

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

SIXTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, April 17, 2019

The House of Representatives was called to order at 1:37 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	Foil	Mack
Abraham	Franklin	Magee
Abramson	Gaines	Marcelle
Adams	Garofalo	Marino
Amedee	Gisclair	McFarland
Anders	Guinn	McMahan
Armes	Harris, J.	Miguez
Bacala	Harris, L.	Miller, D.
Bagley	Henry	Miller, G.
Bagneris	Hilferty	Moore
Berthelot	Hill	Morris, Jay
Billiot	Hodges	Morris, Jim
Bishop	Hoffmann	Moss
Bouie	Hollis	Muscarello
Bourriaque	Horton	Norton
Brass	Howard	Pearson
Brown, C.	Huval	Pierre
Brown, T.	Ivey	Pope
Carmody	Jackson	Pugh
Carter, G.	James	Pylant
Carter, S.	Jefferson	Richard
Chaney	Jenkins	Schexnayder
Connick	Johnson, M.	Seabaugh
Coussan	Johnson, R.	Simon
Cox	Jones	Smith
Crews	Jordan	Stagni
Davis	LaCombe	Stefanski
DeVillier	Landry, N.	Stokes
DuBuisson	Landry, T.	Talbot
Duplessis	Larvadain	Thomas
Dwight	LeBas	Turner
Edmonds	Leger	White

Emerson	Leopold	Wright
Falconer	Lyons	Zeringue
Total - 102		

The Speaker announced that there were 102 members present and a quorum.

Prayer

Prayer was offered by Rep. Moore.

Pledge of Allegiance

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

Reading of the Journal

On motion of Rep. Hill, the reading of the Journal was dispensed with.

On motion of Rep. Hill, the Journal of April 16, 2019, was adopted.

Petitions, Memorials, and Communications

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

Message from the Senate

SENATE BILLS

April 17, 2019

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. 1, 19, 36, 38, and 198

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. 1—
BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 11:3509, relative to the investments of certain local police pension and relief funds; to allow the board of trustees for the Bossier City fund to invest the monies in their trust as generally permitted for political subdivisions; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 19—
BY SENATOR BOUDREAU

AN ACT

To amend and reenact R.S. 44:4.1(B)(23) and to enact R.S. 37:1338.1, 1360.53.1, 1360.104.1, and 2863.1, relative to the authority of the Louisiana State Board of Medical Examiners to request and obtain state and national criminal history record information from certain state and federal agencies on any person applying for a license, registration, certificate, or permit

to practice as a perfusionist, medical psychologist, genetic counselor, or polysomnographic health professional in this state; to provide for authority to collect fees and costs from an applicant for requesting and obtaining any criminal history record information; to provide for definitions; to provide for confidentiality of information; to provide for the release of such information upon written consent of the applicant or by court order; to provide for rulemaking authority; to provide for an exception to the Public Records Law; and to provide for related matters.

Read by title.

SENATE BILL NO. 36—
BY SENATOR MILLS

AN ACT

To enact Subpart C of Part II of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2115.31 through 2115.33, relative to emergency departments; to provide for legislative intent; to provide for definitions; to provide for a prohibition on freestanding emergency departments; to provide for licensure of hospital off-campus emergency departments; to provide for geographical prohibitions within rural hospital primary service areas; and to provide for related matters.

Read by title.

SENATE BILL NO. 38—
BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 37:2446.1(A), relative to hearing aid dealers; to provide for an increase in the number of required continuing education hours that may be taken online or by correspondence; and to provide for related matters.

Read by title.

SENATE BILL NO. 198—
BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 47:302(K)(7)(b), 1403(B)(6)(a)(i), 1408(D)(1) and (E), 1439(C) and (F), 1574.1(E), and 1580(B)(3), to enact R.S. 47:340(E)(4), 1436(B)(3), 1561.1(C), and 1623(G), and to repeal R.S. 47:1403(B)(6)(b), relative to administration, disposition, enforcement, and adjudication of state and local taxes and the Board of Tax Appeals; to provide relative to the funding of the local tax division of the Board of Tax Appeals; to provide relative to service of Board of Tax Appeals orders; to review of Board of Tax Appeals rulings; to provide relative to tax related escrow accounts; to provide relative to the enforcement of taxes collected on behalf of others; to provide relative to the prescription of taxes and tax refunds; 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. 48—
BY REPRESENTATIVE CARPENTER

A RESOLUTION

To commend Leroy J. Poydras on his ninety-eighth birthday and recognize his military service to the country during World War II.

Read by title.

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

HOUSE RESOLUTION NO. 49—
BY REPRESENTATIVE HOFFMANN

A RESOLUTION

To designate Wednesday, April 17, 2019, as Louisiana Primary Care Association Day at the state capitol and to commend the Louisiana Primary Care Association for more than three decades of service to the citizens of Louisiana.

Read by title.

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

**Introduction of House Bills
and Joint Resolutions**

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

HOUSE BILL NO. 438—
BY REPRESENTATIVE JAMES

AN ACT

To enact R.S. 33:2494(C)(4), relative to the city of Baton Rouge; to provide relative to the classified police service; to provide relative to the certification and appointment of eligible persons; and to provide for related matters.

Read by title.

HOUSE BILL NO. 531—
BY REPRESENTATIVE DUSTIN MILLER

AN ACT

To enact R.S. 33:423.28, relative to the Opelousas police department; to authorize the police chief to discipline police personnel; and to provide for related matters.

Read by title.

HOUSE BILL NO. 553—
BY REPRESENTATIVE JIMMY HARRIS

AN ACT

To amend and reenact R.S. 33:2740.54(B)(1) and (3) and (D)(1), relative to the Lower Ninth Ward Economic Development District in Orleans Parish; to provide relative to the governing board of the district; to change the membership of the board and provide for its powers and duties; and to provide for related matters.

Read by title.

HOUSE BILL NO. 592—
BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 17:3100.2(3) through (13) and 3100.6(B)(2) and to enact R.S. 17:3100.2(14) and (15), 3100.5(A)(1)(a) and (b), (F)(5), and (G), 3100.6(D), (E), (F) and (G), and R.S. 47:293(9)(a)(xviii) relative to the Louisiana Student Tuition Assistance and Revenue Trust Kindergarten Through Grade Twelve Program; to provide relative to education savings accounts; to provide for an exclusion from state income tax for certain education-related expenses; to provide certain definitions; to provide relative to earnings enhancements; to provide for applicability; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 593—
BY REPRESENTATIVE COX

AN ACT

To amend and reenact R.S. 37:3415.10(D), relative to appraisal management company license applications and renewals; to extend the date of expiration of the assessment; and to provide for related matters.

Read by title.

