

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

NINTH 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

Monday, October 12, 2020

The House of Representatives was called to order at 2:01 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	McKnight
Adams	Frieman	McMahen
Amedee	Gadberry	Miguez
Bacala	Gaines	Miller, D.
Bagley	Garofalo	Miller, G.
Beaullieu	Goudeau	Mincey
Bishop	Green	Moore
Bourriague	Harris	Muscarello
Brass	Henry	Nelson
Brown	Hilferty	Newell
Bryant	Hodges	Orgeron
Butler	Horton	Owen, C.
Carpenter	Hughes	Owen, R.
Carrier	Huval	Phelps
Carter, G.	Illg	Pierre
Carter, R.	Ivey	Pressly
Cormier	James	Riser
Coussan	Jefferson	Romero
Cox	Jenkins	Schamerhorn
Crews	Johnson, M.	Seabaugh
Davis	Johnson, T.	Selders
Deshotel	Jones	St. Blanc
DeVillier	Jordan	Stefanski
DuBuisson	Kerner	Tarver
Duplessis	LaCombe	Thomas
Dwight	Landry	Thompson
Echols	Larvadain	Turner
Edmonds	Lyons	Villio
Edmonston	Mack	Wheat
Emerson	Magee	White
Firment	Marcelle	Willard
Fontenot	McCormick	Wright
Freeman	McFarland	Zeringue

Total - 99

The Speaker announced that there were 99 members present and a quorum.

Prayer

Prayer was offered by Rep. Mack.

Pledge of Allegiance

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

On motion of Rep. Huval, the Journal of October 7, 2020, was adopted.

**Petitions, Memorials, and
Communications**

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

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 29: Reps. Dwight, Schexnayder, and McFarland.

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

October 12, 2020

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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 29: Senators Cortez, McMath, and Smith.

Respectfully submitted,

YOLANDA J. DIXON
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

October 12, 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. 10

Respectfully submitted,

YOLANDA J. DIXON
Secretary of the Senate

**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. 10—
BY SENATOR FOIL

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study certain matters pertaining to the Louisiana Trust Code.

Read by title.

On motion of Rep. Dwight, and under a suspension of the rules, the above resolution was referred to the Committee on Civil Law and Procedure, under the rules.

Suspension of the Rules

On motion of Rep. Dwight, 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

October 12, 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. 18 and 37

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. 18—
BY SENATOR CATHEY

AN ACT

To enact R.S. 26:71(A)(8) and 271(A)(7), relative to the Alcoholic Beverage Control Law; to provide for certain permit fee payments; to provide for certain malt beverages or beverages of low alcoholic content permit fee payments; to provide for permit fee credits and refunds under certain exceptions related to COVID-19; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 37—
BY SENATOR WHITE

AN ACT

To enact R.S. 48:58, relative to the duties of the secretary of the Department of Transportation and Development; to provide that the secretary shall begin construction immediately and expeditiously after funding is made available for a project in the capital outlay act; to provide relative to public statements and notices of delay 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 Appropriations.

**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. 13—
BY REPRESENTATIVE LACOMBE

A RESOLUTION

To express the condolences of the House of Representatives upon the death of John "Wayne" Torres, Sr.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 14—
BY REPRESENTATIVE ECHOLS

A RESOLUTION

To urge and request the Louisiana Department of Health to study certain aspects of nonemergency medical transportation provided within the Medicaid managed care program of this state and to report findings from the study to the House Committee on Health and Welfare.

Read by title.

On motion of Rep. Bagley, 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. 29—
BY REPRESENTATIVES BUTLER AND BAGLEY

A CONCURRENT RESOLUTION

To amend the Louisiana Department of Health rule, LAC 50:VII.33103(A)(2), which provides for leaves of absence for residents of intermediate care facilities for persons with intellectual and developmental disabilities, to provide for retroactive and prospective application of the amendments, and to direct the office of the state register to print the amendments in the Louisiana Administrative Code.

Read by title.

On motion of Rep. Bagley, and under a suspension of the rules, the above resolution was referred to the Committee on Health and Welfare, 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. 95—
BY REPRESENTATIVE BUTLER

AN ACT

To require the Louisiana Department of Health to allow visitation of residents of intermediate care facilities by certain family members of those residents; to provide conditions for such visitation; to provide for the application of certain law and effectiveness of that 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 BILL NO. 96—
BY REPRESENTATIVE FREEMAN

AN ACT

To enact R.S. 17:3914(M), relative to student information; to require schools to share student information with the state Department of Education for the purpose of facilitating the administration of the pandemic electronic benefits transfer program; to require the state Department of Education to share this information with the Department of Children and Family Services; 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 Education.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on

Education

October 12, 2020

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on October 7, 2020, I am directed by your Committee on Education to submit the following report:

House Concurrent Resolution No. 1, by Dwight
Reported favorably. (12-0)

House Concurrent Resolution No. 17, by Romero
Reported favorably. (12-0)

House Concurrent Resolution No. 25, by Gadberry
Reported favorably. (10-0)

House Concurrent Resolution No. 26, by Freiberg
Reported with amendments. (11-0)

