OFFICIAL JOURNAL

OF THE **HOUSE OF** REPRESENTATIVES

OF THE

STATE OF LOUISIANA

TWELFTH DAY'S PROCEEDINGS

Forty-fifth Regular Session of the Legislature Under the Adoption of the Constitution of 1974

> House of Representatives State Capitol Baton Rouge, Louisiana

Tuesday, April 30, 2019

The House of Representatives was called to order at 3:08 P.M., by the Honorable Kirk Talbot, Acting Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

| Abraham | Franklin | Mack |
|------------|---|-------------------|
| Adams | Gaines | |
| Amedee | Garofalo | Magee Marcelle |
| Anders | Gisclair | Marino |
| | Glover | McFarland |
| Armes | T. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. | |
| Bacala | Guinn | McMahen |
| Bagley | Harris, J. | Miguez |
| Bagneris | Harris, L. | Miller, D. |
| Berthelot | Henry | Miller, G. |
| Billiot | Hilferty | Moore |
| Bishop | Hill | Morris, Jay |
| Bouie | Hodges | Morris, Jim |
| Bourriaque | Hoffmann | Moss |
| Brass | Hollis | Muscarello |
| Brown, C. | Horton | Norton |
| Brown, T. | Howard | Pearson |
| Carmody | Huval | Pierre |
| Carpenter | Ivey | Pope |
| Carter, G. | Jackson | Pugh |
| Carter, S. | James | Pylant |
| Chaney | Jefferson | Richard |
| Connick | Jenkins | Schexnayder |
| Coussan | Johnson, M. | Seabaugh |
| Cox | Johnson, R. | Smith |
| Crews | Jones | Stagni |
| Davis | Jordan | Stefanski |
| DeVillier | LaCombe | Stokes |
| DuBuisson | Landry, N. | Talbot |
| Duplessis | Landry, T. | Thomas |
| Dwight | Larvadain | Turner |
| Edmonds | LeBas | White |
| Emerson | Leger | Wright |

Falconer Leopold Zeringue Foil Lyons Total - 101

The Acting Speaker announced that there were 101 members present and a quorum.

Prayer

Prayer was offered by Rev. Nathan Martin of Christian Challenge Worship Center in Pineville.

Pledge of Allegiance

Rep. LaCombe led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Horton, the reading of the Journal was dispensed with.

On motion of Rep. Horton, the Journal of April 29, 2019, was adopted.

Petitions, Memorials, and **Communications**

The following petitions, memorials, and communications were received and read:

Message from the Senate

SENATE BILLS

April 30, 2019

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 29, 46, 73, 94, 101, 116, 138, 169, and 176

Respectfully submitted,

GLENN A. KOEPP Secretary of the Senate

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 29-

BY SENATOR CORTEZ

AN ACT

To enact R.S. 37:23.3, relative to professional or occupational licensing boards or commissions; to prohibit certain actions by a board or commission relative to the providing of testimony or records to a legislative body; to provide relative to consent decrees; to provide relative to and prohibit certain disciplinary action by a board or commission; to provide for certain terms, conditions, definitions, and procedures; and to provide for related matters.

Read by title.

SENATE BILL NO. 46— BY SENATOR PEACOCK

AN ACT

To enact Chapter 31 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2101 through 2110, relative to cybersecurity; to authorize private entities to monitor, share, and

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receive certain information relative to cyber threats; to authorize certain defensive measures; to provide relative to certain security and information controls; to provide for definitions; to provide for immunity; to provide for public records exemptions; and for confidentiality of certain information; to provide for annual reporting of certain information by state entities; to provide for certain terms, conditions, and procedures; and to provide for related matters.

Read by title.

SENATE BILL NO. 73-

BY SENATOR LONG

AN ACT

To amend and reenact R.S. 22:1157(A) and to enact R.S. 22:1157(D), relative to dental reimbursement or payments; to provide with respect to credit card payments; to provide with respect to the restriction of methods of payment; and to provide for related matters.

Read by title.

SENATE BILL NO. 94-

BY SENATOR MORRELL

AN ACT

To enact R.S. 26:80(F)(3) and 280(F)(3), relative to alcohol and tobacco control; to provide relative to qualifications of applicants for permits; to provide certain exceptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 101—

BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 6:243, relative to banks; to provide relative to the powers and function of state banks; to provide relative to immovable property and dealings; to authorize certain actions; to provide certain requirements, terms, conditions, procedures, and effects; and to provide for related matters.

Read by title.

SENATE BILL NO. 116-

BY SENATOR HENSGENS

AN ACT

To amend and reenact R.S. 9:155 and to enact R.S. 51:51(G), relative to unclaimed or abandoned property; to provide for the transfer of certain going-out-of-business sale license deposits to the unclaimed property division of the Department of the Treasury; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 138—
BY SENATORS GATTI, BARROW, CARTER, COLOMB, HENSGENS, MILLS, PEACOCK, GARY SMITH AND WHITE AND REPRESENTATIVE WHITE

32:681(E) and (F), relative to postaccident drug testing under certain circumstances involving serious bodily injury; and to provide for related matters.

Read by title.

SENATE BILL NO. 169-

BY SENATOR BARROW

AN ACT

To amend and reenact R.S. 40:31.11, 31.12(2) and (5), the introductory paragraph of 31.13, 31.13(5) and (6), 31.14, and 31.16(A) and (B), and to repeal R.S. 40:31.13(3) and 31.16(A)(3), relative to the statewide immunization registry; to provide for terminology clarification from day care centers to early learning centers; to provide for statutory naming of the registry as the Louisiana Immunization Network (LINKS); to provide for applicability to clients who are not children; and to provide for related matters.

Read by title.

SENATE BILL NO. 176-

BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 26:2(9), relative to Alcoholic Beverage Control Law; to provide relative to the definition of liquor retail distribution center; to provide for an effective date; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. James, the rules were suspended in order to take up and consider Introduction of Resolutions, House and House Concurrent at this time.

Introduction of Resolutions, **House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 92—

BY REPRESENTATIVE JAMES

A RESOLUTION

To commend Aalayah Levy for her accomplishments.

Read by title.

On motion of Rep. James, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 46—BY REPRESENTATIVE THOMAS

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the Model Vulnerable Road User Law to determine its applicability in Louisiana.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 47—BY REPRESENTATIVES EDMONDS AND FOIL

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to form a study group to recommend proposed legislation providing penalties for causing injury or death to pedestrians and bicyclists while operating a motor vehicle, and to report its findings to the Louisiana Legislature no later than February 1, 2020.

Read by title.

Lies over under the rules.

House and House Concurrent Resolutions Lying Over

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 44— BY REPRESENTATIVE GREGORY MILLER A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to direct the printer of the Constitution of Louisiana to stop printing unconstitutionally adopted provisions relative to disqualification from seeking or holding an elective office.

Read by title.

Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 45— BY REPRESENTATIVE HOFFMANN A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to study laws and policies relative to benefits, including sick leave, for teachers at facilities under the jurisdiction of the office of juvenile justice who are injured or disabled as a result of assault or battery while acting in their official capacity and to submit a written report of findings and conclusions, including any recommendations for related legislation, to the House Committee on the Administration of Criminal Justice and the Senate Committee on Judiciary C not later than sixty days prior to the beginning of the 2020 Regular Session of the Legislature.

Read by title.

Under the rules, the above resolution was referred to the Committee on Administration of Criminal Justice.

Senate Concurrent Resolutions Lying Over

The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 25—

BY SENATOR PEACOCK
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to study the use of scrambler therapy as an opioid alternative for the treatment of pain.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

SENATE CONCURRENT RESOLUTION NO. 59—

BY SENATOR WARD

A CONCURRENT RESOLUTION

To commend Ellis Paul "Pete" Adams Jr. for 46 years of exemplary service as the executive director of the Louisiana District Attorneys Association, and to congratulate him upon his retirement effective July 12, 2019.

Read by title.

On motion of Rep. Foil, and under a suspension of the rules, the resolution was concurred in.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 66-

BY SENATOR RISER

AN ACT

To amend and reenact R.S. 42:26(C) and 28 and to enact R.S. 42:26(D), relative to open meetings of public bodies; to provide with respect to the open meetings law; to provide for enforcement of the open meetings law; to provide for an increase in the civil penalty for a knowing and willful violation of the open meetings law; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 70-

BY SENATOR DONAHUE

AN ACT

To enact R.S. 13:2586(C)(6), 2587.3 and 2589(D), relative to justice of the peace courts in St. Tammany Parish; to provide relative to jurisdiction and procedures; to provide relative to property standards and nuisance violations; to provide for actions by constables; to provide relative to procedures and reimbursement; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Judiciary.

SENATE BILL NO. 126-BY SENATOR PRICE

AN ACT

To amend and reenact R.S. 6:315.1(A) and 659 and to enact R.S. 6:659.2, relative to credit unions; to add credit unions to those financial institutions that may utilize abandoned safety deposit box procedures; to provide relative to the transfer of certain deposits to the surviving spouse or heirs upon the death of an intestate depositor; to allow credit unions to expel members under limited circumstances; to provide terms and conditions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 127—

BY SENATOR LONG

AN ACT

To enact R.S. 37:798, relative to direct primary care agreements with a dental practice; to provide definitions; to set forth the written requirements for direct primary care agreements with a dental practice; to provide that a direct primary care agreement does not constitute health or dental insurance; to provide for prohibited and authorized practices; to provide terms and conditions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 145—

BY SENATOR JOHNS

AN ACT

To enact R.S. 46:62, relative to human trafficking; to establish a coalition; to provide for development of a human trafficking victim services delivery model plan; to provide for minimum plan goals; to provide for rulemaking; to provide for reporting; and to provide for related matters.

Read by title.

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Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 150— BY SENATOR THOMPSON

AN ACT

To enact R.S. 6:412(D), relative to the unauthorized use of certain terms as part of a name or title; to provide exceptions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 171-

BY SENATOR HEWITT

AN ACT

To amend and reenact R.S. 49:1401, relative to reports required of executive branch agencies; to provide relative to review of mandated reports; to provide for expiration of the mandates; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 191-

BY SENATOR CHABERT

AN ACT

To enact R.S. 9:5610, relative to civil liability for damages; to provide for peremption of actions for damages against real estate appraisers, appraisal management companies, and real estate appraisal companies; to provide for a prescriptive period for such actions; to provide for applicability; to provide for exceptions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 212— BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 44.4.1(B)(11) and 4.1(B)(11) as amended by Section 2 of Act 371 of the 2018 Regular Session and to enact R.S. 22:1290.1, relative to commercial automobile insurance; to require automobile insurers to submit annual data to the commissioner of insurance; to provide for aggregation and public posting of the data; to provide for a sunset date; to provide for confidentiality; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Insurance.

Suspension of the Rules

On motion of Rep. Garofalo, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Second Reading to be Referred at this time.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions on second reading to be referred to committees were taken up, read, and referred to committees, as follows:

Motion

On motion of Rep. Garofalo, the Committee on Judiciary was discharged from further consideration of House Bill No. 515.