HOUSE BILL NO. 594—
BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 47:32(A), 93(B), 241, 293(3) and (10), 294, 295(B), 300.1, 300.6(A), and 300.7(A), to enact R.S. 47:55(6), 6006(G), and 6035(I), and to repeal R.S. 47:55(5), 79(B), (C), and (D), 293(4) and (9)(a)(ii) and (xi), 294(B), 296.1(B)(3)(c), 297.8, 298, 6006, 6019, and Chapter 2 of Subtitle VII of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:6101 through 6109, relative to state income taxes; to provide for the calculation of individual income tax liability; to provide for the rates and brackets for individual income tax; to provide for the amount of the standard deduction for purposes of individual income taxes; to repeal the individual income tax credit for certain dependents; to repeal the deduction for excess federal itemized personal deductions; to repeal deductibility of federal income taxes paid for purposes of calculating individual income taxes; to terminate the tax credit for inventory taxes paid; to terminate the credit for the conversion of certain vehicles to alternative fuel; to repeal certain income tax deductions and credits; to provide for the rates and brackets for estates and trusts; to provide for applicability; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 595—
BY REPRESENTATIVE WRIGHT

AN ACT

To enact R.S. 47:6040, relative to income tax credits; to establish an income tax credit for donations to certain foster care organizations; to provide for definitions; to provide for the amount of the credit; to provide for the application for and granting of tax credits; to provide for certain requirements; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

**House and House Concurrent Resolutions
Lying Over**

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

HOUSE CONCURRENT RESOLUTION NO. 31—
BY REPRESENTATIVE MARCELLE

A CONCURRENT RESOLUTION

To urge and request the commissioner of conservation to study, outline the requirements, and make recommendations as to the necessity of an area of groundwater concern or a critical area of groundwater concern declaration in the Baton Rouge area to limit saltwater intrusion and protect regional groundwater supplies for the future and to submit a report of the study no later than February 15, 2020.

Read by title.

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

**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. 34—

BY SENATOR MIZELL

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to take such actions as are necessary to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from certain federal, state, or local government retirement or pension systems, plans, or funds.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 35—

BY SENATOR MIZELL

A CONCURRENT RESOLUTION

To commend Our Lady of the Angels Hospital in Bogalusa, Louisiana, on the establishment of its Opioid Sparing Initiative, aimed at reducing the number of opioid prescriptions given to patients by prescribing and using opioid pain treatment only in conjunction with other proven drugs and protocols and not, generally, as the primary pain reducer.

Read by title.

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

**House Bills and Joint Resolutions on
Second Reading to be Referred**

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

HOUSE BILL NO. 2—

BY REPRESENTATIVE ABRAMSON

AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 3—

BY REPRESENTATIVE ABRAMSON

AN ACT

To enact the Omnibus Bond Authorization Act of 2019, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 588—

BY REPRESENTATIVE HILFERTY
AN ACT

To enact R.S. 47:338.220 and to repeal Section 20(B), (C), and (D) of Act No. 305 of the 1978 Regular Session of the Legislature as the Act has been amended by Act No. 657 of the 1979 Regular Session of the Legislature, Act No. 99 of the 1980 Regular Session of the Legislature, Act No. 9 of the 1980 Second Extraordinary Session of the Legislature, Act No. 287 of the 1982 Regular Session of the Legislature, Act No. 572 of the 1984 Regular Session of the Legislature, Act No. 390 of the 1987 Regular Session of the Legislature, Act No. 43 of the 1992 Regular Session of the Legislature, Act No. 1013 of the 1993 Regular Session of the Legislature, Act Nos. 13 and 42 of the 1994 Regular Session of the Legislature, Act Nos. 1174 and 1176 of the 1997 Regular Session of the Legislature, Act No. 72 of the 2002 First Extraordinary Session of the Legislature, and Act No. 557 of the 2014 Regular Session of the Legislature, relative to sales taxes on certain items in New Orleans; to authorize the city, subject to voter approval, to levy a tax on hotel occupancy; to repeal the authority for the Ernest N. Morial-New Orleans Exhibition Hall Authority to levy certain hotel occupancy and food and beverage taxes; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 589—

BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact Sections 2(A), 4(introductory paragraph) and (H), 6, 6.1, 8(unnumbered paragraphs 1, 5, and 8), 9, 10, 11, 18, 19, 20, 20.1, 20.2, 21(A), (D), (F), and (K), 22(B) and 24 of Act No. 305 of the 1978 Regular Session of the Legislature as the Act has been amended by Act No. 657 of the 1979 Regular Session of the Legislature, Act No. 99 of the 1980 Regular Session of the Legislature, Act No. 9 of the 1980 Second Extraordinary Session of the Legislature, Act No. 287 of the 1982 Regular Session of the Legislature, Act No. 572 of the 1984 Regular Session of the Legislature, Act No. 390 of the 1987 Regular Session of the Legislature, Act No. 43 of the 1992 Regular Session of the Legislature, Act No. 1013 of the 1993 Regular Session of the Legislature, Act Nos. 13 and 42 of the 1994 Regular Session of the Legislature, Act Nos. 1174 and 1176 of the 1997 Regular Session of the Legislature, Act No. 72 of the 2002 First Extraordinary Session of the Legislature, and Act No. 557 of the 2014 Regular Session of the Legislature and to repeal Sections 2(D), 7, and 23 of Act No. 305 of the 1978 Regular Session of the Legislature as the Act has been amended by Act No. 657 of the 1979 Regular Session of the Legislature, Act No. 99 of the 1980 Regular Session of the Legislature, Act No. 9 of the 1980 Second Extraordinary Session of the Legislature, Act No. 287 of the 1982 Regular Session of the Legislature, Act No. 572 of the 1984 Regular Session of the Legislature, Act No. 390 of the 1987 Regular Session of the Legislature, Act No. 43 of the 1992 Regular Session of the Legislature, Act No. 1013 of the 1993 Regular Session of the Legislature, Act Nos. 13 and 42 of the 1994 Regular Session of the Legislature, Act Nos. 1174 and 1176 of the 1997 Regular Session of the Legislature, Act No. 72 of the 2002 First Extraordinary Session of the Legislature, and Act No. 557 of the 2014 Regular Session of the Legislature, relative to the Ernest N. Morial-New Orleans Exhibition Hall Authority; to provide relative to taxing and bonding authority of the authority; to provide relative to projects the authority is authorized to undertake; to provide relative to contracts with minority-owned businesses; to provide relative to the use of revenues of the authority; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 590—

BY REPRESENTATIVE GAINES
AN ACT

To amend and reenact R.S. 33:4574.12(B)(6), (C)(1), and (D)(1)(a), relative to the River Parishes Convention, Tourist, and Visitors District; to provide relative to meetings and powers of the district's governing commission; to provide relative to hotel occupancy taxes levied by the commission; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

HOUSE BILL NO. 591—

BY REPRESENTATIVE GUINN
AN ACT

To enact R.S. 47:319, relative to sales and use tax; to provide for the disposition of certain collections of sales and use taxes; to dedicate certain revenues to the Construction Subfund in the Transportation Trust Fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

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. 13—

BY SENATORS JOHNS, CORTEZ, LONG, MILKOVICH, MIZELL, PEACOCK AND PRICE
AN ACT

To amend and reenact R.S. 11:1316(C), relative to surviving spouse benefits at the State Police Retirement System; to provide for reinstatement of benefits under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 15—

BY SENATOR LONG
AN ACT

To amend and reenact R.S. 11:612(2)(m), relative to qualifications for membership in the hazardous duty service plan at the Louisiana State Employees' Retirement System; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 53—

BY SENATOR JOHNS
AN ACT

To amend and reenact R.S. 40:1007(G), relative to prescription monitoring information; to provide for access to prescription monitoring information to certain queries from other states,

territories, federal districts, and federal jurisdictions; to provide for limited use; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 99—
BY SENATOR BOUDREAUX

AN ACT

To amend and reenact R.S. 37:1174(A)(4), relative to Board of Pharmacy member qualifications; to provide for minimum qualifications for pharmacist members of the board; to provide for required experience in this state; and to provide for related matters.

