### **OFFICIAL JOURNAL** OF THE

SENATE

OF THE

STATE OF LOUISIANA

# **TWENTY-FOURTH DAY'S PROCEEDINGS**

#### Forty-Fourth Regular Session of the Legislature Under the Adoption of the Constitution of 1974

Senate Chamber State Capitol Baton Rouge, Louisiana

Monday, April 23, 2018

The Senate was called to order at 1:50 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	Morrell
Bishop	Gatti	Peacock
Boudreaux	LaFleur	Price
Carter	Long	Riser
Chabert	Luneau	Smith, G.
Claitor	Martiny	Ward
Erdey	Mizell	
Total - 20		
	ABSENT	
Allain	Johns	Smith, J.
Appel	Lambert	Tarver
Barrow	Milkovich	Thompson
Colomb	Mills	Walsworth
Cortez	Morrish	White
Donahue	Perry	
Hewitt	Peterson	

Total - 19

The President of the Senate announced there were 20 Senators present and a quorum.

# Praver

The prayer was offered by Pastor Barrett Milner, 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 Claitor, the reading of the Journal was dispensed with and the Journal of April 19, 2018, was adopted.

### Motion

Senator Martiny moved that the Senate proceed to the House of Representatives to meet in Joint Session.

# Joint Session of the Legislature

The joint session of the legislature was called to order at 2:08 P.M., by the Honorable John A. Alario Jr., President of the Senate.

On motion of Senator Long, the calling of the roll on the part of the Senate was dispensed with.

On motion of Speaker Barras, the calling of the roll on the part of the House was dispensed with.

The President of the Senate introduced the Honorable Bernette J. Johnson, Chief Justice of the Louisiana Supreme Court, who addressed the joint session of the legislature.

On motion of Senator Long, the Senate retired to its own chamber.

# **After Joint Session**

# **ROLL CALL**

The Senate was called to order by the President Pro Tempore of the Senate with the following Senators present:

### PRESENT

Allain	Erdey	Morrell
Appel	Fannin	Morrish
Barrow	Gatti	Peacock
Bishop	Hewitt	Perry
Boudreaux	Johns	Riser
Carter	Lambert	Tarver
Chabert	Long	Thompson
Claitor	Luneau	Walsworth
Cortez	Mills	White
Donahue	Mizell	
Total - 29		
	ABSENT	
Mr. President	Milkovich	Smith, J.
Colomb	Peterson	Ward
LaFleur	Price	
Martiny	Smith, G.	
Total - 10	,	

The President Pro Tempore of the Senate announced there were 29 Senators present and a quorum.

# **Senate Business Resumed After Joint Session**

### **Introduction of Senate Resolutions**

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

### **SENATE RESOLUTION NO. 134–**

ATE RESOLUTION NO. 134– BY SENATORS WALSWORTH, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, PRICE, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WARD AND WHITE

# A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Army Sergeant First Class Lester Walker upon his death in ground combat in the Korean War.

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

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#### SENATE RESOLUTION NO. 135— BY SENATOR PERRY

A RESOLUTION

To commend the organizers of the Louisiana Hugh O'Brian Youth Leadership seminars and to recognize Monday, April 23, 2018, as "HOBY Youth Leadership Day" at the state capitol.

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

#### SENATE RESOLUTION NO. 136— BY SENATOR HEWITT

A RESOLUTION

To commend Dennis S. Cousin for his service to the St. Tammany Parish School Board and the community.

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

#### SENATE RESOLUTION NO. 137— BY SENATOR HEWITT

A RESOLUTION

To commend Charlie "Coach" Bowman for his service with the St. Tammany Parish School Board and to the community.

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

#### SENATE RESOLUTION NO. 138-BY SENATOR HEWITT

A RESOLUTION

To commend the registered nurses in Louisiana who care for all Louisiana citizens, to recognize registered nurses as a valuable resource for inclusion at all levels where health policy decisions are made, to celebrate registered nurses' accomplishments and efforts to improve the healthcare system, and to show appreciation for the state's registered nurses not just during National Nurses Week, but at every opportunity throughout the year.

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

# Introduction of Senate Concurrent Resolutions

#### SENATE CONCURRENT RESOLUTION NO. 88-BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To commend, posthumously, John P. Nelson Jr. for his contributions to civil rights in Louisiana.

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

# SENATE CONCURRENT RESOLUTION NO. 89-

BY SENATOR MORRELL

A CONCURRENT RESOLUTION To express the intent of the Legislature of Louisiana that only members of the New Orleans City Council who represent a New Orleans City Council district in whose district a non-flood asset is located shall appoint a member to the Non-Flood Protection Asset Management Authority.

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

# 24th DAY'S PROCEEDINGS

# Senate Bills and Joint Resolutions on Second Reading

### SENATE BILL NO. 564— (Substitute of Senate Bill No. 519 by Senator Luneau)

BY SENATOR LUNEAU

AN ACT To enact R.S. 40:2162, relative to behavioral health services providers; to provide relative to psychosocial rehabilitation and community psychiatric supportive treatment and reimbursement for behavioral health services; to provide conditions that shall be met by provider agencies; to provide for audits and facility need review; to provide for a certification review process; to require recoupment of Medicaid funds under certain circumstances; to provide for the promulgation of rules and regulations; and to provide for related matters.

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

## Message from the House

## ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

### April 23, 2018

To the Honorable President and Members of the Senate:

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

HB No. 1 HB No. 694 HB No. 751

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

# House Bills and Joint Resolutions on First Reading

## HOUSE BILL NO. 1—

BY REPRESENTATIVE HENRY

# AN ACT

Making annual appropriations for Fiscal Year 2018-2019 for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

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

### HOUSE BILL NO. 694—

BY REPRESENTATIVE HENRY AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

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

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HOUSE BILL NO. 751— BY REPRESENTATIVE BARRAS

AN ACT

To appropriate funds for Fiscal Year 2018-2019 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.

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

# House Bills and Joint Resolutions on Second Reading

### HOUSE BILL NO. 275—

BY REPRESENTATIVE JORDAN AN ACT

To amend and reenact R.S. 14:43.5, relative to the crime of intentional exposure to the human immunodeficiency virus; to provide for the elements of the offense; to provide for definitions; to provide for affirmative defenses; and to provide for related matters.

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

# HOUSE BILL NO. 388-

BY REPRESENTATIVES HODGES AND FOIL AN ACT

To amend and reenact R.S. 9:2793.8, R.S. 23:893, R.S. 29:733(C)(Article 6), and R.S. 33:4712.18(A)(3), and to enact R.S. 29:735.4 and R.S. 42:1102(18)(b)(iii), relative to emergency preparedness and disaster management; to provide relative to the Emergency Management Assistance Compact; to provide for a registry of volunteers for disaster or emergency response; to provide for credentials of volunteers; to provide for definitions; to provide for background checks; to provide a limitation of liability for volunteers; to provide for applicability; to provide limitations; and to provide for related matters.

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

### HOUSE BILL NO. 559—

BY REPRESENTATIVE JAMES AN ACT

To amend and reenact Civil Code Article 136(C), relative to visitation rights; to provide for extraordinary circumstances; to provide for a definition; to provide for a burden of proof; to provide for cases of assistive reproductive technology; and to provide for related matters.

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

### HOUSE BILL NO. 636—

BY REPRESENTATIVE HUNTER

AN ACT To amend and reenact R.S. 22:35(A), relative to discrimination in insurance rating; to prohibit the use of postal zip codes for rate determinations; and to provide for related matters.

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

### HOUSE BILL NO. 645-

BY REPRESENTATIVE ZERINGUE AN ACT

To amend and reenact R.S. 29:725(H), 725.4, 725.5(C)(3), 725.6(B)(3), (5)(b) and (c), (6)(introductory paragraph), (b)(ii)(cc) and (iii), and (c)(ii)(cc) and (7), 726(E)(9), 727(D), and 735(A)(1), to enact R.S. 9:2793.10 and R.S. 29:725.6(B)(6)(b)(i)(hh) and (d), 726(B)(16) and (E)(27), (28), and (29), 726.4, and 735(A)(3), and to repeal R.S. 29:725.6(B)(6)(a)(ii)(ff), relative to emergency preparedness; to provide for the powers and duties of the director of the Governor's Office of Homeland Security and Emergency Preparedness; to provide relative to the office of interoperability; to provide for the statewide communications interoperability; to provide for annual reporting requirements; to provide for its subcommittees; to create the Statewide Cemetery Response Task Force; to provide for its membership, powers, and duties; to provide relative to powers of parish presidents; to provide for relative to immunity and limitations of liability; and to provide for related matters.

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

# HOUSE BILL NO. 768—

BY REPRESENTATIVES HOFFMANN, BAGLEY, CHANEY, COX, HENSGENS, HORTON, JACKSON, LEBAS, POPE, RICHARD, STAGNI, AND STOKES

AN ACT

To amend and reenact Children's Code Article 610(A), relative to child abuse and neglect reporting; to provide for reporting of child abuse and neglect in military families; to provide for the duties of the Louisiana Department of Children and Family Services in reporting child abuse and neglect to the United States Department of Defense Family Advocacy Program; and to provide for related matters.

