

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

TWENTIETH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, May 11, 2017

The House of Representatives was called to order at 1:30 P.M., by the Honorable Taylor Barras, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Franklin	Leopold
Abraham	Gaines	Lyons
Abramson	Garofalo	Mack
Amedee	Gisclair	Magee
Anders	Glover	Marcelle
Armes	Guinn	Marino
Bacala	Hall	McFarland
Bagneris	Harris, J.	Miller, D.
Berthelot	Harris, L.	Miller, G.
Billiot	Havard	Moreno
Bishop	Hazel	Morris, Jay
Bouie	Henry	Morris, Jim
Broadwater	Hensgens	Pearson
Brown, C.	Hilferty	Pierre
Brown, T.	Hill	Pope
Carmody	Hodges	Price
Carpenter	Hoffmann	Pugh
Carter, G.	Hollis	Pylant
Carter, R.	Horton	Richard
Carter, S.	Howard	Schexnayder
Chaney	Hunter	Schroder
Connick	Huval	Seabaugh
Coussan	Ivey	Shadoin
Cox	Jackson	Simon
Crews	James	Smith
Cromer	Jefferson	Stagni
Danahay	Jenkins	Stefanski
Davis	Johnson	Stokes
DeVillier	Jones	Talbot
Dwight	Jordan	Thibaut
Edmonds	Landry, N.	Thomas
Emerson	Landry, T.	White

Falconer
Foil
Total - 101

LeBas
Leger

Zeringue

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

Prayer

Prayer was offered by Rev. Steve James of Trinity Baptist Church of Lake Charles.

Pledge of Allegiance

Rep. Jay Morris 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. White, the reading of the Journal was dispensed with.

On motion of Rep. White, the Journal of May 10, 2017, was adopted.

**Petitions, Memorials, and
Communications**

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

Message from the Senate

HOUSE BILLS

May 11, 2017

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. 30
Returned without amendments

House Bill No. 476
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 11, 2017

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. 48, 89, and 91

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

**Senate Concurrent Resolutions
Lying Over**

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 89—
BY SENATORS CLAITOR AND RISER AND REPRESENTATIVE BROADWATER

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Curt Eysink, former executive director of the Louisiana Workforce Commission.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 91—

BY SENATOR HEWITT

A CONCURRENT RESOLUTION

To commend Leo Joseph Casanave for over fifty years of service to the St. Tammany Parish School System as a math and science teacher and counselor.

Read by title.

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

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

SENATE BILLS

May 11, 2017

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. 3, 12, 37, 56, 59, 61, 63, 67, 100, 152, 154, 223, and 252

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. 3—

BY SENATOR BOUDREAUX

AN ACT

To amend and reenact R.S. 11:2091(B), relative to the board of trustees for the Registrar of Voters Employees' Retirement

System; to provide for membership of the board of trustees; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 12—

BY SENATOR ALARIO

AN ACT

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

Read by title.

SENATE BILL NO. 37—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 37:2353(C)(5), 2354(B)(1), 2356(A)(6), and 2359(C) and to enact R.S. 37:2354(B)(4) and (5), relative to the Louisiana State Board of Examiners of Psychologists; to provide for authority to conduct hearings; to provide for hearing fees; to provide for informal resolution fees; to provide for experience substitutions; to provide for authority to withhold license; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 56—

BY SENATOR LONG

AN ACT

To amend and reenact R.S. 22:1563(A), relative to reporting of administrative actions against an insurance producer; to provide with respect to the reporting of actions taken by a governmental or nongovernmental agency against an insurance producer; and to provide for related matters.

Read by title.

SENATE BILL NO. 59—

BY SENATORS MILLS, JOHNS AND MORRISH

AN ACT

To enact Part VI of Chapter 14 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1251, relative to prescription drug price information; to provide for disclosure of certain information; to provide for required data; to provide for responsibilities of the Louisiana Board of Pharmacy; to provide for a website; to provide for grant funding opportunities; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 61—

BY SENATOR ALLAIN

A JOINT RESOLUTION

Proposing to add Article VII, Section 21(N) of the Constitution of Louisiana, relative to ad valorem tax exemptions; to authorize local economic development authorities or districts, or parish governing authorities to exempt offshore vessels from ad valorem taxes; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

SENATE BILL NO. 63—

BY SENATORS GATTI, BISHOP AND CARTER

AN ACT

To amend and reenact R.S. 33:2011(A) and (B), relative to occupational diseases; to provide with respect to the firefighters;

to provide for the classification of certain types of cancer as occupational diseases or infirmities connected with the duties of a firefighter; and to provide for related matters.

Read by title.

SENATE BILL NO. 67—
BY SENATOR FANNIN

AN ACT

To amend and reenact R.S. 39:72.1(A) and to enact R.S. 38:2211.1, relative to certain appropriations; to provide that recipients of appropriations be in compliance with audit requirements in order to let contracts; and to provide for related matters.

Read by title.

SENATE BILL NO. 100—
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 39:29(A) and (B), 32(E)(3) and (7), and 36(B)(1)(c), (6), and (8) and to enact R.S. 39:2(40.1) and 29(C) and (D), relative to budgets; to provide for the budget office under the direction of the division of administration to produce a non-discretionary adjusted standstill budget; to define and describe the elements of the non-discretionary adjusted standstill budget; to provide for the utilization of the non-discretionary adjusted standstill budget in the executive budget contents; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 152—
BY SENATORS CARTER, CORTEZ AND GARY SMITH

AN ACT

To amend and reenact R.S. 40:2405.5(D), to enact R.S. 32:412(O) and R.S. 40:1321(R), and to repeal R.S. 40:2405.5(F), relative to motor vehicles; to provide for identification of persons who need accommodation; to require law enforcement training regarding mental health; to require promulgation of administrative rules by a certain date; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 154—
BY SENATOR CARTER

AN ACT

To enact R.S. 32:45, relative to traffic; to require posting notification of a mobile and fixed location speed camera; and to provide for related matters.

Read by title.

SENATE BILL NO. 223—
BY SENATOR RISER

AN ACT

To enact Part II-B of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.150 through 100.156, relative to the investment of state funds; to prohibit the investment of state special funds that directly or indirectly support terrorist activities; to provide for purposes, definitions, application, prohibitions, reporting, deadlines, rules of implementation, and penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 252—
BY SENATORS PETERSON, BISHOP AND CARTER

AN ACT

To amend and reenact R.S. 47:551(D)(4), relative to the automobile rental tax; to provide for the dedication of the local automobile rental tax collected in Orleans Parish; to provide for an effective date; and to provide for related matters.

Read by title.

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. 110—
BY REPRESENTATIVE BAGLEY

A RESOLUTION

To commend the Logansport High School football team on winning the 2016 Class 1A state championship.

Read by title.

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

HOUSE RESOLUTION NO. 111—
BY REPRESENTATIVE BAGLEY

A RESOLUTION

To commend the Calvary Baptist Academy girls' softball team upon winning the Louisiana High School Athletic Association Class 2A championship and to congratulate the Lady Cavs on an outstanding season.

Read by title.

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

HOUSE RESOLUTION NO. 112—
BY REPRESENTATIVE BAGLEY

A RESOLUTION

To commend the North DeSoto High School girls' softball team on winning the Louisiana High School Athletic Association Class 4A Championship and to congratulate the Lady Griffins on an outstanding season.

Read by title.

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

HOUSE RESOLUTION NO. 113—
BY REPRESENTATIVE CONNICK

A RESOLUTION

To urge and request the Department of Agriculture and Forestry, in collaboration with the Louisiana State University Agricultural Center and Southern University Agricultural Research and Extension Center, to study the feasibility of promoting the growth, production, and use of organic produce in this state.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 69—
BY REPRESENTATIVE EDMONDS

A CONCURRENT RESOLUTION

To recognize Tuesday, May 16, 2017, as School Choice Day at the Louisiana State Capitol and to encourage all Louisianians to learn more about school choice programs.

Read by title.

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

Ordered to the Senate.

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. 67—

BY REPRESENTATIVE IVEY

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study the possibility of state reciprocity in the issuance of hunting and fishing licenses for certain members of the United States Armed Forces.

Read by title.

Under the rules, the above resolution was referred to the Committee on Natural Resources and Environment.

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. 6—

BY SENATOR JOHN SMITH

AN ACT

To amend and reenact R.S. 42:883(D), relative to the Office of Group Benefits; to provide relative to the quorum for the Group Benefits Policy and Planning Board; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 44—

BY SENATOR JOHN SMITH

AN ACT

To amend and reenact R.S. 22:2313(A), relative to producers' authority to sell insurance policies issued by the Louisiana Citizens Property Insurance Corporation; to provide for reciprocity for producers in other states; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 45—

BY SENATOR JOHN SMITH

AN ACT

To amend and reenact R.S. 22:2055(13) and to enact R.S. 22:46(19), relative to the definition of ocean marine insurance; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 95—

BY SENATOR MORRISH

AN ACT

To amend and reenact the chapter heading of Chapter 3 of Subtitle VII of Title 47 of the Louisiana Revised Statutes of 1950, and R.S. 47:6301(A)(1), the introductory paragraph of 6301(A)(2), 6301(A)(2)(c), and (3), (B)(1)(c)(vii), and (ix),(2)(a)(i),

(C)(1)(e), and (2) and to repeal R.S. 47:6301(D), relative to donations to school tuition organizations; to convert the school tuition organization rebate to a nonrefundable income tax credit; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

SENATE BILL NO. 184—

BY SENATOR LUNEAU

AN ACT

To enact R.S. 22:2062(A)(2)(c), relative to the Louisiana Insurance Guaranty Association; to provide with respect to the exhaustion of other coverage; to provide for the exclusion of a credit against uninsured and underinsured motorist policies upon the insolvency of the insurer; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 193—

BY SENATOR CORTEZ

AN ACT

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

Read by title.

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

SENATE BILL NO. 215—

BY SENATORS TARVER AND LAFLEUR

AN ACT

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

Read by title.

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

SENATE BILL NO. 216—

BY SENATORS TARVER AND LAFLEUR

AN ACT

To amend and reenact R.S. 28:53(B)(1), (2)(a) and (b), and (F), relative to physicians assistants; to provide for authority to issue an emergency certificate; to provide with respect to certificate documentation; to provide authority to require transportation; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 217—

BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 37:2810(A) and (C)(2)(a), relative to chiropractors; to require

Read by title.

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

SENATE BILL NO. 236—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 9:5217, R.S. 13:844, R.S. 44:40(A), (B), (C), and (E), 116(A) and (B), and 161, Civil Code Art. 3352(C), and Code of Civil Procedure Art. 258(A), and to enact Code of Civil Procedure Arts. 258(D) and 259, relative to clerks of court; to provide for fees for services rendered; to provide standards for documents to be recorded; to provide alternate means to maintain copies of recorded documents; to provide indexing standards; to require plans for recording electronic documents; to provide relative to redaction and contents of certain personal information in filings and recordings; and to provide for related matters.

Read by title.

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

**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. 30—
BY REPRESENTATIVE MCFARLAND
A CONCURRENT RESOLUTION

To direct the secretary of the Department of Public Safety and Corrections to determine the feasibility and potential savings of privatizing certain correctional facilities and using the savings to fund programs for state offenders housed at local facilities.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

HOUSE CONCURRENT RESOLUTION NO. 46—
BY REPRESENTATIVE PEARSON
A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to direct the printer of the Louisiana Revised Statutes to stop printing unconstitutional statutory language relative to the cash balance plan for some state retirement systems.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

HOUSE CONCURRENT RESOLUTION NO. 51—
BY REPRESENTATIVE JACKSON
A CONCURRENT RESOLUTION

To authorize and direct the Louisiana Department of Health to promulgate administrative rules requiring reporting of immunization information.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Concurrent Resolution No. 51 by Representative Jackson

AMENDMENT NO. 1

On page 1, line 9, delete "patient information and vaccination records," and insert in lieu thereof "vaccination records and other patient information,"

AMENDMENT NO. 2

On page 2, line 15, after "information" and before "using" insert "on both children and adults"

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

On motion of Rep. Hoffmann, 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. 77—
BY REPRESENTATIVES BERTHELOT AND BISHOP
AN ACT

To amend and reenact R.S. 30:2531(A)(2)(b) and (B)(2)(b) and 2531.1(D)(1), relative to littering; to provide for criminal and civil penalties; to provide for community service; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

HOUSE BILL NO. 93—
BY REPRESENTATIVE MIGUEZ
AN ACT

To amend and reenact R.S. 11:1307(B), 2185, and 2235 and to enact R.S. 40:1665.4, relative to law enforcement officers; to authorize an immediate family member of a qualified law enforcement officer to purchase his duty firearm upon death; to provide for certain criteria; 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 Original House Bill No. 93 by Representative Miguez

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AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:1307(B)" and before "and" insert a comma "," and "2185, and 2235"

AMENDMENT NO. 2

On page 1, at the end of line 3, change "state" to "law enforcement officer"

AMENDMENT NO. 3

On page 1, at the beginning of line 4, delete "trooper"

AMENDMENT NO. 4

On page 1, line 7, after "Section 1." and before "hereby" change "R.S. 11:1307(B) is" to "R.S. 11:1307(B), 2185, and 2235 are"

AMENDMENT NO. 5

On page 1, at the end of line 17, insert the following:

"The provisions of this Subsection shall not apply if the family member is prohibited from possessing a firearm under the provisions of R.S. 14:95.1 or any other state or federal law. If more than one immediate family member seeks to purchase the firearm, the oldest immediate family member who seeks to purchase the firearm shall be entitled to purchase the firearm on behalf of the qualifying member of the office of state police."

AMENDMENT NO. 6

On page 1, after line 18, add the following:

"§2185. Retirement; purchase of firearm

Any sheriff or deputy sheriff who retires with at least sixteen years of active service and who is in good standing with the Louisiana Sheriffs' Pension and Relief Fund shall be entitled to purchase his firearm at fair market value upon retirement, subject to approval by the sheriff. In accordance with the provisions of this Section, an immediate family member shall be entitled to purchase the firearm on behalf of a qualifying sheriff or deputy sheriff if the sheriff or deputy sheriff was unable to do so prior to his death. The provisions of this Section shall not apply if the family member is prohibited from possessing a firearm under the provisions of R.S. 14:95.1 or any other state or federal law. If more than one immediate family member seeks to purchase the firearm, the oldest immediate family member who seeks to purchase the firearm shall be entitled to purchase the firearm on behalf of the qualifying sheriff or deputy sheriff.

* * *

§2235. Retirement; purchase of firearm

Any municipal police officer who retires with at least twenty years of active service and who is in good standing with the Municipal Police Employees' Retirement System shall be entitled to purchase his firearm at fair market value upon retirement, subject to approval by the chief of police. In accordance with the provisions of this Section, an immediate family member shall be entitled to purchase the firearm on behalf of a qualifying municipal police officer if the officer was unable to do so prior to his death. The provisions of this Section shall not apply if the family member is prohibited from possessing a firearm under the provisions of R.S. 14:95.1 or any other state or federal law. If more than one immediate family member seeks to purchase the firearm, the oldest immediate family member who seeks to purchase the firearm shall be entitled to purchase the firearm on behalf of the qualifying municipal police officer."

AMENDMENT NO. 7

On page 2, line 2, after "firearm of" and before "killed" delete "member of state police" and insert "law enforcement officer"

AMENDMENT NO. 8

On page 2, line 3, after "a" delete the remainder of the line and insert "law enforcement officer as defined by R.S. 40:1665.2(B)(1),(2), and (3)"

AMENDMENT NO. 9

On page 2, at the beginning of line 4, delete "state police"

AMENDMENT NO. 10

On page 2, delete line 7 in its entirety and insert the following:

"head of the law enforcement agency. The provisions of this Section shall not apply if the family member is prohibited from possessing a firearm under the provisions of R.S. 14:95.1 or any other state or federal law. If more than one immediate family member seeks to purchase the firearm, the oldest immediate family member who seeks to purchase the firearm shall be entitled to purchase the firearm on behalf of the qualifying law enforcement officer."

