

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

FOURTEENTH 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

Thursday, May 2, 2019

The House of Representatives was called to order at 1:22 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	Foile	Mack
Abraham	Franklin	Magee
Abramson	Gaines	Marcelle
Adams	Garofalo	Marino
Amedee	Gisclair	McFarland
Anders	Glover	McMahen
Armes	Guinn	Miguez
Bacala	Harris, J.	Miller, D.
Bagley	Harris, L.	Miller, G.
Bagneris	Henry	Moore
Berthelot	Hilferty	Morris, Jay
Billiot	Hill	Moss
Bishop	Hodges	Muscarello
Bouie	Hoffmann	Norton
Bourriaque	Hollis	Pearson
Brass	Horton	Pierre
Brown, C.	Howard	Pope
Brown, T.	Huval	Pugh
Carmody	Ivey	Pylant
Carpenter	Jackson	Richard
Carter, G.	James	Schexnayder
Carter, S.	Jefferson	Seabaugh
Chaney	Jenkins	Simon
Connick	Johnson, M.	Smith
Coussan	Johnson, R.	Stagni
Cox	Jones	Stefanski
Crews	Jordan	Stokes
Davis	LaCombe	Talbot
DeVillier	Landry, N.	Thomas
DuBuisson	Landry, T.	Turner
Duplessis	Larvadain	White
Dwight	LeBas	Wright
Edmonds	Leger	Zeringue

Emerson
Falconer
Total - 103

Leopold
Lyons

The Speaker announced that there were 103 members present and a quorum.

Prayer

Prayer was offered by Rep. Connick.

Pledge of Allegiance

Rep. Richard 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 May 1, 2019, was adopted.

**Petitions, Memorials, and
Communications**

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 2, 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. 33, 41, 51, 78, 82, and 83

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 2, 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. 12, 33, 78, 84, 102, 115, 190, 217, and 233

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:

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SENATE BILL NO. 12—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 33:2541.1(B)(1)(b), relative to the position of deputy chief of police for the city of Jennings; to provide for qualifications; and to provide for related matters.

Read by title.

SENATE BILL NO. 33—

BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 33:9033, relative to tax increment financing; to provide for exceptions to the use of state tax increments for the expansion of certain projects; and to provide for related matters.

Read by title.

SENATE BILL NO. 78—

BY SENATORS MARTINY AND BARROW

AN ACT

To amend and reenact R.S. 17:173(B) and (C), relative to behavioral health services provided to students; to provide relative to applied behavior analysis health services provided to students; to provide for definitions; and to provide for related matters.

Read by title.

SENATE BILL NO. 84—

BY SENATORS ERDEY, APPEL, CARTER, CLAITOR, COLOMB, GATTI, HEWITT, JOHNS, RISER, GARY SMITH AND THOMPSON

AN ACT

To enact R.S. 48:345, relative to traffic control and regulation; to authorize the designation of a high occupancy vehicle (HOV) lane on highways in the state highway system; to provide a definition of a "high occupancy vehicle (HOV) lane"; to provide with respect to penalties for violation of unauthorized use of an HOV lane; and to provide for related matters.

Read by title.

SENATE BILL NO. 102—

BY SENATOR ERDEY

AN ACT

To enact R.S. 33:447.16, to authorize certain court costs in the mayor's court of the town of Livingston; and to provide for related matters.

Read by title.

SENATE BILL NO. 115—

BY SENATOR WARD

AN ACT

To amend and reenact R.S. 31:164, 166, and 175, relative to mineral rights and operations; to provide relative to co-ownership; to provide relative to the rights and consequences arising from co-ownership of land and mineral rights; to provide relative to the creation of servitudes and leases; to provide relative to the exercise of rights and the conducting of operations; to provide certain terms, conditions, consent requirements, procedures, and effects; and to provide for related matters.

Read by title.

SENATE BILL NO. 190—

BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 49:214.5.1, relative to the Coastal Protection and Restoration Authority Board; to provide for its membership; to provide for qualification of designees; to add a member; and to provide for related matters.

Read by title.

SENATE BILL NO. 217—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 13:3881(A)(6), relative to general exemptions from seizure; to provide that the refundable portion of the child tax credit of a debtor shall be exempt from seizure; to provide for exceptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 233—

BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 38:2212(C)(1) and to enact R.S. 38:2212(C)(4), relative to public works projects let by St. Charles Parish; to raise the threshold dollar amount that requires a public bid; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Duplessis, 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. 96—

BY REPRESENTATIVE DUPLESSIS

A RESOLUTION

To commend the members of the New Leaders Council-Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 97—

BY REPRESENTATIVES JEFFERSON AND TURNER

A RESOLUTION

To express the condolences of the House of Representatives upon the death of Kendra LaShae Butler and Remington Lamar Butler.

Read by title.

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

HOUSE RESOLUTION NO. 98—

BY REPRESENTATIVE STOKES

A RESOLUTION

To recognize May 6, 2019, as CPA Day at the state capitol.

Read by title.

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

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. 48—

BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to study the feasibility and desirability of implementing a policy to allow the use of monitoring devices in the rooms of residents of intermediate care facilities for people with developmental disabilities, and to report findings of the study to the legislative committees on health and welfare.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 50—

BY REPRESENTATIVE SMITH

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Insurance to conduct a study concerning health insurance coverage of interpreter services for the deaf and hard of hearing in healthcare settings and to report findings of the study to the legislative committees on insurance and on health and welfare.

Read by title.

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

**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. 8—

BY SENATORS CARTER, BARROW, BOUDREAUX, CHABERT, CLAITOR, HENSGENS AND MILLS

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to take such actions as are necessary to pass the Disability Integration Act of 2019.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 37—

BY SENATOR LONG

A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court and the Louisiana State Bar Association to study solicitation advertising by attorneys, and the potential need for revisions and updates to the state Rules of Professional Conduct.

Read by title.

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

**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. 11—

BY SENATOR MORRISH

AN ACT

To enact R.S. 38:1843(C), relative to the boards of commissioners of the consolidated gravity drainage districts of Calcasieu Parish;

to authorize an increase in the membership of the boards of commissioners; 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.

SENATE BILL NO. 24—

BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 47:1923(D)(1)(a), relative to the assessor's office in Caddo Parish; to provide relative to the payment of certain group insurance premiums for retirees; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 30—

BY SENATOR WARD

AN ACT

To amend and reenact R.S. 34:1221(A), 1223(A), and 1224(A) and to repeal Chapter 29 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:2451 through 2458, relative to ports, harbors, and terminal districts; to provide relative to the Greater Baton Rouge Port Commission; to provide for representation of Pointe Coupee Parish on the commission; to add the parish of Pointe Coupee to the territorial limits and jurisdiction of the Greater Baton Rouge Port Commission; to abolish the Pointe Coupee Port, Harbor, and Terminal District; to abolish the Pointe Coupee Port Commission; to provide relative to bond obligations of the commission; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 37—

BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 47:299.2(1)(d), and (3), 299.11(9), and 1676(B)(3) and to enact R.S. 1676(B)(1.1), relative to delinquent debt collection; to authorize all units of local government to participate in the income tax refund offset program; to provide limitations for debt related to school meals; to authorize all units of local government to refer delinquent debt to the Office of Debt Recovery; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 43—

BY SENATORS APPEL, MILKOVICH, MIZELL, MORRISH, WALSWORTH AND WHITE

AN ACT

To amend and reenact R.S. 17:416.16(B), relative to school crisis management and response plans; to provide for student input in the annual review of such plans for high schools; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 62—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 34:484(B), relative to the Calcasieu-Cameron Navigation District board of commissioners; to provide for meetings of the board of commissioners; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 65—
BY SENATOR LAMBERT

AN ACT

To amend and reenact R.S. 56:332(K), relative to crab traps; to provide for the size and location of escape rings; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 72—
BY SENATOR CARTER

AN ACT

To amend and reenact Section 2(a) of Act 305 of the 1978 Regular Session of the Legislature as amended by Act No. 572 of the 1984 Regular Session of the Legislature, Act No. 1013 of the 1993 Regular Session of the Legislature, and Act No. 1174 of the 1997 Regular Session of the Legislature, relative to the board of commissioners for the Ernest N. Morial-New Orleans Exhibition Authority; to add an additional member to the board of commissioners; to provide for residency requirements of the member; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 82—
BY SENATOR LAMBERT AND REPRESENTATIVE BISHOP

AN ACT

To amend and reenact R.S. 40:1749.13(B)(5), 1749.14(C)(1)(b)(iii) and (3), and 1749.22, relative to underground utilities and facilities; to provide for powers and duties of the commissioner of conservation; to provide for time extensions for certain work to be performed; to provide relative to preemption; to provide for certain procedures, terms, and conditions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 104—
BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 38:1759(B), relative to the board of commissioners of Gravity Drainage District No. 5 of Livingston Parish; to increase the membership of the board of commissioners; 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.

SENATE BILL NO. 110—
BY SENATOR PETERSON

AN ACT

To amend and reenact R.S. 47:1997.1(B), relative to the city of New Orleans; to provide for the collection costs charged to each tax recipient governing body for the reimbursement of expenses associated with the collection of ad valorem taxes; 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.

SENATE BILL NO. 134—
BY SENATOR BISHOP

AN ACT

To provide relative to state highways; to provide for the addition and erection of certain signs on the Louisiana welcome signs on Interstate 10 at the Texas and Mississippi State Lines; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 153—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 13:4721, R.S. 14:90(C), 90.3(F), and 90.5(B) and (C), R.S. 27:3(24), 15(B)(1), 29(F), (H), and (I), 29.2(D), 29.3(D), 44(10), (12), and (14), 58(5), 65(B)(11), 205(12) and (13), 239.1, 353(2) and (4.1), 361(F), 364(A)(1)(c)(ii) and (A)(5), 371(C), 372(B) and (C), and 375(D), and to enact R.S. 18:1300.24, and R.S. 27:3(25) and (26), 15(B)(8)(c), and 29.2.1, and Chapter 10 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:601 through 608, relative to sports wagering; to require an election to authorize sports wagering; to provide for definitions; to provide regarding permits; to provide regarding sports wagering certificates; to provide regarding the duties and powers of the Gaming Control Board; to provide regarding rulemaking; to provide regarding prohibited wagers; 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 Administration of Criminal Justice.

SENATE BILL NO. 226—
BY SENATOR BARROW

AN ACT

To amend and reenact R.S. 33:2740.9, relative to tax exemptions for certain special districts created to finance capital improvements; to provide for the creation of such districts; to authorize the levy of sales and use taxes and ad valorem taxes by the districts; to clarify the exemptions that will be in effect in such districts; to provide for public hearings and elections; to provide for retroactive and prospective application; 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 Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 231—
BY SENATOR LAMBERT

AN ACT

To amend and reenact R.S. 38:3071(B), 3072(A), and the introductory paragraph of 3074(A), relative to the Capital Area Groundwater Conservation District; to add Ascension Parish to

the district; to provide for the board of commissioners of the district; to add a member from Ascension Parish to the board of commissioners; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 235—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 46:449(D) and to repeal R.S. 46:449(E), R.S. 47:297(F), 6004, and 6009, relative to tax credits; to repeal unused tax credits; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 236—

BY SENATOR MORRISH

AN ACT

To enact R.S. 39:816.1, relative to Consolidated School District Number 1 of Jefferson Davis Parish; to authorize the levy of a parcel fee within district boundaries; to provide for voter approval; to provide for imposition and collection; to provide a limitation on the amount of any such parcel fee; to provide relative to the use of proceeds; 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.

SENATE BILL NO. 238 (Substitute of Senate Bill No. 205 by Senator Mizell)—

BY SENATORS MIZELL, ALARIO, ALLAIN, APPEL, BARROW, BOUDREAU, CHABERT, COLOMB, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LONG, MARTINY, MILKOVICH, MILLS, MORRISH, PEACOCK, RISER, GARY SMITH, TARVER, THOMPSON, WARD AND WHITE

AN ACT

To amend and reenact Children's Code Art. 603(17)(a), and R.S. 15:541.1(A)(3), (B)(1)(a) and (D), R.S. 40:2175.3 and R.S. 44:4.1(B)(26) and to enact R.S. 15:541(E) and R.S. 40:2175.7, relative to human trafficking; to require certain mandatory reporters to report human trafficking and certain sexual-based crimes to law enforcement, whether the victim is an adult or a minor; to provide for mandatory reporters related to child abuse and neglect; to provide for training; to provide for forms; to provide for rules and regulations; to provide for legislative intent; to provide for the posting of the National Human Trafficking Resource Center hotline; to provide for the texting of information to obtain help and services for human trafficking victims; to provide for exceptions to the public records law; 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 and House Concurrent Resolutions
Reported by Committee**

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 22—

BY REPRESENTATIVES EDMONDS AND BACALA

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 11 of the Joint Rules of the Senate and House of Representatives, to establish the Joint Medicaid Oversight Committee to monitor, review, and make recommendations relative to all aspects of the state Medicaid program.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVE LYONS

A CONCURRENT RESOLUTION

To urge and request the state Department of Education, the Louisiana Department of Health, and the Department of Children and Family Services to continue to work collaboratively to coordinate opportunities and access to early childhood programs at the state and local levels.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE CONCURRENT RESOLUTION NO. 42—

BY REPRESENTATIVE ZERINGUE

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to study the overall impacts of wetland assimilation projects prior to approval of additional such projects.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

On motion of Rep. Bishop, the resolution 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. 47—

BY REPRESENTATIVE JENKINS

AN ACT

To amend and reenact R.S. 14:92.2(A)(1) and (2), (B)(1), (C), and (D), to enact Code of Criminal Procedure Article 211.3; and to repeal R.S. 14:92.2(B)(4), relative to improper supervision of a minor; to amend the penalties for the crime of improper supervision of a minor by a parent or legal custodian; to require issuance of a summons in lieu of arrest of persons who commit the offense; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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HOUSE BILL NO. 62—

BY REPRESENTATIVE STEVE CARTER

A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.8(C)(3)(b), (c), and (g) of the Constitution of Louisiana and to repeal Article VII, Section 10.8(C)(3)(d) of the Constitution of Louisiana, relative to the Education Excellence Fund; to provide for appropriations from the Education Excellence Fund for the Louisiana Educational Television Authority, Thrive Academy, and laboratory schools operated by public postsecondary education institutions; 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 Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 62 by Representative Steve Carter

AMENDMENT NO. 1

On page 1, line 2, after "10.8(C)(3)(b)" and before "of the" delete "and (c)" and insert a comma "," and insert "(c), and (g)"

AMENDMENT NO. 2

On page 1, line 5, after "for" delete the remainder of the line in its entirety and insert "the Louisiana Educational Television Authority, Thrive Academy, and laboratory schools"

AMENDMENT NO. 3

On page 1, line 11, after "10.8(C)(3)(b)" and before "of the" delete "and (c)" and insert a comma "," and insert "(c), and (g)"

AMENDMENT NO. 4

On page 2, line 1, after "the" and before "Louisiana" insert "Louisiana Educational Television Authority in the amount of seventy-five thousand dollars and to the"

AMENDMENT NO. 5

On page 2, between lines 21 and 22 insert the following:

"(g) Each recipient ~~school or school system~~ entity shall annually prepare and submit to the state Department of Education, hereinafter the "department", a prioritized plan for expenditure of funds it expects to receive in the coming year from the Education Excellence Fund. The plan shall include performance expectations to ensure accountability in the expenditure of such monies. The department shall review such plans for compliance with the requirements of this Subparagraph and to assure that the expenditure plans will support excellence in educational practice. No funds may be distributed to ~~any school or school system~~ a recipient entity until its plan has received both legislative and departmental approval as provided by law.

* * *

AMENDMENT NO. 6

On page 3, line 4, after "for" delete the remainder of the line in its entirety and insert "the Louisiana Educational Television Authority, Thrive Academy, and laboratory schools"

AMENDMENT NO. 7

On page 3, line 6, after "10.8(C)(3)(b)" and before "Repeals" delete "and (c)" and insert a comma "," and insert "(c), and (g)"

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 65—

BY REPRESENTATIVE JAMES

AN ACT

To amend and reenact Code of Criminal Procedure Article 401(A)(introductory paragraph) and (5), relative to qualifications of jurors; to authorize certain persons under an order of imprisonment for a felony conviction to serve on a jury; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 65 by Representative James

AMENDMENT NO. 1

On page 1, line 3, after "jurors;" delete the remainder of the line, delete line 4 in its entirety, and insert the following:

"to provide relative to the authority of certain persons under indictment or order of imprisonment or on probation or parole to serve on a jury; and to provide for"

AMENDMENT NO. 2

On page 1, delete lines 13 through 16 in their entirety and insert the following:

"(5) Not be under indictment, incarcerated under an order of imprisonment, or on probation or parole for a felony ~~nor have been convicted of a felony for which he has not been pardoned by the governor~~ offense within the five-year period immediately preceding the person's jury service."

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

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

HOUSE BILL NO. 86—

BY REPRESENTATIVE TERRY BROWN

AN ACT

To amend and reenact R.S. 56:8(16)(b), relative to hunting and recreational fishing licenses; to provide that honorably discharged veterans of the armed forces of the United States qualify as "bona fide residents" for purchase of such licenses; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

HOUSE BILL NO. 87—
BY REPRESENTATIVE LEOPOLD AND SENATORS CARTER AND HEWITT

AN ACT

To enact R.S. 40:1666.1(A)(6)(a), relative to supplemental pay; to provide for eligibility for certain fire protection officers; to provide certain requirements and limitations for eligibility; to provide for an effective date; 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. 119—
BY REPRESENTATIVE BISHOP

AN ACT

To amend and reenact R.S. 22:1053(A) and (D) and 1060.2(introductory paragraph) and to enact R.S. 22:1053(E) and 1060.2(4), relative to the coverage of prescription drugs through a formulary; to require an insurer to provide a prescriber with a list of the alternative disease-specific formulary medications; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 119 by Representative Bishop

AMENDMENT NO. 1

On page 1, line 5, delete "disease-specific" and insert in lieu thereof "comparable"

AMENDMENT NO. 2

On page 1, line 9, after "are" and before "enacted" insert "hereby"

AMENDMENT NO. 3

On page 1, line 20, delete "disease-specific" and insert in lieu thereof "comparable"

AMENDMENT NO. 4

On page 1, after line 21, add the following:

"(2) It shall be deemed sufficient to meet the requirements of this Subsection if a health coverage plan includes the information required by this Subsection in the denial letter sent by the health coverage plan or its agent."

AMENDMENT NO. 5

On page 2, at the beginning of line 1, change "(2)" to "(3)"

AMENDMENT NO. 6

On page 2, line 16, delete "disease-specific" and insert in lieu thereof "comparable"

AMENDMENT NO. 7

On page 2, between lines 18 and 19, insert the following:

"(b) It shall be deemed sufficient to meet the requirements of this Paragraph if a health coverage plan includes the information required by this Paragraph in the denial letter sent by the health coverage plan or its agent."

AMENDMENT NO. 8

On page 2, at the beginning of line 19, change "(b)" to "(c)"

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

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

HOUSE BILL NO. 138—
BY REPRESENTATIVE CONNICK

AN ACT

To amend and reenact R.S. 40:961(26) and 964(Schedule I)(C)(27) and to enact R.S. 40:961(45) and 964(Schedule I)(A)(62) through (67) and (C)(65), relative to the Uniform Controlled Dangerous Substances Law; to amend the definition of marijuana to exclude hemp; to provide for a definition of hemp; to add certain substances to Schedule I; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 138 by Representative Connick

AMENDMENT NO. 1

On page 1, delete line 3 in its entirety and insert the following:

"40:961(45), 964(Schedule I)(A)(62) through (67) and (C)(65), and 966(A)(3), relative to the"

AMENDMENT NO. 2

On page 1, line 5, after "exclude" delete the remainder of the line and insert the following:

"industrial hemp; to provide for a definition of industrial hemp; to provide relative to criminal penalties; to add certain"

AMENDMENT NO. 3

On page 1, line 9, after "reenacted" delete the remainder of the line and insert the following:

"and R.S. 40:961(45), 964(Schedule I)(A)(62) through (67) and (C)(65), and 966(A)(3) are"

AMENDMENT NO. 4

On page 1, line 20, after "(i)" delete the remainder of the line and insert the following:

"Industrial hemp that is in the possession, custody, or control of a person who holds a license issued by the Louisiana Department of

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Agriculture and Forestry, or is cultivated and processed in accordance with the U.S. Agriculture Improvement Act of 2018."

AMENDMENT NO. 5

On page 2, line 9, change "Hemp" to "Industrial hemp"

AMENDMENT NO. 6

On page 2, line 12, after "basis" and before the period "." insert the following:

"and cultivated and processed in accordance with the U.S. Agriculture Improvement Act of 2018, or the plan submitted by the Louisiana Department of Agriculture and Forestry that is in compliance with the U.S. Department of Agriculture rules"

AMENDMENT NO. 7

On page 3, between lines 21 and 22, insert the following:

"§966. Penalty for distribution or possession with intent to distribute narcotic drugs listed in Schedule I; possession of marijuana, synthetic cannabinoids, and heroin

A. Manufacture; distribution. Except as authorized by this Part, it shall be unlawful for any person knowingly or intentionally:

* * *

(3) To cultivate, possess, process, or sell industrial hemp, industrial hemp products, or viable industrial hemp seeds not in accordance with the U.S. Agriculture Improvement Act of 2018 or the plan submitted by the Louisiana Department of Agriculture and Forestry that is in compliance with the U.S. Department of Agriculture rules.

* * *

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

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

HOUSE BILL NO. 139—

BY REPRESENTATIVE DWIGHT
AN ACT

To amend and reenact R.S. 15:587(D), relative to criminal history information; to provide relative to processing fees charged for background checks; to provide for an assessment of a technology fee; to provide for the use of the technology fee; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 139 by Representative Dwight

AMENDMENT NO. 1

On page 1, line 4, after "the technology fee;" and before "and" insert "to provide for an effective date;"

AMENDMENT NO. 2

On page 2, after line 8, add the following:

"Section 2. This Act shall become effective upon completion or substantial completion of a statewide civil scan applicant processing solution or March 31, 2020, whichever is earlier."

