

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

FIRST DAY'S PROCEEDINGS

**Forty-first Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Monday, February 13, 2017

The House of Representatives was called to order at 6:30 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:

YEAS

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

Emerson	Landry, N.	Zeringue
Falconer	Landry, T.	
Foil	LeBas	
Total - 97		

The Speaker announced that there were 97 members present and a quorum.

Prayer

Prayer was offered by Dr. Ken Ward, Coordinator of Chaplain Services.

Pledge of Allegiance

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

**Petitions, Memorials, and
Communications**

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

Motion

On motion of Rep. Leger, the Speaker appointed the following special committee to notify the Governor that the House is convened and prepared to transact business: Reps. Foil, Hodges, Pierre, Bacala, and Lyons.

Motion

On motion of Rep. Leger, the Speaker appointed the following special committee to notify the Senate that the House is convened and prepared to transact business: Reps. Talbot, Hollis, Hall, Chad Brown, and McFarland.

**STATE OF LOUISIANA
OFFICE OF THE GOVERNOR
Baton Rouge, Louisiana**

PROCLAMATION NUMBER 14 JBE 2017

By virtue of the authority vested in me by Paragraph B of Section 2 of Article III of the Constitution of Louisiana, I, John Bel Edwards, Governor of the state of Louisiana, HEREBY CALL AND CONVENE THE LEGISLATURE OF LOUISIANA INTO EXTRAORDINARY SESSION to convene at the State Capitol, in the city of Baton Rouge, Louisiana, during ten calendar days, beginning at 6:30 o'clock p.m. on the 13th day of February 2017, and ending no later than the 22nd day of February, 2017. This extraordinary session is also called to address the necessary adjustments in appropriations as required by Paragraph F of Section 10 of Article VII of the Constitution of Louisiana. The power to legislate at such session shall be limited, under penalty of nullity, to the following specified enumerated objects:

- ITEM NO. 1: To provide for the ordinary operating expenses of state government for the Fiscal Year 2016-2017.
- ITEM NO. 2: To legislate with regard to the transfer, dedication, deposit, use, and appropriation of monies in state funds.
- ITEM NO. 3: To legislate with regard to statutory dedications.
- ITEM NO. 4: To legislate with regard to the Budget Stabilization Fund.
- ITEM NO. 5: To legislate with regard to fees.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the City of Baton Rouge, on this 3rd day of February, 2017.

JOHN BEL EDWARDS
Governor of Louisiana

ATTEST BY THE GOVERNOR

TOM SCHEDLER
Secretary of State

Message from the Secretary of State

The following message from the Secretary of State was received and read:

**State of Louisiana
SECRETARY OF STATE**

July 11, 2016

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

I have the honor to submit to you the name of Joseph A. Marino, III, who has been duly elected to fill the vacancy occurring in your honorable body caused by the resignation of Bryan J. Adams.

Joseph A. Marino, III, has been officially proclaimed duly and legally elected as State Representative from the 85th Representative District of the State of Louisiana.

With Best Wishes,

TOM SCHEDLER
Secretary of State

**United States of America
STATE OF LOUISIANA
Tom Schedler
Secretary of State**

As Secretary of State of the State of Louisiana, I do hereby certify that the following candidate was declared elected by the people to the office set opposite his name for an unexpired term:

State Representative Joseph A. Marino, III, Representative of District 85.

In testimony whereof, I have hereunto set my hand and caused the seal of my office to be affixed at the city of Baton Rouge on this, the 11th day of July 2016.

With Best Wishes,

TOM SCHEDLER
Secretary of State

Oath of Office

Mr. Joseph A. Marino, III, presented himself before the bar of the House and took the following oath:

"I, Joseph A. Marino, III, do solemnly swear that I will support the constitution and laws of the United States and the constitution and laws of this state and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as a member of the House of Representatives according to the best of my ability and understanding, so help me God".

Message from the Secretary of State

The following message from the Secretary of State was received and read:

**State of Louisiana
SECRETARY OF STATE**

August 1, 2016

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

I have the honor to submit to you the name of "Polly" Thomas, who has been duly elected to fill the vacancy occurring in your honorable body caused by the resignation of Joseph Lopinto, III.

"Polly" Thomas has been officially proclaimed duly and legally elected as State Representative from the 80th Representative District of the State of Louisiana.

With Best Wishes,

TOM SCHEDLER
Secretary of State

**United States of America
STATE OF LOUISIANA
Tom Schedler
Secretary of State**

As Secretary of State of the State of Louisiana, I do hereby certify that the following candidate was declared elected by the people to the office set opposite her name for an unexpired term:

State Representative "Polly" Thomas, Representative of District 80.