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

### HOUSE BILL NO. 778-

BY REPRESENTATIVE JACKSON AN ACT

To amend and reenact R.S. 37:1263 and 1285.2(A) and to enact R.S. 37:1270(A)(9), relative to regulation of the practice of medicine; to provide for the membership, powers, and duties of the Louisiana State Board of Medical Examiners; to provide requirements relative to investigations of physicians by the Louisiana State Board of Medical Examiners; to establish restrictions relative to such investigations; and to provide for related matters.

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

# HOUSE BILL NO. 780-

BY REPRESENTATIVE MAGEE AN ACT

To amend and reenact R.S. 46:460.82(introductory paragraph), 460.84(A), and 460.85(A)(introductory paragraph), to enact R.S. 46:460.51(14), 460.84(C), 460.85.1, and 460.90, and to repeal R.S. 46:460.89, relative to the Medicaid managed care program; to provide for duties of the Louisiana Department of Health in administering the program; to establish a process for review of dental provider claims submitted to dental coordinated care networks; to provide for reviews of claim payment determinations which are adverse to dental providers; to establish a panel for selection of independent dental claims

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# 24th DAY'S PROCEEDINGS

reviewers; to provide for membership of the panel; to provide for independent dental claims review procedures; to provide relative to fees for dental claims review services; and to provide for related matters.

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

#### HOUSE BILL NO. 783— BY REPRESENTATIVE HUVAL

AN ACT

To amend and reenact R.S. 46:2626(F)(5) and to repeal R.S. 46:2626(F)(6), relative to emergency ground ambulance service providers; to provide for maximum fees on emergency ground ambulance service providers; to provide for the duties of the Louisiana Department of Health in fee assessment; to repeal the requirement that the department publish certain information regarding the fee assessment; and to provide for related matters.

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

### HOUSE BILL NO. 812-

BY REPRESENTATIVE LEOPOLD

- AN ACT
- To amend and reenact R.S. 56:578.2(A)(1) and (C), relative to the Louisiana Seafood Promotion and Marketing Board; to add new members to that board; to provide for what constitutes a quorum; and to provide for related matters.

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

### HOUSE BILL NO. 821-

- BY REPRESENTATIVES REYNOLDS, BAGLEY, COX, HENSGENS, HOFFMANN, HORTON, LEBAS, AND POPE AN ACT
- To amend and reenact R.S. 40:1157.3(B) and (C) and to repeal R.S. 40:1157.3(F), relative to procedures for human immunodeficiency virus testing; to provide for an exception to obtaining informed consent in testing for human immunodeficiency virus and other infectious agents; to provide for the duties of the hospital infection control committee; to provide for the duties of the infectious disease control officer; to provide for Good Samaritans; to provide for definitions; and to provide for related matters.

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

# HOUSE BILL NO. 823-

BY REPRESENTATIVE PIERRE AN ACT

To repeal R.S. 40:1046(J) and R.S. 40:1046(J) as amended and reenacted by Section 2 of Act No. 96 of the 2016 Regular Session of the Legislature of Louisiana, relative to medical marijuana; to repeal the termination date for recommending or prescribing marijuana for therapeutic use; and to provide for related matters.

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

#### HOUSE BILL NO. 893— (Substitute for House Bill No. 382 by Representative Connick) BY REPRESENTATIVE CONNICK

AN ACT

To amend and reenact R.S. 47:1853(B)(3) and 1855(E), relative to ad valorem property tax assessments for public service properties;

to require the retention of certain information relative to appraisals and allocations of value; and to provide for related matters.

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

# **Reports of Committees**

The following reports of committees were received and read:

# **REPORT OF COMMITTEE ON**

# **EDUCATION**

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

### April 19, 2018

To the President and Members of the Senate:

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

#### SENATE BILL NO. 465-BY SENATOR BISHOP

AN ACT

To amend and reenact R.S. 17:416(A)(1)(c)(iii) and (v), (2)(a) and (b), and (3)(a)(i), (vii) and (xvi) and (C)(1) and to enact R.S. 17:416(A)(1)(c)(viii), 416.22, and 3996(B)(13), relative to the discipline of students; to provide for the discipline of certain public school students upon removal from a classroom; to provide for implementation of certain disciplinary measures; to require city, parish, and other local public school boards to adopt certain rules relative to suspensions; to require those school boards to publish student discipline policies and other specified information on their websites; to provide relative to inschool and out-of-school suspensions for certain violations; to provide relative to expulsion hearings; to provide for definitions; and to provide for related matters.

Reported with amendments.

## SENATE BILL NO. 512-

BY SENATOR GATTI AN ACT

To amend and reenact R.S. 17:2115.11(B), relative to studentinitiated prayer; to provide relative to school employee participation in student-initiated prayer; to provide for conditions; and to provide for related matters.

Reported with amendments.

### HOUSE BILL NO. 87-

BY REPRESENTATIVE JAMES AN ACT

To amend and reenact R.S. 17:3092(5), relative to the Louisiana Student Tuition Assistance and Revenue Trust Program; to broaden the definition of institution of postsecondary education for program purposes; to include certain out-of-state proprietary schools in such definition; and to provide for related matters.

# HOUSE BILL NO. 183— BY REPRESENTATIVE NANCY LANDRY

AN ACT

To enact R.S. 49:191(10)(c) and to repeal R.S. 49:191(8)(m), relative to the Department of Education, including provisions to provide for the re-creation of the Department of Education and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 294— BY REPRESENTATIVE SMITH

AN ACT To amend and reenact R.S. 17:7(2)(f)(i), 24.9(B)(introductory paragraph) and (2), 221.6(A), 392.1(B)(2)(c), 407(A)(2) and (3) and (B), 407.2, 407.5(F), 407.6(introductory paragraph), 407.26(C) and (D), 407.91(C) and (D), 407.92(A), 3972(A), and 3991(B)(1)(c) and (7), and to repeal R.S. 17:7(16) and 24.9(C), relevant to the tract to attract the arrange references to part relative to students who are at risk; to remove references to atrisk students in various education laws in Title 17 of the Louisiana Revised Statutes of 1950; to refer to students who are economically disadvantaged; to provide relative to the definition of "economically disadvantaged" as defined by the State Board of Elementary and Secondary Education in certain instances; to repeal obsolete provisions; and to provide for related matters.

Reported with amendments.

### HOUSE BILL NO. 306-

BY REPRESENTATIVE THOMAS AND SENATOR LAFLEUR AN ACT

To amend and reenact R.S. 17:273.3(C)(2)(c) and to enact R.S. 17:10.1(G)(4), 273.2(D), and 273.3(H), relative to foreign language immersion programs in public schools; to provide that such programs can be any type of dual language immersion program; to require local public school boards to notify parents or legal guardians of certain determinations with regard to requests to establish a program; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 367— BY REPRESENTATIVE PIERRE

AN ACT To amend and reenact R.S. 17:273.4(D)(1)(c) and (2)(a), relative to high school diplomas; to revise the academic requirements for a student to earn a State Seal of Biliteracy on his high school diploma or transcript; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 663-

BY REPRESENTATIVE WHITE AND SENATOR MIZELL AN ACT

To enact R.S. 17:1381, relative to the consolidation of school systems; to create a commission to study the feasibility of consolidating the Bogalusa City and Washington Parish school systems; to provide for the membership, meetings, and duties and responsibilities of the commission; to provide for reporting; to provide for a public hearing; to provide for termination of the commission; and to provide for related matters.

Reported favorably.

Respectfully submitted, DAN W. "BLADE" MORRISH Chairman

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### **REPORT OF COMMITTEE ON**

# LABOR AND INDUSTRIAL RELATIONS

Senator Neil Riser, Chairman on behalf of the Committee on Labor and Industrial Relations, submitted the following report:

April 19, 2018

To the President and Members of the Senate:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

# SENATE BILL NO. 536-BY SENATOR LUNEAU

AN ACT To amend and reenact R.S. 23:1124, the introductory paragraph of 1201.1(A), (I)(1), and (K), and 1226(B)(3)(c), relative to workers' compensation; to provide for medical examinations; to provide for suspension of workers' compensation benefits; to provide for procedures; to provide for hearings; to provide for the reinstatement of benefits; and to provide for related matters.

Reported favorably.

Respectfully submitted, NEIL RISER Chairman

### **REPORT OF COMMITTEE ON**

# LOCAL AND MUNICIPAL AFFAIRS

Senator Jack Donahue, Vice - Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

### April 19, 2018

To the President and Members of the Senate:

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

**SENATE BILL NO. 509-**BY SENATOR MORRELL

AN ACT To amend and reenact R.S. 33:9091.24(D)(1), relative to the University Neighborhood Security and Improvement District in Orleans Parish; to provide for its board of commissioners; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 546-BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 33:7723, relative to mosquito abatement districts; to provide for terms of members of the board of commissioners; and to provide for related matters.

