

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

EIGHTH 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, October 7, 2020

The House of Representatives was called to order at 2:13 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 | Freiberg | Miller, D. |
| Adams | Frieman | Miller, G. |
| Amedee | Gadberry | Mincey |
| Bacala | Gaines | Moore |
| Bagley | Garofalo | Muscarello |
| Beaullieu | Goudeau | Nelson |
| Bishop | Harris | Orgeron |
| Bourriague | Hilferty | Owen, C. |
| Brass | Hughes | Owen, R. |
| Brown | Huval | Phelps |
| Bryant | Illg | Pierre |
| Butler | James | Pressly |
| Carpenter | Jefferson | Riser |
| Carrier | Jenkins | Romero |
| Carter, G. | Johnson, M. | Schamerhorn |
| Carter, R. | Johnson, T. | Selders |
| Cormier | Jones | St. Blanc |
| Coussan | Jordan | Stefanski |
| Cox | Kerner | Tarver |
| Davis | LaCombe | Thomas |
| DeVillier | Landry | Thompson |
| Duplessis | Larvadain | Turner |
| Echols | Lyons | Wheat |
| Edmonds | Mack | White |
| Edmonston | Magee | Willard |
| Emerson | Marcelle | Wright |
| Farnum | McFarland | Zeringue |
| Firment | McMahen | |
| Freeman | Miguez | |
| Total - 85 | | |

The Speaker announced that there were 85 members present and a quorum.

Prayer

Prayer was offered by Rep. Hughes.

Pledge of Allegiance

Rep. Coussan 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. DeVillier, the reading of the Journal was dispensed with.

On motion of Rep. DeVillier, the Journal of October 6, 2020, was adopted.

**Petitions, Memorials, and
Communications**

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

Message from the Senate

SENATE BILLS

October 7, 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 No. 50

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. 50—
BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 39:122(A), relative to work on projects in the annual capital outlay act; to provide relative to the commencement of work or delays in construction; to provide relative to public statements and notices of delays in construction; 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

On motion of Rep. Magee, 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:

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8th Day's Proceedings - October 7, 2020

HOUSE RESOLUTION NO. 10—
BY REPRESENTATIVE SCHEXNAYDER
A RESOLUTION

To express the condolences of the House of Representatives upon the death of John "Johnny" Amedee Frederic, Jr., on September 24, 2020.

Read by title.

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

HOUSE RESOLUTION NO. 11—
BY REPRESENTATIVE NEWELL
A RESOLUTION

To commend Amozion Baptist Church in New Orleans on its one hundred fiftieth anniversary.

Read by title.

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

HOUSE RESOLUTION NO. 12—
BY REPRESENTATIVE BRASS
A RESOLUTION

To commend the JNC Foundation for its breast cancer awareness efforts, community service, and support for women of color.

Read by title.

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

Introduction of House Bills and Joint Resolutions

The following named members introduced the following 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. 90—
BY REPRESENTATIVE AMEDEE
AN ACT

To amend and reenact R.S. 29:764(A)(2)(d) and (h), (4)(d), (6), (8), and (9) and R.S. 40:4(A)(2)(introductory paragraph), 5(A)(1), 6(B), 7(A), and 18(B) and to enact R.S. 40:3.2, relative to powers of certain state agencies and officials to isolate or quarantine for the care and control of communicable disease; to provide certain limitations on such powers; to provide relative to the jurisdiction and authority of the state health officer; to provide relative to the authority of the Louisiana Department of Health with respect to administrative rules and regulations concerning prevention of infectious disease; to provide relative to aspects of the state public health emergency plan that apply to isolation and quarantine; to make technical changes; 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. 91—
BY REPRESENTATIVE AMEDEE
AN ACT

To amend and reenact R.S. 17:416(C)(4) and (5) and to enact R.S. 17:416(K) and (L), relative to student discipline; to provide for judicial review of certain discipline actions; to provide for discipline policies applicable during online instruction; to

provide for awarding of damages and attorney fees; 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 Education.