House Bill No. 16, by Frieman
Reported with amendments. (14-0)

House Bill No. 18, by Gadberry
Reported with amendments. (10-0)

House Bill No. 40, by Garofalo
Reported favorably. (11-0)

House Bill No. 42, by Wright
Reported favorably. (15-0)

House Bill No. 48, by Duplessis
Reported with amendments. (12-0)

House Bill No. 56, by Bagley
Reported with amendments. (12-0)

House Bill No. 80, by Owen, Charles
Reported with amendments. (11-0)

House Bill No. 83, by Romero
Reported with amendments. (13-0)

Senate Concurrent Resolution No. 6, by Abraham
Reported favorably. (11-0)

Senate Bill No. 30, by Milligan
Reported with amendments. (10-0)

Senate Bill No. 32, by Fields
Reported favorably. (13-0)

RAYMOND E. GAROFALO, JR.
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Suspension of the Rules

On motion of Rep. Garofalo, the rules were suspended in order to take up House and House Concurrent Resolutions contained in the committee report at this time.

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. 1—
BY REPRESENTATIVES DWIGHT AND BOURRIAQUE
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to take all necessary measures relative to the minimum foundation program formula to ensure that the school systems in Calcasieu and Cameron parishes are not penalized in terms of funding due to closures and student displacement resulting from Hurricane Laura.

Read by title.

Reported favorably by the Committee on Education.

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

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.

Reported favorably by the Committee on Education.

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

HOUSE CONCURRENT RESOLUTION NO. 25—

BY REPRESENTATIVE GADBERRY

A CONCURRENT RESOLUTION

To urge and request the State Civil Service Commission to establish the same or substantially similar benefits as those provided in R.S. 17:1201(C)(1) and (D)(1), relative to sick leave benefits for public school teachers injured or disabled while acting in their official capacity, for classified employees serving as teaching staff within the Department of Public Safety and Corrections, office of juvenile justice.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE CONCURRENT RESOLUTION NO. 26—

BY REPRESENTATIVE FREIBERG

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to issue guidance and policies relative to the creation and operation of micro schools, by public schools or public school governing authorities approved for such purpose, to help ensure that Louisiana students continue to have high quality and safe learning experiences amidst the ongoing COVID-19 public health emergency.

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 Concurrent Resolution No. 26 by Representative Freiberg

AMENDMENT NO. 1

On page 2, line 7, delete "January" and insert "March"

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

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

Suspension of the Rules

On motion of Rep. Garofalo, the rules were suspended in order to take up Senate Concurrent Resolutions contained in the committee report at this time.

Senate Concurrent Resolutions Reported by Committee

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

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATORS ABRAHAM, ALLAIN, BARROW, BERNARD, BOUDREAU, BOUIE, CARTER, CATHEY, CLOUD, CONNICK, CORTEZ, FESI, FIELDS, FOIL, HARRIS, HENRY, HENSGENS, HEWITT, JOHNS, LUNEAU, MCMATH, MILLIGAN, FRED MILLS, ROBERT MILLS, MIZELL, PEACOCK, POPE, PRICE, REESE, SMITH, TALBOT, TARVER, WARD AND WHITE

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt adjustments to the minimum foundation

program (MFP) formula to ensure that school districts impacted by Hurricane Laura do not lose MFP funding during the 2020-2021 fiscal year due to decreases in student enrollment.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Garofalo, the resolution was ordered passed to its third reading.

Suspension of the Rules

On motion of Rep. Garofalo, the rules were suspended in order to take up House Bills contained in the committee report at this time.

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. 16—

BY REPRESENTATIVE FRIEMAN

AN ACT

To amend and reenact R.S. 17:439.1 and 3392, relative to the applicability of certain limitations of liability during public health emergencies; to provide for a limitation of liability for causes of action related to COVID-19 and public health emergencies; to provide relative to the liability of public, nonpublic, and charter schools, systems, and governing boards under certain circumstances; to provide relative to the liability of public and nonpublic postsecondary education systems and institutions; to provide for an effective date; 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. 16 by Representative Frieman

AMENDMENT NO. 1

On page 2, at the beginning of line 12, change "E." to "E.(1)"

AMENDMENT NO. 2

On page 2, between lines 21 and 26, insert the following:

"(2) A public school governing authority shall not adopt a policy, rule, or regulation that imposes a lesser standard than what is prescribed in a rule or regulation adopted by the State Board of Elementary and Secondary Education in accordance with the Administrative Procedure Act.

