

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

THIRD 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

Wednesday, September 30, 2020

The House of Representatives was called to order at 2:35 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	Newell
Brown	Henry	Orgeron
Bryant	Hilferty	Owen, C.
Butler	Hodges	Owen, R.
Carpenter	Horton	Pierre
Carrier	Hughes	Pressly
Carter, G.	Huval	Riser
Carter, R.	Illg	Romero
Carter, W.	Ivey	Schamerhorn
Cormier	James	Seabaugh
Coussan	Jefferson	Selders
Cox	Jenkins	St. Blanc
Crews	Johnson, M.	Stefanski
Davis	Johnson, T.	Tarver
Deshotel	Jones	Thomas
DeVillier	Jordan	Thompson
Duplessis	Kerner	Turner
Dwight	LaCombe	Villio
Echols	Landry	Wheat
Edmonds	Larvadain	White
Edmonston	Lyons	Willard
Emerson	Mack	Wright
Farnum	Magee	Zeringue
Firmont	Marcelle	
Fontenot	McCormick	

Total - 97

The Speaker announced that there were 97 members present and a quorum.

Prayer

Prayer was offered by Rep. Hilferty.

Pledge of Allegiance

Rep. Huges 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. White, the reading of the Journal was dispensed with.

On motion of Rep. White, the Journal of September 29, 2020, 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**

September 30, 2020

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 No. 1

Respectfully submitted,

YOLANDA J. DIXON
Secretary of the Senate

Suspension of the Rules

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

**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. 1—

BY SENATOR FOIL

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Francis "Frank" Harwood Leonard Sr.

Read by title.

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

**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. 2—
BY REPRESENTATIVE DUPLESSIS
A RESOLUTION

To urge and request the clerks of court to develop and utilize innovative strategies to recruit commissioners for polling places.

Read by title.

On motion of Rep. Duplessis, 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. 14—
BY REPRESENTATIVE DUPLESSIS
A CONCURRENT RESOLUTION

To urge and request the secretary of state to adopt a policy to ensure that routine maintenance of the Department of State's online voter registration system does not occur on or immediately prior to voter registration deadlines or on National Voter Registration Day or during Voter Registration Week.

Read by title.

On motion of Rep. Duplessis, 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. 15—
BY REPRESENTATIVE IVEY
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2021 Regular Session of the Legislature of Louisiana the provisions of R.S. 29:766(D)(3) through (8), 766(G), 767, 769(A), 769(B)(3), and 769(C)(2)(b), relative to the Louisiana Health Emergency Powers Act.

Read by title.

On motion of Rep. Ivey, 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. 16—
BY REPRESENTATIVES ECHOLS AND HORTON
A CONCURRENT RESOLUTION

To suspend the state of emergency as declared by Proclamation No. 117 JBE 2020 and Proclamation No. 123 JBE 2020 until the end of the 2020 Second Extraordinary Session of the Legislature.

Read by title.

On motion of Rep. Echols, 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. 17—
BY REPRESENTATIVE ROMERO
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to meet to discuss possible adjustments to the Minimum Foundation Program formula to ensure adequate funding for school systems affected by the displacement of students due to Hurricane Laura, to take into account the financial needs of systems that have lost students and systems that have gained students due to the hurricane, and, if adjustments are necessary, to adopt a revised formula and submit it to the legislature while the legislature is convened for the 2020 Second Extraordinary Session and has the opportunity to consider the revised formula for approval.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 18—
BY REPRESENTATIVE DUPLESSIS
A CONCURRENT RESOLUTION

To urge and request the clerks of court to develop and utilize innovative strategies to recruit commissioners for polling places.

Read by title.

On motion of Rep. Duplessis, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, 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. 52—
BY REPRESENTATIVE EDMONDS
AN ACT

To enact Part VI-A of Subchapter A of Chapter 5-F of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1272.1 and 1272.2, relative to duties of the office of public health of the Louisiana Department of Health; to establish requirements for reporting of certain public health data during a state of public health emergency; to require the office of public health to report data on infectious disease incidence among school-age children under certain circumstances; to specify the recipients and schedule of such reporting; 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 Health and Welfare.

HOUSE BILL NO. 53—
BY REPRESENTATIVES DEVILLIER AND EMERSON
AN ACT

To enact R.S. 37:23.3(A)(3), relative to occupational licensing boards; to prohibit sanctions for violations of certain emergency orders; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 54—
BY REPRESENTATIVE JAMES
AN ACT

To enact Chapter 61 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3211 and 3212, relative to the use of digitized identification cards; to provide definitions; to provide for the acceptance of digitized identification cards at places of business; to limit liability; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 55—

BY REPRESENTATIVE EDMONDS
AN ACT

To enact R.S. 9:2793.11, relative to civil liability; to provide for the immunity from civil liability for volunteers and charitable organizations; to provide for exceptions; to provide for limitation for recovery; to provide for definitions; 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 Commerce.