Reported favorably.

# SENATE BILL NO. 552-BY SENATOR CHABERT

AN ACT To amend and reenact R.S. 33:4574.1.1(A)(17), relative to hotel occupancy taxes in Lafourche Parish; to authorize the Lafourche Parish Tourist Commission to levy additional hotel occupancy taxes; and to provide for related matters.

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# HOUSE BILL NO. 67— BY REPRESENTATIVE BAGLEY

AN ACT

To amend and reenact R.S. 40:1502.16(A), relative to the assessment of service charges by the governing authority of DeSoto Fire Protection District No. 2; to provide with respect to the collection; to provide for use of the proceeds of such charges; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 68-BY REPRESENTATIVE TERRY BROWN

AN ACT To amend and reenact R.S. 33:130.202, relative to the LaSalle Economic Development District; to provide relative to the board of commissioners; to provide relative to the appointment of board members; to provide relative to residency requirements for board members; to provide relative to meetings of the board; and to provide for related matters.

Reported with amendments.

# HOUSE BILL NO. 72-

BY REPRESENTATIVE ZERINGUE

AN ACT To amend and reenact R.S. 33:2495.3(A), relative to the classified fire service; to provide relative to persons selected for appointment to entry-level positions in the city of Houma; to provide relative to the formal training of such persons; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 77— BY REPRESENTATIVE HENSGENS

AN ACT

To amend and reenact R.S. 46:1053(L)(2), relative to Vermilion Parish Hospital Service District No. 2; to increase the maximum per diem which may be paid to commissioners of the district; and to provide for related matters.

Reported favorably.

### HOUSE BILL NO. 93-

BY REPRESENTATIVES BAGNERIS AND JIMMY HARRIS AN ACT

To amend and reenact R.S. 33:9080(F)(1) and (3), relative to the Lake Bullard Neighborhood Improvement District in Orleans Parish; to provide relative to the parcel fee levied within the district; to provide relative to the amount, expiration and renewal of the fee; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 103— BY REPRESENTATIVE LEBAS

- AN ACT
- To enact R.S. 33:3819(L), relative to the Evangeline Parish Waterworks District No. 1; to provide relative to the per diem paid to members of the board of commissioners and to the number of meetings for which per diem may be paid; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 117-BY REPRESENTATIVE DUSTIN MILLER AN ACT

To enact R.S. 40:1496(B)(5)(e), relative to the St. Landry Parish Fire District No. 7; to provide for membership on its board of commissioners; and to provide for related matters.

Reported favorably.

### HOUSE BILL NO. 230-

BY REPRESENTATIVE BERTHELOT

AN ACT To amend and reenact R.S. 33:2955(A)(1)(k)(iii) and (l)(iii), relative to investments by political subdivisions; to provide with respect to requirements for investments in bonds, debentures, notes, or other indebtedness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 434— BY REPRESENTATIVE HENSGENS

AN ACT

To enact R.S. 46:1053(C)(2)(i), relative to Vermilion Parish Hospital Service District No. 3; to increase the maximum amount of per diem which may be paid to commissioners of the district; to increase the number of meetings for which the commissioners may be paid; and to provide for related matters.

Reported favorably.

#### HOUSE BILL NO. 683-BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact R.S. 33:9091.12(F)(4)(b)(i) as amended by Act No. 372 of the 2017 Regular Session of the Legislature, relative to the Upper Audubon Security District in Orleans Parish; to provide relative to the parcel fee levied within the district; to provide relative to the renewal of such fee; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 684— BY REPRESENTATIVES ABRAMSON AND STAGNI AN ACT

To amend and reenact the title of Chapter 21-A of Title 33 of the Louisiana Revised Statutes of 1950 and R.S. 33:7631 and 7634. relative to local tax incentives; to provide relative to tax rebates, credits, and other incentives for donations to local infrastructure projects; to provide relative to qualified donations; to authorize incentives for donations for other local purposes; to remove limitations on such incentives; to provide relative to procedures; and to provide for related matters.

Reported favorably.

Respectfully submitted, JACK DONAHUE Vice Chairman

# **REPORT OF COMMITTEE ON**

# NATURAL RESOURCES

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

April 19, 2018

To the President and Members of the Senate:

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

#### SENATE CONCURRENT RESOLUTION NO. 65-BY SENATOR FANNIN

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to update the Caney Creek Reservoir waterbody management plan on an annual basis.

### SENATE CONCURRENT RESOLUTION NO. 80-

BY SENATOR CHABERT A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority to conduct a science-based study of the adequacy of the current inland boundary of the coastal zone of Louisiana to meet the state's current and future needs to manage, protect, and restore its coastal resources.

Reported favorably.

# SENATE BILL NO. 520-BY SENATOR WHITE

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Tangipahoa Parish; to provide for the property description; to provide terms and conditions; and to provide for related matters.

Reported favorably.

#### SENATE BILL NO. 524-BY SENATOR LONG

AN ACT

To amend and reenact R.S. 38:2325(A)(16)(d) and 3097.4(D)(7) and to enact R.S. 38:3097.4(D)(8), relative to the Sabine River Authority; to add certain requirements prior to entering into any contracts to sell water; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 4— BY REPRESENTATIVE BISHOP

AN ACT To amend and reenact R.S. 56:10(B)(1)(g) and 302.1(C)(1)(c), relative to saltwater fishing licenses; to extend the applicability of an additional fee for purchase of a saltwater fishing license; to provide for an effective date; and to provide for related matters.

Reported with amendments.

#### HOUSE BILL NO. 49-BY REPRESENTATIVE GISCLAIR

AN ACT

To amend and reenact R.S. 49:214.41(A)(1) and (C), relative to mitigation of coastal wetlands; to authorize construction or implementation of an integrated coastal protection project as compensatory wetlands mitigation; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 104— BY REPRESENTATIVES JIM MORRIS AND BISHOP AN ACT

To amend and reenact R.S. 30:544(A)(1), relative to pipeline safety violations; to raise the maximum penalty for such violations; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 119— BY REPRESENTATIVE BISHOP

AN ACT

To amend and reenact R.S. 30:4(C)(16)(c), relative to exploration and production waste; to prohibit the commissioner of conservation from regulating the hours of operation of certain offsite facilities; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 120-

BY REPRESENTATIVE BISHOP

AN ACT To enact R.S. 30:551(E), relative to the powers and responsibilities of the commissioner of conservation; to authorize the commissioner of conservation to certify to the United States Department of Transportation his jurisdiction over safety standards of underground gas storage facilities; and to provide for related matters

Reported favorably.

#### HOUSE BILL NO. 197-BY REPRESENTATIVE REYNOLDS AN ACT

To amend and reenact R.S. 3:3103(D) and R.S. 56:20(C) and to enact R.S. 56:20(D), relative to importing species of the deer family; to prohibit the importation of live cervid; to provide for licenses; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 331— BY REPRESENTATIVES JIM MORRIS AND BISHOP AN ACT

To amend and reenact R.S. 30:87(A), relative to the oilfield site restoration fee; to provide for the payment of certain fees; to provide for an effective date; to provide for submissions to the Department of Revenue; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 422-

BY REPRESENTATIVE LYONS

AN ACT To amend and reenact R.S. 41:14, 51(introductory paragraph) and (1), 1001 through 1006, 1008, 1009, 1042, 1044, 1082, 1084, 1132, 1133, 1213, 1701, 1703, 1706(B), 1713(A) and R.S. 50(171(A)) relative to the state and officer to exercise textutory. 50:171(A), relative to the state land office; to correct statutory references that remain from the transfer of the state land office to the Division of Administration; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 426-

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

Reported with amendments.

HOUSE BILL NO. 442-BY REPRESEN

To amend and reenact R.S. 9:1110, relative to False River; to provide for a delineation of the boundary between state ownership and private ownership of the land adjacent to the water body; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 814-

BY REPRESENTATIVE JIM MORRIS

AN ACT

To amend and reenact R.S. 30:83(F)(6) and 86(C) and (F) and to enact R.S. 30:86(D)(8), relative to oilfield site restoration; to provide for the Oilfield Site Restoration Commission; to provide for the Oilfield Site Restoration Fund; to provide for uses and

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sources of the Oilfield Site Restoration Fund; to provide for financial security instruments; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 860— BY REPRESENTATIVE PUGH

AN ACT

To amend and reenact R.S. 30:4(Q), relative to the office of conservation's expedited permitting program; to provide for minimum administrative fees; to provide for notice of an expedited permit review; and to provide for related matters.

Reported favorably.