HOUSE BILL NO. 515-

BY REPRESENTATIVE GAROFALO

AN ACT

To amend and reenact R.S. 13:5108.1(B)(3), R.S. 42:1441.1, and Code of Civil Procedure Art. 1001, relative to suits against the state, state agencies, or political subdivisions; to provide relative to liability for acts of public employees; to provide with respect to the indemnification of officers and employees of the state; to provide relative to limitation of liability for persons not designated state officials, officers, or employees; to provide relative to certain processes and time periods; to provide relative to the delay for answering; and to provide for related matters.

Read by title.

On motion of Rep. Garofalo, the bill was recommitted to the Committee on Civil Law and Procedure.

House and House Concurrent Resolutions Reported by Committee

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 5— BY REPRESENTATIVE BARRAS A CONCURRENT RESOLUTION

To provide for a hospital stabilization formula pursuant to Article VII, Section 10.13 of the Constitution of Louisiana; to establish the level and basis of hospital assessments; to establish certain reimbursement enhancements for inpatient and outpatient hospital services; to establish certain criteria for the implementation of the formula; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Concurrent Resolution No. 5 by Representative Barras

AMENDMENT NO. 1

On page 2, line 22, after "Pricing" and before the period "." insert ", supplemental payments and quality programs"

AMENDMENT NO. 2

On page 2, line 26, after "(2)" and before "The" insert "(a)"

AMENDMENT NO. 3

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

(b) The Department shall continue to operate under the current waiver approved by the Centers for Medicare and Medicaid Services effective on January 1, 2017, until such time that an approval of the request for waivers of the provisions of section 1903(w)(3)(B) and (C) of the Social Security Act required to be submitted by the Department pursuant to House Concurrent Resolution 6 of the 2018

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Regular Session of the Legislature, seeking exclusion of facilities prohibited from participating in the Medicare Program as set forth in 42 U.S.C. 1396 from any assessment levied pursuant to Article VII, Section 10.13 of the Constitution of Louisiana is received by the department."

On motion of Rep. Henry, the amendments were adopted.

On motion of Rep. Henry, the resolution, as amended, was ordered engrossed and passed to its third reading.

House Bills and Joint Resolutions on **Second Reading Reported by Committee**

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 84— BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 34:851.32(A)(1), (B), and (C) and R.S. 56:10.2, relative to boat registration; to provide for the Derelict Houseboat Fund and the Conservation Fund in the state treasury; to provide for the distribution of boat registration fees; to provide for the use of funds; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Henry, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 120— BY REPRESENTATIVE BOURRIAQUE AN ACT

To transfer any monies remaining in the Shrimp Trade Petition Account into the Shrimp Marketing and Promotion Fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Henry, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 151— BY REPRESENTATIVE ZERINGUE

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(A) of the Constitution of Louisiana, relative to income tax; to provide with respect to the rates and brackets for purposes of calculating income taxes; to provide with respect to the deductibility of federal income taxes paid for purposes of calculating state income taxes; to provide for applicability; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 151 by Representative Zeringue

AMENDMENT NO. 1

On page 1, line 4, after "calculating" and before "income" delete "individual"

AMENDMENT NO. 2

On page 1, at the beginning of line 14, after "incomes" insert a comma "," and insert "and these taxes may be graduated according to the amount of net income"

AMENDMENT NO. 3

On page 1, line 15, after "state" delete the remainder of the line in it entirety and insert "income tax schedule schedules of rates and

AMENDMENT NO. 4

On page 2, line 11, after "establish" and before "income" delete 'individual"

On motion of Rep. Abramson, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 181-

BY REPRESENTATIVE BRASS

AN ACT

To amend and reenact R.S. 32:295.1(A)(1), (3), and (B), relative to safety belt use in passenger trucks; to increase the weight limit for vehicles required to use safety belts; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

On motion of Rep. Terry Landry, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 191-

BY REPRESENTATIVE ZERINGUE

AN ACT
To amend and reenact R.S. 47:32(A), 293(3), (9)(a)(iv), and (10), 294, 295(B), 300.1, 300.6(A), and 300.7(A) and to repeal R.S. 47:293(4) and (9)(a)(ii), 296.1(B)(3)(c), 297(A), and 298, relative to the individual income tax; to provide for the calculation of individual income tax liability; to provide for the rates and brackets for individual income tax; to provide for the rates and brackets for income on estates and trusts; to provide for certain deductions and credits; to reduce certain deductions and credits; to reduce the amount allowed for personal exemptions and credits for dependents; to repeal the deductibility of federal income taxes paid for purposes of calculating income taxes for individuals, estates, and trusts; to repeal the deduction for excess federal itemized personal deductions; to provide for applicability; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Zeringue, the bill was returned to the calendar.

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HOUSE BILL NO. 194-

BY REPRESENTATIVE BRASS

AN ACT

To amend and reenact R.S. 39:1556(39), relative to definitions within the Louisiana Procurement Code; to provide for a technical correction to a certain definition; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Henry, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 223-

BY REPRESENTATIVE BRASS

AN ACT
To amend and reenact R.S. 32:1714(3) and 1724(A) and to enact R.S. 32:1717.1(C), relative to towing and storage licenses and fines: to provide a maximum fine for violations of the Louisiana Towing and Storage Act; to provide guidelines for suspension or revocation of licenses for violations of the Louisiana Towing and Storage Act; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 223 by Representative Brass

AMENDMENT NO. 1

On page 2, delete lines 1 through 6 in their entirety and insert the following:

- "C.(1) The Department of Public Safety and Corrections, office of state police, may initiate an administrative action to suspend the storage license pursuant to the provisions of this Chapter for either of the following:
 - (a) Repeat violations of any provision of this Chapter.
- (b) The failure to meet requirements for the issuance of a storage license.
- (2) Except as otherwise provided for in R.S. 49:961(C), no suspension imposed pursuant to the provisions of this Chapter shall exceed thirty days.
 - (3) Revocation may be issued for three or more suspensions.
- (4) Prior to the suspension or revocation of any license, the licensee will have the opportunity for an impartial hearing held in accordance with the Administrative Procedure Act.
- (5) For purposes of this Subsection, "repeat violations" means three or more violations of the same administrative rule or regulation within a two-year period.

On motion of Rep. Terry Landry, the amendments were adopted.

On motion of Rep. Terry Landry, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 229-

BY REPRESENTATIVE HUVAL

AN ACT

To amend and reenact R.S. 32:300.5 and to repeal R.S. 32:300.6, 300.7, and 300.8, relative to the use of certain wireless telecommunications devices while operating a motor vehicle; to provide for definitions; to provide for exceptions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 229 by Representative Huval

AMENDMENT NO. 1

On page 4, between lines 27 and 28, insert the following:

- '(d) Accessing, viewing, posting, editing, or creating a video, photograph, or other image.
- (e) Accessing, reading, viewing, composing, browsing, transmitting, saving, or retrieving electronic data from any application other than media."

AMENDMENT NO. 2

On page 4, at the beginning of line 28, change "(d)" to "(f)"

AMENDMENT NO. 3

On page 5, line 25, change "five" to "two" and at the beginning of line 26, change "Each subsequent" to "The second"

AMENDMENT NO. 4

On page 5, delete line 27 in its entirety and insert "three hundred dollars and the third violation shall be punishable by a fine of not more than three hundred dollars and a suspension of the person's driver's license for a period of thirty days.

AMENDMENT NO. 5

On page 5, line 29, delete "regardless of whether the violation is the legal cause of the collision,

On motion of Rep. Terry Landry, the amendments were adopted.

On motion of Rep. Terry Landry, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 234-

BY REPRESENTATIVE MIGUEZ

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(D)(2) and (3) of the Constitution of Louisiana, relative to ad valorem tax exemptions; to authorize an exemption for certain property destined for the Outer Continental Shelf; to provide for certain definitions; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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Reported with amendments by the Committee on Ways and Means

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 234 by Representative Miguez

AMENDMENT NO. 1

On page 2, line 4, after "or" and before "with" delete "until ready for

AMENDMENT NO. 2

On page 2, line 13, after "maintenance" and before "with" delete the comma " $_2$ " and delete "or until ready for use" and insert "or"

On motion of Rep. Abramson, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 245-

BY REPRESENTATIVES HODGES AND JAMES AN ACT

To enact R.S. 39:1602.1; relative to state procurement contracts; authorizes public entities to reject bids from certain groups under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Henry, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 260— BY REPRESENTATIVE STOKES

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(A) of the Constitution of Louisiana, relative to income tax; to provide with respect to the rates and brackets for purposes of calculating individual income taxes; to establish a flat rate for purposes of calculating individual income taxes; to provide with respect to the deductibility of federal income taxes paid for purposes of computing state income taxes; to provide for applicability; to provide for effectiveness; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 262— BY REPRESENTATIVE STOKES

AN ACT

To amend and reenact R.S. 47:32(A), 293(3), (9)(a)(iv), and (10), 294, 295(B), 300.1, 300.6(A), and 300.7(A), to enact R.S. 47:293(3)(d) and (9)(a)(xviii), and to repeal R.S. 47:293(4) and (9)(a)(ii), 296.1(B)(3)(c), 297(A) and (D)(2), and 298, relative to the individual income tax; to provide for the calculation of individual income tax liability to provide for the rates and individual income tax liability; to provide for the rates and brackets for individual income tax; to provide for certain deductions and credits; to reduce certain deductions and credits;

to reduce the amount of personal deductions and personal exemptions and credits for dependents; to provide with respect to the deduction for excess federal itemized personal deductions; to reduce the amount of the deduction; to provide for certain requirements and limitations; to repeal the deductibility of federal income taxes paid for purposes of calculating individual income tax; to repeal the credit for certain educational expenses; to provide for applicability; to provide for effectiveness; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Stokes, the bill was returned to the calendar.

HOUSE BILL NO. 263— BY REPRESENTATIVE STOKES

To amend and reenact R.S. 47:93(B), 241, 287.12, 287.69, 287.442(B)(1), 293(4)(b)(ii), 300.6(A), and 300.7(A), to enact R.S. 47:93(B), 247.297.70, 287.82, and 287.85 R.S. 47:55(6), and to repeal R.S. 47:287.79, 287.83, and 287.85, relative to income tax; to provide relative to the rate of the corporation income tax; to provide relative to the deductibility of federal income taxes; to repeal deductibility of federal income taxes paid for purposes of calculating corporate income taxes; to provide for applicability; to provide for effectiveness; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Stokes, the bill was returned to the calendar.

HOUSE BILL NO. 291—
BY REPRESENTATIVE BARRAS
A JOINT RESOLUTION

Proposing to add Article VII, Section 28 of the Constitution of Louisiana, relative to unclaimed property funds; to provide for the creation of special funds; to provide for the dedication and credit of unclaimed property monies; to provide for the investment, administration, and use of the monies in the special funds; to provide for certain reporting requirements; to provide for appropriation of monies in the special funds; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 291 by Representative Barras

AMENDMENT NO. 1

On page 2, at the beginning of line 9, delete "the state capital outlay revolving loan bank," and insert and on lines 18 and 19 "the unclaimed property revolving loan commission,

AMENDMENT NO. 2

On page 3, line 25, after "law" delete the remainder of the line in its entirety and at the beginning of line 26, delete "bank," and insert "an unclaimed property revolving loan commission,

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AMENDMENT NO. 3

On page 4, line 2, after "by the" and before "to make" delete "state capital outlay revolving loan bank" and insert "unclaimed property revolving loan commission'

AMENDMENT NO. 4

On page 4, line 20, after "loan" and before "for" delete "bank" and insert "commission."

