

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

FIRST DAY'S PROCEEDINGS

Forty-sixth Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Monday, June 1, 2020

The House of Representatives was called to order at 6:07 P.M., by the Honorable Clay Schexnayder, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Freeman	McFarland
Adams	Freiberg	McKnight
Amedee	Frieman	McMahon
Bacala	Gadberry	Miguez
Bagley	Gaines	Miller, D.
Beaulieu	Garofalo	Miller, G.
Bishop	Goudeau	Mincey
Bourriaque	Green	Moore
Brass	Harris	Muscarello
Brown	Henry	Nelson
Bryant	Hilferty	Newell
Butler	Hollis	Owen, C.
Carpenter	Horton	Owen, R.
Carrier	Hughes	Phelps
Carter, G.	Huval	Pierre
Carter, R.	Illg	Pressly
Carter, W.	Ivey	Riser
Cormier	James	Romero
Coussan	Jefferson	Schamerhorn
Cox	Jenkins	Seabaugh
Crews	Johnson, M.	Selders
Davis	Johnson, T.	St. Blanc
Deshotel	Jones	Stagni
DeVillier	Jordan	Stefanski
DuBuisson	Kerner	Tarver
Duplessis	LaCombe	Thomas
Dwight	Landry	Thompson
Echols	Larvadain	Turner
Edmonds	Lyons	Villio
Edmonston	Mack	Wheat

Emerson	Magee	White
Farnum	Marcelle	Willard
Firment	Marino	Wright
Fontenot	McCormick	Zeringue
Total - 102		

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

Prayer

Prayer was offered by Rep. Turner.

Pledge of Allegiance

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

Motion

On motion of Rep. Magee, the Speaker appointed the following special committee to notify the Governor that the House is convened and prepared to transact business: Reps. Hughes, Gregory Millier, Moore, Pressly, and Stefanski.

Motion

On motion of Rep. Magee, the Speaker appointed the following special committee to notify the Senate that the House is convened and prepared to transact business: Reps. Coussan, Mack, Dustin Miller, Newell, and White.

Reports of Special Committees

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

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

The Speaker thanked and discharged the committees.

Committee from the Senate

A special committee from the Senate notified the House that the Senate has convened and is prepared to transact business.

The Speaker thanked and dismissed the committee.

Petitions, Memorials, and Communications

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

STATE OF LOUISIANA
LEGISLATURE OF LOUISIANA
Baton Rouge, Louisiana

PROCLAMATION

By virtue of the authority vested in us by Paragraph B of Section 2 of Article III of the Constitution of Louisiana and by R.S. 24:11, upon receipt of the written petition of a majority of the elected members of each house, Clay Schexnayder, Speaker of the House and Patrick Page Cortez, President of the Senate, HEREBY CALL AND CONVENE THE LEGISLATURE OF LOUISIANA INTO EXTRAORDINARY SESSION to convene at the State Capitol, in the city of Baton Rouge, Louisiana, during thirty (30) calendar days, beginning at 6:01 p.m. on the 1st day of June, 2020, and ending no later than 6:00 p.m. on the 30th day of June, 2020. The power to

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legislate at such session shall be limited, under penalty of nullity, to the following specifically enumerated objects:

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| <p>ITEM NO. 1: To legislate to provide for the ordinary operating expenses of state government for the Fiscal Year 2020-2021.</p> <p>ITEM NO. 2: To legislate to provide for making supplemental appropriations for the Fiscal Year 2019-2020.</p> <p>ITEM NO. 3: To legislate relative to appropriating funds for the expenses of the legislature for the Fiscal Year 2020-2021.</p> <p>ITEM NO. 4: To legislate relative to appropriating funds for the expenses of the judiciary for the Fiscal Year 2020-2021.</p> <p>ITEM NO. 5: To legislate to provide for the ancillary expenses of state government for the Fiscal Year 2020-2021.</p> <p>ITEM NO. 6: To legislate to provide for the Revenue Sharing Distribution for the Fiscal Year 2020-2021.</p> <p>ITEM NO. 7: To legislate with regard to the capital outlay budget and the capital outlay program for the Fiscal Year 2020-2021.</p> <p>ITEM NO. 8: To legislate with regard to the Omnibus Bond Authorization and capital improvement plan.</p> <p>ITEM NO. 9: To appropriate funds out of the State General Fund to fund the expenses of the extraordinary session of the legislature and to provide other supplemental appropriations.</p> <p>ITEM NO. 10: To legislate with regard to the transfer, dedication, deposit, use, and appropriation of monies in state funds.</p> <p>ITEM NO. 11: To legislate with regard to statutory dedications.</p> <p>ITEM NO. 12: To legislate with regard to the Hospital Stabilization Formula.</p> <p>ITEM NO. 13: To legislate with regard to the Medicaid Trust Fund for the Elderly.</p> <p>ITEM NO. 14: To legislate with regard to the transfer, deposit, and use of monies from the Budget Stabilization Fund.</p> <p>ITEM NO. 15: To legislate with regard to the Louisiana Workforce Investment Council and Workforce Training.</p> <p>ITEM NO. 16: To legislate with regard to the suspension of the corporation franchise tax.</p> <p>ITEM NO. 17: To legislate with regard to taxation of fantasy sports contests.</p> <p>ITEM NO. 18: To legislate with regard to eligibility requirements for Enterprise Zone Incentives, Quality Jobs Program and the Competitive Projects Payroll Incentive Program.</p> <p>ITEM NO. 19: To legislate with regard to eligibility for Rehabilitation of Historic Structures Tax Credit,</p> | <p>Louisiana New Markets Jobs Tax Credit, Angel Investor Tax Credit Program, Cane River Heritage Tax Credit, Research and Development Tax Credit and the Digital Interactive Media and Software Tax Credit.</p> <p>ITEM NO. 20: To legislate with regard to the net operating loss carryback provisions of corporate income tax deductions.</p> <p>ITEM NO. 21: To legislate with regard to appropriating funds received from the Coronavirus Aid, Relief, and Economic Security Act, also know as the CARES Act.</p> <p>ITEM NO. 22: To legislate with regard to emergency-related claims for unemployment compensation filed by persons whose unemployment was directly related due to the impact of COVID-19.</p> <p>ITEM NO. 23: To legislate with regard to maximum driving time restrictions on commercial motor vehicle drivers during a gubernatorially declared public health emergency.</p> <p>ITEM NO. 24: To legislate with regard to licensure of medical professionals during a gubernatorially declared public health emergency.</p> <p>ITEM NO. 25: To legislate with regard to the suspension of commercial insurance policy audits during a gubernatorially declared public health emergency.</p> <p>ITEM NO. 26: To legislate with regard to remote notarization during a gubernatorially declared public health emergency.</p> <p>ITEM NO. 27: To legislate with regard to the administration and collection of sales taxes.</p> <p>ITEM NO. 28: To legislate with regard to the Industrial Tax Exemption Program and payments in lieu of tax.</p> <p>ITEM NO. 29: To legislate with regard to the extension of filing all state and local tax returns and penalties and interest thereto for persons and business due to a gubernatorially declared public health emergency.</p> <p>ITEM NO. 30: To legislate with regard to the collection of sales tax by dealers and vendor's compensation.</p> <p>ITEM NO. 31: To legislate with regard to the expansion of broadband coverage.</p> <p>ITEM NO. 32: To legislate with regard to the collection of withholding taxes from unemployment benefits.</p> <p>ITEM NO. 33: To legislate with regard to the creation of a Streamlining Government Commission and to provide for its authority, duties and powers.</p> <p>ITEM NO. 34: To legislate with regard to the suspension of licensing requirements and fees imposed on certain businesses during a gubernatorially declared public health emergency.</p> <p>ITEM NO. 35: To legislate with regard to the Louisiana Electric Utility Investment Recovery Securitization Act</p> |
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and securitization of certain costs during a gubernatorially declared public health emergency.

- ITEM NO. 36:** To legislate with regard to promotional play wagers made in casinos.
- ITEM NO. 37:** To legislate with regard to insurance dispute resolution and billing for health care services.
- ITEM NO. 38:** To legislate with regard to Medicaid coverage for home health services.
- ITEM NO. 39:** To legislate with regard to billing for mechanical repairs and services of a motor vehicle.
- ITEM NO. 40:** To legislate with regard to civil liability and motor vehicle liability coverage, general prescriptive periods for delictual actions, collateral source, prescription, jury trials, jury trial thresholds, direct actions against insurers, evidence regarding seat belts, annual rate filings by the commissioner of insurance and mandatory rate reductions.
- ITEM NO. 41:** To legislate with regard to fees charged to students at public postsecondary institutions.

IN WITNESS WHEREOF, We have hereunto set our hands officially and caused to be affixed the Seals of the House of Representatives and of the Senate, at the Capitol, in the city of Baton Rouge, on this 22nd day of May, 2020.