Respectfully submitted, NORBERT "NORBY" CHABERT Chairman

# **REPORT OF COMMITTEE ON**

### RETIREMENT

Senator Barrow Peacock. Chairman on behalf of the Committee on Retirement, submitted the following report:

### April 23, 2018

To the President and Members of the Senate:

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

#### HOUSE BILL NO. 8-BY REPRESENTATIVE IVEY

AN ACT To amend and reenact R.S. 11:1513(A) and (B) and to repeal R.S. 11:1513(C) and (D), relative to the reemployment of retirees of the Clerks' of Court Retirement and Relief Fund; to provide for the number of hours a retiree may be reemployed without benefit reduction; to require payment of employer contributions during reemployment; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 9— BY REPRESENTATIVE IVEY

AN ACT To amend and reenact R.S. 11:2254(D) and (E) and to enact R.S. 11:2254(F) and (G), relative to the Firefighters' Retirement System; to provide relative to direct rollovers of sums from the system to qualified plans; to provide for definitions; and to provide for related matters.

Reported favorably.

#### HOUSE BILL NO. 26-BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:1733(A)(introductory paragraph) and 1751(E) and to enact R.S. 11:1732(14)(a)(xi), (xii), and (xiii), relative to participation in the Municipal Employees' Retirement System of Louisiana; to include additional employers in the system; to provide for membership of certain mayors; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 27-

BY REPRESENTATIVE PEARSON AN ACT

To amend and reenact R.S. 11:1762.1(B), relative to the retirement benefit of reemployed retirees of the Municipal Employees' Retirement System of Louisiana; to provide for computation of

a retirement benefit under certain reemployment circumstances; and to provide for related matters.

Reported favorably.

#### HOUSE BILL NO. 30-BY REPRESENTATIVE PEARSON

- AN ACT
- To amend and reenact R.S. 11:1732(11) and (20), relative to the Municipal Employees' Retirement System of Louisiana; to provide for the definition of disability; to provide for the definition of minor child; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 31— BY REPRESENTATIVE PEARSON

AN ACT To amend and reenact R.S. 11:1757(A), relative to benefit payments to members of the Municipal Employees' Retirement System of Louisiana; to provide for the benefit payable to a retired member upon death of a beneficiary; to provide for the effective date of a payment adjustment; to provide for notice of death of a beneficiary; and to provide for related matters.

Reported favorably.

#### HOUSE BILL NO. 32-

BY REPRESENTATIVE PEARSON

To amend and reenact R.S. 11:1763(C)(1) and (E), relative to the Deferred Retirement Option Plan of the Municipal Employees' Retirement System of Louisiana; to provide for suspension of benefit payments and extension of the plan participation period under certain circumstances; and to provide for related matters.

Reported favorably.

#### HOUSE BILL NO. 33-

BY REPRESENTATIVE PEARSON

- AN ACT
- To amend and reenact R.S. 11:1733(F)(1) and (2), relative to participating employers of the Municipal Employees' Retirement System of Louisiana; to provide for payment of unfunded accrued liability attributable to an employer's termination of a participation agreement or to privatizing positions covered by the system; to provide for standards used in calculating unfunded accrued liability; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 38-

USE BILL NO. 38-BY REPRESENTATIVE HOLLIS AN ACT

To amend and reenact R.S. 11:241(B), relative to the formula for the distribution of benefit increases to members of the state and statewide retirement systems; to provide that the benefit calculation be based upon a system's fiscal year end; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 40— BY REPRESENTATIVE IVEY

AN ACT

To amend and reenact R.S. 11:2257(E) through (K) and to enact R.S. 11:2257(G), relative to the Firefighters' Retirement System; to provide relative to the Deferred Retirement Option Plan; to provide relative to accounts into which plan funds are placed; and to provide for related matters.

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HOUSE BILL NO. 41— BY REPRESENTATIVE IVEY

AN ACT To enact R.S. 11:2261.1 and Code of Criminal Procedure Articles 573.3 and 575.1, relative to the Firefighters' Retirement System; to provide for the fiduciary relationship between the system and its investment advisors; to provide for contractual terms; to provide relative to criminal and civil prescriptive periods; to require disclosure of judicial and regulatory proceedings; and to provide for related matters.

Reported favorably.

Respectfully submitted, BARROW PEACOCK Chairman

### **REPORT OF COMMITTEE ON**

# TRANSPORTATION, HIGHWAYS AND **PUBLIC WORKS**

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

### April 19, 2018

To the President and Members of the Senate:

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

# HOUSE BILL NO. 216-

BY REPRESENTATIVE JACKSON AN ACT

To amend and reenact R.S. 47:463.73(G), relative to motor vehicle special prestige license plates; to provide for the "Neville High School" special prestige license plate; to provide for the creation, issuance, design, fees, distribution, and rule promulgation applicable to such license plates; and to provide for related matters.

Reported favorably.

# HOUSE BILL NO. 217-

BY REPRESENTATIVE JACKSON AN ACT

To amend and reenact R.S. 47:463.73(G), relative to motor vehicle special prestige license plates; to provide for the "Carroll High School" special prestige license plate; to provide for the "Carroll High special prestige license plate; to provide for the creation, issuance, design, fees, distribution, and rule promulgation applicable to such license plates; and to provide for related matters.

Reported favorably.

#### HOUSE BILL NO. 289-BY REPRESENTATIVE JORDAN

AN ACT To amend and reenact R.S. 47:463.73(G), relative to motor vehicle special prestige license plates; to provide for the "Brusly High School" special prestige license plate; to provide for the creation, issuance, design, fees, distribution, and rule promulgation applicable to such license plates; and to provide for related matters.

Reported favorably.

### HOUSE BILL NO. 290-

BY REPRESENTATIVE JORDAN AN ACT

To amend and reenact R.S. 47:463.73(C)(2), (D), and (G), relative to motor vehicle special prestige license plates; to provide for the "Glen Oaks High School" special prestige license plate; to provide for the creation, issuance, design, fees, distribution, and rule promulgation applicable to such license plates; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 291— BY REPRESENTATIVE JORDAN

AN ACT To amend and reenact R.S. 47:463.73(G), relative to motor vehicle special prestige license plates; to provide for the "Port Allen High School" special prestige license plate; to provide for the creation, issuance, design, fees, distribution, and rule promulgation applicable to such license plates; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 300-

BY REPRESENTATIVE CHAD BROWN AN ACT

To enact R.S. 47:463.196, relative to motor vehicle special prestige plates; to provide for the establishment of the "Louisiana Aviator" special prestige license plate; to provide for creation, issuance, and design of such license plate; to provide for the fees for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

Reported favorably.

Respectfully submitted. PATRICK PAGE CORTEZ Chairman

# **Privileged Report of the Legislative Bureau**

### April 23, 2018

To the President and Members of the Senate:

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

The following instruments are approved as to construction and duplication. We advise and suggest the following amendments:

# HOUSE BILL NO. 74— BY REPRESENTATIVE DAVIS

AN ACT To enact R.S. 17:170.5 and 3996(B)(45), relative to immunization information for elementary and secondary school students; to require schools to provide information relative to influenza and immunization against the influenza virus to students' parents; to require the state Department of Education to provide such information to the parents of students enrolled in approved home study programs; to provide for rules and regulations; and to provide for related matters.

Reported without amendments.

### HOUSE BILL NO. 109-

BY REPRESENTATIVES HOFFMANN, BAGLEY, CHANEY, COUSSAN, HENSGENS, HORTON, STAGNI, AND STOKES AN ACT

To enact R.S. 49:191(10)(c) and to repeal R.S. 49:191(8)(e), relative to the Department of Children and Family Services, including provisions to provide for the re-creation of the Department of Children and Family Services and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported without amendments.

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HOUSE BILL NO. 147—

BY REPRESENTATIVE DWIGHT AN ACT

To amend and reenact R.S. 40:34.2(2)(a)(introductory paragraph), 34.5(A), and 46.4(A), to enact Civil Code Article 190.1 and R.S. 40:34.5.1 and 34.5.2, and to repeal R.S. 40:46.9, relative to filiation; to provide for presumptions of paternity; to provide for the acknowledgment of a child; to provide relative to the birth certificate of the child; to provide for a three-party acknowledgment of paternity; to provide for DNA testing; to provide for the creation of a form; and to provide for related matters.

Reported without amendments.

# HOUSE BILL NO. 150-

BY REPRESENTATIVES LEBAS, BAGLEY, CHANEY, COX, HENSGENS, HOFFMANN, HORTON, POPE, STAGNI, AND STOKES

- AN ACT
- To enact R.S. 37:1208.1, relative to pharmacist and technician licensing and certification; to allow the board of pharmacy to waive the license or certificate renewal fee for a military spouse; and to provide for related matters.

Reported without amendments.

# HOUSE BILL NO. 151-

BY REPRESENTATIVE LEBAS AN ACT

To amend and reenact R.S. 37:1164(2)(b), relative to the Louisiana Pharmacy Practice Act; to provide with respect to colleges of pharmacy; to define "approved college of pharmacy"; to specify the means by which the college of pharmacy may be approved by the board; and to provide for related matters.

Reported without amendments.

### HOUSE BILL NO. 169-

BY REPRESENTATIVE TALBOT AN ACT

To amend and reenact R.S. 22:1266(D)(1) and (3)(b)(ii), relative to the cancellation of an insurance policy; to authorize notice of cancellation to be sent by first class mail using a tracking method; and to provide for related matters.

