Milkovich	Ward
Cortez	Mills	White
Donahue	Mizell	
Fannin	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Carter	Morrell
Erdey	Smith, J.
Total - 4	

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

SENATE CONCURRENT RESOLUTION NO. 121—

BY SENATOR GATTI

A CONCURRENT RESOLUTION

To commend Rayne Dakota "Dak" Prescott on being named Rookie of the Year by the Associated Press and Pepsi.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Fannin	Mizell
Allain	Gatti	Morrish
Appel	Hewitt	Peacock
Barrow	Johns	Perry
Bishop	LaFleur	Riser
Boudreaux	Lambert	Smith, G.
Chabert	Long	Tarver
Claitor	Luneau	Thompson
Colomb	Martiny	Walsworth
Cortez	Milkovich	Ward
Donahue	Mills	White
Total - 33		

NAYS

Total - 0

ABSENT

Carter	Morrell	Smith, J.
Erdey	Peterson	
Total - 5		

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

JUDICIARY B

Senator Gary L. Smith, Jr., Chairman on behalf of the Committee on Judiciary B, submitted the following report:

June 3, 2017

To the President and Members of the Senate:

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

SENATE RESOLUTION NO. 136—

BY SENATOR MILKOVICH

A RESOLUTION

To memorialize the Congress of the United States to review federal laws, rules, regulations, and procedures to ensure that veterans and their family members have convenient access to military service and medical records.

Reported favorably.

June 4, 2017

HOUSE CONCURRENT RESOLUTION NO. 26—

BY REPRESENTATIVE MORENO
A CONCURRENT RESOLUTION

To direct the Louisiana State Police Crime Lab and the Louisiana attorney general to study and make recommendations on the implementation of and protocols for the effective use of a sexual assault collection kit tracking system in Louisiana, and to report their findings to the legislature no later than January 1, 2018.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 64—

BY REPRESENTATIVE DWIGHT
A CONCURRENT RESOLUTION

To authorize and direct the Department of Public Safety and Corrections to work in conjunction with the Louisiana Sheriffs' Association to study methods of oversight and supervision for inmates participating in work release programs.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 73—

BY REPRESENTATIVE ABRAHAM
A CONCURRENT RESOLUTION

To direct the Department of Public Safety and Corrections to study the potential impact of permitting judicial referral agency residential facilities to house offenders participating in, and to operate as, sheriff's work release programs, and to utilize these facilities as an alternative to other incarceration programs.

Reported with amendments.

HOUSE BILL NO. 116—

BY REPRESENTATIVE DWIGHT
AN ACT

To amend and reenact R.S. 46:1844(A)(2)(b) and (d), (M)(1) and (2), (O), and (R) and to enact R.S. 46:1844(A)(2)(e), relative to rights of crime victims; to provide relative to the registration of crime victims; to provide relative to the development of a system that allows for electronic registration and notification; to authorize a registered victim to submit a reentry statement recommending certain parole conditions for the inmate; to require the Crime Victims Services Bureau to provide the victim with information relative to the reentry statement; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 205—

BY REPRESENTATIVES BOUIE AND SMITH
AN ACT

To amend and reenact R.S. 15:572.4(D), relative to pardons; to provide relative to the time periods in which persons serving a life sentence may apply for a pardon or commutation of sentence; to provide relative to the time periods prior to an imposition of a life sentence; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 249—

BY REPRESENTATIVES MAGEE, BAGNERIS, BOUIE, CARPENTER, GARY CARTER, COX, DWIGHT, GAINES, GISCLAIR, GLOVER, HALL, JIMMY HARRIS, HUNTER, JACKSON, JAMES, JEFFERSON, JORDAN, TERRY LANDRY, LEGER, LYONS, MARCELLE, MARINO, MORENO, NORTON, REYNOLDS, AND SMITH
AN ACT

To amend and reenact R.S. 47:1676(B)(1) and Code of Criminal Procedure Articles 883.2(D), 884, 885.1(A), (C), and (D), 888, 894.4, 895.1(A)(1) and (2)(a) and (E), and 895.5(C) and to enact Code of Criminal Procedure Article 875.1, relative to the financial obligations for criminal offenders; to provide relative to the payment of fines, fees, costs, restitution, and other monetary obligations related to an offender's conviction; to require the court to determine the offender's ability to pay the financial obligations imposed; to authorize the court to waive, modify, or create a payment plan for the offender's financial obligations; to provide relative to the recovery of uncollected

monetary obligations at the end of a probation period; to provide for legislative intent; to provide relative to the disbursement of collected payments; to authorize the court to impose certain conditions in lieu of payment in certain situations; to provide relative to the penalties imposed when an offender fails to make certain payments or fails to appear for a hearing relative to missed payments; to require notice to an offender upon his failure to make certain payments; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 489—

BY REPRESENTATIVE LEGER
AN ACT

To enact R.S. 15:827.2 and 827.3, relative to the reinvestment of savings realized from criminal justice reforms; to require the Department of Public Safety and Corrections to collect and make available certain information and data relative to the prison and community supervision population; to authorize the Department of Public Safety and Corrections to promulgate rules and regulations; to provide guidelines on the type of information and data to be collected; to provide relative to the calculation of savings realized by the Department of Public Safety and Corrections; to require the reinvestment of a portion of the savings realized; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 506—

BY REPRESENTATIVES JEFFERSON AND JACKSON
AN ACT

To amend and reenact Children's Code Articles 414(A), 728(2), 736.1, 737(A)(4), 738(B) and (C), 742(B), 917, 918, 919, 920(A) and (B), 921, 922, and 923(E), R.S. 15:593 and 614(B), and R.S. 44:4.1(B)(39), to enact Children's Code Articles 737(D), 740(A)(6), 782(A)(7), Chapter 15-A of Title VII of the Children's Code, to be comprised of Articles 792 and 793, and Children's Code Articles 901(G), 924, 925, and 926, to repeal Children's Code Articles 738(D) and 923, and to provide comments to Children's Code Articles 733, 733.1, 735, 736, and 758, relative to juvenile records and proceedings; to provide for the disclosure of juvenile records for sentencing purposes; to provide comments; to provide for the confidentiality of records; to provide for the records relating to placement when a child is taken into custody; to provide guidelines to the court in a juvenile disposition proceeding; to provide relative to the expungement and sealing of court and agency records; to provide for the waiver of costs and fees; to provide forms; to provide for the removal of records from the state police database; to provide citations in the Public Records Law to certain exceptions; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 519—

BY REPRESENTATIVES EMERSON AND JAMES
AN ACT

To amend and reenact Chapter 1-C of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:31 through 36, relative to provisional licenses issued to ex-offenders through the "Provisional Licenses for Ex-Offenders Act"; to delete the term "provisional" from the entirety of the Act to create the "Licenses for Ex-Offenders Act"; to modify with respect to requirements applicable to the issuance of licenses to ex-offenders; to provide with respect to terms for licenses and reporting requirements of ex-offenders, entities issuing licenses, and certain departments and divisions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 680— (Substitute for House Bill No 426 by Representative Marino)

BY REPRESENTATIVES MARINO, BAGNERIS, BOUIE, CARPENTER, GARY CARTER, GLOVER, HALL, HOFFMANN, HUNTER, JAMES, TERRY LANDRY, LEGER, LYONS, MARCELLE, NORTON, PIERRE, AND SMITH

AN ACT

To amend and reenact R.S. 9:311(A)(2) and (D) and 315.11(A) and (C), to enact Children's Code Article 1353(G), R.S. 9:311.1 and 315.22(F), R.S. 13:4611(1)(d)(iii), R.S. 46:236.6(B)(4) and 236.7(C)(4), and to repeal R.S. 9:311(G), relative to child support; to provide relative to child support obligations; to provide relative to incarceration of the obligor; to provide procedures for the temporary modification or suspension of child support orders; to provide for notice requirements; to provide for a defense to contempt of court; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
GARY L. SMITH JR.
Chairman

**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:

June 3, 2017

To the President and Members of the Senate:

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

HOUSE BILL NO. 56—
BY REPRESENTATIVE PRICE

AN ACT

To amend and reenact R.S. 47:338.164(A) and (D), relative to the sales tax levied by the West Ascension Parish Hospital Service District; to decrease the maximum rate of such tax, subject to voter approval; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 445—
BY REPRESENTATIVES SEABAUGH, BROADWATER, AND CARMODY