HOUSE BILL NO. 92—
BY REPRESENTATIVE LANDRY
AN ACT

To enact Subpart N 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. 39:100.51, relative to compensation for certain child care workers; to establish the Child Care Worker Supplemental Pay Fund; to provide for administration of the fund; to provide for specific uses of 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. 93—
BY REPRESENTATIVE WILLARD
AN ACT

To enact Part XI of Chapter 11 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:1750.1 through 1750.11, relative to unemployment compensation; to create a work-sharing program; to provide for definitions; to provide for criteria for plan approval; to provide for approval and rejection of a plan; to provide for the effective date and duration of a plan; to provide for revocation of approval; to provide for modification of a plan; to provide for eligibility; to provide for benefits; to provide for severability; 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.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on
Health and Welfare
October 7, 2020

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on October 6, 2020, I am directed by your Committee on Health and Welfare to submit the following report:

House Resolution No. 1, by Echols
Reported favorably. (15-0)

House Concurrent Resolution No. 21, by Wheat
Reported favorably. (15-0)

House Bill No. 33, by Edmonds
Reported by substitute. (15-0)

House Bill No. 52, by Edmonds
Reported favorably. (15-0)

LAWRENCE A. "LARRY" BAGLEY
Chairman

Report of the Committee on
Administration of Criminal Justice

October 7, 2020

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 9, by McCormick
Reported favorably. (6-3)

EDWARD C. "TED" JAMES, II
Chairman

Report of the Committee on
House and Governmental Affairs

October 7, 2020

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Resolution No. 2, by Duplessis
Reported favorably. (9-2)

House Concurrent Resolution No. 18, by Duplessis
Reported favorably. (10-1)

House Bill No. 51, by Miguez
Reported with amendments. (7-5)

House Bill No. 57, by Edmonds
Reported favorably. (7-4)

House Bill No. 59, by Beaulieu
Reported with amendments. (13-0)

ROYCE DUPLESSIS
Vice Chairman

**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. 7—
BY REPRESENTATIVES COUSSAN, BOURRIAQUE, BUTLER, CARRIER,
CORMIER, LYONS, AND MINCEY AND SENATOR HENSGENS
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 (FEMA) to more efficiently coordinate the removal of dislocated oilfield equipment after natural disasters in Louisiana.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

HOUSE CONCURRENT RESOLUTION NO. 22—
BY REPRESENTATIVE TRAVIS JOHNSON AND SENATOR JACKSON
A CONCURRENT RESOLUTION

To urge and request the Department of Culture, Recreation and Tourism, office of tourism, to study the feasibility of creating a bike and walking trail along the Mississippi River spanning approximately eighty miles, beginning in Vidalia, Louisiana, and ending in East Carroll Parish in Lake Providence and make recommendations in regards to the creation.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways and Public Works to Original House Concurrent Resolution No. 22 by Representative Travis Johnson

AMENDMENT NO. 1

On page 3, line 6, after "make" and before "recommendations" insert "written"

AMENDMENT NO. 2

On page 3, line 17, after "with" delete the remainder of the line and insert in lieu thereof "bicycle planning and development."

AMENDMENT NO. 3

On page 4, between lines 10 and 11, insert the following:

"BE IT FURTHER RESOLVED that the Department of Culture, Recreation and Tourism, office of tourism, shall submit a written report to the House Committee on Transportation, Highways and Public Works and the Senate Committee on Transportation, Highways and Public Works detailing its findings and recommendations for the creation of a bike trail along the Mississippi River in Northeast Louisiana prior to March 1, 2021."

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

On motion of Rep. Pierre, the resolution, as amended, 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. 10—
BY REPRESENTATIVE MCFARLAND
AN ACT

To authorize and provide for the transfer of certain state property in Jackson Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to repeal Section 3 of Act No. 272 of the 2019 Regular Session of the Legislature of Louisiana; 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. Coussan, the bill was ordered engrossed and passed to its third reading.

HOUSE BILL NO. 27—
BY REPRESENTATIVE ZERINGUE
AN ACT

To enact R.S. 29:732.1 and 776, relative to fees charged to businesses by state agencies during a state of emergency or public health emergency; to exempt payment of fees for a certain time; to provide for extension of the exemption; to provide for exceptions; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Appropriations.

The substitute was read by title as follows:

HOUSE BILL NO. 94 (Substitute for House Bill No. 27 by Representative Zeringue)—
BY REPRESENTATIVE ZERINGUE
AN ACT

To enact R.S. 29:732.1, relative to fees charged to businesses by state agencies during a state of emergency or public health emergency; to exempt payment of certain fees for a certain time; to provide for reporting requirements; to provide for extension of the exemption; and to provide for related matters.

Read by title.

On motion of Rep. Zeringue, the substitute was adopted and became House Bill No. 94 by Rep. Zeringue, on behalf of the Committee on Appropriations, as a substitute for House Bill No. 27 by Rep. Zeringue.

