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

THIRTY-THIRD 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, May 1, 2018

The House of Representatives was called to order at 4:36 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
Abraham
Abramson
Amedee
Anders
Armes
Bacala
Bagley
Bagneris
Berthelot
Billiot
Bishop
Bothe
Brass
Brown, C.
Brown, T.
Carmody
Carpenter
Carter, R.
Carter, S.
Chaney
Connick
Cousan
Cox
Dahanay
Davis
DeVillier
Duplessis
Dwight
Edmonds
Emerson

Gaines
Garofalo
Gisclair
Glover
Guinn
Hall
Harris, J.
Harris, L.
Havard
Hazel
Henry
Hensgens
Hillery
Hodges
Hoffmann
Hollis
Horton
Howard
Hunter
Huval
Ivey
Jackson
James
Jefferson
Jenkins
Johnson
Jones
Jordan
Landry, N.
Landry, T.
LeBas

Lyons
Mack
Mack
Magee
Marcelle
Marino
McFarland
Migues
Miller, D.
Miller, G.
Morris, Jay
Morris, Jim
Muscarello
Norton
Pearson
Pierre
Pope
Pugh
Pylant
Reynolds
Richard
Schexnayder
Shadoi
Simon
Smith
Stagni
Stefanski
Stokes
Talbot
Thibaut
Thomas
White

The Speaker announced that there were 99 members present
and a quorum.

Prayer

Prayer was offered by Rev. Vance Price of New St. James
Baptist Church in Monroe.

Pledge of Allegiance

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

Seyge Powell sang "The National Anthem".

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 April 30, 2018, was
adopted.

Petitions, Memorials, and
Communications

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

Message from the Senate

DISAGREEMENT TO SENATE BILL

May 1, 2018

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

I am directed to inform your honorable body that the Senate has
refused to concur in the proposed House Amendments to Senate Bill
No. 27 by Sen. Mills, and ask the Speaker to appoint a committee
to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

May 1, 2018

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

I am directed to inform your honorable body that the Senate has
refused to concur in the proposed House Amendments to Senate Bill
No. 261 by Sen. Erdey, and ask the Speaker to appoint a committee
to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 1, 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. 75
Returned without amendments

House Concurrent Resolution No. 78
Returned without amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS
May 1, 2018

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. 58
Returned without amendments

House Bill No. 62
Returned with amendments

House Bill No. 73
Returned with amendments

House Bill No. 78
Returned with amendments

House Bill No. 79
Returned with amendments

House Bill No. 82
Returned without amendments

House Bill No. 166
Returned without amendments

House Bill No. 173
Returned without amendments

House Bill No. 181
Returned with amendments

House Bill No. 184
Returned with amendments

House Bill No. 196
Returned with amendments

House Bill No. 226
Returned with amendments

House Bill No. 252
Returned without amendments

House Bill No. 260
Returned without amendments

House Bill No. 288
Returned without amendments

House Bill No. 293
Returned without amendments

House Bill No. 306
Returned with amendments

House Bill No. 318
Returned without amendments

House Bill No. 394
Returned with amendments

House Bill No. 494
Returned without amendments

House Bill No. 527
Returned without amendments

House Bill No. 550
Returned without amendments

House Bill No. 576
Returned without amendments

House Bill No. 622
Returned without amendments

House Bill No. 705
Returned without amendments

House Bill No. 708
Returned without amendments

House Bill No. 712
Returned without amendments

House Bill No. 781
Returned without amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS
May 1, 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 Nos. 48 and 97

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. 97—
BY SENATOR LONG
A CONCURRENT RESOLUTION
To commend and congratulate the Braden family upon earning the Political Family of Officeholders Award.

Read by title.

On motion of Rep. Leger, 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

April 30, 2018

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. 121, 376, 400, and 502

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. 121—
BY SENATOR PERRY
AN ACT
To enact R.S. 42:1423(44), relative to an exception to the Code of Governmental Ethics; to provide for an exception to certain prohibitions of pharmacists as public servants; to provide an exception to allow a pharmacist to serve on a certain hospital service district; and to provide for related matters.

Read by title.

SENATE BILL NO. 376—
BY SENATOR GARY SMITH
AN ACT
To amend and reenact R.S. 42:1102(18)(a), relative to the application of the Code of Governmental Ethics to certain persons; to provide for public employees; to provide for the definition of "governmental function"; and to provide for related matters.

Read by title.

SENATE BILL NO. 400—
BY SENATOR HEWITT AND REPRESENTATIVE EDMONDS
AN ACT
To amend and reenact R.S. 3:2(C), 3210(B), the introductory paragraph of (C), (4), and (5), R.S. 9:1543, R.S. 15:572.8(H)(1) and the introductory paragraph of (2), and 921, R.S. 17:3138.4, R.S. 22:1071(D)(3)(b) and (c), and 1476(A)(2), R.S. 23:1514(D)(5), R.S. 24:653(N)(3), R.S. 30:2004(1), 2014(B), (D)(4)(a) and the introductory paragraph of (b), 2015(A), (B), the introductory paragraph of (C), the introductory paragraph of (D), and (E), 2035(B)(1), 2054(B)(8), 2109(A) and (C), 2192(B)(4), 2195(B), (C), and (E), 2195.2(A)(4), 2195.4(C)(1) and (2), 2195.5, 2205(A)(1), and 2552(A), (B), and (C), R.S. 32:202, 402.3(I), and 412(C)(2), R.S. 39:82(A), 91(B), 100.136, and 352, R.S. 40:1351, R.S. 46:1301(A)(1), R.S. 47:318(D), 463.48(D), 463.60(F), 463.104(C), 463.148(E), 463.167(E), 6051(G), and 7019.2(B)(1), R.S. 49:259(D), 308.3(B)(7) and (D), and 308.5(B)(3), R.S. 51:1927.1(A) and (C), 2215, and 2341(F), R.S. 56:10(B)(1)(b), 70.3, 70.4(A), 253(C)(2)(a), 278(A), 279(A), (C), (D)(1) and (3), 494(E)(5) and (F), 644(B), the introductory paragraph of (C), (D), and (E), Code of Criminal Procedure Article 895.1(F)(2), the introductory paragraph of (3), (b), and (c), Section 4(B) of Act No. 421 of the 2013 Regular Session of the Legislature, as amended by Act No. 4(B) of Act No. 822 of the 2014 Regular Session of the Legislature, the introductory paragraph of Section 7(A) and (B) of Act No. 41 of the 2006 First Extraordinary Session of the Legislature; and to repeal R.S. 11:544, R.S. 15:185.5, 572.8(N) and (S), R.S. 17:354, 3129.6, 3138.2, and 3138.3, and Subpart A of Part IX-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3397.11, R.S. 30:2000.12 and 2551, R.S. 33:2740.18, R.S. 39:87.5, Subpart H of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.11, Subpart N of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.51, Subpart Q-1 of Part II-A of Chapter I of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.122, Subpart Q-2 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.123, Subpart S of Part II-A of Chapter I of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.146, R.S. 39:1357, R.S. 40:16.2 and 1402, R.S. 46:290.1, 977.13, and 1816, Chapter 54 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2691 and 2692, 2731, 2742(D), and 2901, R.S. 47:120.39, 463.104(D), and 841.2, R.S. 49:214.6(D)(E), (F), and (E), R.S. 51:2211 through 2216, R.S. 56:14, 302.3(D)(5)(c), 305(H), 633, Section 9 of Act No. 138 of the 2005 Regular Session of the Legislature as amended by Section 7 of Act No. 642 of the 2006 Regular Session of the Legislature, Sections (3)(D) and (6) of Act No. 41 of the 2006 First Extraordinary Session of the Legislature, Section 7 of Act No. 420 of the 2013 Regular Session of the Legislature, Section (4)(B)(1) of Act No. 421 of the 2013 Regular Session of the Legislature, as amended by Section (4)(B)(1) of Act No. 822 of the 2014 Regular Session of the Legislature, and Section (4)(B)(2) of Act No. 421 of the 2013 Regular Session of the Legislature, relative to certain funds in the state treasury; to provide for meeting dates of the Dedicated Fund Review Subcommittee of the Joint Legislative Committee on the Budget; to provide for the review of certain funds in the state treasury by the subcommittee; to provide for the powers, duties, functions, and responsibilities of the subcommittee, including the recommendation for the reclassification, elimination, and expenditure of certain funds in the treasury; to provide for the reclassification of funds in the treasury; to provide for the elimination of certain treasury funds and the creation of certain treasury accounts; to provide relative to monies deposited and credited into certain agency accounts in the state treasury; to provide for the classification and consideration of certain monies as fees and self-generated revenues; to provide that such
fees and self-generated revenues shall be available for appropriation as recognized by the Revenue Estimating Conference; to provide for the retention of monies in certain agency accounts for future appropriation; to provide relative to monies deposited and credited to certain accounts in the state treasury; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 502—
BY SENATOR PERRY
AN ACT
To amend and reenact Civil Code Art. 3494(1), relative to prescription; to provide relative to liberative prescription for tuition fees; 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. 152—
BY REPRESENTATIVE BRASS
A RESOLUTION
To commend and congratulate Danielle's Dance Academy upon celebrating five years of teaching dance.

Read by title.