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

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

HOUSE BILL NO. 142—

BY REPRESENTATIVE LEOPOLD
AN ACT

To amend and reenact R.S. 56:433.1(A)(1), relative to oyster harvest; to authorize additional means of harvesting oysters on the oyster seed grounds under the oyster seed ground vessel permit; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

HOUSE BILL NO. 146—

BY REPRESENTATIVE CREWS
AN ACT

To enact R.S. 44:42, relative to public records; to provide relative to certain geographic information; to provide for the format of such information; to provide for the duties of the custodian relative to such information; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 146 by Representative Crews

AMENDMENT NO. 1

On page 1, line 4, change "custodian" to "Department of Transportation and Development"

AMENDMENT NO. 2

On page 1, at the beginning of line 8, delete "Any" and insert "Subject to R.S. 44:1(B) and 3.2, any"

AMENDMENT NO. 3

On page 1, line 9, change "custodian" to "Department of Transportation and Development"

AMENDMENT NO. 4

On page 1, line 10, change "custodian" to "department"

AMENDMENT NO. 5

On page 1, line 13, change "including without limitation" to "such as"

AMENDMENT NO. 6

On page 1, delete line 14 and insert the following:

"Section 2. This Act shall become effective on July 1, 2020, and shall apply only to files created or updated on or after July 1, 2020."

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

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

HOUSE BILL NO. 147—
BY REPRESENTATIVES EDMONDS AND GAROFALO
AN ACT

To enact R.S. 39:34(F) and 54(E), relative to the expenditure of state funds; to limit recommended appropriations from the state general fund in the executive budget; to limit appropriations from the state general fund by the legislature; 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. 149—
BY REPRESENTATIVE MARINO
AN ACT

To amend and reenact R.S. 15:571.5(B)(2), 574.4(C)(2)(a)(introductory paragraph) and (b), 574.4.1(A)(1) and (D)(1), 574.9(H)(1)(a)(introductory paragraph) and (iv), 827(A)(7), and 1111(I)(1), to enact R.S. 13:5401(B)(3)(d), R.S. 15:571.5(B)(3), 574.4.1(D)(3), and 574.9(H)(1)(a)(v), and to repeal R.S. 15:574.2(C)(4), relative to parole; to provide relative to reentry court programs; to prohibit persons in reentry court programs from being eligible for parole and from receiving diminution of sentence for good behavior or participation in certain programs; to provide relative to release of offenders on parole based on diminution of sentence for good behavior or participation in certain programs; to authorize the committee on parole to impose special conditions of supervision on certain offenders; to repeal provisions which authorize the release of certain offenders on the offender's parole eligibility date; to provide relative to the parole release date of a person who was sentenced as a habitual offender for the purpose of participating in a work release program; to amend the eligibility requirements of a work release program; to authorize participation of a person sentenced as a habitual offender under certain circumstances; to provide relative to technical violations committed by an offender who is released on parole; to authorize the revocation of parole for certain technical violations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 149 by Representative Marino

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 15:571.5(B)(2)," to "R.S. 15:529.2(A), 571.5(B)(2),"

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety and insert "574.4.1(A)(1) and (D)(1), 574.4.3(B), 574.4.4, 574.9(H)(1)(a)(introductory paragraph), (iii), and (iv),"

AMENDMENT NO. 3

On page 1, line 4, change "1111(I)(1)," to "1111(I)(1) and Code of Criminal Procedure Article 901.1,"

AMENDMENT NO. 4

On page 1, line 12, after "date;" and before "to" insert "to repeal provisions relative to intensive parole supervision;"

AMENDMENT NO. 5

On page 2, line 18, change "R.S. 15:571.5(B)(2)," to "R.S. 15:529.2(A), 571.5(B)(2),"

AMENDMENT NO. 6

On page 2, delete line 19 in its entirety and insert "574.4.1(A)(1) and (D)(1), 574.4.3(B), 574.4.4, 574.9(H)(1)(a)(introductory paragraph), (iii), and (iv), 827(A)(7), and"

AMENDMENT NO. 7

On page 2, between lines 21 and 22, insert the following:

"§529.2. Intensive parole supervision for certain habitual offenders

A. Notwithstanding any other provisions of law to the contrary, the secretary of the Department of Public Safety and Corrections may release to intensive parole supervision ~~as provided in R.S. 15:574.4.4~~ any person sentenced pursuant to R.S. 15:529.1 and denied eligibility for diminution of sentence when the offender meets the requirements of this Section and of any rules or regulations adopted by the secretary in accordance with the provisions of this Section.

* * *

AMENDMENT NO. 8

On page 4, between lines 18 and 19, insert the following:

"§574.4.3. Parole requirements for certain sex offenders

* * *

B. If a person who is otherwise eligible for intensive ~~parole supervision incarceration~~ pursuant to R.S. 15:574.4.4, has been convicted of one of the sexual offenses enumerated in this Section and the intensive ~~parole supervision incarceration program~~ is applicable to any of those enumerated crimes, then the provisions of this Section shall apply.

* * *

§574.4.4. ~~Parole; intensive parole supervision~~ Intensive incarceration program; eligibility

A. Notwithstanding ~~the provisions of R.S. 15:574.4(A)(1), a person, otherwise eligible for parole,~~ any other provision of law, a defendant convicted of a nonviolent first felony offense and committed to the Department of Public Safety and Corrections, or of a nonviolent second felony offense and committed to the Department of Public Safety and Corrections, may be eligible for intensive ~~parole supervision upon successful completion of to participate in the intensive incarceration program.~~ In addition, any person convicted of a first or second offense for possession of amphetamine or

methamphetamine or cocaine or oxycodone or methadone or of a first offense for distribution, dispensing, or possession with intent to produce, manufacture, distribute, or dispense amphetamine or methamphetamine or cocaine or oxycodone or methadone, in violation of R.S. 40:967(B)(1) or R.S. 40:967(B)(4)(b) when the amount of amphetamine or methamphetamine or cocaine or oxycodone or methadone involved was twenty-eight grams or less, may be eligible to participate in the intensive incarceration program. ~~Notwithstanding the provisions of R.S. 40:967(B)(4)(b), a person otherwise eligible for participation in the intensive incarceration program may be eligible for intensive parole supervision upon successful completion of intensive incarceration.~~ The intensive incarceration and intensive parole supervision program shall be established and administered by the department. The offender may be considered for participation in the program if all of the following conditions are met:

- (1) The offender is sentenced to be committed to the Department of Public Safety and Corrections to serve ten years or less.
- (2) The department, through the division of probation and parole within the office of adult services, recommends to the sentencing court that the offender is particularly likely to respond affirmatively to participation in the program.
- (3) The court at sentencing recommends that the offender be considered for participation in the program.
- (4) The secretary of the department, or his designee, finds, after an evaluation, that the offender is particularly likely to respond affirmatively to participation in the program.
- (5) The offender voluntarily enrolls in the program after having been advised by the department of the rules and regulations governing participation in the program.
- (6) The court sentences an offender in the drug division probation program pursuant to R.S. 13:5304.

~~B. Notwithstanding the provisions of R.S. 15:574.4(A)(1), an offender who is otherwise eligible for intensive incarceration and intensive parole supervision, but who has not been recommended for participation in the intensive incarceration and intensive parole supervision program by the division of probation and parole or the sentencing judge, as provided for in Paragraphs (A)(2) and (3) of this Section, may additionally be placed in the intensive incarceration and intensive parole supervision program if all of the following conditions are met:~~

- ~~(1) The staff at the adult reception and diagnostic center, after a thorough evaluation, determines that the offender is suitable and appropriate for participation:~~
- ~~(2) The warden at the adult reception and diagnostic center concurs with the staff recommendation:~~
- ~~(3) The warden of the facility where the offender would be placed concurs with the recommendation of the staff and warden of the adult reception and diagnostic center:~~
- ~~(4) The offender meets other conditions of participation as set forth in Paragraphs (A)(1), (4), and (5) of this Section:~~

~~C.(1) Notwithstanding the provisions of R.S. 15:574.4(A)(1), a person, otherwise eligible for parole, convicted of a first felony offense and committed to the Department of Public Safety and Corrections, or of a second felony offense and committed to the Department of Public Safety and Corrections, may be eligible for intensive parole supervision upon successful completion of intensive incarceration. The intensive incarceration and intensive parole supervision program shall be established and administered by the department.~~

~~(2) The court may sentence an offender directly to the program if the court commits the offender to the Department of Public Safety and Corrections to serve ten years or less.~~

~~D.B. For purposes of this Section, a "first offender" shall not have been convicted previously of another felony as provided in R.S. 15:572(C) and shall not have been granted an automatic pardon as provided in R.S. 15:572(B).~~

~~E.C. The duration of intensive incarceration shall not be less than one hundred eighty calendar days.~~

~~F.D. The participating offender shall be evaluated by the program staff on a continual basis throughout the entire period of intensive incarceration. The evaluation shall include the offender's performance while incarcerated, the likelihood of successful adjustment on parole, and other factors deemed relevant by the committee on parole or the program staff. The evaluation shall provide the basis for the recommendations by the department to the committee on parole upon the offender's completion of intensive incarceration. Violation of any institutional or program rules or regulations may subject the participant to removal from the program by the department.~~

~~G.E.(1) If an offender is denied entry into the intensive incarceration program for physical or mental health reasons or for failure to meet the department's suitability criteria, the department shall notify the sentencing court, and based upon the court's order, shall either return the offender to court for resentencing in accordance with the provisions of the Code of Criminal Procedure Article 881.1 or return the offender to a prison to serve the remainder of his sentence as provided by law.~~

~~(2) If an offender enters the intensive incarceration program and is subsequently removed for physical or mental health reasons or for failure to meet the department's suitability criteria, the department shall notify the sentencing court and, based upon the court's order, shall either return the offender to court for resentencing in accordance with the provisions of Code of Criminal Procedure Article 881.1 or return the offender to a prison to serve the remainder of his sentence as provided by law. If an offender enters the intensive incarceration program and is removed for violating any institutional or program rules or regulations, the offender shall be assigned to the general population to serve the remainder of his sentence as provided by law.~~

~~H. When an offender completes intensive incarceration, the committee on parole shall review the case of the offender and recommend either that the offender be released on intensive parole supervision or that the offender serve the remainder of his sentence as provided by law. When the offender is released to intensive parole supervision by the committee, the committee shall require the offender to comply with the following conditions of intensive parole supervision in addition to any other conditions of parole ordered by the committee:~~

- ~~(1) Be subject to multiple monthly visits with his supervising officers without prior notice:~~
- ~~(2) Abide by any curfew set by his supervising officers:~~
- ~~(3) Perform at least one hundred hours of unpaid community service work during the period of intensive parole supervision and, if unemployed, perform additional hours as instructed by his supervising officers:~~
- ~~(4) Refrain from using or possessing any controlled dangerous substance or alcoholic beverage and submit, at his own expense, to screening, evaluation, and treatment for controlled dangerous substance or alcohol abuse as directed by his supervising officers.~~

~~(5) Pay any costs as ordered by the sentencing court or committee on parole.~~

~~I. In cases in which the committee on parole determines that there is victim opposition to parole, that the offender has a questionable disciplinary record, or that other extraordinary circumstances exist, the committee may conduct a hearing to consider intensive parole supervision for the offender having successfully completed intensive incarceration, which shall be public and conducted in the same manner as parole hearings as otherwise provided in this Part. Otherwise the decision shall be made upon the approval or disapproval of a majority of the members of the committee without necessity of a hearing, after a review of all available information on the offender, including the pre-parole report prepared by the department.~~

~~¶F. In cases in which the court sentences a defendant in the drug division probation program for a technical violation of probation, the offender shall return to active supervised probation with the drug division probation program for a period as ordered by the court, subject to any additional conditions imposed by the court.~~

~~K. Notwithstanding the provisions of R.S. 15:574.4(A)(1), a person otherwise eligible for parole who is convicted of a nonviolent first felony offense may be committed to the Department of Public Safety and Corrections pursuant to the provisions of Code of Criminal Procedure Article 895(B)(3) to serve a sentence of not more than six months without diminution of sentence in the intensive incarceration program pursuant to the provisions of this Section.~~

* * *

AMENDMENT NO. 9

On page 4, delete lines 28 and 29 in their entirety and insert the following:

"(iii) For a third ~~or subsequent~~ technical violation, not more than forty-five days.

(iv) For a fourth or subsequent technical violation, not more than ninety days."

AMENDMENT NO. 10

On page 6, between lines 8 and 9, insert the following:

Section 3. Code of Criminal Procedure Article 901.1 is hereby amended and reenacted to read as follows:

"Art. 901.1. Additional sanctions for probation revocation

A. Notwithstanding any other provision of law, when a defendant, who is a first offender on probation with a suspended sentence for a term of seven years or less at hard labor, or a second offender on probation and having never served time in a state prison, has his probation revoked for any reason other than a subsequent felony conviction, the court, upon the recommendation of the division of probation and parole, may order that the offender be committed to the Department of Public Safety and Corrections and be considered for participation in the intensive incarceration ~~and intensive parole supervision~~ program as provided for in ~~R.S. 15:574.4~~ R.S. 15:574.4.4 or R.S. 15:574.5. If the offender committed to the custody of the department participates in an intensive incarceration program of an eligible parish, the department shall reimburse the sheriff's office of the parish conducting the program in the amount appropriated by the legislature.

B. If the imposition of the sentence was suspended, the defendant shall serve the sentence imposed by the court at the revocation hearing. If the defendant is a first offender and receives a sentence of seven years or less at hard labor, or a second offender

on probation and having never served time in a state prison, the court, upon recommendation of the division of probation and parole, may order that the offender be committed to the department and be considered for participation in the intensive incarceration ~~and intensive parole supervision~~ program as provided for in ~~R.S. 15:574.4~~ R.S. 15:574.4.4 or R.S. 15:574.5. If the offender committed to the custody of the department participates in an intensive incarceration program as provided for in R.S. 15:574.5, the department shall reimburse the sheriff's office of the parish conducting the program in the amount appropriated by the legislature."

AMENDMENT NO. 11

On page 6, at the beginning of line 9, change "Section 3." to "Section 4."

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

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

HOUSE BILL NO. 156—

BY REPRESENTATIVE PUGH

AN ACT

To amend and reenact R.S. 17:164 and to enact R.S. 17:3996(A)(18), (19), and (20), relative to school buses; to revise the authorities from which regulations relating to construction, design, equipment, and operation of school buses are derived; to add areas to the list from which charter school operations are not exempt; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE BILL NO. 162—

BY REPRESENTATIVE CONNICK

AN ACT

To amend and reenact R.S. 14:43.6(A), (B)(1), and (C)(1) and (2), relative to sentencing of sex offenses; to provide relative to the sentencing of persons convicted of certain sex offenses; to provide relative to the administration of medroxyprogesterone acetate to persons convicted of certain sex offenses; to add sexual battery of a victim under the age of thirteen to the list of offenses for which medroxyprogesterone acetate may be administered to the offender; to provide relative to medical evaluations of the offender conducted prior to treatment; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

HOUSE BILL NO. 168—

BY REPRESENTATIVE HODGES

AN ACT

To enact R.S. 14:133(A)(4), relative to the crime of filing or maintaining false public records; to provide for the prohibition of the filing of or maintaining certain false public records; to provide relative to certain voter registration applications; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

HOUSE BILL NO. 169—
BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 44:4.1(B)(26) and to enact R.S. 40:1046(A)(6), Subpart D of Part III of Subchapter A of Chapter 5-D of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1168.1 through 1168.6, and R.S. 40:1046(A)(6) of Section 2 of Act No. 96 of the 2016 Regular Session of the Legislature of Louisiana, relative to information concerning health effects, events, and outcomes associated with patient use of medical marijuana; to authorize the Louisiana State Board of Medical Examiners to establish and maintain an electronic data system for the collection of such information; to require that the board collaborate with certain medical education institutions in the design of the data system; to provide specifications for components of the data system; to provide for reporting of data into the system; to restrict disclosure and uses of data from the system; to provide for a public records exception; to provide legislative findings and definitions; to authorize administrative rulemaking; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on House and Governmental Affairs.

HOUSE BILL NO. 170—
BY REPRESENTATIVES JONES AND BISHOP
AN ACT

To amend and reenact R.S. 40:1665.2(B)(2) and (4), relative to financial security of surviving spouses and children of law enforcement officers; to provide relative to cadets of the enforcement training academy of the Department of Wildlife and Fisheries and the Louisiana State Police Training Academy; 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. 170 by Representative Jones

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line in its entirety and at the beginning of line 3, delete "Fisheries; to provide" and insert "R.S. 40:1665.2(B)(2) and (4),"

AMENDMENT NO. 2

On page 1, line 5, after "Fisheries" and before the semicolon ";" insert "and the Louisiana State Police Training Academy"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." and before "hereby" delete "R.S. 40.1665.2(B)(4) is" and insert "R.S. 40:1665.2(B)(2) and (4) are"

AMENDMENT NO. 4

On page 1, between lines 14 and 15, insert the following:

"(2) All members of the state police thus employed including any cadet participating in the Louisiana State Police Training Academy on or after July 1, 2018, prior to being the cadet has not been commissioned as an enforcement agent.

* * *

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. 177—
BY REPRESENTATIVE PUGH
AN ACT

To amend and reenact R.S. 40:32(16) and 92(A), and to enact R.S. 40:2017.13, relative to instances of spontaneous fetal death, known also as stillbirth; to provide for definitions; to authorize issuance of certificates of stillbirth to parents; to provide for hospital policies concerning disposition of fetal remains; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

HOUSE BILL NO. 182—
BY REPRESENTATIVE CHANEY
AN ACT

To amend and reenact R.S. 56:103(E) and to enact R.S. 56:103(G), relative to wildlife violations; to provide for penalties for residents hunting, taking, possessing, or transporting wild bird or wild quadruped without the required license; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

HOUSE BILL NO. 185—
BY REPRESENTATIVE HILFERTY
AN ACT

To amend and reenact R.S. 15:642(2)(c) and (d), 643(A), and 645(A) and to enact R.S. 15:642(4), relative to a registry of certain offenses; to provide relative to the registry of persons convicted of offenses committed against peace officers; to expand the registry to include persons convicted of terrorism offenses; to expand the registry to include persons convicted of the conspiracy to commit terrorism offenses or offenses against a peace officer; to provide for the availability of certain registration information to law enforcement; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 193—

BY REPRESENTATIVE BACALA
AN ACT

To amend and reenact R.S. 17:409.5(A)(1), relative to school safety; to revise procedures relative to students investigated for making threats of violence or terrorism; to provide for law enforcement agencies to make determinations relative to such threats and report them to district attorneys under certain circumstances; to provide relative to the authority of district attorneys to file petitions relative to mental health examinations; to provide relative to the return of such students to school; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE BILL NO. 204—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 46:2626(F)(1)(introductory paragraph), (G)(1) and (5), (H)(1)(d), and (I)(7), relative to Medicaid provider fees; to provide relative to fees on emergency ground ambulance service providers for healthcare services funded by the state Medicaid program; to authorize the Louisiana Department of Health to levy and collect fees on nonpublic providers of emergency ground ambulance services for certain nonemergency transportation services; to provide conditions under which the department may assess such fees; to provide for reimbursement enhancements for providers of certain services subject to Medicaid provider fees; to provide for uses of funds from the Emergency Ground Ambulance Service Provider Trust Fund Account established by the state treasurer within the Louisiana Medical Assistance Trust Fund; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

HOUSE BILL NO. 206—

BY REPRESENTATIVE HILFERTY
AN ACT

To authorize and provide for the lease of certain state property; to authorize the lease of certain state property in Orleans Parish and Jefferson Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

HOUSE BILL NO. 235—

BY REPRESENTATIVE AMEDEE
AN ACT

To amend and reenact R.S. 14:19(A)(1)(b)(i) and (B)(introductory paragraph) and (1) and 20(A)(3) and (4)(a) and (B)(introductory paragraph) and (1) and to enact R.S. 14:19(E) and 20(E), relative to defenses to prosecution; to provide relative to the use of force or violence in defense; to provide relative to justifiable homicide; to expand application of the defenses to persons

lawfully in a place of worship; to provide for definitions; to provide for limitations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 235 by Representative Amedee

AMENDMENT NO. 1

On page 2, line 19, after "violence," delete the remainder of the line, delete lines 20 and 21 in their entirety, and insert the following:

"the person was not prohibited from possessing a firearm under state or federal law."

AMENDMENT NO. 2

On page 3, delete lines 27 and 28 in their entirety and insert "was not prohibited from possessing a firearm under state or federal law."

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

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

HOUSE BILL NO. 242—

BY REPRESENTATIVE LEBAS
AN ACT

To amend and reenact R.S. 22:1860.2(A), relative to pharmacy claims fees; to prohibit health insurance issuers and pharmacy benefit managers from assessing certain pharmacy claims fees; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

HOUSE BILL NO. 258—

BY REPRESENTATIVE MUSCARELLO
AN ACT

To amend and reenact R.S. 15:570(G) and R.S. 44:4.1(B)(8), relative to the execution of a death sentence; to provide for the confidentiality of identifying information of any person or entity that manufactures, supplies, transports, procures, compounds, dispenses, or prescribes any substance, medical supplies, or medical equipment utilized in the execution of a death sentence; to provide that the identifying information of such persons or entities shall remain confidential, not be subject to disclosure, and not be admissible as evidence nor discoverable in any proceeding; to provide an exception to the Public Records Law for such purposes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 258 by Representative Muscarello

AMENDMENT NO. 1

On page 1, line 9, after "purposes;" and before "and" insert "to provide certain information with regard to execution of the death penalty;"

AMENDMENT NO. 2

On page 2, line 7, after "dispenses," and before "any substance" delete "or prescribes" and insert "prescribes, synthesizes, prepares, tests, uses, sells, imports, distributes, or administers"

AMENDMENT NO. 3

On page 2, line 12, after "that" and before "could" insert "identifies or"

AMENDMENT NO. 4

On page 2, line 15, after "agency," and before "or person." insert "commission, legislative or quasi-legislative body,"

AMENDMENT NO. 5

On page 2, line 17, after "dispenses," and before "any substance," delete "or prescribes" and insert "prescribes, synthesizes, prepares, tests, uses, sells, imports, distributes, or administers"

AMENDMENT NO. 6

On page 2, between lines 23 and 24 insert the following:

"(c) This Paragraph applies retroactively to any request for information, discovery request, or proceeding, no matter when made or initiated, including pending litigation."