Read by title.

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

**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. 83—

BY REPRESENTATIVES JIMMY HARRIS, BOUIE, BOURRIAQUE,
DAVIS, DUPLESSIS, HORTON, AND LACOMBE
AN ACT

To amend and reenact R.S. 47:6019(A)(1)(a) and (C), relative to tax credits; to provide for the tax credit for the rehabilitation of historic structures for nonresidential property; to extend the sunset of the tax credit; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

HOUSE BILL NO. 90—

BY REPRESENTATIVES MOSS, BOUIE, BOURRIAQUE, DAVIS,
DEVILLIER, DWIGHT, JIMMY HARRIS, HORTON, HUVAL, LACOMBE,
JAY MORRIS, SCHEXNAYDER, AND STOKES AND SENATOR JOHNS
AN ACT

To enact R.S. 47:305.72 and to repeal R.S. 47:305.69, relative to sales and use tax; to authorize a rebate of state sales and use taxes for the purchase of certain motor vehicles; to provide for certain definitions; to provide for certain requirements; to require the promulgation of rules; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 90 by Representative Moss

AMENDMENT NO. 1

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

"Section 2. This Act shall be known as "The Angela Downs Act".

AMENDMENT NO. 2

On page 3, at the beginning of line 12 delete "Section 2." and insert "Section 3."

AMENDMENT NO. 3

On page 3, at the beginning of line 13 delete "Section 3." and insert "Section 4."

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

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

HOUSE BILL NO. 102—

BY REPRESENTATIVE JONES
AN ACT

To amend and reenact R.S. 8:655(A)(introductory paragraph) and to enact R.S. 8:655(F) and R.S. 37:876(H), relative to the disposition of human remains; to provide for the disposition of the remains of a homicide victim; to prohibit a person responsible for the death of the victim from controlling the disposition of the victim's remains; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 102 by Representative Jones

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 8:655(F)" and before the comma "," insert "and R.S. 37:876(H)"

AMENDMENT NO. 2

On page 1, line 19, after "decendent" delete the remainder of the line and insert "when a warrant or a judicial determination of probable cause for a homicide enumerated in R.S. 14:30, 30.1, or 31 has been issued for his arrest for the death of the decendent."

AMENDMENT NO. 3

On page 2, delete lines 1 through 4 in their entirety and insert the following:

"Section 2. R.S. 37:876(H) is hereby enacted to read as follows:

§876. Authorizing agent; notarial testaments and notarized declarations

* * *

H. No person shall have any right to control the disposition of the remains of a decendent when a warrant or a judicial determination of probable cause for a homicide enumerated in R.S. 14:30, 30.1, or 31 has been issued for his arrest for the death of the decendent."

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

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

HOUSE BILL NO. 155—
BY REPRESENTATIVE BERTHELOT
AN ACT

To amend and reenact R.S. 40:1567, relative to fire departments; to delete the requirement that a fee and mileage be paid pursuant to fire reports; to provide for the issuance and use of fire department identification numbers; to provide for the submission of fire reports; to provide for violations; to make technical corrections; to provide a definition; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

HOUSE BILL NO. 164—
BY REPRESENTATIVE FRANKLIN
AN ACT

To amend and reenact R.S. 32:388(B)(1)(b)(i) and to enact R.S. 32:387.21, relative to trucks hauling construction aggregates or construction commodities; to authorize the issuance of special permits for vehicles transporting construction aggregates or construction commodities under certain circumstances; to provide that such authorization to exceed the maximum gross vehicle weight limit shall not apply in certain circumstances; to provide for weight limits under the special permit for dump trucks; to establish a fee for the special permit for dump trucks; to provide for exceptions; to provide for definitions; and to provide for related matters.

Read by title.

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

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

HOUSE BILL NO. 172—
BY REPRESENTATIVE PIERRE
AN ACT

To enact R.S. 40:1603, relative to fire-resistant material applicators; to provide for training, registration, and certification; to provide definitions; to provide for violations; to provide for fines; to provide for enforcement; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

HOUSE BILL NO. 209—
BY REPRESENTATIVES DAVIS, BAGLEY, DWIGHT, HILFERTY, MAGEE, MCFARLAND, STEFANSKI, AND ZERINGUE AND SENATORS BOUDREAUX, JOHNS, MARTINY, MORRISH, GARY SMITH, AND WHITE
AN ACT

To amend and reenact R.S. 47:305(D)(1)(i) and to enact R.S. 47:302(BB)(110), 321(P)(111), 321.1(I)(111), and 331(V)(111), relative to sales and use tax; to provide for a sales and use tax exemption for certain vehicles, aircraft, boats, and water craft used as demonstrators; to provide for restrictions and limitations on the use of the vehicles, aircraft, boats, and water craft; to provide for the effectiveness; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

HOUSE BILL NO. 273—
BY REPRESENTATIVE CARMODY
AN ACT

To amend and reenact R.S. 37:2150.1(2), (4)(a), (8), (10), and (11), 2151, 2152, 2154, 2155, 2156(A), (C)(1) and (2), (D), and (G), 2156.1(A)(introductory paragraph), (B) through (M), 2156.2(A)(I)(29) and (II)(1), 2157, 2158(A)(introductory paragraph), (1) through (5), (9), and (11), (B), (D), and (E), 2159(A) through (C), 2162(A) through (E) and (I) through (L), 2163(C) and (D), 2167(A), (B)(3), (C), and (D), and 2186(B)(3) and (C), to enact R.S. 37:2158(A)(12), and to repeal R.S.37:2156.1(N), 2156.2(A)(IX), 2162(M), 2163(E), and 2167(E), relative to contractors; to provide for the State Licensing Board for Contractors; to provide for members and officers of the board; to provide for meeting notice; to provide with respect to licensing requirements; to remove obsolete provisions and antiquated language; to make technical changes; to provide definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 273 by Representative Carmody

AMENDMENT NO. 1

On page 1, line 7, change "2186(C)" to "2186(B)(3) and (C)"

AMENDMENT NO. 2

On page 2, line 1, change "2186(C)" to "2186(B)(3) and (C)"

AMENDMENT NO. 3

On page 30, delete lines 13 and 14 in their entirety

AMENDMENT NO. 4

On page 30, between lines 17 and 18 insert the following:

"B. An applicant for a license to perform mold remediation shall meet the following requirements:

* * *

(3) Present evidence to the board that he has satisfactorily completed at least ~~the following board-approved course work:~~

~~(a) Twenty-four~~ twenty-four hours of training in mold remediation and basic mold assessment.

