

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

SECOND DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Tuesday, March 13, 2018

The House of Representatives was called to order at 5:06 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	Leger
Abraham	Gaines	Leopold
Amedee	Garofalo	Lyons
Anders	Gisclair	Mack
Arnes	Glover	Marcelle
Bacala	Guinn	Marino
Bagley	Hall	McFarland
Bagneris	Harris, J.	Miguez
Berthelot	Harris, L.	Miller, D.
Billiot	Havard	Miller, G.
Bouie	Hazel	Morris, Jay
Brass	Henry	Morris, Jim
Brown, C.	Hensgens	Norton
Brown, T.	Hill	Pearson
Carmody	Hodges	Pierre
Carpenter	Hoffmann	Pope
Carter, G.	Horton	Pugh
Carter, R.	Howard	Pylant
Carter, S.	Hunter	Reynolds
Chaney	Huval	Richard
Connick	Ivey	Schexnayder
Coussan	Jackson	Seabaugh
Cox	James	Smith
Crews	Jefferson	Stagni
Davis	Jenkins	Stefanski
DeVillier	Johnson	Stokes
Dwight	Jones	Talbot
Edmonds	Jordan	Thibaut
Emerson	Landry, N.	Thomas

Falconer	Landry, T.	Wright
Foil	LeBas	Zeringue
Total - 93		

The Speaker announced that there were 93 members present and a quorum.

Prayer

Prayer was offered by Rev. Eugene Gullet of Sorento Baptist Church.

Pledge of Allegiance

Rep. Marcelle 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. Thomas, the reading of the Journal was dispensed with.

On motion of Rep. Thomas, the Journal of March 12, 2018, was adopted.

Suspension of the Rules

On motion of Rep. Leger, the rules were suspended in order to allow the Committee on Appropriations to meet while the House was in session.

**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. 9—
BY REPRESENTATIVE BARRAS
A RESOLUTION

To commend Ray Escuriex, Sr., upon being named New Iberia 2017 Citizen of the Year.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 11—
BY REPRESENTATIVE NORTON
A CONCURRENT RESOLUTION

To urge and request the state Department of Education to include school-level and system-level data in the annual report that it submits to the legislature regarding the status of health and physical education in public schools, pursuant to R.S. 17:17.4, and to urge and request each public school and public school governing authority to cooperate in responding to the department's survey relative to such report so that such data can be gathered and reported.

Read by title.

Lies over under the rules.

**Introduction of House Bills
and Joint Resolutions**

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

HOUSE BILL NO. 700—
BY REPRESENTATIVE MCFARLAND
AN ACT

To amend and reenact R.S. 32:295.1(E), relative to the requirement to wear safety belts while operating a motor vehicle; to provide for the introduction of evidence of the failure to wear a safety belt under certain circumstances; and to provide for related matters.

Read by title.

HOUSE BILL NO. 701—
BY REPRESENTATIVE JACKSON
AN ACT

To amend and reenact R.S. 11:413(6) and to enact R.S. 11:411(10), relative to eligibility for membership in the Louisiana State Employees' Retirement System; to provide for membership of public defenders employed by or under contract with the Louisiana Public Defender Board; to provide for membership of public defenders employed by or under contract with a district public defender program not participating in the Parochial Employees' Retirement System of Louisiana; and to provide for related matters.

Read by title.

**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 RESOLUTION NO. 1—
BY REPRESENTATIVES BISHOP AND ZERINGUE
A RESOLUTION

To approve the annual integrated coastal protection plan for Fiscal Year 2019, as adopted by the Coastal Protection and Restoration Authority Board.

Read by title.

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

HOUSE RESOLUTION NO. 2—
BY REPRESENTATIVES CONNICK AND CROMER
A RESOLUTION

To encourage closer economic relationships between the United States and the Republic of China (Taiwan) and the negotiation of a bilateral trade agreement between the two countries.

Read by title.