AMENDMENT NO. 7

On page 3, after line 7, add the following:

"Section 3. It is the purpose of this Act to ensure absolute confidentiality of any documents, records, or information that could lead to the identification of a person or entity involved in any way in the Department of Public Safety and Correction's acquisition or preparation of drugs for lethal injections. It is necessary that the confidentiality provisions of this Act be construed as broadly as possible to ensure the absolute confidentiality of this identifying information so as to ensure that the Department of Public Safety and Corrections is able to acquire the drugs necessary for lethal injections."

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on House and Governmental Affairs.

HOUSE BILL NO. 269—

BY REPRESENTATIVE ZERINGUE
AN ACT

To amend and reenact R.S. 56:251(A)(2)(a)(i) and to repeal R.S. 56:251(A)(2)(a)(ii), relative to hunting alligators; to require an alligator hunting license in order to take an alligator; to eliminate the additional license for an assistant to an alligator hunter; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

HOUSE BILL NO. 272—

BY REPRESENTATIVE CHAD BROWN
AN ACT

To enact R.S. 22:1057, relative to insurance coverage for acupuncture; to require coverage for acupuncture performed by a licensed acupuncturist; to prohibit discriminatory terminology; to define key terms; to provide for applicability; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 276—

BY REPRESENTATIVE ROBERT JOHNSON
AN ACT

To enact R.S. 37:936, relative to advanced practice registered nurses; to authorize such nurses to furnish signatures and other types of endorsements required of physicians in certain instances; to provide conditions upon which such signature authority is contingent; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

HOUSE BILL NO. 279—

BY REPRESENTATIVE MARINO
AN ACT

To amend and reenact R.S. 14:95.1.4(B) and 95.10(A), R.S. 44:4.1(B)(38), and Code of Criminal Procedure Articles 1001, 1002(A)(1), (C)(2), (D), (E)(1), and (F), and 1003(A), and (D)(2) and (4) and to enact Code of Criminal Procedure Article 1001.1, 1002(G), (H), and (I), 1002.1, 1003(F), and 1003.1, relative to domestic abuse; to provide relative to persons who are prohibited from possessing firearms in domestic abuse cases; to provide relative to the convictions and injunctions or orders for which a person is prohibited from possessing a firearm; to provide relative to criminal penalties; to provide relative to the required transfer of firearms possessed by such persons; to provide relative to the procedure by which such firearms are transferred; to provide relative to the transfer or sale of firearms by a prohibited possessor prior to issuance of a transfer order; to provide relative to the duties and authority of sheriffs relative to firearms transfers; to provide relative to certain forms that are required to be completed; to provide relative to the information contained in each form; to provide consequences for persons who fail to comply with the transfer procedure requirements; to provide relative to the procedure by which firearms are returned to persons who are no longer prohibited from possessing a firearm; to provide relative to the testing or examination of firearms for certain purposes; to provide for confidentiality of records related to firearms transfers; to provide for an exception for such records in the Public Records Law; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 279 by Representative Marino

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 14:95.1.4(B) and 95.10(A)," to "R.S. 14:95.1.4(B),"

AMENDMENT NO. 2

On page 1, line 3, change "1002(A)(1), (C)(2)," to "1002(A)(1)(introductory paragraph), (C)(2),"

AMENDMENT NO. 3

On page 1, line 4, after "1003(A)," and before "and (D)(2)" insert "(B), (C),"

AMENDMENT NO. 4

On page 1, delete line 5 in its entirety and insert "1002(A)(1)(f) through (i), (G), (H), and (I), 1002.1, 1003(F) and (G), and 1003.1, relative to domestic abuse; to"

AMENDMENT NO. 5

On page 2, line 5, after "R.S. 14:95.1.4(B)" and before "hereby" delete "and 95.10(A) are" and insert "is"

AMENDMENT NO. 6

On page 2, delete lines 13 through 26 in their entirety

AMENDMENT NO. 7

On page 3, line 11, change "1002(A)(1), (C)(2)," to "1002(A)(1)(introductory paragraph), (C)(2),"

AMENDMENT NO. 8

On page 3, line 12, after "1003(A)," and before "and (D)(2)" insert "(B), (C),"

AMENDMENT NO. 9

On page 3, line 13, after "1001.1," delete the remainder of the line and insert "1002(A)(1)(f) through (i), (G), (H), and (I), 1002.1, 1003(F) and (G), and"

AMENDMENT NO. 10

On page 4, line 10, change "is convicted of" to "has"

AMENDMENT NO. 11

On page 4, delete lines 13 through 23 in their entirety and insert asterisks "*" * *

AMENDMENT NO. 12

On page 4, at the beginning of line 24, change "(d) A violation" to "(f) A conviction"

AMENDMENT NO. 13

On page 4, at the beginning of line 25, change "(e) A violation" to "(g) A conviction"

AMENDMENT NO. 14

On page 4, at the beginning of line 26, change "(f) A violation" to "(h) A conviction"

AMENDMENT NO. 15

On page 5, at the beginning of line 1, change "(g) A violation" to "(i) A conviction"

AMENDMENT NO. 16

On page 5, at the end of line 24, add the following:

"The proof of transfer form shall attest that the person is not currently in possession of firearms in accordance with the provisions of this Title and is currently compliant with state and federal law, but shall not include the date on which the transfer occurred."

AMENDMENT NO. 17

On page 5, line 25, change "five" to "ten"

AMENDMENT NO. 18

On page 6, line 14, change "five" to "ten"

AMENDMENT NO. 19

On page 6, line 18, change "five" to "ten"

AMENDMENT NO. 20

On page 7, at the beginning of line 14, change "1002(A)(1)(g)" to "1002(A)(1)(i)"

AMENDMENT NO. 21

On page 8, delete line 15 in its entirety and insert the following:

"B. The sheriff shall prepare a receipt for each firearm transferred and provide a copy to the person transferring the firearms. The receipt shall include the ~~date the firearm was transferred,~~ the firearm manufacturer; and firearm serial number. The receipt shall be signed by the officer accepting the firearms and the person transferring the firearms. The sheriff may require the receipt to be presented before returning a transferred firearm.

C. The sheriff shall keep a record of all transferred firearms including but not limited to the name of the person transferring the firearm, ~~date of the transfer,~~ the manufacturer, model, serial number, and the manner in which the firearm is stored."

AMENDMENT NO. 22

On page 9, line 1, after "year of the" and before "prohibition" insert "expiration of the"

AMENDMENT NO. 23

On page 9, between lines 20 and 21, insert the following:

"G. Not sooner than three years after the date on which a firearm or firearms are returned pursuant to the provisions of this Article, the person may file a motion with the court requesting that the records relative to the firearm or firearms held by the clerk of court and by the sheriff be destroyed. After a contradictory hearing with the sheriff

and the district attorney, which may be waived by the sheriff or the district attorney, the court, if the person is no longer prohibited from possessing firearms under state or federal law and if the firearm or firearms have actually been returned, shall order that the records held by the clerk of court and by the sheriff relative to the returned firearm or firearms be destroyed."

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on House and Governmental Affairs.

HOUSE BILL NO. 281—

BY REPRESENTATIVE MIGUEZ
AN ACT

To amend and reenact R.S. 40:1796(A), relative to the regulation of firearms; to provide relative to the authority of political subdivisions to regulate the sale, purchase, possession, ownership, transfer, transportation, license, or registration of firearms; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

HOUSE BILL NO. 284—

BY REPRESENTATIVE ABRAHAM
AN ACT

To amend and reenact R.S. 40:978(G)(2) and (H)(2)(a), relative to prescribing and dispensing of opioid drugs; to institute certain requirements for prescribers of such drugs; to institute certain requirements for pharmacists relative to dispensing of such drugs; to provide for unauthorized practices by prescribers and pharmacists; to authorize certain health professional licensing boards to take disciplinary action against prescribers and pharmacists in connection with the prescribing and dispensing of opioid drugs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 284 by Representative Abraham

AMENDMENT NO. 1

On page 1, line 6, delete "certain health professional licensing boards" and insert in lieu thereof "the Louisiana Board of Pharmacy"

AMENDMENT NO. 2

On page 1, line 7, delete "prescribers and" and at the end of the line, delete "prescribing and"

AMENDMENT NO. 3

On page 2, line 10, after "prescription order" delete the remainder of the line and delete line 11 in its entirety and insert in lieu thereof "that"

AMENDMENT NO. 4

On page 2, at the beginning of line 12, delete "(ii) That"

AMENDMENT NO. 5

On page 2, delete lines 14 through 18 in their entirety and insert in lieu thereof the following:

"(d) If the pharmacist fails to dispense the prescribed amount, he shall notify the prescriber within twenty-four hours."

AMENDMENT NO. 6

On page 3, line 3, delete "shall" and insert in lieu thereof "may"

AMENDMENT NO. 7

On page 3, line 4, after "Pharmacy." delete the remainder of the line

AMENDMENT NO. 8

On page 3, delete lines 5 and 6 in their entirety and insert in lieu thereof the following:

"(iii) If the pharmacist limits the quantity of a controlled substance he dispenses as authorized or required by the provisions of 21 CFR 1306.01 et seq., he shall notify the prescriber within twenty-four hours."

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

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

HOUSE BILL NO. 294—

BY REPRESENTATIVE CARPENTER
AN ACT

To enact R.S. 17:3399.17 and to repeal R.S. 17:3351(H), relative to surveys about sexual assault on campuses of public postsecondary education institutions; to provide relative to the required anonymous sexual assault climate surveys; to provide for procedures; to provide for reporting; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 294 by Representative Carpenter

AMENDMENT NO. 1

On page 2, at the end of line 1, delete "an" and delete line 2, and insert "the best method of developing and administering the survey."

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

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

HOUSE BILL NO. 307—

BY REPRESENTATIVE MIKE JOHNSON
AN ACT

To amend and reenact R.S. 14:122(A)(introductory paragraph), (B)(introductory paragraph), and (C) and to enact R.S. 14:122(D), relative to bribery and intimidation; to provide

relative to public intimidation and retaliation; to provide relative to the elements of the crimes; to provide relative to the type of threats made; to include extortionate threats or true threats; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

HOUSE BILL NO. 313—

BY REPRESENTATIVES WRIGHT, AMEDEE, BACALA, BERTHELOT, BILLIOT, GARY CARTER, CHANEY, CONNICK, EDMONDS, EMERSON, FOIL, LANCE HARRIS, HENRY, MCFARLAND, MIGUEZ, PYLANT, SMITH, AND ZERINGUE

AN ACT

To enact R.S. 48:78(D), relative to the Transportation Trust Fund; to provide for limited use of monies in the trust fund; to limit the Department of Transportation and Development from using such monies in the trust fund for certain expenses; 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. 313 by Representative Wright

AMENDMENT NO. 1

On page 1, line 11, after "Year" and before "and" delete "2019-2020," and insert "2020-2021,"

AMENDMENT NO. 2

On page 1, line 13, after employees and before the period ":" insert "unless authorized in a general appropriation bill"

AMENDMENT NO. 3

On page 1, line 14, after "Year" and before "and" delete "2020-2021," and insert "2021-2022,"

AMENDMENT NO. 4

On page 1, line 16, after employees and before the period ":" insert "unless authorized in a general appropriation bill"

AMENDMENT NO. 5

On page 1, line 17, after "Year" and before "and" delete "2021-2022," and insert "2022-2023,"

AMENDMENT NO. 6

On page 1, line 20, after employees and before the period ":" insert "unless authorized in a general appropriation bill"

AMENDMENT NO. 7

On page 2, line 1, after "Year" and before "and" delete "2022-2023," and insert "2023-2024,"

AMENDMENT NO. 8

On page 2, line 4, after employees and before the period ":" insert "unless authorized in a general appropriation bill"

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. 320—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 17:173(A)(2)(introductory paragraph), (B), and (C), relative to behavioral health services for students; to provide relative to applied behavior analysis services provided to students when requested by parents or legal guardians; to provide for definitions; to provide for related policies adopted by public school governing authorities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE BILL NO. 326—

BY REPRESENTATIVES HILL AND ROBERT JOHNSON

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Rapides Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

HOUSE BILL NO. 333—

BY REPRESENTATIVE CONNICK

AN ACT

To amend and reenact R.S. 15:711(B) and 1111(B), R.S. 38:2261(A), (B), (D), and (E), R.S. 39:1594(J)(1), 1604.4, (A), (C), (D), and (E), and R.S. 47:34(C)(2)(d)(i), 287.749(C)(2)(d)(i), 302(BB)(95), 305.38, 321(P)(95), 321.1(I)(95), 331(V)(95), and 337.9(D)(17), relative to the preference for goods manufactured or services performed; to provide for employment of individuals with disabilities; to provide for the creation of a council; to provide for certain definitions; to provide for the exemption of competitive bidding requirements; to provide for tax credits; 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. 333 by Representative Connick

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AMENDMENT NO. 1

On page 2, line 9, after "in" and before "supported" insert "sheltered workshops or"

AMENDMENT NO. 2

On page 2, beginning of line 24 insert "sheltered workshops or"

AMENDMENT NO. 3

On page 8, line 27, after "of a" and before "supported" insert "sheltered workshop or a"

AMENDMENT NO. 4

On page 9, line 9, after "of a" and before "supported" insert "sheltered workshop or a"

AMENDMENT NO. 5

On page 9, line 20, after "by" and before "supported" insert "sheltered workshops or"

AMENDMENT NO. 6

On page 9, line 23, after "exemptions;" and before "supported" insert "sheltered workshop or"

AMENDMENT NO. 7

On page 9, line 27, after "a" and before "supported" insert "sheltered workshops or"

AMENDMENT NO. 8

On page 10, line 12, after "by" and before "supported" insert "sheltered workshops or a"

AMENDMENT NO. 9

On page 10, line 23, after "by" and before "supported" insert "sheltered workshop or"

AMENDMENT NO. 10

On page 11, line 5, after "by" and before "supported" insert "sheltered workshops or"

AMENDMENT NO. 11

On page 11, line 13, after "words:" and before "supported" insert "sheltered workshops or"

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. 345—

BY REPRESENTATIVE STOKES

AN ACT

To enact R.S. 22:1028.1, relative to breast and ovarian cancer susceptibility screening; to require health insurance coverage for breast and ovarian cancer susceptibility genetic screening for certain individuals; to provide for applicability; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 345 by Representative Stokes

AMENDMENT NO. 1

On page 2, at the end of line 17, change "January 1, 2020" to "January 1, 2021"

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

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

HOUSE BILL NO. 346—

BY REPRESENTATIVE HORTON

A JOINT RESOLUTION

Proposing to amend Article X, Section 20 of the Constitution of Louisiana, to provide relative to the political activities of classified members of the fire and police civil service; to provide for prohibited political activities; to allow for certain political activities; to provide relative to discipline for violations; to prohibit appointing authorities from engaging in certain activity; to provide for the expiration of certain laws; 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 House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 346 by Representative Horton

AMENDMENT NO. 1

On page 2, line 29, change "discharge," to "dismiss from service,"

AMENDMENT NO. 2

On page 3, line 1, change "discharge," to "dismiss from service,"

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 347—

BY REPRESENTATIVE STOKES

AN ACT

To enact R.S. 22:1028.1, relative to coverage for diagnostic imaging for breast cancer; to require coverage for diagnostic imaging at the same level of coverage provided for screening mammograms; to define key terms; to provide for applicability; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 347 by Representative Stokes

AMENDMENT NO. 1

On page 1, line 18, after "means" delete the remainder of the page and on page 2, delete lines 1 and 2 in their entirety and insert in lieu thereof the following:

"a diagnostic mammogram or breast ultrasound screening for breast cancer designed to evaluate an abnormality in the breast that is any of the following:

(a) Seen or suspected from a screening examination for breast cancer.

(b) Detected by another means of examination.

(c) Suspected based on the medical history or family medical history of the individual."

AMENDMENT NO. 2

On page 2, at the end of line 16, change "January 1, 2020" to "January 1, 2021"

AMENDMENT NO. 3

On page 2, line 18, change "January 1, 2020" to "January 1, 2021"

AMENDMENT NO. 4

On page 2, line 19, change "January 1, 2020" to "January 1, 2021"

AMENDMENT NO. 5

On page 2, at the end of line 20, change "January 1, 2020" to "January 1, 2022"

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

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

HOUSE BILL NO. 351—

BY REPRESENTATIVE CARPENTER
AN ACT

To amend and reenact Code of Criminal Procedure Article 556.1(C) and to enact Code of Criminal Procedure Article 556.1(A)(5), relative to pleas in criminal cases; to provide relative to pleas of guilty or nolo contendere in felony cases; to provide relative to duties of the court or defense counsel; to require the court or defense counsel to inform a defendant of additional consequences as a result of a guilty plea or nolo contendere; to require the court to inquire of the defendant or defense counsel of plea offers made by the state; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 351 by Representative Carpenter

AMENDMENT NO. 1

On page 1, line 2, after "(C)" and before "and" insert "and (E)"

AMENDMENT NO. 2

On page 1, line 8, after "state;" and before "and" insert the following:

"to provide relative to the failure to inform a defendant of consequences;"

AMENDMENT NO. 3

On page 1, line 10, after "(C)" delete the remainder of the line and insert the following:

"and (E) are hereby amended and"

AMENDMENT NO. 4

On page 2, after line 20, insert the following:

"E. Any variance from the procedures required by this Article which does not affect substantial rights of the accused or the failure to comply with Paragraph (A)(5) of this Article shall not invalidate the plea.

* * *

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

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

HOUSE BILL NO. 355—

BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 56:332(B), (F), and (H), relative to crab fishing; to prohibit the taking of immature female crabs; to provide for enhanced penalties for certain class four crab fishing violations; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 355 by Representative Gisclair

AMENDMENT NO. 1

On page 1, line 17, change "making" to "producing"

AMENDMENT NO. 2

On page 2, line 2, change "two" to "five"

AMENDMENT NO. 3

On page 2, line 5, change "two" to "five"

AMENDMENT NO. 4

On page 3, line 22, before "Violation" insert "(1)"

AMENDMENT NO. 5

On page 3, between lines 24 and 25, insert the following:

"(2) In addition to the penalties associated with a class four violation under the provisions of R.S. 56:34, for the first conviction of a class four violation of this Section, the court shall also sentence the violator to perform forty hours of community service. If a litter abatement community service is available, the hours shall be served in a community service litter abatement program. In addition, for a period of one year from the date of conviction, the violator may be present on a vessel harvesting or possessing crabs only if the vessel is equipped with and is actively using a vessel monitoring system accessible to the Department of Wildlife and Fisheries as prescribed in R.S. 56:424.1(B).

(3) In addition to the penalties associated with a class four violation under the provisions of R.S. 56:34, for the second conviction of a class four violation of this Section, the court shall revoke or suspend the violator's crab trap gear license for one year from the date of the conviction and no new crab trap gear license shall be issued to the violator during the period of suspension or revocation. During such revocation or suspension, the violator may be present on a vessel harvesting or possessing crabs only if the vessel is equipped with and is actively using a vessel monitoring system accessible to the Department of Wildlife and Fisheries as prescribed in R.S. 56:424.1(B). The court shall also sentence the violator to perform forty hours of community service. If a litter abatement community service is available, the hours shall be served in a community service litter abatement program.

(4) For a third conviction of a class four violation of this Section, the court shall revoke or suspend the violator's crab trap gear license for three years from the date of the second conviction and no new crab trap gear license shall be issued to the violator during the period of suspension or revocation. During such revocation or suspension, the violator may be present on a vessel harvesting or possessing crabs only if the vessel is equipped with and employs an operating vessel monitoring system as described in R.S. 56:424.1(B) that is accessible to the Department of Wildlife and Fisheries. In addition, the court shall sentence the violator to perform no less than ninety hours of community service. If a litter abatement community service is available, the hours shall be served in a community service litter abatement program.

(5) For a fourth or subsequent conviction of a class four violation of this Section, the court shall revoke or suspend the violator's crab trap gear license for ten years from the date of the last conviction and no new crab trap gear license shall be issued to the violator during the period of suspension or revocation. During such revocation or suspension, the violator may be present on a vessel harvesting or possessing crabs only if the vessel is equipped with and employs an operating vessel monitoring system as described in R.S. 56:424.1(B) that is accessible to the Department of Wildlife and Fisheries. In addition, the court shall sentence the violator to perform no less than one hundred twenty hours of community service. If a litter abatement community service is available, the hours shall be served in a community service litter abatement program."