~~(b) Four hours of instruction in Louisiana's "Unfair Trade Practices and Consumer Protection Law".~~

* * **

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

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

HOUSE BILL NO. 274—

BY REPRESENTATIVE GARY CARTER
AN ACT

To enact R.S. 47:6040, relative to tax credits; to establish a tax credit pilot program for certain manufacturing industries; to provide for the amount of the credit; to provide for definitions; to establish eligibility requirements for tax credit applicants; to provide for application requirements; to provide for certification requirements; to provide for the administration of the credit; to authorize the promulgation of rules and regulations; to require the submission of certain reports; to authorize the recapture and recovery of tax credits under certain circumstances; to provide for implementation of the tax credit pilot program; to provide for certain limitations and requirements; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

HOUSE BILL NO. 297—

BY REPRESENTATIVES HOWARD AND FOIL
AN ACT

To amend and reenact R.S. 9:3403(A), 3409(B) and (C), 3422(A), 3427, 3428(B) and (C), 3432(F), and 3445(B), R.S. 12:1-121(B), 1-1007(C), 205(A) and (E)(1), 205.1(B) and (C), 238(B), 239.1(A), 241, 243(F)(1) and (H), 247.1(B)(2) and (C)(1)(b), 250(C)(2), 250.1(A), 256(A)(2), 257(B), 262.1(E)(1), 304(A)(11)(a), 307.1, 312(C), 312.1, 313(D), 492(C), 1304(A), 1308.1(B), 1308.2(C)(1), 1308.3(C)(introductory paragraph), 1309(B), 1310(F), 1335.1(A), 1339(B), 1340(A)(1), 1349, 1350.1(B), 1352, 1353(D), 1360(B), 1701(C)(1), 1702, and 1804(A), and R.S. 51:211(A), 215.1(A), and 219, and to enact R.S. 9:3409(D) and 3428(D), R.S. 12:205.1(D), 236(F), 243(G)(5), 308(G), 309(C), 1307(D), 1308(G), 1308.1(C), 1350(G), and 1350.1(C), and R.S. 51:217(C), relative to the secretary of state's office; to provide for filing procedures; to provide for withdrawal procedure; to provide for revocation or suspension of certificate of authority; to provide for conversion of state of organization requests; to provide for confidentiality of information; to make technical corrections; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 297 by Representative Howard

AMENDMENT NO. 1

On page 1, line 8, after "1360(B)," and before "1702," insert "1701(C)(1),"

AMENDMENT NO. 2

On page 5, line 18, after "1360(B)," and before "1702," insert "1701(C)(1),"

AMENDMENT NO. 3

On page 26, between lines 23 and 24, insert the following:

"§1701. Filing Methods

* * *

C.(1) Online filing. The secretary of state is authorized to implement and establish procedures and systems for secure online form filing for the filing of any instrument required under this Title, including the uploading of any drafted instrument, notwithstanding any provision of law requiring the mandatory use of a form promulgated by the secretary of state, now in effect or as may be added.

* * **

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

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

HOUSE BILL NO. 305—

BY REPRESENTATIVES FALCONER, CHAD BROWN, CARMODY, CONNICK, COUSSAN, COX, HILFERTY, HOLLIS, JEFFERSON, JORDAN, LEOPOLD, LYONS, MCMAHEN, MOSS, PEARSON, PUGH, AND THOMAS

AN ACT

To enact R.S. 51:1409.1, relative to unfair trade practices; to provide with respect to elder persons and persons with disabilities; to provide for a private right of action; to provide with respect to fraudulent marketing through telephone, electronic mail, or text messaging; to provide for damages; to provide definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

HOUSE BILL NO. 309—

BY REPRESENTATIVE LEOPOLD

AN ACT

To enact R.S. 47:463.202, relative to motor vehicle special prestige license plates; to establish the "Spanish Heritage" special prestige plate; to provide for creation, issuance, implementation, design, fees, distribution, and rule promulgation applicable to such license plates; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 309 by Representative Leopold

AMENDMENT NO. 1

On page 2, after line 11, add the following:

"Section 2. The Department of Public Safety and Corrections, office of motor vehicles, is hereby directed to create the special prestige license plate when the applicable statutory provisions are met and its system is updated to accommodate the creation of new plates."

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

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

HOUSE BILL NO. 357—

BY REPRESENTATIVES JEFFERSON, ADAMS, BRASS, STEVE CARTER, FRANKLIN, GISCLAIR, GUINN, HILL, LARVADAIN, LEBAS, MARCELLE, NORTON, PIERRE, POPE, WHITE, AND WRIGHT

AN ACT

To provide relative to road designations; to authorize Grambling State University to redesignate Stadium and Facilities Drive, located on the campus of Grambling State University, as "Doug Williams Drive"; and to provide for related matters.

Read by title.

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

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

HOUSE BILL NO. 369—

BY REPRESENTATIVE PIERRE

AN ACT

To enact Part XVII of Chapter 3 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:691 through 694, relative to the trucking industry; to create the Louisiana Trucking Research and Education Council; to provide for the purpose, membership, and salary of the council; to provide for the rights and powers of the council; to authorize the collection and payment of certain surcharges; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Bill No. 369 by Representative Pierre

AMENDMENT NO. 1

On page 3, at the beginning of line 2, delete "A."

AMENDMENT NO. 2

On page 3, line 19, after "Association" and before "or" insert "Foundation"

AMENDMENT NO. 3

On page 3, delete lines 21 through 23 in their entirety

AMENDMENT NO. 4

On page 4, line 10, after "Class 1" delete "truck and trailer fees" and insert "registration fees for trucks and trailers in excess of 23,999 pounds"

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

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

HOUSE BILL NO. 391—

BY REPRESENTATIVES FOIL, CHAD BROWN, CARMODY, CONNICK, COUSSAN, COX, HILFERTY, HOLLIS, JEFFERSON, JORDAN, LEOPOLD, LYONS, MCMAHEN, MOSS, PEARSON, PUGH, AND THOMAS AND SENATOR BISHOP

AN ACT

To enact Chapter 60 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51: 3201 through 3208, relative to economic development; to create The Veterans First Business Initiative; to provide for the certification of veteran-owned businesses; to provide for the creation of an insignia to identify a business as part of the initiative; to provide a database to search for veteran-owned businesses; to provide for community outreach and interagency cooperation; to provide for the promulgation of rules; to provide definitions; to provide legislative intent; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 391 by Representative Foil

AMENDMENT NO. 1

On page 1, line 2, change "57" to "60"

AMENDMENT NO. 2

On page 1, line 11, change "57" to "60"

AMENDMENT NO. 3

On page 1, line 13, change "57" to "60"

AMENDMENT NO. 4

On page 1, delete lines 17 through 20 in their entirety and on page 2, delete lines 1 through 13 in their entirety and insert the following in lieu thereof:

"§3202. Legislative findings; creation; intent

A. The Legislature of Louisiana hereby finds and declares all of the following:

(1) It is necessary and appropriate to honor the sacrifice that Louisiana veterans have made on our behalf.