In testimony whereof, I have hereunto set my hand and caused the seal of my office to be affixed at the city of Baton Rouge on this, the 1st day of August 2016.

With Best Wishes,

TOM SCHEDLER
Secretary of State

Oath of Office

Mrs. "Polly" Thomas presented herself before the bar of the House and took the following oath:

"I, "Polly" Thomas, do solemnly swear that I will support the constitution and laws of the United States and the constitution and laws of this state and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as a member of the House of Representatives according to the best of my ability and understanding, so help me God".

Louisiana House of Representatives

November 18, 2016

Honorable Taylor Barras
Speaker, Louisiana House of Representatives
P. O. Box 44062
Baton Rouge, LA 70804

Dear Speaker Barras:

I have been elected to serve as the at-large member of the City Council of Kenner. I will take the oath of office for my new position on November 29, 2016. I tender my resignation from the Louisiana House of Representatives, District 92, effective upon my taking my oath of office on November 29, 2016.

It has been an honor to have served the citizens of District 92 and of the State of Louisiana as a member of the House of Representatives. I have enjoyed working in the House and I hope that during my tenure, I was able to make a positive difference in the State of Louisiana.

Very truly yours,

THOMAS "TOM" P. WILLMOTT
Representative, District 92

Louisiana House of Representatives

December 13, 2016

Honorable Taylor Barras
Speaker, Louisiana House of Representatives
P. O. Box 44062
Baton Rouge, LA 70804

Dear Speaker Barras:

I have been elected to serve Louisiana as a Member of Congress representing our Fourth District. I will take the oath of office for my new position on January 3, 2017. I, therefore, tender my resignation from the Louisiana House of Representatives, District 8, effective upon my taking my oath of office on January 3, 2017.

It has been an honor to have served the citizens of District 8 and of the State of Louisiana as a member of the House of Representatives. I have enjoyed working in the House and I hope that during my tenure, I was able to make a positive difference in the State of Louisiana. I remain grateful for your friendship and your leadership, and I remain,

Very truly yours,

MIKE JOHNSON
Representative, District 8

Louisiana House of Representatives

December 29, 2016

Honorable Taylor Barras
Speaker, Louisiana House of Representatives
P. O. Box 44062
Baton Rouge, LA 70804

Dear Speaker Barras:

An opportunity for employment has been presented to me that would create a conflict with my continued service in the House of Representatives. After deep consideration and consultation with my family, I have decided to accept this employment opportunity.

To avoid conflicts of interest, today I am tendering my resignation from the Louisiana House of Representatives effective January 15, 2017, 11:59 P.M. I have enjoyed serving the people of District 42 and the State of Louisiana by serving in the Louisiana House of Representatives and I hope that during my tenure, I was able to make a positive difference in the State of Louisiana.

Very truly yours,

JACK MONTOUCET
Representative, District 42

Reports of Special Committees

The special committee appointed to notify the Governor that the House had convened and was prepared to transact business reported that it had performed that duty.

The special committee appointed to notify the Senate that the House had convened and was prepared to transact business reported that it had performed that duty.

The Speaker thanked and discharged the committees.

**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. 1—
BY REPRESENTATIVES BISHOP AND HOFFMANN
A RESOLUTION

To amend and readopt House Rule 6.6(M)(20) and to adopt House Rule 6.6(G)(18) of the Rules of Order of the House of Representatives to provide relative to standing committee jurisdiction over matters regarding drinking water standards and water resources.

Read by title.

On motion of Rep. Bishop, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

**Introduction of House Bills
and Joint Resolutions**

The following named members introduced the following entitled House Bills and Joint Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading and, under a suspension of the rules, were referred to committee as follows:

HOUSE BILL NO. 1—
BY REPRESENTATIVE LEGER
AN ACT

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

Read by title.

On motion of Rep. Leger, and under a suspension of the rules, the above bill was referred to the Committee on Appropriations, under the rules.

HOUSE BILL NO. 2—
BY REPRESENTATIVE LEGER
AN ACT

To provide for the transfer, dedication, use, and appropriations as specified of certain treasury funds; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Leger, and under a suspension of the rules, the above bill was referred to the Committee on Appropriations, under the rules.

HOUSE BILL NO. 3—
BY REPRESENTATIVE HENRY
AN ACT

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

Read by title.