AN ACT

To amend and reenact R.S. 33:9021(8) and (10), and 9022(1), and to enact R.S. 33:2758.1, relative to ad valorem tax exemptions; to provide with respect to payments in lieu of taxes pursuant to certain cooperative endeavor agreements; to provide relative to procedures for the validity of certain cooperative endeavor agreements; to provide for limitations and requirements; to provide for definitions; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 673—
BY REPRESENTATIVE STOKES

AN ACT

To amend and reenact R.S. 4:168 and 227, R.S. 12:425, R.S. 47:301(10)(b) and (c)(ii), 13(a) and (h), (14)(b), (23), and (24)(introductory paragraph), (a), and (b), 305(A)(4)(a) and (b) and (D)(1)(a), (h), (i), (k)(i), and (u), 305.14(A)(1) through (4), 305.19, 305.28(A), 305.44(A)(introductory paragraph), 305.47, 305.48, 305.49, 305.50(E)(2), 305.66(A), 315(B)(4), 315.5(A), 337.9(C)(1), (4), and (13), and (D)(9), (10), and (21), 6001(A), to enact R.S. 47:301(10)(ii) and (18)(q), 305.24, 305.73 through 305.100, and 315(B)(5), and to repeal R.S. 38:2212.4(C), R.S. 39:467 and 468, R.S. 47:301(3)(g), (j), and (k), (4)(i) and (k),

(6)(b), (7)(c), (e) through (h), and (l), (8)(b) and (d) through (f), (10)(c)(i)(bb), (d), (h) through (j), (l), (n) through (r), (t), (z) through (hh), (13)(c), (e), (l), and (m), (14)(g)(iii), (h), and (k), (16)(b)(ii), (c), (f), (h), (i) through (k), and (p), and (18)(c), (e), (f), (h), and (m) through (p), 302(D), 305(A)(1), (B), and (F), 305.2, 305.6, 305.7, 305.9, 305.13, 305.14(A)(5), 305.18, 305.26, 305.30, 305.33, 305.40 through 305.43, 305.44(B), 305.45, 305.51, 305.52, 305.53, 305.57(C), 305.59, 305.60, 305.61, 305.65, 305.67 through 305.71, 337.9(B), (C)(23), (D)(3), (4), (6), (9), (10), (18), (19), and (26) through (33), 337.10(C), (E), (G), (K), and (M), and 6003, relative to the sales and use taxes; to provide for exclusions and exemption from sales and use taxes; to provide with respect to the tax treatment of the sale, lease, rental, or storage of certain tangible personal property and sale of certain services; to repeal certain sales and use tax exemptions and exclusions; to establish certain sales and use tax refunds; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
JEAN-PAUL "JP" MORRELL
Chairman

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

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

HOUSE BILL NO. 56—
BY REPRESENTATIVE PRICE

AN ACT

To amend and reenact R.S. 47:338.164(A) and (D), relative to the sales tax levied by the West Ascension Parish Hospital Service District; to decrease the maximum rate of such tax, subject to voter approval; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 116—
BY REPRESENTATIVE DWIGHT

AN ACT

To amend and reenact R.S. 46:1844(A)(2)(b) and (d), (M)(1) and (2), (O), and (R) and to enact R.S. 46:1844(A)(2)(e), relative to rights of crime victims; to provide relative to the registration of crime victims; to provide relative to the development of a system that allows for electronic registration and notification; to authorize a registered victim to submit a reentry statement recommending certain parole conditions for the inmate; to require the Crime Victims Services Bureau to provide the victim with information relative to the reentry statement; and to provide for related matters.

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

HOUSE BILL NO. 205—
BY REPRESENTATIVES BOUIE AND SMITH

AN ACT

To amend and reenact R.S. 15:572.4(D), relative to pardons; to provide relative to the time periods in which persons serving a life sentence may apply for a pardon or commutation of sentence; to provide relative to the time periods prior to an imposition of a life sentence; and to provide for related matters.

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

June 4, 2017

HOUSE BILL NO. 249—

BY REPRESENTATIVES MAGEE, BAGNERIS, BOUIE, CARPENTER, GARY CARTER, COX, DWIGHT, GAINES, GISCLAIR, GLOVER, HALL, JIMMY HARRIS, HUNTER, JACKSON, JAMES, JEFFERSON, JORDAN, TERRY LANDRY, LEGER, LYONS, MARCELLE, MARINO, MORENO, NORTON, REYNOLDS, AND SMITH

AN ACT

To amend and reenact R.S. 47:1676(B)(1) and Code of Criminal Procedure Articles 883.2(D), 884, 885.1(A), (C), and (D), 888, 894.4, 895.1(A)(1) and (2)(a) and (E), and 895.5(C) and to enact Code of Criminal Procedure Article 875.1, relative to the financial obligations for criminal offenders; to provide relative to the payment of fines, fees, costs, restitution, and other monetary obligations related to an offender's conviction; to require the court to determine the offender's ability to pay the financial obligations imposed; to authorize the court to waive, modify, or create a payment plan for the offender's financial obligations; to provide relative to the recovery of uncollected monetary obligations at the end of a probation period; to provide for legislative intent; to provide relative to the disbursement of collected payments; to authorize the court to impose certain conditions in lieu of payment in certain situations; to provide relative to the penalties imposed when an offender fails to make certain payments or fails to appear for a hearing relative to missed payments; to require notice to an offender upon his failure to make certain payments; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 249 by Representative Magee

AMENDMENT NO. 1

On page 1, line 9, after "obligations;" insert "to provide relative to the court's authority to extend probation under certain circumstances;"

AMENDMENT NO. 2

On page 3, delete lines 3 and 4

AMENDMENT NO. 3

On page 3, line 5, delete "(3)" and insert "(2)"

AMENDMENT NO. 4

On page 4, between lines 12 and 13, insert the following: "F. The provisions of this Article shall only apply to defendants convicted of offenses classified as felonies under applicable law."

AMENDMENT NO. 5

On page 5, line 5, after "any" delete the remainder of the line and insert "felony criminal offense;"

AMENDMENT NO. 6

On page 5, delete line 6

AMENDMENT NO. 7

On page 5, line 7, delete "or parish ordinance regulating traffic in any municipality or in any parish"

AMENDMENT NO. 8

On page 6, at the beginning of line 9, insert "A."

AMENDMENT NO. 9

On page 6, line 13, after "obligation" insert ", except as provided in Paragraph B,"

AMENDMENT NO. 10

On page 6, between lines 14 and 15, insert the following: "B. The judge may extend probation only one time and only by a period of six months for the purpose of monitoring collection of unpaid victim restitution if the court finds on the record by clear and convincing evidence that the court's temporary ongoing monitoring would ensure collection of unpaid restitution more effectively than any of the following:

(1) Converting the unpaid restitution to a civil money judgment pursuant to Article 886 or 895.1.

(2) Referring the unpaid restitution to the office of debt recovery pursuant to R.S. 47:1676.

(3) Any other enforcement mechanism for collection of unpaid restitution authorized by law.

C. A six-month extension of probation as provided in Paragraph B shall apply only to the order of victim restitution. All other conditions of probation during the six-month extension shall be terminated."

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

HOUSE BILL NO. 445—

BY REPRESENTATIVES SEABAUGH, BROADWATER, AND CARMODY
AN ACT

To amend and reenact R.S. 33:9021(8) and (10), and 9022(1), and to enact R.S. 33:2758.1, relative to ad valorem tax exemptions; to provide with respect to payments in lieu of taxes pursuant to certain cooperative endeavor agreements; to provide relative to procedures for the validity of certain cooperative endeavor agreements; to provide for limitations and requirements; to provide for definitions; to provide for effectiveness; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 445 by Representative Seabaugh

AMENDMENT NO. 1

On page 1, delete lines 2 through 7, and insert the following: "To enact R.S. 47:1713, relative to ad valorem tax exemptions; to provide for exemption of certain property under construction; to provide for limitations and requirements; to provide for definitions; to provide for effectiveness; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 9 through 20, and delete pages 2 through 4, and on page 5, delete lines 1 through 17, and insert the following:

"Section 1. R.S. 47:1713 is hereby enacted to read as follows: §1713. Exemption for construction work in progress

A. For the purpose of the exemption from ad valorem taxation provided in Section 21(N) of Article VII of the Constitution of Louisiana, "complete" shall mean when construction is finished to the extent that the project can be used or occupied for its intended purpose.