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

HOUSE RESOLUTION NO. 153—
BY REPRESENTATIVE COX
A RESOLUTION
To commend Neil C. Ellis, bishop of Mount Tabor Church, for his many accomplishments and to thank him for his faithful service to the church and its members.

Read by title.

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

HOUSE RESOLUTION NO. 154—
BY REPRESENTATIVE COX
A RESOLUTION
To commend Ethel Blake upon her retirement from Central Louisiana Technical Community College in Nachitoches.

Read by title.

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

HOUSE RESOLUTION NO. 155—
BY REPRESENTATIVE SCHEXNAYDER
A RESOLUTION
To express the support of the Louisiana House of Representatives for the proposed changes to the Magnuson-Stevens Act found in the Strengthening Fishing Communities and Increasing Flexibility in Fisheries Management Act (H.R. 200 of the 115th Congress) and the Modernizing Recreational Fisheries Management Act of 2017 (H.R. 2023 and S. 1520 of the 115th Congress).

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 156—
BY REPRESENTATIVE JOHNSON
A RESOLUTION
To express the condolences of the House of Representatives upon the death of Reverend Gary Lee Jones.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 83—
BY REPRESENTATIVE MACK
A CONCURRENT RESOLUTION
To urge and request the Department of Wildlife and Fisheries to increase the opportunities to take feral hogs from wildlife management areas and to make any recommendations to the Louisiana Wildlife and Fisheries Commission necessary to accomplish that goal.

Read by title.

Lies over under the rules.

House and House Concurrent Resolutions Lying Over

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

HOUSE CONCURRENT RESOLUTION NO. 77—
BY REPRESENTATIVE HENSGENS
A CONCURRENT RESOLUTION
To urge and request the Coastal Protection and Restoration Authority and the Department of Natural Resources, office of coastal management, working with local political subdivisions that have statutory responsibilities for activities that require state coastal use permits to determine the necessity of state coastal use permits for those activities and the requirement for compensatory mitigation as well as the possibility of the loss of federal funds for an activity if a state coastal use permit is no longer required.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 80—
BY REPRESENTATIVE JAY MORRIS
A CONCURRENT RESOLUTION
To adopt Joint Rule No. 11 of the Joint Rules of the Senate and House of Representatives to provide relative to the appointment of the members of the House Committee on Ways and Means and of the Senate Committee on Revenue and Fiscal Affairs.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 82—
BY REPRESENTATIVE BAGLEY
A CONCURRENT RESOLUTION
To create the Task Force on Hiring Retired Teachers to meet Teacher Shortages to research the need for state and local policy changes regarding the rehiring of retired teachers.

Read by title.

Under the rules, the above resolution was referred to the Committee on Education.
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. 465—
BY SENATOR BISHOP
AN ACT
To amend and reenact the introductory paragraph of R.S. 17:253(B) and to enact R.S. 17:253(B)(21) through (25), relative to student behavior and discipline; to provide relative to the membership of the Advisory Council on Student Behavior and Discipline; to provide for reporting; and to provide for related matters.

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

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 RESOLUTION NO. 110—
BY REPRESENTATIVES JAMES, BRASS, TERRY BROWN, FRANKLIN, GISCIAIR, HALL, HOWARD, TERRY LANDRY, MARCELLE, AND PIERRE
A RESOLUTION
To memorialize the United States Congress to pass legislation that supports efforts to build, modernize, and maintain the United States' infrastructure with consideration of certain principles.

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

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

HOUSE CONCURRENT RESOLUTION NO. 52—
BY REPRESENTATIVE FOIL
A CONCURRENT RESOLUTION
To authorize and direct the Louisiana State Law Institute to study the exemption of inherited retirement accounts and inherited annuities from liability for any debt except alimony and child support.

Read by title.
Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Civil Law and Procedure to Original House Concurrent Resolution No. 52 by Representative Foil

AMENDMENT NO. 1
On page 1, between lines 7 and 8, insert the following:

"WHEREAS, in 2014, the United States Supreme Court in the matter of Clark v. Rameker held, by drawing distinction between an individual's retirement fund and an inherited retirement fund, that funds held in an inherited IRA are not "retirement funds" within the meaning of the bankruptcy estate exemption provided by 11 U.S.C. §522(b)(3)(C); and

WHERExEAS, Louisiana is an "opt out" state under the United States Bankruptcy Code and bankruptcy debtors in Louisiana may therefore take advantage of the exemptions provided by both state and federal law; and"

AMENDMENT NO. 2
On page 1, line 13, change the semicolon ";" to a period "." and delete the remainder of the line

AMENDMENT NO. 3
On page 1, delete lines 14 through 21 in their entirety and insert the following:

"THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby authorize and direct the Louisiana State Law Institute to study whether inherited retirement funds and other inherited "tax-deferred arrangements" should be generally exempt from seizure in Louisiana, and if so, to what extent.

BE IT FURTHER RESOLVED that the Legislature of Louisiana does hereby authorize and direct the Louisiana State Law Institute to propose any recommended changes to R.S. 13:3881(D) to give effect to its findings.

BE IT FURTHER RESOLVED that the Legislature of Louisiana does hereby authorize and direct the Louisiana State Law Institute to include representatives of the Louisiana Bankers Association in its study."

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

On motion of Rep. Garofalo, 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. 36—
BY REPRESENTATIVE PEARSON
AN ACT
To amend and reenact R.S. 42:1301(4) and 1302(B), relative to the Louisiana Deferred Compensation Commission; to provide for membership on the commission; to provide for quorum; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Appropriations.

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

HOUSE BILL NO. 454—
BY REPRESENTATIVE FOIL
AN ACT
To enact R.S. 39:1538(5), relative to claims against the state; to provide with respect to certain final judgments against the state; to require the division of administration to make public certain information concerning final judgments against the state; to

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require inclusion of information in the comprehensive annual financial report; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

HOUSE BILL NO. 480—
BY REPRESENTATIVE BACALA
AN ACT
To enact R.S. 24:513(P) and R.S. 47:1508(B)(42), relative to Medicaid program integrity; to authorize the Louisiana Department of Revenue to share state income tax return data with the legislative auditor for certain limited purposes; to authorize the legislative auditor to utilize such data for purposes of Medicaid fraud detection and prevention; to provide for interagency agreements relative to sharing of data; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Appropriations to Engrossed House Bill No. 480 by Representative Bacala

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 24:513(P)" delete the comma "," and delete the remainder of the line and delete line 3 in its entirety and at the beginning of line 4 delete "46:440.9.1 through 440.9.4,"

AMENDMENT NO. 2
On page 1, line 5, after "integrity;" delete the remainder of the line and delete line 6 in its entirety and at the beginning of line 7 delete "Department of Health in administering the Medicaid program;"

AMENDMENT NO. 3
On page 1, at the beginning of line 9, delete "Louisiana Department of Health and the"

AMENDMENT NO. 4
On page 1, line 10, after "purposes;" delete the remainder of the line and at the beginning of line 11 delete "Medicaid eligibility determination process;"

AMENDMENT NO. 5
On page 1, line 13, after "data;" delete the remainder of the line and delete line 14 in its entirety

AMENDMENT NO. 6
On page 2, after line 9, delete the remainder of the page and delete pages 3 and 4 in their entirety and on page 5 delete lines 1 through 26 in their entirety

AMENDMENT NO. 7
On page 5, at the beginning of line 27, change "Section 4." to "Section 2."

AMENDMENT NO. 8
On page 6, line 4, after "auditor" delete the remainder of the line

AMENDMENT NO. 9
On page 6, line 6, after "auditor" delete the remainder of the line and at the beginning of line 7 delete "Health"

AMENDMENT NO. 10
On page 6, line 15, after "auditor" delete the remainder of the line and at the beginning of line 16 delete "Department of Health, respectively;"

AMENDMENT NO. 11
On page 6, at the beginning of line 17, change "Section 5." to "Section 3."

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

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

HOUSE BILL NO. 596—
BY REPRESENTATIVE GARY CARTER
AN ACT
To repeal R.S. 48:25.2(D), relative to special treasury funds; to repeal the termination date of the New Orleans Ferry Fund; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Appropriations to Original House Bill No. 596 by Representative Gary Carter

AMENDMENT NO. 1
On page 1, line 3, after "Ferry" delete the remainder of the line and insert the following:

"Fund; to provide for an effective date; and to provide for related matters."

AMENDMENT NO. 2
On page 1, after line 5, add the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

On motion of Rep. Henry, the bill, as amended, was ordered engrossed and passed to its third reading.
HOUSE BILL NO. 656—
BY REPRESENTATIVE EMERSON
AN ACT
To amend and reenact R.S. 17:182(B), relative to public elementary school students; to provide relative to provisions that require each governing authority of a public elementary school to implement a reading program at elementary school in accordance with certain guidelines; to provide relative to certain reports; to authorize the state Department of Education to extend deadlines for administration and reports; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

HOUSE BILL NO. 703—
BY REPRESENTATIVE GISCLAIR
AN ACT
To amend and reenact R.S. 9:165.1(A)(1) and (2), (3)(d), and (P), and to enact R.S. 9:165(D), relative to special treasury funds; to establish the LA 1 Improvement Project Fund; to require that certain monies realized by the state from certain unclaimed property be deposited into the fund; to authorize and provide for use of monies in the fund; to authorize and provide with respect to the issuance of bonds for certain projects; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 703 by Representative Gisclair

AMENDMENT NO. 1
On page 1, line 2, after "reenact" delete the remainder of the line, delete lines 3 through 8, and insert the following:

"R.S. 9:165.1(A)(1) and (2), (3)(d), and (P), and to enact R.S. 9:165(D), relative to special treasury funds; to establish the LA 1 Improvement Project Fund; to require that certain monies realized by the state from certain unclaimed property be deposited into the fund; to provide for use of monies in the fund; to authorize and provide with respect to the issuance of bonds for certain projects; and to provide for related matters."