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

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

HOUSE BILL NO. 113— BY REPRESENTATIVE BROADWATER AN ACT

To amend and reenact R.S. 17:3351.20(A)(1) and (F), relative to fees charged to students at public postsecondary education institutions; to extend the authority of a public postsecondary education management board to establish, adjust, and increase certain fees; to provide limitations; to extend the requirement that such boards report annually to the legislature relative to such fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 113 by Representative Broadwater

AMENDMENT NO. 1

On page 1, line 3, after "to" and before "the" delete "remove limitations on" and insert "extend"

AMENDMENT NO. 2

On page 1, line 5, after "fees;" and before "to extend" insert "to provide limitations;"

AMENDMENT NO. 3

On page 2, line 1, after "necessary." insert "Such authority shall apply for the 2015-2016 ~~and 2016-2017~~ through the 2019-2020 academic years only, and the authority to increase fees pursuant thereto shall terminate on June 30, ~~2017~~ 2020."

AMENDMENT NO. 4

On page 2, line 8, after "fifteenth" and before "regarding" change "annually" to "of 2018, 2019, and 2020"

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

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

HOUSE BILL NO. 117—

BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 17:5024(A) and (B), to enact R.S. 17:5024.1, and to repeal R.S. 17:5024(C), relative to the Taylor Opportunity Program for Students; to raise the minimum grade point average required for initial qualification for an Opportunity Award; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 117 by Representative Foil

AMENDMENT NO. 1

On page 1, at the end of line 15, change "3.00." to "2.75."

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

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

HOUSE BILL NO. 133—

BY REPRESENTATIVE EDMONDS

AN ACT

To enact R.S. 17:3357, relative to the public postsecondary education management boards; to require the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, the Board of Supervisors for the University of Louisiana System, and the Board of Supervisors of Community and Technical Colleges to develop plans and submit them to the legislature; to provide for the content of such plans; to provide for an initial submission deadline and subsequent submission frequency; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE BILL NO. 177—

BY REPRESENTATIVE MORENO

AN ACT

To amend and reenact R.S. 46:233.2, relative to eligibility for benefits of certain public assistance programs; to provide relative to Supplemental Nutrition Assistance Program eligibility; to provide for eligibility for such program of persons convicted of certain offenses; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Health and Welfare.

The substitute was read by title as follows:

HOUSE BILL NO. 681 (Substitute for House Bill No. 177 by Representative Moreno)—

BY REPRESENTATIVE MORENO

AN ACT

To enact R.S. 46:233.3 and to repeal R.S. 46:233.2 and 237(D), relative to eligibility for benefits of certain public assistance programs; to provide relative to Supplemental Nutrition Assistance Program eligibility; to provide relative to eligibility for cash assistance funded through the Temporary Assistance for Needy Families program; to provide for eligibility for such programs of persons convicted of certain drug-related felonies; to provide an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Hoffmann, the substitute was adopted and became House Bill No. 681 by Rep. Moreno, on behalf of the Committee on Health and Welfare, as a substitute for House Bill No. 177 by Rep. Moreno.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 179—

BY REPRESENTATIVES STOKES, BAGLEY, CHANEY, COX, HENSGENS, HOFFMANN, HORTON, JACKSON, JOHNSON, LEBAS, MARINO, DUSTIN MILLER, MORENO, POPE, RICHARD, SIMON, AND STAGNI AND SENATOR MARTINY

AN ACT

To amend and reenact R.S. 40:1169.2(3) and 1169.3(1)(d) and (2), relative to investigational drugs, products, and devices for use by terminally ill patients pursuant to the Right To Try Act; to revise certain definitions and legislative findings of such law; to provide relative to consent for the use of investigational drugs, biological products, or devices; to authorize the prescription and use of certain devices which have not completed phase one of a federally approved clinical trial; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

HOUSE BILL NO. 209—

BY REPRESENTATIVE COUSSAN

AN ACT

To amend and reenact R.S. 37:752(3), relative to the practice of dental hygiene; to exempt from licensure the practice of dental hygiene by students; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

HOUSE BILL NO. 210—

BY REPRESENTATIVE COUSSAN

AN ACT

To amend and reenact R.S. 37:761.1(A), (D), (F), and (H), relative to retired volunteer dentists; to authorize the licensure of retired dentists who provide voluntary dental services; to provide for a limitation of liability for retired volunteer dentists and an exception to the limitation of liability; to repeal minimum work requirements; to provide for a return to active licensure status; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

HOUSE BILL NO. 242—

BY REPRESENTATIVE EMERSON
AN ACT

To amend and reenact R.S. 17:3981(4) and 3982(A)(1)(a)(i), relative to charter school proposals; to require the State Board of Elementary and Secondary Education and local public school boards to deliver to charter applicants certain information relative to third-party evaluations of charter proposals; to provide requirements with regard to such delivery; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 242 by Representative Emerson

AMENDMENT NO. 1

On page 1, line 4, between "to" and "certain" change "post on their respective websites" to "deliver to charter applicants"

AMENDMENT NO. 2

On page 1, line 5, between "proposals; to" and "requirements" change "specify time" to "provide"

AMENDMENT NO. 3

On page 1, line 6, between "such" and "and" change "posting;" to "delivery;"

AMENDMENT NO. 4

On page 2, line 5, after "shall" delete the remainder of the line and delete line 6 in its entirety and at the beginning of line 7, delete "its upcoming meetings," and insert "send to the charter applicant, either by electronic means or hand delivery."

AMENDMENT NO. 5

On page 2, line 8, between "be" and "no" change "posted" to "sent"

AMENDMENT NO. 6

On page 3, line 1, after "shall" delete the remainder of the line and on line 2, delete "notice to the public of its upcoming meetings," and insert "send to the charter applicant, either by electronic means or hand delivery."

AMENDMENT NO. 7

On page 3, line 4, change "posted" to "sent"

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

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

HOUSE BILL NO. 306—

BY REPRESENTATIVE JOHNSON
AN ACT

To amend and reenact R.S. 46:460.36(D) and to repeal R.S. 46:460.36(B), (C), and (E), relative to Medicaid managed care pharmacy reimbursements; to provide for the base of reimbursement for prescription drugs; to repeal provisions regarding ingredient cost reimbursement; to repeal requirements for a dispute process; to repeal cost provisions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 306 by Representative Johnson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 46:460.36(D)" and before the comma "," insert "and to repeal R.S. 46:460.36(B), (C), and (E)"

AMENDMENT NO. 2

On page 1, line 3, after "drugs;" and before "and" insert "to repeal provisions regarding ingredient cost reimbursement; to repeal requirements for a dispute process; to repeal cost provisions;"

AMENDMENT NO. 3

On page 1, delete line 9 in its entirety and insert in lieu thereof the following:

"D. ~~After June 15, 2016, no~~ No managed care organization shall pay

AMENDMENT NO. 4

On page 1, after line 12, delete the remainder of the page and insert in lieu thereof the following:

"Section 2. R.S. 46:460.36(B), (C), and (E) are hereby repealed in their entirety.

Section 3. This Act shall become effective on July 1, 2017."

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

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

HOUSE BILL NO. 323—

BY REPRESENTATIVE FRANKLIN
AN ACT

To amend and reenact R.S. 4:732(A) through (E)(introductory paragraph) and (G) and 739(A)(1) and (2)(e) and (F) and to enact R.S. 4:707(J), 732(H) and (I), and 739(A)(2)(f), relative to charitable gaming; to authorize the conducting of progressive mega jackpot bingo; to provide with respect to jackpots for progressive bingo and progressive mega jackpot bingo games; to provide for exceptions to amount of prizes awarded during a bingo session; to provide for applicability; to provide relative to the net profit charitable organizations and distributors receive from progressive bingo and progressive mega jackpot bingo games; to provide with respect to Electronic Bingo Card Dabber

Devices; to allow those devices to provide for networking of charitable gaming organizations; to provide relative to the sales of progressive mega jackpot bingo; to provide for player tracking; to provide relative to regulatory authority; 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 Original House Bill No. 323 by Representative Franklin

AMENDMENT NO. 1

On page 1, line 2, after "through" and before "and (G)" change "(E)" to "(E)(introductory paragraph)"

AMENDMENT NO. 2

On page 1, line 3, change "R.S. 4:707(J) and 739(A)(2)(f)" to "R.S. 4:707(J), 732(H) and (I), and 739(A)(2)(f)"

AMENDMENT NO. 3

On page 1, line 5, after "progressive" and before "mega" insert "bingo and progressive"

AMENDMENT NO. 4

On page 1, at the end of line 6, after "applicability;" and before "to" insert "to provide relative to the net profit charitable organizations and distributors receive from progressive bingo and progressive mega jackpot bingo games;"

AMENDMENT NO. 5

On page 1, line 8, after "organizations;" and before "to provide" insert "to provide relative to the sales of progressive mega jackpot bingo;"

AMENDMENT NO. 6

On page 1, line 12, after "through" and before "and (G)" change "(E)" to "(E)(introductory paragraph)"

AMENDMENT NO. 7

On page 1, line 13, change "R.S. 4:707(J) and 739(A)(2)(f)" to "R.S. 4:707(J), 732(H) and (I), and 739(A)(2)(f)"

AMENDMENT NO. 8

On page 2, delete lines 2 through 9 in their entirety and insert the following:

"A. Notwithstanding any provision of law to the contrary, the governing authority of any parish or municipality may permit any charitable licensed organization to conduct progressive bingo or progressive mega jackpot bingo games. For the purpose of conducting a progressive bingo or progressive mega jackpot bingo game, such organizations shall:

(1) Establish electronic links or networks, ~~electronic or otherwise~~, on an Electronic Bingo Card Dabber Device and related

system or otherwise, between locations, commercial or noncommercial, where licensed charitable bingo games are being conducted."

AMENDMENT NO. 9

On page 2, line 12, after "session." delete the remainder of the line and delete line 13 in its entirety and insert the following:

"Every two-hundred-dollar contribution shall not"

AMENDMENT NO. 10

On page 2, delete lines 18 through 24 in their entirety and insert the following:

"B.(1) The mega jackpot for a progressive bingo game played pursuant to and in accordance with the provisions of this Section may exceed the limit established in R.S. 4:714, but shall not exceed one hundred thousand dollars, if the game is played on bingo paper, bingo cards, or by using an Electronic Bingo Card Dabber Device.

(2) The mega jackpot for a progressive mega jackpot bingo game played pursuant to and in accordance with the provisions of this Section and networked or linked together pursuant to Subsection G of this Section may exceed the limit established in R.S. 4:714, but shall not exceed ten thousand dollars. Portions of players' contributions to progressive mega jackpot bingo games may be used for consolation prizes and to contribute to the progressive mega prize pool and shall not be considered part of the limit established in R.S. 4:714(B)."

AMENDMENT NO. 11

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

"G. Organizations may network or link together, including through the use of"

AMENDMENT NO. 12

On page 3, between lines 12 and 13, insert the following:

"H. Eighty percent of the net win from the progressive bingo and progressive mega jackpot bingo games shall be paid to the charitable organization as defined in R.S. 4:703(I). Twenty percent of the net win from the progressive bingo and progressive mega jackpot bingo games shall be paid to the distributor as defined in R.S. 4:703(3).

I. Sales of progressive mega jackpot bingo on an Electronic Bingo Card Dabber Device for any organization shall not exceed six games per hour and shall not exceed the gross sales of bingo and pull-tabs in a single reporting quarter for any organization. The office may suspend the sales of progressive mega jackpot bingo for any organization that violates the provisions of this Subsection until the organization becomes compliant."

AMENDMENT NO. 13

On page 3, delete line 17 in its entirety and insert the following:

"public playing of bingo, progressive bingo, or progressive mega jackpot bingo may"

AMENDMENT NO. 14

On page 4, delete lines 8 and 9 in their entirety and insert the following:

"govern the specifications, use, and operation of electronic dabber devices and their related systems, and shall establish a list of manufacturers, distributors, and suppliers"

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

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

HOUSE BILL NO. 363—
BY REPRESENTATIVE IVEY

AN ACT

To amend and reenact R.S. 47:287.86(A), (B), and (C)(2) and to repeal R.S. 47:287.73(C)(4), relative to corporate income tax; to provide for the deduction for net operating loss; to limit application of the net operating loss deduction; to extend the allowable carryover period; to provide for the order of loss years from which a net operating loss may be carried over; to repeal the deduction for wage expenses; to provide for applicability; 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. 363 by Representative Ivey

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "and" delete "R.S. 47:287.86(A)" and insert "R.S. 47:287.86(A), (B), and (C)(2)"

AMENDMENT NO. 2

On page 1, line 4, after "deduction;" and before "to" insert "to extend the allowable carryover period; to provide for the order of loss years from which a net operating loss may be carried over;"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." and before "hereby" delete "R.S. 47:287.86(A) is" and insert "R.S. 47:287.86(A), (B), and (C)(2) are"

AMENDMENT NO. 4

On page 1, delete line 12 in its entirety and insert "relating to any taxable year beginning before January 1, 2018, there shall be allowed for"

AMENDMENT NO. 5

On page 1, delete lines 14 and 15 in their entirety and insert the following:

"seventy-two percent of the net operating loss carryovers to such year, but the deduction shall never exceed seventy-two percent of Louisiana net income. The"

AMENDMENT NO. 6

On page 2, at the end of line 1, insert the following:

"Any amount of net operating loss in excess of the amounts allowed pursuant to this Subsection may be carried over in the manner provided for in Subsection B of this Section."

AMENDMENT NO. 7

On page 2, at the end of line 6, delete "the amount of net operating" and delete lines 7 through 9 in their entirety and insert the following:

"the deduction shall be limited and shall not exceed fifty percent of Louisiana net income for the taxable year."

AMENDMENT NO. 8

On page 2, delete lines 12 through 14 in their entirety and insert the following:

"million dollars, the deduction shall be limited and shall not exceed sixty percent of Louisiana net income for the taxable year."

AMENDMENT NO. 9

On page 2, delete lines 17 through 19 in their entirety and insert the following:

"deduction shall be limited and shall not exceed seventy percent of Louisiana net income for the taxable year."

AMENDMENT NO. 10

On page 2, delete lines 22 through 24 in their entirety and insert the following:

"deduction shall be limited and shall not exceed eighty percent of Louisiana net income for the taxable year."

AMENDMENT NO. 11

On page 2, delete lines 27 through 29 in their entirety and insert the following:

"deduction shall be limited and shall not exceed ninety percent of Louisiana net income for the taxable year."

AMENDMENT NO. 12

On page 3, line 2, after "dollars," delete the remainder of the line and delete lines 3 and 4 in their entirety and insert the following:

"the deduction shall be limited and shall not exceed the amount of Louisiana net income for the taxable year."

AMENDMENT NO. 13

On page 3, between lines 5 and 6, insert the following:

"B. Net operating loss ~~carrybacks and~~ carryovers. (1) For all claims for this deduction on any return filed on or after July 1, 2015, ~~regardless of the taxable year to which the return relates~~ relating to any taxable year beginning before January 1, 2017, the taxable years to which a Louisiana net loss may be carried shall be a net operating loss carryover to each of the twenty taxable years following the taxable year of such loss.

(2) For taxable years beginning on or after January 1, 2018, the taxable years to which a Louisiana net loss may be carried shall be a net operating loss carryover to each of the thirty taxable years following the taxable year of such loss.

C. Manner and amount of carryovers. For all claims for this deduction on any return filed on or after July 1, 2015, regardless of the taxable year to which the return relates, the entire amount of Louisiana net loss for any taxable year, hereinafter the "loss year", shall be carried over to the earliest of the taxable years allowed. The portion of such loss which shall be carried to each of the other taxable years allowed by Subsection B shall be the excess, if any, of the amount of such loss over the aggregate of the Louisiana taxable income for each of the taxable years to which such loss may be carried. For the purposes of this Subsection:

* * *

(2) In calculating the aggregate Louisiana taxable incomes in cases where more than one loss year must be taken into account, the various net operating loss carryovers to such taxable year are considered to be applied in reduction of Louisiana net income in the order of the taxable years from which such losses are carried over, beginning with the loss for the most recent earliest taxable year.

* * *

AMENDMENT NO. 14

On page 3, delete lines 10 and 11 in their entirety and insert the following:

"Section 4. This Act shall be applicable to all taxable periods beginning on or after January 1, 2018.

Section 5. This Act shall take effect on January 1, 2018, and only become operative if the proposed amendment of Article VII of the Constitution of Louisiana contained in the Act which originated as House Bill No. 356 of this 2017 Regular Session of the Legislature is adopted at a statewide election and becomes effective and if the Acts which originated as House Bill Nos. 357, 358, 359, 360, 361, 362, and 364 of this 2017 Regular Session of the Legislature are enacted and become effective."