B. The exemption provided for in Section 21(N) of Article VII of the Constitution of Louisiana shall not apply to any of the following:

(1) Any portion of a construction project that is complete, available for use, or operational on the date the property is assessed.

(2) For projects constructed in two or more distinct phases, any phase of the construction project that is complete and operational on the date the property is assessed.

(3) Any public service property, unless the public service property is otherwise eligible for an ad valorem exemption provided by any other provision of the Constitution of Louisiana."

AMENDMENT NO. 3

On page 5, between lines 17 and 18, insert the following: "Section 2. The Louisiana State Law Institute is hereby directed to redesignate the reference to Article VII, Section 21(N) of the Constitution of Louisiana contained in the provisions of this Act to comport with the final designation of the proposed constitutional amendment contained in the Act which originated as Senate Bill No. 140 of the 2017 Regular Session of the Legislature if it is adopted at a statewide election and becomes effective."

AMENDMENT NO. 4

On page 5, line 18, change "Section 2." to "Section 3."

AMENDMENT NO. 5

On page 5, line 20, after "originated as" delete "House Bill No. ____" and insert "Senate Bill No. 140"

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

HOUSE BILL NO. 489—

BY REPRESENTATIVE LEGER

AN ACT

To enact R.S. 15:827.2 and 827.3, relative to the reinvestment of savings realized from criminal justice reforms; to require the Department of Public Safety and Corrections to collect and make available certain information and data relative to the prison and community supervision population; to authorize the Department of Public Safety and Corrections to promulgate rules and regulations; to provide guidelines on the type of information and data to be collected; to provide relative to the calculation of savings realized by the Department of Public Safety and Corrections; to require the reinvestment of a portion of the savings realized; and to provide for related matters.

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

HOUSE BILL NO. 506—

BY REPRESENTATIVES JEFFERSON AND JACKSON

AN ACT

To amend and reenact Children's Code Articles 414(A), 728(2), 736.1, 737(A)(4), 738(B) and (C), 742(B), 917, 918, 919, 920(A) and (B), 921, 922, and 923(E), R.S. 15:593 and 614(B), and R.S. 44:4.1(B)(39), to enact Children's Code Articles 737(D), 740(A)(6), 782(A)(7), Chapter 15-A of Title VII of the Children's Code, to be comprised of Articles 792 and 793, and Children's Code Articles 901(G), 924, 925, and 926, to repeal Children's Code Articles 738(D) and 923, and to provide comments to Children's Code Articles 733, 733.1, 735, 736, and 758, relative to juvenile records and proceedings; to provide for the disclosure of juvenile records for sentencing purposes; to provide comments; to provide for the confidentiality of records; to provide for the records relating to placement when a child is taken into custody; to provide guidelines to the court in a juvenile disposition proceeding; to provide relative to the expungement and sealing of court and agency records; to provide for the waiver of costs and fees; to provide forms; to provide for the removal of records from the state police database; to provide citations in the Public Records Law to certain exceptions; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Re-reengrossed House Bill No. 506 by Representative Jefferson

AMENDMENT NO. 1

On page 1, line 2, after "Articles" insert "412(A), (D)(9), (10), (11), and (12), (E), (G)(4), (H), (I), (J), and (K),"

AMENDMENT NO. 2

On page 1, line 3, after "R.S." delete the remainder of the line and insert "15:576(2), 579, 593,"

AMENDMENT NO. 3

On page 1, line 4, after "Articles" insert "412(L) and (M),"

AMENDMENT NO. 4

On page 1, line 6, after "901(G)," insert "903(B)(7) and (G), 922(B),"

AMENDMENT NO. 5

On page 1, line 7, after "Code" delete the remainder of the line and insert "Article 738(D), and to provide"

AMENDMENT NO. 6

On page 1, line 16, after "exceptions;" delete "to provide for effectiveness;"

AMENDMENT NO. 7

On page 1, line 19, after "Articles" insert "412(A),(D)(9), (10), (11), and (12), (E), (G)(4), (H), (I), (J), and (K),"

AMENDMENT NO. 8

On page 2, line 1, after "Articles" insert "412(L) and (M),"

AMENDMENT NO. 9

On page 2, line 3, after "901(G)," insert "903(B)(7) and (G), 922(B),"

AMENDMENT NO. 10

On page 2, between lines 3 and 4, insert the following:

"Art. 412. Confidentiality of records; disclosure exceptions; sanctions

A. Records and reports concerning all matters or proceedings before the juvenile court, except traffic violations, are confidential and shall not be disclosed except as expressly authorized by this Code. Any person authorized to review or receive confidential information shall preserve its confidentiality in the absence of express authorization for sharing with others unless a court order authorizes them to share with others.

* * *

D. When such information is relevant and necessary to the performance of their respective duties and enhances services to the child or his family, the court may authorize the release of records, reports, or certain information contained therein, limited to the specific purpose for which the court authorizes release, to appropriate individuals representing who represent any of the following when they are providing services to the child whose records are disclosed during the pendency of the matter about which the records are disclosed:

* * *

- (9) A truancy and assessment center;
- ~~(10) Other child serving agencies or programs;~~
- ~~(11) The attorney general's office.~~

~~(12)~~ (10) A district public defender or the district public defender's representative, or the representative of a public defender program established pursuant to the Louisiana Public Defender Act of 2007.

E.(1) For good cause when the information is material and necessary to a specific investigation or proceeding, the court may order the release of individual records and reports, or certain information contained therein, to a petitioner, limited to the specific purpose for which the court authorizes release.

(2) The petition must:

(a) Be filed with the juvenile court and served on the juvenile and his attorney.

(b) State the reason for the request and the intended use of the information, including any intended redisclosure.

(c) State the names of all persons that will have access to the information.

(3) In ruling on the petition, the juvenile court shall consider the privacy of the juvenile, risk of harm to the juvenile, whether a compelling reason exists for releasing the information, and whether the release is necessary for the protection of a legitimate interest. The court shall ensure the juvenile is afforded notice of the hearing and an opportunity to be heard at a contradictory hearing on the petition.

* * *

G. In accordance with Articles 811.1 and 811.3, the district attorney or court may release to the victim of a delinquent act constituting a crime of violence as defined in R.S. 14:2(B), or to the victim's legal representative or designated family member:

* * *

(4) Certain information contained in the predisposition report to the court pursuant to Article 890, limited to those items described in Subparagraphs (A)(1) and (2) and Paragraph (D) of that Article.

June 4, 2017

H. The district attorney, law enforcement agency, or court may release to the public the following identifying information concerning an alleged or adjudicated delinquent child, provided the child was at least fourteen years old at the commission of the delinquent act:

(1) The name, age, and delinquent act for which the child is being charged whenever, in accordance with Article 813 or 820, the court has found probable cause that the child committed a crime of violence as defined by R.S. 14:2(B) or a second or subsequent felony-grade offense.

(2) The name, age, delinquent act, and disposition of a child who has been adjudicated delinquent for a crime of violence as defined by R.S. 14:2(B), for a second or subsequent felony-grade offense, or for the distribution or possession with the intent to distribute a controlled dangerous substance as defined in R.S. 40:961 et seq. In order to assist in finding and taking into custody a child wanted for a felony-grade delinquent act involving an offense against the person or involving a dangerous weapon, law enforcement agencies may release to the public identifying information regarding the child if a court has issued an order for taking the child into custody pursuant to Article 813, or if probable cause that the child committed the alleged delinquent act has already been established pursuant to Article 820. Identifying information may include the child's name, age, alleged delinquent act, physical description, and photograph.

I. In order to assist in finding and taking into custody a child wanted for a felony-grade delinquent act involving an offense against the person or involving a dangerous weapon, law enforcement agencies may release to the public identifying information regarding the child if a court has issued an order for taking the child into custody pursuant to Article 813, or if probable cause that the child committed the alleged delinquent act has already been established pursuant to Article 820. Identifying information may include the child's name, age, alleged delinquent act, physical description, photograph, address, and, when appropriate, social security number and driver's license number. Any violation of the confidentiality provisions of this Article shall be punishable as a constructive contempt of court pursuant to Article 1509(E).

J. Any violation of the confidentiality provisions of this Article shall be punishable as a constructive contempt of court pursuant to Article 1509(E). Whenever a child escapes from a juvenile detention center, law enforcement agencies are hereby authorized to release to the public the child's name, age, physical description, and photograph.