AMENDMENT NO. 2
On page 1, line 11, after "Section 1." delete the remainder of the line and delete line 12 in its entirety and inserting the following:

"R.S. 9:165.1(A)(1) and (2), (3)(d), and (P) are hereby amended and reenacted and R.S. 9:165(D) is hereby enacted to read as follows:""(a)

AMENDMENT NO. 3
On page 1, delete lines 15 through 18 in their entirety, delete pages 2 and 3 in their entirety and on page 4, delete lines 1 through 10 in their entirety and insert the following:

"(D) The LA 1 Improvement Project Fund is hereby established as a special fund within the state treasury, hereinafter referred to in this Subsection as "fund"."

(1) Each fiscal year, beginning with Fiscal Year 2020-2021, of the remaining monies received by the administrator under this Chapter after satisfaction of the requirements of Subsections (A) through (C) of this Section, the state treasurer shall deposit fifteen million dollars into the fund. Monies from any other source may also be deposited into the fund.

(2) Monies appropriated from the fund shall be expended only in accordance with the provisions of this Paragraph:

(a) For transfer to the State Bond Commission, hereinafter referred to as the "commission", to pay the principal, premium, and interest of unclaimed property bonds issued by the commission pursuant to R.S. 9:165.1 as the bonds become due and payable and to fund such reserves for contingencies, costs, and expenses as may be required by the resolution authorizing the issuance of such bonds as well as pay amounts of ongoing expenses associated with the administration, maintenance, or evaluation of the bonds issued for the LA 1 Improvement Project. Proceeds of the bonds, except monies needed to fund reserves and pay costs of issuance, and to the extent not needed to pay debt service or other amounts due under the resolution authorizing the bonds, shall be expended utilizing any or all powers granted to the commission including the funding or securitization of revenue bonds.

(b) For use by the Department of Transportation and Development exclusively to match funding from any source for the costs for and associated with the construction of the LA 1 Improvement Project from Golden Meadow to Leeville in southern Lafourche Parish.

(3) All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund and interest earned on the investment of these monies shall be credited to the fund.

AMENDMENT NO. 4
On page 4, at the beginning of line 13, after "A.(1)" insert "(a)"

AMENDMENT NO. 5
On page 4, line 17, after "I-49 Project" delete the remainder of the line

AMENDMENT NO. 6
On page 5, at the beginning of line 1, delete "(2)" and insert "(2)(b)"

AMENDMENT NO. 7
On page 5, line 6, after "exceed" delete "thirty" and insert "fifteen"

AMENDMENT NO. 8
On page 5, delete lines 7 through 15 in their entirety, and insert the following:

"(2)(a) Without reference to any provision of the Constitution of Louisiana and the laws of Louisiana, and as a grant of power in addition to any other general or special law, the State Bond Commission, hereinafter referred to as the "commission", is hereby authorized to issue unclaimed property bonds, hereinafter referred to as "unclaimed property bonds" or "bonds", for the LA 1 Improvement Project and pledge for the payment of the principal and interest of the unclaimed property bonds monies deposited or to be deposited into the LA 1 Improvement Project Fund, which pledge shall be subject to the appropriation of funds by the legislature. The commission is further authorized, in its discretion, to pledge all or any part of any gift, grant, donation, or other sum of money, aid, or assistance from the United States, the state, or any political subdivision, thereof, unless otherwise restricted by the terms thereof, all or any part of the proceeds of bonds, credit agreements, instruments, or other money of
the commission, from whatever source derived, for the further securing of the payment of the principal and interest of the bonds, including any monies provided to the commission from the Department of Transportation and Development. Any bonds shall be payable solely from revenues and bond proceeds, pending their disbursement and investment income thereon.

(b) The unclaimed property receipts which have been deposited into the LA 1 Improvement Project Fund shall be applied to pay or provide for the payment of debt service and all related costs and expenses associated therewith on unclaimed property bonds issued by the commission. At no time shall bond payments securitized by unclaimed property receipts in the LA 1 Improvement Project Fund exceed fifteen million dollars per year.

(3) The resolution or resolutions under which unclaimed property bonds are authorized to be issued may contain any or all of the following:

* * *

(d)(i) Provisions for the collection, custody, investment, reinvestment, and use of the pledged revenues or other receipts, funds, or monies pledged therefor and deposited in the Unclaimed Property Leverage Fund.

(ii) Provisions for the collection, custody, investment, reinvestment, and use of the pledged revenues or other receipts, funds, or monies pledged therefor and deposited in the LA 1 Improvement Project Fund.

* * *

P(1) The provisions of this Section authorizing the issuance of bonds for the Interstate 49 North project, the Interstate 49 South project, and the LA 1 Improvement Project shall become null, void, and of no effect on January 1, 2014.

(2)(a) If bonds for the project the Interstate 49 North Project or the Interstate 49 South Project are not sold by December 31, 2013, the provisions of this Section authorizing the issuance of bonds for the project for which bonds were not sold shall become, null, void, and of no effect on January 1, 2014.

(b) If bonds for the LA 1 Improvement Project are not sold by December 31, 2021, the provisions of this Section authorizing the issuance of bonds for the project shall become, null, void, and of no effect on January 1, 2022.

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

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

Senate Instruments on Second Reading
Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 4—
BY SENATOR PEACOCK
AN ACT
To enact R.S. 11:252, relative to the state and statewide retirement systems; to provide relative to the employment of actuaries; to limit the duties a board may prescribe for or require of an actuary; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

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

SENATE BILL NO. 6—
BY SENATOR PEACOCK
AN ACT
To amend and reenact R.S. 11:723(C), relative to the Clerks’ of Court Retirement and Relief Fund; to provide for membership requirements; to provide with respect to members previously employed in other public employment; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Engrossed Senate Bill No. 6 by Senator Peacock

AMENDMENT NO. 1

On page 1, line 12, after "Fund" and before "the Parochial" change "and" to "or"

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 7—
BY SENATOR PEACOCK
AN ACT
To amend and reenact R.S. 11:2220(B)(1)(a)(ii) and (2)(a) and (b) and (G) and 2223(E)(2), relative to the Municipal Police Employees’ Retirement System; to provide relative to the term “average final compensation”; to provide for consistency of language; to provide for an effective date; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Retirement.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 7 by Senator Peacock

**AMENDMENT NO. 1**

On page 2, line 25, change ", and" to ", ."

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

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

**SENATE BILL NO. 8—**

*BY SENATOR PEACOCK*

To amend and reenact R.S. 11:2241.3(A) and to enact R.S. 11:2220(C)(4) relative to the Municipal Police Employees' Retirement System; to provide for membership classification; to provide relative to refund of contributions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

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

**SENATE BILL NO. 11—**

*BY SENATOR PEACOCK*

AN ACT

To amend and reenact R.S. 11:1532, relative to the Clerks' of Court Retirement and Relief Fund; to provide for eligible rollover distributions to certain persons; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

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

**SENATE BILL NO. 12—**

*BY SENATOR PEACOCK*

AN ACT

To amend and reenact R.S. 11:2213(22), 2220(B)(2), 2241.8, and 2242.8 and to enact R.S. 11:2213(23) and (24) and 2225(E), relative to the Municipal Police Employees' Retirement System; to provide for definitions; to provide for survivor benefit qualifications; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Reengrossed Senate Bill No. 12 by Senator Peacock

**AMENDMENT NO. 1**

On page 2, at the end of line 19, delete the period "." and insert "or the member has formally acknowledged the child." -

Reported without amendments by the Legislative Bureau.