On motion of Rep. Henry, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 292— BY REPRESENTATIVE BARRAS

AN ACT
To amend and reenact R.S. 9:165(C)(3) and to enact Subpart T of Part II of Chapter 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.147, relative to unclaimed property; to provide for the dedication and credit of unclaimed property monies; to provide for the creation of special funds; to provide for the investment and administration of the monies in the special funds; to provide for the use of monies in the special funds; to provide for the reporting requirements of the monies in the special funds; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Huval, the bill was returned to the calendar.

HOUSE BILL NO. 301— BY REPRESENTATIVE MIGUEZ

AN ACT

To amend and reenact R.S. 47:1951.2 and 1951.3, relative to ad valorem tax exemptions; to authorize an exemption for certain property destined for the Outer Continental Shelf; to provide for certain definitions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 301 by Representative Miguez

AMENDMENT NO. 1

On page 2, line 1, after "or" and before "with" delete "until ready for use'

AMENDMENT NO. 2

On page 2, line 14, after "or" and before "with" delete "until ready for use'

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 378— BY REPRESENTATIVE JAMES

AN ACT

To enact Subpart E of Part I of Chapter 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:17.1 through 17.4, relative to digitized identification and credentials; to authorize entities to submit credentials for use in an electronic wallet; to authorize the promulgation of rules and regulations; to provide for a fee; to provide definitions; to provide for privacy; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Henry, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 416— BY REPRESENTATIVE IVEY

AN ACT

To amend and reenact R.S. 47:32(A), 79, 93(B), 241, 287.69, 293(3) and (10), 294, 295(B), 300.1, 300.6(A), and 300.7(A), to enact R.S. 47:55(6) and 293(9)(a)(xviii), and to repeal R.S. 47:55(5), 287.79, 287.83, 287.85, 287.442(B)(1), 293(4) and (9)(a)(ii), 296.1(B)(3)(c), and 298, relative to the individual income tax; to provide for the rates and brackets for individual income tax; to provide for a flat single individual income tax rate; to provide for the calculation of individual income tax liability; to provide for certain deductions and credits; to reduce certain deductions and credits; to provide with respect to the deduction for excess federal itemized personal deductions; to provide for limitations and restrictions; to reduce the amount of the deduction allowed for excess federal itemized personal deductions; to provide for personal exemptions and credits for dependents; to repeal the deductibility of federal income taxes paid for purposes of calculating income tax; to repeal the deductibility of federal income taxes paid for purposes of calculating income tax on estates and trusts; to provide for the rates and brackets for estates and trusts; to provide for applicability; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Ivey, the bill was returned to the calendar.

HOUSE BILL NO. 441-

BY REPRESENTATIVE IVEY

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(A) of the Constitution of Louisiana, relative to income taxation; to provide with respect to the rates and brackets for purposes of calculating individual income taxes; to provide for a flat rate for individual income taxes; to provide with respect to the deductibility of federal income taxes paid for purposes of computing state income taxes; to eliminate the deduction of federal income taxes paid for purposes of computing state income taxes; to provide for applicability; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 441 by Representative Ivey

AMENDMENT NO. 1

On page 2, line 15, after "that" and before "state" delete "all"

On motion of Rep. Abramson, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 466— BY REPRESENTATIVE DAVIS

AN ACT

To enact R.S. 47:2153(A)(1)(c), relative to tax sales; to provide with respect to property subject to tax sale; to provide for tax sale procedures and notifications; to provide requirements for certain notices; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

On motion of Rep. Abramson, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 496-

BY REPRESENTATIVES ABRAMSON, BOURRIAQUE, DAVIS, DEVILLIER, HORTON, IVEY, JAY MORRIS, JIM MORRIS, STEFANSKI,

To enact Chapter 3-C of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:462.1 through 462.5, and 1367(E)(2)(b)(vii), relative to the capital outlay program; to provide with respect to the funding and financing of certain capital outlay projects; to provide a funding source for certain capital outlay expenditures by local governments; to establish the Unclaimed Property Revolving Loan Commission; to provide for a board of directors to govern the commission; to provide for membership, duties, and authority of the board; to provide for the adoption of bylaws, rules, and regulations by the board; to provide for the capitalization, administration, investment, and disposition of monies received by the commission; to authorize the commission to incur debt and issue bonds, notes, or other evidences of indebtedness and to guarantee the debt of other certain entities; to authorize loans from the commission to nonstate public entities for certain eligible infrastructure projects; to provide procedures for local governments to enter into such indebtedness and provide for repayment; to exempt interest on such indebtedness from taxation; to provide with respect to loan forgiveness; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 496 by Representative Abramson

AMENDMENT NO. 1

On page 1, line 6, after "establish the" delete the reminder of the line in its entirety and at the beginning of line 7, delete "Revolving Loan Bank;" and insert "Unclaimed Property Revolving Loan Commission;"

AMENDMENT NO. 2

On page 1, line 7, after "govern the" and before the semicolon ";" delete "bank" and insert "commission"

AMENDMENT NO. 3

On page 1, at the beginning of line 11, delete "bank; to authorize the bank" and insert "commission; to authorize the commission'

AMENDMENT NO. 4

On page 1, line 13, after "the" and before "to" delete "bank" and insert "commission"

AMENDMENT NO. 5

On page 2, line 5, after "CHAPTER 3-C." delete the remainder of the line in its entirety and insert "UNCLAIMED PROPERTY REVOLVING LOAN COMMISSION"

AMENDMENT NO. 6

On page 2, line 6, after "§462.1." delete the remainder of the line in its entirety and insert "Unclaimed Property Revolving Loan Commission; purposes"

AMENDMENT NO. 7

On page 3, line 1, after "of a" and before "to" delete "bank" and insert 'commission'

AMENDMENT NO. 8

On page 3, line 7, after "the" and before "of" delete "bank" and insert 'commission'

AMENDMENT NO. 9

On page 3, lines 11 and 13, after "the" and before "to" delete "bank" and insert "commission"

AMENDMENT NO. 10

On page 3, line 14, after "§462.2." delete the remainder of the line in its entirety and insert "Unclaimed Property Revolving Loan Commission; definitions"

AMENDMENT NO. 11

On page 3, delete lines 27 and 28 in their entirety, on page 4, delete lines 1 and 2 in their entirety and at the beginning of line 3, delete "(4)" and insert "(2)"

AMENDMENT NO. 12

On page 4, line 3, after "of the" delete the remainder of the line in its entirety and delete line 4 in its entirety and insert "Unclaimed Property Revolving Loan Commission.'

AMENDMENT NO. 13

On page 4, at the beginning of line 5, delete "(5)" and insert "(3)"

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AMENDMENT NO. 14

On page 4, at the beginning of line 8, delete "(6)" and insert "(4)"

AMENDMENT NO. 15

On page 4, at the end of line 12, delete "bank." and insert "commission."

AMENDMENT NO. 16

On page 4, between lines 12 and 13, insert the following:

"(5) "Loan" means the loan from the commission to the local government evidenced by a bond, note, or other evidence as provided in this Chapter."

AMENDMENT NO. 17

On page 4, at the beginning of line 13, delete "(7)" and insert "(6)"

AMENDMENT NO. 18

On page 4, at the beginning of line 14, delete "VII," and insert "VI,"

AMENDMENT NO. 19

On page 4, at the beginning of line 15, delete "(8)" and insert "(7)"

AMENDMENT NO. 20

On page 4, line 16, after " $\underline{\text{the}}$ " and before " $\underline{\text{with}}$ " delete " $\underline{\text{bank}}$ " and insert " $\underline{\text{commission}}$ "

AMENDMENT NO. 21

On page 4, line 17, after "\$462.3." delete the remainder of the line in its entirety and insert "Unclaimed Property Revolving Loan Commission; structure; powers; duties"

AMENDMENT NO. 22

On page 4, delete line 19 in its entirety and insert the following:

"Unclaimed Property Revolving Loan Commission, hereinafter referred to as "commission","

AMENDMENT NO. 23

On page 4, line 23, after " $\underline{\text{The}}$ " and before " $\underline{\text{shall}}$ " delete " $\underline{\text{bank}}$ " and insert " $\underline{\text{commission}}$ "

AMENDMENT NO. 24

On page 5, line 22, after "for" and before "loans," delete "bank"

AMENDMENT NO. 25

On page 5, at the beginning of line 23, after "of the" and before "fulfillment" delete "bank" and insert "commission"

AMENDMENT NO. 26

On page 5, line 24, after "of the" and before "as" delete "bank" and insert "commission"

AMENDMENT NO. 27

On page 5, line 26, after "applicants" delete the comma "," and delete the remainder of the line in its entirety and delete line 27 in its entirety and insert a period "."

AMENDMENT NO. 28

On page 5, line 29, after "for" and before "loans" delete "bank"

AMENDMENT NO. 29

On page 6, line 1, after " \underline{No} " and before " \underline{loan} " delete " $\underline{application\ for\ a\ bank}$ "

AMENDMENT NO. 30

On page 6, line 7, after " $\underline{\text{The}}$ " and before " $\underline{\text{shall}}$ " delete " $\underline{\text{bank}}$ " and insert "commission"

AMENDMENT NO. 31

On page 6, at the end of line 11, delete "bank," and insert "commission,"

AMENDMENT NO. 32

On page 6, line 21, after "purpose of the" and before "as" delete "bank" and insert "commission"

AMENDMENT NO. 33

On page 6, line 24, after " $\underline{\text{the}}$ " and before " $\underline{\text{state}}$ " delete " $\underline{\text{bank,}}$ " and insert " $\underline{\text{commission,}}$ "

AMENDMENT NO. 34

On page 6, line 29, after " $\underline{\text{the}}$ " and before " $\underline{\text{and}}$ " delete " $\underline{\text{bank,}}$ " and insert " $\underline{\text{commission,}}$ "

AMENDMENT NO. 35

On page 7, delete lines 12 through 18 in their entirety and at the beginning of line 19, delete "(h)" and insert "(g)"

AMENDMENT NO. 36

On page 7, at the end of line 28, delete "bank." and insert "commission."