CLAY SCHEXANDER
Speaker of the House of Representatives

PATRICK PAGE CORTEZ
President of the Senate

ATTEST BY THE CLERK & THE SECRETARY

MICHELLE D. FONTENOT
Clerk of the House of Representatives

YOLANDA J. DIXON
Secretary of the Senate

**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 CONCURRENT RESOLUTION NO. 1—
BY REPRESENTATIVE ZERINGUE

A CONCURRENT RESOLUTION

To authorize the Revenue Estimating Conference to incorporate certain monies available for appropriation from the Budget Stabilization Fund into the official forecast for Fiscal Year 2020-2021.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 2—

BY REPRESENTATIVE SCHEXNAYDER

A CONCURRENT RESOLUTION

To provide for a hospital stabilization formula pursuant to Article VII, Section 10.13 of the Constitution of Louisiana; to establish the level and basis of hospital assessments; to establish certain reimbursement enhancements for inpatient and outpatient hospital services; to establish certain criteria for the implementation of the formula; and to provide for related matters.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 3—

BY REPRESENTATIVE MARCELLE

A CONCURRENT RESOLUTION

To make the principal amount in the Medicaid Trust Fund for the Elderly available for appropriation for Fiscal Year 2020-2021.

Read by title.

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

**Introduction of House Bills
and Joint Resolutions**

The following named members introduced the following House Bills and Joint Resolutions, which were read the first time by their titles and, pursuant to House Rule 7.2(E), referred to committee:

HOUSE BILL NO. 4—

BY REPRESENTATIVE MAGEE

AN ACT

To amend and reenact R.S. 47:6019(A)(1)(a) and (C), relative to the tax credit for the rehabilitation of historic structures; to extend the date for certain expenses to qualify for the tax credit; to provide for the effectiveness of the tax credit; 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.

Suspension of the Rules

Rep. Zeringue moved to suspended the rules to refer to committee the following bills introduced on this date, which motion was agreed to.

**Introduction of House Bills
and Joint Resolutions**

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

HOUSE BILL NO. 1—

BY REPRESENTATIVE ZERINGUE

AN ACT

Making annual appropriations for Fiscal Year 2020-2021 for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state

institutions and providing with respect to the expenditure of said appropriations.

Read by title.

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

HOUSE BILL NO. 2—
BY REPRESENTATIVE BISHOP AND SENATOR ALLAIN
AN ACT

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

Read by title.

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

HOUSE BILL NO. 3—
BY REPRESENTATIVE BISHOP
AN ACT

To enact the Omnibus Bond Authorization Act of 2020, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 5—
BY REPRESENTATIVE MARINO
AN ACT

To enact Civil Code Article 3472.1 and Code of Civil Procedure Article 562, relative to civil proceedings; to provide relative to declaration of emergencies; to provide relative to suspension of prescription and peremption periods and other legal deadlines; to provide relative to the suspension of abandonment; to provide for cessation of suspension; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 6—
BY REPRESENTATIVE IVEY
AN ACT

To enact Subpart C-1 of Part I of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:15.7, relative to state funds; to establish the State Cybersecurity and Information Technology Fund; to provide for the dedication and use of monies in the fund; to provide for deposits into the fund; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 7—
BY REPRESENTATIVES ZERINGUE AND SCHEXNAYDER AND
SENATORS CORTEZ AND WHITE
AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 8—
BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To appropriate funds for Fiscal Year 2020-2021 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; to provide for the salary, expenses, and allowances of members, officers, staff, and agencies of the Legislature; to provide with respect to the appropriations and allocations herein made; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 9—
BY REPRESENTATIVE ZERINGUE
AN ACT

To amend and reenact R.S. 47:463.167(E) and R.S. 56:644(B) and (C)(introductory paragraph), relative to certain treasury funds; to provide for the transfer, deposit, and use of monies in such funds; to restrict uses of certain funds; to provide for legislative intent with respect to prior Acts of the legislature; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 10—
BY REPRESENTATIVE GLOVER
AN ACT

To amend and reenact R.S. 39:91(B)(5)(e), relative to Deepwater Horizon economic damage proceeds; to dedicate proceeds to fund certain projects; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 11—
BY REPRESENTATIVE STEFANSKI
AN ACT

To amend and reenact R.S. 47:306(A)(3)(a), relative to the compensation of persons required to collect state sales and use tax; to provide for the amount of compensation persons required to collect state sales and use tax may deduct for the purpose of remitting sales and use taxes; to provide for certain requirements and limitations; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 12—
BY REPRESENTATIVE ZERINGUE
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds for Fiscal Year 2020-2021; and to regulate the administration of said funds.

Read by title.