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

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

**SENATE BILL NO. 13—**

*BY SENATOR PEACOCK*

AN ACT

To amend and reenact R.S. 11:121(A) and 126 and to repeal R.S. 36:769(L), relative to the Public Retirement Systems' Actuarial Committee; to provide for the officers of the committee; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

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

**SENATE BILL NO. 93—**

*BY SENATOR MIZELL*

AN ACT

To enact Part XIII of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:3111, relative to funding of volunteer fire departments; to require notification to voters that a portion of the avails of ad valorem taxes to volunteer fire departments is dedicated to state and statewide retirement systems; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Berthelot, the bill was ordered passed to its third reading.
SENATE BILL NO. 336—
BY SENATORS RISER, CARTER AND WALSWORTH
AN ACT
To amend and reenacted R.S. 23:1553(G), to enact R.S. 49:191(10)(c), and to repeal R.S. 49:191(8)(a), relative to the Louisiana Workforce Commission, to provide for the re-creation of the Louisiana Workforce Commission and the statutory entities made a part of the Louisiana Workforce Commission by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; to provide for the reauthorization of the incumbent worker training program with the Louisiana Workforce Commission; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

HOUS® COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Engrossed Senate Bill No. 336 by Senator Riser

AMENDMENT NO. 1
On page 1, line 2, delete "reenacted R.S. 23:1553(G)" and insert in lieu thereof the following:

"reenact R.S. 23:1(A) and (C)(3), 382(A) and (B), 390(C) and (D), 1203.1(A)(1) through (4) and (6), the introductory paragraph of (B), (E), the introductory paragraph of (F), (1), introductory paragraph of (2), (3), and (5), (G)(2) and (3), (H), and (J), 1203.1.1(A), 1553(G), R.S. 36:3(2), (4), (6) and (7), 8(E)(1), 301(C), 302, 303, the introductory paragraph of 304(A), (8), (9)(b), the introductory paragraph of (B), (1)(a)(i) and (ii), and 305 through 307"

AMENDMENT NO. 2
On page 1, line 2, after "repeal" and before "R.S." insert "R.S. 36:8(E)(2)(j) and"

AMENDMENT NO. 3
On page 1, at the end of line 6, insert "to provide for a change of title of the officers of the commission; to provide for technical corrections; for the reauthorization of the incumbent worker training program with the Louisiana Workforce Commission; and to provide for related matters.

AMENDMENT NO. 4
On page 1, line 10, delete "R.S. 23:1553(G) is" and insert in lieu thereof "R.S. 23:1(A) and (C)(3), 382(A) and (B), 390(C) and (D), 1203.1(A)(1) through (4) and (6), the introductory paragraph of (B), (E), the introductory paragraph of (F), (1), the introductory paragraph of (2), (3), and (5), (G)(2) and (3), (H), and (J), 1203.1.1(A), 1553(G) are"

AMENDMENT NO. 5
On page 1, between lines 10 and 11 insert the following:

"§1. Louisiana Workforce Commission established; purpose; definitions

A. The Louisiana Workforce Commission is hereby created and established to operate an integrated workforce development delivery system in this state, in particular through the integration of job training, employment and employment-related education and training programs, vocational rehabilitation services, independent living services, and blind services programs, and to administer the state's

unemployment and workers' compensation programs. The duties of this commission shall be exercised and discharged under the supervision and direction of the executive director secretary. He shall have charge of the administration and enforcement of all laws, rules, policies, and regulations, which is the duty of the commission to administer and enforce, and shall direct all inspections and investigations, except as otherwise provided by law.

* * *

C. As used in this Title, unless the context clearly indicates otherwise, the following terms shall be defined as follows:

* * *

§382. Apprenticeship council

A. The executive director secretary shall appoint an apprenticeship council, composed of three representatives each from employer and employee organizations respectively, and of two representatives of the general public. The three employer representatives shall be selected from lists supplied by employer organizations which are participating in bona fide apprenticeship programs. The three employee representatives may be representatives of labor organizations, who have been nominated by the labor federations. The state official in charge of trade and industrial education shall, ex officio, be a member of the said council. Each member shall be appointed for a term of three years. Any member appointed to fill a vacancy occurring prior to the expiration of the term of his predecessor shall be appointed for the remainder of the said term. Each member of the council not otherwise compensated by public monies, shall be reimbursed for transportation and shall be paid thirty-five dollars per day for each day spent in attendance at meetings of the apprenticeship council.

B. The apprenticeship council shall meet at the call of the executive director secretary or the director of apprenticeship and shall aid in formulating policies for the effective administration of this Chapter. Subject to the approval of the executive director secretary, the apprenticeship council may recommend standards and procedures for registration and de-registration of apprenticeship programs in conformity with established programs approved by the United States Department of Labor, Office of Apprenticeship, and for approval of apprenticeship agreements which in no case shall be lower than those prescribed by this Chapter and by the United States Department of Labor, Office of Apprenticeship, or lower than approved national standards; shall issue such rules and regulations as may be necessary to carry out the intent and purposes thereof; and shall perform such other functions as the executive director secretary may direct. Not less than once a year the apprenticeship council shall make a report, through the executive director secretary, of its activities and findings to the legislature and to the public.

* * *

§390. Settlement of controversies or complaints

* * *

C. Upon the complaint of any interested person or upon his own initiative, the director of apprenticeship may investigate to determine if there has been a violation of the terms of an apprenticeship agreement made under this Chapter and hold hearings, inquiries, and other proceedings necessary to such investigations and determination. The director of apprenticeship shall investigate programs only as necessary to establish compliance, and then only upon proper notice. The parties to such agreement shall be given a fair and impartial
hearing, after reasonable notice thereof. All hearings, investigations, and determinations shall be made under authority of reasonable rules and procedure prescribed by the apprenticeship council, subject to the approval of the executive director assistant secretary.

D. The determination of the director of apprenticeship shall be filed with the executive director assistant secretary. If no appeal therefrom is filed with the executive director assistant secretary within twenty days after the date thereof, such determination shall become the order of the executive director assistant secretary. Any person aggrieved by any determination or action of the director of apprenticeship may appeal therefrom to the executive director assistant secretary who shall hold a hearing thereon, after due notice to the interested parties. Orders and decisions of the executive director assistant secretary shall be prima facie lawful and reasonable if supported by reasonable and competent evidence. Any party to an apprenticeship agreement aggrieved by an order or decision of the executive director assistant secretary may appeal to the courts on questions of law. The decision of the executive director assistant secretary shall be conclusive if no appeal therefrom is filed within thirty days after the date of the order or decision.

§ 1203.1. Definitions; medical treatment schedule; medical advisory council

A. For use in this Section, the following terms shall have the following meanings, unless clearly indicated otherwise by the context:

(1) "Assistant secretary" means an assistant secretary of the Louisiana Workforce Commission responsible for the functions of the office of workers' compensation administration.

(2) "Associate medical director" means a physician who is licensed to practice medicine in the state of Louisiana and has been chosen by the director of the office of workers' compensation administration assistant secretary pursuant to R.S. 23:1203.1.1.

(3) "Council" means the medical advisory council appointed by the director of the office of workers' compensation administration assistant secretary.

(4) "Medical director" means a physician who is licensed to practice medicine in the state of Louisiana and has been chosen by the director of the office of workers' compensation administration assistant secretary pursuant to R.S. 23:1203.1.1.

(5) "Schedule" means the medical treatment schedule to be developed by the council and promulgated by the office and the director assistant secretary.

B. The director assistant secretary shall, through the office of workers' compensation administration, promulgate rules in accordance with the Administrative Procedure Act, R.S. 49:950 et seq., to establish a medical treatment schedule.

C. The medical advisory council shall develop guidelines in accordance with Subsections C and D of this Section and may amend the schedule in accordance with Subsection C and Paragraph (D)(2) of this Section before submission to the director of the office of workers' compensation administration assistant secretary for initial and subsequent formal adoption and promulgation in accordance with the Administrative Procedure Act, R.S. 49:950, et seq.

D. The director of the office of workers' compensation administration assistant secretary shall appoint a medical advisory council, which shall be selected in accordance with the following:

(1) The professional association in Louisiana that represents each discipline enumerated in this Subsection shall provide the director of the office of workers' compensation administration assistant secretary on or before August 15, 2009, the names of three nominees, from which at least one representative shall be chosen to represent his respective discipline on the council.

(2) The director assistant secretary shall select at least one representative from each of the following disciplines or associations:

(3) The director assistant secretary may consider and appoint additional representatives in order to fulfill his duties as defined in this Section.

E. The director assistant secretary shall have the authority to contract with a medical director and with consultants to assist the director assistant secretary and the medical advisory council in the establishment and promulgation of the schedule.

F. The medical advisory council shall:

(2) Provide recommendations to the director assistant secretary for the designation of guidelines to be established and promulgated as the medical treatment schedule by the office.

(3) Provide any additional advice and counsel to the director assistant secretary as may be reasonable and necessary, or as may be requested, relative to the effective and efficient delivery of quality medical services to injured workers.

G. The director assistant secretary, with the assistance of the medical advisory council, is authorized to review and update the medical treatment schedule no less often than once every two years. Such updates shall be made by rules promulgated in accordance with the Administrative Procedure Act, R.S. 49:950 et seq. In no event shall the schedule contain multiple guidelines covering the same aspects of the same medical condition which are simultaneously in force.

H. After a medical provider has submitted to the payor the request for authorization and the information required by the Louisiana Administrative Code, Title 40, Chapter 27, the payor shall notify the medical provider of their action on the request within five business days of receipt of the request. If any dispute arises after January 1, 2011, as to whether the recommended care, services, or treatment is in accordance with the medical treatment schedule, or whether a variance from the medical treatment schedule is reasonably required as contemplated in Subsection I of this Section, any aggrieved party shall file, within fifteen calendar days, an appeal with the office of workers' compensation administration medical director or associate medical director on a form promulgated by the director assistant secretary. The medical director or associated medical director shall render a decision as soon as is practicable, but in no event, not more than thirty calendar days from the date of filing.

J. If either party, the medical director, or associate medical director believes that a potential conflict of interest exists, he shall communicate in writing such information to the director assistant secretary, who shall make a determination as to whether a conflict exists within two business days. The director assistant secretary shall
notify in writing the patient, the physician, and, if applicable, the attorney of his decision within two business days.