K. Whenever a child escapes from a juvenile detention center, law enforcement agencies are hereby authorized to release to the public the child's name, age, physical description, and photograph. Every person, other than the juvenile, parents of the juvenile, and attorney for the juvenile, to whom a juvenile record or information from a juvenile is disclosed pursuant to this Article shall execute a non-disclosure agreement that certifies the person is familiar with the applicable disclosure provisions and agrees not to disclose any information to unauthorized persons.

L. Juvenile records or information from juvenile records disclosed pursuant to this Article shall be marked "UNLAWFUL DISSEMINATION OF THIS INFORMATION IS PUNISHABLE AS A CONSTRUCTIVE CONTEMPT OF COURT PURSUANT TO LOUISIANA CHILDREN'S CODE ARTICLE 1509(E)".

M. Records of juvenile criminal conduct shall not be made a part of any state or local criminal background check."

AMENDMENT NO. 11

On page 6, after line 32, insert the following:
"Art. 903. Judgment of disposition

B. The court shall enter into the record a written judgment of disposition specifying all of the following:

(7) An order of expungement to be made executory at the end of the disposition unless, at the end of the disposition, a person or agency files an objection using the form provided in Art. 925 on any of the following grounds:

(a) The adjudication was for murder, manslaughter, an offense requiring registration as a sex offender under R.S. 15:542, kidnapping, or armed robbery.

(b) The child has a criminal court felony conviction or a criminal court conviction for a misdemeanor involving a firearm against a person.

(c) The child has an outstanding indictment or bill of information for a felony charge or a charge of a misdemeanor involving a firearm against a person.

G.(1) The court shall provide to the child, in plain language, the following information:

(a) Information regarding the rights and procedures of expungement and sealing of juvenile records.

(b) Information regarding expungement, including instructions to the child that when his records are expunged he is not required to disclose that he has a juvenile record.

(c) The expungement motion provided in Article 924.

(2) Failure of the court to inform the child of the right to petition for expungement shall not create a substantive right and shall not constitute grounds for a reversal of an adjudication of delinquency, grounds for a new trial, or grounds for an appeal.

AMENDMENT NO. 12

On page 7 delete lines 7 through 28 and on page 8, delete lines 1 through 16 and insert the following:

"A. Records concerning conduct or conditions and reports of a delinquency matter that did not result in adjudication and records concerning delinquency adjudications for R.S. 14:82, 83.3, 83.4, 89, or 89.2 may be expunged and sealed at any time.

B. Records concerning conduct or conditions that resulted in a misdemeanor adjudication may be expunged only if two or more years have elapsed since the person satisfied the most recent judgment against him. Records and reports of a matter that resulted in a finding of Families in Need of Services or an adjudication for any charge other than murder, manslaughter, an offense requiring registration as a sex offender under R.S. 15:542, kidnapping, or armed robbery shall be expunged and sealed only if the court exercising juvenile jurisdiction has ceased to exercise jurisdiction in accordance with Article 313.

C. Records concerning conduct or conditions that resulted in a felony delinquency adjudication may be expunged and sealed only if all of the following circumstances exist:

(1) The adjudication was not for murder, manslaughter, any sexual crime, kidnapping, or armed robbery.

(2) Five or more years have elapsed since the person satisfied the most recent judgment against him.

(3)(1) The person seeking expungement and sealing has no criminal court felony convictions and no criminal court convictions for misdemeanors against a person involving a weapon firearm.

(4)(2) The person seeking expungement and sealing has no outstanding pending indictment or bill of information charging him.

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. If the adjudication was for murder, manslaughter, a sex offense requiring registration under R.S. 15:542, kidnapping, or armed robbery, the child may petition the court for an expungement of his juvenile record when the court has ceased to exercise jurisdiction in accordance with Article 313 and all of the following conditions are met:

(1) Five or more years have elapsed since the person seeking expungement and sealing satisfied the most recent judgment against him.

(2) The person seeking expungement and sealing has no criminal court felony convictions and no criminal court convictions for misdemeanors against a person involving a firearm.

(3) The person seeking expungement and sealing has no pending indictment or bill of information."

AMENDMENT NO. 13

On page 10, line 18, after "B." delete the remainder of the line and delete line 19 and insert the following: "The order must shall specify

the time within which the destruction state that the expungement and sealing is to be effected no later than thirty days from the date of the order. The order must shall also specify the"

AMENDMENT NO. 14

On page 11, at the beginning of line 4, insert "A."

AMENDMENT NO. 15

On page 11, between lines 11 and 12, insert the following: "B. A child that is the subject of an expunged record or the child's parent shall not be found guilty of perjury or otherwise giving false statements by reason of the child's failure to recite or acknowledge his expunged record in response to any inquiry made of the child or the child's parent for any purpose. However, if the child is a witness in a criminal or juvenile delinquency matter, the child may be ordered to testify regarding his expunged record."

AMENDMENT NO. 16

On page 13, line 24, after "Services" insert "or delinquency"

AMENDMENT NO. 17

On page 13, delete line 27

AMENDMENT NO. 18

On page 14, delete lines 1 through 9

AMENDMENT NO. 19

On page 17, line 26, delete "Insufficient time has passed since the conclusion of the matter, or the" and insert "The"

AMENDMENT NO. 20

On page 17, line 30, delete "is not eligible for expungement and sealing" and insert "a hearing is required by law"

AMENDMENT NO. 21

Delete page 19 in its entirety

AMENDMENT NO. 22

On page 20, delete lines 1 through 15

AMENDMENT NO. 23

On page 20, line 16, change "Section 3." to "Section 2."

AMENDMENT NO. 24

On page 21, line 30, delete "Section 4. R.S. 15:", and insert "Section 3. R.S. 15:576(2), 579,"

AMENDMENT NO. 25

On page 21, between lines 31 and 32, insert the following: "§576. Definitions

As used in this Chapter:

* * *

(2) The terms "criminal history record" or "criminal history record information" mean information collected by criminal justice agencies on individuals consisting of identifiable descriptions and notations of arrests, detentions, indictments, bills of information, or any formal criminal charges, and any disposition arising therefrom, including sentencing, correctional supervision, and release. The terms do not include intelligence or investigatory purposes, nor does it include any identification information which does not indicate involvement of the individual in the criminal justice system. The terms do not include records of juvenile criminal conduct.

§579. Rules and regulations

The bureau shall issue rules and regulations, consistent with United States Department of Justice requirements, the constitution of Louisiana, the Louisiana Code of Criminal Procedure, the Louisiana Children's Code, and the Louisiana Revised Statutes of 1950, governing the maintenance of privacy and security of criminal history records and records of juvenile criminal conduct; governing access to and use of records maintained by the central repository; governing restrictions to access and use by authorized agencies or individuals of any state owned or operated system of communications utilized for transmitting criminal history record information to or from the

bureau; and governing the purging of any information maintained by the bureau as permitted by law. Records of juvenile criminal conduct shall not be made a part of any state or local criminal background check.

* * *

AMENDMENT NO. 26

On page 22, line 14, change "Section 5." to "Section 4."

AMENDMENT NO. 27

On page 23, delete line 1

AMENDMENT NO. 28

On page 23, line 2, change "Section 7." to "Section 5."

AMENDMENT NO. 29

On page 23, delete lines 3 through 6

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

HOUSE BILL NO. 519—

BY REPRESENTATIVES EMERSON AND JAMES

AN ACT

To amend and reenact Chapter 1-C of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:31 through 36, relative to provisional licenses issued to ex-offenders through the "Provisional Licenses for Ex-Offenders Act"; to delete the term "provisional" from the entirety of the Act to create the "Licenses for Ex-Offenders Act"; to modify with respect to requirements applicable to the issuance of licenses to ex-offenders; to provide with respect to terms for licenses and reporting requirements of ex-offenders, entities issuing licenses, and certain departments and divisions; and to provide for related matters.