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. 405—
BY REPRESENTATIVE HOFFMANN
AN ACT

To enact Subpart E of Part I of Chapter 5-E of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1248.1 through 1248.6, relative to services for persons with disabilities; to provide relative to financing of such services through the Medicaid program; to establish reimbursement methodologies for providers of such services; to provide for duties of the Louisiana Department of Health relative to the Medicaid long-term care system; to provide for plans of care for persons receiving long-term care services; to require administrative rulemaking; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 405 by Representative Hoffmann

AMENDMENT NO. 1

On page 1, line 7, delete "disability services" and insert in lieu thereof "long-term care" and at the end of the line delete "with"

AMENDMENT NO. 2

On page 1, at the beginning of line 8, change "developmental disabilities;" to "receiving long-term care services;"

AMENDMENT NO. 3

On page 1, at the end of line 14, change "DISABILITY SERVICES" to "LONG-TERM CARE"

AMENDMENT NO. 4

On page 1, line 17, delete "disability" and insert in lieu thereof "certain long-term care"

AMENDMENT NO. 5

On page 2, between lines 9 and 10, insert the following:

"(4) "Long-term care" means services offered through home- and community-based service providers, intermediate care facilities for persons with developmental or intellectual disabilities, and case management to assist individuals with disabilities in meeting their health, education, employment, recreational, relationship, and community participation goals."

AMENDMENT NO. 6

On page 2, at the beginning of line 10, change "(4)" to "(5)"

AMENDMENT NO. 7

On page 2, at the beginning of line 11, change "(5)" to "(6)"

AMENDMENT NO. 8

On page 2, line 14, delete "Disability" and insert in lieu thereof "Medicaid long-term care"

AMENDMENT NO. 9

On page 2, delete lines 15 through 19 and insert in lieu thereof the following:

"A. The department shall reimburse providers of long-term care services in accordance with the following requirements:

(1) The department shall implement a rate methodology for Medicaid personal care attendant services that includes the cost of services to be provided as determined by cost reports, regulatory mandates, and incentives that are consistent with national best practice priorities. Funding of any rate increase determined in accordance with the methodology provided for in this Paragraph shall be subject to appropriation by the legislature for this purpose."

AMENDMENT NO. 10

On page 2, delete lines 23 through 27 and insert in lieu thereof the following:

"B.(1) Notwithstanding the provisions of R.S. 40:1249.4, the department shall implement a system of electronic visit verification, referred to hereafter in this Subsection as an "EVV system" or "EVV", for Medicaid personal care attendant services. Such system shall be consistent with the requirements provided in the 21st Century Cures Act (Public Law 114-255).

(2) The department shall identify the cost savings resulting from the EVV system and shall use such savings to reimburse home- and community-based providers for the costs incurred by those providers related to the implementation of EVV."

AMENDMENT NO. 11

On page 3, delete lines 1 through 3 in their entirety

AMENDMENT NO. 12

On page 3, line 5, delete "developmental disabilities" and insert in lieu thereof "long-term care"

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AMENDMENT NO. 13

On page 3, at the end of line 7, change "at the time." to "on July 1, 2017."

AMENDMENT NO. 14

On page 3, at the beginning of line 9, insert "A."

AMENDMENT NO. 15

On page 3, line 10, delete "developmental disabilities" and insert in lieu thereof "long-term care"

AMENDMENT NO. 16

On page 3, between lines 11 and 12, insert the following:

"B. Implementation of the provisions of this Section shall be subject to appropriation of funds by the legislature for the purposes provided in this Section."

AMENDMENT NO. 17

On page 3, delete lines 13 through 17 and insert in lieu thereof the following:

"A. The department shall identify cost savings resulting from any efficiencies created within the long-term care system, including but not limited to functions relating to electronic visit verification as provided in R.S. 40:1248.3(B), and shall utilize such cost savings to increase reimbursement rates for long-term care providers consistent with national best practice, department priorities, and current regulations."

AMENDMENT NO. 18

On page 3, between lines 23 and 24, insert the following:

"(2) The regulation is required by state law."

AMENDMENT NO. 19

On page 3, at the beginning of line 24, change "(2)" to "(3)"

AMENDMENT NO. 20

On page 3, between lines 25 and 26, insert the following:

"C. The department shall identify and repeal any regulatory requirement to which long-term care services are subject that results in duplication of effort."

D. To the extent allowed by law, the department shall develop and adopt regulations that facilitate employment in the long-term care services field of qualified staff persons who have prior convictions for certain criminal offenses."

E. The department shall review regulatory requirements for long-term care services in order to identify regulations which may be repealed for the purpose of decreasing the number and cost to providers of unfunded mandates."

F. The department shall periodically review all rules, regulations, policies, manuals, and guidelines pertaining to long-term care services for the following purposes:

(1) To ensure accuracy.

(2) To consider current best practices.

(3) To update long-term care administrative processes, including but not limited to any of the following:

(a) Billing and payment processes.

(b) Medicaid audits and investigations.

(c) Abuse and neglect training.

(d) Emergency preparedness requirements."

AMENDMENT NO. 21

On page 4, at the beginning of line 1, change "Section 2.(A)" to "Section 2."

AMENDMENT NO. 22

On page 4, line 2, delete "all"

AMENDMENT NO. 23

On page 4, delete lines 4 through 7 in their entirety

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

On motion of Rep. Hoffmann, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 411—

BY REPRESENTATIVE JAMES

AN ACT

To amend and reenact R.S. 47:302(X)(introductory paragraph), relative to state sales and use tax; to provide with respect to the base of the two percent sales and use tax; to provide with respect to exemptions and exclusions; 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. 411 by Representative James

AMENDMENT NO. 1

On page 1, line 2, after "To" and before the comma "," delete "enact R.S. 47:302(AA)(29) and 321.1(F)(66)(u)" and insert "amend and reenact R.S. 47:302(X)(introductory paragraph)"

AMENDMENT NO. 2

On page 1, line 3, after "to the" delete the remainder of the line and delete line 4 in its entirety and at the beginning of line 5, delete "the exclusion;" and insert the following:

"base of the two percent sales and use tax; to provide with respect to exemptions and exclusions; to provide for effectiveness;"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 47:302(X)(introductory paragraph) is hereby amended and reenacted to read as "

AMENDMENT NO. 4

On page 1, delete line 11 through 19 in their entirety, and on page 2, delete lines 1 through 17 in their entirety and insert the following:

"X. Notwithstanding any other provision of law to the contrary, including but not limited to any contrary provisions of this Chapter, ~~for the period April 1, 2016 through July 1, 2018~~; there shall be no exclusions and exemptions to the tax levied pursuant to the provisions of this Section except for exemptions and exclusions for sales or purchases of the following items and for those items enumerated in Subsection AA of this Section:

* * *

Section 2. This Act shall become effective on July 1, 2018; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2018, or on the day following such approval by the legislature, whichever is later."

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. 423—

BY REPRESENTATIVE LEOPOLD
AN ACT

To amend and reenact R.S. 30:2074(B)(9)(a) and (b) and to repeal R.S. 30:2074(B)(9)(c) through (e), relative to water quality; to provide for the powers and duties of the secretary of the Department of Environmental Quality; to provide for the establishment and administration of a water quality trading program; to provide for certain criteria for credits; to provide for limitations on use of credits; to provide for records; to provide for a pilot or demonstration program; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources and Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 423 by Representative Leopold

AMENDMENT NO. 1

On page 2, line 1, after "source participation," delete the remainder of the line and delete line 2 in its entirety and insert "Nonpoint sources may participate in the program through a written agreement between the department and"

AMENDMENT NO. 2

On page 2, line 3, after "governmental" delete "authority" and insert "entity with jurisdiction over the nonpoint source"

AMENDMENT NO. 3

On page 2, line 9, change "life" to "term"

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

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

HOUSE BILL NO. 436—

BY REPRESENTATIVES TALBOT, HOLLIS, LEBAS, DUSTIN MILLER, MORENO, AND THIBAUT

AN ACT

To amend and reenact R.S. 44:4.1(B)(26) and to enact R.S. 22:1060.7 and Part VIII of Chapter 12 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2255.1 through 2255.21, relative to prescription drug prices; to require an annual report of certain prescription drug claims data by health insurance issuers and pharmacy benefit managers; to provide legislative findings and purpose; to provide for definitions; to establish the Prescription Drug Review Committee; to provide for the membership, powers, and duties of the committee; to require educational or marketing materials for prescription drugs directed to healthcare providers to include price information; to establish the minimum price information content; to provide for a public records exception; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 436 by Representative Talbot

AMENDMENT NO. 1

On page 1, delete line 1 in its entirety and insert in lieu thereof the following:

"To amend and reenact R.S. 44:4.1(B)(26) and to enact R.S. 22:1060.7 and Part VIII of Chapter 12 of Title"

AMENDMENT NO. 2

On page 1, line 4, after "prices;" and before "to provide" insert "to require an annual report of certain prescription drug claims data by health insurance issuers and pharmacy benefit managers;"

AMENDMENT NO. 3

On page 1, delete line 7 in its entirety

AMENDMENT NO. 4

On page 1, line 10, after "content;" delete the remainder of the line and at the beginning of line 11, delete "and Consumer Protection Law;"

AMENDMENT NO. 5

On page 1, between lines 13 and 14, insert the following:

"Section 1. R.S. 22:1060.7 is hereby enacted to read as follows:

§1060.7. Patient access to prescription drugs; annual report

Each health insurance issuer that offers a health benefit plan in this state and each pharmacy benefit manager that contracts with an issuer that offers a health benefit plan in this state shall submit to the Department of Insurance, on an annual basis and with respect to each health benefit plan offered, all of the following information for certain therapeutic classes of prescription drugs identified by the Department of Insurance:

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(1) The number of requests for exceptions to the health benefit plan's formulary and the number of claims approved and the number of claims denied.

(2) A list of all services subject to prior authorization or other utilization management, the type of utilization management applied, and the clinical or other rationale for the utilization management.

(3) The methodology used for any study done to inform coverage, formulary placement, or utilization management for any medical item or service.

(4) The number of pharmacy claims transactions approved and the number of pharmacy claims rejected due to a prior authorization or other utilization management requirement including but not limited to step therapy.

(5) The proportion of insureds who do not fill a prescription for an alternative therapy within sixty days of a denial of a request for an exception and the proportion of insureds who do not fill a prescription for an alternative therapy within sixty days.

(6) The total number of dollars spent on research to support and develop the clinical criteria used in making coverage determinations for items and services not specifically listed in the benefits contract as excluded from coverage under the health benefit plan."

AMENDMENT NO. 6

On page 1, at the beginning of line 14, change "Section 1." to "Section 2."

AMENDMENT NO. 7

On page 5, delete lines 1 through 5 in their entirety

AMENDMENT NO. 8

On page 5, at the beginning of line 6, change "D." to "C."

AMENDMENT NO. 9

On page 5, after line 21, delete the remainder of the page and on page 6, delete lines 1 through 4

AMENDMENT NO. 10

On page 6, line 5, after "Rulemaking" delete the semicolon ";" and "enforcement"

AMENDMENT NO. 11

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

AMENDMENT NO. 12

On page 6, delete lines 9 through 12 in their entirety

AMENDMENT NO. 13

On page 7, line 11, after "content" delete the semicolon ";" and "violations"

AMENDMENT NO. 14

On page 8, delete lines 12 through 14 in their entirety

AMENDMENT NO. 15

On page 8, at the beginning of line 15, change "E." to "D."

AMENDMENT NO. 16

On page 8, at the beginning of line 18, change "Section 2." to "Section 3."

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

On motion of Rep. Hoffmann, the above bill, as amended, was ordered engrossed and recommitted to the Committee on House and Governmental Affairs.

HOUSE BILL NO. 459—

BY REPRESENTATIVES BACALA AND HOFFMANN
AN ACT

To amend and reenact R.S. 46:440.1(E)(2) and to enact Subpart D-1 of Part VI-A of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:440.4 through 440.8, relative to Medicaid fraud detection and prevention; to create a task force on coordination of Medicaid fraud detection and prevention initiatives; to provide for the membership, purposes, and duties of the task force; to authorize appropriation of monies in the Medical Assistance Programs Fraud Detection Fund for activities of the task force; to provide for a termination date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 459 by Representative Bacala

AMENDMENT NO. 1

On page 2, line 22, delete "attorney general" and insert in lieu thereof "legislative auditor"

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

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

HOUSE BILL NO. 481—

BY REPRESENTATIVES JACKSON, BAGNERIS, GARY CARTER, GAINES, JIMMY HARRIS, JAMES, MARINO, AND ZERINGUE AND SENATOR BARROW

AN ACT

To amend and reenact R.S. 15:1212(B)(introductory paragraph), (1), and (4) and 1212.1(B), R.S. 40:2402(3)(a), (c), and (d) and 2405(A)(1) and (2), and R.S. 44:3(A)(introductory paragraph) and 4.1(B)(8), to enact R.S. 15:1212.1(C), (D), (E), and (F) and R.S. 44:4(54), and to repeal R.S. 40:2405(E)(2), relative to law enforcement; to provide relative to the Louisiana Uniform Law Enforcement Statewide Reporting Database; to provide relative to the information reported to and contained in the database; to provide relative to the use of information in the database; to provide for certain information that is exempt from disclosure; to provide relative to the definition of a peace officer; to provide relative to the time periods within which peace officers are required to obtain training and certification; to provide relative to the Public Records Law; to provide for an emergency effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed House Bill No. 481 by Representative Jackson

AMENDMENT NO. 1

On page 2, line 20, after "civil" and before "or" insert "cases related to civil rights violations under the provisions of 42 U.S.C. 1983 or related to serious bodily injury as defined in R.S. 14:34.1(B)(3)"

AMENDMENT NO. 2

On page 3, line 14, after "Law" delete the period "." and insert the following:

"but may be disclosed to a requesting law enforcement agency in this or another state, to accredited training academies of the Council on Peace Officer Standards and Training, and to councils on peace officer standards and training in other states."

AMENDMENT NO. 3

On page 3, at the end of line 18, delete "The" and delete lines 19 through 24

AMENDMENT NO. 4

On page 4, delete line 14, and insert the following:

"A.(1) Notwithstanding any other provision of law to the contrary Except as otherwise provided in Paragraph (2) of this Subsection, any person"

AMENDMENT NO. 5

On page 5, delete lines 6 through 16 and insert the following:

"(a) The council shall promulgate administrative rules for the certification requirements of part-time and reserve peace officers employed on or after the effective date of this Act and prior to January 1, 2022, subject to oversight by the House Committee on Judiciary and Senate Committee on Judiciary B.

(b) Any person who begins employment as a part-time or reserve peace officer in Louisiana on or after January 1, 2022, shall be subject to the requirements of Paragraph (1) of this Subsection."

AMENDMENT NO. 6

On page 6, line 20, after "1204.1," delete the remainder of the line and insert "1212.1(E), 1507, 1614"

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

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

HOUSE BILL NO. 521—

BY REPRESENTATIVES JOHNSON AND HOFFMANN
AN ACT

To amend and reenact Section 1 of Act No. 866 of the 2014 Regular Session of the Legislature of Louisiana, relative to the Louisiana State Board of Dentistry; to establish the domicile of the board; to require public notice of a change of domicile; to provide for the location of certain judicial proceedings; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

HOUSE BILL NO. 527—

BY REPRESENTATIVE HAVARD AND SENATOR CORTEZ
AN ACT

To amend and reenact R.S. 44:4.1(B)(30), and to enact Part D of Chapter 4 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:202 through 217, relative to Transportation Network Companies; to provide for definitions; to require an operation permit for operation of a transportation network company; to require fare transparency and electronic receipts for all riders; to provide relative to identification requirements for transportation network company vehicles and drivers; to provide for requirements of transportation network company drivers; to require each transportation network company to establish a drug and alcohol policy; to provide relative to the limitations, driver conduct, discrimination policy, records, audit procedures, assessment fees, and controlling authority of transportation network companies; to provide for a public records exception; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed House Bill No. 527 by Representative Havard

AMENDMENT NO. 1

On page 1, line 9, after "network company" and before "establish" insert "to"

AMENDMENT NO. 2

On page 2, line 4, after "45:215" delete "and" and insert a comma "," and "216."