* * *

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

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

HOUSE BILL NO. 18—BY REPRESENTATIVE GADBERRY
AN ACT

To amend and reenact R.S. 17:1200(B) and 1201(C)(1) and (D)(1), relative to teacher sick leave; to provide relative to certain benefits of members of the teaching staff at public schools; to provide relative to benefits received when the member of the teaching staff is injured while acting in his official capacity; to provide that such benefits shall also apply to certain instructors at schools located within secure care facilities under the jurisdiction of the office of juvenile justice; 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. 18 by Representative Gadberry

AMENDMENT NO. 1

On page 1, line 2, after R.S. 17: and before "1201(C)(1)" insert "1200(B) and"

AMENDMENT NO. 2

On page 1, line 6, after "apply to" and before "schools" delete "teachers of" and insert "certain instructors at"

AMENDMENT NO. 3

On page 1, delete lines 9 and 10 and insert the following:

"Section 1. R.S. 17:1200(B) and 1201(C)(1) and (D)(1) are hereby amended and reenacted to read as follows:

§1200. Definitions

* * *

B.(1) As used in R.S. 17:1201, the words "teacher" or "teaching staff" shall include any person employed by a city, parish, or other local public school board in the state of Louisiana who holds a valid teaching certificate issued by the state Department of Education, and any social worker, guidance counselor, or school psychologist employed by a city, parish, or other local public school board in the state who holds, as applicable, a valid professional ancillary certificate in school social work, guidance counseling, or school psychology issued by the state Department of Education.

(2) As used in R.S. 17:1201(C)(1) and (D)(1), the words "teacher" or "teaching staff" shall also include an unclassified instructor employed by the Department of Public Safety and Corrections, office of juvenile justice.

* * *

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

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

HOUSE BILL NO. 40—BY REPRESENTATIVE GAROFALO
AN ACT

To amend and reenact R.S. 17:5103(B)(1)(a) and to enact R.S. 17:5104, relative to the Taylor Opportunity Program for Students; to provide relative to eligibility for awards; to waive

or modify certain eligibility provisions for certain students in response to circumstances related to certain natural disasters and certain public health emergencies; to authorize the administering agency to waive eligibility requirements; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE BILL NO. 42—BY REPRESENTATIVE WRIGHT
AN ACT

To amend and reenact R.S. 17:4035.1, relative to public school choice; to provide relative to school funding; to provide relative to the applicability of school and district accountability; to provide for an appeals process for public school choice enrollment denials; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

HOUSE BILL NO. 48—BY REPRESENTATIVES DUPLESSIS, GARY CARTER, AND JEFFERSON
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.

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. 48 by Representative Duplessis

AMENDMENT NO. 1

On page 1, line 20, after "18:562(A)(2)(a)(i)" insert "and 1309(D)(1)(a)(i)"

AMENDMENT NO. 2

On page 2, line 2, delete "four" and insert "six"

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

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

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.

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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. 56 by Representative Bagley

AMENDMENT NO. 1

On page 1, between lines 16 and 17, insert the following:

"(2) A policy adopted pursuant to this Subsection is subject to the following:

(a) The school principal, primary caregiver, and school nurse or other authorized school personnel administering the medical marijuana shall enter into a contract for such administration.

(b) The primary caregiver shall bring the medical marijuana on and off school property every school day that it will be administered.

(c) The medical marijuana shall be stored in a locked box on school property.

(d) Students are prohibited from bringing medical marijuana on and off school property.

(3) The governing authority of any public elementary or secondary school that does not adopt a policy authorizing the administration of medical marijuana pursuant to this Subsection shall post on its website a statement that it does not have such a policy.

(4) Any school personnel authorized to administer medical marijuana pursuant to this Subsection shall be exempt from the provisions of R.S. 40:966. This Paragraph shall not prevent the arrest or prosecution of any person for diversion of marijuana or any of its derivatives or other conduct outside the scope of the state-sponsored medical marijuana program."

AMENDMENT NO. 2

On page 1, line 17, delete "(2)" and insert "(5)"

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

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

HOUSE BILL NO. 80—

BY REPRESENTATIVE CHARLES OWEN
AN ACT

To amend and reenact R.S. 17:24.4(F)(1)(g) and to repeal R.S. 17:24.4(F)(1)(h) and (2), relative to student assessments; to prohibit the use of assessment results for certain purposes for the 2020-2021 school year; to provide relative to the assignment of letter grades to schools and school districts pursuant to the school and district accountability system for the 2020-2021 school year; 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. 80 by Representative Charles Owen

AMENDMENT NO. 1

On page 1, line 4, after "school year;" delete the remainder of the line and delete line 5 and 6 and at the beginning of line 7, delete "approval;" and insert "to provide relative to the assignment of letter grades to schools and school districts pursuant to the school and district accountability system for the 2020-2021 school year;"

AMENDMENT NO. 2

On page 1, line 18, after "the" and before "assessments" insert "value-added model"

AMENDMENT NO. 3

On page 2, line 1, after "performance" and before "as" delete "using value-added data"

AMENDMENT NO. 4

On page 2, line 10, after "student" and before "assessments" insert "value-added model"

AMENDMENT NO. 5

On page 2, line 13, after "results" and before "to the" delete "and allowances, if any,"

AMENDMENT NO. 6

On page 2, delete lines 15 through 18 and insert the following:

"later than May 30, 2021. The board shall prepare a petition for the United States Department of Education for a waiver of the requirement of issuing letter grades for schools and school districts for the 2020-2021 school year and submit the petition if it is the opinion of the state superintendent of education that issuance of letter grades would be detrimental to the state of Louisiana. The superintendent and the board shall present a report to each committee, meeting separately or jointly, regarding this decision not later than June 15, 2021."