(2) A program recognizing and promoting veteran-owned businesses will help to instill a sense of patriotism in the community and throughout the state and will aid the men and women who were wounded, incapacitated, or otherwise placed their lives on hold to fight for freedom.

(3) After serving in the armed forces, veterans often return with dreams of starting a business to continue to serve the community, reassimilate, and earn an income in civilian life.

(4) The legislature appreciates and recognizes veterans' sacrifices and intends to encourage and promote veteran-owned businesses as a vital part of the economy of the state.

B. The Legislature of Louisiana hereby creates The Veterans First Business Initiative which shall be administered by Louisiana Economic Development.

C. It is the intent of the Legislature of Louisiana:

(1) That The Veterans First Business Initiative shall highlight and promote veteran-owned businesses to the public making them easily identifiable and accessible to enable citizens to support veterans.

(2) That a cooperation among Louisiana Economic Development, the Louisiana Department of Veterans Affairs, local chambers of commerce, regional economic development organizations, and local economic development organizations throughout the state is harmoniously developed in order to promote veteran-owned businesses.

(3) That The Veterans First Business Initiative shall reach out to veterans who own businesses to encourage and assist the veteran to apply for the program and to facilitate interactions between veteran-owned businesses and veterans seeking employment."

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

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

HOUSE BILL NO. 425—

BY REPRESENTATIVES JACKSON AND EDMONDS
A JOINT RESOLUTION

Proposing to add Article I, Section 20.1 of the Constitution of Louisiana, to provide that nothing in the constitution shall be construed to secure or protect a right to abortion or require the funding of abortion; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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 Bill No. 425 by Representative Jackson

AMENDMENT NO. 1

On page 1, at the beginning of line 11, delete "Nothing" and insert in lieu thereof "Section 20.1. To protect human life, nothing"

AMENDMENT NO. 2

On page 1, line 14, after "held on" delete the remainder of the line and insert "October 12,"

AMENDMENT NO. 3

On page 2, delete lines 1 through 4 and insert in lieu thereof:

"Do you support an amendment declaring that, to protect human life, a right to abortion and the funding of abortion shall not be found in the Louisiana Constitution? (Adds Article I, Section 20.1)"

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

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

HOUSE BILL NO. 460—

BY REPRESENTATIVES TALBOT, DAVIS, HORTON, HUVAL,
LACOMBE, AND SCHEXNAYDER
AN ACT

To enact R.S. 47:6040, relative to tax credits; to authorize an income or corporate franchise tax credit for purchases and installation

of certain camera equipment; to provide for the amount of the credit; to provide for eligibility requirements; to provide for definitions; to authorize the promulgation of rules; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 460 by Representative Talbot

AMENDMENT NO. 1

On page 1, at the beginning of line 18, after "(2)" and before "The" insert the following:

"The credit is earned in the year in which installation of the surveillance camera equipment is complete."

AMENDMENT NO. 2

On page 2, between lines 13 and 14 insert the following:

"(3) "Cost for purchase and installation of the surveillance camera equipment" means the retail cost paid by the owner of the commercial vehicle for the purchase and installation of the surveillance camera equipment, provided that the commercial vehicle is registered and primarily used in this state."

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

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

HOUSE BILL NO. 464—

BY REPRESENTATIVE BERTHELOT
AN ACT

To amend and reenact R.S. 40:1484.3(4), (15), (16), and (18), 1484.4(D), 1484.5, 1484.6(B), (D), (E)(2) and (3), 1484.7(B), (D), (E)(2) and (3), and (F), 1484.8, 1484.9(A), 1484.10, 1484.11(A) and (B), 1484.13(B)(6), (C), and (G), 1484.15(B) and (C), 1484.16(7), 1484.18(D) and (K), 1484.19(3), 1484.22, 1484.23(A)(introductory paragraph), (C), and (D), and 1484.24(A) and (B) and to enact R.S. 40:1484.3(24) through (27), relative to inflatable amusement devices, amusement attractions, and amusement rides; to provide for definitions; to provide for lost or damaged registration plates or decals; to require a person to obtain certain registration materials; to provide for manufacturer's recommendations and specifications relative to inspections; to require a certificate of inspection be submitted to an owner; to provide for the issuance and lifting of an order to cease and desist by the office of the state fire marshal; to change the amount of certain fines; to prohibit operation prior to registration; to provide for inspections of amusements operating at a fixed operating location; to provide for set-up inspections; to provide for inspector certifications; to provide a licensing exception for ride operators; to prohibit assisting unlicensed persons in certain activities relative to amusements; to require a firm to notify the office of state fire marshal of the termination of a licensed employee; to provide for inspections and audits; to remove certain fees; to allow an operator to provide certain documents only upon request; to provide for the office of the state fire marshal's authority over inspectors; to provide for restraining orders and permanent

injunctions; to make technical changes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 464 by Representative Berthelot

AMENDMENT NO. 1

On page 2, line 14, after "Society" delete "of the International Association"

AMENDMENT NO. 2

On page 3, line 16, delete "Kiddie" and insert in lieu thereof "kiddie"

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

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

HOUSE BILL NO. 494—

BY REPRESENTATIVES ABRAMSON, HORTON, AND SCHEXNAYDER
AN ACT

To enact R.S. 47:337.12.1, relative to local sales and use taxes; to provide for the determination of where taxes are due for certain materials used in road material construction contracts; to provide for certain requirements and limitations; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 494 by Representative Abramson

AMENDMENT NO. 1

On page 1, line 12, after "materials" and before "been" delete "manufactured into asphaltic concrete which have" and insert "converted by a road contractor into asphaltic concrete which has"

AMENDMENT NO. 2

On page 1, line 13, after "the" and before "pursuant" delete "manufacturer" and insert "road contractor"

AMENDMENT NO. 3

On page 1, line 14, after "tax" delete the remainder of the line in its entirety and insert "as provided in this Section."

AMENDMENT NO. 4

On page 1, delete lines 15 through 20 in their entirety and on page 2, delete lines 1 through 4 in their entirety and insert the following:

"(1) If the raw materials are purchased from a Louisiana dealer such that title or possession, or both, transfers to the road contractor

at the dealer's place of business, sales tax is due in the taxing jurisdiction of the dealer.

(2) If the raw materials are delivered to the road contractor such that title or possession, or both, transfers at the road contractor's facility where the raw materials are converted into asphaltic concrete, the "retail sale" of the raw materials is deemed to occur in the taxing jurisdiction in which the asphaltic concrete is ultimately used by the road contractor to fulfill the road material contract.

(3) The exercise of any right or power over raw materials imported into a taxing jurisdiction for conversion into asphaltic concrete shall be deemed to be a "use" in the taxing jurisdiction in which the asphaltic concrete is ultimately used by the road contractor to fulfill the road material contract."

