

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

NINTH DAY'S PROCEEDINGS

**Fifty-second Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, February 28, 2024

The House of Representatives was called to order at 9:10 A.M., by the Honorable Phillip DeVillier, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Edmonston	McFarland
Adams	Egan	McMahan
Amedee	Emerson	McMakin
Bacala	Farnum	Melerine
Bagley	Firment	Mena
Bamburg	Fisher	Miller
Bayham	Fontenot	Moore
Beaullieu	Freeman	Muscarello
Berault	Freiberg	Myers
Billings	Gadberry	Newell
Bourriaque	Galle	Orgeron
Boyd	Geymann	Owen
Boyer	Glorioso	Phelps
Brass	Green	Riser
Braud	Hebert	Romero
Brown	Henry	Schamerhorn
Bryant	Hilferty	Schlegel
Butler	Horton	Selders
Carlson	Hughes	St. Blanc
Carpenter	Illg	Stagni
Carrier	Jackson	Tarver
Carter, R.	Johnson, M.	Taylor
Carter, W.	Johnson, T.	Thomas
Carver	Jordan	Thompson
Chassion	Kerner	Turner
Chenevert	Knox	Ventrella
Coates	LaCombe	Villio
Cox	LaFleur	Walters
Crews	Landry, J.	Wilder
Davis	Landry, M.	Wiley
Deshotel	Larvadain	Willard
Dewitt	Lyons	Wright
Dickerson	Mack	Wyble

Domangue	Marcelle	Young
Echols	McCormick	Zeringue
Total - 105		

The Speaker announced that there were 105 members present and a quorum.

Prayer

Prayer was offered by Rep. Egan.

Pledge of Allegiance

Rep. Robert Carter 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. Bacala, the reading of the Journal was dispensed with.

On motion of Rep. Bacala, the Journal of February 27, 2024, was adopted.

Privileged Report of the Legislative Bureau

February 28, 2024

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 8
Reported with amendments.

Respectfully submitted,

DODIE HORTON
Chair

**Senate Instruments on Second Reading
Returned from the Legislative Bureau**

Rep. Villio asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 8—

BY SENATOR REESE AND REPRESENTATIVES HORTON, MIKE
JOHNSON AND VILLIO

AN ACT

To amend and reenact R.S. 15:142(C) and (F), 143, 146(A), (B), and (C), 147(A), the introductory paragraph of (B), (B)(1), (3), (4), (5)(b)(iii), (6), (7), (15), (17), (19) and (20), (C), (D) and (E), 148(A), the introductory paragraph of (B)(1)(a), (B)(1)(b), (c), (d), (e) and (f), and (5) through (13) and (C), 149.1, 149.2, 150(A), (C) and (E), 152, 161(A), (E)(5) and (7) through (14), (F), (H), (I) and (J), 162, 163, 164(A), (C)(1), the introductory paragraph of (D), (E)(4) and (F)(2), 165(A), (B), (C), (D), (F) and (G), 166, 167(A), (D) and (E), 168(D) and (E), 169, 170(A)(1) and (3), (B)(2), (5), (6), (8) and (9), (C), (D)(1), (2) and (3), (G), (H), (I) and (J), 173(B), 174(A) and (B)(1), 175(A)(1)(f) and (i) and (2) and (C), 178, 180, 185.2(1), (4), (7), (8), and (9), 185.3(A), the introductory paragraph of (B), (B)(6), (7), (11), (17), (18), and (19)(g), (C) and (D), 185.4(A), (B)(2), (10) and (12), 185.6(A), (B)(1) and the introductory paragraph of (B)(2), and (D), 185.7(B), 186.2(1), (6), (7), and (8), 186.3(A), the introductory paragraph of (B), (B)(5)(a), (6), (10), (13)(c), (16), (17) and (18)(c) and (C), 186.4(A), 186.5(D) and (E), and R.S. 36:4(B)(21), to enact R.S. 15:164(B)(4), 185.2(10), and 186.2(9), and to repeal R.S. 15:146(D), 148(B)(14) and (15), 151, 153, 154, 155, 156, 157, 158, 159, 160, 162.1, 168(F), and 185.9, relative to indigent defender representation; to create the office of the state public defender; to transfer authority from the Louisiana Public Defender Board

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to the office; to provide for powers, duties, and responsibilities of the office; to provide for the creation of the Louisiana Public Defender Oversight Board; to provide for duties and responsibilities of the board; to provide for rulemaking; to provide for the domicile of the office; to provide for offices and meetings; to provide for qualifications of executive staff; to provide for qualifications, powers, duties, and salary of the state public defender; to provide for district public defenders; to provide for methods of delivery of services; to provide for the Louisiana Public Defender Fund; to provide for the Judicial District Indigent Defender Fund; to provide for representation of capital defendants; to provide for disciplinary actions; to prohibit certain rights of action; to provide for special reporting requirements; to provide for certain proceedings; to provide for appointment of counsel under certain circumstances; to provide for reports; to provide for the Indigent Parents' Representation Program; to provide for standards and guidelines; to provide for the Safe Return Representation Program; to provide for the Safe Return Representation Program Fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 8 by Senator Reese

