

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

SECOND DAY'S PROCEEDINGS

**Forty-seventh Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Tuesday, September 29, 2020

The House of Representatives was called to order at 2:04 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	McKnight
Adams	Freiberg	McMahen
Amedee	Frieman	Miguez
Bacala	Gadberry	Miller, D.
Bagley	Garfalo	Miller, G.
Beaullieu	Goudeau	Mincey
Bishop	Green	Moore
Bourriaque	Harris	Nelson
Brass	Henry	Newell
Brown	Hilferty	Orgeron
Bryant	Hodges	Owen, C.
Butler	Hollis	Owen, R.
Carpenter	Horton	Phelps
Carrier	Hughes	Pierre
Carter, R.	Huval	Pressly
Cormier	Illg	Riser
Coussan	Ivey	Romero
Cox	James	Schamerhorn
Crews	Jefferson	Seabaugh
Davis	Jenkins	Selders
Deshotel	Johnson, M.	St. Blanc
DeVillier	Johnson, T.	Stefanski
DuBuisson	Jones	Tarver
Duplessis	Kerner	Thomas
Dwight	LaCombe	Thompson
Echols	Landry	Turner
Edmonds	Lyons	Villio
Edmonston	Mack	Wheat
Emerson	Magee	White
Farnum	Marcelle	Willard

Firment	McCormick	Wright
Fontenot	McFarland	Zeringue
Total - 96		

The Speaker announced that there were 96 members present and a quorum.

Prayer

Prayer was offered by Rep. Duplessis.

Pledge of Allegiance

Rep. Tarver 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. Bishop, the reading of the Journal was dispensed with.

On motion of Rep. Bishop, the Journal of September 28, 2020, was adopted.

**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. 8—

BY REPRESENTATIVE DEVILLIER

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana the enforcement authority of the commissioner of alcohol and tobacco control pursuant to Chapter 5 of Title 26 of the Louisiana Revised Statutes of 1950 or any powers delegated to the commissioner pursuant to R.S. 29:721 et seq. or 760 et seq., as they apply to violations of COVID-19-related restrictions.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 9—

BY REPRESENTATIVE SCHEXNAYDER

A CONCURRENT RESOLUTION

To suspend until thirty days after final adjournment of the 2020 Second Extraordinary Session of the Legislature of Louisiana the authority of the governor to declare or renew a state of emergency or public health emergency which addresses or is related to the COVID-19 pandemic pursuant to R.S. 29:724(A) and (B)(1), 766(A) and (B), and 768(A).

Read by title.

On motion of Rep. Stefanski, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 10—

BY REPRESENTATIVE MIGUEZ

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana the enforcement authority of the commissioner of alcohol and tobacco control pursuant to Chapter 5 of Title 26 of the Louisiana Revised Statutes of 1950 or any powers delegated to the commissioner pursuant to R.S. 29:721 et seq. or 760 et seq., as they apply to violations of COVID-19-related restrictions.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 11—
BY REPRESENTATIVE SCHEXNAYDER

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana the Procurement Processing Company Rebate Program pursuant to the provisions of R.S. 47:6351.

Read by title.

On motion of Rep. Stefanski, and under a suspension of the rules, the above resolution was referred to the Committee on Ways and Means, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 12—
BY REPRESENTATIVE MIGUEZ

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana the enforcement authority of the secretary of the Louisiana Department of Health pursuant to R.S. 29:721 et seq. and 760 et seq. and any powers delegated to the state health officer of the Louisiana Department of Health pursuant to R.S. 40:4, 5, or 6 as they apply to violations of COVID-19-related restrictions.

Read by title.

On motion of Rep. Miguez, and under a suspension of the rules, the above resolution was referred to the Committee on Health and Welfare, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 13—
BY REPRESENTATIVE MIGUEZ

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana the enforcement authority of the state fire marshal pursuant to R.S. 40:1591 and any powers delegated to the state fire marshal pursuant to R.S. 29:721 et seq. or 760 et seq. as they apply to violations of COVID-19-related restrictions.

Read by title.