AMENDMENT NO. 3

On page 2, at the beginning of line 7, delete "to be"

AMENDMENT NO. 4

On page 2, delete lines 18 through 29 and on page 3, delete lines 1 through 21 and insert the following:

(3) "Gross trip fare" means the total charge, including the base fare and any time or distance charges, for a prearranged ride.

(4) "Local assessment fee" means one percent of the gross trip fare.

(5) "Prearranged ride" means the provision of transportation by a TNC driver to a rider, beginning when a TNC driver accepts a ride requested by a rider through a digital network controlled by a transportation network company, continuing while the TNC driver transports a requesting rider, and ending when the last requesting rider departs from the TNC vehicle. A prearranged ride does not include transportation provided by shared expense van pool services, as defined pursuant to R.S. 45:162, shared expense car pool services, as defined pursuant to R.S. 45:162, transportation provided using a

vehicle subject to Part A or B of this Chapter, or engaged solely in interstate commerce.

(6) "Transportation network company", "TNC", or "company" means a corporation, partnership, sole proprietorship, or other entity licensed and operating in this state that uses a digital network to connect a TNC rider to a TNC driver who provides a prearranged ride. A TNC may not control, direct, or manage the personal vehicle or the TNC driver who connects to its digital network, except where agreed to by written contract.

(7) "Transportation network company driver" or "TNC driver" means an individual who receives connections to potential riders and related services from a transportation network company and, in return for compensation, uses a TNC vehicle to offer or provide a prearranged ride to riders upon connection through a digital network controlled by a transportation network company.

(8) "Transportation network company rider" or "rider" means an individual or persons who use a transportation network company's digital network to connect with a transportation network company driver who provides prearranged rides in the TNC driver's TNC vehicle between points chosen by the rider.

(9) "Transportation network company vehicle" or "TNC vehicle" means a vehicle that is used by a transportation network company driver to offer or provide a prearranged ride and is owned, leased, or otherwise authorized for use by the transportation network company driver. Notwithstanding any other provision of law to the contrary, a vehicle that is let or rented to another for consideration may be used as a transportation network company vehicle."

AMENDMENT NO. 5

On page 8, line 12, delete "Louisiana"

AMENDMENT NO. 6

On page 8, line 13, after "construed as" and before "limiting" insert "applying to other department records related to its regulation of TNCs if such records do not include information that is otherwise designated confidential or exempted pursuant to the Public Records Law or as"

AMENDMENT NO. 7

On page 8, line 14, delete "Louisiana"

AMENDMENT NO. 8

On page 9, at the beginning of line 10, change "Subsection" to "Paragraph"

AMENDMENT NO. 9

On page 9, line 18, after "this Section," and before "not be" change "must" to "shall"

AMENDMENT NO. 10

On page 9, line 18, delete "Louisiana"

AMENDMENT NO. 11

On page 9, line 25, change "(D)(1)" to "(C)(1)"

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

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

HOUSE BILL NO. 528—

BY REPRESENTATIVE BROADWATER
AN ACT

To enact Chapter 5-C of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:1891 through 1894, relative to the management of public postsecondary education; to create the Louisiana Postsecondary Education Board of Trustees; to provide for the board's powers, duties, and membership; to provide for the initial appointments to and convening of the board; to require the board to develop a transition plan relative to its role as the successor of the Board of Regents; to require the board to submit reports relative to such plan to the legislature and the governor; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Nancy Landry, the above bill was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 668—

BY REPRESENTATIVE STOKES
AN ACT

To amend and reenact R.S. 47:301(14)(g)(i)(bb)(I), 305(A)(2), (5), and (6), and (D)(1)(k) through (m) and (s), 305.20(A), 305.25(A)(introductory paragraph) and (B), 305.37(A), 305.50(E)(2), 305.63, 305.64(A)(1), to enact R.S. 47:305.72, and to repeal R.S. 47:301(16)(n), 305.20(G), 305.25(C), 305.37(B), and 337.10(D), (J), (N), and (O), relative to sales and use taxes; to provide with respect to certain exemptions and exclusions from tax; to provide for applicability of certain exemptions and exclusions from locals sales and use taxes: 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. 668 by Representative Stokes

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "(5), and" delete "R.S. 47:305(A)(2)," and insert "R.S. 47:301(14)(g)(i)(bb)(I), 305(A)(2),"

AMENDMENT NO. 2

On page 1, at the end of line 3, after "305.37(A)," and before "305.63," insert "305.50(E)(2),"

AMENDMENT NO. 3

On page 1, line 5, after "305.37(B)," and before "relative" delete "and 337.10(D) and (N)," and insert "and 337.10(D), (J), (N), and (O),"

AMENDMENT NO. 4

On page 1, line 10, after "Section 1." and before "(5), and" delete "R.S. 47:305(A)(2)," and insert "R.S. 47:301(14)(g)(i)(bb)(I), 305(A)(2),"

AMENDMENT NO. 5

On page 1, line 11, after "305.37(A)," and before "305.63," insert "305.50(E)(2),"

AMENDMENT NO. 6

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

"§301. Definitions

As used in this Chapter the following words, terms, and phrases have the meanings ascribed to them in this Section, unless the context clearly indicates a different meaning:

* * *

(g)(i)

* * *

(bb)(I) For purposes of the sales and use tax levied by the state ~~and by tax authorities in East Feliciana Parish or any other taxing authority~~, charges for the furnishing of repairs to tangible personal property shall be excluded from sales of services, as defined in this Subparagraph, when the repaired property is (1) delivered to a common carrier or to the United States Postal Service for transportation outside the state, or (2) delivered outside the state by use of the repair dealer's own vehicle or by use of an independent trucker. However, as to aircraft, delivery may be by the best available means. This exclusion shall not apply to sales and use taxes levied by any other parish, municipality or school board. ~~However, any other parish, municipality or school board may apply the exclusion as defined in this Subparagraph to sales or use taxes levied by any such parish, municipality, or school board. Offshore areas shall not be considered another state for the purpose of this Subparagraph. The applicability of the exclusion provided for in this Subsubitem for purposes of the sales and use tax imposed by any taxing authority other than the state shall be phased-in as follows:~~

(i) For the period beginning October 1, 2017, and ending September 30, 2018, the exclusion shall apply to twenty-five percent of the amount of the taxable sale.

(ii) For the period beginning October 1, 2018, and ending September 30, 2019, the exclusion shall apply to fifty percent of the amount of the taxable sale.

(iii) For the period beginning October 1, 2019, and ending September 30, 2020, the exemption shall apply to seventy-five percent of taxable sale.

(iv) For taxable periods beginning on and after October 1, 2020, the exclusion shall apply to one hundred percent of the amount of the taxable sale."

AMENDMENT NO. 7

On page 8, at the end of line 12, after "(1)" delete "Taxes" and insert "All taxes"

AMENDMENT NO. 8

On page 9, between lines 25 and 26, insert the following:

"§305.50. Exemption; vehicles used in interstate commerce; rail rolling stock; railroad ties

* * *

E.

* * *

(2)(a) The sales and use tax imposed by the state of Louisiana or statewide taxing authorities or any other taxing authority shall not

apply to parts or services used in the fabrication, modification, or repair of rail rolling stock. ~~A political subdivision may, by ordinance, provide that sales and use tax imposed by the political subdivision shall not apply to parts or service used in the fabrication, modification, or repair of rail rolling stock.~~

(b) The applicability of the exclusion provided for in this Subsubitem for purposes of the sales and use tax imposed by any taxing authority other than the state shall be phased-in as follows:

(i) For the period beginning October 1, 2017, and ending September 30, 2018, the exclusion shall apply to twenty-five percent of the amount of the taxable sale.

(ii) For the period beginning October 1, 2018, and ending September 30, 2019, the exclusion shall apply to fifty percent of the amount of the taxable sale.

(iii) For the period beginning October 1, 2019, and ending September 30, 2020, the exclusion shall apply to seventy-five percent of the taxable sale.

(iv) For taxable periods beginning on and after October 1, 2020, the exclusion shall apply to one hundred percent of the amount of the taxable sale.

* * **

AMENDMENT NO. 9

On page 12, at the end of line 1, after "305.37(B) and" delete the remainder of the line and at the beginning of line 2, delete "(N)" and insert "337.10(D), (J), (N), and (O)"

AMENDMENT NO. 10

On page 12, at the end of line 3, delete "the" and delete lines 4 in its entirety and insert the following:

"either of the Acts which originated as House Bill Nos. 562 or 559 of this 2017 Regular Session of the Legislature"

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. 673—
BY REPRESENTATIVE STOKES

AN ACT

To amend and reenact R.S. 4:168 and 227, R.S. 12:425, R.S. 47:301(7)(b), (10)(b) and (c)(ii), 13(a) and (h), (14)(b)(i)(aa), (23) and (24)(introductory paragraph), (a), and (b), 305(A)(4)(a) and (b) and (D)(1)(a), (h), (i), (k), and (u), 305.11(A), 305.14(A)(1) through (4), 305.19, 305.28(A), 305.44(A)(introductory paragraph), 305.47, 305.48, 305.49, 305.50(E)(2), 305.66(A), 315(B)(4), 315.5(A), 337.9(C)(1), (4), and (13), and (D)(10) and (20), 337.10(I)(1), and 6001(A), to enact R.S. 47:301(10)(ii) and (18)(q), 305.73 through 305.98, 315(B)(5), 315.6 through 315.11, and 337.10(P) through (T), and to repeal R.S. 38:2212.4(C), R.S. 39:467 and 468, R.S. 47:301(3)(g), (i) through (k), (4)(i) and (k), (6)(b), (7)(c), (e) through (g), (h), (j), and (l), (8)(b) and (d) through (f), (10)(c)(i)(bb), (d), (h) through (j), (l), (n) through (r), (t), (y) through (hh), (13)(c), (e), (k), (l), (m), (14)(b)(i)(bb), and (b)(ii) through (iv), (g)(iii), (h) and (k), (16)(b)(ii), (c), (f), (h), (i) through (k), (m), and (n) through (p), (18)(c), (e), (f), (h), (k), (m), (n), (o), and (p), and (28), 302(D), 305(A)(1), (B), and (F), 305.2, 305.6, 305.7, 305.9, 305.13, 305.14(A)(5), 305.18, 305.26, 305.30, 305.33, 305.40 through 305.44(B), 305.45, 305.51, 305.52, 305.53, 305.57(C), 305.59, 305.60, 305.61, 305.65, 305.67 through 305.71, 337.9(B), (C)(23), (D)(3), (4),

(6), (9), (18), (19), (21), and (26) through (33), 337.10(C), (G), (I)(2) and (3), (K), and (M), and 6003, relative to the sales and use taxes; to provide for exclusions and exemption from sales and use taxes; to provide with respect to the tax treatment of the sale, lease, rental, or storage of certain tangible personal property and sale of certain services; to repeal certain sales and use tax exemptions and exclusions; to establish certain sales and use tax refunds; and to provide for related matters.

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. 673 by Representative Stokes

AMENDMENT NO. 1

On page 1, line 6, after "305.49," and before "305.66(A)" delete "305.50(E)(1),305.57(A) and (B)," and insert "305.50(E)(2),"

AMENDMENT NO. 2

On page 1, line 7, after "and (20)," and before "and 6001(A)" delete "337.10(G) and (I)(1)," and insert "337.10(I)(1),"

AMENDMENT NO. 3

On page 1, line 13, after "(h)" and before "(k)" delete "through" and insert "and"

AMENDMENT NO. 4

On page 1, at the end of line 16, delete "305.50(E)(2),"

AMENDMENT NO. 5

On page 1, at the beginning of line 19, after "337.10(C)," and before "(K)" delete "(I)(2) and (3)," and insert "(G), (I)(2) and (3),"

AMENDMENT NO. 6

On page 3, line 1, after "305.49," and before "305.66(A)" delete "305.50(E)(1), 305.57(A) and (B)," and insert "305.50(E)(2),"

AMENDMENT NO. 7

On page 3, line 2, after "and (20)," delete the remainder of the line and insert "337.10(I)(1), and"

AMENDMENT NO. 8

On page 12, line 27, after "from" and before "sales" insert "all"

AMENDMENT NO. 9

On page 14, delete lines 1 through 3 in their entirety and insert the following:

"E.

* * *

(2)(a) The sales and use tax imposed by the state of Louisiana or statewide taxing authorities shall not apply to parts or services used in the fabrication, modification, or repair of rail rolling stock. A political subdivision may, by ordinance, provide that sales and use

tax imposed by the political subdivision shall not apply to parts or service used in the fabrication, modification, or repair of rail rolling stock.

(b) The sales, lease, and use tax imposed by the state of Louisiana or any other taxing authorities shall not apply to the following tangible personal property or services:

(i) Hourly, daily, or periodic mileage or other charges referred to as "per diem or car hire" on freight cars and other rolling stock when such charges are paid by reason of the presence of freight cars and other rolling stock owned by another on the tracks of the taxpayer;

(ii) Piggy-back trailers or containers when brought into or operated as piggy-back trailers or containers in this state; and

(iii) Rolling stock, such as engines, switch engines, freight cars, and machinery owned, operated, or leased by a railroad or any other person, firm, or corporation."

AMENDMENT NO. 10

On page 14, delete lines 5 through 29 in their entirety

AMENDMENT NO. 11

On page 15, line 20, after "event at a" and before "state-owned" delete "locally or university-owned domed facility, a"

AMENDMENT NO. 12

On page 15, line 21, after "baseball facility," delete the remainder of the line, and delete line 22 in its entirety

AMENDMENT NO. 13

On page 15, line 24, after "Subsection" delete "G" and insert "F"

AMENDMENT NO. 14

On page 25, at the beginning of line 25, after "from" and before "sales" insert "all"

AMENDMENT NO. 15

On page 28, line 19, after "by" and before "taxing" delete "any" and insert "the state or any other"

AMENDMENT NO. 16

On page 41, delete lines 28 and 29 in their entirety and on page 42, delete lines 1 through 10 in their entirety

AMENDMENT NO. 17

On page 42, line 14, after "purchase of" delete the remainder of the line, delete lines 15 through 17, and insert the following:

"manufacturing machinery, and equipment, and any other tangible personal property or service authorized for a state tax refund under that Section."

AMENDMENT NO. 18

On page 43, at the beginning of line 1, after "those" and before "paid" delete "taxed" and insert "taxes"

AMENDMENT NO. 19

On page 44, line 11, after "(h)" and before "(k)" delete "through" and insert "and"

AMENDMENT NO. 20

On page 44, line 14, after "305.45," and before "305.51," delete "305.50(E)(2),"

AMENDMENT NO. 21

On page 44, at the end of line 16, after "337.10(C)," and before "(I)(2)" insert "(G),"

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

On motion of Rep. Abramson, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 679 (Substitute for House Bill No. 399 by Representative Garofalo)—
BY REPRESENTATIVE GAROFALO
AN ACT

To enact Part V of Chapter 1 of Code Title XXIV of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:5826 and 5827, relative to prescription; to provide relative to preemptive and prescriptive deadlines; to provide relative to legal deadlines; to provide for applicability; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 680 (Substitute for House Bill No 426 by Representative Marino)—
BY REPRESENTATIVE MARINO
AN ACT

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

Read by title.

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

HOUSE BILL NO. 465—
BY REPRESENTATIVE STEVE CARTER
AN ACT

To enact R.S. 32:62, relative to motor vehicle speed limits; to provide maximum speed limits for certain motor vehicles; to require certain motor vehicles maintain a speed limit of ten miles per hour below the posted speed limit on interstate highways; and to provide for related matters.

Called from the calendar.

Read by title.

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

The substitute was read by title as follows:

HOUSE BILL NO. 682 (Substitute for House Bill No. 465 by Representative Steve Carter)—

BY REPRESENTATIVE STEVE CARTER
AN ACT

To enact R.S. 32:71(B)(3), relative to lane usage on interstate highways; to require that certain vehicles drive in the right hand lane on interstate highways that are continuously elevated for a length of more than five miles; and to provide for related matters.

Read by title.

On motion of Rep. Havard, the substitute was adopted and became House Bill No. 682 by Rep. Steve Carter, on behalf of the Committee on Transportation, Highways and Public Works, as a substitute for House Bill No. 465 by Rep. Steve Carter.

Under the rules, lies over in the same order of business.

House and House Concurrent Resolutions on Third Reading for Final Consideration

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

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

To amend and reenact the Louisiana State Board of Cosmetology rules (LAC 46:XXXI.101 and 1101(A)) and to repeal rules (LAC 46:XXXI.1105 and 1107), which provide definitions, a special permit, and a curriculum relative to alternative hair and alternative hair design, and to direct the office of the state register to print the amendments and notice of repeal in the Louisiana Administrative Code.