AMENDMENT NO. 1

On page 1, line 6, after "(H)," delete "(I) and (J)" and insert "and (I)"

AMENDMENT NO. 2

On page 1, line 17, after "160," and before "162.1" insert "161(J),"

AMENDMENT NO. 3

On page 2, line 23, after "(H)," delete "(I) and (J)" and insert "and (I)"

AMENDMENT NO. 4

On page 4, line 25, after "the" delete the remainder of the line and insert the following:

"board, the office, or a district public defender, regional"

AMENDMENT NO. 5

On page 6, line 15, after "subject to" and before "senate" insert "approval of a majority of the board and"

AMENDMENT NO. 6

On page 6, delete line 18 in its entirety and insert the following:

"public defender and to approve contracts in an amount of two hundred fifty thousand dollars or more. The board shall consist of eleven nine members."

AMENDMENT NO. 7

On page 7, line 9, after "a" delete the remainder of the line and delete line 10 in its entirety and insert the following:

"joint resolution of the Public Defenders Association of Louisiana and the Louisiana Association of Criminal Defense Lawyers."

AMENDMENT NO. 8

On page 18, line 29, after "contract" and before "with" insert a comma "," and insert "for a period of up to five years."

AMENDMENT NO. 9

On page 20, delete lines 21 through 23 in their entirety and insert the following:

"defender and shall not be decreased."

AMENDMENT NO. 10

On page 20, line 24 after "I." delete the remainder of the line and delete lines 25 through 29 in their entirety, and on page 21, delete lines 1 through 4 in their entirety

AMENDMENT NO. 11

On page 21, at the beginning of line 5, delete "J."

AMENDMENT NO. 12

On page 22, line 16, after "Public" and before "Oversight" insert "Defender"

AMENDMENT NO. 13

On page 30, line 3, after "least" and before "percent" delete "sixty-five" and insert "seventy-five"

AMENDMENT NO. 14

On page 33, line 3, after "five" and before "members" insert "board"

AMENDMENT NO. 15

On page 42, line 27, after "attorney" insert "employed by or"

AMENDMENT NO. 16

On page 45, line 28, after "160," and before "162.1" insert "161(J),"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 8 by Senator Reese

AMENDMENT NO. 1

On page 3, line 2, after "186.4(A)," insert "and" and after "(E)" delete ", and R.S. 36:4(B)(21)"

AMENDMENT NO. 2

On page 6, line 15, change "senate" to "Senate"

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

On motion of Rep. Villio, the bill, as amended, was ordered 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. 15—

BY REPRESENTATIVES BOYD, ADAMS, BACALA, COX, HORTON, KNOX, LAFLEUR, MOORE, VENTRELLA, AND WALTERS
AN ACT

To enact Code of Criminal Procedure Article 573.4, relative to time limitations for initiating prosecutions; to provide relative to time limitations in which to institute prosecution for the crime of third degree rape when committed under certain circumstances; and to provide for related matters.

Read by title.

Rep. Boyd moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Edmonston	McFarland
Adams	Egan	McMahan
Bacala	Emerson	McMakin
Bagley	Farnum	Melerine
Bamburg	Firment	Mena
Bayham	Fisher	Miller
Beaullieu	Fontenot	Moore
Berault	Freeman	Muscarello
Billings	Freiberg	Myers
Bourriaque	Gadberry	Newell
Boyd	Galle	Orgeron
Boyer	Geymann	Owen
Brass	Glorioso	Phelps
Braud	Hebert	Riser
Brown	Henry	Romero
Bryant	Hilferty	Schamerhorn
Butler	Horton	Schlegel
Carlson	Hughes	Selders
Carpenter	Illg	St. Blanc
Carrier	Jackson	Stagni
Carter, R.	Johnson, M.	Tarver
Carter, W.	Johnson, T.	Taylor
Carver	Jordan	Thomas
Chassion	Kerner	Turner
Chenevert	Knox	Ventrella
Coates	LaCombe	Villio
Cox	LaFleur	Walters
Crews	Landry, J.	Wilder
Davis	Landry, M.	Wiley
Deshotel	Larvadain	Willard
Dewitt	Lyons	Wright
Dickerson	Mack	Wyble
Domangue	Marcelle	Young
Echols	McCormick	Zeringue

Total - 102

NAYS

Total - 0

ABSENT

Amedee Green Thompson

Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Boyd 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.