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

HOUSE BILL NO. 673—

BY REPRESENTATIVE STOKES

AN ACT

To amend and reenact R.S. 4:168 and 227, R.S. 12:425, R.S. 47:301(10)(b) and (c)(ii), 13(a) and (h), (14)(b), (23), and (24)(introductory paragraph), (a), and (b), 305(A)(4)(a) and (b) and (D)(1)(a), (h), (i), (k)(i), and (u), 305.14(A)(1) through (4), 305.19, 305.28(A), 305.44(A)(introductory paragraph), 305.47, 305.48, 305.49, 305.50(E)(2), 305.66(A), 315(B)(4), 315.5(A), 337.9(C)(1), (4), and (13), and (D)(9), (10), and (21), 6001(A), to enact R.S. 47:301(10)(ii) and (18)(q), 305.24, 305.73 through 305.100, and 315(B)(5), and to repeal R.S. 38:2212.4(C), R.S. 39:467 and 468, R.S. 47:301(3)(g), (j), and (k), (4)(i) and (k), (6)(b), (7)(c), (e) through (h), and (l), (8)(b) and (d) through (f), (10)(c)(i)(bb), (d), (h) through (j), (l), (n) through (r), (t), (z) through (hh), (13)(c), (e), (l), and (m), (14)(g)(iii), (h), and (k), (16)(b)(ii), (c), (f), (h), (i) through (k), and (p), and (18)(c), (e), (f), (h), and (m) through (p), 302(D), 305(A)(1), (B), and (F), 305.2, 305.6, 305.7, 305.9, 305.13, 305.14(A)(5), 305.18, 305.26, 305.30, 305.33, 305.40 through 305.43, 305.44(B), 305.45, 305.51, 305.52, 305.53, 305.57(C), 305.59, 305.60, 305.61, 305.65, 305.67 through 305.71, 337.9(B), (C)(23), (D)(3), (4), (6), (9), (10), (18), (19), and (26) through (33), 337.10(C), (E), (G), (K), and (M), and 6003, relative to the sales and use taxes; to provide for exclusions and exemption from sales and use taxes; to provide with respect to the tax treatment of the sale, lease, rental, or storage of certain tangible personal property and sale of certain services; to repeal certain sales and use tax exemptions and exclusions; to establish certain sales and use tax refunds; and to provide for related matters.

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

June 4, 2017

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Re-Reengrossed House Bill No. 673 by Representative Stokes

AMENDMENT NO. 1

On page 1, line 2, after "12:425," and before "and (c)(ii)," delete "R.S. 47:301(10)(b)," and insert "R.S. 47:301(7)(b), (10)(b),"

AMENDMENT NO. 2

On page 1, line 3, after "and (b)," and before "305(A)(4)(a)" insert ""302(X)(introductory paragraph),"

AMENDMENT NO. 3

On page 1, line 6, after "315.5(A)," and before "337.9(C)(1)," insert "321(H)(1),"

AMENDMENT NO. 4

On page 1, at the beginning of line 8, after "through" and before "and 315(B)(5)," delete "305.100," and insert "305.99,"

AMENDMENT NO. 5

On page 1, line 11, after "and (m)," and before "and (k)," delete "(14)(g)(iii), (h)," and insert "(14)(h)"

AMENDMENT NO. 6

On page 1, at the beginning of line 13, after "302(D)" and before "305(A)(1)," delete the comma "," and insert "and (S),"

AMENDMENT NO. 7

On page 1, at the beginning of line 16, insert "321(I), 331(Q),"

AMENDMENT NO. 8

On page 2, line 25, after "Section 3. R.S." and before "and (c)(ii)," delete "R.S. 47:301(10)(b)" and insert "47:301(7)(b), (10)(b)"

AMENDMENT NO. 9

On page 2, line 26, after "and (b)," and before "305(A)(4)(a)" insert "302(X)(introductory paragraph),"

AMENDMENT NO. 10

On page 2, line 28, after "315.5(A)," and before "337.9(C)(1)," insert "321(H)(1),"

AMENDMENT NO. 11

On page 3, line 1, after "through" and before "and 315(B)(5)," delete "305.100," and insert "305.99,"

AMENDMENT NO. 12

On page 3, between lines 7 and 8, insert the following: "(7)"

(b) Solely for purposes of the state sales and use taxes imposed under R.S. 47:302, 321, and 331, the term "lease or rental", as herein defined, shall not mean or include the lease or rental made for the purposes of re-lease or re-rental of casing tools and pipe, drill pipe, tubing, compressors, tanks, pumps, power units, other drilling or related equipment used in connection with the operating, drilling, completion, or reworking of oil, gas, sulphur, or other mineral wells.

AMENDMENT NO. 13

On page 4, line 29, after "including" and before "cash" insert the following: "services that are a part of the sale valued in money, whether paid in money or otherwise including the cost of materials and labor or services provided, and including"

AMENDMENT NO. 14

On page 8, between lines 10 and 11, insert the following: "§302. Imposition of tax"

X. Notwithstanding any other provision of law to the contrary, including but not limited to any contrary provisions of this Chapter, for the period April 1, 2016 through July 1, 2018 June 30, 2018, there

shall be no exclusions and exemptions to the tax levied pursuant to the provisions of this Section except for exemptions and exclusions for sales or purchases of the following items and for those items enumerated in Subsection AA of this Section:

* * *

AMENDMENT NO. 15

On page 28, line 5, after "newspapers" and before "shall" insert "and other news publications"

AMENDMENT NO. 16

On page 29, delete lines 4 through 15 in their entirety and at the beginning of line 16, delete "305.98." and insert "305.97."

AMENDMENT NO. 17

On page 29, at the beginning of line 20, delete "305.99." and insert "305.98."

AMENDMENT NO. 18

On page 29, at the beginning of line 25, delete "305.100." and insert "305.99."

AMENDMENT NO. 19

On page 30, line 10, after "toxicity of" delete the remainder of the line and delete line 11 in its entirety and insert the following: "industrial pollution of air, land, water, or groundwater, in the state of Louisiana in excess of"

AMENDMENT NO. 20

On page 31, between lines 18 and 19, insert the following: "§321. Imposition of tax"

* * *

H.(1) Notwithstanding any other provision of law to the contrary, including but not limited to any contrary provisions of this Chapter, the exemptions to the tax levied pursuant to the provisions of this Section, except for those exemptions provided by R.S. 39:467 and 468, R.S. 47:305(A)(1), (B), (D)(1)(f) R.S. 47:301(10)(ii) and (18)(q), 305(D)(1)(f), (j), (k), (l), (m), (s), and (t), and (G), 305.1, 305.2, 305.3, 305.8, 305.10, 305.14, 305.15, 305.20, 305.25(A)(1) and (2), 305.37, 305.38, 305.46, and 305.50 305.73, and 305.74, and R.S. 51:1787, shall be inapplicable, inoperable, and of no effect from July 1, 2002.

* * *

AMENDMENT NO. 21

On page 33, at the beginning of line 2, delete "(14)(g)(iii)," and insert "(14)"

AMENDMENT NO. 22

On page 33, line 3, after "302(D)" and before "305(A)(1)," delete the comma "," and insert "and (S),"

AMENDMENT NO. 23

On page 33, at the beginning of line 6, insert "321(I), 331(Q),"

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

HOUSE BILL NO. 680— (Substitute for House Bill No 426 by Representative Marino)

BY REPRESENTATIVES MARINO, BAGNERIS, BOUIE, CARPENTER, GARY CARTER, GLOVER, HALL, HOFFMANN, HUNTER, JAMES, TERRY LANDRY, LEGER, LYONS, MARCELLE, NORTON, PIERRE, AND SMITH

AN ACT

To amend and reenact R.S. 9:311(A)(2) and (D) and 315.11(A) and (C), to enact Children's Code Article 1353(G), R.S. 9:311.1 and 315.22(F), R.S. 13:4611(1)(d)(iii), R.S. 46:236.6(B)(4) and 236.7(C)(4), and to repeal R.S. 9:311(G), relative to child support; to provide relative to child support obligations; to provide relative to incarceration of the obligor; to provide procedures for the temporary modification or suspension of child support orders; to provide for notice requirements; to provide for a defense to contempt of court; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 680 by Representative Marino

AMENDMENT NO. 1

On page 1, line 3, delete "315.22(F)" and insert "315.27"

AMENDMENT NO. 2

On page 1, line 18, delete "315.22(F)" and insert "315.27"

AMENDMENT NO. 3

On page 3, line 14, delete "due to" and insert "during the period of"

AMENDMENT NO. 4

On page 3, line 18, delete "of the following occurs"

AMENDMENT NO. 5

On page 3, line 21, delete "The" and insert "At least six months before the"

AMENDMENT NO. 6

On page 3, line 22, delete "no longer incarcerated" and insert "scheduled to be released from incarceration"

AMENDMENT NO. 7

On page 7, delete lines 14 through 21 and insert the following:

"§315.27. Child support award

A. If a child support award is suspended pursuant to R.S. 9:311.1 and the obligor is released from incarceration while the child is a minor, the Department of Children and Family Services may petition the court to continue the award beyond the termination date provided by R.S. 9:315.22. If the court extends the child support award, the amount of support shall be established using the child support guidelines. However, any continuation of a child support award extended pursuant to this Subsection shall not exceed the amount of time the child support order was suspended.