Reported without amendments.

# HOUSE BILL NO. 176-

BY REPRESENTATIVE LEGER AN ACT

To amend and reenact R.S. 17:170.4(A)(1) and (C)(2), relative to immunizations; to require certain students to be immunized against meningococcal disease; to provide for exceptions; to provide relative to rules and regulations; and to provide for related matters.

Reported without amendments.

# HOUSE BILL NO. 194-

BY REPRESENTATIVE HOWARD AN ACT

To amend and reenact R.S. 22:1834(C) and 1838(F) and to enact R.S. 22:1838(G), relative to recoupment of health insurance claims payments; to prohibit recoupments after the expiration of eighteen months from the date the initial claim was paid; to provide for applicability; and to provide for related matters.

Reported without amendments.

# HOUSE BILL NO. 232—

BY REPRESENTATIVE COUSSAN

AN ACT To amend and reenact R.S. 51:710.1, relative to the power to assess civil monetary penalties and fees with respect to Louisiana Securities Law; to expressly allow issuance of such penalties and fees for violation of a relative administrative rule, regulation, or order; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

### HOUSE BILL NO. 233-

BY REPRESENTATIVE COUSSAN AN ACT

To enact R.S. 51:705(G)(3), relative to the registration of securities; to require the submission of notice filings; to provide notice requirements for crowd funding filings submitted to the Securities and Exchange Commission pursuant to Section 18(b)(4)(C) of the Securities Act of 1933; to require a filing fee; and to provide for related matters.

Reported without amendments.

### HOUSE BILL NO. 302—

BY REPRESENTATIVE CARMODY

AN ACT To enact R.S. 49:191(10)(c) and to repeal R.S. 49:191(8)(i), relative to the Department of Public Service, including provisions to provide for the re-creation of the Department of Public Service and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported without amendments.

# HOUSE BILL NO. 333—

BY REPRESENTATIVE TALBOT AN ACT

To amend and reenact R.S. 22:2314(B)(1), relative to the Louisiana Citizens Property Insurance Corporation Policy Take-Out Program; to authorize the corporation to offer some or all of its policies for removal to the voluntary market; to require approval of the board of directors; and to provide for related matters.

Reported without amendments.

### HOUSE BILL NO. 370-

BY REPRESENTATIVE TALBOT AN ACT

To enact Chapter 19 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2461 through 2469, relative to electronic delivery of insurance notices; to authorize electronic delivery of insurance documents and notices; to define key terms; to provide for changes in hardware or software requirements; to provide for applicability; to provide for contracts and policies already in effect; to provide for withdrawal of consent; to provide for consent previously given; to require an alternative method of delivery in certain circumstances; to limit liability for certain acts; and to provide for related matters.

Reported without amendments.

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HOUSE BILL NO. 419-

BY REPRESENTATIVE EDMONDS

AN ACT To amend and reenact R.S. 40:1646(A) and (B) and to enact R.S. 40:1646(E), relative to life safety systems and equipment; to authorize certifications relative to such systems and equipment; to provide for designated representatives; to provide for compliance; to provide penalties for violations; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 421-BY REPRESENTATIVES LEGER AND WRIGHT

AN ACT To amend and reenact R.S. 37:1358, relative to the practice of acupuncture; to provide for licensing of acupuncturists; to repeal the requirement that acupuncturists maintain physician relationships; and to provide for related matters.

Reported without amendments.

# HOUSE BILL NO. 472— BY REPRESENTATIVE THIBAUT

AN ACT To enact Part I of Chapter 19 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2461 through 2471, and to repeal P.S. 22:1641(1)(i) and the review of the statement of the and to repeal R.S.  $22:164\hat{1}(1)(j)$ , relative to a state reinsurance program; to create the Louisiana Health Insurance Innovation and Stabilization Program; to establish the Louisiana Health Reinsurance Association; to provide for membership; to provide for fee assessments under the authority of the commissioner; to provide for licensure and registration of certain regulated entities; to provide for an effective date; and to provide for related matters.

Reported with amendments.

### LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Re-Reengrossed House Bill No. 472 by Representative Thibaut

AMENDMENT NO. 1 On page 9, line 5, following "<u>paid</u>" and before "<u>according</u>" insert "without interest"

AMENDMENT NO. 2 On page 9, line 6, delete "without interest,"

AMENDMENT NO. 3 On page 10, line 19, delete "A."

HOUSE BILL NO. 502— BY REPRESENTATIVE ZERINGUE

AN ACT To amend and reenact R.S. 4:83 and to enact R.S. 4:61(G) and 65(A)(4), relative to the regulation of professional wrestling; to provide for professional wrestling bond exception; to provide for certain requirements and exemptions; and to provide for related matters.

Reported without amendments.

#### HOUSE BILL NO. 514-BY REPRESENTATIVE SHADOIN

AN ACT To amend and reenact R.S. 32:781(5), 782, 784(A)(introductory paragraph) and (5), 791(B)(3)(b), 792(B)(16), and 801, to enact R.S. 32:783(F)(10), 784(A)(7) and (8), 792(B)(19), and 795 and to repeal R.S. 32:783(F)(3) and 784(B), relative to the regulation of used motor vehicles; to amend definitions; to provide for the purpose of the Used Motor Vehicle Commission; to provide for the powers and duties of the commission; to provide for certain prohibitions and unauthorized acts; to amend relative to applications for licensure; to provide for educational

requirements and procedure; to provide for exceptions; to repeal relative to dealer sales and certain educational seminars; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 524— BY REPRESENTATIVES CARPENTER AND MORENO AN ACT

To enact Chapter 6 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:341 through 345, relative to public officers and employees; to provide for policies prohibiting sexual harassment; to provide for training on the prevention of sexual harassment; to provide for annual reports; to provide for definitions; to provide for the duties of certain agency heads; to provide for the duties of the Department of State Civil Service relative thereto; and to provide for related matters.

Reported with amendments.

# LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 524 by Representative Carpenter

### AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 524 by Representative Carpenter and adopted by the Senate on April 19, 2018, on page 1, line 8, following "<u>or</u>" and before 'inappropriate" delete "other'

# HOUSE BILL NO. 532— BY REPRESENTATIVE MACK

BY REPRESENTATIVE MACK AN ACT To amend and reenact R.S. 51:650(introductory paragraph), (10), and (13), 651.1(D), 652(A) and (B), 655, and 656(A), (B), (C)(1)(f), and (E) and to enact R.S. 51:650(14) through (31) and 651.1(E) through (G), relative to the regulation of fireworks; to provide for definitions; to provide relative to unlawful sales and use; to provide for certain fireworks displays; to provide for licenses and nermits: to authorize the promulgation and adoption of and permits; to authorize the promulgation and adoption of administrative rules; to direct the Louisiana State Law Institute to arrange in alphabetical order and renumber certain definitions; and to provide for related matters.

Reported with amendments.

## LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 532 by Representative Mack

AMENDMENT NO. 1

On page 2, line 11, change "mean" to "means"

AMENDMENT NO. 2 On page 5, line 4, change "<u>Fireworks 1.3G or 1.4G</u>" to "<u>1.3G or 1.4G</u> <u>Fireworks</u>"

AMENDMENT NO. 3

On page 12, line 6, change "assure safety" to "ensure the safety"

# AMENDMENT NO. 4

On page 12, line 19, change "assure safety" to "ensure the safety"

### AMENDMENT NO. 5

On page 13, line 23, following "by the" and before "fire marshal" insert "state'

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#### HOUSE BILL NO. 539-BY REPRESENTATIVE LEGER

AN ACT

To enact R.S. 40:2006.2, relative to licensing of healthcare facilities and providers by the Louisiana Department of Health; to provide for optional licensing fees for such facilities and providers; to establish the purpose and amounts of such fees; to provide for an expedited licensing process; to require submission of a report concerning the expedited licensing process to certain legislative committees; and to provide for related matters.

Reported without amendments.

### HOUSE BILL NO. 577-

BY REPRESENTATIVES LEGER, BAGLEY, CHANEY, HENSGENS, HORTON, JACKSON, LEBAS, RICHARD, STAGNI, AND STOKES AN ACT

To enact R.S. 40:41(L), relative to vital records disclosure; to provide for the disclosure of certain vital records to organ procurement organizations; to provide for the form of request by the organ procurement organizations; to provide for the duties of the state registrar in disclosure of records; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 607— BY REPRESENTATIVE SEABAUGH

AN ACT To amend and reenact R.S. 22:1983(E)(introductory paragraph) and (2), (G), and (H), 1984(G), and 2191(A)(2) and to enact R.S. 22:1983(E)(3), relative to examinations and investigations by the commissioner of insurance; to authorize an investigatory hearing for the purposes of obtaining additional information; to provide for appellate review of examination reports; to provide for appellate review of certain fines; to provide for an effective date; and to provide for related matters.

Reported without amendments.