HOUSE BILL NO. 56—

BY REPRESENTATIVE BAGLEY
AN ACT

To enact R.S. 17:436.1(N), relative to the administration of medication in schools; to provide for the administration of medical marijuana to students with a recommendation from a licensed physician; 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. 57—

BY REPRESENTATIVE EDMONDS
AN ACT

To amend and reenact R.S. 29:724(B) and 768 and to enact R.S. 29:724.1, relative to emergency declarations; to provide relative to renewals of emergency declarations; to authorize the legislature to approve renewal of emergency declarations; to provide relative to voting requirements and procedures; 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.

HOUSE BILL NO. 58—

BY REPRESENTATIVE THOMAS
AN ACT

To amend and reenact R.S. 17:154.1(A)(1) and to enact R.S. 17:154.1(C), relative to minimum requirements for instructional time for students in public schools; to provide for the meaning of instructional time; to provide for applicability of such requirements under certain circumstances; 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. 59—

BY REPRESENTATIVE BEAULLIEU
AN ACT

To amend and reenact R.S. 18:426.1, 1309(J), and 1354(C) and to enact R.S. 18:1314(E)(3), relative to employees of the secretary of state; to provide relative to the compensation of election commissioners and deputy parish custodians of voting machines; to provide relative to such compensation after declared emergencies; 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.

HOUSE BILL NO. 60—

BY REPRESENTATIVE IVEY
AN ACT

To amend and reenact R.S. 29:768 and to enact R.S. 29:768.1, relative to public health emergencies; to provide relative to the renewal of emergency declarations; to provide a procedure for legislative approval of the renewal of emergency declarations; to provide for an effective date; to provide for prospective and retroactive application; to provide for related matters.

Read by title.

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

HOUSE BILL NO. 61—

BY REPRESENTATIVE AMEDEE
AN ACT

To amend and reenact R.S. 29:724(B)(1) and 768(B) and to enact R.S. 29:724.1, relative to emergency declarations; to provide relative to the renewal of emergency declarations; to require written notice of intent to renew emergency declarations; to require legislative approval for renewal of emergency declarations; to provide procedures for legislative approval of the renewal of emergency declarations; 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 House and Governmental Affairs.

HOUSE BILL NO. 62—

BY REPRESENTATIVE JAMES
AN ACT

To enact Chapter 5 of Code Title IX of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3391 through 3394, relative to lessors' reports to credit reporting agencies; to prohibit reporting relative to nonpayments or delinquent rent payments during the COVID-19 public health emergency; to provide for definitions; to provide for certain limitations and exceptions with respect to leased premises; to provide for termination of provisions; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 63—

BY REPRESENTATIVE IVEY
AN ACT

To enact R.S. 29:770.1, relative to the provision of information during a public health emergency; to mandate that the state fire marshal provide a mechanism for business owners and operators to post safety measures to the public; to describe the parameters and requirements of the mechanism; to exempt participants from liability; to provide for rule making; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 64—

BY REPRESENTATIVE IVEY
AN ACT

To enact R.S. 29:770.1, relative to the provision of information during a public health emergency; to mandate that the state fire marshal provide a mechanism for the operators of public buildings and utilities to post safety measures to the public; to

describe the parameters and requirements of the mechanism; to exempt participants from liability; to provide for guidance from local government; to provide for rule making; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 65—
BY REPRESENTATIVE MCFARLAND
AN ACT

To amend and reenact R.S. 38:2212(C)(1) and to enact R.S. 38:2212(C)(5), relative to public works projects; to increase the "contract limit" for certain public works projects; to provide a date for the annual adjustment of the "contract limit" for certain public works; to provide exceptions to the "contract limit" for certain public works; to provide an effective date; 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.

HOUSE BILL NO. 66—
BY REPRESENTATIVE BEAULLIEU
AN ACT

To enact R.S. 23:1605, relative to unemployment compensation; to provide for definitions; to require the Louisiana Workforce Commission to conduct certain checks with respect to unemployment compensation; to provide for data sharing; to provide for the promulgation of rules; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

HOUSE BILL NO. 67—
BY REPRESENTATIVE CREWS
AN ACT

To provide for certain reductions to sales tax dedications under certain circumstances; for Fiscal Year 2020-2021; to provide for the powers, duty, and authority of the Joint Legislative Committee on the Budget; 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.

Suspension of the Rules

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

Petitions, Memorials, and Communications

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

Message from the Senate

SENATE BILLS

September 30, 2020

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. 6 and 29

Respectfully submitted,

YOLANDA J. DIXON
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, under a suspension of the rules, referred to committees, as follows:

SENATE BILL NO. 6—
BY SENATOR LAMBERT
AN ACT

To enact R.S. 39:112(C)(1)(e), relative to capital outlay requests submitted by a budget unit of the state; to provide that budget units of the state shall be exempt from the November first deadline for the submission of capital outlay requests; to provide that capital outlay requests submitted by a budget unit of the state after November first shall not require late approval provided they are included in the capital outlay act; 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. 29—
BY SENATORS CORTEZ AND MCMATH
AN ACT

To amend and reenact R.S. 29:724(B)(1) and (2) and (D)(1), 766(D)(1), and 768 and to enact R.S. 29:724(I) and 768(C), relative to emergencies and disasters in the state of Louisiana; to provide for duties and powers of the governor and of the legislature; to create the Legislative Emergency Declaration Review Committee; to provide relative to renewals of certain gubernatorial emergency or disaster declarations or of suspensions related thereto; 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 House and Governmental Affairs.