§1203.1. Medical director and associate medical director
A. The director assistant secretary shall hire a medical director and an associate medical director to render decisions on disputed cases filed pursuant to R.S. 23:1203.1(I).

AMENDMENT NO. 7
On page, after line 17, insert the following:

"Section 2. R.S. 36:3(2), (4), (6) and (7), 8(E)(1), 301(C), 302, 303, the introductory paragraph of 304(A), (8), (9)(b), the introductory paragraph of (B), (1)(a)(i) and (ii), and 305 through 307 are hereby amended and reenacted to read as follows:

§3. Definitions
For the purposes of this Title the following terms shall have the following meanings unless the context clearly indicates otherwise:

(2) "Assistant secretary" means the officer designated by law or by the secretary of each department to carry out the duties and functions of an office within certain departments, except an office of management and finance and the office of state police of the Department of Public Safety and Corrections. For the Louisiana Workforce Commission, the "assistant secretary" shall mean the officer designated by law or by the executive director to carry out the duties and functions of an office within the Louisiana Workforce Commission except the office of management and finance.

(4) "Deputy secretary" means the officer authorized to be appointed by the secretary to serve as his principal administrative assistant. For the Department of Public Safety and Corrections, the "deputy secretary for public safety services" and the "deputy secretary for corrections services" shall be the officers of the department appointed by the secretary to serve as the principal administrative assistants of the secretary and references in any provision of law to the deputy secretary, where reference is to a deputy secretary of the Department of Public Safety and Corrections, shall include these two officers. For the Louisiana Workforce Commission, the "deputy executive director" shall mean the officer authorized by the executive director to serve as his principal administrative assistant.

(6) "Secretary" means the officer appointed by the governor as the executive head and chief administrative officer of certain departments. For the Louisiana Workforce Commission, the "executive director" shall mean the officer appointed by the governor as the executive head and chief administrative officer.

(7) "Undersecretary" means the officer designated to direct and be responsible for the functions of the office of management and finance of certain departments. For the Louisiana Workforce Commission, the "chief financial officer" shall mean the officer designated to direct and be responsible for the functions of the office of management and finance. For the Department of Children and Family Services, "undersecretary" means the officer designated to direct and be responsible for the functions of the division of management and finance within the office of children and family services.

§8. Fiscal oversight and program evaluation

E. As used in this Section, the following words shall have the following meanings unless the context clearly indicates otherwise:

(1) "Secretary" means the chief administrative officer of each department of the executive branch of state government, except that with respect to agencies of the Department of Education transferred under the provisions of R.S. 36:651(K), "secretary" means the Louisiana Student Financial Assistance Commission, with respect to the Department of Public Service, "secretary" means the Public Service Commission, and with respect to the Department of State Civil Service, "secretary" means the State Civil Service Commission, and with respect to the Louisiana Workforce Commission, "secretary" means the executive director.

C.(1) The Louisiana Workforce Commission shall be composed of the executive office of the executive director, the office of management and finance, the office of workforce development, the office of unemployment insurance administration, the office of workers' compensation administration, the office of occupational information services, and such other offices as shall be created by law. The Louisiana Workforce Investment Council, as more specifically provided in R.S. 23:2042 et seq., shall be placed within the executive office of the executive director secretary.

(2) Whenever the executive director secretary determines that the administration of the functions of the commission may be more efficiently performed by eliminating, merging, or consolidating existing offices or establishing new offices, he shall present a plan therefor to the legislature for its approval by statute.

§301. Louisiana Workforce Commission; creation; domicile; composition; purposes and functions

A. The officers of the commission shall be the executive director, the chief financial officer, the deputy executive director if a deputy executive director is appointed, and directors; the secretary, the undersecretary, the deputy secretary if a deputy secretary is appointed, and assistant secretaries, each of whom shall be selected and shall perform functions as provided in this Title.

B. No person serving as executive director, chief financial officer, deputy executive director, or director, secretary, the undersecretary, the deputy secretary if a deputy secretary is appointed, and assistant secretaries, each of whom shall be selected and shall perform functions as provided in this Title.

C. Notwithstanding any provision herein to the contrary, subject to approval of the governor, any person, including any statewide elected official, serving or appointed to serve as executive director, chief financial officer, deputy executive director or director, secretary, the undersecretary, the deputy secretary if a deputy secretary is appointed, and assistant secretaries, each of whom shall be selected and shall perform functions as provided in this Title.
receive additional compensation for part-time services rendered as an
instructor in post-secondary educational institutions, or as a member
of the National Guard.

§303. Executive director Secretary

There shall be an executive director a secretary, who shall be
appointed by the governor with consent of the Senate and who shall
serve at the pleasure of the governor at a salary fixed by the
governor, which salary shall not exceed the amount approved for the
position by the legislature while in session. The executive director
secretary shall serve as the executive head and chief administrative
officer of the Louisiana Workforce Commission and shall have the
responsibility for the policies of the commission, except as otherwise
provided by this Title, and for the administration, control, and
operation of the functions, programs, and affairs of the commission;
provided that the executive director secretary shall perform his
functions under the general control and supervision of the governor.

§304. Powers and duties of executive director secretary

A. In addition to the functions, powers, and duties otherwise
vested in the executive director secretary by law, he shall:

* * *

(8) Provide for the ongoing merger and consolidation of the agencies and functions transferred to his commission and submit a report thereon to the governor and the legislature, which report shall accompany the budget request which he submits under provisions of R.S. 39:33. Such report shall include a statement of the goals of the commission and of the programs thereof and shall summarize the accomplishments of the commission in meeting such goals and implementing such programs. The report shall also contain a specific statement of the reorganization and consolidation plan for the commission for the next year and shall include a report on the implementation of such reorganization and consolidation plan for the previous year. The report concerning reorganization shall specifically detail the extent to which the commission has achieved goals stated in the previous year with respect to merger and consolidation of functions, abolition of agencies, consolidation of offices, elimination of job positions, and efficiency and economy in delivery of services. The report shall contain any recommendations with respect to reorganization which may require legislative action under the provisions of this Title. A copy of the report and recommended legislation shall also be submitted by the executive director secretary to the presiding officer of both houses of the legislature. The presiding officer shall refer the report to the appropriate committee having jurisdiction of the subject matter as provided in the rules of the respective house.

(9) * * *

(b) The executive director secretary may submit the annual report required by this Paragraph in electronic format and is further authorized, but is not required, to submit the report at the time of submission of the annual report required by Paragraph (7) of this Subsection.

B. The executive director secretary shall have authority to:

(1) (a) Except as otherwise specifically provided in R.S. 36:801 and R.S. 36:803:

(i) Employ, appoint, remove, assign, and promote such personnel as is necessary for the efficient administration of the executive office of the executive director secretary and the performance of its powers, duties, functions, and responsibilities and such other personnel, who are not assigned to an office, as may be necessary for the efficient administration of the commission and for

the performance of the responsibilities, powers, duties, and functions
of agencies transferred to it;

(ii) Employ, assign, and remove all personnel employed for the commission on a contractual basis.

* * *

§305. Deputy executive director secretary

There may be a deputy executive director secretary of the commission, who shall be appointed by the executive director secretary with consent of the Senate and who shall serve at the pleasure of the executive director secretary at a salary fixed by the executive director secretary, which salary shall not exceed the amount approved for such position by the legislature while in session. The duties and functions of the deputy executive director secretary shall be determined and assigned by the executive director secretary. If appointed, he shall serve as acting executive director secretary in the absence of the executive director secretary.

§306. Chief financial officer Undersecretary; functions; office of
management and finance

A. There shall be a chief financial officer an undersecretary of the Louisiana Workforce Commission, who shall be appointed by the governor with consent of the Senate and who shall serve at the pleasure of the governor at a salary fixed by the governor, which salary shall not exceed the amount approved for such position by the legislature while in session. The chief financial officer undersecretary shall be directly responsible to and shall perform his functions under the supervision and control of the executive director secretary.

B. The chief financial officer undersecretary shall direct and be
responsible for the functions of the office of management and finance within the Louisiana Workforce Commission. In such capacity he shall be responsible for accounting and budget control, procurement and contract management, management and program analysis, personnel management, and grants management for the commission and all of its offices, including all agencies transferred to the Louisiana Workforce Commission, except as otherwise specifically provided in this Title. He shall employ, appoint, remove, assign, and promote such personnel as is necessary for the efficient administration of the office of management and finance and the performance of its powers, duties, functions, and responsibilities, in accordance with applicable civil service laws, rules, and regulations, and with policies and rules of the commission, all subject to budgetary control and applicable laws. The chief financial officer undersecretary shall exercise all powers and authority granted to him in this Title subject to the overall direction and control of the executive director secretary.

§307. Directors Assistant secretaries

A. Each office within the Louisiana Workforce Commission, except the office of management and finance, shall be under the immediate supervision and direction of a director an assistant secretary, who shall be appointed by the governor with consent of the Senate. Each shall serve at the pleasure of the governor and shall be paid a salary which shall be fixed by the governor, which salary shall not exceed the amount approved for such position by the legislature while in session.