AMENDMENT NO. 5

On page 2, line 5, after "sales" and before "use" delete "and" and insert "or"

AMENDMENT NO. 6

On page 2, at the beginning of line 6, delete "raw materials are manufactured" and insert "road contractor converts the raw materials"

AMENDMENT NO. 7

On page 2, delete lines 8 through 16 in their entirety and insert the following:

"(1) The road contractor purchases raw materials from a dealer such that title or possession, or both, transfers to the road contractor at the dealer's place of business in the taxing jurisdiction in which the road contractor converts the raw materials into asphaltic concrete.

(2) The asphaltic concrete is ultimately used by the road contractor to fulfill a road material contract in the taxing jurisdiction in which the road contractor converts the raw materials into asphaltic concrete.

(3) The road contractor makes a taxable sale of asphaltic concrete to a third party such that title or possession, or both, transfers to the purchaser in the taxing jurisdiction in which the road contractor converts the raw materials into asphaltic concrete."

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

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

HOUSE BILL NO. 495—

BY REPRESENTATIVE ABRAMSON
AN ACT

To enact R.S. 27:302(3) and (4) and 306, relative to the taxation of fantasy sports contests; to levy a state tax on certain fantasy sports contests; to authorize a fee for issuance of certain licenses or permits; to provide for definitions; to provide for certain requirements and limitations; to provide for certain conditions; to provide for the disposition of the avails of the tax; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 495 by Representative Abramson

AMENDMENT NO. 1

On page 2, line 9 after "assessed under the" and before "of this Chapter" delete "provision" and insert "provisions"

AMENDMENT NO. 2

On page 2, line 16, after "treasurer shall" delete the remainder of the line in its entirety and delete line 17 in its entirety and insert the following:

"credit one percent of the net proceeds of fantasy sports contests, not to exceed one hundred thousand dollars, collected from the operator or licensee to the Compulsive and Problem Gaming Fund established by R.S. 28:842. The division shall transfer monthly to the state treasury for deposit into the Compulsive and Problem Gaming Fund the amount of revenues the provider or licensee withheld and remitted in accordance with this Subsection. After crediting the proceeds to the Compulsive and Problem Gaming Fund, the state treasurer shall each month deposit the remainder of the avails of the taxes collected pursuant to this Section into the Louisiana Early Childhood Education Fund as established in R.S. 17:407.30."

AMENDMENT NO. 3

On page 2, delete lines 18 through 20 in their entirety

AMENDMENT NO. 4

On page 2, line 21, after "E." and before "When" insert the following"

"An amount shall be allocated to the Department of Public Safety and Corrections and to the Department of Justice, pursuant to legislative appropriation, for regulatory, administrative, investigative, enforcement, legal, and other such expenses as may be necessary to carry out the provisions of this Chapter and for activities associated with the enforcement of laws and regulations governing fantasy sports contests.

F."

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

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

HOUSE BILL NO. 498—
BY REPRESENTATIVE ABRAMSON
AN ACT

To enact Chapter 10 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:601 through 603, relative to the taxation of sports wagering; to levy a state tax on certain sports wagering; to provide for a fee; to provide for definitions; to provide for certain requirements and limitations; to provide for certain conditions; to provide for the disposition of the avails of the tax; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 498 by Representative Abramson

AMENDMENT NO. 1

On page 2, line 2, after "tax of" and before "percent" delete "eight" and insert "eleven"

AMENDMENT NO. 2

On page 2, line 9 after "assessed under the" and before "of this Chapter" delete "provision" and insert "provisions"

AMENDMENT NO. 3

On page 2, line 16, after "treasurer shall" delete the remainder of the line in its entirety and delete line 17 in its entirety and insert the following:

"credit one percent of the net proceeds of sports wagering gaming, not to exceed one hundred thousand dollars, collected from the operator or licensee to the Compulsive and Problem Gaming Fund established by R.S. 28:842. The division shall transfer monthly to the state treasury for deposit into the Compulsive and Problem Gaming Fund the amount of revenues the provider or licensee withheld and remitted in accordance with this Subsection. After crediting the proceeds to the Compulsive and Problem Gaming Fund, the state treasurer shall each month deposit the remainder of the avails of the Taxes collected pursuant to this Section into the Louisiana Early Childhood Education Fund as established in R.S. 17:407.30."

AMENDMENT NO. 4

On page 2, delete lines 18 through 20 in their entirety

AMENDMENT NO. 5

On page 2, line 21, after "E." and before "When" insert the following"

"An amount shall be allocated to the Department of Public Safety and Corrections and to the Department of Justice, pursuant to legislative appropriation, for regulatory, administrative, investigative, enforcement, legal, and other such expenses as may be necessary to carry out the provisions of this Chapter and for activities associated with the enforcement of laws and regulations governing sports wagering gaming.

F."

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

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

HOUSE BILL NO. 507—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 40:1046(H)(8)(a), relative to the gross sales of therapeutic marijuana; to authorize a tax on the gross sales of therapeutic marijuana; to dedicate the avails of the tax; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 507 by Representative Abramson

AMENDMENT NO. 1

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

"(iii) Receive an amount not to exceed seven percent of the gross sales. Collect a tax of seven percent of the gross sales of therapeutic marijuana. The department shall transfer monthly to the state treasury for deposit into the New Opportunities Waiver Fund the amount of revenues collected in accordance with this Item. An amount shall be allocated to the department, pursuant to legislative appropriation, for regulatory, administrative, investigative, enforcement, legal, and other such expenses as may be necessary to carry out the provisions of this Chapter and for activities associated with the enforcement of law and regulations governing the therapeutic marijuana program."

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

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

Recess

On motion of Rep. Bishop, the Speaker declared the House at recess until 4:00 P.M.

After Recess

Speaker Barras called the House to order at 4:03 P.M.

House Business Resumed

Suspension of the Rules

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

Petitions, Memorials, and Communications

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

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

April 17, 2019

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. 14, 16, and 38

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. 38—

BY SENATOR JOHNS

A CONCURRENT RESOLUTION

To recognize May 11, 2019, as Louisiana Firefighters' Appreciation Day and commends all firefighters across the state for their dedication to public safety and for their service to the citizens of Louisiana and the United States of America.

Read by title.

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

Suspension of the Rules

On motion of Rep. Bishop, 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 17, 2019

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. 2, 8, 16, 31, 44, and 47

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. 2—

BY SENATOR MIZELL

AN ACT

To provide relative to state highways; to designate a portion of Louisiana Highway 25 in Washington Parish as the "Jerry Joe Rayburn Memorial Highway"; and to provide for related matters.

Read by title.

SENATE BILL NO. 8—

BY SENATORS RISER, CORTEZ, ERDEY, FANNIN, HEWITT, LONG, PRICE AND GARY SMITH

AN ACT

To provide relative to state highways; to designate Louisiana Highway 124 in Catahoula Parish as the "Lt. Col. R.V. McHale Memorial Highway"; and to provide for related matters.

Read by title.