AMENDMENT NO. 37

On page 8, line 1, after "of the" and before "or" delete "bank" and insert "commission"

AMENDMENT NO. 38

On page 8, line 10, after "the" and before "may" delete "bank" and insert "commission"

AMENDMENT NO. 39

On page 8, delete line 15 in its entirety and insert "(2) Local governments may enter into loans from the revolving loan"

AMENDMENT NO. 40

On page 8, delete lines 19 though 24 in their entirety

AMENDMENT NO. 41

On page 8, line 26, after "a" and before "loan" delete "bank"

AMENDMENT NO. 42

On page 9, line 15, after "a" and before "loan" delete "bank"

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AMENDMENT NO. 43

On page 9, line 19, after "repay" delete the remainder of the line in its entirety and at the beginning of line 20, delete "repayment of"

AMENDMENT NO. 44

On page 10, line 1, after "a" and before "loan" delete "bank"

AMENDMENT NO. 45

On page 10, line 11, after "other" and before "loan" delete "bank"

AMENDMENT NO. 46

On page 10, at the beginning of line 15, delete "bank"

AMENDMENT NO. 47

On page 10, at the beginning of line 20, delete "bank"

AMENDMENT NO. 48

On page 10, line 21, after "indebtedness or" and before "loans" delete "bank"

AMENDMENT NO. 49

On page 10, line 27, after " $\underline{\text{The}}$ " and before " $\underline{\text{may}}$ " delete " $\underline{\text{bank}}$ " and insert " $\underline{\text{commission}}$ "

AMENDMENT NO. 50

On page 10, line 29, after "by the" delete the reminder of the line in its entirety and insert "commission. The commission is further authorized to"

AMENDMENT NO. 51

On page 11, line 3, after "by the" and before "including" delete "bank," and insert "commission,"

AMENDMENT NO. 52

On page 11, line 7, after "obligations of the" and before "and shall" delete "bank" and insert "commission"

AMENDMENT NO. 53

On page 11, line 9, after "by the" and before "including" delete "bank," and insert "commission,"

AMENDMENT NO. 54

On page 11, at the beginning of line 13, delete "bank" and insert "commission"

AMENDMENT NO. 55

On page 12, line 1, after "obligation," and before "or other" insert "guarantee, credit enhancement, pledge, assistance,"

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 576-

BY REPRESENTATIVE ZERINGUE

AN ACT

To enact R.S. 17:3129.9, relative to the financial authority of the Board of Regents; to authorize the board of Regents to carryover certain monies at the end of a fiscal year; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Henry, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 604-

BY REPRESENTATIVE STEFANSKI

AN ACT

To amend and reenact R.S. 47:287.732(B)(1), 293(10), and 1675(G), and to enact R.S. 47:287.732(B)(6), 287.732.2, 293(9)(a)(xviii), 297.14, and 1675(F)(4), relative to income taxation of Subchapter S corporations and other flow through entities; to reduce the tax rates applicable to the income of Subchapter S corporations that elect to be taxed at the corporation level; to authorize certain flow through entities not taxed as corporations to elect to file as corporations for state income tax purposes; to provide for a modification to exclude certain Subchapter S corporation and flow through income from income subject to state individual income tax; to provide for tax credits earned by Subchapter S corporations and other flow through entities; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 604 by Representative Stefanski

AMENDMENT NO. 1

On page 2, line 10, after "in" and before "shall" delete "Subsection C of this Section" and insert "R.S. 47:287.732.2"

AMENDMENT NO. 2

On page 2, line 20, after " $\underline{\text{month}}$ " and before " $\underline{\text{of the taxable}}$ " insert "after the end"

AMENDMENT NO. 3

On page 2, line 21, after "month" and before "of the taxable" insert "after the end"

AMENDMENT NO. 4

On page 3, line 11, after "net" and before "income" insert "Louisiana taxable"

AMENDMENT NO. 5

On page 3, line 13, after "percent" and before "the" delete "on" and insert "upon"

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AMENDMENT NO. 6

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

"E. The provisions of this Part shall apply to all entities making the election under this Section.

F. An entity cannot make the election under this Section for the same taxable year if they are filing a composite partnership return."

AMENDMENT NO. 7

On page 6, line 10, after "pursuant to" and before " $\underline{\text{shall}}$ " delete " $\underline{\text{R.S.}}$ 47:287.732(C)" and insert " $\underline{\text{R.S.}}$ 47:287.732.2"

On motion of Rep. Abramson, the amendments were adopted.

On motion of Rep. Abramson, the bill, as amended, was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 612 (Substitute for House Bill No. 16 by Representative Abraham)—

BY REPRESENTATIVE ABRAHAM AN ACT

To amend and reenact R.S. 11:2270(A), relative to membership in the Firefighters' Retirement System; to provide with respect to medical qualifications for membership; and to provide for related matters.

Read by title.

On motion of Rep. Pearson, the bill was ordered engrossed and passed to its third reading.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

HOUSE BILL NO. 7—

BY REPRESENTATIVE DWIGHT

AN ACT

To enact R.S. 14:73.11, relative to communications; to create the crime of communication interference; to provide elements of the crime; to provide for criminal penalties; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. Dwight sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dwight to Engrossed House Bill No. 7 by Representative Dwight

AMENDMENT NO. 1

On page 2, line 18, after "imprisonment" delete the remainder of the line and insert "with or without hard labor for not"

AMENDMENT NO. 2

On page 2, line 22, after "imprisonment" and before "not" delete "of" and insert "with or without hard labor for"

On motion of Rep. Dwight, the amendments were adopted.

Rep. Dwight moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| Edmonds | Leopold |
|-------------|--|
| Emerson | Lyons |
| | Mack |
| | Magee |
| | Marcelle |
| | Marino |
| | McMahen |
| | Miguez |
| Guinn | Miller, D. |
| Harris, J. | Miller, G. |
| | Moore |
| | Morris, Jay |
| Hill | Muscarello |
| Hodges | Norton |
| Hoffmann | Pierre |
| Horton | Pope |
| Howard | Pugh |
| Huval | Pylant |
| Ivey | Schexnayder |
| Jackson | Seabaugh |
| James | Smith |
| Jefferson | Stagni |
| Jenkins | Stefanski |
| Johnson, M. | Stokes |
| Johnson, R. | Talbot |
| Jordan | Thomas |
| LaCombe | Turner |
| Landry, N. | White |
| Landry, T. | Wright |
| Larvadain | Zeringue |
| | |
| | Emerson Falconer Foil Franklin Gaines Gisclair Glover Guinn Harris, J. Harris, L. Henry Hill Hodges Hoffmann Horton Howard Huval Ivey Jackson James Jefferson Jenkins Johnson, M. Johnson, R. Jordan LaCombe Landry, N. Landry, T. |

NAYS

Total - 0

ABSENT

| Mr. Speaker | Hollis | Morris, Jim |
|-------------|-----------|-------------|
| Abramson | Jones | Moss |
| Carter, R. | LeBas | Pearson |
| Garofálo | Leger | Richard |
| Hilferty | McFarland | Simon |
| - 1 4- | | |

Total - 15

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dwight moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 9—

BY REPRESENTATIVE MARINO

AN ACT

To amend and reenact Code of Criminal Procedure Articles 972(4) and 983(H) and to enact Code of Criminal Procedure Article 983(I), relative to expungement of records; to provide relative to the definition of records; to amend the definition to include warrants or attachments for failing to comply with a notice or summons to appear in court; to provide relative to costs of expungement of a record; to provide for circumstances when two or more offenses arise out of the same arrest; and to provide for related matters.

Read by title.

Rep. Marino moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| Foil | Lyons |
|-------------|--|
| | Mack |
| | Magee |
| | Marcelle |
| | Marino |
| | McMahen |
| | Miguez |
| | Miller, D. |
| | Miller, G. |
| | Moore |
| | Morris, Jay |
| Hill | Morris, Jim |
| Hodges | Moss |
| Hoffmann | Muscarello |
| Hollis | Norton |
| Horton | Pearson |
| Howard | Pierre |
| Huval | Pope |
| Ivey | Pugh |
| Jackson | Pylant |
| James | Richard |
| Jefferson | Schexnayder |
| Jenkins | Seabaugh |
| Johnson, M. | Smith |
| Johnson, R. | Stagni |
| Jones | Stefanski |
| Jordan | Stokes |
| LaCombe | Talbot |
| Landry, N. | Thomas |
| Landry, T. | Turner |
| Larvadain | White |
| LeBas | Wright |
| Leopold | Zeringue |
| 31.4370 | |
| | Hodges Hoffmann Hollis Horton Howard Huval Ivey Jackson James Jefferson Jenkins Johnson, M. Johnson, R. Jones Jordan LaCombe Landry, N. Landry, T. Larvadain LeBas Leopold |

NAYS

Total - 0

ABSENT

| Mr. Speaker | Carter, R. | McFarland |
|-------------|------------|-----------|
| Abramson | Leger | Simon |
| Total - 6 | 2 | |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Marino moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 11—
BY REPRESENTATIVE BACALA
AN ACT
To amend and reenact Children's Code Articles 814(B)(1) and
815(A) and to enact Children's Code Article 814(B)(3), relative
to taking a child into custody to authorize the release of a to taking a child into custody; to authorize the release of a seventeen-year-old taken into custody for the commission of a misdemeanor-grade delinquent act upon the issuance of a summons or upon his written promise to appear; and to provide for related matters.

Read by title.

Rep. Bacala moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| Abraham Adams Amedee Anders Armes Bacala Bagley Berthelot Billiot Bishop Bourriaque Brown, T. Carmody Carpenter Carter, S. Chaney Connick Coussan Crews Davis DeVillier DuBuisson Dwight Edmonds Emerson Falconer Total - 76 | Foil Franklin Gaines Garofalo Gisclair Glover Guinn Harris, J. Harris, L. Hill Hodges Hoffmann Horton Howard Huval James Johnson, M. Jones Jordan LaCombe Landry, N. Mack Magee Marcelle Marino McMahen | Miguez Miller, D. Miller, G. Moore Morris, Jay Moss Muscarello Pearson Pope Pugh Pylant Richard Schexnayder Seabaugh Smith Stagni Stefanski Stokes Talbot Thomas Turner White Wright Zeringue |
|--|---|---|
| Bagneris Bouie Brass Brown, C. Carter, G. Cox Total - 16 | Duplessis Jackson Jefferson Jenkins Johnson, R. Landry, T. ABSENT | Larvadain Lyons Norton Pierre |
| Mr. Speaker Abramson Carter, R. Henry Hilferty | Hollis Ivey LeBas Leger Leopold | McFarland Morris, Jim Simon |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bacala moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 25

Total - 13

BY REPRESENTATIVE MCMAHEN

AN ACT

To amend and reenact R.S. 14:34.4(B)(2), 52.2(E), and 92.2(A)(4) and R.S. 15:1212(B)(4), to enact R.S. 14:2(C), and to repeal R.S. 14:34.1(B)(3), 34.7(B)(3), 34.9(B)(4), 35.3(B)(6), 39.2(C), 43.2(B), 64.4(A)(2), 93.2.3(A)(2), 100(B)(2), 102.12(4), 102.22(B)(2), 108.1(E)(2)(b), 231(D)(4), 403(A)(1)(b)(ii), 403.7(B)(4), and 502(B)(3), relative to the definition of "serious bodily injury"; to provide a universal definition of "serious

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bodily injury" for purposes of Title 14 of the Louisiana Revised Statutes of 1950; and to provide for related matters.

Read by title.