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

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

HOUSE BILL NO. 83—

BY REPRESENTATIVES ROMERO, AMEDEE, BRASS, GARY CARTER, EDMONDS, FREEMAN, FREIBERG, GAROFALO, HILFERTY, JEFFERSON, CHARLES OWEN, PHELPS, ST. BLANC, THOMAS, AND WRIGHT

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.

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. 83 by Representative Romero

AMENDMENT NO. 1

On page 4, after line 3, insert the following:

"Section 5. This Act shall be known and may be cited as the "Ka'Mauri Harrison Act"."

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

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

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. Schexnayder, the Committee on Judiciary was discharged from further consideration of House Concurrent Resolution No. 23.

HOUSE CONCURRENT RESOLUTION NO. 23— BY REPRESENTATIVE SCHEXNAYDER

A CONCURRENT RESOLUTION

To memorialize the United States Senate to take such actions as are necessary to confirm President Donald Trump's nomination of Judge Amy Coney Barrett to the United States Supreme Court to fill the seat of the late Justice Ruth Bader Ginsburg.

Read by title.

On motion of Rep. Bagley, the resolution was ordered passed to its third reading.

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 RESOLUTION NO. 1— BY REPRESENTATIVE ECHOLS

A RESOLUTION

To urge and request the Louisiana Department of Health to study the costs and benefits of setting Medicaid reimbursement rates for primary care services at levels that are at least equal to Medicare rates for those services, and to report findings from the study to the House Committee on Appropriations and the House Committee on Health and Welfare.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Reported favorably by the Committee on House and Governmental Affairs.

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

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.

Reported favorably by the Committee on House and Governmental Affairs.

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

HOUSE CONCURRENT RESOLUTION NO. 21— BY REPRESENTATIVES WHEAT AND EDMONDS

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to immediately submit certain documentation to the Centers for Medicare and Medicaid Services to provide financial relief for providers of adult day center services, home- and community-based services, and intermediate care facilities for people with developmental disabilities.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Bagley, 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. 9—

BY REPRESENTATIVES MCCORMICK, EDMONSTON, AND CHARLES OWEN

AN ACT

To enact R.S. 29:776, relative to the applicability of certain limitations of liability during public health emergencies; to provide relative to religious assembly; to provide for the freedom to exercise religious assembly during public emergencies; to provide for immunity from civil liability and criminal prosecution; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

HOUSE BILL NO. 33—

BY REPRESENTATIVE EDMONDS

AN ACT

To amend and reenact R.S. 29:762(introductory paragraph) and (7) through (18), 770(B), and 771(B)(2)(c) and to enact R.S. 29:762(17) and (18) and 770(C), relative to a state of public health emergency; to require hospitals, nursing homes and adult residential care homes to provide patient or resident access to members of the clergy during a state of public health emergency for COVID-19 or other contagious or infectious diseases; to permit patient or resident access to religious sacraments and services; to provide requirements for members of the clergy who voluntarily enter inpatient healthcare facilities to minister;

to provide for definitions; to provide for mental health support; to provide for legislative purpose; to provide for the protection of employment and contracting rights for clergy who refuse to enter the inpatient healthcare facilities at certain times; to provide for immunity from liability for hospitals, nursing homes, and adult residential care homes; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Health and Welfare.

The substitute was read by title as follows:

HOUSE BILL NO. 98 (Substitute for House Bill No. 33 by Representative Edmonds)—
BY REPRESENTATIVE EDMONDS
AN ACT

To amend and reenact R.S. 29:771(B)(2)(c) and (e) and R.S. 40:2005 and to enact R.S. 29:771(B)(2)(f) and R.S. 40:2005.1, relative to visitation of patients and residents of certain healthcare facilities; to provide for visitation by clergy members of patients and residents of licensed hospitals, nursing homes, and adult residential care homes during public health emergencies; to require such healthcare facilities to adopt policies to allow for members of the clergy to visit patients or residents during a state of public health emergency; to provide for a limitation of civil liability in certain circumstances; to provide for effectiveness; and to provide for related matters.

Read by title.

On motion of Rep. Bagley, the substitute was adopted and became House Bill No. 98 by Rep. Edmonds, on behalf of the Committee on Health and Welfare, as a substitute for House Bill No. 33 by Rep. Edmonds.

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

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; to provide exceptions; 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. 51 by Representative Miguez

AMENDMENT NO. 1

On page 1, line 6, after "supervisors," insert "to provide exceptions;"

AMENDMENT NO. 2

On page 1, at the beginning of line 11, insert "A."

AMENDMENT NO. 3

On page 1, between lines 16 and 17, insert the following:

"B. The provisions of Subsection A of this Section shall not apply to the solicitation, acceptance, use, or disposal of any campaign contribution or in-kind contribution by any candidate for public office for the purpose of meeting expenses related to seeking that office."

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

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

HOUSE BILL NO. 52—
BY REPRESENTATIVES EDMONDS AND EDMONSTON
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.

Reported favorably by the Committee on Health and Welfare.

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

HOUSE BILL NO. 57—
BY REPRESENTATIVES EDMONDS AND EDMONSTON
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.

Reported favorably by the Committee on House and Governmental Affairs.

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

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.