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

**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 placed upon the calendar for their second reading and, under a suspension of the rules, were referred to committee as follows:

HOUSE BILL NO. 44—
BY REPRESENTATIVE MAGEE
AN ACT

To amend and reenact R.S. 14:329.6(A)(4), R.S. 26:493, 493.1, and 494, and R.S. 29:727(F)(8) and 737(B)(7), relative to the sale of alcoholic beverages during certain public health emergencies; to provide relative to the authority of a parish or municipality to prohibit or limit the sale of alcoholic beverages during a public health emergency; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 45—
BY REPRESENTATIVE MIGUEZ
AN ACT

To enact R.S. 29:776, relative to the applicability of certain limitations of liability during declared COVID-19 public emergency; to provide for immunity from civil liability or criminal prosecution for failure to comply with a declared state of emergency order; 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.

HOUSE BILL NO. 46—
BY REPRESENTATIVE JAMES
AN ACT

To amend and reenact Code of Civil Procedure Article 4918 and enact R.S. 13:917.1, 917.2, 1221.1, 1221.2, 1904.1, 1904.2, 2166.1, 2166.2, 2562.28, 2562.29; 2563.18, and 2563.19, relative to eviction proceeding records; to provide for the sealing of eviction records in certain circumstances; to provide for the prohibition of disseminating eviction information; to provide for eviction record sealing during the COVID-19 declared state of emergency; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 47—
BY REPRESENTATIVE DEVILLIER
AN ACT

To enact R.S. 26:800.1 and R.S. 29:725.7 and 769.1, relative to the powers of the commissioner of alcohol and tobacco control; to provide for the use of enforcement powers of the commissioner during an emergency; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 48—
BY REPRESENTATIVE DUPLESSIS
AN ACT

To amend and reenact R.S. 17:3351(J), relative to identification cards issued by postsecondary education institutions; to require certain postsecondary education governing authorities to ensure that student identification cards issued by institutions under their jurisdiction contain elements required for voter identification; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 49—
BY REPRESENTATIVE MCCORMICK
AN ACT

To enact Part XI of Chapter 5-B of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1123.1 and 1123.2, relative to receiving an immunization or vaccination for COVID-19; to provide for definitions; to provide for persons entering school or early learning centers, and for persons

obtaining employment or a license or certification; to prohibit a requirement for COVID-19 vaccinations; to provide conditions for a vaccination to be administered; to provide for exceptions; to provide for discrimination for refusal to receive an immunization or vaccination; to provide for applicability; 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 BILL NO. 50—
BY REPRESENTATIVE CORMIER
AN ACT

To amend and reenact R.S. 56:433.1(A)(1), relative to the oyster seed ground vessel permit; to reduce the fee for an oyster seed ground vessel permit; to levy fees for gear used on permitted oyster seed ground vessels; 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.

HOUSE BILL NO. 51—
BY REPRESENTATIVE MIGUEZ
AN ACT

To enact R.S. 18:1400.9, relative to funding of elections and related expenses; to provide relative to election expenses paid by the secretary of state; to provide relative to election expenses paid by a governing authority; to provide relative to election expenses incurred by clerks of court and registrars of voters; to provide relative to election expenses for parish boards of election supervisors; and to provide for related matters.

Read by title.

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

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on
Appropriations
September 29, 2020

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 3, by Bourriaque
Reported favorably. (16-0)

House Concurrent Resolution No. 4, by Bourriaque
Reported favorably. (16-0)

House Concurrent Resolution No. 6, by Landry
Reported favorably. (17-0)

House Bill No. 24, by Zeringue
Reported favorably. (17-0)

House Bill No. 39, by Zeringue
Reported with amendments. (18-0)

JEROME "ZEE" ZERINGUE
Chairman

Report of the Committee on
Ways and Means
September 29, 2020

To the Speaker and Members of the House of Representatives:

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

House Bill No. 5, by Deshotel
Reported favorably. (14-0)

STUART J. BISHOP
Chairman

Suspension of the Rules

On motion of Rep. Dwight, the rules were suspended to permit the Committee on House and Governmental Affairs to meet on Wednesday, September 30, 2020, without giving the notice required by House Rule 14.24(A) 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. 3, 4, 11, 15, 17, 19, 23 and 32

Leave of Absence

Rep. Stagni - 1 day

Adjournment

On motion of Rep. Thompson, at 2:32 P.M., the House agreed to adjourn until Wednesday, September 30, 2020, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, September 30, 2020.

MICHELLE D. FONTENOT
Clerk of the House