Motion

On motion of Rep. McMahen, the bill was returned to the calendar.

HOUSE BILL NO. 36— BY REPRESENTATIVE STEFANSKI AN ACT

To amend and reenact R.S. 46:2135(H) and 2136(H) and to enact R.S. 46:2135(I) and 2136(I), relative to domestic abuse; to provide relative to the issuance of a temporary restraining order or protective order in domestic abuse cases; to require certain notice to be given to the petitioner; to provide relative to the duty of law enforcement upon receipt of a copy of a Uniform Abuse Prevention Order; and to provide for related matters.

Read by title.

Rep. Pierre, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre on behalf of the Legislative Bureau to Engrossed House Bill No. 36 by Representative Stefanski

AMENDMENT NO. 1

On page 1, line 2, following "enact" and before "and" change "R.S. 46:2135(J)" to "R.S. 46:2135(J)"

AMENDMENT NO. 2

On page 1, line 10, change "46:2135(I)" to "46:2135(J)"

AMENDMENT NO. 3

On page 2, between lines 5 and 6, insert "*

AMENDMENT NO. 4

On page 2, line 6, change "I." to "J."

On motion of Rep. Pierre, the amendments were adopted.

Rep. Stefanski moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| Abraham | Franklin | Mack |
|------------|------------|-------------|
| Adams | Gaines | Magee |
| Amedee | Garofalo | Marcelle |
| Anders | Gisclair | Marino |
| Armes | Glover | McFarland |
| Bacala | Guinn | McMahen |
| Bagneris | Harris, J. | Miguez |
| Berthelot | Harris, L. | Miller, D. |
| Billiot | Henry | Miller, G. |
| Bishop | Hilferty | Moore |
| Bouie | Hill | Morris, Jay |
| Bourriaque | Hodges | Morris, Jim |
| Brass | Hoffmann | Moss |

| Brown, C. Brown, T. Carmody Carpenter Carter, G. Carter, S. Chaney Connick Coussan Cox | Hollis Horton Howard Huval Ivey Jackson James Jefferson Jenkins Johnson, M. | Muscarello Norton Pearson Pierre Pope Pugh Pylant Richard Schexnayder Seabaugh |
|--|---|---|
| | | |
| Cox | Johnson, M. | Seabaugh |
| Crews | Johnson, R. | Smith |
| Davis | Jones | Stagni |
| DeVillier | Jordan | Stefanski |
| DuBuisson | LaCombe | Talbot |
| Duplessis | Landry, N. | Thomas |
| Dwight | Landry, T. | Turner |
| Edmonds | Larvadain | White |
| Emerson | LeBas | Wright |
| Falconer | Leger | Zeringue |
| Foil | Lyons | |
| Total - 98 | 31.4370 | |
| | NAYS | |
| Total - 0 | | |

The Chair declared the above bill was finally passed.

ABSENT

Stokes

The title of the above bill was read and adopted.

Carter, R.

Leopold

Simon

Rep. Stefanski moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 74-

Mr. Speaker

Total - 7

Abramson

Bagley

BY REPRESENTATIVE TERRY LANDRY

 $AN\ ACT$ To amend and reenact R.S. 14:73.1(12), (13), and (14), and to enact R.S. 14:73.1(15) and 73.11, relative to computer-related crimes; to create the crime of trespass against state computers; to provide for elements of the crime; to provide for criminal penalties; to provide for definitions; and to provide for related matters.

Read by title.

Rep. Pierre, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre on behalf of the Legislative Bureau to Engrossed House Bill No. 74 by Representative Terry Landry

AMENDMENT NO. 1

On page 1, line 12, following "object" delete the remainder of the line and delete line 13 in its entirety and insert "to which both of the following apply:

AMENDMENT NO. 2

On page 3, line 27, change "personal" to "movable"

On motion of Rep. Pierre, the amendments were adopted.

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Rep. Terry Landry sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Terry Landry to Engrossed House Bill No. 74 by Representative Terry Landry

AMENDMENT NO. 1

On page 3, line 15, after " \underline{than} " and before " $\underline{thousand}$ " delete " \underline{ten} " and insert " \underline{three} "

AMENDMENT NO. 2

On page 3, line 16, after "than" and before "years" delete "ten" and insert "three'

AMENDMENT NO. 3

On page 3, line 18, after "than" and before "thousand" delete "fifteen" and insert "five"

AMENDMENT NO. 4

On page 3, line 19, after "than" and before "years" delete "fifteen" and insert "three"

AMENDMENT NO. 5

On page 3, line 21, after "than" and before "thousand" delete "twenty" and insert "ten"

AMENDMENT NO. 6

On page 3, line 22, after "than" and before "years" delete "twenty" and insert "five'

On motion of Rep. Terry Landry, the amendments were adopted.

Rep. Terry Landry moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| Abraham Adams Amedee Anders Armes Bacala Bagley Bagneris Berthelot Billiot Bishop Bouie Bourriaque Brass Brown, C. Brown, T. Carmody Carpenter Carter, G. | Franklin Gaines Garofalo Gisclair Glover Guinn Harris, J. Harris, L. Henry Hilferty Hill Hodges Hoffmann Hollis Horton Howard Huval Ivey Jackson | Magee Marcelle Marino McFarland McMahen Miguez Miller, D. Miller, G. Moore Morris, Jay Morris, Jim Moss Muscarello Norton Pearson Pierre Pope Pugh Pylant Pickerd |
|---|--|---|
| Carter, G. Carter, S. | Jackson James | Pylant Richard |
| Chaney Connick | Jefferson Jenkins | Schexnayder Seabaugh |
| | | |

| Coussan Cox Crews Davis DeVillier DuBuisson Duplessis Dwight Edmonds Emerson Falconer Foil Total - 100 | Johnson, M. Johnson, R. Jones Jordan LaCombe Landry, N. Landry, T. Larvadain LeBas Leger Lyons Mack NAYS ABSENT | Smith Stagni Stefanski Stokes Talbot Thomas Turner White Wright Zeringue |
|--|---|---|
| Mr. Speaker Abramson | Carter, R. Leopold | Simon |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Terry Landry moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 75

Total - 5

BY REPRESENTATIVE ZERINGUE

provide for the applicability of the Public Records Law to certain records of the judiciary commission; to provide that certain documents are public record; and to provide for related matters.

Read by title.

Rep. Zeringue moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| Adams Amedee Anders Bacala Bagley Berthelot Bishop Bourriaque Carmody Carter, S. Crews Davis DeVillier DuBuisson Edmonds Emerson Total - 47 | Falconer Foil Gisclair Guinn Harris, L. Henry Hilferty Horton Huval Ivey Johnson, M. Landry, N. Leopold Magee McFarland McMahen NAYS | Miguez Moore Morris, Jay Morris, Jim Pearson Pugh Pylant Richard Schexnayder Seabaugh Talbot Thomas Turner Wright Zeringue |
|---|--|--|
| A la la | - 1 2 | T |
| Abraham Armes Bagneris Billiot | Glover Harris, J. Hill Hodges | Lyons Mack Marcelle Marino |

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ABSENT

Mr. Speaker Chaney LaCombe Abramson Dwight Simon Carter, R. Hollis

Total - 8

The Chair declared the above bill failed to pass.

Rep. Jackson moved to reconsider the vote by which the above bill failed to pass, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 82-

BY REPRESENTATIVE DEVILLIER

AN ACT
To amend and reenact R.S. 18:1292 and to enact R.S. 18:1285(A)(1)(a)(v), relative to bond, debt, and tax elections; to require the publication of costs for such elections; and to provide for related matters.

Read by title.

Rep. DeVillier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| Abraham | Foil | Magee |
|------------|-------------|-------------|
| Adams | Franklin | Marcelle |
| Amedee | Gaines | Marino |
| Anders | Garofalo | McFarland |
| Armes | Gisclair | McMahen |
| Bacala | Glover | Miguez |
| Bagley | Guinn | Miller, D. |
| Bagneris | Harris, J. | Miller, G. |
| Berthelot | Harris, L. | Moore |
| Billiot | Henry | Morris, Jay |
| Bishop | Hilferty | Morris, Jim |
| Bouie | Hill | Moss |
| Bourriaque | Hodges | Muscarello |
| Brass | Hoffmann | Norton |
| Brown, C. | Horton | Pearson |
| Brown, T. | Howard | Pierre |
| Carmody | Huval | Pope |
| Carpenter | Ivey | Pugh |
| Carter, G. | Jackson | Pylant |
| Carter, S. | James | Richard |
| Chaney | Jefferson | Schexnayder |
| Connick | Jenkins | Seabaugh |
| Coussan | Johnson, M. | Smith |
| Cox | Johnson, R. | Stagni |
| Crews | Jones | Stefanski |
| Davis | Jordan | Stokes |
| DeVillier | LaCombe | Talbot |
| | | |

| D. D. | T 1. NT | Tri |
|------------|------------|----------|
| DuBuisson | Landry, N. | Thomas |
| Duplessis | Larvadain | Turner |
| Dwight | LeBas | White |
| Edmonds | Leopold | Zeringue |
| Emerson | Lyons | C |
| Falconer | Mack | |
| Total - 97 | | |

NAYS

Total - 0

ABSENT

Mr. Speaker Hollis Simon Abramson Landry, T. Wright Carter, R. Leger

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. DeVillier moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 85-

BY REPRESENTATIVES BILLIOT AND MARINO

AN ACT

To enact R.S. 46:1809(E), relative to crime victim reparations; to provide relative to the criteria for making awards of reparations to crime victims; to provide certain prohibitions on the denial or reduction of awards for reparations; and to provide for related matters.

Read by title.

Rep. Marino moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| Abraham | Franklin | Magee |
|------------|-------------|-------------|
| Adams | Gaines | Marcelle |
| Amedee | Garofalo | Marino |
| Anders | Gisclair | McFarland |
| Armes | Glover | McMahen |
| Bacala | Guinn | Miguez |
| Bagley | Harris, J. | Miller, D. |
| Bagneris | Harris, L. | Miller, G. |
| Berthelot | Henry | Moore |
| Billiot | Hilferty | Morris, Jay |
| Bishop | Hill | Morris, Jim |
| Bouie | Hodges | Moss |
| Bourriaque | Hoffmann | Muscarello |
| Brass | Horton | Norton |
| Brown, C. | Howard | Pearson |
| Brown, T. | Huval | Pierre |
| Carmody | Ivey | Pope |
| Carpenter | Jackson | Pugh |
| Carter, G. | James | Pylant |
| Carter, S. | Jefferson | Richard |
| Chaney | Jenkins | Schexnayder |
| Connick | Johnson, M. | Seabaugh |
| Coussan | Johnson, R. | Smith |
| Cox | Jones | Stagni |
| Crews | Jordan | Stefanski |
| Davis | LaCombe | Stokes |
| DeVillier | Landry, N. | Talbot |

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DuBuisson Landry, T. Thomas **Duplessis** Larvadain Turner Dwight LeBas White Edmonds Wright Leger Emerson Leopold Zeringue Falconer Lyons Foil Mack

Total - 100

NAYS

Total - 0

ABSENT

Mr. Speaker Carter, R. Simon Abramson Hollis

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Marino moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 89-

USE BILL IVO. 39—
BY REPRESENTATIVES MCMAHEN, BAGLEY, BRASS, TERRY BROWN, CARMODY, GARY CARTER, STEVE CARTER, COX, CREWS, EDMONDS, EMERSON, LANCE HARRIS, HORTON, HOWARD, JEFFERSON, JENKINS, NANCY LANDRY, MCFARLAND, JIM MORRIS, NORTON, SEABAUGH, AND TURNER

AND ACT

AN ACT

To amend R.S. 17:3217.1(A)(9) through (13) and to enact R.S. 17:3217.1(A)(14) and 3233, relative to the Louisiana Community and Technical College System; to provide relative to the Northwest Louisiana Technical Community College; to provide with respect to the management, supervision, operation, name, and mission of the institution; to provide with respect to program offerings; to provide for the awarding of certificates, diplomas, and degrees; to provide for the duties and responsibilities of the Board of Regents and the Board of Supervisors of Community and Technical Colleges; to provide relative to accreditation; and to provide for related matters.