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. 59 by Representative Beaulieu

AMENDMENT NO. 1

On page 2, line 5, after "election" insert "or each day of assistance, if applicable,"

AMENDMENT NO. 2

On page 3, line 8, after "election" insert "or each day of assistance, if applicable,"

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

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

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 bill was ordered engrossed and passed to its third reading.

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:

HOUSE BILL NO. 37—
BY REPRESENTATIVES BEAULLIEU AND CHARLES OWEN
AN ACT

To enact R.S. 47:6041, relative to income tax credits; to authorize an income tax credit for certain businesses; to provide for the amount of the credit; to provide for requirements and limitations; to authorize the carryforward of unused amounts of the credit; to provide for the claiming of credits; to provide for applicability; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Beaulieu sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Beaulieu to Engrossed House Bill No. 37 by Representative Beaulieu

AMENDMENT NO. 1

On page 1, at the beginning of line 11, delete "A." and insert "A.(1)"

AMENDMENT NO. 2

On page 1, line 16, after "Section," delete the remainder of the line and delete lines 17 through 20 in their entirety and on page 2, delete lines 1 and 2 in their entirety and insert the following:

"the total sales made by the taxpayer's business from March 1, 2020, through December 31, 2020, must be less than the total sales made by the taxpayer's business from March 1, 2019, through December

31, 2019, as a result of the operations of the business being interrupted by the COVID-19 pandemic. However, a restaurant establishment or establishment licensed to sell or serve alcoholic beverages for consumption on its premises by paying customers that commenced operations on or after August 1, 2019, shall be eligible for the credit authorized pursuant to this Section if its business operations were interrupted by the COVID-19 pandemic between March 1, 2020, and December 31, 2020.

(2) The taxpayer claiming this credit shall submit documentation, as required by the secretary, which evidences that the taxpayer's total sales from March 1, 2020, through December 31, 2020, was less than the taxpayer's total sales from March 1, 2019, through December 31, 2019, as a result of the operations of the business being interrupted by the COVID-19 pandemic. The documentation shall include the taxpayer's total sales from March 1 through December 31 for both the 2019 and 2020 taxable periods, the taxpayer's Louisiana sales tax account number for each location of the taxpayer's business, the taxpayer's office of alcohol and tobacco control permit number for each location of the taxpayer's business, and any other documentation required by the secretary. However, any business eligible for the credit authorized pursuant to the provisions of this Section that commenced operations on or after August 1, 2019, shall not be required to produce documentation evidencing total sales for taxable periods in 2019."

AMENDMENT NO. 3

On page 2, line 24, after "income tax" and before "returns" delete "or franchise tax"

AMENDMENT NO. 4

On page 2, line 26, after "income tax" and before "returns" delete "or franchise tax"

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

Rep. Beaulieu moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

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

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Edmonds	Lyons	Villio
Edmonston	Mack	Wheat
Emerson	Magee	White
Firment	McCormick	Willard
Fontenot	McFarland	Wright
Freeman	McKnight	Zeringue
Total - 96		

NAYS

Total - 0

ABSENT

Carter, W.	Glover	Marcelle
DuBuisson	Green	Marino
Farnum	Hollis	Stagni
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Beaulieu 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. 38—
BY REPRESENTATIVE HARRIS
AN ACT

To enact Part VIII of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:291 through 293, relative to funding for parish, municipal, and postsecondary education agency police departments; to provide for budget submission requirements; to provide for the authority of the Joint Legislative Committee on the Budget; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Harris sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Harris to Engrossed House Bill No. 38 by Representative Harris

AMENDMENT NO. 1

On page 1, line 4, change "agency" to "institution"

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

Rep. Carpenter sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Carpenter to Engrossed House Bill No. 38 by Representative Harris

AMENDMENT NO. 1

On page 1, line 3, change "through 293" to "and 292"

AMENDMENT NO. 2

On page 1, line 3, after "parish" delete the comma ","

AMENDMENT NO. 3

On page 1, line 4, before "police departments;" delete "municipal, and postsecondary education agency" and insert "and municipal"

AMENDMENT NO. 4

On page 1, line 9, change "through 293" to "and 292"

AMENDMENT NO. 5

On page 1, delete lines 15 through 19 in their entirety, and on page 2, delete lines 1 through 10 in their entirety

AMENDMENT NO. 6

On page 2, at the beginning at line 11, change "§293." to "§292."

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

Rep. Lyons sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lyons to Engrossed House Bill No. 38 by Representative Harris

AMENDMENT NO. 1

On page 3, after line 5, insert the following:

"D. The provisions of this Section shall not be applicable to any political subdivision which decreases the annual operating budget for its municipal police department or sheriff's office by ten percent or more if the decrease in the operating budget for its municipal police department or sheriff's office is the result of an overall decrease in tax collections within the political subdivision."

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

Rep. Freeman sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Freeman to Engrossed House Bill No. 38 by Representative Harris

AMENDMENT NO. 1

On page 2, at the beginning of line 7, change "C." to "C.(1)"

AMENDMENT NO. 2

On page 2, between lines 10 and 11, insert the following:

"(2) If the committee determines the proposed reductions submitted pursuant to this Section will not have a significant and harmful effect on public safety, the State General Fund (Direct) monies appropriated to the House of Representatives and the Senate in the most recent legislative appropriation bill shall each be reduced by one half of the amount of the proposed reduction to the institution's police department and the institution's appropriation from State General Fund (Direct) shall be increased by a corresponding amount."