Motion

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

HOUSE RESOLUTION NO. 3—
BY REPRESENTATIVE JAY MORRIS
A RESOLUTION

To adopt House Rule 1.2(J) of the Rules of Order of the House of Representatives to allow interpreters designated by the presiding officer access to the floor while the House is in session.

Read by title.

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

HOUSE RESOLUTION NO. 4—
BY REPRESENTATIVE TALBOT
A RESOLUTION

To adopt House Rule 7.20 of the Rules of Order of the House of Representatives to provide that motions for final passage of the Capital Outlay Bill, to concur in amendments, or to adopt any conference committee report on such bill are not in order under certain circumstances.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 1—
BY REPRESENTATIVE HOLLIS
A CONCURRENT RESOLUTION

To create the Sanitary Sewer Systems Overflows Commission to study and make recommendations on actions necessary to timely report, reduce, and eliminate sewage overflows.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 2—
BY REPRESENTATIVE IVEY
A CONCURRENT RESOLUTION

To direct the commissioner of administration to change the expenditure limit for Fiscal Year 2018-2019.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 3—
BY REPRESENTATIVE FOIL
A CONCURRENT RESOLUTION

To create and establish the Constitutional Convention Study Commission to undertake all necessary study to examine the feasibility and advisability of calling a convention to revise the Constitution of Louisiana and, if a convention is found to be feasible and advisable, to make recommendations to the legislature for calling such a convention, including a plan for the conduct of an effective constitutional convention.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 4—
BY REPRESENTATIVE ABRAHAM
A CONCURRENT RESOLUTION

To provide for the selection and authority of commissioners to attend an Article V Convention called for proposing amendments to the U.S. Constitution, as provided for in Article V of that Constitution.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE BARRAS

A CONCURRENT RESOLUTION

To direct the commissioner of administration to change the expenditure limit for Fiscal Year 2018-2019.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 6—

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.

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

HOUSE CONCURRENT RESOLUTION NO. 7—

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.

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

HOUSE CONCURRENT RESOLUTION NO. 10—

BY REPRESENTATIVE NORTON

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to review its catalog of rehabilitative programs and each program's eligibility requirements to determine whether a program is available to every offender in its custody and whether such programs are adequate to prepare offenders for reentry into the community.

Read by title.

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

HOUSE BILL NO. 695—

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 38:1794(A)(2)(a), relative to gravity drainage districts in Calcasieu Parish; to provide for an increase

in compensation for members of the board of commissioners; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Terry Brown, the bill was withdrawn from the files of the House.

HOUSE BILL NO. 696—

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:710(A)(9) and to enact R.S. 11:710(A)(5)(e), relative to reemployment in the Teachers' Retirement System of Louisiana; to provide for reemployment in certain positions; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 697—

BY REPRESENTATIVE HODGES

AN ACT

To enact R.S. 9:165(D), relative to state funds; to establish the Comite River Diversion Canal Fund as a special fund within the state treasury; to provide with respect to the dedication of certain proceeds derived from the sale of certain unclaimed noncash assets; to provide for the deposit, use, and investment of monies in the fund; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 699—

BY REPRESENTATIVE STAGNI

AN ACT

To amend and reenact Code of Criminal Procedure Article 812, relative to verdicts; to provide relative to jury verdicts; to provide relative to the oral or written polling of the jury after a verdict is returned; to remove the requirements that a juror's name and signature be provided when conducting a written or oral poll of the jury; and to provide for related matters.

Read by title.

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

Motion

On motion of Rep. Stokes, the Committee on Judiciary was discharged from further consideration of House Bill No. 585.

HOUSE BILL NO. 585—

BY REPRESENTATIVE STOKES

AN ACT

To amend and reenact R.S. 26:90(D) through (G), R.S. 26:286(D) through (G), and R.S. 26:932(B)(introductory paragraph) and to enact R.S. 26:932(11), 933(C)(9), and 935(D), relative to establishments selling alcoholic beverages; to provide relative to the prohibition of certain activity at permitted establishments; to provide for definitions; to provide relative to human trafficking; to provide for the inclusion of certain issues the Louisiana Responsible Vendor Program; to provide for certain

notifications to permit holders; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Stokes, the bill was withdrawn from the files of the House.