Read by title.

Rep. Pierre, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre on behalf of the Legislative Bureau to Engrossed House Bill No. 89 by Representative McMahen

AMENDMENT NO. 1

On page 1, line 2, following "amend" and before "R.S." insert "and reenact'

AMENDMENT NO. 2

On page 1, line 13, change "system" to "System"

On motion of Rep. Pierre, the amendments were adopted.

Rep. McMahen sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McMahen to Engrossed House Bill No. 89 by Representative McMahen

AMENDMENT NO. 1

On page 3, line 2, after "through" delete the remainder of the line and delete lines 3 through 5 and insert "its campuses and through any campus that is part of the college or its primary service delivery area.

On motion of Rep. McMahen, the amendments were adopted.

Rep. McMahen moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| Abraham | Falconer | Mack |
|------------|-------------|-------------|
| Adams | Foil | Magee |
| Amedee | Franklin | Marcelle |
| Anders | Garofalo | Marino |
| Armes | Gisclair | McFarland |
| Bacala | Glover | McMahen |
| Bagley | Guinn | Miguez |
| Bagneris | Harris, J. | Miller, D. |
| Berthelot | Harris, L. | Miller, G. |
| Billiot | Henry | Moore |
| Bishop | Hilferty | Morris, Jay |
| Bouie | Hill | Morris, Jim |
| Bourriaque | Hodges | Muscarello |
| Brass | Hoffmann | Norton |
| Brown, C. | Horton | Pearson |
| Brown, T. | Howard | Pierre |
| Carmody | Huval | Pope |
| Carpenter | Ivey | Pugh |
| Carter, G. | Jackson | Pylant |
| Carter, S. | James | Richard |
| Chaney | Jefferson | Schexnayder |
| Connick | Jenkins | Seabaugh |
| Coussan | Johnson, M. | Smith |
| Cox | Johnson, R. | Stagni |
| Crews | Jones | Stefanski |
| Davis | LaCombe | Stokes |
| DeVillier | Landry, N. | Talbot |
| DuBuisson | Landry, T. | Thomas |
| Duplessis | Larvadain | Turner |
| Dwight | LeBas | White |
| Edmonds | Leopold | Zeringue |
| Emerson | Lyons | |
| Total - 95 | | |
| | NAYS | |
| | | |

Total - 0

ABSENT

Hollis Mr. Speaker Simon Abramson Jordan Wright Carter, R. Leger Gaines Moss

Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McMahen moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

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HOUSE BILL NO. 99-

BY REPRESENTATIVE FALCONER

AN ACT

To amend and reenact R.S. 15:587.3, relative to criminal identification and information; to provide relative to volunteers and employees in youth-serving organizations; to provide relative to coaches of youth athletes; to require the release of investigative records; to require fingerprinting and background checks; to provide relative to the procedures and costs for criminal history records checks; to provide relative to training programs; and to provide for related matters.

Read by title.

Rep. Pierre, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre on behalf of the Legislative Bureau to Engrossed House Bill No. 99 by Representative Falconer

AMENDMENT NO. 1

On page 2, line 5, following "organization" change "for" to "to"

AMENDMENT NO. 2

On page 2, line 10, change "State Police" to "Bureau of Criminal Identification"

AMENDMENT NO. 3

On page 3, line 2, following "which" change "pertain" to "pertains"

On motion of Rep. Pierre, the amendments were adopted.

Rep. Falconer sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Falconer to Engrossed House Bill No. 99 by Representative Falconer

AMENDMENT NO. 1

On page 1, line 3, after "youth-serving" and before "organizations" insert "institutions or"

AMENDMENT NO. 2

On page 1, line 10, after "youth-serving" and before "organizations" insert "institutions or"

AMENDMENT NO. 3

On page 2, line 2, delete "State Police" and insert "Bureau of Criminal Identification and Information"

On page 2, line 3, after "athletes" delete the remainder of the line and insert "in an organized sports or recreational athletic contest, not as part of a religious."

AMENDMENT NO. 4

Delete House Floor Amendment No. 2 by Rep. Pierre on behalf of the Legislative Bureau (#1017)

AMENDMENT NO. 5

On page 2, line 10, change "State Police" to "Bureau of Criminal Identification and Information"

AMENDMENT NO. 6

On page 2, line 26, after "E." and before "The" insert "(1)"

AMENDMENT NO. 7

On page 3, after line 2, insert the following:

"(2) Notwithstanding Paragraph (1) of this Subsection, for paid employees of a youth-serving institution or organization, the costs of providing the information required under this Section shall be charged by the bureau, as specified in R.S. 15:587(B), to the institution or organization."

On motion of Rep. Falconer, the amendments were adopted.

Acting Speaker Connick in the Chair Acting Speaker Talbot in the Chair

Motion

On motion of Rep. Falconer, the bill, as amended, was returned to the calendar.

HOUSE BILL NO. 111—

BY REPRESENTATIVES STEFANSKI AND JIM MORRIS AN ACT

To amend and reenact R.S. 14:34.6(B)(1), relative to the crime of disarming of a peace officer; to amend the definition of "law enforcement equipment" for purposes of the crime; and to provide for related matters.

Read by title.

Rep. Pierre, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre on behalf of the Legislative Bureau to Engrossed House Bill No. 111 by Representative Stefanski

AMENDMENT NO. 1

On page 1, line 2, following "relative to" delete the remainder of the line

AMENDMENT NO. 2

On page 1, line 3, delete "relative to"

On motion of Rep. Pierre, the amendments were adopted.

Rep. Stefanski moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| Abraham | Foil | Magee |
|---------|----------|----------|
| Adams | Franklin | Marcelle |
| Amedee | Gaines | Marino |

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| Anders Armes Bacala Bagley Bagneris Berthelot Billiot Bishop Bouie Bourriaque Brass Brown, C. Brown, T. Carmody Carpenter Carter, G. Carter, S. Chaney Connick Coussan Cox Crews Davis | Garofalo Gisclair Glover Guinn Harris, J. Harris, L. Henry Hilferty Hill Hodges Hoffmann Hollis Horton Howard Huval Ivey Jackson James Jefferson Jenkins Johnson, M. Jones Jordan | McFarland McMahen Miguez Miller, D. Miller, G. Moore Morris, Jay Morris, Jim Moss Muscarello Norton Pearson Pierre Pope Pugh Pylant Richard Schexnayder Seabaugh Smith Stagni Stefanski Stokes |
|--|---|--|
| | Hodges | |
| Brass | Hoffmann | Norton |
| Brown, C. | | |
| Brown, T. | | |
| Carmody | | 1 . |
| | Huval | |
| Carter, G. | | |
| | | |
| | | |
| Connick | | |
| Coussan | Jenkins | |
| | Johnson, M. | |
| Crews | | |
| Davis | Jordan | Stokes |
| DeVillier | LaCombe | Talbot |
| DuBuisson | Landry, N. | Thomas |
| Duplessis | Landry, T. | Turner |
| Dwight | Larvadain | White |
| Edmonds | Leger | Zeringue |
| Emerson | Lyons | |
| Falconer | Mack | |
| Total - 97 | | |
| | NAYS | |
| | | |

Johnson, R.

Total - 1

ABSENT

| Mr. Speaker Abramson Carter, R. | LeBas Leopold Simon | Wright |
|---------------------------------------|---------------------------|--------|
| Total - 7 | | |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Stefanski moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 123— BY REPRESENTATIVES HILL AND BOURRIAQUE AN ACT

To amend and reenact R.S. 44:4(45), relative to exemptions from the Public Records Law; to exempt information relative to certain activities associated with stocking and breeding of alligators; and to provide for related matters.

Read by title.

Rep. Hill moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| Abraham | Foil | Mack |
|---------|----------|----------|
| Adams | Franklin | Magee |
| Amedee | Gaines | Marcelle |

| Anders Armes Gisclair Gisclair Bacala Glover Bagley Guinn Bagley Bagneris Harris, J. Berthelot Harris, L. Billiot Henry Bishop Bouie Hilferty Bouriaque Brass Hoffmann Brown, C. Brown, T. Carmody Carter, G. Carter, G. Coarter, S. Chaney Connick Coussan Johnson, M. Cox Johnson, R. Crews Davis Da | | | |
|--|--|--|---|
| Total - 98 NAYS Total - 0 ABSENT Mr. Speaker Jackson Wright Abramson LeBas | Armes Bacala Bagley Bagneris Berthelot Billiot Bishop Bouie Bourriaque Brass Brown, C. Brown, T. Carmody Carpenter Carter, G. Carter, S. Chaney Connick Coussan Cox Crews Davis DeVillier DuBuisson Duplessis Dwight Edmonds | Gisclair Glover Guinn Harris, J. Harris, L. Henry Hilferty Hill Hodges Hoffmann Hollis Horton Howard Huval Ivey James Jefferson Jenkins Johnson, M. Johnson, R. Jones Jordan LaCombe Landry, N. Landry, T. Larvadain Leger | McFarland McMahen Miguez Miller, D. Miller, G. Moore Morris, Jay Morris, Jim Moss Muscarello Norton Pearson Pierre Pope Pugh Pylant Richard Schexnayder Seabaugh Smith Stagni Stefanski Stokes Talbot Thomas Turner White |
| Emerson Leopold Zeringue Falconer Total - 98 NAYS Total - 0 ABSENT Mr. Speaker Jackson Wright Abramson LeBas | Davis DeVillier DuBuisson Duplessis Dwight | Jordan LaCombe Landry, N. Landry, T. Larvadain | Stefanski Stokes Talbot Thomas Turner |
| Mr. Speaker Jackson Wright Abramson LeBas | Falconer Total - 98 | Leopold Lyons | Zeringue |
| | Abramson | Jackson LeBas | Wright |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hill moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 125-

Total - 7

BY REPRESENTATIVE LYONS
AN ACT

To amend and reenact R.S. 30:2025(D)(1), relative to the expedited enforcement program; to provide for enforcement of environmental violations by the Department of Environmental Quality; to increase the assessment amounts that may be resolved through the expedited enforcement program; and to provide for related matters.