SENATE BILL NO. 16—
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 11:1152(F) and (G), 1312.1(D)(4), 2220(A), and 2221(F) and (H) through (L) and to enact R.S. 11:1312.1(E) and 2221(G) and (N), relative to lump-sum benefits of the Louisiana School Employees' Retirement System, the Louisiana State Police Retirement System, and the Municipal Police Employees' Retirement System; to provide relative to lump-sum distributions; to provide for transfers to a third-party investment services provider; to provide relative to contracts for a third-party provider; to provide relative to the rights, duties, and obligations of participants, providers, the system, and the state; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 31—
BY SENATOR FANNIN

AN ACT

To provide relative to state highways; to designate a portion of Louisiana Highway 34 in Jackson Parish as the "Second Lieutenant Harvel Moore Memorial Highway"; and to provide for related matters.

Read by title.

SENATE BILL NO. 44—
BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 47:322.11(B), relative to the Lake Charles Civic Center Fund; to provide relative to the issuance of bonds payable from the Lake Charles Civic Center Fund; to authorize the city of Lake Charles to issue bonds secured by and payable from the Lake Charles Civic Center Fund; and to provide for related matters.

Read by title.

SENATE BILL NO. 47—
BY SENATOR ERDEY

AN ACT

To enact R.S. 47:511.4, relative to the registration of commercial motor vehicles; to provide for the assistant secretary of the office of motor vehicles, not later than October 1, 2020, to establish, operate, and maintain motor carrier, commercial motor vehicle, and driver information systems and data analysis programs to support safety regulatory and enforcement activities; to provide for suspension, revocation, or refusal to issue or renew the registration of a commercial motor vehicle under certain circumstances; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Marino, the rules were suspended in order to take up and consider Introduction of Resolutions, House and House Concurrent at this time.

**Introduction of Resolutions,
House and House Concurrent**

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

HOUSE RESOLUTION NO. 50—
BY REPRESENTATIVE MARINO

A RESOLUTION

To commend St. Anthony School in Gretna upon the celebration of its centennial.

Read by title.

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

HOUSE RESOLUTION NO. 51—
BY REPRESENTATIVE SMITH

A RESOLUTION

To commend United States Senator Kamala Harris upon the occasion of her visit to the great state of Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 52—
BY REPRESENTATIVE PIERRE

A RESOLUTION

To commend Pastors Ken and Mary Lazard upon the occasion of the grand opening of the Destiny of Faith Church campus in north Lafayette.

Read by title.

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

HOUSE RESOLUTION NO. 53—
BY REPRESENTATIVE SMITH

A RESOLUTION

To express the condolences of the House of Representatives upon the death of Dr. Dana Carpenter.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 32—
BY REPRESENTATIVES HORTON, AMEDEE, BAGLEY, CREWS,
EDMONDS, AND FALCONER

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2020 Regular Session of the Legislature of Louisiana the provisions of R.S. 47:321.1 that provides for the levy of forty-five hundredths of one percent of state sales and use taxes.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 33—
BY REPRESENTATIVE DAVIS

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to study the costs and benefits associated with the potential inclusion of all conditions listed on the federal Recommended Uniform Screening Panel in the newborn screening panel of this state, and to report findings of the study to the legislative committees on health and welfare.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 34—

BY REPRESENTATIVE DAVIS

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to study the costs and benefits associated with the potential addition of mucopolysaccharidosis type I and Pompe disease to the state's newborn screening panel, to report findings of the study to the legislative committees on health and welfare, and to add these conditions to the newborn screening panel expeditiously when funding for this purpose is available.

Read by title.

Lies over under the rules.

Introduction of House Bills and Joint Resolutions

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

HOUSE BILL NO. 596—

BY REPRESENTATIVE STEFANSKI

AN ACT

To amend and reenact R.S. 47:301(30), relative to sales and use tax; to define commercial farmer; to require the submission of certain information; to require the Department of Revenue to make certain determinations; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 597—

BY REPRESENTATIVE STEFANSKI

AN ACT

To enact R.S. 47:301(7)(m), 302(BB)(110), 321(P)(111), 321.1(I)(111), and 331(V)(111), relative to state and local sales and use tax; to provide for a sales and use tax exclusion for certain leases and rentals of tangible personal property; to provide for definitions; to provide for restrictions or limitations; to provide for the effectiveness of the exclusion; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 598—

BY REPRESENTATIVE BARRAS

AN ACT

To appropriate funds for Fiscal Year 2019-2020 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; to provide for the salary, expenses, and allowances of members, officers, staff, and agencies of the Legislature; to provide with respect to the appropriations and allocations herein made; and to provide for related matters.

Read by title.

HOUSE BILL NO. 599—

BY REPRESENTATIVE LANCE HARRIS

AN ACT

To amend and reenact R.S. 47:321.1(A) through (C) and to repeal R.S. 47:321.1, relative to state sales and use taxes; to reduce a certain state sales and use tax over a certain period of time; to repeal a certain state sales and use tax; to provide for effectiveness; and to provide for related matters.

Read by title.

HOUSE BILL NO. 600—

BY REPRESENTATIVE TALBOT

AN ACT

To enact R.S. 27:302(3) and (4) and 306, relative to the taxation of fantasy sports contests; to levy a state tax on certain fantasy sports contests; to authorize a fee for issuance of certain licenses or permits; to provide for definitions; to provide for certain requirements and limitations; to provide for certain conditions; to provide for the disposition of the avails of the tax; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 601—

BY REPRESENTATIVE BAGLEY

AN ACT

To enact R.S. 32:1306.2, relative to a motor vehicle inspection tax; to establish an annual motor vehicle inspection tax; to provide for rule promulgation pertaining to collection and remittance of the inspection tax; to provide for a special effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 602—

BY REPRESENTATIVES ABRAMSON AND JIMMY HARRIS

AN ACT

To enact R.S. 47:321.2, relative to sales and use taxes; to levy a tax on certain services; to provide for the rate of the tax; to provide for certain definitions; to provide for certain requirements and limitations; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 603—

BY REPRESENTATIVE STEFANSKI

AN ACT

To enact R.S. 47:302(BB)(110), relative to state and local sales and use taxes; to provide for the exemption of sales and use taxes on certain utilities; to provide for certain limitations; to require the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 604—

BY REPRESENTATIVE STEFANSKI

AN ACT

To amend and reenact R.S. 47:287.732(B)(1), 293(10), and 1675(G), and to enact R.S. 47:287.732(B)(6), 287.732.2, 293(9)(a)(xviii), 297.14, and 1675(F)(4), relative to income taxation of Subchapter S corporations and other flow through entities; to reduce the tax rates applicable to the income of Subchapter S corporations that elect to be taxed at the corporation level; to authorize certain flow through entities not taxed as corporations to elect to file as corporations for state income tax purposes; to provide for a modification to exclude certain Subchapter S corporation and flow through income from income subject to state individual income tax; to provide for tax credits earned by Subchapter S corporations and other flow through entities; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 605—

BY REPRESENTATIVE IVEY

AN ACT

To enact R.S. 47:301(10)(ii), 302(BB)(110), 321(P)(111), 321.1(I)(111), and 331(V)(111), relative to sales and use tax; to exclude sales of marijuana for therapeutic use from state and local sales and use tax; to provide for the effectiveness of

certain sales and use tax exclusions; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 606—
BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 30:2418(I)(1) and (2), relative to waste tires; to provide for fees levied on certain tires; to provide for payments to certain waste tire processors; to provide for permitting certain waste tire facilities; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 607—
BY REPRESENTATIVE FOIL
AN ACT