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

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

HOUSE BILL NO. 358—

BY REPRESENTATIVE JAMES

AN ACT

To amend and reenact R.S. 40:1046(A)(1), (3), (4), and (H)(1)(a) and to repeal R.S. 40:1046(A)(2)(d), (e), and (5) and Sections 2 and 4 of Act No. 96 of the 2016 Regular Session of the Legislature of Louisiana, relative to marijuana for therapeutic use, known also as medical marijuana; to provide relative to the

authorization for physicians to recommend medical marijuana to a patient; to provide for the forms of medical marijuana which a physician may recommend; to provide relative to administrative rules for medical marijuana production; to repeal laws that refer to the prescribing of medical marijuana; to repeal laws that are contingent upon federal approval of marijuana for medical use; to repeal a requirement that the Louisiana State Board of Medical Examiners report to the legislature concerning potential additions to the list of diseases or conditions qualifying a patient for treatment with medical marijuana; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

HOUSE BILL NO. 359—

BY REPRESENTATIVES MIKE JOHNSON AND ABRAMSON

AN ACT

To amend and reenact R.S. 14:62.5, relative to the crime of looting; to provide for the crime of looting; to provide relative to the elements of the offense; to provide for criminal penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

HOUSE BILL NO. 370—

BY REPRESENTATIVE STOKES

AN ACT

To amend and reenact R.S. 22:1053(A) and (D) and to enact R.S. 22:1053(E), relative to prescription drug benefits for persons with stage-four advanced, metastatic cancer; to prohibit denial of a prescription based upon step therapy or fail first protocols; to define key terms; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 370 by Representative Stokes

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 22:1053(E)" to "R.S. 22:1053(E), (F), and (G)"

AMENDMENT NO. 2

On page 1, at the end of line 4, insert "provide for an exception; to require notification of prescriptions for associated conditions; to"

AMENDMENT NO. 3

On page 1, at the beginning of line 8, change "22:1053(E) is" to "22:1053(E), (F), and (G) are hereby"

AMENDMENT NO. 4

On page 1, line 11, after "Subsection" change "E" to "G"

AMENDMENT NO. 5

On page 1, line 19, after "conditions if" delete the remainder of the page and on page 2, delete lines 1 through 3 in their entirety and insert in lieu thereof the following:

"at least one of the following criteria is met:

(1) The prescribed drug or drug regimen has the United States Food and Drug Administration approved indication.

(2) The prescribed drug or drug regimen has the National Comprehensive Cancer Network Drugs and Biologics Compendium indication.

(3) The prescribed drug or drug regimen is supported by peer-reviewed, evidenced-based medical literature.

E. The provisions of Subsection D of this Section shall not apply if the health coverage plan's preferred drug or drug regimen is considered an equivalent option for therapy or a higher ranked evidence-based option for therapy as compared to the prescribed drug or drug regimen according to the National Comprehensive Cancer Network Guidelines Categories of Evidence and Consensus or the Categories of Preference.

F. For drugs prescribed for associated conditions as defined in this Section, the treating healthcare provider shall inform the health coverage plan that the condition is a condition associated with stage-four advanced, metastatic cancer when requesting authorization."

AMENDMENT NO. 6

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

AMENDMENT NO. 7

On page 2, between lines 11 and 12, insert the following:

"(3) As used in this Section, "associated conditions" means the symptoms or side effects associated with stage-four advanced, metastatic cancer or its treatment."

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

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

HOUSE BILL NO. 376—

BY REPRESENTATIVE HUVAL
AN ACT

To amend and reenact Code of Criminal Procedure Articles 817, 893.2, and 893.3(A), (B), (C), (D), and (E)(1)(a), relative to criminal sentencing; to provide relative to qualified verdicts; to provide that certain facts that increase the penalty for a crime may be submitted to a jury and be included in the verdict; to provide relative to the sentence imposed when a firearm is discharged, used, or actually possessed during the commission of certain offenses; to provide relative to the procedure for such determinations; to provide relative to the court's authority to consider certain evidence and hold a contradictory hearing in this regard; to provide that the determination of whether a firearm was discharged, used, or actually possessed during the commission of an offense is a specific finding of fact to be submitted to the jury; to provide relative to the burden of proof;

to provide relative to the sentences imposed upon the determination being made; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

HOUSE BILL NO. 388—

BY REPRESENTATIVE MIGUEZ
AN ACT

To enact R.S. 44:24, relative to public records; to provide that certain personal information in such records is not subject to inspection, copying, or reproduction pursuant to the Public Records Law; to require redaction of such information; to provide for penalties; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on House and Governmental Affairs.

The substitute was read by title as follows:

HOUSE BILL NO. 614 (Substitute for House Bill No. 388 by Representative Miguez)—

BY REPRESENTATIVE MIGUEZ
AN ACT

To amend and reenact R.S. 44:31.2 and 33.1 and to enact R.S. 44:4(57), relative to public records; to exempt certain personal information from the Public Records Law; to provide exceptions; to provide relative to the public records awareness program; to provide for the content of the program; to require each public body to provide certain notice to the public; and to provide for related matters.

Read by title.

On motion of Rep. Gregory Miller, the substitute was adopted and became House Bill No. 388 by Rep. Miguez, on behalf of the Committee on House and Governmental Affairs, as a substitute for House Bill No. 388 by Rep. Miguez.

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

HOUSE BILL NO. 389—

BY REPRESENTATIVE STOKES AND SENATORS ALARIO AND MORRELL
AN ACT

To enact R.S. 49:149.25.1, relative to the naming of the Louisiana Supreme Court Building; to designate the building the Chief Justice Pascal F. Calogero, Jr. Building; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 389 by Representative Stokes

AMENDMENT NO. 1

On page 1, line 3, change "Building;" to "Courthouse;"

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AMENDMENT NO. 2

On page 1, line 7, change "Building" to "Courthouse"

AMENDMENT NO. 3

On page 1, line 11, change "Building" to "Courthouse"

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

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

HOUSE BILL NO. 393—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 17:100.11 and to enact R.S. 17:100.12, relative to school facilities and needs in certain school districts; to provide relative to funds dedicated to providing, preserving, and improving school facilities; to provide for the systemwide needs program and for the purposes, funding, and operation of such program; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 393 by Representative Leger

AMENDMENT NO. 1

On page 1, line 2, after "17:100.12" delete the comma "," and insert "and 3995(A)(1)(b)(iv),"

AMENDMENT NO. 2

On page 1, line 8, after "17:100.12" delete "is" and insert "and 3995(A)(1)(b)(iv) are"

AMENDMENT NO. 3

On page 1, line 19, between "board shall" and "continue" insert "fulfill the obligation required by R.S. 17:3995(A)(1)(c) and shall"

AMENDMENT NO. 4

On page 2, line 2, between "Subparagraph" and "shall" insert a comma "," and insert "except for the portion used to fulfill the obligation required by R.S. 17:3995(A)(1)(c),"

AMENDMENT NO. 5

On page 2, line 18, after "funds," delete "and"

AMENDMENT NO. 6

On page 2, line 19, after "funds" insert a comma " ,"

AMENDMENT NO. 7

On page 3, at the beginning of line 1, change "(2)" to "(2)(a)"

AMENDMENT NO. 8

On page 3, at the beginning of line 4, change "(a)" to "(i)"

AMENDMENT NO. 9

On page 3, at the beginning of line 7, change "(b)" to "(ii)"

AMENDMENT NO. 10

On page 3, between lines 8 and 9, insert the following:

"(b) If facility funds are not sufficient to deposit the amounts required by Subparagraph (a) of this Paragraph, the school board shall deposit available funds in school facility accounts in accordance with its policy."

AMENDMENT NO. 11

On page 4, delete lines 4 and 5, and insert the following:

"(5) Prior to the retirement of all bonds referenced in Paragraph (A)(3) of this Section, the school facilities office, as provided for in Paragraph (D)(1) of this Section, shall develop for each campus, in consultation with the operator of the school, a long-term capital plan that meets the minimum requirements established by the school board. After the retirement of such bonds, the operator of the school is responsible for updating such plans, subject to requirements developed by the school board and the approval of the school facilities office."

AMENDMENT NO. 12

On page 4, line 12, after "account" delete the period "." and insert "in accordance with school board policy and subject to school board approval."

AMENDMENT NO. 13

On page 4, line 18, after "loan" change "can" to "may"

AMENDMENT NO. 14

On page 4, at the end of line 20, insert "The school board shall develop policies to address repayment of the loan in the event the campus is no longer occupied by a school."

AMENDMENT NO. 15

On page 5, at the end of line 2, insert "However, if a campus is no longer to be used as a school, funds in the school facility account for that campus shall be used or redistributed in accordance with school board policies, which shall ensure that such funds are used for the benefit of campuses in the school district."

AMENDMENT NO. 16

On page 5, line 5, after "campus" delete "it controls"

AMENDMENT NO. 17

On page 5, line 24, after "repairs" delete the comma "," and delete the remainder of the line and on line 25, delete "revolving loan fund, the capital improvement fund, and" and insert "prior to the retirement of the bonds referenced in Paragraph (A)(3) of this Section, ensure the management of the revolving loan fund and capital improvement fund, oversee and ensure the proper management of"

AMENDMENT NO. 18

On page 5, at the end of line 26, delete "assist schools in" and on line 27, delete "the development of capital improvement" and insert "develop or approve long-term capital"

AMENDMENT NO. 19

On page 6, line 2, after "replacements" delete the comma "," and insert "made after the retirement of the bonds referenced in Paragraph (A)(3) of this Section."

AMENDMENT NO. 20

On page 6, line 9, after "purpose" delete the remainder of the line and delete line 10 and insert "and for development of capital plans by the school facilities office as provided in Paragraph (C)(5) of this Section. No more than one million five hundred thousand dollars of these funds shall be used to fund the development of such capital plans."

AMENDMENT NO. 21

On page 6, line 11, after "bonds" delete the comma "," and insert "and each year thereafter."

AMENDMENT NO. 22

On page 6, line 16, between "this Section" and "according to" change the comma "," to a period "." and insert the following:

"In the first year following retirement of the bonds, fifty million dollars or whatever lesser amount of facility funds remains shall be deposited into the revolving loan fund. If funds remain after this deposit of fifty million dollars, the school board shall determine the distribution of any remaining funds to the revolving loan fund and the capital improvement fund. In each subsequent year, the school board shall transfer remaining facility funds"

AMENDMENT NO. 23

On page 6, delete lines 17 through 24 and insert the following:

"(a) If less than a total of fifty million dollars has been transferred to the revolving loan fund since its creation, all available funds shall be transferred into the revolving loan fund until the total contributions to the revolving loan fund since its creation equals fifty million dollars.

(b) If more than fifty million dollars but less than seventy-five million dollars has been transferred to the revolving loan fund since its creation, then half of all available funds shall be transferred into the revolving loan fund and half of all available funds shall be transferred into the capital improvement fund.

(c) If more than seventy-five million dollars has been transferred to the revolving loan fund since its creation, twenty-five percent of all available funds shall be transferred into the revolving loan fund and seventy-five percent of such funds shall be transferred into the capital improvement fund."

AMENDMENT NO. 24

On page 6, line 29, delete "it controls and that are"

AMENDMENT NO. 25

On page 8, at the end of line 14, insert "The school board shall develop policies to address repayment of a loan in the event the campus is no longer occupied by a school."

AMENDMENT NO. 26

On page 10, line 19, after "campuses" delete the remainder of the line and insert "in"

AMENDMENT NO. 27

On page 10, delete lines 25 through 29, and insert the following:

"(2) The school board shall adopt policies governing the administration of the fund, including the expenditure of money in the capital improvement fund, criteria for determining when grants are made from the fund, and regular reports to the school board on fund activity."

AMENDMENT NO. 28

On page 11, line 5, after "campus" delete "it controls"

AMENDMENT NO. 29

On page 11, at the end of line 28, delete "and" and on line 29 delete "controlled by the school board"

AMENDMENT NO. 30

On page 13, line 2, after "areas that" delete the remainder of the line and insert "can be more efficiently and effectively addressed at the system level than"

AMENDMENT NO. 31

On page 13, line 3, after "level." delete the remainder of the line and delete lines 4 and 5

AMENDMENT NO. 32

On page 13, delete lines 10 through 12

AMENDMENT NO. 33

On page 13, at the end of line 14, insert "The superintendent shall propose an improvement plan to use the systemwide needs fund to support one or more areas of focus for no less than three years and shall propose new areas of focus and improvement plans for school board approval not more frequently than once every three years."

AMENDMENT NO. 34

On page 13, line 15, between "plans" and "in" insert "and proposed areas of focus"

AMENDMENT NO. 35

On page 13, line 19, after "approval" change the period "." to a semicolon ";" and insert "such approval requires a majority vote of the entire membership of the board."

AMENDMENT NO. 36

On page 13, line 27, between "plan" and "and" insert "and proposed areas of focus"

AMENDMENT NO. 37

On page 13, line 28, after "therefor." delete the remainder of the line and delete line 29

AMENDMENT NO. 38

On page 14, delete lines 1 through 8 and insert the following:

"E.(1) The superintendent shall implement an approved plan by awarding funds through a competitive process according to policies developed by the school board. Funds may be expended directly by the district but shall not be used to pay, directly or indirectly, for school district or school board personnel, staff, or operating

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expenditures. Funds awarded to schools may be used only for the following purposes:

(a) Procuring materials, services, or other supports from district-approved organizations or vendors.

(b) Providing services for students systemwide that is aligned with one or more board-approved areas of focus."

AMENDMENT NO. 3

On page 14, delete lines 19 and 20, and insert the following:

** * *

§3995. Charter school funding

A.(1) For the purpose of funding, a Type 1, Type 3, Type 3B not acting as its own local education agency, and Type 4 charter school shall be considered an approved public school of the local school board entering into the charter agreement. Type 2 charter schools and a Type 3B charter school acting as its own local education agency shall receive a per pupil amount each year authorized by the state board each year as provided in the approved minimum foundation program formula. The per pupil amount provided to a Type 1, 2, 3, 3B, or 4 charter school shall be computed annually and shall be equal to the per pupil amount provided through the minimum foundation program formula, determined by the allocation weights in the formula based upon student characteristics or needs, received by the school district in which the student resides from the following sources based on the district's membership count used in the minimum foundation program formula:

* * *

(b)

* * *

(iv) For the purposes of this Subparagraph, local revenues of a school board also shall exclude the amount deposited into the fund created by R.S. 17:100.12(B).

* * **

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

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

HOUSE BILL NO. 408— BY REPRESENTATIVE DAVIS AN ACT

To amend and reenact R.S. 22:978(D), relative to renewals of group health insurance policies; to provide for group policy renewal; to require notice of premium rates or renewal costs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 408 by Representative Davis

AMENDMENT NO. 1

On page 1, line 4, after "costs;" and before "and" insert "to require the insurer to provide data on utilization, paid claims, and premiums;"

AMENDMENT NO. 2

On page 1, line 10, change "D." to "D.(1)"

AMENDMENT NO. 3

On page 1, at the end of line 11, delete "an" and insert "a large"

AMENDMENT NO. 4

On page 1, line 12, after "group" insert a comma "," and "as defined in R.S. 22:1061."

AMENDMENT NO. 5

On page 1, line 14, after "year." delete the remainder of the page and insert in lieu thereof the following:

"(2) No later than eighty days prior to the date of renewal or termination, the employer group may make written request, by certified mail, to the group insurance issuer for The group insurance issuer shall make available on a monthly basis the currently available utilization data and aggregate paid claims and premium data accumulated for the period of the current policy year. This data shall be made available to both the employer group and the employer group's appointed insurance agent or broker. The health insurance issuer shall provide this data to the employer group or the agent or broker within fourteen business days of receipt of the initial request and monthly thereafter.

* * **

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

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

HOUSE BILL NO. 409— BY REPRESENTATIVE FRANKLIN AND SENATOR PRICE AN ACT

To enact R.S. 39:1649, relative to Medicaid managed care organizations; to prohibit Medicaid managed care organizations from denying licensed behavioral health services providers who meet certain qualifications the opportunity to enroll in a provider network; to require promulgation of rules by the Louisiana Department of Health; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Appropriations.

On motion of Rep. Henry, and under a suspension of the rules, the bill was ordered passed to its third reading.

HOUSE BILL NO. 411— BY REPRESENTATIVE TERRY LANDRY AND SENATOR MILLS AN ACT

To amend and reenact R.S. 22:1892(D), relative to claims for motor vehicle repairs; to prohibit an insurer from requiring motor vehicle repairs be made in a particular place or shop; to provide limitations for insurers; to provide for fines to be levied by the commissioner of insurance; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 411 by Representative Terry Landry

AMENDMENT NO. 1

On page 2, delete line 2 in its entirety and insert "coercion, or threat to use"

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

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

HOUSE BILL NO. 414—

BY REPRESENTATIVE DAVIS

AN ACT

To enact R.S. 47:319, relative to state sales and use tax revenues; to dedicate state sales and use tax revenues for deposit into the Construction Subfund of the Transportation Trust Fund under certain circumstances; to require notifications; to provide for exceptions and limitations; 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. 414 by Representative Davis

AMENDMENT NO. 1

On page 1, line 13, after "year," and before "from" delete "revenues" and insert "of the amount exceeding four billion dollars from the prior fiscal year, up to two hundred fifty million dollars"

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. 434—

BY REPRESENTATIVE MAGEE

AN ACT

To enact R.S. 46:460.51(15), 460.53, and 460.54, relative to the Louisiana Medical Assistance Program; to provide for a defined term; to provide a public notice requirement; to provide for the implementation of a policy for the adoption of policies and procedures; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 434 by Representative Magee

AMENDMENT NO. 1

On page 1, line 13, change "(15)" to "(15)"

AMENDMENT NO. 2

On page 2, line 7, delete "C.F.R." and insert in lieu thereof "CFR"

AMENDMENT NO. 3

On page 2, line 28, after "unless" delete the remainder of the line and insert in lieu thereof "approved by the department in accordance with the law, regulation, or a contract"

AMENDMENT NO. 4

On page 3, line 1, delete "the managed care organization"

AMENDMENT NO. 5

On page 3, after line 16, add "F. If the managed care organization makes any policy or procedure change, the managed care organization shall submit the changes to the department for approval within the time specified by the department."

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 435—

BY REPRESENTATIVE TERRY LANDRY

A JOINT RESOLUTION

Proposing to amend Article III, Section 4(G) and to add Article III, Section 4(H) of the Constitution of Louisiana, relative to compensation, benefits, and expense allowances for members of the legislature; to provide for the creation of a compensation commission to examine, evaluate, and establish the compensation, benefits, and expense allowances for members of the legislature; to provide that the limitation on the effectiveness of salary increases applies to salaries established by the commission; 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 House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 435 by Representative Terry Landry

AMENDMENT NO. 1

On page 1, line 2, after "Section 4(G)" insert "of the Constitution of Louisiana"

AMENDMENT NO. 2

On page 1, line 13, after "Section 4(G)" insert "of the Constitution of Louisiana"

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 452—

BY REPRESENTATIVE TURNER

AN ACT

To enact R.S. 40:964(Schedule I)(G) and to repeal R.S. 40:989.3, relative to the Uniform Controlled Dangerous Substances Law; to add certain substances to Schedules I; to repeal the crime of unlawful distribution of products containing Mitragyna speciosa to a minor; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 452 by Representative Turner

AMENDMENT NO. 1

On page 1, line 1, after "(Schedule I)(G)" delete the remainder of the line, insert a comma "," and insert the following:

"(Schedule II)(G), (Schedule III)(H), (Schedule IV)(F), and (Schedule V)(G) and to repeal R.S. 40:989.3, relative to the Uniform"

AMENDMENT NO. 2

On page 1, line 3, change "Schedules I" to "the Uniform Controlled Dangerous Substances Law"

AMENDMENT NO. 3

On page 1, line 5, after "minor;" and before "and" insert "to provide for special effective dates;"

AMENDMENT NO. 4

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

"R.S. 40:964(Schedule I)(G), (Schedule II)(G), is hereby enacted to read as follows:"

AMENDMENT NO. 5

On page 2, between lines 2 and 3, insert the following

"Section 2. R.S. 40:964(Schedule II)(G) is hereby enacted to read as follows:

§964. Composition of schedules

Schedules I, II, III, IV, and V shall, unless and until added to pursuant to R.S. 40:962, consist of the following drugs or other substances, by whatever official name, common or usual name, chemical name, or brand name designated:

* * *

SCHEDULE II

* * *

G. Miscellaneous. Unless specifically excepted or contained within a pharmaceutical product approved by the United States Food and Drug Administration, or unless listed in another schedule, any material, compound, mixture, or preparation which contains any

quantity of the following substances including its salts, isomers, or salts of isomers, whenever the existence of such salts, isomers, or salts of isomers is possible within the specific chemical designation:

(1) Mitragynine

(2) 7-Hydroxy-mitragynine

* * *

Section 3. R.S. 40:964(Schedule III)(H) is hereby enacted to read as follows:

§964. Composition of schedules

Schedules I, II, III, IV, and V shall, unless and until added to pursuant to R.S. 40:962, consist of the following drugs or other substances, by whatever official name, common or usual name, chemical name, or brand name designated:

* * *

SCHEDULE III

* * *

H. Miscellaneous. Unless specifically excepted or contained within a pharmaceutical product approved by the United States Food and Drug Administration, or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances including its salts, isomers, or salts of isomers, whenever the existence of such salts, isomers, or salts of isomers is possible within the specific chemical designation:

(1) Mitragynine

(2) 7-Hydroxy-mitragynine

* * *

Section 4. R.S. 40:964(Schedule IV)(F) is hereby enacted to read as follows:

§964. Composition of schedules

Schedules I, II, III, IV, and V shall, unless and until added to pursuant to R.S. 40:962, consist of the following drugs or other substances, by whatever official name, common or usual name, chemical name, or brand name designated:

* * *

SCHEDULE IV

* * *

F. Miscellaneous. Unless specifically excepted or contained within a pharmaceutical product approved by the United States Food and Drug Administration, or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances including its salts, isomers, or salts of isomers, whenever the existence of such salts, isomers, or salts of isomers is possible within the specific chemical designation:

(1) Mitragynine

(2) 7-Hydroxy-mitragynine

* * *

Section 5. R.S. 40:964(Schedule V)(G) is hereby enacted to read as follows:

§964. Composition of schedules

Schedules I, II, III, IV, and V shall, unless and until added to pursuant to R.S. 40:962, consist of the following drugs or other substances, by whatever official name, common or usual name, chemical name, or brand name designated:

* * *

SCHEDULE V

* * *

G. Miscellaneous. Unless specifically excepted or contained within a pharmaceutical product approved by the United States Food and Drug Administration, or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances including its salts, isomers, or salts of isomers, whenever the existence of such salts, isomers, or salts of isomers is possible within the specific chemical designation:

(1) Mitragynine

(2) 7-Hydroxy-mitragynine"

AMENDMENT NO. 6

On page 2, line 3, change "Section 2." to "Section 6."