Consent to Correct a Vote Record

Rep. Bagley requested the House consent to record his vote on final passage of House Bill No. 15 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Davis requested the House consent to record her vote on final passage of House Bill No. 15 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Hilferty requested the House consent to record her vote on final passage of House Bill No. 15 as yea, which consent was unanimously granted.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

SENATE BILL NO. 1—

BY SENATORS MIGUEZ, ABRAHAM, ALLAIN, BASS, CATHEY, CLOUD, CONNICK, COUSSAN, EDMONDS, FESI, HENRY, HENSGENS, HODGES, KLEINPETER, LAMBERT, MCMATH, MORRIS, OWEN, REESE, SEABAUGH, STINE, TALBOT, WHEAT AND WOMACK AND REPRESENTATIVES AMEDEE, HORTON AND MIKE JOHNSON
AN ACT

To amend and reenact R.S. 14:95(M) and R.S. 40:1379.3(B)(2)(a), (M), and (O) and to enact R.S. 14:95(N), relative to illegal carrying of weapons; to provide that law-abiding persons eighteen years of age and not otherwise prohibited may carry a concealed weapon lawfully without a permit; and to provide for related matters.

Read by title.

Acting Speaker Emerson in the Chair

Speaker DeVillier in the Chair

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mandie Landry to Reengrossed Senate Bill No. 1 by Senator Miguez

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "and to" change "R.S. 14:95(M) and R.S. 40:1379.3(B)(2)(a), (M), and (O)" to "R.S. 14:95(B)(1) and (M), R.S. 40:1379.3(B)(2)(a) and (L) through (O), and 1382(C)"

AMENDMENT NO. 2

On page 1, line 7, after "Section. 1" and before "hereby" change "R.S. 14:95(M) is" to "R.S. 14:95(B)(1) and (M) are"

AMENDMENT NO. 3

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

"* * *

B.(1) Whoever commits the crime of illegal carrying of weapons shall be fined not more than ~~five hundred~~ one thousand

dollars, or imprisoned for not more than ~~six months~~ one year, or both. The adjudicating judge may also order the forfeiture of the handgun and may suspend or revoke any permit or license authorizing the carrying of the handgun.

* * *

AMENDMENT NO. 4

On page 2, line 22, after "Section 2." and before "are" change "R.S. 40:1379.3(B)(2)(a), (M), and (O)" to "R.S. 40:1379.3(B)(2)(a) and (L) through (O) and 1382(C)"

AMENDMENT NO. 5

On page 3, between lines 4 and 5, insert the following:

"L. Anyone who carries and conceals a handgun in violation of any provision of this Section, unless authorized to do so by another provision of the law, shall be fined not more than ~~five hundred one thousand~~ one thousand dollars, or imprisoned for not more than ~~six months~~ one year, or both. The adjudicating judge may also order the forfeiture of the handgun and may suspend or revoke any permit or license authorizing the carrying of the handgun."

AMENDMENT NO. 6

On page 3, between lines 8 and 9, insert the following:

"N. No concealed handgun may be carried into and no concealed handgun permit issued pursuant to this Section shall authorize or entitle a permittee to carry a concealed handgun in any of the following:

* * *

(9) ~~★ The route of or within one thousand feet of the route of a parade or demonstration for which a permit is issued by a governmental entity. Lack of knowledge that the prohibited act occurred on or within one thousand feet of the parade route shall not be a defense.~~

(10) Any portion of the permitted area of an establishment that has been granted a Class A-General retail permit, as defined in Part II of Chapter 1 or Part II of Chapter 2 of Title 26 of the Louisiana Revised Statutes of 1950, to sell alcoholic beverages for consumption on the premises or within fifty feet of the entrance to such establishment.

(11) Any school, school campus, or school bus as defined in R.S. 14:95.6 or within fifty feet of the entrance to a school or school bus."

AMENDMENT NO. 7

On page 3, between lines 18 and 19, insert the following:

"§1382. Negligent carrying of a concealed handgun

* * *

C. Whoever commits the offense of negligent carrying of a concealed handgun shall be fined not more than ~~five hundred one thousand~~ one thousand dollars, or imprisoned without hard labor for not more than ~~six months~~ one year, or both. The adjudicating judge may also order the forfeiture of the handgun and may suspend or revoke any permit or license authorizing the carrying of the handgun."