Read by title.

Rep. Emerson moved the adoption of the resolution.

By a vote of 81 yeas and 7 nays, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 8—
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.

Motion

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

HOUSE CONCURRENT RESOLUTION NO. 10—
BY REPRESENTATIVE DWIGHT
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations regarding Louisiana laws governing paternity and birth certificates.

Read by title.

Motion

On motion of Rep. Coussan, the resolution was returned to the calendar.

HOUSE CONCURRENT RESOLUTION NO. 9—
BY REPRESENTATIVE BISHOP AND SENATOR CORTEZ
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to examine the possibility of issuance of a "safe boater" decal to designate vessels that are certified as compliant with the state and federal laws concerning safe boating.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bishop to Engrossed House Concurrent Resolution No. 9 by Representative Bishop

AMENDMENT NO. 1

On page 1, line 12, after "lights," insert "and"

AMENDMENT NO. 2

On page 1, at the end of line 13, after "operated," insert "and"

AMENDMENT NO. 3

On page 1, line 14, after "gunwales" change the comma "," to a semi-colon ";"

AMENDMENT NO. 4

On page 1, line 18, after "water" delete the comma ","

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

Rep. Bishop moved the adoption of the resolution, as amended.

By a vote of 88 yeas and 0 nays, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 15—
BY REPRESENTATIVE COX
A CONCURRENT RESOLUTION

To recognize the Natchitoches Tribe of Louisiana as an Indian tribe.

Read by title.

Motion

On motion of Rep. Robby Carter, the resolution was returned to the calendar.

HOUSE CONCURRENT RESOLUTION NO. 36—
BY REPRESENTATIVE SMITH
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the prospective use of the term "d/Deaf" in law, and to report findings of the study in the form of recommendations to the legislature concerning the term.

Read by title.

Rep. Smith moved the adoption of the resolution.

By a vote of 96 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 10—
BY REPRESENTATIVE DWIGHT
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations regarding Louisiana laws governing paternity and birth certificates.

Called from the calendar.

Read by title.

Rep. Dwight moved the adoption of the resolution.

By a vote of 94 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

**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. 305—
BY REPRESENTATIVE JOHNSON
AN ACT

To amend and reenact R.S. 37:2410 and to enact R.S. 37:2402(C), 2411.1, 2411.2, and 2424(C)(7), relative to the practice of physical therapy; to provide for active state oversight and supervision of the Louisiana Physical Therapy Board; to provide for the licensure of foreign graduates; to provide for the licensure of applicants with military training; to establish a continuing education review fee; 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. 305 by Representative Johnson

AMENDMENT NO. 1

On page 2, line 2, before "by practitioners" change "only be provided" to "be provided only"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Leger
Abraham	Franklin	Leopold
Abramson	Gaines	Lyons
Amedee	Garofalo	Mack
Anders	Gisclair	Magee

Armes	Glover	Marcelle
Bacala	Guinn	Marino
Bagneris	Hall	McFarland
Berthelot	Harris, J.	Miller, D.
Billiot	Harris, L.	Miller, G.
Bishop	Havard	Moreno
Bouie	Hazel	Morris, Jay
Broadwater	Henry	Pearson
Brown, C.	Hilferty	Pierre
Brown, T.	Hill	Pope
Carmody	Hodges	Price
Carpenter	Hoffmann	Pugh
Carter, G.	Hollis	Pylant
Carter, R.	Horton	Richard
Carter, S.	Howard	Schexnayder
Chaney	Hunter	Schroder
Connick	Huval	Seabaugh
Coussan	Ivey	Shadoin
Crews	Jackson	Smith
Cromer	James	Stagni
Danahay	Jefferson	Stefanski
Davis	Jenkins	Stokes
DeVillier	Johnson	Thibaut
Dwight	Jones	Thomas
Edmonds	Jordan	White
Emerson	Landry, T.	Zeringue
Falconer	LeBas	

Total - 95

NAYS

Total - 0

ABSENT

Bagley	Miguez	Simon
Cox	Morris, Jim	Talbot
Hensgens	Norton	
Landry, N.	Reynolds	

Total - 10

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

The title of the above bill was read and adopted.

Rep. 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.

HOUSE BILL NO. 338—
BY REPRESENTATIVE POPE

AN ACT

To amend and reenact R.S. 37:2654(A)(introductory paragraph), (1)(c), and (2), (B) through (D), and (F) through (H), 2662(A)(introductory paragraph), (2), (3), and (7)(c) and (B), 2663(A), (B), and (D), and 2664, to enact R.S. 37:2654(A)(1)(d) and (e) and (I) through (K), 2656.1, 2660.1, 2661.2, and 2662(C), and to repeal R.S. 37:2655, relative to the practice of speech-language pathology and audiology; to provide for membership on the Louisiana Board of Examiners for Speech-Language Pathology and Audiology; to provide for officers and the domicile of the board; to provide for removal of members; to regulate telepractice; to authorize the conditional issuance or renewal of a license; to provide for disciplinary proceedings and penalties; to prohibit the practice of speech-language pathology and audiology without a license or registration; to prohibit certain actions by licensees and registrants; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pope to Engrossed House Bill No. 338 by Representative Pope

AMENDMENT NO. 1

On page 3, line 8, after "Association" delete the comma "," and after "shall" and before "within" insert a comma " , "

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Lyons
Abraham	Franklin	Mack
Abramson	Gaines	Magee
Amedee	Garofalo	Marcelle
Anders	Gisclair	Marino
Armes	Glover	McFarland
Bacala	Guinn	Miller, D.
Bagneris	Hall	Miller, G.
Berthelot	Harris, J.	Morris, Jay
Billiot	Harris, L.	Pearson
Bishop	Havard	Pierre
Bouie	Hazel	Pope
Brown, C.	Henry	Price
Brown, T.	Hilferty	Pugh
Carmody	Hill	Pylant
Carpenter	Hodges	Richard
Carter, G.	Hoffmann	Schexnayder
Carter, R.	Hollis	Schroder
Carter, S.	Horton	Seabaugh
Chaney	Huval	Shadoin
Connick	Ivey	Smith
Coussan	Jackson	Stagni
Crews	James	Stefanski
Cromer	Jefferson	Stokes
Danahay	Jenkins	Talbot
Davis	Johnson	Thibaut
DeVillier	Jones	Thomas
Dwight	Jordan	White
Edmonds	Landry, T.	Zeringue
Emerson	Leger	
Falconer	Leopold	

Total - 91

NAYS

Total - 0

ABSENT

Bagley	Hunter	Morris, Jim
Broadwater	Landry, N.	Norton
Cox	LeBas	Reynolds
Hensgens	Miguez	Simon
Howard	Moreno	

Total - 14

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pope 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. 341—
BY REPRESENTATIVE DUSTIN MILLER
AN ACT

To amend and reenact R.S. 17:1607, the heading of Title 28 of the Louisiana Revised Statutes of 1950, the heading of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, R.S. 28:1, 2(1), (7), (9), (10), (14), (17), (20), (21), (26), (29), and (32)(a) and (b), 3, the heading of Part I-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, R.S. 28:11, 12, 13(introductory paragraph), (1), and (3) through (5), 14, 15(A)(introductory paragraph), (3), (9), and (B), the heading of Part II of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, R.S. 28:21(A) and (B), 21.1, 22(B)(introductory paragraph) and (C)(1), 22.5, 22.7(A), 22.9 through 25, 25.1(A), (C)(1)(a)(introductory paragraph) and (v), (b), (c), (2)(a)(iv), and (D), 25.2, the heading of Part III of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, R.S. 28:50(1), (3), (4), and (6), 51(C), 51.1(A)(1), 52(A) through (C), (G)(2)(a), and (H)(2), 52.2, 52.3, 52.4(A) through (C), 53(A), (B)(1) and (2)(b) and (d)(introductory paragraph), (G)(2) and (6), (J), (K)(1), and (L)(1) and (3), 53.2(A)(introductory paragraph) and (1), (B), (C)(3), and (F), 54(A) and (D)(1)(introductory paragraph) and (a) and (3), 55(B), (E)(1) and (3) through (5), (F), (G), (I), and (J), 56(A)(1)(a) and (2)(b), (B), (C), and (G), 59(A), (C), and (D), 62, 64(F), 67(1) and (3), 69(A)(1), 70(A), (B)(introductory paragraph) and (1), and (E)(2)(f), 71(B), (C), (E), and (F), 72(A), 73, 91 through 93, 94(A), 96(A) through (C) and (E) through (H), 96.1(A), (B), and (D) through (F), 97 through 100, 101 through 145, 146(A), 147, the heading of Part VI of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, R.S. 28:171(C)(4)(a) and (D)(5), 171.1(introductory paragraph) and (5) through (8), 172 through 184, 185(A), 200 through 202, 215.2(1)(introductory paragraph) and (2), 215.3(A) and (B), 215.4(A), the heading of Part X of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, R.S. 28:221(1) through (6), (8), (9), and (11) through (13), 222 through 225, 227(A), (C), and (E), 228, 229(A) and (C), 230(A)(introductory paragraph) and (2)(a) and (d)(i), (B), and (C), 232, 233(2), 234(introductory paragraph) and (2), the heading of Chapter 5 of Title 28 of the Louisiana Revised Statutes of 1950, R.S. 28:475, 476, 477(1) and (3)(a)(introductory paragraph) and (b), 478(A), the heading of Chapter 11 of Title 28 of the Louisiana Revised Statutes of 1950, R.S. 28:771, 772(A)(1) and (2)(c) and (B), the heading of Chapter 15 of Title 28 of the Louisiana Revised Statutes of 1950, R.S. 28:841(A), 911(1), 913(A)(2) and (3), 915(A)(3), and 931(B)(2), R.S. 36:258(C) and 259(C)(10) and (16), R.S. 40:1237.1(A)(9)(a)(ii)(introductory paragraph) and 2142(A), Code of Criminal Procedure Articles 648(A)(1) and (B)(1), 657, 657.1(A)(4), and 657.2(A), and Children's Code Article 1404(9), to enact R.S. 28:2(33) through (39), and to repeal R.S. 28:2(11), 22.4, 22.10, 52.1, 95, 100.1, 182, Chapter 6 of Title 28 of the Louisiana Revised Statutes of 1950, comprised of R.S. 28:501 through 506, and Chapter 7 of Title 28 of the Louisiana Revised Statutes of 1950, comprised of R.S. 28:561, relative to mental health and behavioral health laws; to revise terminology and definitions of terms relating to mental health and behavioral health; to provide relative to healthcare services for persons with mental illness and substance-related and addictive disorders; to provide for care and treatment of persons with behavioral health needs; to provide relative to facilities where such care is delivered; to provide for the administration of state psychiatric hospitals; to make technical changes and corrections in laws pertaining to mental health and behavioral health; 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. 341 by Representative Dustin Miller

AMENDMENT NO. 1

On page 1, line 9, following "22.9" delete the remainder of the line and insert ", 23,"

AMENDMENT NO. 2

On page 4, line 1, following "22.9" and before "25" change "through" to ", 23,"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dustin Miller to Engrossed House Bill No. 341 by Representative Dustin Miller

AMENDMENT NO. 1

On page 2, line 4, delete "172 through 184," and insert in lieu thereof "172 through 181, 183, 184,"

AMENDMENT NO. 2

On page 4, line 13, delete "172 through 184," and insert in lieu thereof "172 through 181, 183, 184,"

AMENDMENT NO. 3

On page 40, line 17, delete "herein" and insert "in R.S. 28:2"

AMENDMENT NO. 4

On page 40, line 23, delete "herein" and insert "in R.S. 28:2"

AMENDMENT NO. 5

On page 68, line 27, delete "perform" and insert "have"

AMENDMENT NO. 6

On page 78, line 24, delete "superintendent of the institution" and insert "director or administrator of the treatment facility"

AMENDMENT NO. 7

On page 78, at the end of line 28, delete "mentally defective"

On motion of Rep. Dustin Miller, the amendments were adopted.

Rep. Dustin Miller moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Leger
Abraham	Gaines	Leopold
Abramson	Garofalo	Lyons
Amedee	Gisclair	Mack

Anders	Glover	Magee
Armes	Guinn	Marcelle
Bacala	Hall	Marino
Bagneris	Harris, J.	McFarland
Berthelot	Harris, L.	Miller, D.
Billiot	Havard	Miller, G.
Bishop	Hazel	Moreno
Bouie	Henry	Morris, Jay
Broadwater	Hilferty	Pearson
Brown, C.	Hill	Pierre
Brown, T.	Hodges	Pope
Carmody	Hoffmann	Price
Carpenter	Hollis	Pugh
Carter, G.	Horton	Pylant
Carter, R.	Howard	Richard
Carter, S.	Hunter	Schexnayder
Chaney	Huval	Schroder
Connick	Ivey	Seabaugh
Coussan	Jackson	Shadoin
Crews	James	Smith
Cromer	Jefferson	Stagni
Danahay	Jenkins	Stefanski
Davis	Johnson	Stokes
DeVillier	Jones	Talbot
Dwight	Jordan	Thibaut
Emerson	Landry, N.	Thomas
Falconer	Landry, T.	White
Foil	LeBas	Zeringue

Total - 96

NAYS

Total - 0

ABSENT

Bagley	Hensgens	Norton
Cox	Miguez	Reynolds
Edmonds	Morris, Jim	Simon

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dustin Miller 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. 395—
BY REPRESENTATIVE DUSTIN MILLER
AN ACT

To amend and reenact R.S. 28:54(A) and (C), 55(A) through (D) and (E)(1) and (5), 56(C) and (G)(4), 59(A) through (C), 454.6(A)(introductory paragraph), (5), and (6) and (B) and to enact R.S. 28:52.2(C) and 454.6(A)(7), relative to involuntary mental health treatment; to make technical corrections; to require formal voluntary admission upon request of qualifying individuals; to provide for judicial commitment hearings; to provide for commitment of prisoners; to establish an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 414—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 28:35(B) and R.S. 40:1135.4, 1135.8(E)(2), 1135.11, 2006(A)(1) and (2)(introductory

paragraph) and (c), (B)(1) and (2)(introductory paragraph), (C), and (E)(1) and (2)(introductory paragraph) and (c), 2120.4(D), 2120.34(F), 2139(A), 2166.5(C), and 2198.13, to enact R.S. 40:2006(A)(2)(r) through (w), (B)(2)(i) through (m), (E)(2)(t) through (v), and (F) and 2166.5(D), and to repeal R.S. 28:34(C) and 36(B) and R.S. 40:2006(A)(2)(e) and (E)(2)(e) and 2107(A), relative to fees assessed on healthcare facilities and providers licensed by the Louisiana Department of Health; to increase license fees for certain facilities and providers; to establish bed fees for certain licensed facilities; and to provide for related matters.

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. 414 from the calendar on Friday, May 19, 2017.

HOUSE BILL NO. 435—
BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact R.S. 22:1880(C)(1) and (2) and to enact R.S. 22:1880(E), relative to balance billing disclosure; to require that a healthcare facility disclose to a patient out-of-network providers; to provide for notice to insureds of possible balance billing at first registration with a healthcare facility; to provide for penalties for failure to disclose; and to provide for related matters.

Read by title.

Rep. Talbot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Lyons
Abraham	Franklin	Mack
Abramson	Gaines	Magee
Amedee	Gisclair	Marcelle
Anders	Glover	Marino
Bacala	Guinn	McFarland
Bagneris	Hall	Miller, D.
Berthelot	Harris, J.	Miller, G.
Billiot	Havard	Moreno
Bishop	Hazel	Morris, Jim
Bouie	Henry	Pearson
Broadwater	Hilferty	Pierre
Brown, C.	Hill	Pope
Brown, T.	Hodges	Price
Carmody	Hoffmann	Pugh
Carpenter	Hollis	Pylant
Carter, G.	Horton	Richard
Carter, R.	Hunter	Schexnayder
Carter, S.	Huval	Schroder
Chaney	Ivey	Seabaugh
Connick	Jackson	Shadoin
Coussan	James	Smith
Crews	Jefferson	Stagni
Cromer	Jenkins	Stefanski
Danahay	Johnson	Stokes
Davis	Jones	Talbot

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DeVillier	Jordan	Thibaut
Dwight	Landry, N.	Thomas
Edmonds	Landry, T.	White
Emerson	Leger	Zeringue
Falconer	Leopold	
Total - 92		

NAYS

Morris, Jay
Total - 1

ABSENT

Armes	Harris, L.	Miguez
Bagley	Hensgens	Norton
Cox	Howard	Reynolds
Garofalo	LeBas	Simon
Total - 12		

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

The title of the above bill was read and adopted.