On motion of Rep. Henry, and under a suspension of the rules, the above bill was referred to the Committee on Appropriations, under the rules.

HOUSE BILL NO. 4—
BY REPRESENTATIVE HENRY
AN ACT

To provide for the transfer, dedication, use, and appropriations as specified of certain treasury funds; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Henry, and under a suspension of the rules, the above bill was referred to the Committee on Appropriations, under the rules.

HOUSE BILL NO. 5—
BY REPRESENTATIVE EDMONDS
AN ACT

To amend and reenact R.S. 3:2(C), 277, 4321(B), 4411(A), and 4423(3), R.S. 13:5073(A)(1), R.S. 17:407.27(B)(3), 3046.3(C), 4019(C), and 5068(D)(3), R.S. 22:347(A)(introductory paragraph), 835(B), and 1476(A)(2), R.S. 23:1514(D)(5), R.S. 27:27.1(F), 92(B)(2), 249(A), 270(A)(2) and (3)(a), 392(B)(2) and (C)(7), and 437(B)(1)(c) and (2) and (C)(introductory paragraph), (2), and (3), R.S. 33:9551(E)(3), 9561(E)(3), and 9571(E)(3), R.S. 39:82(A), 100.61(B)(1), and 352, R.S. 40:1582(E), 1593, and 2845(A)(6)(b), R.S. 42:262(B), R.S. 46:977.13, R.S. 47:1061(A)(4) and (B) and 9029(B), R.S. 51:1927.1, 2211(A), 2332(3), and 2341(F), 2361, 2362(A)(introductory paragraph), 2363, 2365, 2365.1(B) and (C), and 2366, and Section 4(B) of Act No. 421 of the 2013 Regular Session of the Legislature, to enact R.S. 27:392(C)(8), and to repeal R.S. 3:4321(C) and (D), and 4411(B) and (C), R.S. 11:544, R.S. 15:147(B)(14), 167, 185.5, and 572.8(N), R.S. 17:354, 421.7, 1874, 3129.6, 3138.2, 3138.3, 3138.4, and Part VI of Chapter 42 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:4001, R.S. 22:347(A)(1),(2), and (3), and 831(B), and 835(C), (D), and (F), R.S. 24:39, R.S. 27:92(C), 392(B)(4) and (6), 437(C)(4), and 439, R.S. 28:842, R.S. 39:97.3, 98.7, Subparts G through N of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.1 through 100.51, Subpart P-1 of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.81, Subparts Q-1 through S of Part II of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.122 through 100.146, and R.S. 39:1357, R.S. 40:16.2, 1402, 1547, and 2845(D)(2) and (3) and (E), R.S. 46:2605.3, R.S. 47:301.1(F), 318, 841(G), 841.1, 841.2, 1061(C), 1520(A)(1)(e), 1602.1, and 6351(G)(3) and (4), R.S. 49:259, R.S. 51:2212(3), 2213, and 2315, and 2365.1(D), and Code of Criminal Procedure Article 926.1(K), Section 7 of