On motion of Rep. Mandie Landry, the amendments were withdrawn.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mandie Landry to Reengrossed Senate Bill No. 1 by Senator Miguez

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "and to" change "R.S. 14:95(M) and R.S. 40:1379.3(B)(2)(a), (M), and (O)" to "R.S. 14:95(M) and R.S. 40:1379.3(B)(2)(a) and (M) through (O)"

AMENDMENT NO. 2

On page 1, line 5, after "permit;" and before "and" insert "to provide for limitations;"

AMENDMENT NO. 3

On page 2, line 22, after "Section 2." and before "are" change "R.S. 40:1379.3(B)(2)(a), (M), and (O)" to "R.S. 40:1379.3(B)(2)(a) and (M) through (O)"

AMENDMENT NO. 4

On page 3, delete line 9 in its entirety and insert the following:

"N. No concealed handgun may be carried into and no concealed handgun permit issued pursuant to this Section shall authorize or entitle a permittee to carry a concealed handgun in any of the following:

* * *

(9) ~~★ The route of or within one thousand feet of the route of a parade or demonstration for which a permit is issued by a governmental entity. Lack of knowledge that the prohibited act occurred on or within one thousand feet of the parade route shall not be a defense.~~

(10) Any portion of the permitted area of an establishment that has been granted a Class A-General retail permit, as defined in Part II of Chapter 1 or Part II of Chapter 2 of Title 26 of the Louisiana Revised Statutes of 1950, to sell alcoholic beverages for consumption on the premises or within fifty feet of the entrance to such establishment.

(11) Any school, school campus, or school bus as defined in R.S. 14:95.6 or within fifty feet of the entrance to a school or school bus."

On motion of Rep. Mandie Landry, the amendments were withdrawn.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mandie Landry to Reengrossed Senate Bill No. 1 by Senator Miguez

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "and to" change "R.S. 14:95(M) and R.S. 40:1379.3(B)(2)(a), (M), and (O)" to "R.S. 14:95(B)(1) and (M), R.S. 40:1379.3(B)(2)(a) and (L), (M), and (O), and 1382(C)"

AMENDMENT NO. 2

On page 1, line 7, after "Section. 1" and before "hereby" change "R.S. 14:95(M) is" to "R.S. 14:95(B)(1) and (M) are"

AMENDMENT NO. 3

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

* * *

B.(1) Whoever commits the crime of illegal carrying of weapons shall be fined not more than five hundred one thousand dollars, or imprisoned for not more than six months one year, or both. The adjudicating judge may also order the forfeiture of the handgun and may suspend or revoke any permit or license authorizing the carrying of the handgun.

* * *

AMENDMENT NO. 4

On page 2, line 22, after "Section 2." and before "are" change "R.S. 40:1379.3(B)(2)(a), (M), and (O)" to "R.S. 40:1379.3(B)(2)(a) and (L), (M), and (O) and 1382(C)"

AMENDMENT NO. 5

On page 3, between lines 4 and 5, insert the following:

"L. Anyone who carries and conceals a handgun in violation of any provision of this Section, unless authorized to do so by another provision of the law, shall be fined not more than five hundred one thousand dollars, or imprisoned for not more than six months one year, or both. The adjudicating judge may also order the forfeiture of the handgun and may suspend or revoke any permit or license authorizing the carrying of the handgun."

AMENDMENT NO. 6

On page 3, between lines 18 and 19, insert the following:

"§1382. Negligent carrying of a concealed handgun

* * *

C. Whoever commits the offense of negligent carrying of a concealed handgun shall be fined not more than five hundred one thousand dollars, or imprisoned without hard labor for not more than six months one year, or both. The adjudicating judge may also order the forfeiture of the handgun and may suspend or revoke any permit or license authorizing the carrying of the handgun."

Rep. Mandie Landry moved the adoption of the amendments.

Rep. Michael Johnson objected.

By a vote of 30 yeas and 73 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mandie Landry to Reengrossed Senate Bill No. 1 by Senator Miguez

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "and to" change "R.S. 14:95(M) and R.S. 40:1379.3(B)(2)(a), (M), and (O)" to "R.S. 14:95(M) and R.S. 40:1379.3(B)(2)(a) and (M), (N)(9), and (O)"

AMENDMENT NO. 2

On page 1, line 5, after "permit;" and before "and" insert "to provide for limitations;"

AMENDMENT NO. 3

On page 2, line 22, after "Section 2." and before "are" change "R.S. 40:1379.3(B)(2)(a), (M), and (O)" to "R.S. 40:1379.3(B)(2)(a) and (M), (N)(9), and (O)"

AMENDMENT NO. 4

On page 3, delete line 9 in its entirety and insert the following:

"N. No concealed handgun may be carried into and no concealed handgun permit issued pursuant to this Section shall authorize or entitle a permittee to carry a concealed handgun in any of the following:

* * *

(9) ★ The route of or within one thousand feet of the route of a parade or demonstration for which a permit is issued by a governmental entity. Lack of knowledge that the prohibited act occurred on or within one thousand feet of the parade route shall not be a defense.

* * *

Rep. Mandie Landry moved the adoption of the amendments.

Rep. Michael Johnson objected.

By a vote of 29 yeas and 75 nays, the amendments were rejected.