B. Except as otherwise expressly provided in this Title, the duties and functions of each office and its director assistant secretary shall be determined by the executive director secretary, and all of such duties and functions shall be exercised under the direct supervision and control of the executive director secretary.

C. Except as otherwise provided in R.S. 36:801, each director assistant secretary shall employ, appoint, remove, assign, and
promote such personnel as is necessary for the efficient administration of his office and its programs and the performance of its powers, duties, functions, and responsibilities, in accordance with applicable civil service laws, rules, and regulations, and with policies and rules of the commission, all subject to budgetary control and applicable laws.

D. Each director assistant secretary shall exercise all powers and authority granted to him in this Title subject to the overall direction and control of the executive director secretary.

AMENDMENT NO. 7
On page 2, line 1, change "Section 2." to "Section 3."

AMENDMENT NO. 8
On page 2, line 5, change "Section 3." to "Section 4."

AMENDMENT NO. 9
On page 2, line 12, change "Section 4." to "Section 5."

AMENDMENT NO. 10
On page 2, line 14, change "Section 5." to "Section 6."

AMENDMENT NO. 11
On page 2, delete line 28, and insert in lieu thereof the following:

"Section 7. R.S. 36:8(E)(2)(j) and R.S. 49:191(8)(a) are hereby repealed in their entirety.

Section 8. The Louisiana State Law Institute is hereby directed to change all references to "executive director" to "secretary"; all references to "deputy executive director" to "deputy secretary"; all references to "chief financial officer" to "undersecretary"; and all references to "director" to "assistant secretary" throughout the Louisiana Revised Statutes of 1950 except as provided in R.S. 23:382, 390, 1203.1, and 1203.1.1."

AMENDMENT NO. 12
On page 2, line 29, change "Section 7." to "Section 9."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 336 by Senator Riser

AMENDMENT NO. 1
In House Committee Amendment No. 1 proposed by the House Committee on Labor and Industrial Relations to Engrossed Senate Bill No. 336 by Senator Riser, on page 1, line 4, change "1203.1(A)(1)" to "1203.1(A)(introductory paragraph), (1)"

AMENDMENT NO. 2
In House Committee Amendment No. 4 proposed by the House Committee on Labor and Industrial Relations to Engrossed Senate Bill No. 336 by Senator Riser, on page 1, line 16, change "1203.1(A)(1)" to "1203.1(A)(introductory paragraph), (1)"

AMENDMENT NO. 3
In House Committee Amendment No. 5 proposed by the House Committee on Labor and Industrial Relations to Engrossed Senate Bill No. 336 by Senator Riser, on page 3, line 29, following "49:950" delete "."

AMENDMENT NO. 4
In House Committee Amendment No. 5 proposed by the House Committee on Labor and Industrial Relations to Engrossed Senate Bill No. 336 by Senator Riser, on page 7, line 42, change "is" to "are"

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

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

SENATE BILL NO. 496—
BY SENATOR WARD

AN ACT
To enact Part VIII of Chapter 2 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:771 through 780, relative to the Capital Area Road and Bridge District; to provide for the territorial jurisdiction of the district; to provide for the appointment and term of the board of commissioners; to provide for meetings of the board of commissioners and the officers thereof; to provide relative to the powers of the district; to authorize the district to levy special taxes, parcel fees, and sales taxes if approved by a majority of the voters in the district; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 496 by Senator Ward

AMENDMENT NO. 1
On page 5, line 19, after "enforce" change "tools" to "tolls"

AMENDMENT NO. 2
On page 9, line 21, after "such parcel" delete the remainder of the line and delete lines 22 and 23 in their entirety and insert a comma .

AMENDMENT NO. 3
On page 10, line 1, after "holder." and before "district shall" delete "In the event such notice is given, the" and insert "The"

AMENDMENT NO. 4
On page 10, at the end of line 2, delete "mailing of such" and delete line 3 in its entirety and insert "certified mail return receipt for the notice is signed by the mortgagee."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 496 by Senator Ward

AMENDMENT NO. 1
On page 4, line 20, delete "either"
On motion of Rep. Berthelot, the amendments were adopted.

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

SENATE BILL NO. 518—
BY SENATOR APPEL
AN ACT
To amend and reenact R.S. 33:9091.24(F)(7), relative to the University Neighborhood Security and Improvement District in the parish of Orleans; to provide for the collection of proceeds of fees; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Berthelot, the bill was ordered passed to its third reading.

Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

HOUSE BILL NO. 3—
BY REPRESENTATIVE ABRAMSON
AN ACT
To enact the Omnibus Bond Authorization Act of 2018, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; to provide relative to the submission of capital outlay applications; to provide with respect to the resubmission of certain capital outlay budget requests; to require approval of the commissioner of administration under certain circumstances; to provide for an effective date; and to provide for related matters.

On motion of Rep. Jim Morris, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

HOUSE BILL NO. 487—
BY REPRESENTATIVES ZERINGUE, STEVE CARTER, COUSSAN, AND THIBAULT
AN ACT
To amend and reenact R.S. 9:154(A)(15), R.S. 17:3129.4(C), R.S. 44:4.1(B)(9), and R.S. 47:1508(B)(17) and to enact Chapter 22-B of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3100.1 through 3100.10, and R.S. 42:456.2, relative to the Louisiana Student Tuition Assistance and Revenue Trust Kindergarten Through Grade Twelve Program; to create the program and provide for program purpose and definitions; to provide relative to program administration by the Louisiana Tuition Trust Authority and for powers and duties of the authority; to provide for adoption by the authority of certain rules pursuant to the Administrative Procedure Act; to provide relative to education savings accounts; to provide relative to the Louisiana Education and Tuition Savings Fund; to provide for the powers and duties of the office of the state treasurer with regard to the program; to apply laws pertaining to abandoned property to certain program account funds; to provide a public records exception for certain records of the authority pertaining to program accounts; to provide relative to payroll withholdings; to provide an exception to the confidentiality of the records of the secretary of the Department of Revenue relative to the program; to authorize, with limitations, disbursements from education savings accounts established pursuant to the Louisiana Student Tuition Assistance and Revenue Trust Program for elementary and secondary school tuition expenses; and to provide for related matters.

On motion of Rep. Zeringue, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

HOUSE BILL NO. 528—
BY REPRESENTATIVE HENRY
AN ACT
To enact R.S. 39:1557.2; relative to contracts; to provide for access to records and files; to provide for requirements and limitations; to provide an effective date; and to provide for related matters.

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. 528 by Representative Henry

**AMENDMENT NO. 1**
On page 1, line 9, delete "(1)"

**AMENDMENT NO. 2**
On page 1, line 12, change "(a)" to "(1)"

**AMENDMENT NO. 3**
On page 1, line 14, change "(b)" to "(2)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Franklin Miguez
Abraham Gaines Miller, D.
Amedee Gisclair Miller, G.
Anders Glover Morris, Jay
Armes Guinn Morris, Jim

33rd Day's Proceedings - May 1, 2018
<table>
<thead>
<tr>
<th>Bacala</th>
<th>Harris, J.</th>
<th>Norton</th>
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<tbody>
<tr>
<td>Bagley</td>
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<td>Brown, C.</td>
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<td>Smith</td>
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**ABSENT**

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<tr>
<th>Abramson</th>
<th>Garofalo</th>
<th>Mack</th>
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<tbody>
<tr>
<td>Bishop</td>
<td>Harris, L.</td>
<td>McFarland</td>
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<tr>
<td>Carpenter</td>
<td>Hill</td>
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<td><strong>Total - 26</strong></td>
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</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Henry 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. 849—**

**BY REPRESENTATIVE LANCE HARRIS**

**AN ACT**

To enact R.S. 42:1113.2, relative to ethics; to require certain agency heads to serve in such capacity full-time; to prohibit certain agency heads from engaging in certain activities; to provide certain exceptions; to provide for penalties; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Lance Harris to Engrossed House Bill No. 849 by Representative Lance Harris

**AMENDMENT NO. 2**

On page 2, delete lines 18 through 29

On motion of Rep. Lance Harris, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Leger to Engrossed House Bill No. 849 by Representative Lance Harris

**AMENDMENT NO. 1**

On page 2, between lines 17 and 18, insert the following:

"D. If the legislature is in session between June 5, 2018, and June 30, 2018, no member of the Louisiana House of Representatives shall receive a per diem for his attendance to the body on legislative days. However, the member shall be compensated by a payment of minimum wage for each hour in which the member is present for a committee hearing for a committee on which the member serves and is present when the House is in session on the House floor. In no case shall the daily payment exceed the amount of a per diem."

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

**Motion**

Rep. Nancy Landry moved the previous question be ordered on the entire subject matter.


By a vote of 43 yeas and 46 nays, the House refused to order the previous question on the entire subject matter.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Shadoin to Engrossed House Bill No. 849 by Representative Lance Harris

**AMENDMENT NO. 1**

On page 1, line 12, after "who is" delete the remainder of the line

**AMENDMENT NO. 2**

On page 1, line 13, delete "by the governor or the lieutenant governor to be"

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

Rep. Lance Harris moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Garofalo</th>
<th>Miller, G.</th>
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<tbody>
<tr>
<td>Abraham</td>
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<td>Falconer</td>
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</tr>
</tbody>
</table>
Rep. Jim Morris sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jim Morris to Engrossed House Bill No. 900 by Representative Abramson

#### AMENDMENT NO. 1

On page 3, line 18, after "means" delete the remainder of the line and insert the following:

"a program through which an infrastructure project may be funded through any of the following sources:

#### AMENDMENT NO. 2

On page 7, line 23, after "Louisiana" and before "Outlay" delete "Capitol" and insert "Capital"

On motion of Rep. Jim Morris, the amendments were adopted.