# HOUSE BILL NO. 608-

BY REPRESENTATIVE SEABAUGH AN ACT

To amend and reenact R.S. 22:1981(A)(3), relative to the examination of insurers and producers; to authorize the examination of any person regulated by or required to be licensed by or registered with the Department of Insurance; and to provide for related matters.

Reported with amendments.

### LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 608 by Representative Seabaugh

### AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Insurance to Engrossed House Bill No. 608 by Representative Seabaugh and adopted by the Senate on April 19, 2018, on page 1, line 6, change "third party" to "third-party"

### AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Insurance to Engrossed House Bill No. 608 by Representative Seabaugh and adopted by the Senate on April 19, 2018, on page 1, line 12, following "insurer" insert "that"

# HOUSE BILL NO. 609— BY REPRESENTATIVE SEABAUGH

AN ACT

To enact R.S. 22:2013.1, relative to the administration of large deductible policies and collateral; to provide for applicability; to provide for definitions; to provide for the right of the receiver or a guaranty association to pursue collateral; to limit the defenses of the insured; to provide for the treatment of the

collateral; to provide for an effective date; and to provide for related matters.

Reported without amendments.

### HOUSE BILL NO. 658-

BY REPRESENTATIVE LEGER AN ACT

To enact R.S. 40:1086.12, relative to neonatal opiate withdrawal syndrome; to provide for a pilot project; to provide for the creation of the pilot project; to provide for the duties of the Louisiana Department of Health in establishing the pilot project; to provide for definitions; and to provide for related matters.

Reported with amendments.

### LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 658 by Representative Leger

### AMENDMENT NO. 1

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Health and Welfare to Reengrossed House Bill No. 658 by Representative Leger and adopted by the Senate on April 19, 2018, on page 1, line 22, following "pilot" and before "may" insert "project'

# HOUSE BILL NO. 675— BY REPRESENTATIVE ZERINGUE

AN ACT To amend and reenact R.S. 33:4545.6 and to enact R.S. 33:4545.4(G), relative to the Louisiana Energy and Power Authority; to provide relative to the powers and duties of the governing board and operating committee of the authority; to limit the powers granted to members of the authority's operating committee; to provide for the creation of the Louisiana Energy and Power Authority Unit 1 participants committee; to provide relative to votes cast by members of the newly created participants committee; 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 Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

### **Rules Suspended**

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

# House Bills and Joint Resolutions on **Third Reading and Final Passage**

# **Bagneris Rule**

Senator Boudreaux moved to invoke the rule to temporarily pass over controversial House Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.

Without objection, so ordered.

HOUSE BILL NO. 551—

BY REPRESENTATIVE HUVAL AN ACT

To amend and reenact R.S. 22:2082, 2083(A)(1), (2)(introductory paragraph) and (b), and (5), (B)(1) and (2)(introductory paragraph), (a), (h)(introductory paragraph), (ii), and (iii), and (i), and (C)(1), 2084(5), (8)(introductory paragraph), (11.1), and (12), 2085(A)(introductory paragraph) and (4) and (B), 2086(A)(introductory paragraph), (1), and (7), 2087(A)(introductory paragraph) and (1), (B)(introductory paragraph) and (1), (C), (F), (L), (M)(1), (4), and (5), (N), and (Q)(introductory paragraph), 2088(C), (E)(1)(a) and (b), (F) through (H), and (I)(5), 2090(A)(introductory paragraph) and (2), (B), (C), and (D), 2091(A)(introductory paragraph), (1)(a)(iii) and (b), and (3), (B), and (C), 2093(C), (D), and (E)(1) through (3), 2098(A), (B), and (C)(introductory paragraph) and (2), and 2099, to enact R.S. 22:2083(B)(3) and (F), 2084(8)(i), and 2085(C)(3)(h), and to repeal R.S. 22:2084(8)(a) and 2091(E) and (G), relative to the Louisiana Life and Health Insurance Guaranty Association; to provide for purpose, scope, and applicability; to define key terms; to add health maintenance organizations as member insurers; to provide for the assessment of member insurers relative to long-term care policies and contracts; to provide for the reissuance of policies or contracts by the association; and to provide for related matters.

### **Floor Amendments**

Senator Erdey proposed the following amendments.

#### SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Erdey to Reengrossed House Bill No. 551 by Representative Huval

AMENDMENT NO. 1 On page 1, line 11, change "22:2083(B)(3)" to "22:254(H), 2083(B)(3)"

AMENDMENT NO. 2 On page 2, line 11, change "22:2083(B)(3)" to "22:254(H), 2083(B)(3)"

AMENDMENT NO. 3 On page 2, between lines 12 and 13, insert: "§254. Protection against insolvency

H. Effective August 1, 2018, the liquidation or windup of affairs of a health maintenance organization shall be governed by the provisions of Chapter 9 of this Title, R.S. 22:2001 et seq.

On motion of Senator Erdey, the amendments were adopted.

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

# **ROLL CALL**

The roll was called with the following result:

#### YEAS

Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Price
Bishop	Lambert	Riser

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Boudreaux Long Smith, G. Carter Luneau Tarver Chabert Martiny Thompson Milkovich Walsworth Claitor Cortez Mills Ward Donahue Mizell White Erdev Morrell Fannin Morrish Total - 34 NAYS Total - 0 ABSENT Mr. President LaFleur Smith, J. Colomb Peterson Total - 5

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

# HOUSE BILL NO. 28—

BY REPRESENTATIVE PEARSON

# AN ACT

To amend and reenact R.S. 11:1760(A)(introductory paragraph) and to enact R.S. 11:1789.6 and 1808.6, relative to members of the Tier 2 plans of the Municipal Employees' Retirement System of Louisiana; to provide for the vesting period of such members; and to provide for related matters.

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

# **ROLL CALL**

The roll was called with the following result:

# YEAS

Allain	Gatti	Peacock
Appel	Hewitt	Perry
Barrow	Johns	Price
Bishop	Lambert	Riser
Boudreaux	Long	Smith, G.
Carter	Luneau	Tarver
Chabert	Martiny	Thompson
Claitor	Milkovich	Walsworth
Cortez	Mills	Ward
Donahue	Mizell	White
Erdey	Morrell	
Fannin	Morrish	
Total - 34		
	NAYS	
Total - 0		
	ABSENT	
Mr. President	LaFleur	Smith, J.
Colomb	Peterson	
Total - 5		

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

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# **24th DAY'S PROCEEDINGS**

# HOUSE BILL NO. 75—

BY REPRESENTATIVE DWIGHT AN ACT

To amend and reenact R.S. 14:91.1(A), 91.2(A)(2) and (3) and (B), 91.3(A), and 91.4(A) and (B) and R.S. 15:538(D)(1)(b) and (c) and (6)(b) and (c), relative to certain prohibitions applicable to sex offenders; to provide relative to the prohibitions for sex offenders with regard to physical presence near and employment at certain child care facilities; to provide relative to the crimes of unlawful presence of a sex offender and sexually violent predator; to provide relative to the crime of unlawful participation in a child-related business; to provide relative to the crime of contributing to the endangerment of a minor; to provide relative the conditions of release for a sex offender who is placed on probation or parole supervision; to update terminology and citations for certain child care facilities in these crimes and probation and parole conditions; and to provide for related matters.

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

# **ROLL CALL**

The roll was called with the following result:

#### YEAS

Allain	Gatti	Morrish
Appel	Hewitt	Peacock
Barrow	Johns	Perry
Bishop	Lambert	Price
Boudreaux	Long	Riser
Carter	Luneau	Smith, G.
Chabert	Martiny	Tarver
Claitor	Milkovich	Thompson
Cortez	Mills	Walsworth
Erdey	Mizell	Ward
Fannin	Morrell	White
Total - 33		
	NAYS	
Total - 0		
10tul - 0	ABSENT	

Mr. President	Donahue	Peterson
Colomb	LaFleur	Smith, J.
Total - 6		

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

# HOUSE BILL NO. 313-

BY REPRESENTATIVE ANDERS AN ACT

To amend and reenact R.S. 3:3403(J), relative to the Louisiana Agricultural Commodities Commission; to provide for frequency of commission meetings; and to provide for related matters.

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

# **ROLL CALL**

The roll was called with the following result:

### YEAS

Allain	Fannin	Morrish
Appel	Gatti	Peacock
Barrow	Hewitt	Perry
Bishop	Johns	Price
Boudreaux	Lambert	Riser
Carter	Long	Smith, G.
Chabert	Luneau	Tarver
Claitor	Milkovich	Thompson
Cortez	Mills	Walsworth
Donahue	Mizell	Ward
Erdey	Morrell	White
Total - 33	NAYS	
Total - 0	ABSENT	
Mr. President	LaFleur	Peterson
Colomb	Martiny	Smith, J.

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

# HOUSE BILL NO. 325-

Total - 6

BY REPRESENTATIVE GISCLAIR AN ACT

To enact R.S. 40:31.39, relative to permit fees for milk and dairy farms and plants; to provide for a permit fee for dairy farms; to provide for a permit fee for dairy plants; to provide for a permit fee for single service milk and milk product container or closure manufacturing plants; to set fee amounts; to provide for definitions; to provide for an effective date; and to provide for related matters.