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

HOUSE BILL NO. 13—
BY REPRESENTATIVE WRIGHT
AN ACT

To amend and reenact R.S. 51:1787(B)(3)(c) and (K) and to enact R.S. 51:1787(B)(3)(e), relative to the Enterprise Zone incentive; to authorize certain businesses to participate in the Enterprise Zone incentive program; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 14—
BY REPRESENTATIVE SCHEXNAYDER
A JOINT RESOLUTION

Proposing to amend Article VI, Section 29(A) and to add Article VII, Section 3(C) of the Constitution of Louisiana, relative to the collection of certain state and local taxes; to provide for the collection of certain taxes; to authorize the legislature to provide by law for the centralized collection of sales and use taxes levied within the state; to provide for submission of the proposed amendment to the electors; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 15—
BY REPRESENTATIVE IVEY
AN ACT

To enact Subpart U of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.161, relative to state funds; to establish the State Budget Authority Reserve Trust as a special treasury fund; to provide for the sources and uses of monies in the fund; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 16—
BY REPRESENTATIVES ECHOLS, BISHOP, MAGEE, AND SCHEXNAYDER
AN ACT

To amend and reenact R.S. 47:6019(A)(1)(a), relative to the tax credit for the rehabilitation of historic structures; to provide with respect to the eligibility of certain rehabilitated properties to

qualify for the credit; to provide for the amount of the credit; to provide for certain limitations and requirements; 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.

HOUSE BILL NO. 17—
BY REPRESENTATIVE BISHOP
AN ACT

To amend and reenact R.S. 47:601(A) and 611(A), relative to the state corporation franchise tax; to suspend the corporation franchise tax levied on certain taxable capital during a certain period of time; to suspend the initial tax levied on certain entities during a certain period of time; to provide for effectiveness; and to provide for related matters.

Read by title.

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

Adjournment

On motion of Rep. Thompson, at 6:24 P.M., the House agreed to adjourn until Tuesday, June 2, 2020, at 1:00 P.M.

The Speaker of the House declared the House adjourned until 1:00 P.M., Tuesday, June 2, 2020.

MICHELLE D. FONTENOT
Clerk of the House

Committee Meeting Notices

The following committees posted notices as follows:

Committee on Appropriations

Will meet at: 9:00 a.m.

Date: Tuesday, June 2, 2020

Location: Committee Room 5

Overview from the Commissioner of Administration

Overview of the proposed FY 20-21 budgets for:

Youth Services

Corrections Services

Public Safety Services

Louisiana Workforce Commission

Department of Children and Family Services

OTHER BUSINESS:

COMMITTEE ROOM 6 TO BE USED FOR OVERFLOW

ANNOUNCEMENTS:

Persons who do not feel comfortable giving testimony in person at this time may submit a prepared statement in accordance with House Rule 14.33 in lieu of appearing before the committee:

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A. Any interested person or any committee member may file with the committee a prepared statement concerning a specific instrument or matter under consideration by the committee or concerning any matter within the committee's scope of authority, and the committee records shall reflect receipt of such statement and the date and time thereof.

B. Any person who files a prepared statement which contains data or statistical information shall include in such prepared statement sufficient information to identify the source of the data or statistical information. For the purposes of this Paragraph, the term "source" shall mean a publication, website, person, or other source from which the data or statistical information contained in the prepared statement was obtained by the person or persons who prepared the statement.

NOTE: Only statements mailed to andressk@legis.la.gov and received prior to Monday, June 1st, at 6:00 p.m., will be included in the record for this committee meeting. All persons desiring to participate in the meeting shall utilize appropriate protective health measures and observe the recommended and appropriate social distancing.

JEROME "ZEE" ZERINGUE
Chairman

Committee on Ways and Means

Will meet at: 9:00 a.m.

Date: Tuesday, June 2, 2020

Location: Committee Room 4

HB 2 **BISHOP, S. CAPITAL OUTLAY** Provides for the comprehensive Capital Outlay budget (Item #7)

HB 3 **BISHOP, S. CAPITAL OUTLAY** Provides for the Omnibus Bond Act (Item #8)

COMMITTEE ROOM 3 TO BE USED FOR OVERFLOW

Persons who do not feel comfortable giving testimony in person at this time may submit a prepared statement in accordance with House Rule 14.33 in lieu of appearing before the committee:

A. Any interested person or any committee member may file with the committee a prepared statement concerning a specific instrument or matter under consideration by the committee or concerning any matter within the committee's scope of authority, and the committee records shall reflect receipt of such statement and the date and time thereof.

B. Any person who files a prepared statement which contains data or statistical information shall include in such prepared statement sufficient information to identify the source of the data or statistical information. For the purposes of this Paragraph, the term "source" shall mean a publication, website, person, or other source from which the data or statistical information contained in the prepared statement was obtained by the person or persons who prepared the statement.

NOTE: Only statements mailed to leab@legis.la.gov and received prior to 8:00 AM, Tuesday, June 2, will be included in the record for this committee meeting. All persons desiring to participate in the meeting shall utilize appropriate protective health measures and observe the recommended and appropriate social distancing.

STUART J. BISHOP
Chairman