Rep. Michael Johnson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Dewitt	McMahan
Adams	Dickerson	McMakin
Amedee	Domangue	Melerine
Bacala	Echols	Miller
Bagley	Edmonston	Muscarello
Bamburg	Egan	Myers
Bayham	Emerson	Orgeron
Beaullieu	Farnum	Owen
Berault	Firment	Riser
Billings	Fontenot	Romero
Bourriaque	Gadberry	Schamerhorn
Boyer	Galle	Schlegel
Braud	Geymann	St. Blanc
Brown	Glorioso	Tarver
Butler	Hebert	Thomas
Carlson	Henry	Thompson
Carrier	Horton	Turner
Carter, R.	Illg	Ventrella
Carter, W.	Johnson, M.	Villio
Carver	Johnson, T.	Wilder
Chenevert	Kerner	Wiley
Coates	LaCombe	Wright
Cox	Landry, J.	Wyble
Crews	Mack	Zeringue
Davis	McCormick	
Deshotel	McFarland	

Total - 76

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NAYS

Table with 3 columns of names: Boyd, Brass, Bryant, Carpenter, Chassion, Fisher, Freeman, Freiberg, Green, Hilferty, Hughes, Jordan, Knox, LaFleur, Landry, M., Larvadain, Lyons, Marcelle, Mena, Moore, Newell, Phelps, Selders, Stagni, Taylor, Walters, Willard, Young. Total - 28

ABSENT

Jackson
Total - 1

The Chair declared the above bill was finally passed.

Rep. Michael Johnson 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.

Consent to Correct a Vote Record

Rep. Muscarello, Jr. requested the House consent to record his vote on final passage of Senate Bill No. 1 as yea, which consent was unanimously granted.

Recess

On motion of Rep. Zeringue, the Speaker declared the House at recess until 1:00 P.M.

After Recess

Speaker DeVillier called the House to order at 1:15 P.M.

House Business Resumed

SENATE BILL NO. 2—

BY SENATORS MIGUEZ, ALLAIN, BASS, CATHEY, CLOUD, EDMONDS, FESI, HENRY, HENSGENS, HODGES, KLEINPETER, MCMATH, MORRIS, OWEN, REESE, SEABAUGH, STINE, TALBOT AND WOMACK AND REPRESENTATIVES AMEDEE, BEAULLIEU AND MIKE JOHNSON

AN ACT

To enact R.S. 9:2793.12, relative to liability of persons authorized to carry a concealed handgun; to provide with respect to persons authorized to own, possess, use, or carry a concealed handgun; to provide relative to immunity from civil liability; to provide for definitions; to provide for exceptions; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Riser to Reengrossed Senate Bill No. 2 by Senator Miguez

AMENDMENT NO. 1

On page 1, at the beginning of line 11, change "A." to "A.(1)"

AMENDMENT NO. 2

On page 1, between lines 15 and 16, insert the following:

"(2) The term "authorized person" shall also apply to a reserve or active-duty member of any branch of the United States Armed Forces; a member of the Louisiana National Guard or the Louisiana Air National Guard; or a former member of any branch of the United States Armed Forces, the Louisiana National Guard, or the Louisiana Air National Guard who has been honorably discharged from service."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fontenot to Reengrossed Senate Bill No. 2 by Senator Miguez

AMENDMENT NO. 1

On page 1, line 13, after "1379.3.2" and before "any" change "or" to a comma ",."

AMENDMENT NO. 2

On page 1, at the end of line 15, change the period "." to a comma "," and insert "or any person specified in R.S. 14:95(G)(3) and (4)."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Amedee, Bacala, Bagley, Bambug, Bayham, Beaulieu, Berault, Billings, Bourriaque, Boyer, Braud, Butler, Carlson, Carrier, Carver, Chenevert, Coates, Cox, Crews, Davis, Deshotel, Dewitt, Dickerson, Domangue, Echols, Edmonston, Egan, Emerson, Farnum, Firment, Fontenot, Freiberg, Gadberry, Galle, Geymann, Glorioso, Hebert, Henry, Hilferty, Horton, Illg, Johnson, M., Johnson, T., Kerner, LaCombe, Landry, J., Mack, McCormick, McFarland, McMahan, McMakin, Melerine, Muscarello, Myers, Orgeron, Owen, Riser, Romero, Schamerhorn, Schlegel, St. Blanc, Stagni, Tarver, Thomas, Thompson, Turner, Ventrella, Villio, Wilder, Wiley, Wright, Wyble, Zeringue. Total - 74

NAYS

Table with 3 columns of names: Adams, Boyd, Brass, Bryant, Carpenter, Carter, R., Green, Hughes, Jackson, Jordan, Knox, LaFleur, Mena, Miller, Moore, Newell, Phelps, Selders

Carter, W.
Chassion
Fisher
Freeman
Total - 30

Landry, M.
Larvadain
Lyons
Marcelle

Taylor
Walters
Willard
Young

ABSENT

Brown
Total - 1

The Chair declared the above bill was finally passed.

Rep. Beaulieu 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.