Suspension of the Rules

On motion of Rep. Terry Landry, the rules were suspended in order to take up and consider Reports of Committees at this time.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on
Transportation, Highways and Public Works

March 13, 2018

To the Speaker and Members of the House of Representatives:

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

House Bill No. 52, by Marcelle
Reported favorably. (16-0)

House Bill No. 60, by Cox
Reported favorably. (16-0)

House Bill No. 63, by Schexnayder
Reported favorably. (15-0)

House Bill No. 216, by Jackson
Reported favorably. (16-0)

House Bill No. 217, by Jackson
Reported favorably. (15-0)

House Bill No. 289, by Jordan
Reported favorably. (14-0)

House Bill No. 290, by Jordan
Reported favorably. (15-0)

House Bill No. 291, by Jordan
Reported favorably. (16-0)

House Bill No. 303, by Gisclair
Reported favorably. (15-0)

House Bill No. 441, by Stokes
Reported favorably. (15-0)

House Bill No. 496, by Hazel
Reported with amendments. (16-0)

House Bill No. 678, by Talbot
Reported favorably. (16-0)

TERRY LANDRY
Vice Chairman

Report of the Committee on
Ways and Means

March 13, 2018

To the Speaker and Members of the House of Representatives:

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

House Bill No. 90, by Talbot
Reported with amendments. (14-0)

House Bill No. 122, by DeVillier
Reported with amendments. (12-0)

House Bill No. 129, by Reynolds
Reported with amendments. (14-0)

House Bill No. 132, by Zeringue
Reported with amendments. (14-0)

House Bill No. 146, by Davis
Reported favorably. (11-0)

House Bill No. 175, by James
Reported favorably. (12-0)

House Bill No. 250, by Bishop, S.
Reported with amendments. (11-0)

House Bill No. 312, by Abraham
Reported favorably. (11-0)

House Bill No. 341, by Abramson
Reported favorably. (12-0)

House Bill No. 342, by Abramson
Reported favorably. (16-0)

House Bill No. 375, by Abramson
Reported favorably. (10-0)

House Bill No. 380, by Jackson
Reported favorably. (14-0)

NEIL C. ABRAMSON
Chairman

Report of the Committee on
House and Governmental Affairs

March 12, 2018

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on February 21, 2018, your Committee on House and Governmental Affairs recommends that La Koshia Reconda Roberts be elected to fill the vacancy on the Board of Ethics from the list from the nominating committee as provided in R.S. 42:1132.

Respectfully submitted,

STEVE E. PUGH
Vice Chairman

Election of the Board of Ethics

Rep. Pugh placed in nomination the name of Ms. La Koshia R. Roberts for election to the Board of Ethics.

A roll call was taken on the question of the election of the member of the Board of Ethics with the following result:

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hall	Lyons
Anders	Harris, J.	Marcelle
Armes	Harris, L.	Marino
Bagneris	Havard	Miller, D.
Berthelot	Hazel	Morris, Jim
Billiot	Henry	Norton
Brass	Hodges	Pearson
Brown, T.	Hoffmann	Pierre
Carpenter	Horton	Pope
Carter, R.	Howard	Pugh
Carter, S.	Hunter	Pylant
Cox	Huval	Reynolds
Crews	Ivey	Schexnayder
Davis	Jackson	Seabaugh
DeVillier	James	Smith
Emerson	Jefferson	Stagni
Falconer	Jenkins	Stefanski
Franklin	Johnson	Stokes
Gaines	Jordan	Talbot
Garofalo	Landry, T.	Thibaut
Gisclair	LeBas	Thomas
Glover	Leger	Wright
Guinn	Leopold	

Total - 68

NAYS

Total - 0

The Speaker declared, having received a majority of the votes, Ms. La Koshia R. Roberts was elected as a member of the Board of Ethics.