Rep. Talbot 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. 472—
BY REPRESENTATIVE GAINES
AN ACT

To amend and reenact R.S. 40:31.32(B) and (E)(2), relative to individual sewage fees; to provide for an increase in an individual sewage fee; to provide for effectiveness; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 474—
BY REPRESENTATIVE GAROFALO
AN ACT

To amend and reenact R.S. 56:431.2(A)(1) and (B)(2) and to repeal R.S. 56:431.2(B)(3)(d) and (C), relative to alternative oyster culture permits; to authorize the issuance of such permit to a person holding an oyster lease on a privately owned water bottom or dual-claimed water bottom; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Garofalo to Engrossed House Bill No. 474 by Representative Garofalo

AMENDMENT NO. 1

On page 2, line 7, delete "(a)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Lyons
Abraham	Franklin	Mack
Abramson	Garofalo	Magee
Amedee	Gisclair	Marcelle
Anders	Glover	Marino
Bacala	Guinn	McFarland
Bagneris	Hall	Miller, D.
Berthelot	Harris, J.	Miller, G.
Billiot	Harris, L.	Moreno
Bishop	Havard	Morris, Jim
Bouie	Hazel	Pearson
Broadwater	Henry	Pierre
Brown, C.	Hilferty	Pope
Brown, T.	Hill	Price
Carmody	Hodges	Pugh
Carpenter	Hoffmann	Pylant
Carter, G.	Hollis	Richard
Carter, R.	Horton	Schexnayder
Carter, S.	Hunter	Schroder
Chaney	Huval	Seabaugh
Connick	Ivey	Shadoin
Coussan	Jackson	Smith
Crews	James	Stagni
Cromer	Jefferson	Stefanski
Danahay	Jenkins	Stokes
Davis	Johnson	Talbot
DeVillier	Jones	Thibaut
Dwight	Jordan	Thomas
Edmonds	Landry, T.	White
Emerson	Leger	Zeringue
Falconer	Leopold	
Total - 92		

NAYS

Total - 0

ABSENT

Armes	Howard	Norton
Bagley	Landry, N.	Reynolds
Cox	LeBas	Simon
Gaines	Miguez	
Hensgens	Morris, Jay	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Garofalo 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. 475—
BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 56:332(N)(2)(c) and to enact R.S. 56:332(N)(2)(d), relative to crab fishing; to authorize the Wildlife and Fisheries Commission to prohibit crab traps in state-owned water bottoms during closed season; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gisclair to Engrossed House Bill No. 475 by Representative Gisclair

AMENDMENT NO. 1

On page 1, line 17, after "reasons" insert a comma "," and "the commission may prohibit crab traps"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Leger
Abraham	Gaines	Leopold
Abramson	Garofalo	Lyons
Amedee	Gisclair	Mack
Anders	Glover	Magee
Armes	Guinn	Marcelle
Bacala	Hall	Marino
Bagneris	Harris, J.	McFarland
Berthelot	Harris, L.	Miller, D.
Billiot	Havard	Miller, G.
Bouie	Hazel	Moreno
Broadwater	Henry	Morris, Jay
Brown, C.	Hilferty	Pearson
Brown, T.	Hill	Pierre
Carmody	Hodges	Pope
Carpenter	Hoffmann	Price
Carter, G.	Hollis	Pugh
Carter, R.	Horton	Pylant
Carter, S.	Howard	Richard
Chaney	Hunter	Schexnayder
Connick	Huval	Schroder
Coussan	Ivey	Seabaugh
Crews	Jackson	Shadoin
Cromer	James	Smith
Danahay	Jefferson	Stagni
Davis	Jenkins	Stefanski
DeVillier	Johnson	Stokes
Dwight	Jones	Talbot
Edmonds	Jordan	Thibaut
Emerson	Landry, N.	Thomas
Falconer	Landry, T.	White
Foil	LeBas	Zeringue

Total - 96

NAYS

Total - 0

ABSENT

Bagley	Hensgens	Norton
Bishop	Miguez	Reynolds
Cox	Morris, Jim	Simon

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gisclair 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. 505—

BY REPRESENTATIVE JACKSON
AN ACT

To enact R.S. 17:85.1, relative to Monroe City Schools; to name the building used as an auditorium and gymnasium at Lincoln Elementary School; and to provide for related matters.

Read by title.

Rep. Jackson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Leger
Abraham	Franklin	Leopold
Abramson	Gaines	Lyons
Amedee	Garofalo	Mack
Anders	Gisclair	Magee
Armes	Glover	Marcelle
Bacala	Guinn	Marino
Bagneris	Hall	McFarland
Berthelot	Harris, J.	Miller, D.
Billiot	Harris, L.	Miller, G.
Bishop	Havard	Moreno
Bouie	Hazel	Pearson
Broadwater	Henry	Pierre
Brown, C.	Hilferty	Pope
Brown, T.	Hill	Price
Carmody	Hodges	Pugh
Carpenter	Hollis	Pylant
Carter, G.	Horton	Richard
Carter, R.	Howard	Schexnayder
Carter, S.	Hunter	Schroder
Chaney	Huval	Seabaugh
Connick	Ivey	Shadoin
Coussan	Jackson	Smith
Crews	James	Stagni
Cromer	Jefferson	Stefanski
Davis	Jenkins	Stokes
DeVillier	Johnson	Talbot
Dwight	Jones	Thibaut
Edmonds	Jordan	Thomas
Emerson	Landry, T.	White
Falconer	LeBas	Zeringue

Total - 93

NAYS

Morris, Jay
Total - 1

ABSENT

Bagley	Hoffmann	Norton
Cox	Landry, N.	Reynolds
Danahay	Miguez	Simon
Hensgens	Morris, Jim	

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jackson 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. 517—
BY REPRESENTATIVE GARY CARTER
AN ACT

To amend and reenact R.S. 17:22(11), to enact R.S. 17:22(12), and to repeal R.S. 17:22(11), relative to the functions and duties of the state superintendent of education; to require the superintendent to submit a written report annually to the House Committee on Education and the Senate Committee on Education relative to each public school, including charter schools; to provide for an annual deadline and the content of such reports; to specify a regular legislative session during which the superintendent shall appear before such committees to present a summary, findings, and recommendations relative to such reports; to provide for the termination of these provisions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 556—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 17:500.1, 1201(C)(1)(b)(i) and (ii), and 1206.1, relative to sick leave for public school employees; to provide relative to sick leave benefits to public school teachers, school bus operators, and other school employees who are disabled under certain circumstances; to provide relative to requirements for certification of such disability by a physician; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.20(A), Rep. Pearson gave notice of his intention to call House Bill No. 556 from the calendar on Monday, May 15, 2017.

HOUSE BILL NO. 608—
BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 56:1901, 1902(1) and (2), 1903, 1904(A), (B)(introductory paragraph), (C)(introductory paragraph) and (2), (D), (E), and (H), and 1907 and to enact R.S. 56:1902(3) and 1904(C)(3), (I), (J), and (K), relative to threatened and endangered species conservation; to include native plants in the species to be conserved by the Wildlife and Fisheries Commission and the Department of Wildlife and Fisheries; 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. 608 by Representative White

AMENDMENT NO. 1

On page 1, lines 2 and 9, following "1902(1)" and before ", 1903" delete "and (2)"

AMENDMENT NO. 2

On page 1, line 3, following "(C)" and before "(2)" delete "(introductory paragraph) and"

AMENDMENT NO. 3

On page 1, line 10, delete "(Introductory Paragraph) and"

AMENDMENT NO. 4

On page 2, delete line 28 in its entirety and insert " * * * "

AMENDMENT NO. 5

On page 3, line 1, following "vascular" and before "occurring" change "plants" to "plant"

AMENDMENT NO. 6

On page 3, line 5, delete " * * * "

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative White to Engrossed House Bill No. 608 by Representative White

AMENDMENT NO. 1

On page 6, line 3, after "I." insert "(1)"

AMENDMENT NO. 2

On page 6, at the beginning of line 5, change "(1)" to "(a)"

AMENDMENT NO. 3

On page 6, at the beginning of line 7, change "(2)" to "(b)"

AMENDMENT NO. 4

On page 6, at the beginning of line 9, change "(3)" to "(c)"

AMENDMENT NO. 5

On page 6, at the beginning of line 12, change "(4)" to "(d)"

AMENDMENT NO. 6

On page 6, between lines 14 and 15, insert the following:

"(e) Any emission or discharge authorized pursuant to a permit, license, registration, or variance by the Department of Environmental Quality or any water intake for a facility that holds such permit, license, registration or variance.

(2) The provisions of this Part shall not be interpreted to authorize the department to designate critical habitat on private property."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Leger
Abraham	Garofalo	Lyons
Abramson	Gisclair	Mack
Amedee	Glover	Magee
Anders	Guinn	Marcelle
Armes	Hall	Marino
Bacala	Harris, J.	McFarland
Bagneris	Harris, L.	Miller, D.
Berthelot	Havard	Miller, G.
Billiot	Hazel	Moreno
Bishop	Henry	Morris, Jay
Bouie	Hensgens	Pearson
Broadwater	Hilferty	Pierre
Brown, C.	Hill	Pope
Brown, T.	Hodges	Price
Carmody	Hoffmann	Pugh
Carpenter	Hollis	Pylant
Carter, G.	Horton	Richard
Carter, R.	Howard	Schexnayder
Carter, S.	Hunter	Schroder
Chaney	Huval	Shadoin
Connick	Ivey	Smith
Coussan	Jackson	Stagni
Crews	James	Stefanski
Cromer	Jefferson	Stokes
Danahay	Jenkins	Talbot
Davis	Johnson	Thibaut
DeVillier	Jones	Thomas
Dwight	Jordan	White
Edmonds	Landry, N.	Zeringue
Emerson	Landry, T.	
Foil	LeBas	

Total - 94

NAYS

Total - 0

ABSENT

Bagley	Leopold	Reynolds
Cox	Miguez	Seabaugh
Falconer	Morris, Jim	Simon
Gaines	Norton	

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. White 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. 643—
BY REPRESENTATIVE HUVAL
AN ACT

To amend and reenact R.S. 22:821(B)(19)(c) and to enact R.S. 22:821(B)(23)(d), relative to license fees collected by the commissioner of insurance; to provide for an annual license renewal fee for viatical settlement providers; to provide for a late renewal fee for insurance claims adjusters; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Huval to Engrossed House Bill No. 643 by Representative Huval

AMENDMENT NO. 1

On page 1, delete line 17 in its entirety and insert in lieu thereof the following:

"First time applicant. \$1,000.00"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	LeBas
Abraham	Franklin	Leger
Abramson	Gaines	Lyons
Amedee	Garofalo	Mack
Anders	Gisclair	Magee
Armes	Glover	Marcelle
Bacala	Guinn	Marino
Bagneris	Hall	McFarland
Berthelot	Harris, J.	Miller, D.
Billiot	Harris, L.	Miller, G.
Bishop	Havard	Moreno
Bouie	Hazel	Morris, Jay
Broadwater	Henry	Morris, Jim
Brown, C.	Hensgens	Pearson
Brown, T.	Hilferty	Pierre
Carmody	Hill	Price
Carpenter	Hodges	Pugh
Carter, G.	Hoffmann	Pylant
Carter, R.	Hollis	Richard
Carter, S.	Howard	Schexnayder
Chaney	Hunter	Schroder
Connick	Huval	Seabaugh
Coussan	Ivey	Shadoin
Crews	Jackson	Smith
Cromer	James	Stagni
Danahay	Jefferson	Stefanski
Davis	Jenkins	Stokes
DeVillier	Johnson	Talbot
Dwight	Jones	Thibaut
Edmonds	Jordan	Thomas
Emerson	Landry, N.	White
Falconer	Landry, T.	Zeringue

Total - 96

NAYS

Total - 0

ABSENT

Bagley	Leopold	Pope
Cox	Miguez	Reynolds
Horton	Norton	Simon

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Huval 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. 660—
BY REPRESENTATIVE GARY CARTER
AN ACT

To enact R.S. 17:161.1, relative to school buses in Orleans Parish; to require all school buses used to transport students to public schools in Orleans Parish to contain lettering identifying the name of the school or schools; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 677 (Substitute for House Bill No. 558 by Representative Hodges)—
BY REPRESENTATIVE HODGES
AN ACT

To amend and reenact R.S. 32:667(B)(1)(b) and 668(B)(1)(b) and (c), relative to restrictive driver's licenses; to provide relative to the procedures for obtaining a restrictive driver's license; to eliminate the waiting period for obtaining a restrictive license when refusing to submit to a chemical test for intoxication; to eliminate the waiting period for obtaining a restrictive license when test results show a blood alcohol content over the legal limit; to require ignition interlock devices as a condition of obtaining a restrictive driver's license; and to provide for related matters.

Read by title.

Rep. Hodges moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for House Bill No. 677. Includes Mr. Speaker, Abraham, Abramson, Amedee, Anders, Armes, Bacala, Berthelot, Billiot, Broadwater, Brown, T., Carmody, Carpenter, Carter, G., Carter, R., Carter, S., Chaney, Connick, Coussan, Crews, Cromer, Danahay, Davis, DeVillier, Edmonds, Emerson, Falconer, and Total - 80.

NAYS

Table listing names of representatives who voted 'NAYS' for House Bill No. 677. Includes Bouie, Brown, C., Hunter, James, Miller, D., and Smith.

Table listing names of representatives who were absent: Dwight Harris, J., Jordan Magee, and Stefanski. Total - 11.

Table listing names of representatives who were present: Bagley, Bagneris, Bishop, Cox, Gaines, Leopold, Lyons, Miguez, Morris, Jim, Norton, Reynolds, Shadoin, Simon, and Thibaut. Total - 14.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hodges 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. 223—
BY REPRESENTATIVE MORENO AND SENATOR CLAITOR
AN ACT

To amend and reenact R.S. 14:35.3(A), (B)(4), (5), (6), and (7), (G)(1), and (J) and 37.7(A) and (B), R.S. 15:590(8), R.S. 46:2136.3(A)(introductory paragraph) and (1), Code of Evidence Article 412.4(A) and (D)(2) and (3), and Code of Criminal Procedure Article 387(A)(introductory paragraph) and to enact R.S. 14:35.3(B)(8) and Code of Evidence Article 412.4(D)(4), relative to domestic abuse; to provide relative to acts of abuse involving dating partners; to expand the application of the crimes of domestic abuse battery and domestic abuse aggravated assault to dating partners; to add offenses of abuse involving dating partners to the types of offenses for which certain information is obtained upon arrest and conviction; to provide relative to the possession of firearms by persons subject to a permanent injunction or protective order for acts of abuse involving dating partners; to provide relative to admissibility of evidence of similar crimes, wrongs, or acts in cases of abuse involving dating partners; to provide relative to the information required when instituting the prosecution for an offense involving abuse against a dating partner; to provide definitions; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Moreno to Engrossed House Bill No. 223 by Representative Moreno

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line, delete line 3 in its entirety, and insert "R.S. 14:95.10(A), (C), and (E), R.S. 15:590(8), R.S. 46:2136.3(A)(introductory paragraph) and (1) and 2151(B), Code"

AMENDMENT NO. 2

On page 1, line 4, after "412.4(A) and" and before the comma "," change "(D)(2) and (3)" to "(D)"

AMENDMENT NO. 3

On page 1, line 5, after "enact" delete the remainder of the line and insert "R.S. 14:2(B)(47), 34.9, and 34.9.1"

AMENDMENT NO. 4

On page 1, at the beginning of line 6, delete "Evidence Article 412.4(D)(4)"

AMENDMENT NO. 5

On page 1, line 7, after "partners;" delete the remainder of the line, delete line 8 in its entirety, and insert the following:

"to provide relative to the definition of "dating partner"; to create the crimes of battery of a dating partner and aggravated assault upon a dating partner; to prohibit the possession of a firearm by persons convicted of certain offenses of battery of a dating partner; to"

AMENDMENT NO. 6

On page 2, line 2, after "Section 1." delete the remainder of the line, delete line 3 in its entirety, and insert the following:

"R.S. 14:95.10(A), (C), and (E) are hereby amended and reenacted and R.S. 14:2(B)(47), 34.9, and 34.9.1 are hereby enacted to read as"

AMENDMENT NO. 7

On page 2, delete lines 5 through 29 in their entirety

AMENDMENT NO. 8

On page 3, delete lines 1 through 22 in their entirety and insert the following:

"§2. Definitions

* * *

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

* * *

(47) Aggravated assault upon a dating partner.