AMENDMENT NO. 7

On page 2, after line 3, insert the following:

"Section 7.(A) The provisions of Section 1 of this Act shall become effective if and when the Drug Enforcement Administration of the United States classifies Mitragynine as a Schedule I Controlled Dangerous Substance.

(B) The provisions of Section 2 of this Act shall become effective if and when the Drug Enforcement Administration of the United States classifies Mitragynine as a Schedule II Controlled Dangerous Substance.

(C) The provisions of Section 3 of this Act shall become effective if and when the Drug Enforcement Administration of the United States classifies Mitragynine as a Schedule III Controlled Dangerous Substance.

(D) The provisions of Section 4 of this Act shall become effective if and when the Drug Enforcement Administration of the United States classifies Mitragynine as a Schedule IV Controlled Dangerous Substance.

(E) The provisions of Section 5 of this Act shall become effective if and when the Drug Enforcement Administration of the United States classifies Mitragynine as a Schedule V Controlled Dangerous Substance.

Section 8. The provisions of Section 6 of this Act shall become effective if and when Section 1, 2, 3, 4, or 5 of this Act becomes effective.

Section 9. The provisions of this Section and Sections 7 and 8 of this Act shall become effective August 1, 2019."

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

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

HOUSE BILL NO. 478—

BY REPRESENTATIVE BAGLEY

AN ACT

To amend and reenact R.S. 40:1665.4(A), relative to law enforcement officers; to provide for the purchase of a duty firearm by the family of certain law enforcement officers; to provide for certain criteria; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

HOUSE BILL NO. 479—

BY REPRESENTATIVES GARY CARTER, BILLIOT, AND CONNICK

AN ACT

To enact R.S. 48:25.2, relative to special treasury funds; to establish the New Orleans Ferry Fund; to require the Department of Transportation and Development to provide for continued operation of certain ferries; to provide for the deposit of monies in the fund; to provide for the use of monies in the 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. 479 by Representative Gary Carter

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and at the beginning of line 3, delete "fund;" and insert the following:

"To amend and reenact R.S. 47:481 and R.S. 48:196(A)(introductory paragraph) and 197, and to enact R.S. 48:25.2, relative to special treasury funds; to establish certain funds;"

AMENDMENT NO. 2

On page 1, delete line 5 in its entirety and insert the following:

"funds; to provide for certain registration and license fees and taxes collected on trucks and trailers; to provide for the collection, deposit, and appropriation of such registration and license fees and taxes collected in certain parishes; to provide for the use and investment of monies in the funds; to provide for an effective date;"

AMENDMENT NO. 3

On page 1, between lines 7 and 8, insert the following:

"Section 1. R.S. 47:481 is hereby amended and reenacted to read as follows:

§481. Disposition of collections

Except as provided in R.S. 47:480, all fees and taxes provided for in this Chapter, including the permit fees, shall be paid to the state treasurer on or before the tenth day of each month following their collection and shall be credited to the account of the Transportation Trust Fund, the State Highway Improvement Fund, state highway fund No. 2, ~~and~~ the New Orleans Ferry Fund, and the Regional Maintenance and Improvement Fund, as provided by law."

AMENDMENT NO. 4

On page 1, at the beginning of line 8, delete "Section 1." and insert "Section 2. R.S. 48:196(A)(introductory paragraph) and 197 are hereby amended and reenacted and"

AMENDMENT NO. 5

On page 2, delete lines 10 through 12 in their entirety and insert the following:

** * *

§196. State Highway Improvement Fund

A. There is hereby created, as a special fund in the state treasury, the State Highway Improvement Fund, hereinafter referred to as the "fund." The source of monies in this fund shall be registration and license fees and taxes collected by the state pursuant to R.S. 47:462, and as provided in R.S. 47:481, in such amounts as remain after payment of amounts due on bonds and related expenses as provided in the documents pursuant to which the bonds were issued under the provisions of R.S. 48:196.1. Beginning July 1, 2007, and each fiscal year thereafter, after satisfaction of the requirements of the provisions of R.S. 48:196.1 and compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, and after making the allocation for state highway fund No. 2, and the New Orleans Ferry Fund, and the Regional Maintenance and Improvement Fund, the treasurer shall deposit into the fund the following amounts:

* * *

§197. Motor vehicle license tax; ~~Transportation Trust Fund~~ Regional Maintenance and Improvement Fund

A.(1) Beginning January 1, 2013, and each fiscal year thereafter, through June 30, 2019, after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, and after making the allocation for state highway fund No. 2, the treasurer shall deposit into the Transportation Trust Fund fifty percent of all funds derived from the collection of registration and license fees and taxes collected by the state pursuant to R.S. 47:462, and as provided in R.S. 47:481, in the parishes of Orleans, Jefferson, St. John the Baptist, St. Charles, Tangipahoa, and St. Tammany.

(2) Beginning July 1, 2019, and each fiscal year thereafter, after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, after making the allocation for state highway fund No. 2 for the Greater New Orleans Expressway Commission, and after making the allocation for the New Orleans Ferry Fund pursuant to R.S. 48:25.2, the treasurer shall deposit into the Transportation Trust Fund fifty percent of the remaining monies derived from the collection of registration and license fees and taxes collected by the state pursuant to R.S. 47:462, and as provided in R.S. 47:481, in the parishes of Jefferson, St. Charles, St. John the Baptist, Tangipahoa, and St. Tammany.

B.(1) There is hereby created, as a special fund in the state treasury, the Regional Maintenance and Improvement Fund, hereinafter referred to as the "fund". Beginning July 1, 2019, and each fiscal year thereafter, after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, after making the allocation for state highway fund No. 2 for the Greater New Orleans Expressway Commission, and after making the allocation for the New Orleans Ferry Fund pursuant to R.S. 48:25.2, the treasurer shall deposit into the fund fifty percent of the remaining monies derived from the collection of registration and license fees and taxes collected by the state pursuant to R.S. 47:462, and as provided in R.S. 47:481, in the parishes of Jefferson, St. Charles, St. John the Baptist, Tangipahoa, and St. Tammany.

(2) The monies in the fund shall be subject to an annual appropriation by the legislature and shall be used only as provided in Paragraph (3) of this Subsection. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited and credited to the fund. All unexpended or unencumbered monies remaining in the fund at the end of the fiscal year shall remain to the credit of the fund.

(3) Monies appropriated from the fund shall be used exclusively for maintenance and improvements of state highways in the respective parishes. Monies collected in the parish of Jefferson shall be appropriated to the Regional Planning Commission and used for purposes pursuant to R.S. 48:1161.2(D). Monies collected in the parishes of Tangipahoa and St. Tammany shall be appropriated to the Regional Planning Commission. Monies collected in the parishes of St. Charles and St. John the Baptist shall be appropriated to the South Central Planning and Development Commission.

Section 3. 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 rejected.

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

HOUSE BILL NO. 482— BY REPRESENTATIVE GARY CARTER AN ACT

To amend and reenact R.S. 17:10.1(I)(1), to enact R.S. 17:10.1(I)(5), and to repeal R.S. 17:10.1(I)(5), relative to school accountability; to provide relative to the development and presentation of academic improvement plans; to require schools to consult with parents relative to plan development; to revise the annual deadline for plan presentation; to require each local superintendent to report the presentation date annually to the state Department of Education; to require the state Department of Education to report to the legislature relative to school compliance with plan requirements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 482 by Representative Gary Carter

AMENDMENT NO. 1

On page 2, line 3, after "within" and before "days" delete "thirty" and insert "sixty"

AMENDMENT NO. 2

On page 2, line 5, after "within" and before "days" delete "thirty" and insert "sixty"

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

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

HOUSE BILL NO. 486—
BY REPRESENTATIVE GARY CARTER
AN ACT

To amend and reenact R.S. 39:94(C)(3) and (4) and to enact R.S. 39:73(D) and 94(A)(5) and (C)(5), relative to the Budget Stabilization Fund; to provide for the uses of the fund; to provide for limits on the use of the fund; to provide for the incorporation of the fund in the official forecast; to provide for certain limitations and requirements; 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. 486 by Representative Gary Carter

AMENDMENT NO. 1

On page 3, delete lines 28 and 29 in their entirety, and on page 4, delete lines 1 and 2 in their entirety and insert the following:

"Section 2. This Act shall become effective on July 1, 2019; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2019, or on the day following such approval by the legislature, whichever is later."

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. 492—
BY REPRESENTATIVES LARVADAIN AND JAMES
AN ACT

To amend and reenact R.S. 15:572.8(H) and (N)(1) and (3) and to repeal Code of Civil Procedure Article 87, relative to compensation for wrongful conviction and imprisonment; to provide relative to the compensation received by the petitioner for the loss of life opportunities resulting from the time spent incarcerated; to provide relative to the purposes for which a person who is wrongfully convicted may receive compensation for loss of life opportunities; to provide relative to the Innocence Compensation Fund; to provide relative to the authority of the Louisiana Commission of Law Enforcement and Administration of Criminal Justice in this regard; to provide relative to the venue in which an application for compensation based upon wrongful conviction and imprisonment may be filed; to provide relative to changes made to R.S. 15:572.8(H)(1) and (2)(introductory paragraph) in Section 4 of Act No. 612 of the 2018 Regular Session of the Legislature and the repeal of R.S. 15:572.8(N) and (S) in Section 22 of Act No. 612 of the 2018 Regular Session of the Legislature; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 492 by Representative Larvadain

AMENDMENT NO. 1

On page 2, line 23, after "need." delete the remainder of the line and insert the following:

"Any petitioner who has been awarded compensation pursuant to the provisions of this Paragraph and who has received a portion of such compensation prior to August 1, 2019, may file a petition prior to August 1, 2020, seeking the remainder of such compensation, not to exceed eighty thousand dollars total, authorized by the provisions of this Paragraph or be forever barred from filing such petition. Compensation ordered pursuant to the provisions of this Paragraph shall"

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 501—
BY REPRESENTATIVE BISHOP
AN ACT

To amend and reenact R.S. 30:2503(A)(1) and (C)(2), 2504(2) and (7), 2506(A) and (B)(4), and 2517(A)(introductory paragraph), to enact R.S. 30:2522 and R.S. 36:651(CC), and to repeal R.S. 36:610(B)(10) and R.S. 56:10(B)(15), relative to the Louisiana Environmental Education Commission; to provide for the Louisiana Environmental Education Commission; to provide for the transfer of the commission to the Department of Education; to provide for duties and responsibilities; to provide for definitions; to provide for staff; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 501 by Representative Bishop

AMENDMENT NO. 1

On page 1, line 2, after "2506(A)" delete the remainder of the line and insert a comma ", " and "(B)(4), and (C)(15),"

AMENDMENT NO. 2

On page 1, line 3, after "paragraph)," delete the remainder of the line and insert "and R.S. 36:802(introductory paragraph), to enact R.S. 36:651(CC),"

AMENDMENT NO. 3

On page 1, line 4, delete "and R.S. 56:10(B)(15)"

AMENDMENT NO. 4

On page 1, line 10, after "2506(A)" delete the remainder of the line and insert a comma ", " and "(B)(4), and (C)(15), and"

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AMENDMENT NO. 5

On page 1, line 11, after "reenacted" delete the remainder of the line and at the beginning of line 12, delete "hereby enacted"

AMENDMENT NO. 6

On page 2, line 10, change "Part" to "Chapter and Chapter 21 of this Subtitle"

AMENDMENT NO. 7

On page 2, line 13, after "the" and before "Department" insert "state"

AMENDMENT NO. 8

On page 2, line 22, after "the" and before "Department" insert "state"

AMENDMENT NO. 9

On page 2, line 26, change "secretary" to "state superintendent of education"

AMENDMENT NO. 10

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

"C. The section shall implement the provisions of this Part relative to litter control awareness, including the following:

* * *

(15) Provide an annual report to the House Committee on Natural Resources and Environment, the House Committee on Education, the Senate Committee on Education, and the Senate Committee on Natural Resources giving details regarding the success of the section's efforts to comply with the above duties or any other duties required of it by law.

* * *"

AMENDMENT NO. 11

On page 3, delete lines 12 through 29 in their entirety and on page 4, delete lines 1 through 10 in their entirety

AMENDMENT NO. 12

On page 4, line 11, delete "is" and insert "and 802(introductory paragraph) are"

AMENDMENT NO. 13

On page 4, between lines 18 and 19, insert the following:

** * *

§802. Transfer; retention of policymaking and rulemaking functions

The agencies transferred by the provisions of R.S. 36:209(Q) and (Y), 259(B)(19), 309(B), 409(C), 459(B), 610(B), 629(I), 651(CC), and 769(C) shall continue to be composed and selected as provided by law, and each shall continue to exercise all of the powers, duties, functions, and responsibilities provided or authorized for each by the constitution or laws which are in the nature of policymaking, rulemaking, licensing, regulation, enforcement, or adjudication and also shall continue to exercise all advisory powers, duties, functions, and responsibilities provided by law. Such powers, duties, functions, and responsibilities shall be exercised independently of the secretary and any assistant secretary, except that:

* * *"

AMENDMENT NO. 14

On page 4, line 19, delete "and R.S. 56:10(B)(15) are" and insert "is"

AMENDMENT NO. 15

On page 4, after line 20, insert the following:

"Section 4. This Act is in no way and is to no extent intended to, nor shall it be construed in any manner which will impair the contractual or other obligations of any agency, office, or department, or of the state of Louisiana, the provisions for which are enacted, amended, or repealed by this Act. It is hereby specifically provided that all obligations of any such agency, office, or department hereafter shall be deemed to be obligations of the state Department of Education to the same extent as if originally made by it. In like manner and in order to prevent any violation of the provisions, terms, or conditions of any gift, donation, deed, will, trust, or other instrument or disposition by which property of any kind has been vested in any such agency, office, or department, or division from the purposes for which such property was thus vested in any agency, office, or department, it is hereby specifically provided that such instrument or disposition hereafter shall be deemed to have been vested in the state Department of Education and the state superintendent of education shall be the successor in every way to each such agency, including all of the obligations and debts of each such agency.

Section 5. All rules and regulations adopted or permits, licenses, registrations, variances, or orders issued by the Louisiana Environmental Education Commission prior to the effective date of this Act, shall continue in full force and effect as rules and regulations of the agency within the state Department of Education until and after the effective date of this Act, unless otherwise revoked, repealed, amended, modified, or terminated in accordance with the law.

Section 6. Any legal proceeding, as defined in R.S. 36:924, to which any agency or office, the statutory provisions for which are amended or repealed by the provisions of this Act, is a party and which is filed, initiated, or otherwise pending before any court on the effective date of this Act and all documents involved in or affected by said legal proceeding, shall retain their effectiveness and shall be continued in the name of the former agency. All further legal proceedings and documents in the continuance, disposition, and enforcement of said legal proceedings shall be in the name of the original party agency, and the state Department of Education shall be substituted for the original party agency without the necessity for amendment or any document to substitute the name of the department or the name or title of any subdivision or section of the department. For purposes of this Section, "document" shall be defined as provided in R.S. 36:924.

Section 7. All employees heretofore engaged in the performance of functions of the Louisiana Environmental Education Commission, to the extent the state superintendent of education deems necessary to carry out the functions formerly performed, shall insofar as practicable and necessary continue to perform the duties heretofore performed, subject to applicable state civil service laws, rules, and regulations."

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

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

HOUSE BILL NO. 510— BY REPRESENTATIVE BISHOP AN ACT

To enact R.S. 30:2044, relative to environmental compliance; to authorize the performance of voluntary health, safety, and environmental audits; to provide for definitions; to provide for

a voluntary health, safety, and environmental audit procedure; to limit administrative or civil penalties for certain violations disclosed as part of a voluntary health, safety, and environmental audit; to provide for a privilege from disclosure in civil or administrative proceedings reports under the auspices of the Department of Environmental Quality of certain information contained in a voluntary health, safety, and environmental audit; to provide an effective date; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Natural Resources and Environment.

The substitute was read by title as follows:

HOUSE BILL NO. 615 (Substitute for House Bill No. 510 by Representative Bishop)—
BY REPRESENTATIVE BISHOP
AN ACT

To enact R.S. 30:2044, relative to environmental compliance; to authorize the performance of voluntary health, safety, and environmental audits; to provide for definitions; to limit administrative or civil penalties for certain violations of statutes, regulations, or permits disclosed as part of a voluntary health, safety, and environmental audit; to provide for a privilege from disclosure in civil or administrative proceedings reports of certain information contained in a voluntary health, safety, and environmental audit; to provide an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Bishop, the substitute was adopted and became House Bill No. 615 by Rep. Bishop, on behalf of the Committee on Natural Resources and Environment, as a substitute for House Bill No. 510 by Rep. Bishop.

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

HOUSE BILL NO. 511—
BY REPRESENTATIVE ABRAHAM
AN ACT

To enact R.S. 17:3138.9 and R.S. 36:651(G)(9), relative to special treasury funds; to establish the Louisiana Cybersecurity Talent Initiative Fund as a special fund in the state treasury; to provide for the purpose of the fund; to provide for appropriations to the fund and distributions from the fund; to create and provide for the Cybersecurity Education Management Council within the Board of Regents to advise the board relative to fund distributions; to require the board to report to the legislature with respect to the fund; 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. 517—
BY REPRESENTATIVE SMITH
AN ACT

To amend and reenact R.S. 17:4022(4), to enact R.S. 17:177, 178, and 3996(B)(54) and (55), and to repeal R.S. 17:177(F), relative to students in elementary and secondary schools; to require public school governing authorities to adopt policies relative to the assessment, collection, and use of fees charged to such students or their parents or legal guardians; to provide for certain components to be included in such policies including information with regard to waivers and appeals; to require schools participating in the Student Scholarships for

Educational Excellence Program to identify all fees paid with the scholarship funds; to require such participating schools to provide policies to the parents or legal guardians of scholarship students relative to certain fees and the purposes, amounts, and waivers related thereto; to provide relative to school supplies for students; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 517 by Representative Smith

AMENDMENT NO. 1

On page 1, line 17, between "than" and "the" change "September 1, 2019," to "December 1, 2019."

AMENDMENT NO. 2

On page 3, at the end of line 8, delete the period "." and insert "in the manner determined by the school governing authority."

AMENDMENT NO. 3

On page 3, line 16, after "authority" delete the remainder of the line and delete line 17 in its entirety and insert a period "." and insert "Each"

AMENDMENT NO. 4

On page 3, at the end of line 18, insert a period "." and insert "Prior to assessing a fee for school supplies or developing a school supply list, consideration shall be given to the existing school supply inventory."

AMENDMENT NO. 5

On page 3, delete lines 19 through 21 in their entirety and on line 22 delete "shall be used in the following school year."

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

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

HOUSE BILL NO. 526—
BY REPRESENTATIVE HOFFMANN
AN ACT

To enact R.S. 46:460.37, relative to requirements for medical assistance program coverage of opioid use disorder medications; to provide for the prohibition against prior authorization or step therapy requirements for opioid use disorder medications; to require the listing of buprenorphine/naloxone on certain preferred drug list; to prohibit the exclusion of coverage of prescriptions and services under certain circumstances; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 526 by Representative Hoffmann

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AMENDMENT NO. 1

On page 1, line 14, after "shall not" delete the remainder of the line and insert in lieu thereof "restrict prescribing of any medication by prescriber type speciality, that is"

AMENDMENT NO. 2

On page 1, line 15, delete "prescription medication"

AMENDMENT NO. 3

On page 1, line 16, after "Administration" insert a comma ",."

AMENDMENT NO. 4

On page 2, line 3, delete "All formulations" and insert in lieu thereof "At least two formulations"

AMENDMENT NO. 5

On page 2, line 4, delete "fee-for-service preferred drug list and the Healthy Louisiana Common"

AMENDMENT NO. 6

On page 2, line 9, delete "and any associated counseling or wraparound services"

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

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

HOUSE BILL NO. 562—

BY REPRESENTATIVE EMERSON AND SENATOR MORRISH
AN ACT

To amend and reenact R.S. 17:7(8) and 11 and R.S. 36:651(L) and 801.5(A), to enact R.S. 17:3140.1 through 3140.17, and to repeal R.S. 17:3141.1 through 3141.19, relative to proprietary schools; to provide for technical corrections and recodification of statutory provisions relative to proprietary schools; to provide for the regulation and oversight of proprietary schools by the Board of Regents including licensure, applications, fees, appeals, and degree granting; to provide with regard to the Advisory Commission on Proprietary Schools and the Proprietary School Student Protection Fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 562 by Representative Emerson

AMENDMENT NO. 1

On page 3, line 14, between "clinical" and "experiences" insert "or practical"

AMENDMENT NO. 2

On page 5, line 17, change "boards." to "board."

AMENDMENT NO. 3

On page 5, line 18, after "Louisiana" delete the remainder of the line and insert "Association of Private Colleges and Schools."

AMENDMENT NO. 4

On page 7, delete lines 21 and 22 in their entirety and at the beginning of line 23, change "(5)" to "(4)"

AMENDMENT NO. 5

On page 8, delete line 15, and insert the following:

"(1) Properly completed application forms provided by the board."

AMENDMENT NO. 6

On page 8, at the end of line 28, delete the period "." and insert "or its equivalent issued by the local governing authority."

AMENDMENT NO. 7

On page 9, between lines 11 and 12 insert the following:

"(13) A notarized affidavit stating that neither the owner or solicitor has pleaded guilty to a felony or has been found guilty of a felony."

AMENDMENT NO. 8

On page 9, at the beginning of line 12, change "(13)" to "(14)"

AMENDMENT NO. 9

On page 9, line 16, after "(2)(a)" delete the remainder of the line and delete line 17 and insert "Financial statements of the school prepared by an independent certified public accountant for the previous business year."

AMENDMENT NO. 10

On page 9, after line 29, insert the following:

"(8) Properly completed application forms provided by the board."