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

# **ROLL CALL**

The roll was called with the following result:

#### YEAS

Allain	Fannin	Peacock
Appel	Hewitt	Price
Barrow	Johns	Riser
Bishop	Lambert	Smith, G.
Boudreaux	Long	Smith, J.
Carter	Luneau	Tarver
Chabert	Milkovich	Thompson
Claitor	Mills	Walsworth
Cortez	Mizell	Ward
Donahue	Morrell	White
Erdey	Morrish	
Total - 32		

NAYS

Total - 0

### ABSENT

Peterson

Mr. President Colomb Gatti Total - 7

LaFleur Martiny Perry

The Chair declared the bill was passed and ordered it returned to the House. Senator Mills 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

### **CONCURRING IN** SENATE CONCURRENT RESOLUTIONS

### April 23, 2018

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 84— BY SENATORS ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, LUNEAU, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, PRICE, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE AND REPRESENTATIVES CHANEY, HOFFMANN, JACKSON, MCFARLAND AND JAY MORRIS A CONCUMPENT DESOL UTION

# A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Dr. William David Thompson of Delhi, Louisiana.

Reported without amendments.

#### SENATE CONCURRENT RESOLUTION NO. 85-BY SENATOR JOHNS

A CONCURRENT RESOLUTION

To recognize May 9, 2018, as "Purple and Teal Day" in the state of Louisiana.

Reported without amendments.

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

# **Introduction of Senate Resolutions**

#### **SENATE RESOLUTION NO. 139** BY SENATOR BARROW

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Willie Lee Carr "Madear" Kirkendoll.

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

# Page 15 SENATE April 23, 2018

# Message from the House

# ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

April 23, 2018

To the Honorable President and Members of the Senate:

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

HCR No. 53 HCR No. 56 HCR No. 57

HCR No. 58

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

# **House Concurrent Resolutions** on First Reading

#### **HOUSE CONCURRENT RESOLUTION NO. 53**— BY REPRESENTATIVE BERTHELOT A CONCURRENT RESOLUTION

To designate Wednesday, May 2, 2018, as LMA Municipal Day at the state capitol.

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

# HOUSE CONCURRENT RESOLUTION NO. 56-

BY REPRESENTATIVES TERRY LANDRY AND PIERRE AND SENATORS BOUDREAUX AND MILLS A CONCURRENT RESOLUTION

To commend SMILE Community Action Agency for their outstanding service in south central Louisiana, as the organization celebrates its fiftieth anniversary of helping people and changing lives, and to recognize May 2018 as Community Action Month in Louisiana.

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

# HOUSE CONCURRENT RESOLUTION NO. 57-

BY REPRESENTATIVE BRASS AND SENATOR PRICE A CONCURRENT RESOLUTION

To commend the Ash family upon the occasion of its first family reunion in Vacherie, St. James Parish, Louisiana.

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

# **HOUSE CONCURRENT RESOLUTION NO. 58**—

BY REPRESENTATIVE CARPENTER AND SENATOR BARROW A CONCURRENT RESOLUTION

To commend the Baker High School Symphonic Band for its many achievements and awards and for its participation, on March 4, 2018, in the Conductor-Composer Clinic at Carnegie Hall in New York.

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

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# 24th DAY'S PROCEEDINGS

# April 23, 2018

# **Reports of Committees**

The following reports of committees were received and read:

# **REPORT OF COMMITTEE ON**

# FINANCE

Senator Eric LaFleur, Chairman on behalf of the Committee on Finance, submitted the following report:

# April 23, 2018

To the President and Members of the Senate:

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

## SENATE BILL NO. 400-

BY SENATOR HEWITT AND REPRESENTATIVE EDMONDS AN ACT

To amend and reenact R.S. 24:653(N)(3) and R.S. 49:308.5(B)(3) and (4), relative to certain funds in the state treasury; to provide for meeting dates of the Dedicated Fund Review Subcommittee of the Joint Legislative Committee on the Budget; to provide for the review of certain funds in the state treasury by the subcommittee; to provide for the powers, duties, functions, and responsibilities of the subcommittee, including the recommendation for the reclassification, elimination, and expenditure of certain funds in the treasury; to provide for the reclassification of funds in the treasury; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted, ERIC LAFLEUR Chairman

# Privileged Report of the Committee on Senate and Governmental Affairs

# **ENROLLMENTS**

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

### April 19, 2018

To the President and Members of the Senate:

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

The following Senate Resolutions have been properly enrolled:

# **SENATE RESOLUTION NO. 73**—

BY SENATORS RISER, MARTINY, MIZELL, THOMPSON, WALSWORTH AND WHITE

# A RESOLUTION

To urge and request the Department of Economic Development to encourage further economic ties between the state of Louisiana and the Republic of China, also known as Taiwan.

### **SENATE RESOLUTION NO. 93**—

BY SENATOR JOHNS A RESOLUTION

To declare Thursday, May 3, 2018, as Rotary Peace Day.

#### SENATE RESOLUTION NO. 94-BY SENATOR MORRISH

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of John Daniel Gielen III, of Crowley.

#### SENATE RESOLUTION NO. 96-BY SENATOR BARROW

A RESOLUTION

To commend and congratulate the individual nominees for the Unsung Hero Award by CADAV, Inc.

#### SENATE RESOLUTION NO. 97-BY SENATOR THOMPSON

A RESOLUTION

To designate April 26, 2018, as FFA Day at the Louisiana State Capitol and to commend the state officers of the Louisiana FFA Association.

#### SENATE RESOLUTION NO. 98— BY SENATOR CARTER

A RESOLUTION

To commend and congratulate the Belle Chasse High School varsity cheerleaders on winning the NCA High School National Cheerleading Championship and the Small Varsity Non-Tumbling national title.

# **SENATE RESOLUTION NO. 92**—

BY SENATOR PRICE

A RESOLUTION To commend the Grambling State University Tigers men's basketball team, head coach, assistant coaches, athletic director, and university president for their outstanding 2017-2018 season.

# SENATE RESOLUTION NO. 95-

BY SENATORS BARROW AND THOMPSON A RESOLUTION

To recognize April 12, 2018, as Louisiana Children's Trust Fund Day at the capitol.

#### SENATE RESOLUTION NO. 100-BY SENATOR CLAITOR

A RESOLUTION

To recognize Monday, April 16, 2018, as DASH Diet Day at the Louisiana Senate and to commend LSU's Pennington Biomedical Research Center for its contributions to developing the DASH Diet, an acclaimed nutritional weight-loss program.

#### SENATE RESOLUTION NO. 102— BY SENATOR HEWITT

A RESOLUTION

To commend LSU Health New Orleans for its dedication to forming, promoting, and sustaining STEM (Science, Technology, Engineering, & Math) programs specifically focused on increasing diversity in the sciences.

#### SENATE RESOLUTION NO. 104— BY SENATOR CORTEZ

A RESOLUTION

To commend Louisiana State University student Madelyn Smith of Lafayette, Louisiana, on being named a 2018 Udall Scholar.

#### **SENATE RESOLUTION NO. 106** BY SENATOR WALSWORTH

A RESOLUTION

To commend the members of the Louisiana Athletic Trainers Association for their dedicated hard work on behalf of the athletes of Louisiana and to designate Tuesday, April 17, 2018, as Louisiana Athletic Trainers Association Day at the Louisiana State Capitol.

# **SENATE RESOLUTION NO. 107—**

BY SENATOR LONG A RESOLUTION

To designate Tuesday, April 17, 2018, as Bankers Day at the state capitol.

### **SENATE RESOLUTION NO. 108—**

#### BY SENATOR BISHOP A RESOLUTION

To commend the LSU Health New Orleans School of Dentistry for receiving the 2018 Gies Award for Vision in Academic Dental Institutions.

### **SENATE RESOLUTION NO. 101**

A 1 E KESOLU HUN NO. 101— BY SENATORS LUNEAU, ALARIO, ALLAIN, APPEL, BARROW, BISHOP, BOUDREAUX, CARTER, CHABERT, CLAITOR, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LAMBERT, LONG, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, MORRISH, PEACOCK, PERRY, PETERSON, PRICE, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH, WARD AND WHITE

# A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of dedicated Democratic Party officer and functionary; respected attorney; venerated federal judge; amazing and loving husband, father, and grandfather; and generous and esteemed friend, Judge James J. Brady.

# SENATE RESOLUTION NO. 105— BY SENATOR BOUDREAUX

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Elnora Sonnier Jolivette.

## **SENATE RESOLUTION NO. 109**—

BY SENATOR PETERSON

A RESOLUTION

To commend the efforts of The Links, Incorporated and to designate Wednesday, April 18, 2018, as Louisiana Links Day at the state capitol.

### **SENATE RESOLUTION NO. 111**

BY SENATOR BISHOP

A RESOLUTION To commend Tulane University on retiring No. 18 in all sports in honor of Devon Walker.