Act No. 420 of the 2013 Regular Session of the Legislature, and Section 3 of Act No. 1065 of the 1997 Regular Session of the Legislature, relative to special treasury funds; to provide for the elimination of certain special treasury funds; to eliminate certain dedications into certain special treasury funds; to eliminate certain required expenditures from special treasury funds; to eliminate the Louisiana Agricultural Finance Authority Fund, Forest Protection Fund, Forest Productivity Fund, Louisiana Public Defender Fund, Indigent Parent Representation Program Fund, Innocence Compensation Fund, Academic Improvement Fund, Support Education in Louisiana First Fund, Workforce Training Rapid Response Fund, Higher Education Initiatives Fund, Louisiana Charter School Start-Up Loan Fund, Louisiana State Police Salary Fund, Louisiana Fire Marshal Fund, Municipal Fire and Police Civil Service Fund, Legislative Capitol Technology Enhancement Fund, Riverboat Gaming Enforcement Fund, Equine Health Studies Program Fund, Southern University AgCenter Program Fund, Video Draw Poker Device Purse Supplement Fund, Compulsive and Problem Gaming Fund, Tobacco Settlement Enforcement Fund, Payments Towards the UAL Fund, Sports Facility Assistance Fund, Overcollections Fund, FEMA Reimbursement Fund, State Emergency Response Fund, Louisiana Interoperability Communications Fund, Health Care Redesign Fund, Community Water Enrichment Fund, Louisiana State University Firemen Training Program Film Library Fund, Marketing Fund, Tobacco Tax Health Care Fund, Department of Justice Legal Support Fund, Rapid Response Fund, Louisiana Mega-Project Development Fund, Major Events Incentive Program Subfund, DNA Testing Post-Conviction Relief for Indigents Fund, 2013 Amnesty Collections Fund, Workforce and Innovation for a Strong Economy Fund, Competitive Core Growth Fund, Science, Technology, Engineering and Math (STEM) Upgrade Fund, Louisiana Asbestos Detection and Abatement Fund, Center of Excellence for Autism Spectrum Disorder Fund, Major Events Fund, Unfunded Accrued Liability and Specialized Educational Institutions Support Fund, MediFund, Department of Health and Hospitals' Facility Support Fund, Louisiana Emergency Response Network Fund, FMAP Stabilization Fund, Fund for Louisianians in Need of Civil Legal Assistance, Fiscal Administrator Revolving Loan Fund, Status of Grandparents Raising Grandchildren Fund, Louisiana Economic Development Fund, Telecommunications for the Deaf Fund, Tobacco Regulation Enforcement Fund, Department of Alcohol and Tobacco Control Officers Fund, Tobacco Tax Medicaid Match Fund, Higher Education Financing Fund, Sickle Cell Fund, and the New Orleans Public Safety Fund; to provide for the deposits into the New Opportunities Waiver Fund; to provide for the uses of the Two Percent Fire Insurance Fund and the Video Draw Poker Device Fund; to authorize the transfer of balances between funds; to provide for deposit of monies into the state general fund; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Edmonds, and under a suspension of the rules, the above bill was referred to the Committee on Appropriations, under the rules.

HOUSE BILL NO. 6—
BY REPRESENTATIVE PUGH
AN ACT

To amend and reenact R.S. 33:4169(C), relative to Sewerage District No. 1 for Tangipahoa Parish; to provide relative to the collection of fees imposed by the district; to require certain water system operators to collect such fees; and to provide for related matters.

Read by title.

On motion of Rep. Pugh, and under a suspension of the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs, under the rules.

HOUSE BILL NO. 7—
BY REPRESENTATIVE BOUIE
AN ACT

To amend and reenact R.S. 33:9091.16(F)(3)(b), relative to Orleans Parish; to provide relative to the Seabrook Neighborhood Improvement and Security District; to provide relative to the parcel fee imposed within the district; to provide relative to the expiration of the fee; and to provide for related matters.

Read by title.

On motion of Rep. Bouie, and under a suspension of the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs, under the rules.

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

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

February 13, 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 No. 1

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. 1— BY SENATOR LONG

A CONCURRENT RESOLUTION

To invite the Honorable John Bel Edwards, Governor of Louisiana, to address a joint session of the legislature.

Read by title.

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

Recess

On motion of Rep. Leger, the Speaker declared the House at recess upon the call of the House.

After Recess

Speaker Barras called the House to order at 6:58 P.M.

Joint Session of the Legislature

The joint session of the legislature was called to order at 7:00 P.M. by the Honorable John A. Alario, Jr., President of the Senate.

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

On motion of Rep. Leger, the calling of the roll on the part of the House was dispensed with.

The President of the Senate appointed the following special committee to escort the Honorable John Bel Edwards, Governor of the State of Louisiana, to the joint session.

On the part of the Senate: Senators Ward, Milkovich, Luneau, Gatti, and Tarver.

On the part of the House: Representatives Bacala, Foil, Hodges, Lyons, and Pierre.

Prayer

Prayer was offered by Reverend Leo Cyrus of New Hope Baptist Church in Baton Rouge.

Pledge of Allegiance

John A. Alario, Jr., President of the Senate, led the joint session in reciting the Pledge of Allegiance to the Flag of the United States of America.

Jacob Cowley sang "*The National Anthem*".

The President of the Senate introduced the Honorable John Bel Edwards, who addressed the joint session of the legislature.

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

House Business Resumed

Suspension of the Rules

On motion of Rep. Henry, 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:

Suspension of the Rules

On motion of Rep. Henry, the rules were suspended to permit the Committee on Appropriations to meet on Tuesday, February 14, 2017, and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill Nos. 3 and 4

Adjournment

On motion of Rep. Billiot, at 8:18 P.M., the House agreed to adjourn until Tuesday, February 14, 2017, at 4:00 P.M.

The Speaker of the House declared the House adjourned until 4:00 P.M., Tuesday, February 14, 2017.

ALFRED W. SPEER
Clerk of the House