Rep. Jim Morris moved the final passage of the bill, as amended.

#### ROLL CALL

The roll was called with the following result:

<table>
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<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
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<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Gaines</td>
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<td>Total - 87</td>
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### HOUSE BILL NO. 900 (Substitute for House Bill No. 884 by Representative Abramson)

**BY REPRESENTATIVE ABRAMSON**

**AN ACT**

To enact Chapter 3-C of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:462.1 through 462.6, and 1367(E)(2)(b)(vii), relative to capital outlay finance; to provide a funding source for certain capital outlay expenditures by local government and other political subdivisions; to establish the Louisiana Capital Outlay Revolving Loan Bank; to provide for a board of directors to govern the bank; to provide for membership, duties, and authority of the board; to provide for the adoption of bylaws, rules, and regulations by the board; to provide for the capitalization, administration, investment, and disposition of monies received by the bank; to authorize the bank to incur debt and issue bonds, notes, or other evidences of indebtedness and to guarantee the debt of other certain entities; to authorize loans from the bank to non-state public entities for certain capital outlay projects; to provide procedures for local governments and political subdivisions to enter into such indebtedness and provide for repayment; to exempt interest on such indebtedness from taxation; to provide with respect to loan forgiveness; to provide for effectiveness; and to provide for related matters.

Read by title.
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jim Morris 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. 901 (Substitute for House Bill No. 889 by Representative Terry Landry)—
BY REPRESENTATIVE TERRY LANDRY
AN ACT
To amend and reenact R.S. 32:387(H)(2)(introductory paragraph) and to enact R.S. 32:387(B)(7), relative to special permits; to increase special permit fees for certain special permits; to require percent increases based on the average consumer price index on a certain date; to provide for an adjustment of the permit fee once every five years based on the average consumer price index; to prohibit any reduction in the adjusted permit fees; to provide for an effective date; and to provide for related matters.

Read by title.

Motion
On motion of Rep. Terry Landry, the bill was returned to the calendar.

Notice of Intention to Call
Pursuant to House Rule No. 8.20(A), Rep. Terry Landry gave notice of his intention to call House Bill No. 901 from the calendar on Tuesday, May 8, 2018.

HOUSE BILL NO. 207—
BY REPRESENTATIVE BAGLEY
AN ACT
To amend and reenact Code of Civil Procedure Article 1292, R.S. 14:79(A)(1)(b), and R.S. 46:2136.2(A) and to enact Code of Civil Procedure Article 1293(D), relative to temporary restraining orders and protective orders; to require the transmission of proof of service of certain temporary restraining orders, protective orders, preliminary injunctions, permanent injunctions, and consent agreements to the Louisiana Protective Order Registry; to provide for the method of transmission and the time period within which transmission must be made; and to provide for related matters.

Read by title.

Rep. Bagley moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Gaines Lyons
Abraham Garofalo Mack
Amedee Gisclair Magee
Anders Glover Marceille
Armes Guinn Marino
Bacala Hall McFarland
Bagley Harris, J. Miguel
Bagneris Harris, L. Miller, D.
Berthelot Haver Miller, G.

NAYS
Total - 15

ABSENT
Abramson Cromer Leopold
Carpenter Falconer Morris, Jim
Carter, G. Hall Seabaugh
Carter, R. Hill Simon
Crews Howard Smith

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bagley 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. 253—
BY REPRESENTATIVE CONNICK
AN ACT
To enact R.S. 15:529.1(K), relative to the habitual offender law; to provide relative to the application of the habitual offender law; and to provide for related matters.

Read by title.

Rep. Connick moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Garofalo Marcelle
Abraham Gisclair Marino
Amedee Glover McFarland
Anders Guinn Miguez
Armes Hall Miller, D.
Bacala Harris, L. Miller, G.
Bagley Haver Morris, Jay
Bagneris Hazel Muscarello
Berthelot Henry Pearson
Billiot Hensgens Pierre
Bouie Hodges Pope
Brass Hoffmann Pugh
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Connick 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. 365—
BY REPRESENTATIVE JORDAN
AN ACT
To amend and reenact Code of Criminal Procedure Article 782(A), relative to jury trials in felony cases; to provide relative to jury concurrence; to provide for contingent effectiveness; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 389—
BY REPRESENTATIVE GARY CARTER
AN ACT
To amend and reenact R.S. 14:93.5(B) and (D), relative to sexual battery of persons with infirmities; to provide relative to sexual battery of persons with infirmities; to increase the penalties for the crime of sexual battery of persons with infirmities; to provide penalties for the crime when the victim is the resident of a nursing home or residential facility and the offender is an employee of such facility; and to provide for related matters.

Read by title.

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

Notice of Intention to Call

HOUSE BILL NO. 761—
BY REPRESENTATIVES PIERRE AND HUNTER
AN ACT
To amend and reenact R.S. 14:64(B) and R.S. 15:574.4(B)(1), relative to the crime of armed robbery; to amend the criminal penalties for the crime of armed robbery; to provide relative to probation, parole, or suspension of sentence for armed robbery; 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. 761 by Representative Pierre

AMENDMENT NO. 1
On page 1, line 3, delete "criminal"

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

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

ROLL CALL
The roll was called with the following result:

YEAS
Armes Glover Jordan
Bishop Guinn Landry, T.
Bouie Hall Lyons
Brass Harris, J. Marceille
Brown, C. Hodges Miller, D.
Brown, T. Hensgens Reynolds
Carmody Hoffmann Richard
Carter, S. Horton Schexnayder
Chainey Huval Shadoin
Connick Ivey Smith
Coussan Jenkins Stefanski
Danahey Johnson Stokes
Davis Jones Talbot
DeVillier Landry, N. Thomas
Dwight Landry, T. Thomas
Edmonds LeBas White
Emerson Leger Wright
Foil Lyons Zeringue
Franklin Mack
Gaines Magee
Total - 29

NAYS
McFarland
Miguez
Miller, G.
Morris, Jay
Muscarello
Pearson
Pugh
Pylant
Reynolds
Richard
Shadoin
Stagni
Stefanski
Thibaut
Thomas
Wright
Zeringue

Total - 57
ABSENT

Abramson Hilferty Morris, Jim
Anders Hill Pope
Carter, G. Hollis Seabaugh
Carter, R. Howard Simon
Crews Johnson Stokes
Cromer Jones
Falconer Leopold
Total - 19

The Chair declared the above bill failed to pass.

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

HOUSE BILL NO. 793—
BY REPRESENTATIVES STEVE CARTER AND LEGER
AN ACT
To enact R.S. 17:1801.1 and 1801.2 and to repeal R.S. 17:1801, relative to hazing at postsecondary education institutions; to provide relative to a prohibition against hazing; to require the Board of Regents to develop and adopt a uniform hazing policy; to require postsecondary education institutions to adopt such policy; to authorize institutions to amend such policy with limitations; to require institutions to provide information relative to hazing at orientation; to require campus organizations to provide information relative to hazing; to provide definitions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Pierre on behalf of the Legislative Bureau to Engrossed House Bill No. 793 by Representative Steve Carter

AMENDMENT NO. 1
On page 2, line 15, following "that" and before "act" change "the" to "such an"

AMENDMENT NO. 2
On page 2, line 24, change "electronic" to "electric"

AMENDMENT NO. 3
On page 4, line 4, following "new" and before "orientation" insert "student"

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Leger to Engrossed House Bill No. 793 by Representative Steve Carter

AMENDMENT NO. 1
On page 2, after "enact" delete the remainder of the line and insert "R.S. 17:1801(C) and (D) and 1801.1, relative to hazing at"

AMENDMENT NO. 2
On page 1, delete lines 11 through 19 and insert the following:

"Section 1.  R.S. 17:1801(C) and (D) and 1801.1 are hereby enacted to read as follows:

§1801.  Hazing prohibited—penalties
* * *"

AMENDMENT NO. 3
On page 2, at the end of line 8, change "R.S. 17:1801.2," to "R.S. 17:1801.1."

AMENDMENT NO. 4
On page 2, line 9, after ""Postsecondary education institution"" and before "and" insert a comma and insert "education institution".

AMENDMENT NO. 5
On page 3, at the beginning of line 19, change "§1801.2." to "§1801.1."

AMENDMENT NO. 6
On page 3, line 22, after "in" and before "Each" change "R.S. 17:1801.1." to "R.S. 17:1801."

AMENDMENT NO. 7
On page 4, line 5, after "in" delete the remainder of the line and insert "R.S. 17:1801 shall provide annually at least one"

AMENDMENT NO. 8
On page 4, delete line 11 in its entirety and at the beginning of line 12, change "Section 3." to "Section 2."