AMENDMENT NO. 3

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

AMENDMENT NO. 4

On page 3, after line 5, insert the following:

"(2) If the committee determines the proposed reductions submitted pursuant to this Section will not have a significant and harmful effect on public safety, the State General Fund (Direct) monies appropriated to the House of Representatives and the Senate in the most recent legislative appropriation bill shall each be reduced by one half of the amount of the proposed reduction to the governing authority's police department and an appropriation to the governing authority from State General Fund (Direct) in a corresponding amount shall be made."

Rep. Freeman moved the adoption of the amendments.

Rep. Harris objected.

By a vote of 28 yeas and 66 nays, the amendments were rejected.

Rep. Harris moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gadberry	Nelson
Adams	Garofalo	Orgeron
Amedee	Goudeau	Owen, C.
Bacala	Harris	Owen, R.
Bagley	Henry	Pressly
Beaulieu	Hilferty	Riser
Bishop	Hodges	Romero
Brown	Horton	Schamerhorn
Carrier	Huval	Seabaugh
Coussan	Illg	St. Blanc
Crews	Ivey	Stefanski
Davis	Johnson, M.	Tarver
Deshotel	Kerner	Thomas
DuBuisson	Mack	Thompson
Dwight	McFarland	Turner
Echols	McKnight	Villio
Edmonds	McMahen	Wheat
Edmonston	Miguez	Wright
Firment	Miller, G.	Zeringue
Fontenot	Mincey	
Frieman	Muscarello	
Total - 61		

NAYS

Brass	Hughes	Miller, D.
Bryant	James	Moore
Carpenter	Jenkins	Newell
Carter, G.	Jones	Phelps
Cormier	Jordan	Pierre
Cox	LaCombe	Selders
Duplessis	Landry	White
Freeman	Larvadain	Willard
Freiberg	Lyons	
Total - 26		

ABSENT

Bourriaque	Farnum	Johnson, T.
Butler	Gaines	Magee
Carter, R.	Glover	Marcelle
Carter, W.	Green	Marino
DeVillier	Hollis	McCormick
Emerson	Jefferson	Stagni
Total - 18		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Harris 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. 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, duties, and authority of the Joint Legislative Committee on the Budget; to provide for effectiveness; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Crews sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crews to Engrossed House Bill No. 67 by Representative Crews

AMENDMENT NO. 1

On page 1, delete line 19, and insert the following:

"municipality. The provisions of this paragraph shall not apply to any municipality with a population of fewer than twenty thousand persons as determined by the latest federal decennial census."

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

Rep. Lyons sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lyons to Engrossed House Bill No. 67 by Representative Crews

AMENDMENT NO. 1

On page 1, delete line 19 and insert the following:

"municipality. The provisions of this paragraph shall not be applicable to any political subdivision which decreases the annual operating budget for its municipal police department by ten percent or more if the decrease in the operating budget for its municipal police department is the result of an overall decrease in tax collections within the political subdivision."

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

Rep. Crews moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gadberry	Muscarello
Adams	Garofalo	Nelson
Amedee	Goudeau	Orgeron
Bacala	Harris	Owen, C.

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Bagley	Henry	Owen, R.
Beaulieu	Hilferty	Pressly
Bishop	Hodges	Riser
Butler	Horton	Romero
Carrier	Huval	Schamerhorn
Coussan	Illg	Seabaugh
Crews	Ivey	St. Blanc
Davis	Johnson, M.	Stefanski
Deshotel	Kerner	Tarver
DuBuisson	LaCombe	Thomas
Echols	Mack	Thompson
Edmonds	McCormick	Turner
Edmonston	McKnight	Villio
Firment	McMahon	Wheat
Fontenot	Miguez	White
Freiberg	Miller, G.	Wright
Frieman	Mincey	Zeringue

Total - 63

NAYS

Brass	Freeman	Miller, D.
Brown	Hughes	Moore
Bryant	James	Newell
Carpenter	Jenkins	Phelps
Carter, G.	Jones	Pierre
Cormier	Landry	Selders
Cox	Larvadain	Willard
Duplessis	Lyons	

Total - 23

ABSENT

Bourriaque	Gaines	Magee
Carter, R.	Glover	Marcelle
Carter, W.	Green	Marino
DeVillier	Hollis	McFarland
Dwight	Jefferson	Stagni
Emerson	Johnson, T.	
Farnum	Jordan	

Total - 19

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Crews 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. 78—
BY REPRESENTATIVE BEAULLIEU
AN ACT

To enact R.S. 33:2760, relative to payments in lieu of taxes; to provide for agreements for investments in political subdivisions authorizing payments in lieu of ad valorem taxes; to provide for agreements authorizing payments in lieu of ad valorem taxes that may allow for property tax exemptions; to provide for the authority of political subdivisions; to provide for ownership and title of property subject to certain agreements; to provide for certain conditions and limitations; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Beaulieu sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Beaulieu to Engrossed House Bill No. 78 by Representative Beaulieu

AMENDMENT NO. 1

On page 2, line 5, after "subdivisions" and before "authorize" delete "shall" and insert "may"

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

Rep. Mincey sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mincey to Engrossed House Bill No. 78 by Representative Beaulieu

AMENDMENT NO. 1

On page 2, line 13, after "than" and before "years" delete "two" and insert "four"

Rep. Mincey moved the adoption of the amendments.