B. If a child support award is suspended pursuant to R.S. 9:311.1 and the obligor is released from incarceration after the child has reached the age of majority, the custodial party or the child may petition the court to establish an award of support for the period of suspension within twenty-four months of the obligor's release from incarceration. If the court establishes a child support award for the period of suspension, the amount shall be established using the child support guidelines. However, any child support award established pursuant to this Subsection shall not exceed the amount of time the child support order was suspended."

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

Rules Suspended

Senator LaFleur asked for and obtained a suspension of the rules to recall House Concurrent Resolution No. 7 from the Committee on Finance.

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVE NANCY LANDRY

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula developed by the State Board of Elementary and Secondary Education pursuant to Article VIII, Section 13(B) of the Constitution of Louisiana to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems, and adopted by the board on May 11, 2017.

On motion of Senator LaFleur, House Concurrent Resolution No. 7 was read by title and recommitted to the Committee on Finance.

Rules Suspended

Senator Morrell asked for and obtained a suspension of the rules to recall House Bill No. 673 from the Legislative Bureau.

HOUSE BILL NO. 673—

BY REPRESENTATIVE STOKES

AN ACT

To amend and reenact R.S. 4:168 and 227, R.S. 12:425, R.S. 47:301(10)(b) and (c)(ii), 13(a) and (h), (14)(b), (23), and (24)(introductory paragraph), (a), and (b), 305(A)(4)(a) and (b) and (D)(1)(a), (h), (i), (k)(i), and (u), 305.14(A)(1) through (4), 305.19, 305.28(A), 305.44(A)(introductory paragraph), 305.47, 305.48, 305.49, 305.50(E)(2), 305.66(A), 315(B)(4), 315.5(A), 337.9(C)(1), (4), and (13), and (D)(9), (10), and (21), 6001(A), to enact R.S. 47:301(10)(ii) and (18)(q), 305.24, 305.73 through 305.100, and 315(B)(5), and to repeal R.S. 38:2212.4(C), R.S. 39:467 and 468, R.S. 47:301(3)(g), (j), and (k), (4)(i) and (k), (6)(b), (7)(c), (e) through (h), and (l), (8)(b) and (d) through (f), (10)(c)(i)(bb), (d), (h) through (j), (l), (n) through (r), (t), (z) through (hh), (13)(c), (e), (l), and (m), (14)(g)(iii), (h), and (k), (16)(b)(ii), (c), (f), (h), (i) through (k), and (p), and (18)(c), (e), (f), (h), and (m) through (p), 302(D), 305(A)(1), (B), and (F), 305.2, 305.6, 305.7, 305.9, 305.13, 305.14(A)(5), 305.18, 305.26, 305.30, 305.33, 305.40 through 305.43, 305.44(B), 305.45, 305.51, 305.52, 305.53, 305.57(C), 305.59, 305.60, 305.61, 305.65, 305.67 through 305.71, 337.9(B), (C)(23), (D)(3), (4), (6), (9), (10), (18), (19), and (26) through (33), 337.10(C), (E), (G), (K), and (M), and 6003, relative to the sales and use taxes; to provide for exclusions and exemption from sales and use taxes; to provide with respect to the tax treatment of the sale, lease, rental, or storage of certain tangible personal property and sale of certain services; to repeal certain sales and use tax exemptions and exclusions; to establish certain sales and use tax refunds; and to provide for related matters.

On motion of Senator Morrell, House Bill No. 673 was read by title and recommitted to the Committee on Finance.

Privileged Report of the Legislative Bureau

June 4, 2017

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. 56—

BY REPRESENTATIVE PRICE

AN ACT

To amend and reenact R.S. 47:338.164(A) and (D), relative to the sales tax levied by the West Ascension Parish Hospital Service District; to decrease the maximum rate of such tax, subject to voter approval; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 116—

BY REPRESENTATIVE DWIGHT

AN ACT

To amend and reenact R.S. 46:1844(A)(2)(b) and (d), (M)(1) and (2), (O), and (R) and to enact R.S. 46:1844(A)(2)(e), relative to rights of crime victims; to provide relative to the registration of crime victims; to provide relative to the development of a system that allows for electronic registration and notification; to authorize a registered victim to submit a reentry statement recommending certain parole conditions for the inmate; to require the Crime Victims Services Bureau to provide the victim

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with information relative to the reentry statement; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 205—
BY REPRESENTATIVES BOUIE AND SMITH
AN ACT

To amend and reenact R.S. 15:572.4(D), relative to pardons; to provide relative to the time periods in which persons serving a life sentence may apply for a pardon or commutation of sentence; to provide relative to the time periods prior to an imposition of a life sentence; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 249—
BY REPRESENTATIVES MAGEE, BAGNERIS, BOUIE, CARPENTER, GARY CARTER, COX, DWIGHT, GAINES, GISCLAIR, GLOVER, HALL, JIMMY HARRIS, HUNTER, JACKSON, JAMES, JEFFERSON, JORDAN, TERRY LANDRY, LEGER, LYONS, MARCELLE, MARINO, MORENO, NORTON, REYNOLDS, AND SMITH
AN ACT

To amend and reenact R.S. 47:1676(B)(1) and Code of Criminal Procedure Articles 883.2(D), 884, 885.1(A), (C), and (D), 888, 894.4, 895.1(A)(1) and (2)(a) and (E), and 895.5(C) and to enact Code of Criminal Procedure Article 875.1, relative to the financial obligations for criminal offenders; to provide relative to the payment of fines, fees, costs, restitution, and other monetary obligations related to an offender's conviction; to require the court to determine the offender's ability to pay the financial obligations imposed; to authorize the court to waive, modify, or create a payment plan for the offender's financial obligations; to provide relative to the recovery of uncollected monetary obligations at the end of a probation period; to provide for legislative intent; to provide relative to the disbursement of collected payments; to authorize the court to impose certain conditions in lieu of payment in certain situations; to provide relative to the penalties imposed when an offender fails to make certain payments or fails to appear for a hearing relative to missed payments; to require notice to an offender upon his failure to make certain payments; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 445—
BY REPRESENTATIVES SEABAUGH, BROADWATER, AND CARMODY
AN ACT

To amend and reenact R.S. 33:9021(8) and (10), and 9022(1), and to enact R.S. 33:2758.1, relative to ad valorem tax exemptions; to provide with respect to payments in lieu of taxes pursuant to certain cooperative endeavor agreements; to provide relative to procedures for the validity of certain cooperative endeavor agreements; to provide for limitations and requirements; to provide for definitions; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 489—
BY REPRESENTATIVE LEGER
AN ACT

To enact R.S. 15:827.2 and 827.3, relative to the reinvestment of savings realized from criminal justice reforms; to require the Department of Public Safety and Corrections to collect and make available certain information and data relative to the prison and community supervision population; to authorize the Department of Public Safety and Corrections to promulgate rules and regulations; to provide guidelines on the type of information and data to be collected; to provide relative to the calculation of savings realized by the Department of Public Safety and Corrections; to require the reinvestment of a portion of the savings realized; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 506—
BY REPRESENTATIVES JEFFERSON AND JACKSON
AN ACT

To amend and reenact Children's Code Articles 414(A), 728(2), 736.1, 737(A)(4), 738(B) and (C), 742(B), 917, 918, 919, 920(A) and (B), 921, 922, and 923(E), R.S. 15:593 and 614(B), and R.S. 44:4.1(B)(39), to enact Children's Code Articles 737(D), 740(A)(6), 782(A)(7), Chapter 15-A of Title VII of the Children's Code, to be comprised of Articles 792 and 793, and Children's Code Articles 901(G), 924, 925, and 926, to repeal Children's Code Articles 738(D) and 923, and to provide comments to Children's Code Articles 733, 733.1, 735, 736, and 758, relative to juvenile records and proceedings; to provide for the disclosure of juvenile records for sentencing purposes; to provide comments; to provide for the confidentiality of records; to provide for the records relating to placement when a child is taken into custody; to provide guidelines to the court in a juvenile disposition proceeding; to provide relative to the expungement and sealing of court and agency records; to provide for the waiver of costs and fees; to provide forms; to provide for the removal of records from the state police database; to provide citations in the Public Records Law to certain exceptions; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 519—
BY REPRESENTATIVES EMERSON AND JAMES
AN ACT