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

Rep. Steve Carter moved the final passage of the bill, as amended.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker  Garofalo  Mack
Abraham  Gisclair  Magee
Amedee  Glover  Marcele
Anders  Quinn  Marino
Armes  Hall  McFarland
Bacala  Harris, J.  Miguez
Bagley  Harris, L.  Miller, D.
Bagneris  Havard  Miller, G.
Berthelot  Hazel  Morris, Jay
Billiot  Henry  Morris, Jim
Bishop  Hensgens  Muscarello
Bouie  Hilferty  Norton
Brass  Hodges  Pearson
Brown, C.  Hoffmann  Pope
Brown, T.  Horton  Pugh
Carmody  Howard  Pylan
Carter, S.  Huval  Reynolds
Chaney Ivey  Richard
Connick  Jackson  Schexnayder
Coussan  James  Shadoin

1078
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Steve Carter 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. 803—**

**BY REPRESENTATIVE ARMES**

**AN ACT**

To amend and reenact R.S. 17:493.1(A)(1)(a), relative to school bus operators; to require public school boards to notify certain operators of route vacancies by certified mail; and to provide for related matters.

Read by title.

Rep. Armes moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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<th>Cox</th>
<th>Danahay</th>
<th>Davis</th>
<th>DeVillier</th>
<th>Duplessis</th>
<th>Dwight</th>
<th>Edmonds</th>
<th>Emerson</th>
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<td>NAYS</td>
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</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Armes 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. 842—**

**BY REPRESENTATIVE AMEDEE**

**AN ACT**

To amend and reenact R.S. 17:17.1(A)(1), relative to required physical activity for students; to require certain public schools to provide daily recess; to provide a minimum duration of such recess; to provide a definition of recess; and to provide for related matters.

Read by title.

**Notice of Intention to Call**


**Suspension of the Rules**

On motion of Rep. Amedee, 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 1, 2018

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. 9, 14, 41, 55, 91, 93, and 94

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.

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

May 1, 2018

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 Bills:

Senate Bill Nos. 19, 63, 82, 83, 90, 128, 131, 134, 157, 172, 210, 214, 249, 327, and 344

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 Bills and Joint Resolutions contained herein were signed by the Speaker of the House.

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 1, 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. 31
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

May 1, 2018

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. 8
Returned without amendments

House Bill No. 9
Returned without amendments

House Bill No. 26
Returned without amendments

House Bill No. 29
Returned with amendments

House Bill No. 32
Returned without amendments

House Bill No. 33
Returned without amendments

House Bill No. 38
Returned without amendments

House Bill No. 40
Returned without amendments

House Bill No. 41
Returned without amendments

House Bill No. 74
Returned with amendments

House Bill No. 129
Returned with amendments

House Bill No. 147
Returned with amendments

House Bill No. 155
Returned without amendments

House Bill No. 176
Returned with amendments

House Bill No. 230
Returned with amendments

House Bill No. 267
Returned without amendments

House Bill No. 294
Returned with amendments

House Bill No. 333
Returned without amendments

House Bill No. 539
Returned with amendments

House Bill No. 609
Returned without amendments

House Bill No. 663
Returned with amendments

House Bill No. 675
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate
Message from the Senate

SENATE BILLS
May 1, 2018

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 No. 325

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

SENATE BILLS AND JOINT RESOLUTIONS
ON FIRST READING
May 1, 2018

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. 325—
BY SENATOR MILKOVICH
AN ACT
To enact R.S. 40:1061.30, relative to abortion clinics; to authorize and provide for civil action to enjoin the operation of an abortion clinic under certain circumstances; to provide penalties; to provide for certain terms, conditions, procedures, and requirements; and to provide for related matters.

Read by title.

Privileged Report of the Legislative Bureau
May 1, 2018

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. 68
Reported without amendments.

Senate Bill No. 91
Reported without amendments.

Senate Bill No. 147
Reported without amendments.

Senate Bill No. 164
Reported without amendments.

Senate Bill No. 233
Reported without amendments.

Senate Bill No. 243
Reported without amendments.

Senate Bill No. 288
Reported without amendments.

Senate Bill No. 396
Reported without amendments.

Senate Bill No. 466
Reported without amendments.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on
Administration of Criminal Justice
May 1, 2018

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Resolution No. 134, by Smith, P.
Reported favorably. (13-0)

Senate Bill No. 18, by Cortez
Reported favorably. (14-0)

Senate Bill No. 106, by Morrell
Reported favorably. (13-0)

Senate Bill No. 208, by Hewitt
Reported favorably. (11-0)

Senate Bill No. 411, by White, Bodi
Reported with amendments. (11-0)

Senate Bill No. 495, by Martiny
Reported with amendments. (13-0)

Senate Bill No. 559, by Morrish
Reported with amendments. (10-0)

SHERMAN Q. MACK
Chairman

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

Report of the Committee on
Appropriations
May 1, 2018

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 14, by Falconer
Reported favorably. (17-0)

House Bill No. 833, by Morris, Jay
Reported with amendments. (11-5)
House Bill No. 885, by Glover
Reported favorably. (9-8)

Senate Bill No. 62, by Martiny
Reported favorably. (15-0)

CAMERON HENRY
Chairman

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

Report of the Committee on Commerce
May 1, 2018

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 72, by Stokes
Reported favorably. (12-0)

House Concurrent Resolution No. 74, by Connick
Reported favorably. (11-0)

House Bill No. 674, by Norton
Reported with amendments. (11-0)

Senate Concurrent Resolution No. 83, by Peacock
Reported favorably. (11-0)

Senate Bill No. 111, by Cortez
Reported favorably. (10-0)

Senate Bill No. 265, by Morrell
Reported with amendments. (7-5)

Senate Bill No. 293, by Barrow
Reported with amendments. (11-0)

Senate Bill No. 412, by White, Bodi
Reported favorably. (12-0)

Senate Bill No. 442, by Morrell
Reported with amendments. (10-0)

Senate Bill No. 540, by Riser
Reported favorably. (12-0)

THOMAS G. CARMODY, JR.
Chairman

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

Report of the Committee on Education
May 1, 2018

To the Speaker and Members of the House of Representatives:

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

House Resolution No. 112, by Landry, N.
Reported favorably. (11-0)

House Concurrent Resolution No. 11, by Norton
Reported favorably. (11-0)

House Concurrent Resolution No. 63, by Smith, P.
Reported favorably. (10-0)

House Bill No. 399, by Carter, G.
Reported with amendments. (7-4-1)

House Bill No. 671, by Landry, N.
Reported with amendments. (12-0)

FRANK A. HOFFMANN
Chairman

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

Report of the Committee on House and Governmental Affairs
May 1, 2018

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Resolution No. 112, by Landry, N.
Reported favorably. (11-0)
I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Resolution No. 142, by Harris, L.
Reported favorably. (7-0)

House Concurrent Resolution No. 62, by Edmonds
Reported favorably. (7-0)

Senate Bill No. 31, by Appel (Joint Resolution)
Reported with amendments. (7-0)

Senate Bill No. 142, by Peterson
Reported favorably. (7-0)

Senate Bill No. 419, by Peterson
Reported favorably. (7-0)

Senate Bill No. 457, by Walsworth
Reported favorably. (6-0)

MICHAEL E. DANAHAY
Chairman

The above Senate Bills reported favorably or with amendments, except Senate Bill No. 31, were referred to the Legislative Bureau.

Report of the Committee on Natural Resources and Environment

May 1, 2018

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Natural Resources and Environment to submit the following report:

House Concurrent Resolution No. 60, by Garofalo
Reported favorably. (16-0)

Senate Concurrent Resolution No. 65, by Fannin
Reported favorably. (15-0)

Senate Bill No. 520, by White, Bodi
Reported with amendments. (15-0)

STUART J. BISHOP
Chairman

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

Report of the Committee on Ways and Means

May 1, 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:

Senate Bill No. 119, by Morrell
Reported with amendments. (9-0)

Senate Bill No. 132, by Morrell
Reported with amendments. (9-0)

Senate Bill No. 163, by Perry (Joint Resolution)
Reported with amendments. (9-0)

Senate Bill No. 259, by Carter, T.
Reported favorably. (12-0)

Senate Bill No. 289, by Perry
Reported with amendments. (9-0)

NEIL C. ABRAMSON
Chairman

The above Senate Bills reported favorably or with amendments, except Senate Bill No. 163, were referred to the Legislative Bureau.

Notice of Intention to Call


Notice of Intention to Call


Suspension of the Rules

On motion of Rep. Nancy Landry, the rules were suspended to permit the Committee on Education to meet on Wednesday, May 2, 2018, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill Nos. 107 and 152

Suspension of the Rules

On motion of Rep. Hoffmann, the rules were suspended to permit the Committee on Health and Welfare to meet on Wednesday, May 2, 2018, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 81

Suspension of the Rules

On motion of Rep. Danahay, the rules were suspended to permit the Committee on House and Governmental Affairs to meet on Wednesday, May 2, 2018, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 51

Leave of Absence

Rep. Crews - 1 day
Rep. Falconer - ½ day

Adjournment

On motion of Rep. Billiot, at 6:42 P.M., the House agreed to adjourn until Wednesday, May 2, 2018, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 2, 2018.

ALFRED W. SPEER
Clerk of the House