Read by title.

Rep. Pierre, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre on behalf of the Legislative Bureau to Engrossed House Bill No. 125 by Representative Lyons

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AMENDMENT NO. 1

On page 1, line 19, change "only apply" to "apply only"

On motion of Rep. Pierre, the amendments were adopted.

Motion

On motion of Rep. Lyons, the bill, as amended, was returned to the calendar.

HOUSE BILL NO. 128-

BY REPRESENTATIVE ANDERS

AN ACT

To enact R.S. 22:12.1, relative to the maintenance of information in applications for licenses filed with the commissioner of insurance; to require the applicant to notify the commissioner of changes to the content of the application; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Davis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| Abraham Adams Amedee Anders Armes Bacala Bagley Bagneris Berthelot Billiot Bishop Bouie Bourriaque Brass Brown, C. Brown, T. Carmody Carpenter Carter, G. Carter, S. Chaney Connick Cox Crews Davis DeVillier DuBuisson Duplessis DeVillier DuBuisson Duplessis Dwight Edmonds Emerson Falconer Foil Total - 97 | Franklin Gaines Garofalo Gisclair Glover Guinn Harris, J. Harris, L. Henry Hilferty Hodges Hoffmann Hollis Horton Howard Huval Ivey Jackson James Jefferson Jenkins Johnson, M. Johnson, R. Jones Jordan LaCombe Landry, N. Landry, T. Larvadain LeBas Leopold Lyons Mack NAYS | Magee Marcelle Marino McFarland McMahen Miguez Miller, D. Miller, G. Moore Morris, Jay Morris, Jim Moss Muscarello Norton Pearson Pierre Pope Pugh Pylant Richard Schexnayder Seabaugh Smith Stagni Stefanski Stokes Talbot Thomas Turner White Zeringue |
|---|--|--|
| Total - 0 | | |
| 1000 | ABSENT | |
| Mr. Speaker Abramson Carter, R. Total - 8 | Coussan Hill Leger | Simon Wright |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Davis moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 131— BY REPRESENTATIVE COUSSAN

AN ACT

To amend and reenact R.S. 46:1844(C)(3), relative to the rights of crime victims; to provide relative to interviews by defense counsel or employees or agents of defense counsel; to require written notification; to provide relative to the victim's right to refuse an interview; and to provide for related matters.

Read by title.

Abraham

Rep. Coussan moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

Emerson

YEAS

Magee

| Abranam | Emerson | Magee |
|-------------|-------------------|-------------|
| Adams | Falconer | McMahen |
| Amedee | Foil | Miguez |
| Anders | Garofalo | Miller, D. |
| Armes | Gisclair | Morris, Jay |
| Bacala | Guinn | Morris, Jim |
| Bagley | Harris, L. | Muscarello |
| Berthelot | Henry | Pearson |
| Billiot | Hilferty | Pope |
| Bishop | Hodges | Pylant |
| Bourriaque | Hoffmann | Richard |
| Brown, T. | Hollis | Schexnayder |
| Carmody | Horton | Seabaugh |
| Carter, Š. | Howard | Stagni |
| Chaney | Huval | Stefanski |
| Connick | Ivey | Stokes |
| Coussan | Johnson, M. | Talbot |
| Crews | Jones | Thomas |
| Davis | Landry, N. | Turner |
| DeVillier | LeBas | White |
| DuBuisson | Leger | Wright |
| Dwight | Leopold | Zeringue |
| Edmonds | Mack | Zermgue |
| Total - 68 | Mack | |
| 10141 - 00 | NAYS | |
| | 147115 | |
| Bagneris | Glover | Larvadain |
| Bouie | Harris, J. | Marcelle |
| Brass | Jackson | Marino |
| | James | Moore |
| Brown, C. | Jefferson | |
| Carpenter | | Moss |
| Cox | Jenkins | Norton |
| Duplessis | LaCombe | Pierre |
| Franklin | Landry, T. | Smith |
| Total - 24 | ADGENIE | |
| | ABSENT | |
| M., C.,1 | TT:11 | M:11 C |
| Mr. Speaker | Hill Johnson D | Miller, G. |
| Abramson | Johnson, R. | Pugh |
| Carter, G. | Jordan | Simon |
| Carter, R. | Lyons | |
| Gaines | McFarland | |
| Total - 13 | | |
| | | |

The Chair declared the above bill was finally passed.

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The title of the above bill was read and adopted.

Rep. Coussan moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 163-

BY REPRESENTATIVE CREWS

AN ACT

To amend and reenact R.S. 30:1104(B), relative to the storage of carbon dioxide; to provide for the responsibility of storage operators; and to provide for related matters.

Read by title.

Rep. Pierre, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pierre on behalf of the Legislative Bureau to Engrossed House Bill No. 163 by Representative Crews

AMENDMENT NO. 1

On page 1, line 6, following "commissioner;" change "rule" to "rules"

AMENDMENT NO. 2

On page 1, following line 13, insert "*

On motion of Rep. Pierre, the amendments were adopted.

Rep. Crews sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crews to Engrossed House Bill No. 163 by Representative Crews

AMENDMENT NO. 1

On page 1, line 3, delete "storage operators" and insert "owners, shippers, or generators of carbon dioxide; to provide for the performance of actions required by the commissioner of conservation"

On motion of Rep. Crews, the amendments were adopted.

Rep. Crews moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| Abraham | Franklin | Mack |
|------------|------------|-------------|
| Adams | Garofalo | Magee |
| Amedee | Gisclair | Marcelle |
| Anders | Glover | Marino |
| Armes | Guinn | McFarland |
| Bacala | Harris, J. | McMahen |
| Bagley | Harris, L. | Miguez |
| Bagneris | Henry | Miller, D. |
| Berthelot | Hilferty | Miller, G. |
| Billiot | Hill | Moore |
| Bishop | Hodges | Morris, Jay |
| Bouie | Hoffmann | Moss |
| Bourriaque | Hollis | Muscarello |

| Brass | Horton | Norton |
|------------|-------------|-------------|
| Brown, C. | Howard | Pearson |
| Carmody | Huval | Pierre |
| Carpenter | Ivey | Pope |
| Carter, G. | Jackson | Pugh |
| Carter, S. | James | Pylant |
| Chaney | Jefferson | Richard |
| Connick | Jenkins | Schexnayder |
| Coussan | Johnson, M. | Seabaugh |
| Cox | Johnson, R. | Smith |
| Crews | Jones | Stagni |
| Davis | Jordan | Stefanski |
| DeVillier | LaCombe | Stokes |
| DuBuisson | Landry, N. | Talbot |
| Duplessis | Landry, T. | Thomas |
| Dwight | Larvadain | Turner |
| Edmonds | LeBas | White |
| Emerson | Leger | Wright |
| Falconer | Leopold | Zeringue |
| Foil | Lyons | - |
| Total - 98 | - | |
| | NAYS | |

Total - 0

ABSENT

| Mr. Speaker | Carter, R. | Simon |
|-------------|-------------|-------|
| Abramson | Gaines | |
| Brown, T. | Morris, Jim | |
| Total - 7 | | |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Crews moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 25— BY REPRESENTATIVE MCMAHEN

AN ACT

To amend and reenact R.S. 14:34.4(B)(2), 52.2(E), and 92.2(A)(4) and R.S. 15:1212(B)(4), to enact R.S. 14:2(C), and to repeal R.S. 14:34.1(B)(3), 34.7(B)(3), 34.9(B)(4), 35.3(B)(6), 39.2(C), 43.2(B), 64.4(A)(2), 93.2.3(A)(2), 100(B)(2), 102.12(4), 102.22(B)(2), 108.1(E)(2)(b), 231(D)(4), 403(A)(1)(b)(ii), 403.7(B)(4), and 502(B)(3), relative to the definition of "serious habits, it is "b, testing the serious bodily injury"; to provide a universal definition of "serious bodily injury" for purposes of Title 14 of the Louisiana Revised Statutes of 1950; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. McMahen moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| Abraham | Gaines | Lyons |
|----------|------------|-----------|
| Adams | Garofalo | Mack |
| Amedee | Gisclair | Magee |
| Anders | Glover | Marcelle |
| Armes | Guinn | Marino |
| Bacala | Harris, J. | McFarland |
| Bagley | Harris, L. | McMahen |
| Bagneris | Henry | Miguez |

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| Berthelot | Hilferty | Miller, D. |
|------------|-------------|-------------|
| Billiot | Hill | Moore |
| Bishop | Hodges | Morris, Jay |
| Bouie 1 | Hoffmann | Morris, Jim |
| Bourriaque | Hollis | Moss |
| Brass | Horton | Muscarello |
| Brown, C. | Howard | Norton |
| Brown, T. | Huval | Pearson |
| Carmody | Ivey | Pierre |
| Carpenter | Jackson | Pope |
| Carter, S. | James | Pylant |
| Chaney | Jefferson | Richard |
| Connick | Jenkins | Schexnayder |
| Coussan | Johnson, M. | Seabaugh |
| Cox | Johnson, R. | Smith |
| Crews | Jones | Stagni |
| Davis | Jordan | Stefanski |
| DeVillier | LaCombe | Stokes |
| DuBuisson | Landry, N. | Talbot |
| Duplessis | Landry, T. | Thomas |
| Dwight | Larvadain | Turner |
| Edmonds | LeBas | White |
| Emerson | Leger | Wright |
| Foil | Leopold | Zeringue |
| Total - 96 | _ | _ |

Total - 0

ABSENT

NAYS

| Mr. Speaker | Carter, R. | Miller, G. |
|-------------|------------|------------|
| Abramson | Falconer | Pugh |
| Carter, G. | Franklin | Simon |
| Total - 9 | | |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McMahen moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 125— BY REPRESENTATIVE LYONS

AN ACT

To amend and reenact R.S. 30:2025(D)(1), relative to the expedited enforcement program; to provide for enforcement of environmental violations by the Department of Environmental Quality; to increase the assessment amounts that may be resolved through the expedited enforcement program; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Lyons moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| Abraham | Gaines | Magee |
|---------|------------|------------|
| Adams | Garofalo | Marcelle |
| Amedee | Gisclair | Marino |
| Anders | Glover | McFarland |
| Armes | Guinn | McMahen |
| Bacala | Harris, J. | Miguez |
| Bagley | Harris, L. | Miller, D. |

| Bagneris Berthelot Billiot Bishop Bouie Bourriaque Brass Brown, C. Brown, T. Carmody Carpenter Carter, G. Carter, S. Chaney Connick Cox Crews Davis DeVillier DuBuisson Duplessis Dwight Edmonds Emerson Foil Franklin Total - 97 | Henry Hilferty Hill Hodges Hoffmann Hollis Horton Howard Huval Ivey Jackson James Jefferson Johnson, M. Johnson, R. Jones Jordan LaCombe Landry, N. Landry, T. Larvadain LeBas Leger Leopold Lyons Mack NAYS | Miller, G. Moore Morris, Jay Morris, Jim Moss Muscarello Norton Pearson Pierre Pope Pugh Pylant Schexnayder Seabaugh Smith Stagni Stefanski Stokes Talbot Thomas Turner White Wright Zeringue |
|---|--|---|
| | NAYS | |
| Total - 0 | ABSENT | |
| Mr. Speaker Abramson Carter, R. Total - 8 | Coussan Falconer Jenkins | Richard Simon |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lyons moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Notice of Intention to Call

Pursuant to House Rule No. 8.20(A), Rep. Gary Carter gave notice of his intention to call House Bill No. 274 from the calendar on Tuesday, May 7, 2019.