AMENDMENT NO. 11

On page 17, at the end of line 15, delete "of an owner"

AMENDMENT NO. 12

On page 22, after line 27, insert the following:

"J. The board shall adopt necessary rules and regulations based on recommendations from the commission providing for the cessation of payments into the Proprietary School Student Protection Fund by schools licensed under the provisions of this Chapter upon the fund balance reaching a minimum of eight hundred thousand dollars and for the resumption of payments into the fund whenever the fund balance is less than seven hundred fifty thousand dollars."

K.(1) Notwithstanding the provisions of Subsection A of this Section, there is hereby established a special account within the Proprietary School Student Protection Fund to be known as the Proprietary School Student Records and Administration Account, hereafter in this Subsection referred to as the "administration account". Any balance in the Proprietary School Student Protection Fund on July 1, 2000, that exceeds eight hundred thousand dollars, as provided in Subsection F of this Section, shall be deposited into the administration account. All interest earned on the fund after July 1, 2000, shall be deposited in the administration account. All deposits made to the Proprietary School Student Protection Fund after July 1, 2000, shall be made in accordance with the provisions of this Section."

(2) Amounts from the administration account shall be pledged and dedicated solely and exclusively for costs associated with board functions as they relate to the administration of proprietary schools and for the creation of a digital student records management system."

AMENDMENT NO. 13

On page 25, line 18, between "keep" and "records" delete "electronic"

AMENDMENT NO. 14

On page 26, delete lines 6 through 10 in their entirety

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 563—
BY REPRESENTATIVE GREGORY MILLER
AN ACT

To amend and reenact R.S. 18:18(A)(8)(b), 51(C)(1)(a), 104(C)(2), 110(A), 435(B)(1)(a), 444(I), 463(A)(2)(a)(iii) and (viii), 501(C), 511(B), 532(D), 551(C)(1)(c)(iii), 565(B), 567.1(5), 571(A)(4)(a), (8), and (9), 573(E) (1), 574(B)(introductory paragraph), 1254(A), 1300.1, 1300.7(A), 1310(C)(1), 1313(C)(1) and (F)(4), and 1375, to enact R.S. 18:104(C)(3), 444(F)(2)(c) and (d), 463(A)(2)(a)(ix), 564(D)(1)(a)(v), 572(A)(1)(b)(viii), 1400.3(E)(7), and 1432(A)(3), and to repeal R.S. 18:469, 573(D), and 1400.6(B), relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code; to provide relative to elections procedures and requirements and the powers, duties, and functions of election officials; to provide for the annual voter registration week; to provide relative to vacancies in the office of registrar of voters; to provide relative to voter registration; to provide relative to watchers; to provide relative to parish executive committees; to provide for the content of the notice of candidacy; to provide relative to withdrawal of candidates; to provide relative to the establishment of precincts; to provide for the form and content of the ballot; to provide relative to assistance in voting; to provide relative to challenges of voters; to provide relative to procedures for commissioners following the termination of voting; to provide relative to evidence of election results; to provide relative to the compilation and promulgation of election returns; to provide for the nomination of slates of candidates for presidential elector; to provide for the calling of a recall election; to provide relative to the tabulation and counting of absentee by mail and early voting ballots; to provide for remedies in certain election contests; to provide for recall petitions; to provide for election expenses; to provide for effectiveness; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 563 by Representative Gregory Miller

AMENDMENT NO. 1

On page 1, line 3, delete "511(B),"

AMENDMENT NO. 2

On page 1, at the end of line 5 delete "and" and at the beginning of line 6, delete "1375," and insert "1351(9), 1353(B) and (C)(1) and (2), 1354(B)(3), 1361, 1362(A), 1373(A)(5), 1375, and 1433(A) and (B),"

AMENDMENT NO. 3

On page 1, line 7, after "572(A)(1)(b)(viii)," and before "1400.3(E)(7)," insert "1351(14),"

AMENDMENT NO. 4

On page 1, at the beginning of line 8, delete "18:469, 573(D)," and insert "18:573(D), 1351(2), (3), and (6), 1355,"

AMENDMENT NO. 5

On page 2, line 4, after "election expenses;" and before "to provide for" insert the following:

"to provide for definitions; to provide relative to rulemaking by the secretary of state; to provide relative to the examination, testing, evaluation, certification, approval, procurement, and requirements for voting systems and system components; to provide relative to the preparation of voting machines for an election; to provide relative to a revote caused by the malfunction of certain voting equipment;"

AMENDMENT NO. 6

On page 2, line 8, delete "511(B),"

AMENDMENT NO. 7

On page 2, line 10, after "(F)(4)," delete "and 1375" and insert "1351(9), 1353(B) and (C)(1) and (2), 1354(B)(3), 1361, 1362(A), 1373(A)(5), 1375, and 1433(A) and (B)"

AMENDMENT NO. 8

On page 2, line 11, after "572(A)(1)(b)(viii)," and before "1400.3(E)(7)," insert "1351(14),"

AMENDMENT NO. 9

On page 6, delete lines 18 through 26

AMENDMENT NO. 10

On page 13, between lines 3 and 4, insert the following:

"§1351. Definitions

As used in this Chapter, unless otherwise specified, the following terms shall have the meanings herein ascribed to each:

* * *

(9) "Protective counter" means a counter, tabulator, or protective device that will register each time the machine is operated during the life of the machine.

* * *

(14) "Voting system" means the total combination of equipment, including voting machines, used to define ballots, cast and count votes, report or display election results, and maintain and produce any auditable data and the software, firmware, hardware, and documentation required to program, control, and support such equipment. "Voting system" also includes the vendor's practices and documentation used to identify system components and versions of

such components, test the system during its development and maintenance, maintain records of system errors and defects, determine specific system changes made after initial certification, and make available any materials to the voter.

* * *

§1353. Secretary of state; powers and duties; voting machines systems and system components; voter registration

* * *

B. The secretary of state ~~shall~~ may prescribe uniform rules and regulations with respect to matters pertaining to the procurement, preparation, and use of voting machines and absentee by mail and early voting counting equipment systems in the conduct of elections and the duties of each category of persons charged with responsibility for any matter relating to the voting machines or absentee by mail and early voting counting equipment systems. The rules and regulations shall be approved by the attorney general and thereafter shall be distributed by the secretary of state to the election officials having responsibilities relating to elections. The rules and regulations shall be applied uniformly throughout the state.

C. In addition to any other duties and functions now or hereafter provided by law, the secretary of state shall:

(1) Determine general policy and supervise the administration and execution of the laws relating to voting machines systems.

(2) Be responsible for all procurement, sales, and transfers of voting machines and absentee by mail and early voting counting equipment systems and system components and for all matters in connection with issuing competitive bids or requests for proposals or the advertising for and opening of bids for or in connection therewith.

* * *

§1354. Parish custodian of voting machines; powers and duties; appointment of deputy custodians

* * *

B. In addition to any other duties vested in him by law, the parish custodian shall:

* * *

(3) Certify that the candidate counters, question counters, and public counters are set at zero on the machines, and certify to the number on the protective counter or device of the machines prior to the election, as provided in R.S. 18:1373.

* * *

§1361. Approval of machines and equipment voting systems or system components; certificate; expenses of examination

A. The secretary of state may examine any type or make of voting machine system or system component upon the request of a representative of the maker or supplier thereof; ~~and if he~~ If the secretary of state determines that the machine voting system or system component complies with the requirements of this Chapter and that it meets standards acceptable to him as to durability, accuracy, efficiency, and capacity, he shall approve that type or make of machine voting system or system component for use in this state and shall issue his certificate of approval thereof. Any voting system procured or used in the state shall include a sound-creating device which will audibly indicate that a voter has left the machine after casting his vote and allow for the challenge removal of early voting ballots and may include a voter verification mechanism. In addition, any electronic voting machine system or system component procured

or used in the state must have been certified according to the voluntary voting system guidelines developed and maintained by the United States Election Assistance Commission by a voting system test laboratory accredited by the United States Election Assistance Commission. This certificate, together with any relevant reports, drawings, and photographs, shall be a public record.

~~B. Any absentee by mail and early voting counting equipment to be procured for use in this state shall be certified by the secretary of state as meeting standards acceptable to him as to durability, accuracy, efficiency, and capacity.~~

~~C.~~ The secretary of state may employ experts to assist him in making the examination provided for in this Section. The expenses of the services of such experts, not to exceed a total of five hundred dollars, shall be paid prior to the examination by the person requesting examination of the machine voting system or system component. Experts employed in the examination shall sign the certificate of approval made by the secretary of state. No machine voting system or system component shall be used at any election which has not been approved by the secretary of state as ~~herein~~ provided in this Section.

§1362. Method of procuring voting machines systems or system components; parts and supplies; and of contracting for the maintenance of voting machines

A.(1) All voting machines systems or system components used in this state shall be procured by the secretary of state, out of state funds appropriated for that purpose, on the basis of a competitive request for proposals process or public bids submitted to the secretary of state in accordance with specifications prepared by him. The specifications may require tests and examinations of the operation of the machines voting systems or system components, and the secretary of state, for that purpose, may employ experts to report thereon and charge the expense thereof to the responders or bidders. Advertisement and letting of contracts for the procurement of voting machines systems or system components shall be in accordance with the Louisiana Procurement Code contained in Chapter 17 of Title 39 of the Louisiana Revised Statutes of 1950.

(2) Notwithstanding any provision of law to the contrary, particularly the provisions of Chapter 17 of Title 39 of the Louisiana Revised Statutes of 1950, the secretary of state is authorized to procure directly from the supplier, through the Department of State, voting machine systems or system components, parts, supplies, and other election paraphernalia and to contract with the manufacturer through the Department of State for the maintenance of the voting machines systems or system components.

* * *

§1373. Notice of preparation of machines for election; preparation of machines for election; testing and adjusting; examination by candidate or his representative; securing and sealing machines

A.

* * *

(5) After the machines have been prepared and tested by the secretary of state and examined by each candidate or representative, citizen, or parish board member who is present, the parish custodian shall enclose the registration books or lists and other paraphernalia and shall forthwith seal each machine with a numbered seal. At that time, the parish custodian, in the presence of the candidates or their representatives, parish board members, and any citizens who are present, shall certify to the numbers of the machines; that all of the public, candidate, and question counters are set at zero; and as to the number registered on the protective counter of the machine.

* * *"

AMENDMENT NO. 11

On page 14, between lines 5 and 6, insert the following:

"§1433. Revote in precincts ~~where voting machine because of malfunctions if result cannot be otherwise ascertained~~

A. Notwithstanding the provisions of R.S. 18:1432, if a discrepancy sufficient to change the result of the election between the total votes cast at an election and the votes counted for the candidates in the election or for or against the recall of a public officer occurs as a result of ~~a the malfunction of a voting machine malfunction or results tape and results cartridge~~, and an accurate count of the votes cast on the malfunctioning machine or results tape and results cartridge cannot be determined by the offering of circumstantial evidence or any other evidence, the court shall order a revote in the precinct where the voting machine or results tape and results cartridge malfunctioned, which shall be limited to those persons listed on the poll list as having cast their ballots in person at the polls in the election in which the machine or results tape and results cartridge malfunctioned.

B. Notwithstanding the provisions of R.S. 18:1432, if a discrepancy sufficient to change the result of the election between the total votes cast at an election and the votes counted for the candidates in the election or for or against the recall of a public officer occurs as a result of the malfunction of a voting machine or results tape and results cartridge used for early voting, and an accurate count of the votes cast on the malfunctioning machine or results tape and results cartridge cannot be determined by the offering of circumstantial evidence or any other evidence, the court shall order a revote of electronic early voting ballots in the parish where the voting machine or results tape and results cartridge used for early voting malfunctioned, which shall be limited to those persons who voted during early voting in the election.

* * *

AMENDMENT NO. 12

On page 15, line 27, after "R.S." delete "18:469, 573(D)," and insert "18:573(D), 1351(2), (3), and (6), 1355,"

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

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

HOUSE BILL NO. 578—

BY REPRESENTATIVES MAGEE, AMEDEE, CHAD BROWN, DAVIS, EDMONDS, GISCLAIR, JAMES, JORDAN, RICHARD, AND ZERINGUE AND SENATORS CHABERT, LAMBERT, WARD, AND WHITE
AN ACT

To amend and reenact R.S. 39:91(B)(1) and (2) and (C)(2)(a) and to repeal R.S. 39:91(B)(3) and (4) and (C)(2)(b), and R.S. 46:2691(A)(1)(b), relative to the Deepwater Horizon Economic Damages Collection Fund; to dedicate payments from the litigation to the Construction Subfund of the Transportation Trust Fund for transportation projects; to authorize the proceeds from the Deepwater Horizon litigation to fund certain transportation projects; to provide for certain restrictions; 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. 578 by Representative Magee

AMENDMENT NO. 1

On page 2, line 6, after "years" and before "the" delete "2020-2026," and insert "2021-2026,"

AMENDMENT NO. 2

On page 2, line 9, after "years" and before "twenty-five" delete "2020-2026," and insert "2021-2026,"

AMENDMENT NO. 3

On page 2, line 12, after "years" and before "twenty-five" delete "2020-2025," and insert "2021-2025,"

AMENDMENT NO. 4

On page 2, line 23, delete "C.(1)" and insert "C."

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. 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, 302.49(A), 302.50(A), 302.51(A), 302.52(A), 302.53(A), 302.55(A), 302.56(A), 322.15(A), 332.4(A) and 332.20(A), relative to sales and use tax on hotel occupancy; to dedicate certain state sales and use taxes collected to certain dedicated funds related to tourism and economic development; 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.

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. 610 by Representative Miguez

AMENDMENT NO. 1

On page 1, line 9, after "302.55(A)," delete the remainder of the line and insert "302.56(A), 322.15(A), 332.4(A) and 332.20(A),"

AMENDMENT NO. 2

On page 1, line 10, after "tax" and before the semicolon ";" insert "on hotel occupancy"

AMENDMENT NO. 3

On page 1, line 11, after "certain" and before "to" delete "entities;" and insert "dedicated funds related to tourism and economic development;"

AMENDMENT NO. 4

On page 2, at the beginning of line 2, delete "and 302.56(A)" and insert "302.56(A), 322.15(A), 332.4(A), and 332.20(A)"

AMENDMENT NO. 5

On page 21, between lines 14 and 15, insert the following:

"§322.15. Disposition of certain collections in St. Charles, St. John the Baptist, and St. James Parishes

A. The avails of the tax imposed by R.S. 47:321 from the sales of services as defined in R.S. 47:301(14)(a) in St. Charles, St. John the Baptist, and St. James Parishes under the provisions of R.S. 47:321(C), 321.1(C), and 322, as applicable, shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "River Parishes Convention, Tourist, and Visitors Commission Fund".

* * *

§332.4. Disposition of certain collections in St. John the Baptist Parish

A. The avails of the tax imposed by R.S. 47:302 and the avails of the tax imposed by R.S. 47:331 from the sales of services as defined in R.S. 47:301(14)(a) in the parish of St. John the Baptist under the provisions of R.S. 47:302(C), 321.1(C), 331(C), and 332, as applicable, shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "St. John the Baptist Convention Facility Fund".

* * *

§332.20. Disposition of certain collections in St. Landry Parish

A. The avails of the tax imposed by R.S. 47:302, the avails of the tax imposed by R.S. 47:321, and the avails of the tax imposed by R.S. 47:331 from the sales of services as defined in R.S. 47:301(14)(a) in the parish of St. Landry under the provisions of R.S. 47:302(C), 321(C), 321.1(C), 322, 331(C), and 332, as applicable, shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such funds into a special fund which is hereby created in the state treasury and designated as the "St. Landry Parish Historical Development Fund No. 1". All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies in the state general fund, and all interest earned shall be deposited in the state general fund. The monies in the fund shall be used solely as provided by Subsection B of this Section and only in the amounts appropriated by the legislature.

* * *

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. 613 (Substitute for House Bill No. 233 by Representative Wright)—
BY REPRESENTATIVE WRIGHT
AN ACT

To amend and reenact R.S. 37:1864.3, relative to the transactions of secondhand dealers; to provide for precious metals; to provide for other metals; to remove restrictions relative to the buying and selling of precious metals and other metals by secondhand dealers; to provide for limitations; to provide for multiple transactions; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 548—
BY REPRESENTATIVE COX
AN ACT

To amend and reenact R.S. 15:587(A)(2)(a) and (b) relative to the Louisiana Bureau of Criminal Identification and Information's duty to provide information; to authorize the release of certain criminal history information to the Department of Children and Family Services; to grant the department the authority to receive such information; and to provide for related matters.

Called from the calendar.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 548 by Representative Cox

AMENDMENT NO. 1

On page 1, line 2, after "and (b)" and before "relative to" insert "and 587.1(A)(1)(a), to enact R.S. 15:587.1.2, R.S. 40:2008.10, and R.S. 46:51.2(I), and to repeal R.S. 40:1203.1(3)(u),"

AMENDMENT NO. 2

On page 1, at the beginning of line 6, insert the following:

"to provide relative to the provision of information to protect children; to provide relative to the provision of information to protect children who receive services at a therapeutic group home; to provide relative to criminal history record information of certain persons who own, operate, or manage a therapeutic group home or who are employees, contractors, volunteers, or interns of a therapeutic group home; to provide relative to the confidentiality and use of the criminal history records; to provide relative to the procedures to obtain and costs of the background check; to prohibit the employment of certain individuals in a Child Care Institution; to provide relative to criminal history records checks of individuals employed by a Child Care Institution; to provide for an effective date;"

AMENDMENT NO. 3

On page 1, line 8, after "(b)" delete the remainder of the line and insert the following:

"and 587.1(A)(1)(a) are hereby amended and reenacted and R.S. 15:587.1.2 is hereby enacted to read"

AMENDMENT NO. 4

On page 3, delete lines 11 through 15 in their entirety and insert the following:

"§587.1. Provision of information to protect children

A.(1)(a) As provided in R.S. 15:825.3, R.S. 17:15, 407.42, and 407.71, Children's Code Article 424.1, and R.S. 46:51.2 and 1441.13, any employer or others responsible for the actions of one or more persons who have been given or have applied to be considered for a position of supervisory or disciplinary authority over children, and as provided in R.S. 46:51.2(A), the Department of Children and Family Services as employer of one or more persons who have been given or have applied to be considered for a position whose duties include the investigation of child abuse or neglect, supervisory or disciplinary authority over children, direct care of a child, or performance of licensing surveys, and as provided in R.S. 46:51.2(I), a Child Care Institution as a direct or indirect employer of an individual shall request in writing that the bureau supply information to ascertain whether that person or persons have been arrested for or convicted of, or pled nolo contendere to, any criminal offense. The request must be on a form prepared by the bureau and signed by a responsible officer or official of the organization or department making the request. It must include a statement signed by the person about whom the request is made which gives his permission for such information to be released.

* * *

§587.1.2. Provision of information to protect children who receive services at a therapeutic group home

A.(1) As provided in R.S. 40:2008.10, the Louisiana Department of Health shall request in writing that the bureau supply information to ascertain whether the persons listed in Paragraph (2) of this Subsection have been arrested for or convicted of, or pled nolo contendere to, any criminal offense. The request shall be on a form prepared by the bureau and signed by a responsible official of the Louisiana Department of Health making the request. The request shall include a statement signed by the person about whom the request is made which gives his permission for such information to be released.

(2)(a) The persons to which this Section applies include:

(i) Any person who owns, operates, or manages a licensed therapeutic group home.

(ii) Any person who has applied for a license to operate a therapeutic group home.

(iii) Any person who is employed by, is contracted by, volunteers at, or interns with a therapeutic group home.

(iv) Any person who has applied to be employed or contracted by a therapeutic group home.

(v) Any person who has applied to volunteer or intern with a therapeutic group home.

(b) This Section shall not apply to contractors and other individuals providing a service at the therapeutic group home who are not employees, volunteers, interns, or contracted members of the staff of the therapeutic group home, including but not limited to plumbers, landscapers, or visiting resources.

(3) In responding to a request for information as provided for in Paragraph (1) of this Subsection, the bureau shall make available a

record of all criminal arrests and convictions of the person prior to the date of the request.

(4) The Louisiana Department of Health, as recipient of the information from the bureau, shall maintain the confidentiality of such criminal history information in accordance with applicable federal or state law.

B.(1) Upon receiving a request pursuant to the provisions of R.S. 40:2008.10 that meets the requirements of Subsection A of this Section, the bureau shall survey its criminal history records and identification files and make a simultaneous request of the Federal Bureau of Investigation for like information from other jurisdictions. The bureau shall provide a report promptly and in writing, but provide only such information as is necessary to specify whether or not that person has been arrested for or convicted of or pled nolo contendere to any crime or crimes, the crimes of which he has been arrested for or convicted of or to which he has pled nolo contendere, and the date or dates on which they occurred. The report provided pursuant to the provisions of this Subsection shall include arrests, convictions, or other dispositions, including convictions dismissed pursuant to Code of Criminal Procedure Article 893 or 894.

(2)(a) When an individual's record contains information which has been expunged, the bureau shall include in its report to the Louisiana Department of Health the date of the arrest and a notation that the individual's record contains information which has been expunged and that the requestor may contact the bureau in order to obtain further information regarding the expunged information.

(b) The bureau shall establish policies and procedures by which the Louisiana Department of Health may be furnished with expunged information. These policies and procedures shall not require the Louisiana Department of Health to personally appear at the office of the bureau in order to obtain access to the expunged information.

(c) The Louisiana Department of Health shall maintain the confidentiality of the information as provided by law, and the expunged information shall not be deemed a public record.

(d) The information may be used or admitted as evidence in any court proceeding or employment or disciplinary hearing in which the Louisiana Department of Health is an authorized participant.