House and House Concurrent Resolutions Lying Over

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

Motion

On motion of Rep. Magee, the Committee on Ways and Means was discharged from further consideration of House Concurrent Resolution No. 5.

HOUSE CONCURRENT RESOLUTION NO. 5—
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 authority of the secretary of the Department of Revenue to enter into new contracts or to renew existing contracts with a procurement processing company as provided for in R.S. 47:6351(B)(1)

pursuant to the Procurement Processing Company Rebate Program.

Read by title.

Motion

On motion of Rep. Magee, the resolution was withdrawn from the files of the House.

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. 3— BY REPRESENTATIVES BOURRIQUE, GARY CARTER, DWIGHT, AND THOMPSON

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Louisiana Congressional Delegation to take such actions as are necessary to require the Federal Emergency Management Agency to grant Louisiana full federal funding for disaster expenses associated with Hurricane Laura or to grant Louisiana the ability to utilize alternative sources of federal funding as needed matching funds if full federal funding is not provided.

Read by title.

Reported favorably by the Committee on Appropriations.

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

HOUSE CONCURRENT RESOLUTION NO. 4— BY REPRESENTATIVES BOURRIQUE AND ROMERO

A CONCURRENT RESOLUTION

To urge and request the division of administration, office of community development, to include certain activities as eligible expenses in the development of its Community Development Block Grant - Disaster Recovery Program Action Plans and amendments thereto.

Read by title.

Reported favorably by the Committee on Appropriations.

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

HOUSE CONCURRENT RESOLUTION NO. 6— BY REPRESENTATIVE LANDRY

A CONCURRENT RESOLUTION

To direct the Legislative Budgetary Control Council to review the compensation of legislative assistants and to establish a salary schedule for legislative assistants that is competitive with the marketplace in accordance with R.S. 24:31.5.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Zeringue, 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. 5—

BY REPRESENTATIVE DESHOTEL AND SENATOR MIZELL
AN ACT

To enact R.S. 47:6041, relative to tax credits; to establish a tax credit for certain broadband coverage providers; to provide for the amount of the credit; to limit the total amount of credits authorized to be granted; to provide for requirements and limitations; to provide for definitions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

HOUSE BILL NO. 24—

BY REPRESENTATIVE ZERINGUE
AN ACT

To appropriate funds from certain sources in specific amounts for the making of supplemental appropriations to the capital outlay budget for Fiscal Year 2020-2021; 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. Zeringue, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 39—

BY REPRESENTATIVE ZERINGUE
AN ACT

To appropriate funds and to make certain reductions from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for the agencies and purposes for Fiscal Year 2020-2021; 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. 39 by Representative Zeringue

AMENDMENT NO. 1

On page 1, between lines 15 and 16, insert the following:

"Provided, however, no funds herein appropriated to the Louisiana Public Defender Board Program for the renovation or purchase of office space for district defender offices may be expended unless a plan for such expenditures is approved by the Joint Legislative Committee on the Budget."

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

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

Suspension of the Rules

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

**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. 68—
BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To amend and reenact R.S. 29:722(A)(2), 724(A) and (B), 766(A), (B), and (D) and 768, relative to the declaration of emergencies; to provide relative to the declaration of a state of disaster or emergency and a state of public health emergency; to provide for the renewal and termination of certain emergencies; to create the Legislative Committee on Emergency Declarations; to provide for the authority, duties, and membership of the Legislative Committee on Emergency Declarations; 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.

HOUSE BILL NO. 69—
BY REPRESENTATIVE MCFARLAND AND SENATOR CATHEY
AN ACT

To enact R.S. 3:266(24) and 285, relative to agricultural workforce development; to establish a monetary incentive program to encourage the creation and employment of agricultural business internships; to authorize the development and establishment of the Louisiana Agricultural Workforce Development Program; to authorize an incentive payment to Louisiana agricultural businesses for the creation and employment of internships; to provide for administration of the program; to provide for definitions; to provide for reporting; to provide an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

Suspension of the Rules

On motion of Rep. Bacala, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Thursday, October 1, 2020, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 45

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 Thursday, October 1, 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. 60 and 68

House Concurrent Resolution Nos. 9 and 15

Senate Bill No. 29

Leave of Absence

Rep. DuBuisson - 2 days

Rep. Marino - 1 day

Adjournment

On motion of Rep. Thompson, at 4:34 P.M., the House agreed to adjourn until Thursday, October 1, 2020, at 2:00 P.M.

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

MICHELLE D. FONTENOT
Clerk of the House