HOUSE BILL NO. 254— BY REPRESENTATIVE LEGER

AN ACT
To amend and reenact Civil Code Article 133, relative to child custody; to provide relative to an award of custody to a nonparent; to provide for consideration of factors; to provide for a burden of proof; to provide relative to petitioning the court for a change in custody; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Leger, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.20(A), Rep. Leger gave notice of his intention to call House Bill No. 254 from the calendar on Monday, May 6, 2019.

Notice of Intention to Call

Pursuant to House Rule No. 8.20(A), Rep. Falconer gave notice of his intention to call House Bill No. 99 from the calendar on Monday, May 6, 2019.

Suspension of the Rules

On motion of Rep. Leger, the rules were suspended in order to take up and consider Petitions, Memorials, and Communications at this time.

Petitions, Memorials, and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate HOUSE CONCURRENT RESOLUTIONS

April 30, 2019

To the Honorable Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 41 Returned without amendments

Respectfully submitted,

GLENN A. KOEPP Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

April 30, 2019

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 30, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 72, 73, 74, 75, and 76

Respectfully submitted,

GLENN A. KOEPP Secretary of the Senate

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on

Commerce

April 30, 2019

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on April 29, 2019, I am directed by your Committee on Commerce to submit the following report:

House Concurrent Resolution No. 3, by Edmonds Reported with amendments. (8-7)

House Bill No. 196, by Falconer Reported with amendments. (12-0)

House Bill No. 233, by Wright Reported by substitute. (18-0)

House Bill No. 299, by Carmody Reported with amendments. (15-0)

House Bill No. 322, by Turner Reported with amendments. (15-0)

House Bill No. 385, by Schexnayder Reported favorably. (13-0)

House Bill No. 426, by Hilferty Reported favorably. (13-0)

House Bill No. 463, by Bagneris Reported with amendments. (17-0)

House Bill No. 503, by Edmonds Reported with amendments. (13-0)

House Bill No. 593, by Cox Reported favorably. (15-0)

THOMAS G. CARMODY, JR. Chairman

Report of the Committee on

Civil Law and Procedure

April 30, 2019

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 113, by Leger (Joint Resolution) Reported without amendments. (5-0)

House Bill No. 203, by Miller, G. Reported with amendments. (8-0)

House Bill No. 248, by Brown, Chad Reported favorably. (6-0)

House Bill No. 252, by Gaines Reported favorably. (6-0)

House Bill No. 377, by Leger Reported with amendments. (8-0)

House Bill No. 428, by Dwight (Joint Resolution) Reported with amendments. (7-0)

House Bill No. 468, by Henry Reported favorably. (7-0)

House Bill No. 505, by Coussan Reported favorably. (7-0)

RAYMOND E. GAROFALO, JR. Chairman

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RULE 6.8(A) REPORT OF THE HOUSE COMMITTEE ON CIVIL LAW AND PROCEDURE ON HOUSE BILL NO. 113

April 30, 2019

SUMMARY OF JOINT RESOLUTION

House Bill No. 113 of the 2019 Regular Session by Representative Leger, proposes to enact Article IV, Section 3(E) of the Constitution of Louisiana.

 ${\rm HB}\,113$ proposes to require that the governor and lieutenant governor are elected jointly.

II. PROPOSED ELECTION DATE

The proposed election date at which the proposition is to be submitted to the voters is October 12, 2019, which should ensure maximum voter turnout, to the extent practicable.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 31

Total joint resolutions reported by other standing committees: 11

There are no other instruments similar to or conflicting with HB 113.

IV. CONSTITUTIONAL NECESSITY

The proposed measure cannot be accomplished statutorily.

HB 113 proposes to require that the governor and lieutenant governor are elected jointly. Executive branch elections are established and governed by Constitution Article IV, §3. Therefore, the proposed changes can only be accomplished through an amendment to the constitution.

V. RECOMMENDATION

With Amendments

Without Amendments

X

RULE 6.8(A) REPORT OF THE HOUSE COMMITTEE ON CIVIL LAW AND PROCEDURE ON HOUSE BILL NO. 428

April 30, 2019

I. SUMMARY OF JOINT RESOLUTION

This report is for House Bill No. 428 of the 2019 Regular Session by Representative Dwight, proposing to amend Article VII, Section 3(A) and to add Article V, Section 35 of the Constitution.

HB 428 continues the existing Board of Tax Appeals within Article V of the constitution, extends the jurisdiction to all matters of taxes and fees, and extends the remedy for recovery to include unconstitutional taxes paid by a taxpayer.

II. CONCLUSION

Certain provisions of this proposed measure may be accomplished statutorily.

HB 428 proposes to continue the Board of Tax Appeals within Article V of the Louisiana Constitution. The Board of Tax Appeals

is currently established by statute in R.S. 47:1401. The joint resolution also extends the board's jurisdiction to all matters related to state and local taxes and fees, and extends the remedy for recovery to include unconstitutional taxes paid by a taxpayer. Since this proposed provision appears to extend the jurisdiction of the Board of Tax Appeals to all matters related to state and local taxes and fees, a constitutional amendment may be necessary to avoid conflicts with existing courts established by Article V of the Louisiana Constitution.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 31

Total joint resolutions reported by other standing committees:

There are no other instruments similar to or conflicting with HB 428 or which amend Const. Art. VII, Section 3(A) or which add Const. Art. V, Section 35.

11

IV. RECOMMENDATION

With Amendments X

Without Amendments

Report of the Committee on

Transportation, Highways and Public Works

April 30, 2019

To the Speaker and Members of the House of Representatives:

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

House Bill No. 157, by Stagni Reported favorably. (12-0)

House Bill No. 278, by Mack Reported favorably. (12-0)

House Bill No. 379, by Harris, J. Reported favorably. (11-0)

House Bill No. 394, by Carmody Reported favorably. (11-0)

House Bill No. 415, by Brown, Terry Reported favorably. (10-0)

House Bill No. 580, by Duplessis Reported favorably. (14-0)

TERRY C. LANDRY, SR. Chairman

Report of the Committee on

Ways and Means

April 30, 2019

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

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House Bill No. 76, by Abraham (Joint Resolution) Reported with amendments. (12-0)

House Bill No. 81, by Abraham Reported with amendments. (12-0)

House Bill No. 440, by Ivey (Joint Resolution) Reported with amendments. (5-4-1)

House Bill No. 444, by McFarland Reported with amendments. (17-0)

> NEIL C. ABRAMSON Chairman

Privileged Report of the Committee on Enrollment

April 30, 2019

To the honorable Speaker and Members of the House of Representatives:

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 80— BY REPRESENTATIVE JEFFERSON

A RESOLUTION

To commend Louisiana Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR UP) and to designate Thursday, May 2, 2019, as GEAR UP Day at the state capitol.

HOUSE RESOLUTION NO. 81— BY REPRESENTATIVE SMITH

A RESOLUTION

To commend Moms Demand Action for Gun Sense in America and to recognize April 29, 2019, as Moms Demand Action Advocacy Day at the state capitol.

HOUSE RESOLUTION NO. 82— BY REPRESENTATIVE MUSCARELLO A RESOLUTION

To commend the Loranger High School girls' basketball team upon winning the 2019 Louisiana High School Athletic Association Class 3A state championship.

HOUSE RESOLUTION NO. 83-BY REPRESENTATIVE HENRY

A RESOLUTION

To designate Tuesday, April 30, 2019, as Tourism Day at the state capitol.

HOUSE RESOLUTION NO. 84— BY REPRESENTATIVE FOIL

A RESOLUTION

To commend the Louisiana State University Lady Tigers gymnastics team on an outstanding 2019 season.

HOUSE RESOLUTION NO. 85— BY REPRESENTATIVE CARPENTER

A RESOLUTION

To commend Janet Simmons Rami, Ph.D., R.N., upon her retirement as dean of the School of Nursing at Southern University and A&M College in Baton Rouge, Louisiana.

HOUSE RESOLUTION NO. 86-

BY REPRESENTATIVE ABRAHAM

A RESOLUTION

To commend Reverend Andrew D. Martin, Sr., for forty years of faithful service as pastor of Grand Lake Faith Temple on the occasion of his retirement.

HOUSE RESOLUTION NO. 87-

BY REPRESENTATIVES COX, GARY CARTER, JAMES, AND DUSTIN MILLER

A RESOLUTION
To recognize Tuesday, April 30, 2019, as Kappa Alpha Psi Fraternity, Incorporated Day at the state capitol

HOUSE RESOLUTION NO. 88—

BY REPRESENTATIVE COX

A RESOLUTION

To commend the Mansfield High School girls' basketball team upon winning the 2019 Louisiana High School Athletic Association Class 2A state championship.

HOUSE RESOLUTION NO. 89-

BY REPRESENTATIVE ANDERS

A RESOLUTION

To designate Wednesday, May 1, 2019, as Bankers Day at the state capitol.

HOUSE RESOLUTION NO. 90—

BY REPRESENTATIVE BISHOP

A RESOLUTION

To commend Kid Energy USA on their efforts to educate children on safety and awareness in the petroleum industry.

HOUSE RESOLUTION NO. 91-BY REPRESENTATIVE BISHOP

A RESOLUTION

To designate Wednesday, May 1, 2019, as the fifth annual Oil and Natural Gas Industry Day at the state capitol.

Respectfully submitted,

FRANKIE HOWARD Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Suspension of the Rules

On motion of Rep. Mack, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Wednesday, May 1, 2019, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 258

Suspension of the Rules

On motion of Rep. Nancy Landry, the rules were suspended to permit the Committee on Education to meet at 9:30 a.m. on Wednesday, May 1, 2019, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 156, 193, 294, and 562

House Concurrent Resolution No. 38

Suspension of the Rules

On motion of Rep. Hoffmann, the rules were suspended to permit the Committee on Health and Welfare to meet on Wednesday, May 1, 2019, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 204

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Suspension of the Rules

On motion of Rep. Bishop, the rules were suspended to permit the Committee on Natural Resources and Environment to meet on Wednesday, May 1, 2019, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 42

Leave of Absence

Rep. Robby Carter - 1 day

Adjournment

On motion of Rep. Billiot, at 5:27 P.M., the House agreed to adjourn until Wednesday, May $1,\,2019,\,$ at 3:00 P.M.

Acting Speaker Talbot of the House declared the House adjourned until 3:00 P.M., Wednesday, May 1, 2019.

ALFRED W. SPEER Clerk of the House