C. The provisions of R.S. 40:2008.10 shall govern the ownership by, management by, and employment of persons at a therapeutic group home who have been convicted of, or pled guilty or nolo contendere to, any of the following crimes:

(1) R.S. 14:28.1, 30, 30.1, 31, 32.6, 32.7, 32.8, 32.12, 35.2, 38.1, 40.1, 40.3, 40.7, 41, 42, 42.1, 43, 43.1, 43.1.1, 43.2, 43.3, 43.4, 43.5, 44, 44.1, 44.2, 45, 46.4, 66, 74, 79.1, 80, 80.1, 81, 81.1, 81.2, 81.3, 81.4, 81.5, 82, 82.1, 82.2, 83, 83.1, 83.2, 83.3, 83.4, 85, 86, 89, 89.1, 89.2, 92, 93, 93.2.1, 93.3, 93.4, 93.5, 106, 282, 283, 283.1, 284, or 286; crimes of violence as defined in R.S. 14:2(B); sex offenses as defined in R.S. 15:541; or the attempt or conspiracy to commit any of these offenses.

(2) R.S. 40:966(A), 967(A), 968(A), 969(A), and 970(A), or the attempt or conspiracy to commit any of these offenses.

(3) A violation of R.S. 14:67 that is a felony, that involves the taking of assets of an aged person or person with a disability, or that is the offender's second or subsequent violation of the offense, or the attempt or conspiracy to commit any of these offenses.

(4) Those of a jurisdiction other than Louisiana which, in the judgment of the bureau employee charged with responsibility for responding to the request, would constitute a crime under the provisions cited in this Subsection.

(5) Those under the Federal Criminal Code having analogous elements of criminal and moral turpitude.

D. Notwithstanding Subsection C of this Section, the Louisiana Department of Health may, at its discretion, approve a waiver for a person who has a conviction for aggravated battery (R.S. 14:34) or aggravated assault (R.S. 14:37), or for a drug-related offense provided for in R.S. 40:966(A), 967(A), 968(A), 969(A), or 970(A), if the conviction was at least five years from the date of the request for waiver.

E. The costs of any criminal background check which is required under this Section or R.S. 40:2008.10 shall be the responsibility of the therapeutic group home.

F. The Louisiana Department of Health may adopt rules and regulations in accordance with the Administrative Procedure Act to implement the provisions of this Section.

Section 2. R.S. 40:2008.10 is hereby enacted to read as follows:

§2008.10. Therapeutic group homes licensed by the Louisiana Department of Health; requirements; criminal background checks; grounds for denial and revocation

A. No person who has been convicted of or pled nolo contendere to a crime listed in RS 15:587.1.2(C), or whose name is recorded on the state central registry within the Department of Children and Family Services as a perpetrator for a justified finding of abuse or neglect of a child or whose name is on any other state's child abuse and neglect registry or repository, may be the owner, manager, or administrator of a therapeutic group home, be employed or contracted by a therapeutic group home, or be a volunteer or intern, paid or unpaid, at a therapeutic group home. The cost of any criminal background check or state central registry check which may be required by the Louisiana Department of Health as proof of compliance with this Section shall be the responsibility of the therapeutic group home.

B.(1)(a) The provisions of this Section shall apply to the following persons:

(i) Any person who owns, operates, or manages a licensed therapeutic group home.

(ii) Any person who has applied for a license to operate a therapeutic group home.

(iii) Any person who is employed by, is contracted by, volunteers at, or interns with a therapeutic group home.

(iv) Any person who has applied to be employed or contracted by a therapeutic group home.

(v) Any person who has applied to volunteer or intern with a therapeutic group home.

(b) This Section shall not apply to contractors and other individuals providing a service at the therapeutic group home who are not employees, volunteers, interns, or contracted members of the state of the therapeutic group home, including but not limited to plumbers, landscapers, or visiting resources.

(2) The Louisiana Department of Health shall request, consistent with the provisions of R.S. 15:587.2, from the Bureau of Criminal Identification and Information, information concerning whether or not any of the persons listed in Paragraph (1) of this Subsection has been arrested for, convicted of, or pled nolo contendere to any criminal offense.

(3) The therapeutic group home shall request information from the Department of Children and Family Services as to whether the

individual's name is recorded on the state central registry as a perpetrator for a justified finding of abuse or neglect of a child.

(4) For any individual subject to these provisions that has lived in any other state within the last five years, the Louisiana Department of Health shall request information from those states' child abuse and neglect registry or repository as to whether the individual's name is recorded on that state's registry or repository.

(5) The Louisiana Department of Health may request any information necessary from the therapeutic group home, any person subject to the provisions of this Section, or any other appropriate agency, to ensure compliance with this Section.

(6) The Louisiana Department of Health shall require and provide for the submission of a person's fingerprints in a form acceptable to the Louisiana Bureau of Criminal Identification and Information.

(7)(a) For any therapeutic group home licensed on or before October 1, 2019, the licensee shall submit to the Louisiana Department of Health by October 15, 2019, a list of all owners, managers, administrators, employees, contractors, volunteers, and interns of the therapeutic group home as of October 15, 2019. Each person listed shall submit his fingerprints to the Louisiana Bureau of Criminal Identification and Information by October 15, 2019. Each person shall also submit an attestation to the Louisiana Department of Health on a form provided by the department wherein the person attests that his fingerprints have been submitted. The attestation shall be received by the department by October 20, 2019. A person who has timely submitted his fingerprints to the Louisiana Bureau of Criminal Identification and Information may continue to own, manage, administer, be employed by, be contracted by, volunteer with, or intern with the therapeutic group home until the Louisiana Department of Health receives and reviews the information or report from the Louisiana Bureau of Criminal Identification and Information.

(b) If the information reveals that the person cannot be an owner pursuant to Subsection A of this Section, the therapeutic group home shall immediately remove the person from ownership or shall immediately surrender its license.

(c) If the information reveals that the person cannot be a manager, administrator, employee, contractor, volunteer, or intern with the therapeutic group home pursuant to Subsection A of this Section, the Louisiana Department of Health shall notify the licensed therapeutic group home and the therapeutic group home shall immediately terminate the person.

(8) For any therapeutic group home licensed on or before October 1, 2019, no new owner may be obtained and no new administrator, manager, employee, contractor, volunteer, or intern may be hired after October 15, 2019, until such person has submitted his fingerprints to the Louisiana Bureau of Criminal Identification and Information and the Louisiana Department of Health has received and reviewed the information or report from the Louisiana Bureau of Criminal Identification and Information and confirmed that the person can be an owner, administrator, manager, employee, contractor, volunteer, or intern pursuant to Subsection A of this Section.

(9)(a) Any therapeutic group home that submits a licensing application to the Louisiana Department of Health after October 1, 2019, shall submit with the licensing application a list of all proposed owners, administrators, managers, employees, contractors, volunteers, and interns. No new therapeutic group home may be licensed after October 1, 2019, until all persons listed have submitted fingerprints to the Louisiana Bureau of Criminal Identification and Information and the Louisiana Department of Health has received and reviewed the information or report from the Louisiana Bureau of Criminal Identification and Information and confirmed that the

person can be an owner, administrator, manager, employee, contractor, volunteer, or intern pursuant to Subsection A of this Section.

(b) No new owner may be obtained and no new administrator, manager, employee, contractor, volunteer, or intern may be hired by the therapeutic group home after submitting the initial license application, until that person has submitted fingerprints to the Louisiana Bureau of Criminal Identification and Information and the Louisiana Department of Health has received and reviewed the information or report from the Louisiana Bureau of Criminal Identification and Information and confirmed that the person can be an owner, administrator, manager, employee, contractor, volunteer, or intern pursuant to Subsection A of this Section.

(10) The Louisiana Department of Health may charge a processing fee not to exceed fifteen dollars, and may collect from the therapeutic group home the charges and processing fees charged by the Bureau of Criminal Identification and Information for a state criminal history report, the Federal Bureau of Investigation for a federal criminal history information report, and any other state's registry or repository of abuse and neglect. The Louisiana Department of Health shall timely submit the appropriate charges and processing fees to the appropriate agencies.

(11) In addition to other sanctions that may be imposed on the therapeutic group home, the Louisiana Department of Health may also deny, revoke, or refuse to renew the license of a therapeutic group home who violates the provision of this Section.

C. The Louisiana Department of Health may adopt rules and regulations in accordance with the Administrative Procedure Act to implement the provisions of this Section.

Section 3. R.S. 46:51.2(I) is hereby enacted to read as follows:

§51.2. Criminal history and central registry information

* * *

I.(1) Notwithstanding any other provision of law to the contrary, no individual shall be employed, directly or indirectly, by a Child Care Institution as defined in 45 CFR 1355.20, that is licensed by the department until both of the following conditions are met:

(a) The individual has submitted his fingerprints to the Louisiana Bureau of Criminal Identification and Information for a criminal history records check and it has been determined that the person has not been convicted of or pled nolo contendere to a crime listed in R.S. 15:587.1(C).

(b) The provider has requested that the department and any other state in which the individual has resided in the last five years conduct a search of the state central registry of justified abuse or neglect reports and it has been determined that the individual's name is not recorded therein. If the individual's name is or was recorded on the department's state central registry, the individual may make a formal written request to the division of administrative law for an administrative appeal of justified determination in accordance with Children's Code Article 616.1.1 and the procedures promulgated by the department.

(2) This Subsection shall not apply to contractors and other individuals providing a service at the Child Care Institution who are not employees or contracted members of the staff of the Child Care Institution, including but not limited to plumbers, landscapers, or visiting resources.

(3) The department shall promulgate rules and regulations, in accordance with the Administrative Procedure Act, necessary to implement the provisions of this Subsection.

Section 4. R.S. 40:1203.1(3)(u) is hereby repealed in its entirety.

Section 5. This Act shall become effective on October 1, 2019."

Rep. Cox moved to reject the amendments, which motion was agreed to.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cox to Original House Bill No. 548 by Representative Cox

AMENDMENT NO. 1

On page 1, line 2, after "and (b)" and before "relative to" insert "and 587.1(A)(1)(a) and to enact R.S. 15:587.1.2 and R.S. 40:2008.10,"

AMENDMENT NO. 2

On page 1, at the beginning of line 6, insert the following:

"to provide relative to the provision of information to protect children; to provide relative to the provision of information to protect children who receive services at a therapeutic group home and child care institutions; to provide relative to criminal history record information of certain persons who own, operate, or manage a therapeutic group home or who are employees, contractors, volunteers, or interns of a therapeutic group home; to provide relative to the procedures to obtain and costs of the background check;"

AMENDMENT NO. 3

On page 1, line 8, after "(b)" delete the remainder of the line and insert the following:

"and 587.1(A)(1)(a) are hereby amended and reenacted and R.S. 15:587.1.2 is hereby enacted to read"

AMENDMENT NO. 4

On page 3, between lines 10 and 11, insert the following:

"§587.1. Provision of information to protect children

A.(1)(a) As provided in R.S. 15:825.3, R.S. 17:15, 407.42, and 407.71, Children's Code Article 424.1, and R.S. 46:51.2 and 1441.13, any employer or others responsible for the actions of one or more persons who have been given or have applied to be considered for a position of supervisory or disciplinary authority over children, and as provided in R.S. 46:51.2(A), the Department of Children and Family Services as employer of one or more persons who have been given or have applied to be considered for a position whose duties include the investigation of child abuse or neglect, supervisory or disciplinary authority over children, direct care of a child, or performance of licensing surveys, and as provided in 45 CFR 1355.20, a Child Care Institution as an employer of an individual employee including contract employees, shall request in writing that the bureau supply information to ascertain whether that person or persons have been arrested for or convicted of, or pled nolo contendere to, any criminal offense. The request must be on a form prepared by the bureau and signed by a responsible officer or official of the organization or department making the request. It must include a statement signed by the person about whom the request is made which gives his permission for such information to be released.

* * *

§587.1.2. Provision of information to protect children who receive services at a therapeutic group home

A.(1) As provided in R.S. 40:2008.10, the Louisiana Department of Health shall request in writing that the bureau supply information to ascertain whether the persons listed in Paragraph (2) of this Subsection have been arrested for or convicted of, or pled nolo contendere to, any criminal offense. The request shall be on a form prepared by the bureau and signed by a responsible official of the Louisiana Department of Health making the request. The request shall include a statement signed by the person about whom the request is made which gives his permission for such information to be released.

(2)(a) The persons to which this Section applies include:

(i) Any person who owns, operates, or manages a licensed therapeutic group home.

(ii) Any person who has applied for a license to operate a therapeutic group home.

(iii) Any person who is employed by, is contracted by, volunteers at, or interns with a therapeutic group home.

(iv) Any person who has applied to be employed or contracted by a therapeutic group home.

(v) Any person who has applied to volunteer or intern with a therapeutic group home.

(b) This Section shall not apply to contractors and other individuals providing a service at the therapeutic group home who are not employees, volunteers, interns, or contracted members of the staff of the therapeutic group home, including but not limited to plumbers, landscapers, or visiting resources.

(3) In responding to a request for information as provided for in Paragraph (1) of this Subsection, the bureau shall make available a record of all criminal arrests and convictions of the person prior to the date of the request.

(4) The Louisiana Department of Health, as recipient of the information from the bureau, shall maintain the confidentiality of such criminal history information in accordance with applicable federal or state law.

B.(1) Upon receiving a request pursuant to the provisions of R.S. 40:2008.10 that meets the requirements of Subsection A of this Section, the bureau shall survey its criminal history records and identification files and make a simultaneous request of the Federal Bureau of Investigation for like information from other jurisdictions. The bureau shall provide a report promptly and in writing, but provide only such information as is necessary to specify whether or not that person has been arrested for or convicted of or pled nolo contendere to any crime or crimes, the crimes of which he has been arrested for or convicted or to which he has pled nolo contendere, and the date or dates on which they occurred. The report provided pursuant to the provisions of this Subsection shall include arrests, convictions, or other dispositions, including convictions dismissed pursuant to Code of Criminal Procedure Article 893 or 894.

(2)(a) When an individual's record contains information which has been expunged, the bureau shall include in its report to the Louisiana Department of Health the date of the arrest and a notation that the individual's record contains information which has been expunged and that the requestor may contact the bureau in order to obtain further information regarding the expunged information.

(b) The bureau shall establish policies and procedures by which the Louisiana Department of Health may be furnished with expunged information. These policies and procedures shall not require the Louisiana Department of Health to personally appear at the office of the bureau in order to obtain access to the expunged information.

(c) The Louisiana Department of Health shall maintain the confidentiality of the information as provided by law, and the expunged information shall not be deemed a public record.

C. The costs of any criminal background check which is required under this Section or R.S. 40:2008.10 shall be the responsibility of the therapeutic group home.

D. The Louisiana Department of Health may adopt rules and regulations in accordance with the Administrative Procedure Act to implement the provisions of this Section.

Section 2. R.S. 40:2008.10 is hereby enacted to read as follows:

§2008.10. Therapeutic group homes licensed by the Louisiana Department of Health; state central registry of child abuse and neglect; criminal background checks

A.(1)(a) The provisions of this Section shall apply to the following persons:

(i) Any person who owns, operates, or manages a licensed therapeutic group home.

(ii) Any person who has applied for a license to operate a therapeutic group home.

(iii) Any person who is employed by, is contracted by, volunteers at, or interns with a therapeutic group home.

(iv) Any person who has applied to be employed or contracted by a therapeutic group home.

(v) Any person who has applied to volunteer or intern with a therapeutic group home.

(b) This Section shall not apply to contractors and other individuals providing a service at the therapeutic group home who are not employees, volunteers, interns, or contracted members of the state of the therapeutic group home, including but not limited to plumbers, landscapers, or visiting resources.

(2) The Louisiana Department of Health shall request, consistent with the provisions of R.S. 15:587.2, from the Bureau of Criminal Identification and Information, information concerning whether or not any of the persons listed in Paragraph (1) of this Subsection has been arrested for, convicted of, or pled nolo contendere to any criminal offense.

(3) The therapeutic group home shall request information from the Department of Children and Family Services as to whether the individual's name is recorded on the state central registry as a perpetrator for a justified finding of abuse or neglect of a child.

(4) For any individual subject to these provisions that has lived in any other state within the last five years, the Louisiana Department of Health shall request information from those states' child abuse and neglect registry or repository as to whether the individual's name is recorded on that state's registry or repository.

(5) The Louisiana Department of Health may request any information necessary from the therapeutic group home, any person subject to the provisions of this Section, or any other appropriate agency, to ensure compliance with this Section.

(6) The Louisiana Department of Health shall require and provide for the submission of a person's fingerprints in a form acceptable to the Louisiana Bureau of Criminal Identification and Information.

(7) The Louisiana Department of Health may charge a processing fee not to exceed fifteen dollars, and may collect from the

therapeutic group home the charges and processing fees charged by the Bureau of Criminal Identification and Information for a state criminal history report, the Federal Bureau of Investigation for a federal criminal history information report, and any other state's registry or repository of abuse and neglect. The Louisiana Department of Health shall timely submit the appropriate charges and processing fees to the appropriate agencies.

B. The Louisiana Department of Health may adopt rules and regulations in accordance with the Administrative Procedure Act to implement the provisions of this Section."

AMENDMENT NO. 5

On page 3, line 11, change "Section 2." to "Section 3."

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

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

Reconsideration

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

HOUSE BILL NO. 183—

BY REPRESENTATIVE COX

AN ACT

To amend and reenact R.S. 30:906.1, relative to surface mining and reclamation fees; to levy an annual reclamation fee; and to provide for related matters.

Read by title.

On motion of Rep. Cox, 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 Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Acting Speaker Carmody in the Chair

Suspension of the Rules

On motion of Rep. Barras, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 544—

BY REPRESENTATIVES BARRAS, BAGNERIS, MARCELLE, MOSS, AND NORTON AND SENATOR ALARIO

AN ACT

To amend and reenact R.S. 27:241(A), 241.1, 243(C), 247, and 270(A)(3), and Subpart P-1 of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:100.81, relative to the land-based casino operating contract; to provide relative to the duration of the primary contract term and the duration of renewal terms; to authorize a renewal term of thirty years when certain conditions are met; to provide relative to compensation paid to the Louisiana Gaming Control Board; to provide for a specific amount to be paid to the Louisiana Gaming Control Board and to provide for disposition and use of such monies; to provide relative to the exercise of a call option to the leasehold interest in the official gaming establishment; to provide for the deposit of monies into certain special treasury funds; to provide with respect to the Community Water Enrichment Fund And Other

Improvements and accounts therein; to provide relative to the contract and payment for casino support services; to provide for a specific amount to be paid to the governing authority for the parish where the official gaming establishment is located for providing casino support services; to provide relative to the casino gaming operator's authority to conduct and offer non-casino gaming activities and operations; to provide for certain restrictions on certain non-casino gaming activities including restaurants and hotels; to provide relative to a memorandum of understanding and agreement between the casino gaming operator and the Greater New Orleans Hotel and Lodging Association; to provide relative to a memorandum of understanding and agreement between the casino gaming operator and the Louisiana Restaurant Association; 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. 544 by Representative Barras

AMENDMENT NO. 1

On page 1, line 12, following "Enrichment" delete "Fund"

AMENDMENT NO. 2

On page 1, line 13, following "Improvements" and before "and" insert "Fund"

AMENDMENT NO. 3

On page 10, line 20, change "agreed upon" to "agreed-upon"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barras to Engrossed House Bill No. 544 by Representative Barras

AMENDMENT NO. 1

On page 1, line 9, after "monies;" and before "to" insert the following:

"to provide for a specific amount to be paid to the state and to provide for disposition and use of such monies; to provide relative to funding for the Louisiana Cancer Research Center of the LSU Health Sciences Center in New Orleans/Tulane Health Sciences Center;"

AMENDMENT NO. 2

On page 6, line 8, change "Louisiana Gaming Control Board" to "state"

AMENDMENT NO. 3

On page 6, line 9, after "Subsection" and before the period "." insert the following:

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"which shall be used solely for the purpose of providing funding to the Louisiana Cancer Research Center of the LSU Health Sciences Center in New Orleans/Tulane Health Sciences Center"

AMENDMENT NO. 4

On page 11, line 14, after "firm." delete the remainder of the line and insert the following:

"For those hotel rooms added after 2019 and authorized by the"

AMENDMENT NO. 5

On page 16, line 25, after "27:270(A)(3)(b)(ii)(bb)" and before the comma "2" insert "or (c)(ii)(bb)"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed House Bill No. 544 by Representative Barras

AMENDMENT NO. 1

On page 1, line 8, after "Board;" and before "to provide" insert the following:

"to provide relative to the Compulsive and Problem Gaming Fund;"

AMENDMENT NO. 2

On page 6, line 24, after "dollars" and before the period "2" insert a comma "2" and insert the following:

"of which five hundred thousand dollars shall be deposited in and credited to the Compulsive and Problem Gaming Fund established in R.S. 28:842"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

- Mr. Speaker, Abraham, Abramson, Adams, Anders, Armes, Bacala, Bagley, Bagneris, Berthelot, Billiot, Bishop, Bouie, Bourriaque, Brass, Brown, C., Brown, T., Carmody, Carpenter, Carter, G., Dwight, Emerson, Foil, Franklin, Gaines, Gisclair, Glover, Guinn, Harris, J., Henry, Hilferty, Hill, Hoffmann, Hollis, Howard, Huval, Ivey, James, Jefferson, Jenkins, Leger, Lyons, Mack, Magee, Marcelle, Marino, McFarland, McMahan, Miller, D., Moore, Morris, Jay, Moss, Muscarello, Norton, Pearson, Pierre, Pope, Pugh, Schexnayder, Smith

- Carter, S., Chaney, Connick, Coussan, Cox, DeVillier, DuBuisson, Duplessis, Johnson, R., Jones, Jordan, LaCombe, Landry, N., Landry, T., Larvadain, LeBas, Stagni, Stefanski, Stokes, Talbot, Thomas, Turner, Wright, Zeringue

Total - 84

NAYS

- Amedee, Falconer, Harris, L., Hodges, Horton, Johnson, M., Miguez, Miller, G., White

Total - 9

ABSENT

- Carter, R., Crews, Davis, Edmonds, Garofalo, Jackson, Leopold, Morris, Jim, Pylant, Richard, Seabaugh, Simon

Total - 12

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Barras 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.

Consent to Correct a Vote Record

Rep. White requested the House consent to correct her vote on final passage of House Bill No. 544 from yea to nay, which consent was unanimously granted.