* * *

§34.9. Battery of a dating partner

A. Battery of a dating partner is the intentional use of force or violence committed by one dating partner upon the person of another dating partner.

B. For purposes of this Section:

(1) "Burning" means an injury to flesh or skin caused by heat, electricity, friction, radiation, or any other chemical or thermal reaction.

(2) "Court-monitored domestic abuse intervention program" means a program, comprised of a minimum of twenty-six in-person sessions occurring over a minimum of twenty-six weeks, that follows a model designed specifically for perpetrators of domestic abuse. The offender's progress in the program shall be monitored by the court. The provider of the program shall have all of the following:

(a) Experience in working directly with perpetrators and victims of domestic abuse.

(b) Experience in facilitating batterer intervention groups.

(c) Training in the causes and dynamics of domestic violence, characteristics of batterers, victim safety, and sensitivity to victims.

(d) "Dating partner" means any person who is involved or has been involved in a sexual or intimate relationship with the offender characterized by the expectation of affectionate involvement independent of financial considerations, regardless of whether the person presently lives or formerly lived in the same residence with the offender. "Dating partner" shall not include a casual relationship or ordinary association between persons in a business or social context.

(4) "Serious bodily injury" means bodily injury that involves unconsciousness, extreme physical pain, or protracted and obvious disfigurement, or protracted loss or impairment of the function of a bodily member, organ, or mental faculty, or a substantial risk of death.

(5) "Strangulation" means intentionally impeding the normal breathing or circulation of the blood by applying pressure on the throat or neck or by blocking the nose or mouth of the victim.

C. On a first conviction, notwithstanding any other provision of law to the contrary, the offender shall be fined not less than three hundred dollars nor more than one thousand dollars and shall be imprisoned for not less than thirty days nor more than six months. At least forty-eight hours of the sentence imposed shall be served without benefit of parole, probation, or suspension of sentence. Imposition or execution of the remainder of the sentence shall not be suspended unless either of the following occurs:

(1) The offender is placed on probation with a minimum condition that he serve four days in jail and complete a court-monitored domestic abuse intervention program, and the offender shall not possess a firearm throughout the entirety of the sentence.

(2) The offender is placed on probation with a minimum condition that he perform eight, eight-hour days of court-approved community service activities and complete a court-monitored domestic abuse intervention program, and the offender shall not possess a firearm throughout the entirety of the sentence.

D. On a conviction of a second offense, notwithstanding any other provision of law to the contrary, regardless of whether the second offense occurred before or after the first conviction, the offender shall be fined not less than seven hundred fifty dollars nor more than one thousand dollars and shall be imprisoned with or without hard labor for not less than sixty days nor more than one year. At least fourteen days of the sentence imposed shall be served without benefit of parole, probation, or suspension of sentence, and the offender shall be required to complete a court-monitored domestic abuse intervention program. Imposition or execution of the remainder of the sentence shall not be suspended unless either of the following occurs:

(1) The offender is placed on probation with a minimum condition that he serve thirty days in jail and complete a court-monitored domestic abuse intervention program, and the offender shall not possess a firearm throughout the entirety of the sentence.

(2) The offender is placed on probation with a minimum condition that he perform thirty eight-hour days of court-approved community service activities and complete a court-monitored domestic abuse intervention program, and the offender shall not possess a firearm throughout the entirety of the sentence.

E. On a conviction of a third offense, notwithstanding any other provision of law to the contrary and regardless of whether the offense occurred before or after an earlier conviction, the offender shall be imprisoned with or without hard labor for not less than one year nor

more than five years and shall be fined two thousand dollars. The first year of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence.

F.(1) Except as otherwise provided in Paragraph (2) of this Subsection, on a conviction of a fourth or subsequent offense, notwithstanding any other provision of law to the contrary and regardless of whether the fourth offense occurred before or after an earlier conviction, the offender shall be imprisoned with hard labor for not less than ten years nor more than thirty years and shall be fined five thousand dollars. The first three years of the sentence of imprisonment shall be imposed without benefit of probation, parole, or suspension of sentence.

(2) If the offender has previously received the benefit of suspension of sentence, probation, or parole as a fourth or subsequent offender, no part of the sentence may be imposed with benefit of suspension of sentence, probation, or parole, and no portion of the sentence shall be imposed concurrently with the remaining balance of any sentence to be served for a prior conviction for any offense.

G.(1) For purposes of determining whether an offender has a prior conviction for violation of this Section, a conviction under this Section, or a conviction under the laws of any state or an ordinance of a municipality, town, or similar political subdivision of another state which prohibits the intentional use of force or violence committed by one household member, family member, or dating partner upon another household member, family member, or dating partner shall constitute a prior conviction.

(2) For purposes of this Section, a prior conviction shall not include a conviction for an offense under this Section if the date of completion of sentence, probation, parole, or suspension of sentence is more than ten years prior to the commission of the crime with which the offender is charged, and such conviction shall not be considered in the assessment of penalties hereunder. However, periods of time during which the offender was incarcerated in a penal institution in this or any other state shall be excluded in computing the ten-year period.

H. An offender ordered to complete a court-monitored domestic abuse intervention program required by the provisions of this Section shall pay the cost incurred in participation in the program. Failure to make such payment shall subject the offender to revocation of probation, unless the court determines that the offender is unable to pay.

I. This Subsection shall be cited as the "Dating Partner Abuse Child Endangerment Law". When the state proves, in addition to the elements of the crime as set forth in Subsection A of this Section, that a minor child thirteen years of age or younger was present at the residence or any other scene at the time of the commission of the offense, of the sentence imposed by the court, the execution of the minimum mandatory sentence provided by Subsection C or D of this Section, as appropriate, shall not be suspended, the minimum mandatory sentence imposed under Subsection E of this Section shall be two years without suspension of sentence, and the minimum mandatory sentence imposed under Subsection F of this Section shall be four years without suspension of sentence.

J. If the victim of the offense is pregnant and the offender knows that the victim is pregnant at the time of the commission of the offense, the offender, who is sentenced under the provisions of this Section, shall be required to serve a minimum of forty-five days without benefit of suspension of sentence for a first conviction, upon a second conviction shall serve a minimum of one year imprisonment without benefit of suspension of sentence, upon a third conviction shall serve a minimum of two years with or without hard labor without benefit of probation, parole, or suspension of sentence, and upon a fourth and subsequent offense shall serve a minimum of four years at hard labor without benefit of probation, parole, or suspension of sentence.

K. Notwithstanding any other provision of law to the contrary, if the offense involves strangulation, the offender shall be imprisoned at hard labor for not more than three years.

L. Notwithstanding any other provision of law to the contrary, if the offense is committed by burning that results in serious bodily injury, the offense shall be classified as a crime of violence, and the offender shall be imprisoned at hard labor for not less than five nor more than fifty years without benefit of probation, parole, or suspension of sentence.

§34.9.1. Aggravated assault upon a dating partner

A. Aggravated assault upon a dating partner is an assault with a dangerous weapon committed by one dating partner upon another dating partner.

B. For purposes of this Section, "dating partner" means any person who is involved or has been involved in a sexual or intimate relationship with the offender characterized by the expectation of affectionate involvement independent of financial considerations, regardless of whether the person presently lives or formerly lived in the same residence with the offender. "Dating partner" shall not include a casual relationship or ordinary association between persons in a business or social context.

C. Whoever commits the crime of aggravated assault upon a dating partner shall be imprisoned at hard labor for not less than one year nor more than five years and fined not more than five thousand dollars.

D. This Subsection shall be cited as the "Aggravated Assault Upon a Dating Partner Child Endangerment Law". When the state proves, in addition to the elements of the crime as set forth in Subsection A of this Section, that a minor child thirteen years of age or younger was present at the residence or any other scene at the time of the commission of the offense, the mandatory minimum sentence imposed by the court shall be two years imprisonment at hard labor without benefit of parole, probation, or suspension of sentence.

* * *

§95.10. Possession of a firearm or carrying of a concealed weapon by a person convicted of domestic abuse battery and certain offenses of battery of a dating partner

A. It is unlawful for any person who has been convicted of the crime of domestic abuse battery, R.S. 14:35.3; any of the following offenses to possess a firearm or carry a concealed weapon:

- (1) Domestic abuse battery (R.S. 14:35.3).
- (2) A second or subsequent offense of battery of a dating partner (R.S. 14:34.9).
- (3) Battery of a dating partner when the offense involves strangulation (R.S. 14:34.9(K)).
- (4) Battery of a dating partner when the offense involves burning (R.S. 14:34.9(L)).

* * *

C. A person shall not be considered to have been convicted of domestic abuse battery or battery of a dating partner for purposes of this Section unless the person was represented by counsel in the case, or knowingly and intelligently waived the right to counsel in the case; and in the case of a prosecution for an offense described in this Section for which a person was entitled to a jury trial in the jurisdiction in which the case was tried, either the case was tried by a jury, or the person knowingly and intelligently waived the right to have the case tried by a jury, by guilty plea or otherwise. A person

shall not be considered convicted of R.S. 14:35.3 or 34.9 for the purposes of this Section if the conviction has been expunged, set aside, or is an offense for which the person has been pardoned or had civil rights restored unless the pardon, expungement, or restoration of civil rights expressly provides that the person may not ship, possess, or receive firearms.

* * *

E. The provisions of this Section prohibiting the possession of firearms and carrying concealed weapons by persons who have been convicted of ~~domestic abuse battery~~ the offenses set forth in Subsection A of this Section shall not apply to any person who has not been convicted of ~~domestic abuse battery~~ any of the offenses set forth in Subsection A of this Section for a period of ten years from the date of completion of sentence, probation, parole, or suspension of sentence."

AMENDMENT NO. 9

On page 4, line 3, after "family member" delete the remainder of the line and insert "or household member"

AMENDMENT NO. 10

On page 4, at the beginning of line 4, delete "dating partner"

AMENDMENT NO. 11

On page 4, line 5, before the period "." insert "or that prohibits the use of force or violence against a dating partner as defined by R.S. 14:34.9"

AMENDMENT NO. 12

On page 4, line 6, after "and (1)" and before "hereby" delete "is" and insert "and 2151(B) are"

AMENDMENT NO. 13

On page 4, between lines 21 and 22, insert the following:

"§2151. Dating violence

* * *

B. For purposes of this Section, "dating partner" means any person who is involved or has been involved in a social sexual or intimate relationship of a romantic or intimate nature with the offender characterized by the expectation of affectionate involvement independent of financial considerations, regardless of whether the person presently lives or formerly lived in the same residence with the offender. "Dating partner" shall not include a casual relationship or ordinary association between persons in a business or social context, victim and where the existence of such a relationship shall be determined based on a consideration of the following factors:

(1) The length of the relationship.

(2) The type of relationship.

(3) The frequency of interaction between the persons involved in the relationship.

* * *"

AMENDMENT NO. 14

On page 4, line 22, after "412.4(A) and" delete the remainder of the line, delete line 23 in its entirety, and insert "(D) are hereby amended and reenacted to read"

AMENDMENT NO. 15

On page 5, delete lines 9 and 10 in their entirety and insert the following:

"(1) "Abusive behavior" means any behavior of the offender involving the use or threatened use of force against the person or property of a family member, ~~or household member,~~ or dating partner of the alleged offender.

(2) "Dating partner" means any person who is involved or has been involved in a sexual or intimate relationship with the offender characterized by the expectation of affectionate involvement independent of financial considerations, regardless of whether the person presently lives or formerly lived in the same residence with the offender. "Dating partner" shall not include a casual relationship or ordinary association between persons in a business or social context."

AMENDMENT NO. 16

On page 5, line 23, after "family member" delete the remainder of the line and insert "or household member as those terms are"

AMENDMENT NO. 17

On page 5, line 24, after "R.S. 14:35.3" and before the comma ",", insert "or that prohibits the use of force or violence against a dating partner as defined by R.S. 14:34.9"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Falconer	Landry, N.
Abraham	Foil	Landry, T.
Abramson	Franklin	Leger
Anders	Gaines	Leopold
Bagneris	Gisclair	Lyons
Billiot	Glover	Magee
Bouie	Hall	Marcelle
Brown, T.	Harris, J.	Marino
Carmody	Harris, L.	Miller, G.
Carpenter	Hazel	Moreno
Carter, G.	Hilferty	Pierre
Carter, R.	Hill	Price
Carter, S.	Hoffmann	Richard
Chaney	Howard	Smith
Connick	Ivey	Stokes
Coussan	James	Talbot
Cromer	Jefferson	Thomas
Danahay	Jenkins	White
Davis	Johnson	Zeringue
Dwight	Jones	
Total - 59		

NAYS

Amedee	Havard	Morris, Jim
Bacala	Hensgens	Pearson
Berthelot	Hodges	Pope
Bishop	Hollis	Pugh
Broadwater	Hunter	Pylant
Brown, C.	Huval	Schexnayder
Crews	Jackson	Schroder
DeVillier	Jordan	Seabaugh

Edmonds	Mack	Stagni
Garofalo	Morris, Jay	Stefanski
Total - 30		

ABSENT

Arnes	Horton	Reynolds
Bagley	LeBas	Shadoin
Cox	McFarland	Simon
Emerson	Miguez	Thibaut
Guinn	Miller, D.	
Henry	Norton	
Total - 16		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Moreno 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. 468—
BY REPRESENTATIVE EMERSON
AN ACT

To amend and reenact R.S. 37:563(introductory paragraph) and (13) through (17) and to enact R.S. 37:563(18) through (22) and 581.1; relative to the Louisiana Cosmetology Act; to provide for definitions; to define unregulated services and establish natural hair braiding as an unregulated service; to provide for state preemption; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Huval to Engrossed House Bill No. 468 by Representative Emerson

AMENDMENT NO. 1

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

"To amend and reenact R.S. 37:562(A) and (B), 563(introductory paragraph), (1), and (9) through (17), 575(A)(10), 581(A), 590(A)(1), 597, and 602, and to enact R.S. 37:563(18) through (24), 582.1, 584(D), 589(C) and (D), and 591.2, relative to the Louisiana Cosmetology Act; to modify legislative intent; to provide for definitions; to provide relative to powers and duties of the board; to provide relative to unlawful practices; to provide with respect to special permits and requirements relative to hair braiders, hair braiding facilities, threaders, threading facilities, estheticians, and manicurists; to provide for related permit fees; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 8 through 10 in their entirety and insert in lieu thereof the following:

"Section 1. R.S. 37:562(A) and (B), 563(introductory paragraph), (1), and (9) through (17), 575(A)(10), 581(A), 590(A)(1), 597, and 602 are hereby amended and reenacted and R.S. 37:563(18) through (24), 582.1, 584(D), 589(C) and (D), and 591.2 are hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, between lines 10 and 11, insert the following:

"§562. Legislative findings; purpose; intent

A. The legislature finds that the practice of cosmetology, esthetics, manicuring, hair braiding, and threading by qualified individuals is necessary to protect the public health, safety, and welfare of the citizens of the state of Louisiana. The legislature further finds it to be a matter of public interest and concern that only qualified persons be permitted to engage in the practice of cosmetology, esthetics, manicuring, hair braiding, and threading.

B. The legislature hereby declares the purpose of this Chapter is to promote, preserve, and protect the public health, safety, and welfare by and through the effective control and regulation of the practice of cosmetology, esthetics, manicuring, hair braiding, and threading.

* * *

AMENDMENT NO. 4

On page 1, delete lines 14 through 19 in their entirety

AMENDMENT NO. 5

Delete page 2 in its entirety

AMENDMENT NO. 6

On page 3, delete lines 1 through 18 in their entirety and insert in lieu thereof the following:

"(1) "Beauty shop" or "salon" means any premises upon or within which cosmetology, esthetics, or manicuring is practiced for a fee. These terms shall not include the premises wherein any of the persons exempted in R.S. 37:581 practice or do business; however, beauty shop or salon does not include hair braiding facilities or threading facilities."