SENATE BILL NO. 3—

BY SENATOR CLOUD AND REPRESENTATIVES CREWS AND MIKE JOHNSON

AN ACT

To amend and reenact Children's Code Art. 804(1), relative to delinquency proceedings and juvenile court jurisdiction; to amend the definition of "child" for purposes of delinquency proceedings; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Knox to Engrossed Senate Bill No. 3 by Senator Cloud

AMENDMENT NO. 1

On page 2, between lines 7 and 8, insert

"(d) A child who is adjudicated pursuant to this Article shall be provided with educational services, vocational training, and with counseling."

Rep. Knox moved the adoption of the amendments.

Rep. Crews objected.

By a vote of 46 yeas and 56 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Knox to Engrossed Senate Bill No. 3 by Senator Cloud

AMENDMENT NO. 1

On page 1, at the beginning of line 10, change "(1)(a)" to "(1)(a)(i)"

AMENDMENT NO. 2

On page 1, line 12, after "attaining" and before "years" change "seventeen" to "eighteen"

AMENDMENT NO. 3

On page 1, between lines 12 and 13, insert the following:

"(ii) Notwithstanding Item (i) of this Subparagraph, a child who has attained the age of seventeen and commits a delinquent act that

constitutes a crime of violence enumerated in R.S. 14:2(B) shall be subject to criminal jurisdiction."

On motion of Rep. Knox, the amendments were withdrawn.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Marcelle to Engrossed Senate Bill No. 3 by Senator Cloud

AMENDMENT NO. 1

On page 1, at the beginning of line 10, change "(1)(a)" to "(1)(a)(i)"

AMENDMENT NO. 2

On page 1, line 12, after "attaining" and before "years" change "seventeen" to "eighteen"

AMENDMENT NO. 3

On page 1, between lines 12 and 13, insert the following:

"(ii) Notwithstanding Item (i) of this Subparagraph, a child who has attained the age of seventeen and commits a delinquent act that constitutes a misdemeanor offense shall not be subject to criminal jurisdiction as an adult."

Rep. Marcelle moved the adoption of the amendments.

Rep. Crews objected.

By a vote of 32 yeas and 70 nays, the amendments were rejected.

Rep. Crews moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Domangue	McMahan
Adams	Echols	McMakin
Bacala	Edmonston	Melerine
Bagley	Egan	Miller
Bamburg	Emerson	Muscarello
Bayham	Farnum	Myers
Beaulieu	Firment	Orgeron
Berault	Fontenot	Owen
Billings	Freiberg	Riser
Bourriaque	Gadberry	Romero
Boyer	Galle	Schamerhorn
Braud	Glorioso	Schlegel
Butler	Hebert	St. Blanc
Carlson	Henry	Stagni
Carrier	Hilferty	Thomas
Carter, R.	Horton	Thompson
Carver	Illg	Turner
Chenevert	Johnson, M.	Ventrella
Coates	Johnson, T.	Villio
Cox	Kerner	Wilder
Crews	LaCombe	Wiley
Davis	Landry, J.	Wright
Deshotel	Mack	Wyble
Dewitt	McCormick	Zeringue
Dickerson	McFarland	

Total - 74

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9th Day's Proceedings - February 28, 2024

NAYS

Boyd Hughes Moore
Brass Jordan Newell
Bryant Knox Phelps
Carpenter LaFleur Selders
Carter, W. Landry, M. Taylor
Chassion Larvadain Walters
Fisher Lyons Willard
Freeman Marcelle Young
Green Mena
Total - 26

ABSENT

Amedee Geymann Tarver
Brown Jackson
Total - 5

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

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.

SENATE BILL NO. 4—

BY SENATOR CLOUD AND REPRESENTATIVES CREWS AND MIKE JOHNSON

AN ACT

To amend and reenact Children's Code Art. 897.1(B), (C), (D), and (E), relative to the sentencing of a juvenile after adjudication for certain offenses; to provide relative to modification of sentences; to provide relative to crimes of violence; to provide for terms, conditions, and procedures; to provide an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crews to Reengrossed Senate Bill No. 4 by Senator Cloud

AMENDMENT NO. 1

In Amendment No. 1 by the House Committee on the Administration of Criminal Justice (#168), on page 1, line 6, after "second" and before "of violence" change "time offender of all other crimes" to "or subsequent offense that is a crime"

AMENDMENT NO. 2

In Amendment No. 5 by the House Committee on the Administration of Criminal Justice (#168), on page 1, line 18, after "child" and before "a favorable" change "shall have" to "has"