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

HOUSE BILL NO. 72—
BY REPRESENTATIVE STEFANSKI
AN ACT

To amend and reenact R.S. 39:100.44(J), relative to the Louisiana Main Street Recovery Program; to dedicate a certain portion of program funds for certain businesses; to provide relative to calculation of award amounts; to provide 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. 72 by Representative Stefanski

AMENDMENT NO. 1

On page 1, line 17, change "March 1," to "March 16,"

AMENDMENT NO. 2

On page 1, at the end of line 19, insert "Notwithstanding any provision of law to the contrary, any bar that filed an application in connection with the recovery program and was disqualified shall be entitled to have its application reviewed for an award pursuant to the provisions of this Paragraph."

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.

HOUSE BILL NO. 75—
BY REPRESENTATIVE MCFARLAND AND SENATOR CATHEY
AN ACT

To amend and reenact the heading of Part II-A of Title 3 of the Louisiana Revised Statutes of 1950 and R.S. 3:4321(C) and (D) and to enact R.S. 3:4321(E), relative to the severance tax on timber; to modify the disposition of the portion of the severance tax on timber allocated to the state general fund; to create the "Wildfire Suppression Subfund"; to provide for the use of monies in the subfund; to provide for the appointment of forest firefighters within the office of forestry; 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. 75 by Representative McFarland

AMENDMENT NO. 1

On page 2, line 3, after "the fund" and before "shall be" insert a comma "," and "exclusive of monies in the Wildfire Suppression Subfund,"

AMENDMENT NO. 2

On page 2, line 7, after "fiscal year" and before "shall revert" insert a comma "," and "exclusive of monies in the Wildfire Suppression Subfund,"

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.

HOUSE BILL NO. 84—
BY REPRESENTATIVE EDMONDS
AN ACT

To amend and reenact R.S. 39:134(C), relative to the expenditure of federal funds; to modify requirements for Joint Legislative Committee on the Budget approval of the expenditure of federal funds received under certain circumstances; to provide for certain requirements; 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. 84 by Representative Edmonds

AMENDMENT NO. 1

On page 2, line 8, after "no" and before "additional" insert "new or"

AMENDMENT NO. 2

On page 2, line 9, after "expended" and before "for the" insert "by any agency"

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.

HOUSE BILL NO. 85—
BY REPRESENTATIVE MAGEE

AN ACT

To amend and reenact R.S. 39:100.44(Q) and 100.45(A) and to enact R.S. 39:100.42(6.1) and 100.44.1, relative to the Louisiana Main Street Recovery Program; to provide with respect to program funds; to establish a dedicated subaccount for funding awards to certain eligible businesses; to provide for administration of grants to such eligible businesses; to provide with respect to the powers and duties of the Department of Revenue, the division of administration, and the office of alcohol and tobacco control; 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.

Privileged Report of the Committee on Enrollment

October 7, 2020

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. 8—
BY REPRESENTATIVE THOMPSON

A RESOLUTION

To commend John Benjamin "JB" Humphrey on his one hundredth birthday.

HOUSE RESOLUTION NO. 9—
BY REPRESENTATIVE FIRMENT

A RESOLUTION

To express the condolences of the House of Representatives upon the death of Jerome Fred Scott, longtime mayor of the town of Pollock, Louisiana.

Respectfully submitted,

STEPHANIE HILFERTY
Chairwoman

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.

Suspension of the Rules

On motion of Rep. McFarland, the rules were suspended to permit the Committee on Agriculture, Forestry, Aquaculture, and Rural Development to meet on Monday, October 12, 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. 69

House Concurrent Resolution No. 24

Suspension of the Rules

On motion of Rep. Gaines, the rules were suspended to permit the Committee on Judiciary to meet on Monday, October 12, 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 Nos. 44, 46 and 47

House Concurrent Resolution Nos. 2, 8 and 10

Suspension of the Rules

On motion of Rep. Carpenter, the rules were suspended to permit the Committee on Labor and Industrial Relations to meet on Monday, October 12, 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 Nos. 34, 66, 70, 88 and 93

House Concurrent Resolution No. 20

Suspension of the Rules

On motion of Rep. Harris, the rules were suspended to permit the Committee on Retirement to meet on Monday, October 12, 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. 36

Senate Bill No. 26

Suspension of the Rules

On motion of Rep. Bishop, the rules were suspended to permit the Committee on Ways and Means to meet on Tuesday, October 13, 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 Nos. 73 and 89

Senate Bill Nos. 1 and 6

Leave of Absence

Rep. Dwight - 1 day

Rep. Fontenot - 1 day

Rep. Villio - 1 day

Adjournment

On motion of Rep. Thompson, at 2:44 P.M., the House agreed to adjourn upon the call of the Speaker.

The Speaker of the House declared the House adjourned upon the call of the Speaker.

MICHELLE D. FONTENOT
Clerk of the House