To amend and reenact Chapter 1-C of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:31 through 36, relative to provisional licenses issued to ex-offenders through the "Provisional Licenses for Ex-Offenders Act"; to delete the term "provisional" from the entirety of the Act to create the "Licenses for Ex-Offenders Act"; to modify with respect to requirements applicable to the issuance of licenses to ex-offenders; to provide with respect to terms for licenses and reporting requirements of ex-offenders, entities issuing licenses, and certain departments and divisions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 680— (Substitute for House Bill No 426 by Representative Marino)

BY REPRESENTATIVES MARINO, BAGNERIS, BOUIE, CARPENTER, GARY CARTER, GLOVER, HALL, HOFFMANN, HUNTER, JAMES, TERRY LANDRY, LEGER, LYONS, MARCELLE, NORTON, PIERRE, AND SMITH

AN ACT

To amend and reenact R.S. 9:311(A)(2) and (D) and 315.11(A) and (C), to enact Children's Code Article 1353(G), R.S. 9:311.1 and 315.22(F), R.S. 13:4611(1)(d)(iii), R.S. 46:236.6(B)(4) and 236.7(C)(4), and to repeal R.S. 9:311(G), relative to child support; to provide relative to child support obligations; to provide relative to incarceration of the obligor; to provide procedures for the temporary modification or suspension of child support orders; to provide for notice requirements; to provide for a defense to contempt of court; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
DANIEL R. MARTINY
Chairman

Adoption of Legislative Bureau Report

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

Motion to Reconsider Vote

Senator Claitor asked for and obtained a suspension of the rules to reconsider the vote by which the House Amendments to Senate Bill No. 145 were rejected.

The Chair declared the vote was reconsidered.

SENATE BILL NO. 145— BY SENATOR CLAITOR

AN ACT

To enact R. S. 17:1891 within Chapter 6 of Title 17 of the Louisiana Revised Statutes of 1950, relative to granting of free tuition by Tulane University; to provide relative to the Tulane Legislative Scholarship; to require that a student's legislative scholarship be applied toward his financial obligations before certain other award amounts; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Engrossed Senate Bill No. 145 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and at the beginning of line 3, delete "1950," and insert "amend and reenact R.S. 17:5065(A)(2),"

AMENDMENT NO. 2

On page 1, line 5, after "before" delete the remainder of the line and insert "any award amount provided through the Taylor Opportunity Program for Students; and"

AMENDMENT NO. 3

On page 1, delete lines 8 through 16 and insert the following: "Section 1. R.S. 17:5065(A)(2) is hereby amended and reenacted to read as follows:

§5065. Funding

A.

* * *

(2) Effective beginning with the 1999-2000 academic year and thereafter, no state payments made on behalf of any student receiving an award pursuant to the provisions of this Chapter shall be used by an institution of higher education to supplant the granting of free tuition for such student pursuant to a scholarship given in accordance with the provisions of Act No. 43 of the 1884 Regular Session of the Legislature, as amended. For a student enrolled in Tulane University who is the recipient of both a Tulane Legislative Scholarship and an award pursuant to the provisions of this Chapter, the university shall apply the full amount of the Tulane Legislative Scholarship toward the student's financial obligations to the university before applying any award amounts provided pursuant to this Chapter.

* * *

Senator Claitor moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Appel, Barrow, Boudreaux, Chabert, Claitor, Colomb, Cortez, Hewitt, Johns, LaFleur, Lambert, Long, Luneau, Martiny, Milkovich, Morrish, Peacock, Perry, Peterson, Riser, Smith, G., Tarver, Thompson

Table with 3 columns of names: Donahue, Fannin, Gatti, Mills, Mizell, Morrell, Walsworth, Ward, White

Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Allain, Bishop, Carter, Erdey, Smith, J.

The Chair declared the Senate concurred in the amendments proposed by the House.

House Bills and Joint Resolutions on Third Reading and Final Passage

HOUSE BILL NO. 625—

BY REPRESENTATIVE HENRY

AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations for Fiscal Year 2016-2017; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Engrossed House Bill No. 625 by Representative Henry

AMENDMENT NO. 1

In Senate Committee Amendment No. 34, proposed by the Senate Committee on Finance and adopted by the Senate on June 1, 2017, on page 5, between lines 15 and 16, insert the following: "Provided, however, that the appropriation contained in Act No. 17 of the 2016 Regular Session out of the Louisiana Legislature in the amount of \$17,000,000 for the thirteenth managed care payment in Fiscal Year 2016-2017 when the Department of Revenue prevails in the suit, appeal, or petition associated with the legislative instrument which originated as House Concurrent Resolution No. 8 of the 2015 Regular Session of the Legislature and transfer the amount paid in protest and held in escrow in accordance with R.S. 47:1576 to the State General Fund, and in the event the monies are recognized by the Revenue Estimating Conference to be utilized to fund the thirteenth managed care payment, is null, void, and of no effect, and the state treasurer shall not honor warrants thereon."

AMENDMENT NO. 2

In Senate Committee Amendment No. 39, proposed by the Senate Committee on Finance and adopted by the Senate on June 1, 2017, on page 11, between lines 21 and 22, insert the following:

"Section 4A. Notwithstanding any provisions of law to the contrary, any appropriation contained in Schedule 20-901 Sales Tax Dedications or Schedule 20-945 State Aid to Local Governmental Entities, in Act No. 17 of the 2016 Regular Session of the Legislature which appropriation has a valid Cooperative Endeavor Agreement on June 30, 2017, shall be deemed a bona fide obligation through December 31, 2017 and all other provisions of the Cooperative Endeavor Agreements, including but not limited to, the reporting requirements, shall be performed as agreed.

Section 4B. Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act 14 of the 2013 Regular Session of the Legislature for the Town of Delhi for the Cave Theater in the amount of \$20,000 shall be deemed a bona fide obligation through June 30, 2018 and all provisions of the Cooperative Endeavor Agreement executed between the Town of

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Delhi and the Department of the Treasury, including but not limited to the requirements shall be performed as agreed.

Section 4C. Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications in Act 54 of the 2013 Regular Session of the Legislature for the Town of Arnaudville in the amount of \$20,000 shall be deemed a bona fide obligation through June 30, 2018 and all provisions of the Cooperative Endeavor Agreement executed between the Town of Arnaudville and the Department of the Treasury, including but not limited to the requirements shall be performed as agreed."

AMENDMENT NO. 3

In Senate Committee Amendment No. 39, proposed by the Senate Committee on Finance and adopted by the Senate on June 1, 2017, on page 11, line 22, change "Section 4." to "Section 5."

AMENDMENT NO. 4

In Senate Committee Amendment No. 40, proposed by the Senate Committee on Finance and adopted by the Senate on June 1, 2017, on page 11, at the end of line 29, delete "'Section. 5.'" and insert "'Section 6.'"

On motion of Senator LaFleur, 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

Table with 3 columns: Mr. President, Fannin, Morrell, Allain, Gatti, Morrish, Appel, Hewitt, Peacock, Barrow, Johns, Perry, Bishop, LaFleur, Peterson, Boudreaux, Lambert, Riser, Chabert, Long, Smith, G., Claitor, Luneau, Tarver, Colomb, Martiny, Thompson, Cortez, Milkovich, Walsworth, Donahue, Mills, Ward, Erdey, Mizell, White

Total - 36

NAYS

Total - 0

ABSENT

Carter, Smith, J.