To enact R.S. 47:6040, relative to tax credits; to establish a tax credit program for public-private partnership investment in Louisiana infrastructure projects; to provide for the amount of the credit; to provide for definitions; to establish eligibility requirements for tax credit recipients; to provide for certification requirements; to provide for the administration of the credit; to authorize the promulgation of rules and regulations; to provide for implementation of the tax credit program; to provide for certain limitations and requirements; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 608—
BY REPRESENTATIVE WRIGHT
AN ACT

To amend and reenact R.S. 47:93(B), 241, 287.12, 287.69, 287.442(B)(1), 300.6(A), 300.7(A), 6020(G), 6023(I), and 6034(K), and R.S. 51:1787(K) and 2461, and to enact R.S. 47:55(6), 3206, 6007(K), and 6022(M), and to repeal R.S. 47:44.1(A), 287.79, 287.83, 287.85, 287.442(B)(1), and Chapter 5 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:601 through 618, relative to state income and corporate franchise taxes; to provide for the rates and brackets for purposes of calculating corporate income taxes; to authorize the reduction in corporate income tax rates under certain circumstances; to repeal deductibility of federal income taxes paid for purposes of calculating corporate income taxes; to repeal the corporate franchise tax; to repeal certain income tax credits; to terminate certain income tax credits; to provide for applicability; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 609—
BY REPRESENTATIVE STOKES
AN ACT

To amend and reenact R.S. 47:305(D)(1)(i) and 305.14(A)(1)(a), to enact R.S. 47:302(BB)(110) through (130), 305.72 through 305.81, 321(P)(111) through (131), 321.1(I)(111) through (131), and 331(V)(111) through (131) and to repeal R.S. 4:168 and 227, R.S. 47:301(3)(g), 301(7)(d) and (l), (8)(d) and (e), (10)(i), (k), (n), (t), (v), (w), (gg), and (hh), (13)(e), (g), (h), (j), and (l), (14)(b)(ii) and (iii) and (k), (16)(n) and (p), (18)(d)(ii), (h), and (i), 305(F), 305.9, 305.14(A)(1)(b), 305.40, 305.44, 305.51, 305.59, 305.60, 305.61, 305.65, 305.70, 305.71, 337.9(D)(28) and (29) and 6001, relative to sales and use taxes; to provide for exemptions from sales and use taxes; to provide with respect to the tax treatment of the sale, lease, rental, or storage of certain tangible personal property and sale of certain services; to repeal certain sales and use tax exclusions and exemptions; to provide

for certain requirements; to provide for limitations; to provide for effectiveness; and to provide for related matters.

Read by title.

HOUSE BILL NO. 610—
BY REPRESENTATIVE MIGUEZ
AN ACT

To amend and reenact R.S. 47:302.2(A), 302.3(A), 302.4(A)(1) and (2), 302.5(A), 302.6(A), 302.7(A), 302.8(A), 302.9(A), 302.10(A), 302.11(A), 302.12(A), 302.13(A), 302.14(A), 302.15(A), 302.16(A), 302.17(A), 302.18(A), 302.19(A), 302.20(A), 302.21(A), 302.22(A), 302.23(A), 302.24(A), 302.25(A), 302.26(A), 302.27(A), 302.28(A), 302.29(A), 302.30(A), 302.31(A), 302.32(A), 302.33(A), 302.34(A), 302.35(A), 302.36(A), 302.37(A), 302.38(A), 302.39(A), 302.40(A), 302.41(A), 302.42(A), 302.43(A), 302.44(A), 302.45(A), 302.46(A), 302.47(A), 302.48(A), 302.49(A), 302.50(A), 302.51(A), 302.52(A), 302.53(A), 302.55(A), and 302.56(A), relative to sales and use tax; to dedicate certain state sales and use taxes collected to certain entities; to provide for the dedication of the avails of the tax; to provide for an effective date; and to provide for related matters.

Read by title.

Privileged Report of the Committee on Enrollment

April 17, 2019

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

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 39—
BY REPRESENTATIVE LEGER
A RESOLUTION

To recognize Thursday, April 25, 2019, as Junior League Day at the state capitol and to commend the Junior League for its contributions to the state of Louisiana.

HOUSE RESOLUTION NO. 40—
BY REPRESENTATIVE FOIL
A RESOLUTION

To express the sincere and heartfelt condolences of the members of the House of Representatives upon the death of Scott Edward Frazier of Baton Rouge.

HOUSE RESOLUTION NO. 41—
BY REPRESENTATIVE FOIL
A RESOLUTION

To commend Bailey Tinsley for his many accomplishments as an extraordinary student at Louisiana State University.

HOUSE RESOLUTION NO. 42—
BY REPRESENTATIVE ANDERS
A RESOLUTION

To recognize April 18, 2019, as Lineman Appreciation Day in Louisiana.

HOUSE RESOLUTION NO. 43—
BY REPRESENTATIVE JENKINS
A RESOLUTION

To commend Sharon L. Dunn, PT, Ph.D., for her leadership in the field of physical therapy and the impact of her work that has played a distinctive role in improving health outcomes for the citizens of Louisiana.

HOUSE RESOLUTION NO. 44—

BY REPRESENTATIVE DUPLESSIS

A RESOLUTION

To commend Dr. Melinda Sothorn, the Scientists for Translational Research in Youth research group, and the Louisiana State University Health Sciences Center, New Orleans, School of Public Health for outreach, education, and research related to fighting obesity in adolescent, infant, and adult populations throughout Louisiana.

Respectfully submitted,

FRANKIE HOWARD
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

April 17, 2019

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 27—

BY REPRESENTATIVE MCFARLAND

A CONCURRENT RESOLUTION

To commend Dr. A. Wayne Orr for his extraordinary impact on combating cardiovascular disease, procuring research funding, and training researchers.

HOUSE CONCURRENT RESOLUTION NO. 28—

BY REPRESENTATIVES GAINES, BAGNERIS, BOUIE, BRASS, CARPENTER, GARY CARTER, COX, DUPLESSIS, FRANKLIN, GLOVER, JIMMY HARRIS, JACKSON, JAMES, JEFFERSON, JENKINS, JORDAN, TERRY LANDRY, LARVADAIN, LYONS, MARCELLE, DUSTIN MILLER, MOORE, NORTON, PIERRE, AND SMITH AND SENATORS BARROW, BISHOP, BOUDREAUX, CARTER, COLOMB, MORRELL, PETERSON, PRICE, AND TARVER

A CONCURRENT RESOLUTION

To designate Monday, April 15, 2019, as Diversity in Energy Day at the state capitol.

Respectfully submitted,

FRANKIE HOWARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Leave of Absence

Rep. Carpenter - 2 days

Adjournment

On motion of Rep. Billiot, at 5:45 P.M., the House agreed to adjourn until Monday, April 22, 2019, at 3:00 P.M.

The Speaker of the House declared the House adjourned until 3:00 P.M., Monday, April 22, 2019.

ALFRED W. SPEER
Clerk of the House