#### **SENATE RESOLUTION NO. 115—** BY SENATOR JOHNS

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of George Edward Clyde Sr.

### **SENATE RESOLUTION NO. 116**—

BY SENATOR JOHN SMITH A RESOLUTION

To commend Mayor Lawrence Henagan of DeQuincy, Louisiana, upon the occasion of his retirement following three terms as mayor and two previous terms as a city councilman.

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### **SENATE RESOLUTION NO. 117—**

BY SENATOR THOMPSON A RESOLUTION

To designate May 30, 2018, as "4-H Day" at the Senate of the Legislature of Louisiana and commends the state 4-H officers.

**SENATE RESOLUTION NO. 118—** 

BY SENATOR LAMBERT A RESOLUTION

To commend Thomas Hodgson on achieving the rank of Eagle Scout as a member of Troop 888 of the Istrouma Area Council.

#### **SENATE RESOLUTION NO. 119**— BY SENATOR LONG

A RESOLUTION

To commend Paul Mainieri on the 1,400th victory of his college baseball coaching career.

#### **SENATE RESOLUTION NO. 120**— BY SENATOR BISHOP

A RESOLUTION

To commend Perrye K. Turner for serving as special agent in charge of the FBI field office in Houston, Texas.

#### **SENATE RESOLUTION NO. 121**— BY SENATOR BISHOP

A RESOLUTION

To urge and request the New Orleans City Council to develop a way to appropriately honor Antoine "Fats" Domino Jr. for his commitment to and history with the community, the city of New Orleans and the country.

#### **SENATE RESOLUTION NO. 122**— BY SENATOR HEWITT

A RESOLUTION

To commend Anthony Alfred for his service to the St. Tammany Parish School Board and to the community.

### **SENATE RESOLUTION NO. 123**—

BY SENATOR HEWITT A RESOLUTION

To commend Ray Dupuy, posthumously, for his service to the Slidell Police force and community.

### **SENATE RESOLUTION NO. 124**

BY SENATOR HEWITT A RESOLUTION

To commend Kevin L. Dupuy for his service to the Slidell Police Department and community.

**SENATE RESOLUTION NO. 125**—

BY SENATOR HEWITT A RESOLUTION

To commend Willie B. Jeter for his service to the St. Tammany Parish schools and the community.

#### **SENATE RESOLUTION NO. 126**— BY SENATOR HEWITT

A RESOLUTION

To commend Charlie "Coach" Bowman for his service with the St. Tammany Parish School Board and to the community.

> Respectfully submitted, KAREN CARTER PETERSON Chairman

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

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# **24th DAY'S PROCEEDINGS**

April 23, 2018

# Message to the Secretary of State

# SIGNED SENATE CONCURRENT RESOLUTIONS

# April 19, 2018

To the Honorable Secretary of State:

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

# **SENATE CONCURRENT RESOLUTION NO. 64-**

BY SENATOR MARTINY AND REPRESENTATIVE TALBOT A CONCURRENT RESOLUTION

To recognize Wednesday, April 11, 2018, as Ports Day at the Louisiana State Capitol and to express appreciation for all of the ports that move Louisiana forward economically every day.

# SENATE CONCURRENT RESOLUTION NO. 66— BY SENATORS LONG AND LUNEAU A CONCURRENT RESOLUTION

To commend the Louisiana State University at Alexandria men's basketball team on its historic season, as they advanced to the NAIA Division I Men's Basketball National Championship game for the first time in program history.

# SENATE CONCURRENT RESOLUTION NO. 67-

BY SENATORS BARROW, COLOMB, HEWITT, MIZELL AND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON, HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY, MARCELLE, NORTON, SMITH, STOKES, THOMAS AND WHITE A CONCURRENT RESOLUTION

To commend Tayler Brishaune Pierre upon her receipt of a 2018 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation in the category of College Women of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

# SENATE CONCURRENT RESOLUTION NO. 68-

BY SENATORS WALSWORTH, FANNIN, RISER AND THOMPSON AND REPRESENTATIVES ANDERS, CHANEY, HOFFMANN, HUNTER, JACKSON, MCFARLAND, JAY MORRIS AND SHADOIN A CONCURRENT RESOLUTION

To commend and congratulate Glen F. Post III upon his retirement from CenturyLink, Inc.

# SENATE CONCURRENT RESOLUTION NO. 69-

BY SENATORS BARROW, COLOMB, HEWITT, MIZELL AND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON, HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY, MARCELLE, NORTON, SMITH, STOKES, THOMAS AND WHITE A CONCURRENT RESOLUTION

To commend Sarah Michelle Procopio upon her receipt of a 2018 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation in the category of College Women of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

# SENATE CONCURRENT RESOLUTION NO. 70-

BY SENATORS BARROW, COLOMB, HEWITT, MIZELL AND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON, HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY, MARCELLE, NORTON, SMITH, STOKES, THOMAS AND WHITE A CONCURRENT RESOLUTION

To commend Rachel Margaret Lautigar upon her receipt of a 2018 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation in the category of College Women of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

#### SENATE CONCURRENT RESOLUTION NO. 71-BY SENATOR PEACOCH

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of Willie Aubrey Salard of Broussard, Louisiana, to commend his lifelong interest in quarter horse racing, and to note his many contributions to the breeding of champion racehorses.

# **SENATE CONCURRENT RESOLUTION NO. 72–**

BY SENATORS BARROW, COLOMB, HEWITT, MIZELLAND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON, HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY, MARCELLE, NORTON, SMITH, STOKES, THOMAS AND WHITE A CONCURRENT RESOLUTION

To commend Margaret Elizabeth Britton upon her receipt of a 2018 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation in the category of High School Women of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

### **SENATE CONCURRENT RESOLUTION NO. 73-**

BY SENATORS BARROW, COLOMB, HEWITT, MIZELL AND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON, HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY, MARCELLE, NORTON, SMITH, STOKES, THOMAS AND WHITE A CONCURRENT RESOLUTION

To commend Olivia Maria Adams upon her receipt of a 2018 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation in the category of High School Women of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

### **SENATE CONCURRENT RESOLUTION NO. 74-**

BY SENATORS BARROW, COLOMB, HEWITT, MIZELL AND PETERSON AND REPRESENTATIVES AMEDEE, CARPENTER, DAVIS, EMERSON, HILFERTY, HILL, HODGES, HORTON, JACKSON, NANCY LANDRY, MARCELLE, NORTON, SMITH, STOKES, THOMAS AND WHITE A CONCURRENT RESOLUTION

To commend Emily Ames Otken upon her receipt of a 2018 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation in the category of High School Women of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

# SENATE CONCURRENT RESOLUTION NO. 75-

BY SENATOR PEACOCK A CONCURRENT RESOLUTION

To commend Adriana Martin of the Southfield School in Shreveport, Louisiana, upon her exceptional mathematical skills, on her new world record for the rendition of the numerical quotient of Pi set on March 14, 2018, National Pi Day, and to note her many academic accomplishments.

> Respectfully submitted, GLENN A. KOEPP Secretary of the Senate

# Message to the Governor

# SIGNED SENATE BILLS

# April 19, 2018

To the Honorable Governor of the State of Louisiana:

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

### SENATE BILL NO. 35—

BY SENATOR JOHN SMITH AN ACT

To amend and reenact R.S. 22:1995, relative to departmental complaint directives; to provide with respect to the levying of fines for the failure to comply with certain directives; to provide for the discretion of the commissioner of insurance regarding the levying of fines for the failure to comply with a directive issued by the commissioner in response to a complaint; and to provide for related matters.

# SENATE BILL NO. 272-

BY SENATOR JOHN SMITH AN ACT

To enact R.S. 22:1056, relative to health insurance policy coverage of incarcerated persons prior to adjudication; to require insurance coverage for health care provided premiums are paid; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted, GLENN A. KOEPP Secretary of the Senate

# ATTENDANCE ROLL CALL

### YEAS

Mr. President Allain Appel Barrow Bishop Boudreaux Carter Chabert Claitor Cortez Donahue Erdey Fannin Total - 37	Gatti Hewitt Johns LaFleur Lambert Long Luneau Martiny Milkovich Mills Mizell Morrell Morrish	Peacock Perry Price Riser Smith, G. Smith, J. Tarver Thompson Walsworth Ward White
	NAYS	
Total - 0	ABSENT	
Colomb Total - 2	Peterson	
Leaves of Absence		

The following leaves of absence were asked for and granted:

Colomb 1 Day Peterson 1 Day

### Announcements

The following committee meetings for April 24, 2018, were announced:

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

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# Adjournment

On motion of Senator Thompson, at 3:55 o'clock P.M. the Senate adjourned until Tuesday, April 24, 2018, at 2:00 o'clock P.M.

The President Pro Tempore of the Senate declared the Senate adjourned.

GLENN A. KOEPP Secretary of the Senate

> DIANE O' QUIN Journal Clerk