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

Mr. Speaker Domangue McFarland
Bacala Echols McMahan
Bagley Edmonston McMakin

Bamburg Egan Melerine
Bayham Emerson Muscarello
Beaulieu Farnum Myers
Berault Firment Orgeron
Billings Fontenot Owen
Bourriaque Freiberg Riser
Boyer Gadberry Romero
Brass Galle Schamerhorn
Braud Geymann Schlegel
Butler Glorioso St. Blanc
Carlson Hebert Stagni
Carrier Henry Tarver
Carver Hilferty Thomas
Chassion Horton Thompson
Chenevert Illg Turner
Coates Jackson Ventrella
Cox Johnson, M. Villio
Crews Kerner Wilder
Davis LaCombe Wiley
Deshotel Landry, J. Wright
Dewitt Mack Wyble
Dickerson McCormick Zeringue
Total - 75

NAYS

Adams Johnson, T. Moore
Boyd Jordan Newell
Bryant Knox Phelps
Carpenter LaFleur Selders
Carter, R. Landry, M. Taylor
Carter, W. Larvadain Walters
Fisher Lyons Willard
Freeman Marcelle Young
Green Mena
Hughes Miller
Total - 28

ABSENT

Amedee Brown
Total - 2

The Chair declared the above bill was finally passed.

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.

Consent to Correct a Vote Record

Rep. Jackson requested the House consent to record his vote on final passage of Senate Bill No. 4 as yea, which consent was unanimously granted.

SENATE BILL NO. 5—

BY SENATOR MCMATH AND REPRESENTATIVES FONTENOT AND MIKE JOHNSON

AN ACT

To amend and reenact R.S. 15:574.2(C) and (D)(8) and (9) and 574.4.1(A)(1) and (D)(1) and to enact R.S. 15:574.4.1(E), relative to parole; to provide relative to parole procedures; to provide relative to the votes required for parole decisions; to provide relative to victim and law enforcement notification; and to provide for related matters.

Read by title.

Rep. Fontenot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Domangue	McFarland
Amedee	Echols	McMahan
Bacala	Edmonston	McMakin
Bagley	Egan	Melerine
Bamburg	Emerson	Muscarello
Bayham	Farnum	Orgeron
Beaullieu	Firment	Owen
Berault	Fontenot	Riser
Billings	Freiberg	Romero
Bourriaque	Gadberry	Schamerhorn
Boyer	Galle	Schlegel
Braud	Geymann	St. Blanc
Butler	Glorioso	Stagni
Carlson	Hebert	Tarver
Carrier	Henry	Thomas
Carver	Hilferty	Thompson
Chenevert	Horton	Turner
Coates	Illg	Ventrella
Cox	Johnson, M.	Villio
Crews	Kerner	Wilder
Davis	LaCombe	Wiley
Deshotel	Landry, J.	Wright
Dewitt	Mack	Wyble
Dickerson	McCormick	Zeringue
Total - 72		

NAYS

Adams	Hughes	Miller
Boyd	Jackson	Moore
Brass	Johnson, T.	Newell
Bryant	Jordan	Phelps
Carpenter	Knox	Selders
Carter, R.	LaFleur	Taylor
Carter, W.	Landry, M.	Walters
Chassion	Larvadain	Willard
Fisher	Lyons	Young
Freeman	Marcelle	
Green	Mena	
Total - 31		

ABSENT

Brown	Myers
Total - 2	

The Chair declared the above bill was finally passed.

Rep. Fontenot 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.

SENATE BILL NO. 7—
BY SENATOR EDMONDS AND REPRESENTATIVES MIKE JOHNSON AND WRIGHT

AN ACT

To amend and reenact R.S. 14:98.1(A)(1)(d) and (3)(c) and 98.2(A)(3)(c) and R.S. 32:378.2(A), (B)(1)(a)(ii)(aa) and (bb), 414(A)(1)(c)(i) and (ii), and (D)(1)(b), 667(B)(1)(a) and (3)(b) and (c) and (I)(1)(a) and the introductory paragraph of 668(B)(1)(a) and to enact R.S. 32:378.2(P), relative to ignition interlock devices; to make technical changes; to change criminal offenses for driving while intoxicated; to provide for a change in time periods that a driver is required to have an ignition interlock device; to provide relative to restricted driver's licenses; to extend the amount of time that a driver is required to have an ignition interlock device upon notice of noncompliance; to provide relative to first and second offense penalties for operating a vehicle while intoxicated; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.20(A), Rep. Wright gave notice of his intention to call Senate Bill No. 7 from the calendar on Thursday, February 29, 2024.

SENATE BILL NO. 9—
BY SENATOR MIZELL AND REPRESENTATIVES MIKE JOHNSON AND VENTRELLA

AN ACT

To amend and reenact Code of Criminal Procedure Art. 572(B)(1) and (2), relative to limitations upon institution of prosecutions; to provide relative to newly discovered photographic or video evidence of certain offenses; and to provide for related matters.

Read by title.