Suspension of the Rules

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

Petitions, Memorials, and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

March 13, 2018

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

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

House Concurrent Resolution No. 8
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

March 13, 2018

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. 15

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. 15—

BY SENATORS JOHNS, MORRISH AND JOHN SMITH AND REPRESENTATIVES ABRAHAM, DANAHAY, DWIGHT, FRANKLIN, GUINN AND HILL

A CONCURRENT RESOLUTION

To commend Firestone Polymers, LLC upon seventy-five years as a maker of synthetic rubber, an endeavor that began in support of the United States war effort in World War II.

Read by title.

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

Privileged Report of the Committee on Enrollment

March 13, 2018

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. 5—

BY REPRESENTATIVE HODGES

A RESOLUTION

To commend and congratulate the Live Oak High School cheerleading squad and coaches in their outstanding achievement of capturing first place in the Medium Varsity Division I finals of the 2018 Universal Cheerleaders Association National High School Cheerleading Championship at Walt Disney World on February 11, 2018.

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HOUSE RESOLUTION NO. 6—
 BY REPRESENTATIVE HODGES
A RESOLUTION

To commend Justin Nijoka upon being named a National Merit Finalist.

HOUSE RESOLUTION NO. 7—
 BY REPRESENTATIVE HODGES
A RESOLUTION

To commend and congratulate the Central High School varsity cheerleaders on landing a national championship at the National High School Cheerleading Championship at the ESPN Wide World of Sports Complex in Orlando, Florida.

HOUSE RESOLUTION NO. 8—
 BY REPRESENTATIVES AMEDEE, MAGEE, AND ZERINGUE
A RESOLUTION

To express the condolences of the House of Representatives upon the death of Irvin Robert "Bobby" Boudreaux.

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.

**REVISED STANDING COMMITTEE MEETING SCHEDULE
 2018 REGULAR SESSION**

Pursuant to House Rule 14.20, the Speaker proposes the following uniform schedule of committee meetings, to be adopted by the House of Representatives:

<u>Session Week</u>	<u>Committee – Date</u>
Week 1	Convene @ Noon – 3/12 Morning – 3/13 Afternoon – 3/14 Weekly – 3/15
Week 2	Morning – 3/19 & 3/20 Afternoon – 3/21 & 3/22 Weekly – 3/23
Week 3	Morning – 3/26 & 3/27 Afternoon – 3/28 Weekly – 3/29 Good Friday – 3/30
Week 4	Morning – 4/2 & 4/3 Afternoon – 4/4 & 4/5 Weekly – 4/6
Week 5	Morning – 4/9 & 4/10 Afternoon – 4/11 & 4/12 Weekly – 4/13
Week 6	Morning – 4/16 Afternoon – 4/17 Weekly – 4/18
Week 7	Morning – 4/23 Afternoon – 4/24 & 4/25 Weekly – 4/26
Week 8	Morning – 4/30 & 5/1 Afternoon – 5/1 & 5/2 Weekly – 5/3

Week 9

Morning – 5/7
 Afternoon – 5/8
 Weekly – 5/9
 5/10 – Session Day
 5/11 – Session Day

Committees shall convene on their designated day at a time certain between the hours of 9:00 a.m. and 10:00 a.m.

Suspension of the Rules

On motion of Rep. Nancy Landry, the rules were suspended to permit the Committee on Education to meet on Wednesday, March 14, 2018, 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. 74 and 176

Leave of Absence

Rep. Abramson - 2 days

Adjournment

On motion of Rep. Billiot, at 5:29 P.M., the House agreed to adjourn until Wednesday, March 14, 2018, at 5:00 P.M.

The Speaker of the House declared the House adjourned until 5:00 P.M., Wednesday, March 14, 2018.

ALFRED W. SPEER
 Clerk of the House