Rep. Beaulieu objected.

By a vote of 45 yeas and 42 nays, the amendments were adopted.

Rep. Beaulieu moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Edmonston	Miguez
Amedee	Emerson	Miller, G.
Bacala	Freiberg	Mincey
Bagley	Frieman	Orgeron
Beaulieu	Garofalo	Owen, C.
Bishop	Goudeau	Owen, R.
Brass	Harris	Pierre
Brown	Henry	Pressly
Bryant	Hilferty	Romero
Carter, G.	Huval	Seabaugh
Cormier	Illg	Selders
Coussan	James	St. Blanc
Cox	Johnson, M.	Stefanski
Crews	Johnson, T.	Tarver
Davis	Kerner	Thomas
Deshotel	Mack	Thompson
DeVillier	Magee	Turner
DuBuisson	McCormick	Villio
Dwight	McFarland	Wright
Echols	McKnight	Zeringue
Edmonds	McMahon	

Total - 62

NAYS

Adams	Horton	Muscarello
Butler	Hughes	Nelson
Carpenter	Ivey	Newell
Carrier	Jenkins	Phelps
Duplessis	Jones	Riser
Firment	LaCombe	Schamerhorn
Fontenot	Landry	Wheat
Freeman	Larvadain	White
Gadberry	Lyons	Willard
Gaines	Miller, D.	
Hodges	Moore	

Total - 31

ABSENT

Bourriaque	Glover	Jordan
Carter, R.	Green	Marcelle
Carter, W.	Hollis	Marino
Farnum	Jefferson	Stagni
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Beaulieu 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.

Suspension of the Rules

On motion of Rep. Miguez, the rules were suspended in order to take up and consider House and House Concurrent Resolutions on Third Reading for Final Consideration at this time.

House and House Concurrent Resolutions on Third Reading for Final Consideration

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

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.

Called from the calendar.

Read by title.

Rep. Miguez moved the adoption of the resolution.

By a vote of 62 yeas and 33 nays, the resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Stefanski, 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

HOUSE CONCURRENT RESOLUTIONS

October 12, 2020

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 27
Returned without amendments

Respectfully submitted,

YOLANDA J. DIXON
Secretary of the Senate

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

October 12, 2020

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 No. 7

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

YOLANDA J. DIXON
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

October 12, 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 Nos. 12 and 13

Respectfully submitted,

YOLANDA J. DIXON
Secretary of the Senate

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. 12—

BY SENATOR JACKSON

A CONCURRENT RESOLUTION

To adopt Joint Rule 9(D) of the Joint Rules of Order of the Senate and House of Representatives to provide for legislative approval of changes to the minimum foundation program formula (MFP) adopted by the State Board of Elementary and Secondary Education in response to a gubernatorially declared disaster or emergency when the legislature is not in session.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 13—

BY SENATOR HEWITT

A CONCURRENT RESOLUTION

To commend Eugene Lussan on the celebration of his one hundredth birthday.

Read by title.

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

Suspension of the Rules

On motion of Rep. Stefanski, 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

October 12, 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. 42 and 49

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. 42—

BY SENATORS BOUIE, CARTER AND HARRIS AND REPRESENTATIVES GARY CARTER, DUPLESSIS, HUGHES, LANDRY, NEWELL AND WILLARD

AN ACT

To amend and reenact R.S. 17:10.7.1(F)(1), relative to the return of certain schools from the Recovery School District to the transferring school system; to provide relative to the duties and responsibilities of the local school superintendent with respect to the charter of such 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. 49—

BY SENATOR HEWITT

AN ACT

To amend and reenact R.S. 34:3492(1), (10), (11), and (14), 3493(A)(1), 3499(F), 3501, and 3503(A)(2) and (3), relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to provide with respect to the issuance of bonds; to revise definitions; 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.

Suspension of the Rules

On motion of Rep. Pierre, 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. 15—

BY REPRESENTATIVE PIERRE

A RESOLUTION

To urge and request the state Department of Education and the Louisiana Department of Health to identify solutions and resources necessary to install water bottle filling stations during new construction and renovation projects at public elementary and secondary schools.

Read by title.

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

HOUSE RESOLUTION NO. 16—

BY REPRESENTATIVES COUSSAN, DAVIS, EDMONDS, GOUDEAU, JAMES, JORDAN, MCKNIGHT, AND SELDERS

A RESOLUTION

To express the condolences of the House of Representatives upon the death of James Michell "Jimmy" Bernhard.

Read by title.