Speaker Barras in the Chair

HOUSE BILL NO. 356—

BY REPRESENTATIVE HENRY AND SENATOR MARTINY AN ACT

To amend and reenact R.S. 15:833(A), relative to the department of corrections; to provide relative to inmate contact with persons outside of a correctional institution; to provide that an inmate who sustains serious bodily injury that requires admittance to certain healthcare facilities is entitled to visitation with immediate family members under certain circumstances; to provide relative to the notice provided to the inmate's immediate family with respect to visitation; to provide for definitions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Henry to Engrossed House Bill No. 356 by Representative Henry

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert the following:

"R.S. 15:833(A)(1)(b) and (c)(i), (ii), and (iii) and to enact R.S. 15:833(A)(1)(c)(vi), relative to the department of corrections; to provide"

AMENDMENT NO. 2

On page 1, line 5, change "certain healthcare" to "medical"

AMENDMENT NO. 3

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

"at the medical facility; to amend the definition of "serious bodily injury"; to amend the definition of "immediate family"; to provide relative to the security procedures and policies of the visitation;"

AMENDMENT NO. 4

On page 1, line 10, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 15:833(A)(1)(b) and (c)(i), (ii), and (iii) is hereby amended and reenacted and R.S. 15:833(A)(1)(c)(vi) is hereby enacted to read as follows:"

AMENDMENT NO. 5

On page 1, line 12, after "A.(1)" delete the remainder of the line and delete lines 13 and 14 in their entirety and insert asterisks "*"

AMENDMENT NO. 6

On page 1, at the beginning of line 15, delete "(2)(a)" and insert "(b)"

AMENDMENT NO. 7

On page 1, delete line 16 in its entirety and insert the following:

"~~an intensive care unit or trauma center~~ a medical facility, the warden or other governing authority of"

AMENDMENT NO. 8

On page 1, delete line 19 in its entirety and insert the following:

"inmate to ~~the intensive care unit or trauma center~~ a medical facility."

AMENDMENT NO. 9

On page 2, at the beginning of line 1, delete "~~(c)(b)(i)~~" and insert "(c)(i)"

AMENDMENT NO. 10

On page 2, line 2, after "admittance to" delete the remainder of the line and insert the following:

"~~an intensive care unit or trauma center~~ a medical facility."

AMENDMENT NO. 11

On page 2, delete line 5 in its entirety and insert the following:

"~~intensive care unit or trauma center~~ medical facility, unless the warden or other governing authority"

AMENDMENT NO. 12

On page 2, line 13, change "intensive care unit" to "medical facility"

AMENDMENT NO. 13

On page 2, delete lines 14 through 29 in their entirety and insert the following:

"(ii) For purposes of this Paragraph, "serious bodily injury" means bodily injury that involves ~~unconsciousness, extreme physical pain or~~ protracted and obvious disfigurement, or protracted loss or impairment of the function of a bodily member, organ, or mental faculty, or a substantial risk of death.

(iii) For purposes of this Paragraph, "immediate family" means a spouse, child, parent, stepparent, sibling, stepsibling, grandchild, or grandparent of the inmate. If all persons defined as "immediate family" of the inmate are deceased, "immediate family" shall also include siblings of the inmate's parents.

* * *

AMENDMENT NO. 14

On page 3, delete lines 1 through 13 in their entirety and insert the following:

"(vi) The visitation shall follow all security procedures and policies of the correctional facility, jail, or other detention center and the medical facility where the inmate is being housed.

* * *

On motion of Rep. Henry, 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	Falconer	LeBas
Abraham	Foil	Lyons
Abramson	Franklin	Mack
Adams	Gaines	Magee
Amedee	Garofalo	Marcelle
Anders	Gisclair	Marino
Armes	Glover	McFarland
Bacala	Guinn	McMahen
Bagley	Harris, J.	Miguez
Berthelot	Harris, L.	Miller, D.
Billiot	Henry	Miller, G.
Bishop	Hilferty	Moore
Bouie	Hill	Morris, Jay
Bourriaque	Hodges	Moss
Brass	Hoffmann	Muscarello
Brown, C.	Hollis	Norton
Brown, T.	Horton	Pearson
Carmody	Howard	Pierre
Carpenter	Huval	Pope
Carter, G.	Jackson	Pugh
Carter, S.	James	Schexnayder
Chaney	Jefferson	Smith
Connick	Jenkins	Stagni
Coussan	Johnson, M.	Stefanski
Cox	Johnson, R.	Stokes
DeVillier	Jones	Talbot
DuBuisson	Jordan	Thomas
Duplessis	LaCombe	Turner
Dwight	Landry, N.	White
Edmonds	Landry, T.	Wright
Emerson	Larvadain	Zeringue

Total - 93

NAYS

Total - 0

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ABSENT

Bagneris Ivey Pylant
Carter, R. Leger Richard
Crews Leopold Seabaugh
Davis Morris, Jim Simon
Total - 12

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. 395—
BY REPRESENTATIVE STEVE CARTER
AN ACT

To amend and reenact R.S. 17:407.30(D) and (E), relative to funding for early childhood education; to provide relative to the Louisiana Early Childhood Education Fund; to provide relative to the use of money in the fund; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Steve Carter to Engrossed House Bill No. 395 by Representative Steve Carter

AMENDMENT NO. 1

On page 2, line 4, between "children who" and "are eligible" insert "are ages birth through two and whose parents"

AMENDMENT NO. 2

On page 2, line 5, after "Program" insert a period "." and delete "and who are ages birth through two."

On motion of Rep. Steve Carter, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Falconer Leger
Abraham Foil Lyons
Abramson Franklin Mack
Adams Gaines Magee
Amedee Garofalo Marcelle
Anders Gisclair Marino
Armes Glover McFarland
Bacala Guinn McMahan
Bagley Harris, J. Miguez
Bagneris Harris, L. Miller, D.
Berthelot Henry Miller, G.
Billiot Hillferty Moore
Bishop Hill Morris, Jay
Bouie Hodges Moss
Bourriaque Hoffmann Muscarello
Brass Hollis Norton
Brown, C. Horton Pearson

Brown, T. Howard Pierre
Carmody Huval Pope
Carpenter Ivey Pugh
Carter, G. Jackson Schexnayder
Carter, S. James Seabaugh
Chaney Jefferson Smith
Connick Jenkins Stagni
Coussan Johnson, M. Stefanski
Cox Johnson, R. Stokes
Crews Jones Talbot
DeVillier Jordan Thomas
DuBuisson LaCombe Turner
Duplessis Landry, N. White
Dwight Landry, T. Wright
Edmonds Larvadain Zeringue
Emerson LeBas
Total - 98

NAYS

Total - 0

ABSENT

Carter, R. Morris, Jim Simon
Davis Pylant
Leopold Richard
Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Leger 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. 397—
BY REPRESENTATIVE BAGNERIS
AN ACT

To enact Code of Criminal Procedure Article 885.1(E), relative to suspension of driving privileges; to provide relative to the surrender of driver's licenses of persons who fail to pay criminal fines; to prohibit the court from ordering the surrender of a driver's license of a person who is financially unable to pay; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.20(A), Rep. Bagneris gave notice of his intention to call House Bill No. 397 from the calendar on Tuesday, May 7, 2019.

HOUSE BILL NO. 403—
BY REPRESENTATIVE NANCY LANDRY
AN ACT

To enact R.S. 1:55(A)(8), relative to legal holidays for public schools; to provide that the first Tuesday after the first Monday in November in even-numbered years shall be a holiday for public schools in certain parishes; and to provide for related matters.

Read by title.

Rep. Nancy Landry moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Falconer	Mack
Abraham	Foil	Magee
Abramson	Franklin	Marcelle
Adams	Gaines	Marino
Amedee	Garofalo	McFarland
Anders	Gisclair	McMahan
Armes	Glover	Miguez
Bacala	Guinn	Miller, D.
Bagley	Harris, J.	Miller, G.
Bagneris	Harris, L.	Moore
Berthelot	Henry	Morris, Jay
Billiot	Hilferty	Moss
Bishop	Hill	Muscarello
Bouie	Hodges	Norton
Bourriaque	Hoffmann	Pearson
Brass	Hollis	Pierre
Brown, C.	Horton	Pope
Brown, T.	Howard	Pugh
Carmody	Ivey	Pylant
Carpenter	Jackson	Schexnayder
Carter, G.	James	Seabaugh
Carter, S.	Jefferson	Smith
Chaney	Jenkins	Stagni
Connick	Johnson, M.	Stefanski
Coussan	Johnson, R.	Stokes
Cox	Jones	Talbot
Crews	Jordan	Thomas
DeVillier	Landry, N.	Turner
DuBuisson	Landry, T.	White
Duplessis	Larvadain	Wright
Dwight	LeBas	Zeringue
Edmonds	Leger	
Emerson	Lyons	

Total - 97

NAYS

Total - 0

ABSENT

Carter, R.	LaCombe	Richard
Davis	Leopold	Simon
Huval	Morris, Jim	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Nancy Landry moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 404—
BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 39:100.116(A)(13), R.S. 44:4.1(B)(8), and R.S. 48:77(B)(3) and to repeal Chapter 15 of Title 15 of the Louisiana Revised Statutes of 1950, comprised of R.S. 15:1601 through 1614, R.S. 17:3138.4, R.S. 22:31(A)(1) and 32, R.S. 36:4(O), 610(J), 686(C)(4), and 769(M), Subpart B of Part V of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:81 through 90.1, Subpart A-1 of Part VII of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:360.1 through 360.3, and Section 5 of Act No. 612 of the 2018 Regular Session of the Legislature, relative to boards, commissions, committees, councils,

authorities, districts, like entities, and funds related thereto; to provide relative to the functional organization of state government by abolishing certain boards, commissions, committees, councils, authorities, districts, like entities, and funds related thereto; to remove references to, provisions for, and the powers, functions, and duties of the Witness Protection Services Board; to remove all provisions of the Witness Protection Services Act; to remove references to, provisions for, and the powers, functions, and duties of and relative to the Workforce and Innovation for a Stronger Economy Strategic Planning Council and related duties of the Board of Regents; to remove provisions for the Workforce and Innovation for a Stronger Economy Fund and transfer any unencumbered balance remaining in the fund to the state general fund; to remove references to, provisions for, and the powers, functions, and duties of the Advisory Committee on Equal Opportunity; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana State Transportation Infrastructure Bank; to remove provisions for the Louisiana State Transportation Infrastructure Fund and redirect certain monies allocated to such fund to the Transportation Trust Fund; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Aquatic Invasive Species Council; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Aquatic Invasive Species Advisory Task Force; and to provide for related matters.

Read by title.

Rep. Schexnayder moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Emerson	LeBas
Abraham	Falconer	Lyons
Abramson	Foil	Mack
Adams	Franklin	Magee
Amedee	Gaines	Marcelle
Anders	Garofalo	Marino
Armes	Gisclair	McFarland
Bacala	Glover	McMahan
Bagley	Guinn	Miguez
Bagneris	Harris, J.	Miller, D.
Berthelot	Harris, L.	Miller, G.
Billiot	Henry	Moore
Bishop	Hilferty	Morris, Jay
Bouie	Hill	Moss
Bourriaque	Hodges	Muscarello
Brass	Hoffmann	Pearson
Brown, C.	Hollis	Pierre
Brown, T.	Horton	Pope
Carmody	Howard	Pugh
Carpenter	Ivey	Pylant
Carter, G.	Jackson	Schexnayder
Carter, S.	James	Seabaugh
Chaney	Jefferson	Smith
Connick	Jenkins	Stagni
Coussan	Johnson, M.	Stefanski
Cox	Johnson, R.	Stokes
Crews	Jones	Talbot
DeVillier	Jordan	Thomas
DuBuisson	LaCombe	Turner
Duplessis	Landry, N.	White
Dwight	Landry, T.	Wright
Edmonds	Larvadain	Zeringue

Total - 96

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NAYS

Norton
Total - 1

ABSENT

Carter, R. Leger Richard
Davis Leopold Simon
Huval Morris, Jim
Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schexnayder 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. 407—

BY REPRESENTATIVE CHAD BROWN
AN ACT

To amend and reenact R.S. 22:885(B), relative to the refund of unearned insurance premiums; to remove the option for mortgagees to provide written notice to the insurer for unearned premiums after cancellation; to provide for the refund of unearned premiums; and to provide for related matters.

Read by title.

Rep. Chad Brown moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Falconer Lyons
Abraham Foil Mack
Abramson Franklin Magee
Adams Gaines Marcelle
Amedee Garofalo Marino
Anders Glover McMahan
Armes Guinn Miguez
Bacala Harris, J. Miller, D.
Bagneris Harris, L. Miller, G.
Berthelot Henry Moore
Billiot Hilferty Morris, Jay
Bishop Hill Moss
Bouie Hodges Muscarello
Bourriaque Hoffmann Norton
Brass Hollis Pearson
Brown, C. Horton Pierre
Brown, T. Howard Pope
Carmody Huval Pugh
Carpenter Ivey Pylant
Carter, G. Jackson Schexnayder
Carter, S. James Seabaugh
Chaney Jefferson Smith
Connick Jenkins Stagni
Coussan Johnson, M. Stefanski
Cox Johnson, R. Stokes
Crews Jones Talbot
DeVillier Jordan Thomas
DuBuisson LaCombe Turner
Duplessis Landry, N. White
Dwight Landry, T. Wright
Edmonds Larvadain Zeringue
Emerson LeBas
Total - 95

NAYS

Total - 0

ABSENT

Bagley Leger Richard
Carter, R. Leopold Simon
Davis McFarland
Gisclair Morris, Jim
Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Chad Brown 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. 410—

BY REPRESENTATIVE HOLLIS
AN ACT

To amend and reenact R.S. 22:821(B)(3)(b) and to repeal R.S. 22:1476(B) and (C), relative to insurance fees and assessments; to provide for the annual assessment on property and casualty insurers; to provide for fees for producer licenses; to provide for an effective date; 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. 410 by Representative Hollis

AMENDMENT NO. 1

On page 1, line 2, change "R.S.22:821(B)(3)(b)" to "R.S.22:821(B)(introductory paragraph) and (3)(b)"

AMENDMENT NO. 2

On page 1, line 7, change "R.S.22:821(B)(3)(b)" to "R.S.22:821(B)(introductory paragraph) and (3)(b)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Emerson Larvadain
Abraham Falconer LeBas
Abramson Foil Lyons
Adams Franklin Mack
Amedee Gaines Marcelle
Anders Garofalo Marino
Armes Gisclair McMahan
Bacala Glover Miguez
Bagneris Guinn Miller, D.
Berthelot Harris, J. Miller, G.
Billiot Harris, L. Moore
Bishop Henry Morris, Jay
Bouie Hilferty Moss

Bourriaque	Hill	Muscarello
Brass	Hodges	Pearson
Brown, C.	Hoffmann	Pierre
Brown, T.	Hollis	Pope
Carmody	Horton	Pugh
Carpenter	Howard	Pylant
Carter, G.	Ivey	Schexnayder
Carter, S.	Jackson	Seabaugh
Chaney	James	Smith
Connick	Jefferson	Stagni
Coussan	Jenkins	Stefanski
Cox	Johnson, M.	Stokes
Crews	Johnson, R.	Talbot
DeVillier	Jones	Thomas
DuBuisson	Jordan	Turner
Duplessis	LaCombe	White
Dwight	Landry, N.	Wright
Edmonds	Landry, T.	Zeringue

Total - 93

NAYS

Total - 0

ABSENT

Bagley	Leger	Morris, Jim
Carter, R.	Leopold	Norton
Davis	Magee	Richard
Huval	McFarland	Simon

Total - 12

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hollis 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. 499—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 14:45.1, relative to interference with the custody of a child; to provide relative to the elements of the crime; to provide relative to the sufficiency of evidence to establish certain elements of the crime; to establish a justification for law enforcement action; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.20(A), Rep. Abramson gave notice of his intention to call House Bill No. 499 from the calendar on Tuesday, May 7, 2019.

Suspension of the Rules

On motion of Rep. Smith, 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. 99—
BY REPRESENTATIVE SMITH
A RESOLUTION

To commend AMIkids Baton Rouge on its fiftieth year of guiding troubled youth into positive, productive paths and enabling them to become successful citizens of the state of Louisiana.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 52—
BY REPRESENTATIVE LYONS
A CONCURRENT RESOLUTION

To urge and request the Louisiana Commission on Law Enforcement and Administration of Criminal Justice (LCLE) to develop a platform or means through which data and information is collected from law enforcement agencies utilizing body cameras and distributed to other law enforcement agencies.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 53—
BY REPRESENTATIVES SMITH AND JACKSON
A CONCURRENT RESOLUTION

To designate Wednesday, May 8, 2019, as AKA Day at the state capitol and to commend the members of Alpha Kappa Alpha Sorority, Incorporated.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on

Agriculture, Forestry, Aquaculture, and Rural Development

May 2, 2019

To the Speaker and Members of the House of Representatives:

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

House Bill No. 92, by Anders
Reported favorably. (10-0)

House Bill No. 94, by Pugh
Reported with amendments. (10-0)

House Bill No. 106, by McFarland
Reported favorably. (11-0)

House Bill No. 364, by McFarland
Reported with amendments. (11-0)

House Bill No. 384, by Schexnayder
Reported favorably. (11-0)

House Bill No. 454, by Zeringue
Reported with amendments. (11-0)

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House Bill No. 582, by Bacala
Reported with amendments. (11-0)

CLAY SCHEXNAYDER
Chairman

Report of the Committee on
Judiciary

May 2, 2019

To the Speaker and Members of the House of Representatives:

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

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

House Bill No. 35, by Franklin
Reported favorably. (16-0)

House Bill No. 39, by McFarland
Reported favorably. (11-0)

House Bill No. 50, by Muscarello
Reported favorably. (11-0)

House Bill No. 55, by Johnson, R.
Reported with amendments. (10-0)

House Bill No. 70, by Bishop, S.
Reported favorably. (11-2)

House Bill No. 95, by Armes
Reported favorably. (15-0)

House Bill No. 98, by DuBuisson
Reported favorably. (10-0)

House Bill No. 141, by Howard
Reported with amendments. (13-0)

House Bill No. 173, by Stagni
Reported favorably. (15-0)

House Bill No. 178, by Jackson (Joint Resolution)
Reported with amendments. (16-0)

House Bill No. 218, by Marcelle
Reported favorably. (15-0)

House Bill No. 221, by Stefanski
Reported favorably. (10-0)

House Bill No. 244, by Pierre
Reported with amendments. (13-0)

House Bill No. 287, by Hill
Reported favorably. (16-0)

House Bill No. 293, by Brass
Reported favorably. (10-0)

House Bill No. 295, by Hill
Reported with amendments. (16-0)

House Bill No. 360, by Jones
Reported favorably. (11-0)

House Bill No. 487, by Henry
Reported with amendments. (12-0)

House Bill No. 502, by Edmonds
Reported with amendments. (13-0)

House Bill No. 512, by Cox
Reported favorably. (14-0)

KATRINA R. JACKSON
Chairman

Report of the Committee on

Labor and Industrial Relations

May 2, 2019

To the Speaker and Members of the House of Representatives:

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

House Bill No. 571, by Seabaugh
Reported with amendments. (10-0)

PATRICK O. JEFFERSON
Chairman

Report of the Committee on

Municipal, Parochial and Cultural Affairs

May 2, 2019

To the Speaker and Members of the House of Representatives:

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

House Bill No. 40, by Brown, Chad
Reported favorably. (10-0)

House Bill No. 43, by Harris, J.
Reported with amendments. (12-0)

House Bill No. 56, by Marcelle
Reported favorably. (14-0)

House Bill No. 153, by Zeringue
Reported favorably. (14-0)

House Bill No. 154, by Zeringue
Reported favorably. (15-0)

House Bill No. 222, by Duplessis
Reported favorably. (13-0)

House Bill No. 236, by Billiot
Reported favorably. (14-0)

House Bill No. 471, by Glover
Reported favorably. (13-0)

House Bill No. 493, by Abramson
Reported favorably. (13-0)

House Bill No. 533, by Horton
Reported with amendments. (13-0)

House Bill No. 539, by Marcelle
Reported by substitute. (13-0)

Senate Bill No. 44, by Johns
Reported favorably. (14-0)

JOHN A. BERTHELOT
Chairman

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

Report of the Committee on

Retirement

May 2, 2019

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 1, by Peacock
Reported favorably. (6-0)

Senate Bill No. 10, by White, Bodi
Reported favorably. (6-0)

Senate Bill No. 13, by Johns
Reported favorably. (7-0)

Senate Bill No. 15, by Long
Reported favorably. (6-0)

Senate Bill No. 16, by Long
Reported favorably. (7-0)

J. KEVIN PEARSON
Chairman

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

Suspension of the Rules

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

Petitions, Memorials, and Communications

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

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 2, 2019

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. 30, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 72, 73, 74, 76, 79 and 80

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Privileged Report of the Committee on Enrollment

May 2, 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. 92—

BY REPRESENTATIVE JAMES

A RESOLUTION

To commend Aalayah Levy for her accomplishments.

HOUSE RESOLUTION NO. 93—

BY REPRESENTATIVE FOIL

A RESOLUTION

To recognize Wednesday, May 1, 2019, as Civil Legal Aid Day at the state capitol.

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

May 2, 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. 41—

BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

To commend first responders in Louisiana and to designate Tuesday, April 30, 2019, as First Responders Appreciation Day at the Louisiana 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.

Suspension of the Rules

On motion of Rep. Garofalo, the rules were suspended to permit the Committee on Civil Law and Procedure to meet on Monday, May 6, 2019, and consider the following legislative instruments that were

not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 62, 346, and 435

Leave of Absence

Rep. Robby Carter - 1 day

Adjournment

On motion of Rep. Billiot, at 3:12 P.M., the House agreed to adjourn until Monday, May 6, 2019, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, May 6, 2019.

ALFRED W. SPEER
Clerk of the House