Acting Speaker Emerson in the Chair

Speaker DeVillier in the Chair

Rep. Ventrella moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Egan	McMahan
Adams	Emerson	McMakin
Amedee	Farnum	Melerine
Bacala	Firment	Mena
Bagley	Fisher	Miller
Bamburg	Fontenot	Moore
Bayham	Freeman	Muscarello
Beaullieu	Freiberg	Myers
Berault	Gadberry	Newell
Billings	Galle	Orgeron
Bourriaque	Geymann	Owen
Boyd	Glorioso	Phelps
Boyer	Green	Riser
Brass	Hebert	Romero
Braud	Henry	Schamerhorn
Bryant	Hilferty	Schlegel
Butler	Horton	Selders
Carlson	Hughes	St. Blanc
Carpenter	Illg	Stagni
Carrier	Jackson	Tarver
Carter, R.	Johnson, M.	Taylor
Carter, W.	Johnson, T.	Thomas
Carver	Jordan	Thompson
Chassion	Kerner	Turner
Chenevert	Knox	Ventrella
Coates	LaCombe	Villio
Cox	LaFleur	Walters
Crews	Landry, J.	Wilder
Davis	Landry, M.	Wiley
Deshotel	Larvadain	Willard
Dewitt	Lyons	Wright
Dickerson	Mack	Wyble
Domangue	Marcelle	Young
Echols	McCormick	Zeringue
Edmonston	McFarland	
Total - 104		

NAYS

Total - 0

ABSENT

Brown
Total - 1

The Chair declared the above bill was finally passed.

Rep. Ventrella 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.

Consent to Correct a Vote Record

Rep. Michael Johnson requested the House consent to record his vote on final passage of Senate Bill No. 9 as yea, which consent was unanimously granted.

SENATE BILL NO. 10—
BY SENATOR CATHEY

AN ACT

To amend and reenact R.S. 15:571.3(B)(1)(a), the introductory paragraph of (C), (D), and (F) and to enact R.S. 15:571.3(G), relative to diminution of a sentence for good behavior; to provide for reduction of good time credit for offenders convicted in the death of a peace officer or first responder; and to provide for related matters.

Read by title.

Rep. Fontenot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Edmonston	McCormick
Adams	Egan	McFarland
Amedee	Emerson	McMahon
Bacala	Farnum	McMakin
Bagley	Firment	Melerine
Bamburg	Fisher	Miller
Bayham	Fontenot	Moore
Beaulieu	Freeman	Muscarello
Berault	Freiberg	Myers
Billings	Gadberry	Orgeron
Bourriaque	Galle	Owen
Boyd	Geymann	Phelps
Boyer	Glorioso	Riser
Brass	Green	Romero
Braud	Hebert	Schamerhorn
Bryant	Henry	Schlegel
Butler	Hilferty	Selders
Carlson	Horton	St. Blanc
Carrier	Illg	Stagni
Carter, R.	Jackson	Tarver
Carver	Johnson, M.	Thomas
Chassion	Johnson, T.	Thompson
Chenevert	Jordan	Turner
Coates	Kerner	Ventrella
Cox	Knox	Villio
Crews	LaCombe	Wilder
Davis	LaFleur	Wiley
Deshotel	Landry, J.	Willard
Dewitt	Landry, M.	Wright
Dickerson	Lyons	Wyble
Domangue	Mack	Young
Echols	Marcelle	Zeringue
Total - 96		

NAYS

Carpenter
Carter, W.
Hughes
Total - 8

Larvadain
Mena
Newell

Taylor
Walters

ABSENT

Brown
Total - 1

The Chair declared the above bill was finally passed.

Rep. Fontenot 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.

Consent to Correct a Vote Record

Rep. Freeman requested the House consent to correct her vote on final passage of Senate Bill No. 10 from nay to yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Green requested the House consent to correct his vote on final passage of Senate Bill No. 10 from nay to yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Jordan requested the House consent to record his vote on final passage of Senate Bill No. 10 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Phelps requested the House consent to correct her vote on final passage of Senate Bill No. 10 from nay to yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Willard requested the House consent to correct his vote on final passage of Senate Bill No. 10 from nay to yea, which consent was unanimously granted.

Suspension of the Rules

On motion of Rep. Michael Johnson, 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 BILLS

February 28, 2024

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 House Bills:

House Bill No. 1
Returned with amendments

House Bill No. 2
Returned with amendments

House Bill No. 8
Returned without amendments

House Bill No. 11
Returned with amendments

House Bill No. 23
Returned with amendments

Respectfully submitted,

YOLANDA J. DIXON
Secretary of the Senate

Leave of Absence

Rep. Brown - 1/2 day

Adjournment

On motion of Rep. Thompson, at 5:16 P.M., the House agreed to adjourn until Thursday, February 29, 2024, at 10:00 A.M.

The Speaker of the House declared the House adjourned until 10:00 A.M., Thursday, February 29, 2024.

MICHELLE D. FONTENOT
Clerk of the House

ANGELA S. SMITH
Assistant Clerk of the House / Journal Clerk