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

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on

Agriculture, Forestry, Aquaculture, and Rural Development

October 12, 2020

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 Concurrent Resolution No. 24, by Romero Reported favorably. (11-0)

House Bill No. 69, by McFarland
Reported with amendments. (12-0)

JACK G. MCFARLAND
Chairman

Report of the Committee on

Judiciary

October 12, 2020

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 2, by Johnson, Mike
Reported favorably. (10-0)

House Concurrent Resolution No. 8, by DeVillier
Reported favorably. (8-4)

RANDAL L. GAINES
Chairman

Report of the Committee on

Labor and Industrial Relations

October 12, 2020

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 Concurrent Resolution No. 20, by Schexnayder
Reported favorably. (12-0)

House Bill No. 66, by Beaulieu
Reported with amendments. (10-0)

House Bill No. 70, by Schexnayder
Reported favorably. (13-1)

House Bill No. 93, by Willard
Reported with amendments. (12-0)

BARBARA W. CARPENTER
Chairman

Report of the Committee on

Retirement

October 12, 2020

To the Speaker and Members of the House of Representatives:

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

House Bill No. 36, by Bacala
Reported by substitute. (7-0)

Senate Bill No. 26, by Peterson
Reported favorably. (7-0)

LANCE HARRIS
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Privileged Report of the Legislative Bureau

October 12, 2020

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 26
Reported without amendments.

Respectfully submitted,

DODIE HORTON
Chair

Privileged Report of the Legislative Bureau

October 12, 2020

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 30
Reported with amendments.

Senate Bill No. 32
Reported with amendments.

Respectfully submitted,

DODIE HORTON
Chair

Senate Instruments on Second Reading Returned from the Legislative Bureau

Rep. Garofalo obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 30—

BY SENATORS MILLIGAN, ABRAHAM, CLOUD, FESI, HARRIS, JOHNS, MORRIS, WHITE AND WOMACK AND REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 39:1755(5) and to enact R.S. 38:2237.1 and R.S. 39:1753.1, relative to purchases of certain telecommunications and video equipment by certain educational entities; to require certain items purchased comply with federal guidelines under Section 889 of the Fiscal Year 2019 National Defense Authorization Act; to provide for violations; 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 Reengrossed Senate Bill No. 30 by Senator Milligan

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AMENDMENT NO. 1

On page 1, line 5, after "Section" and before "of the" delete "889" and insert "889(a)"

AMENDMENT NO. 2

On page 1, line 11, after "equipment" and before "shall" insert "as described in Section 889(a) of the Fiscal Year 2019 National Defense Authorization Act"

AMENDMENT NO. 3

On page 1, at the end of line 16, delete "889" and insert "889(a)"

AMENDMENT NO. 4

On page 2, line 5, after "Section" and before "of the" delete "889" and insert "889(a)"

AMENDMENT NO. 5

On page 2, line 14, after "equipment" and before "shall" insert "as described in Section 889(a) of the Fiscal Year 2019 National Defense Authorization Act"

AMENDMENT NO. 6

On page 2, at the end of line 19, delete "889" and insert "889(a)"

AMENDMENT NO. 7

On page 2, line 25, after "Section" and before "of the" delete "889" and insert "889(a)"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 30 by Senator Milligan

AMENDMENT NO. 1

On page 1, line 10, before "entities" change "education" to "educational"

AMENDMENT NO. 2

On page 2, line 13, before "entities" change "education" to "educational"

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

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

SENATE BILL NO. 32—

BY SENATORS FIELDS, ABRAHAM, BARROW, BERNARD, BOUDREAU, BOUIE, CARTER, CATHEY, CLOUD, CORTEZ, FESI, FOIL, HARRIS, JOHNS, LUNEAU, MCMATH, MILLIGAN, ROBERT MILLS, POPE, PRICE, REESE, SMITH, TALBOT, TARVER AND WARD
AN ACT

To enact R.S. 17:3393, relative to colleges and universities; to provide relative to the exceptions and exemptions that a public postsecondary education institution may receive from state regulations of their operations under certain conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 32 by Senator Fields

AMENDMENT NO. 1

On page 4, line 29, following "be" change "deemed" to "considered"

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

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

Suspension of the Rules

On motion of Rep. Stefanski, 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

October 12, 2020

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 No. 11

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

YOLANDA J. DIXON
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

October 12, 2020

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 Bills:

Senate Bill Nos. 14, 17 and 33

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

YOLANDA J. DIXON
Secretary of the Senate

The Senate Bills and Joint Resolutions contained herein were signed by the Speaker of the House.

Privileged Report of the Committee on Enrollment

October 12, 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. 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.

HOUSE RESOLUTION NO. 11—

BY REPRESENTATIVE NEWELL
A RESOLUTION

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

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.

Respectfully submitted,

STEPHANIE HILFERTY
Chairwomen

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. Zeringue, the rules were suspended to permit the Committee on Appropriations 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:

Senate Bill No. 37

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. Marino - 1 day

Adjournment

On motion of Rep. Thompson, at 5:07 P.M., the House agreed to adjourn until Tuesday, October 13, 2020, at 2:30 P.M.

The Speaker of the House declared the House adjourned until 2:30 P.M., Tuesday, October 13, 2020.

MICHELLE D. FONTENOT
Clerk of the House