* * *

(9) "Hair braider" means any person who engages in the practice of hair braiding for compensation, directly or indirectly, including tips.

(10) "Hair braiding" means the practice of techniques that result in tension on hair strands or roots by twisting, wrapping, weaving, extending, locking, or braiding of the hair by hand or mechanical device upon the hair of another person's scalp, but does not include the application of dyes, reactive chemicals, or other preparations to alter the color of the hair or to straighten, curl, or alter the structure of the hair.

(11) "Hair braiding facility" means any premises upon or within which hair braiding is practiced for compensation, directly or indirectly, including tips.

~~(9)~~(12) "Hairdressing" means massaging, cleansing, washing, stimulating, manipulating, exercising, beautifying, or doing similar work upon the scalp of any person, including arranging, hair braiding, singeing, cutting or shaping, curling or waving, cleansing, shampooing, styling, bleaching, coloring, or similar work upon the hair of another person.

~~(10)~~(13) "Manager" means a person responsible for supervising any facility required to be licensed as a beauty shop or salon by the board where one or more person offers cosmetology, esthetics, or manicuring services or engages in the practice of cosmetology, esthetics, manicuring, blow drying hair services, hair braiding, or threading.

~~(11)~~(14) "Manicuring" means trimming, filing, decorating, shaping, sculpting, or in any way caring for the nails and skin of

another person's hands or feet together with massaging the hands, arms, legs, and feet including pedicuring; however, manicuring shall not include the use of blades or graters for callous or skin removal.

~~(12)~~(15) "Manicurist" means a person who practices manicuring.

(16) "Mechanical devices" mean clips, combs, crochet hooks, curlers, curling irons, hairpins, rollers, scissors, blunt-tipped needles, thread, and hair binders.

~~(13)~~(17) "Mobile salon" means a self-contained facility, where cosmetology is practiced for a fee, that may be moved, towed, or transported from one location to another.

~~(14)~~(18) "Satellite classroom" means a separate classroom location used as supplemental training space located under the same roof of the main school building or on the same campus as the administrative center and within at least three hundred feet of the main school building for the purpose of training an overflow of students who cannot be accommodated at the main school.

~~(15)~~(19) "School" means any premises wherein cosmetology is taught.

~~(16)~~(20) "Student" means a person registered in a school authorized by the board to teach cosmetology.

~~(17)~~(21) "Teacher" or "instructor" means a person who teaches cosmetology for direct or indirect compensation, within a school.

(22) "Threader" means a person who engages in the practice of threading for compensation, directly or indirectly, including tips.

(23) "Threading" means the practice of using a thread to remove facial hair but does not include hair removal by any other means or any other practice within the definition of esthetics.

(24) "Threading facility" means any premises upon or within which threading is practiced for compensation, directly or indirectly, including tips.

* * *

§575. Powers and duties of the board

A. The board shall be responsible for the control and regulation of the practice of cosmetology and shall do all of the following:

* * *

(10) Inspect during hours of operation any licensed, permitted, certified, or registered facility or school, including but not limited to pertinent records, for the purpose of determining if any provisions of law governing the practice of cosmetology, esthetics, manicuring, hair braiding, or threading are being violated.

* * *

§581. Unlawful practice; exemptions

A. ~~No person~~ A person shall not engage in the practice of cosmetology, esthetics, manicuring, hair braiding, or threading ~~without obtaining unless the person obtains a current~~ certificate of registration or permit for the appropriate area of practice ~~under~~ as provided by the provisions of this Chapter.

* * *

§582.1 Qualifications for permit as a hair braider or threader

A. To receive a permit as a registered hair braider or threader, a person shall meet all of the following requirements:

(1) Be at least sixteen years of age.

(2) Have equivalent training as would be contemplated in the satisfactory completion of the tenth grade from an approved high school.

(3) Have paid the appropriate fee as set forth in R.S. 37:599.

(4) Annually certify that the person has reviewed the board's materials on sanitation and complete the self test contained within the brochure.

* * *

§584. Certificates of temporary registration; special permits

* * *

D. The board shall issue special permits for each of the following:

(1) Hair braiders

(2) Hair braiding facilities

(3) Threaders

(4) Threading facilities

* * *

§589. Certificates of registration for managers

* * *

C. A hair braiding facility owner who is not a licensed cosmetologist or a permitted hair braider shall employ one or more registered managers who shall be licensed as cosmetologists or permitted as hair braiders. A registered manager shall be present at the facility during all hours of operation and shall be responsible for ensuring that all persons practicing hair braiding within the facility are appropriately permitted and follow all applicable laws and rules and regulations. A hair braiding facility owner who is absent from his respective facility more than two working days per week shall employ a manager who shall be a registered cosmetologist or a permitted hair braider and who shall obtain a certificate of registration as a manager.

D. A threading facility owner who is not a licensed cosmetologist, esthetician, or permitted threader shall employ one or more registered managers who shall be licensed as cosmetologists, estheticians, or permitted threaders. A registered manager shall be present at the facility during all hours of operation and shall be responsible for ensuring that all persons practicing threading within the facility are appropriately licensed and follow all applicable laws and rules and regulations. A threading facility owner who is absent from his respective facility more than two working days per week shall employ a manager who shall be a registered cosmetologist, esthetician, or permitted threader and who shall obtain a certificate of registration as a manager.

§590. Renewal of certificates of registration

A.(1) Every beauty shop owner, mobile salon owner, booth renter, manager of a beauty shop, hair braider, threader, hair braiding facility, threading facility, manager of a braiding facility, manager of a threading facility, and school shall, on or before January thirty-first of each calendar year, renew his or its certificate of registration. Every certificate of registration which has not been timely renewed

shall expire on the following first day of March, at which time the holder of such certificate of registration may have his certificate renewed only upon fulfilling the requirements provided for by this Chapter and paying the restoration fee provided in R.S. 37:599.

* * *

§591.2. Requirements for certification; hair braiding facility or threading facility

A. A person or entity shall not operate a hair braiding facility or threading facility in this state without a permit issued by the board.

B. To obtain a permit as a hair braiding facility or threading facility, the owner of such business shall do all of the following:

(1) Certify that all persons employed at such facility are appropriately licensed or permitted to perform the services offered in the facility.

(2) Demonstrate that the required physical, sanitary, and administrative facilities have been established.

(3) Submit an initial application for a new facility along with the appropriate fee as specified in R.S. 37:599.

(4) Include the words "hair braiding facility" or "threading facility" in any sign or advertisement for services.

C. A person licensed or permitted by the board shall not accept employment or continue employment in a hair braiding facility or threading facility unless the facility possesses a permit issued by the board.

D. A hair braiding facility or threading facility shall not offer or advertise any cosmetology, esthetics, or manicuring services as defined in this Chapter unless the facility obtains from the board the required licensure.

* * *

§597. Display of certificate of registration

Every holder of a certificate of registration, license, or permit issued by the board shall display it in a conspicuous place in his principal place of business or employment. Additionally, any facility licensed by the board shall display a sign provided by the board informing customers of the services which are authorized to be provided at the facility, and any other documents required to be displayed by the board's rules.

* * *

602. Investigation; notice and hearing

Upon the filing of a written complaint with the board charging any registrant, licensee, or permit holder with violation of any of the provisions of this Chapter, the executive director of the board shall fix a time and place for hearing and shall send a copy, by certified mail or hand delivery, of the charges together with a notice of the time and place for hearing to the individual or facility at least twenty calendar days prior to the date set for the hearing. The notice shall be sent to the last known address of the individual or facility, as it appears in the records of the board, or to the address of the facility where the violation is alleged to have occurred."

Rep. Huval moved the adoption of the amendments.

Rep. Emerson objected.

By a vote of 14 yeas and 75 nays, the amendments were rejected.

Rep. Emerson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Falconer	Mack
Abraham	Foil	Magee
Abramson	Franklin	Marcelle
Amedee	Gaines	Marino
Anders	Garofalo	McFarland
Bacala	Gisclair	Miller, D.
Billiot	Guinn	Miller, G.
Bishop	Hall	Moreno
Bouie	Harris, J.	Morris, Jay
Broadwater	Harris, L.	Morris, Jim
Brown, C.	Henry	Pearson
Brown, T.	Hensgens	Pierre
Carmody	Hilferty	Pope
Carpenter	Hodges	Price
Carter, G.	Hoffmann	Pugh
Carter, S.	Hollis	Richard
Chaney	Horton	Schroder
Connick	Howard	Seabaugh
Coussan	Ivey	Smith
Crews	Jackson	Stagni
Cromer	James	Stefanski
Danahay	Jefferson	Stokes
Davis	Landry, N.	Talbot
DeVillier	Landry, T.	Thibaut
Dwight	Leger	Thomas
Edmonds	Leopold	White
Emerson	Lyons	Zeringue
Total - 81		

NAYS

Berthelot	Hazel	Jones
Carter, R.	Hill	Jordan
Glover	Hunter	Pylant
Havard	Johnson	Schexnayder
Total - 12		

ABSENT

Armes	Huval	Norton
Bagley	Jenkins	Reynolds
Bagneris	LeBas	Shadoin
Cox	Miguez	Simon
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Emerson 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.

Suspension of the Rules

On motion of Rep. Leger, 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:

Suspension of the Rules

Rep. Leger moved to suspend House Rule No. 14.23 to allow the morning committees to follow the weekly committee schedule for the week of May 15 no later than 5:00 P.M. today, which motion was agreed to.

HOUSE RESOLUTION NO. 114—

BY REPRESENTATIVE GLOVER

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Versia Mae Salone Malone of Shreveport.

Read by title.

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

Notice of Intention to Call

Pursuant to House Rule No. 8.20(A), Rep. Lance Harris gave notice of his intention to call House Bill No. 269 from the calendar on Monday, May 15, 2017, instead of Tuesday, May 16, 2017.

Notice of Intention to Call

Pursuant to House Rule No. 8.20(A), Rep. Abramson gave notice of his intention to call House Bill Nos. 454 and 598 from the calendar on Thursday, May 18, 2017, instead of Tuesday, May 16, 2017.

Notice of Intention to Call

Pursuant to House Rule No. 8.20(A), Rep. Hodges gave notice of her intention to call House Bill No. 676 from the calendar on Wednesday, May 17, 2017, instead of Tuesday, May 16, 2017.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on
Agriculture, Forestry, Aquaculture, and Rural Development

May 11, 2017

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

House Concurrent Resolution No. 68, by McFarland
Reported favorably. (10-0)

House Bill No. 321, by Gisclair
Reported by substitute. (10-0)

House Bill No. 466, by Chaney
Reported with amendments. (10-0)

House Bill No. 580, by McFarland
Reported with amendments. (10-0)

Senate Bill No. 64, by Gatti
Reported with amendments. (10-0)

CLAY SCHEXNAYDER
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Judiciary

May 11, 2017

To the Speaker and Members of the House of Representatives:

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

House Bill No. 44, by Jenkins
Reported favorably. (10-0)

House Bill No. 66, by Magee
Reported with amendments. (11-0)

House Bill No. 73, by Mack
Reported with amendments. (9-0)

House Bill No. 84, by Miller, D.
Reported with amendments. (10-0)

House Bill No. 104, by Leopold
Reported with amendments. (10-0)

House Bill No. 120, by Jackson
Reported with amendments. (11-0)

House Bill No. 154, by Carpenter
Reported with amendments. (9-0)

House Bill No. 327, by Schexnayder
Reported with amendments. (11-0)

House Bill No. 627, by Dwight
Reported with amendments. (11-0)

KATRINA R. JACKSON
Chairman

Report of the Committee on Labor and Industrial Relations

May 11, 2017

To the Speaker and Members of the House of Representatives:

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

House Bill No. 592, by Talbot
Reported with amendments. (8-5)

PATRICK O. JEFFERSON
Chairman

Report of the Committee on Municipal, Parochial and Cultural Affairs

May 11, 2017

To the Speaker and Members of the House of Representatives:

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

House Bill No. 69, by Hall
Reported with amendments. (9-6)

House Bill No. 587, by Hunter
Reported with amendments. (10-0)

Senate Bill No. 86, by Perry
Reported with amendments. (10-0)

JOHN A. BERTHELOT
Chairman

The above Senate Bills reported favorably or with amendments
were referred to the Legislative Bureau.

Report of the Committee on
Retirement

May 11, 2017

To the Speaker and Members of the House of Representatives:

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

House Bill No. 36, by Jones
Reported by substitute. (6-0)

House Bill No. 549, by Hodges
Reported by substitute. (5-1)

Senate Concurrent Resolution No. 22, by Mizell
Reported favorably. (6-0)

J. KEVIN PEARSON
Chairman

Privileged Report of the Legislative Bureau

May 11, 2017

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. 16
Reported with amendments.

Senate Bill No. 41
Reported without amendments.

Senate Bill No. 42
Reported without amendments.

Senate Bill No. 71
Reported without amendments.

Respectfully submitted,
VINCENT J. PIERRE
Chairman

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

SIGNED SENATE CONCURRENT RESOLUTIONS

May 11, 2017

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

I am directed to inform your honorable body that the President
of the Senate has signed the following Senate Concurrent
Resolutions:

Senate Concurrent Resolution Nos. 72, 73, 74, 75, 76, 77, 78, 79, 80,
81, 82, 84, 85, 86, and 87

and ask the Speaker of the House of Representatives to affix his
signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Privileged Report of the Committee on Enrollment

May 11, 2017

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. 103—
BY REPRESENTATIVE HAVARD

A RESOLUTION

To recognize Tuesday, May 9, 2017, as Ports Day at the state capitol.

HOUSE RESOLUTION NO. 104—
BY REPRESENTATIVE LANCE HARRIS

A RESOLUTION

To designate the week of May 14-20, 2017, as Police Week in the
state of Louisiana and to commend the service of law
enforcement officers.

HOUSE RESOLUTION NO. 105—
BY REPRESENTATIVE HOWARD

A RESOLUTION

To commend the Florien Lady Blackcats girls' basketball team upon
winning the Louisiana Allstate Sugar Bowl/LHSAA Girls' State
Basketball Championship, Class B.

HOUSE RESOLUTION NO. 106—
BY REPRESENTATIVES BAGLEY AND COX

A RESOLUTION

To commend Stanley High School on receiving an "A" rating and
Top Gains status.

HOUSE RESOLUTION NO. 107—
BY REPRESENTATIVES BAGLEY AND COX

A RESOLUTION

To commend North DeSoto High School on being named a National
Blue Ribbon School of Excellence.

HOUSE RESOLUTION NO. 108—
BY REPRESENTATIVES BAGLEY AND COX
A RESOLUTION

To commend the DeSoto Parish school system for its many outstanding accomplishments.

HOUSE RESOLUTION NO. 109—
BY REPRESENTATIVE ABRAHAM
A RESOLUTION

To commend the St. Louis Catholic boys' soccer team and head coach Jason Oertling upon winning its third consecutive Louisiana High School Athletic Association (LHSAA) Division III state championship.

Respectfully submitted,

CHRIS HAZEL
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.

Privileged Report of the Committee on Enrollment

May 11, 2017

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 Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 57—
BY REPRESENTATIVE JIMMY HARRIS
A CONCURRENT RESOLUTION

To recognize May 2017 as American Stroke Month.

HOUSE CONCURRENT RESOLUTION NO. 63—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION

To commend Louisiana's pregnancy resource centers, adoption agencies, social services, pro-life organizations, and pro-life citizens, and to recognize Thursday, May 11, 2017, as Pro-Life Day at the state capitol.

Respectfully submitted,

CHRIS HAZEL
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate 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. Havard, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to meet on Monday, May 15, 2017, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 20

Suspension of the Rules

On motion of Rep. Abramson, the rules were suspended to permit the Committee on Ways and Means to meet on Monday, May 15, 2017, 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. 118, 145, 195, 221, 240, 271, 300, 307, 313, 337, 345, 353, 396, 427, 434, 461, 501, 508, 516, 534, 555, 582, 601, 629, 631, 639, 640, 641, 646, 655, and 669

Leave of Absence

Rep. Miguez - 1 day

Rep. Norton - 1 day

Adjournment

On motion of Rep. Billiot, at 3:54 P.M., the House agreed to adjourn until Monday, May 15, 2017, at 3:00 P.M.

The Speaker of the House declared the House adjourned until 3:00 P.M., Monday, May 15, 2017.

ALFRED W. SPEER
Clerk of the House