Total - 2

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

HOUSE BILL NO. 665—

BY REPRESENTATIVE BARRAS

AN ACT

To appropriate funds for Fiscal Year 2017-2018 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; to provide for the salary, expenses, and allowances of members, officers, staff, and agencies of the Legislature; to provide with respect to the appropriations and allocations herein made; and to provide for related matters.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Reengrossed House Bill No. 665 by Representative Barras

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 5 proposed by the Senate Committee on Finance and adopted by the Senate on June 2, 2017

On motion of Senator LaFleur, 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

Table with 3 columns: Mr. President, Fannin, Morrell, Allain, Gatti, Morrish, Appel, Hewitt, Peacock, Barrow, Johns, Perry, Bishop, LaFleur, Peterson, Boudreaux, Lambert, Riser, Chabert, Long, Smith, G., Claitor, Luneau, Tarver, Colomb, Martiny, Thompson, Cortez, Milkovich, Walsworth, Donahue, Mills, Ward, Erdey, Mizell, White

Total - 36

NAYS

Total - 0

ABSENT

Carter, Smith, J.

Total - 2

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

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

Called from the Calendar

Senator Barrow asked that House Bill No. 692 be called from the Calendar.

HOUSE BILL NO. 692— (Substitute for House Bill No. 607 by Representative Jordan)

BY REPRESENTATIVE JORDAN

AN ACT

To amend and reenact R.S. 32:863.1.1, relative to compulsory motor vehicle liability security; to enhance the ability of law enforcement to access driver insurance information; to require law enforcement officers verify compulsory motor vehicle liability security electronically; to require the Department of Public Safety and Corrections promulgate rules and regulations necessary for implementation; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bishop Carter Smith, J.
Total - 3

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

Called from the Calendar

Senator Long asked that House Bill No. 145 be called from the Calendar.

HOUSE BILL NO. 145—
BY REPRESENTATIVES GAROFALO, ROBBY CARTER, CREWS, CROMER, JENKINS, MAGEE, AND GREGORY MILLER
A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(M)(1) of the Constitution of Louisiana, relative to ad valorem tax exemptions; to authorize an exemption for certain property owned by the surviving spouse of a person who died while performing duties as an emergency medical responder, technician, law enforcement or fire protection officer, paramedic, or volunteer firefighter; to provide for eligibility; to provide for effectiveness; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bishop Peterson
Carter Smith, J.
Total - 4

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

Rules Suspended

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 4, 2017

To the Honorable President and Members of the Senate:

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

SENATE BILL NO. 63—
BY SENATORS GATTI, BISHOP AND CARTER
AN ACT

To amend and reenact R.S. 33:2011(A) and (B), relative to occupational diseases; to provide with respect to the firefighters; to provide for the classification of certain types of cancer as occupational diseases or infirmities connected with the duties of a firefighter; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 250—
BY SENATOR BOUDREAUX AND REPRESENTATIVE DUSTIN MILLER
AN ACT

To amend and reenact R.S. 33:2740.39(A), (B)(2), and (C)(1), (2), (3), (5), and (6) and to enact R.S. 33:9038.32(F), relative to the Opelousas Downtown Development District; to provide for the governance of the district; to provide for the purpose, authority, rights, powers, and duties of the district and its governing authority, including economic development and taxing authority; to provide with respect to boundaries; to provide for the levy of sales taxes; to provide for an election; to provide authority to create economic development districts; and to provide for related matters.

Reported with amendments.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 122—
BY SENATOR ALARIO
A CONCURRENT RESOLUTION

To commend and express appreciation to Michael David Edmonson for thirty-six years of dedicated and distinguished law enforcement service, including nine years as Superintendent of the Louisiana State Police.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 4, 2017

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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **Senate Bill No. 16** by Senator Claitor:

Representatives Magee, Mack and Stefanski.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 4, 2017

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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 483** by Representative Jackson:

Representatives Jackson, Hoffmann and Hunter.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 4, 2017

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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 425** by Representative Magee:

Representatives Magee, Abramson and Miguez.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 4, 2017

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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 423** by Representative Leopold:

Representatives Leopold, Bishop and Garofalo.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 4, 2017

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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 227** by Representative Shadoin:

Representatives Shadoin, Garofalo and G. Miller.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 4, 2017

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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 211** by Representative Foil:

Representatives Foil, Carmody and S. Carter.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 4, 2017

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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 162** by Representative Shadoin:

Representatives Shadoin, Mack and Hazel.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 4, 2017

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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to **House Bill No. 20** by Representative Price:

Representatives Price, N. Landry and Thomas.

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

**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:

June 4, 2017

To the President and Members of the Senate:

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

The following Senate Bills have been properly enrolled:

SENATE BILL NO. 128—

BY SENATOR MILKOVICH AND REPRESENTATIVES AMEDEE, ANDERS, BACALA, BAGLEY, BAGNERIS, BARRAS, BROADWATER, CHAD BROWN, ROBBY CARTER, CHANEY, CONNICK, COX, CREWS, CROMER, DAVIS, DEVILLIER, EDMONDS, EMERSON, FRANKLIN, GAROFALO, GISCLAIR, LANCE HARRIS, HILFERTY, HILL, HODGES, HOFFMANN, HORTON, HOWARD, HUVAL, JACKSON, LEBAS, MCFARLAND, MIGUEZ, JIM MORRIS, PEARSON, PIERRE, POPE, PYLANT, REYNOLDS, RICHARD, SCHRODER, SEABAUGH, STEFANSKI, THOMAS, WHITE AND ZERINGUE
AN ACT

To amend and reenact R.S. 14:87.3(C) and (D) and to enact R.S. 14:87.3(E), relative to certain offenses affecting public morals; to prohibit cutting, resection, excision, harvesting, or removing a body part, organ, or tissue of an aborted unborn child for sale, commerce, transport, research, or profit; to provide penalties; and to provide for related matters.

SENATE BILL NO. 146—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 15:529.1(A)(1), (3), and (4) and (C) and to enact R.S. 15:529.1(I) and (J), relative to the habitual offender law; to amend penalties provided for in the habitual offender law; to provide relative to the amount of time that must elapse between the current and prior offense for the habitual offender law to apply; to provide for the reduction by the court of a sentence under the habitual offender law under certain circumstances; to define "correctional supervision"; and to provide for related matters.

SENATE BILL NO. 163—

BY SENATOR MIZELL AND REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 15:1157(A), relative to the purchase of goods by state prisons; to authorize the purchase of goods and services in the parish in which a state prison is located if the purchase price is lower than central purchasing or prison enterprises; to provide relative to compliance with the purpose of the Hudson Initiative and Veteran Initiative; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 190—

BY SENATORS THOMPSON, ALARIO, APPEL, FANNIN, GATTI, JOHNS, LONG, MILKOVICH, MORRISH, PERRY, WALSWORTH AND WARD
AN ACT

To enact R.S. 17:2927.1, relative to college and career readiness; to provide for identification of high school students who do not meet certain college readiness standards; to provide relative to

the provision of certain courses designed to help students meet such readiness standards; to provide relative to professional development for teachers of such courses; and to provide for related matters.

SENATE BILL NO. 193—

BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 37:844 and to enact R.S. 37:874(C) and (D), relative to embalming and funeral directing; to provide for certificate renewals; to provide for notice; to provide for a time frame for compliance; to provide for refunds of certain reinstatement fees; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 215—

BY SENATORS TARVER AND LAFLEUR

AN ACT

To enact R.S. 17:3991(C)(1)(c)(v) and (vi), relative to charter school enrollment procedures; to allow direct enrollment of certain students; and to provide for related matters.

SENATE BILL NO. 216—

BY SENATORS TARVER AND LAFLEUR

AN ACT

To amend and reenact R.S. 28:53(B)(1), (2)(a) and (b), and (F), relative to healthcare professionals who may issue an emergency certificate for mental health or substance abuse treatment; to provide for authority to issue an emergency certificate; to provide with respect to certificate documentation; to provide authority to require transportation; and to provide for related matters.

**SENATE BILL NO. 255— (Substitute of Senate Bill No. 133 by
Senator MORRELL)**

BY SENATOR MORRELL

AN ACT

To enact R.S. 17:407.50.1, relative to early learning centers; to provide relative to health-related policies established by early learning centers; to provide for parental notification; and to provide for related matters.

Respectfully submitted,
KAREN CARTER PETERSON
Chairman

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

ATTENDANCE ROLL CALL

PRESENT

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

Total - 36

ABSENT

Carter	Smith, J.
Total - 2	

June 4, 2017

Leaves of Absence

The following leaves of absence were asked for and granted:

Carter 1 Day John Smith 1 Day

Adjournment

On motion of Senator Thompson, at 5:15 o'clock P.M. the Senate adjourned until Monday, June 5, 2017, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk