

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

SECOND DAY'S PROCEEDINGS

Forty-seventh Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Tuesday, April 13, 2021

The House of Representatives was called to order at 3:00 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 | Frieman | McMahan |
| Adams | Gadberry | Miguez |
| Amedee | Gaines | Miller, D. |
| Bacala | Garofalo | Miller, G. |
| Bagley | Geymann | Mincey |
| Beaullieu | Glover | Moore |
| Bishop | Goudeau | Muscarello |
| Bourriague | Green | Nelson |
| Brass | Harris | Newell |
| Brown | Hilferty | Orgeron |
| Bryant | Hollis | Owen, C. |
| Butler | Horton | Owen, R. |
| Carpenter | Hughes | Phelps |
| Carrier | Huval | Pierre |
| Carter, G. | Illg | Pressly |
| Carter, R. | Ivey | Riser |
| Carter, W. | James | Romero |
| Cormier | Jefferson | Schamerhorn |
| Coussan | Jenkins | Seabaugh |
| Cox | Johnson, M. | Selders |
| Crews | Johnson, T. | St. Blanc |
| Davis | Jones | Stagni |
| Deshotel | Jordan | Stefanski |
| DeVillier | Kerner | Tarver |
| DuBuisson | LaCombe | Thomas |
| Duplessis | Landry | Thompson |
| Echols | Larvadain | Turner |
| Edmonds | Lyons | Villio |
| Edmonston | Mack | Wheat |
| Emerson | Magee | White |
| Farnum | Marcelle | Willard |

| | | |
|-------------|-----------|----------|
| Firment | Marino | Wright |
| Fontenot | McCormick | Zeringue |
| Freeman | McFarland | |
| Freiberg | McKnight | |
| Total - 103 | | |

The Speaker announced that there were 103 members present and a quorum.

Prayer

Prayer was offered by Senior Pastor Gerrit Dawson of First Presbyterian Church of Baton Rouge.

Pledge of Allegiance

Rep. Adams 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. Stefanski, the reading of the Journal was dispensed with.

On motion of Rep. Stefanski, the Journal of April 12, 2021, was adopted.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 11—

BY REPRESENTATIVE THOMPSON
A RESOLUTION

To express the condolences of the House of Representatives upon the death of James Allan Laird.

Read by title.

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

HOUSE RESOLUTION NO. 12—

BY REPRESENTATIVE THOMPSON
A RESOLUTION

To express the condolences of the House of Representatives upon the death of Dorothy Hester Bell.

Read by title.

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

HOUSE RESOLUTION NO. 13—

BY REPRESENTATIVE MAGEE
A RESOLUTION

To urge and request the Terrebonne Parish School Board not to close Pointe-Aux-Chenes Elementary School but to take all necessary measures to support and strengthen the school; to provide that the House of Representatives will consider withholding COVID-19 relief funding from the school board if it continues to close schools unnecessarily; to commend the administration, faculty, staff, students, families, and community supporters for their dedication to the preservation of the school and its traditions; and to recognize and record for posterity the singular place this beloved school holds in the community and in the history of Terrebonne Parish.

Read by title.

On motion of Rep. Magee, and under a suspension of the rules, the resolution was ordered passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 23—
BY REPRESENTATIVE THOMPSON AND SENATOR CATHEY
A CONCURRENT RESOLUTION
To express the condolences of the Legislature of Louisiana on the death of Robert Patrick.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on
Civil Law and Procedure
April 13, 2021

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 37, by Bacala
Reported with amendments. (15-0-1)

House Bill No. 125, by Johnson, Mike
Reported favorably. (13-0-1)

House Bill No. 159, by White, M
Reported with amendments. (12-0-1)

House Bill No. 307, by Schamerhorn
Reported favorably. (15-0-1)

GREGORY A. MILLER
Chairman

Report of the Committee on
Commerce
April 13, 2021

To the Speaker and Members of the House of Representatives:

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

House Bill No. 217, by Hilferty
Reported with amendments. (15-0)

House Bill No. 298, by Thomas
Reported favorably. (16-0)

House Bill No. 359, by Hollis
Reported with amendments. (16-0)

House Bill No. 482, by Wright
Reported with amendments. (16-0)

PAULA P. DAVIS
Chairwoman

Report of the Committee on

Ways and Means

April 13, 2021

To the Speaker and Members of the House of Representatives:

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

House Bill No. 199, by Schexnayder (Joint Resolution)
Reported favorably. (14-1)

House Bill No. 277, by Bishop, S.
Reported favorably. (11-1)

House Bill No. 302, by Bishop, S.
Reported with amendments. (14-0)

STUART J. BISHOP
Chairman

**House and House Concurrent Resolutions
Lying Over**

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

HOUSE RESOLUTION NO. 1—
BY REPRESENTATIVE BRYANT
A RESOLUTION

To authorize and request the House Committee on Administration of Criminal Justice or a subcommittee thereof to study the impact of legalizing the possession and use of cannabis on the citizens of this state and to report its findings to the legislature prior to the convening of the 2022 Regular Session of the Legislature of Louisiana.

Read by title.

Under the rules, the above resolution was referred to the Committee on Administration of Criminal Justice.

HOUSE RESOLUTION NO. 5—
BY REPRESENTATIVE ECHOLS
A RESOLUTION

To urge and request the Louisiana Department of Health, the Department of Children and Family Services, and the Louisiana Department of Education to ensure that state employees enrolled in public assistance programs of those agencies are eligible for benefits.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

HOUSE RESOLUTION NO. 6—
BY REPRESENTATIVE ECHOLS
A RESOLUTION

To urge and request the Department of Children and Family Services and the Louisiana Gaming Control Board to develop a data-sharing agreement to facilitate identification of lottery winners who receive Supplemental Nutrition Assistance Program benefits.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

HOUSE RESOLUTION NO. 7—

BY REPRESENTATIVE ECHOLS

A RESOLUTION

To urge and request the Department of Children and Family Services to study out-of-state expenditures of Louisiana-issued Supplemental Nutrition Assistance Program benefits in order to identify fraud and to report findings of the study to the House Committee on Appropriations and the House Committee on Health and Welfare.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

HOUSE RESOLUTION NO. 8—

BY REPRESENTATIVE ECHOLS

A RESOLUTION

To urge and request the Department of Children and Family Services to investigate out-of-state retailers at which the greatest amounts of Louisiana-issued Supplemental Nutrition Assistance Program benefits are expended and to report findings of the investigation to the House Committee on Appropriations and the House Committee on Health and Welfare.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

HOUSE RESOLUTION NO. 9—

BY REPRESENTATIVE ZERINGUE

A RESOLUTION

To adopt House Rule 6.8(F)(2) of the Rules of Order of the House of Representatives to provide relative to the recommittal of certain legislative instruments with a specified fiscal impact to the Committee on Appropriations.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVE MIKE JOHNSON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to support H.R. 82 of the 117th Congress, the Social Security Fairness Act of 2021, and all other similar legislation and to take such actions as are necessary to review and eliminate all provisions of federal law which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement or pension systems, plans, or funds.

Read by title.

Under the rules, the above resolution was referred to the Committee on Retirement.

HOUSE CONCURRENT RESOLUTION NO. 10—

BY REPRESENTATIVES MIKE JOHNSON, BAGLEY, BUTLER, CARRIER, COX, DESHOTEL, FIRMENT, HARRIS, TRAVIS JOHNSON, LARVADAIN, MCFARLAND, CHARLES OWEN, RISER, AND SCHAMERHORN AND SENATORS BERNARD, CLOUD, LUNEAU, MORRIS, AND WOMACK

A CONCURRENT RESOLUTION

To establish and recognize the Central Louisiana Delegation Caucus of the Legislature of Louisiana and to provide relative to the caucus.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVE HUGHES

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education (BESE) to develop a plan to provide school literacy coaches in all elementary schools identified as needing improvement no later than the start of the 2022-2023 school year.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 14—

BY REPRESENTATIVE FIRMENT

A CONCURRENT RESOLUTION

To recognize the Butte Tribe of Bayou Bourbeaux as an Indian tribe.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 15—

BY REPRESENTATIVE HUGHES

A CONCURRENT RESOLUTION

To urge and request the Juvenile Justice Reform Act Implementation Commission to use its authority to oversee a study of local education agency budgets to analyze and make available to the public information about how school districts are spending local, state, and federal education funds, in particular, how these funds are spent on measures that support students and their learning compared to measures that punish and criminalize students.

Read by title.

Under the rules, the above resolution was referred to the Committee on Administration of Criminal Justice.

HOUSE CONCURRENT RESOLUTION NO. 16—

BY REPRESENTATIVES HUGHES AND DUPLESSIS

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to study the impact of COVID-19 on the public sector workforce of this state and to report findings of the study to the legislature.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

HOUSE CONCURRENT RESOLUTION NO. 18—

BY REPRESENTATIVE EMERSON

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to conduct a study of processes used to collect, investigate, track, monitor, and disclose complaints and deficiencies relative to child care providers and to submit a written report of findings and conclusions, including any recommendations for related legislation, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2022 Regular Session of the Legislature.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 19—
BY REPRESENTATIVE BRASS

A CONCURRENT RESOLUTION

To create a task force to study issues relative to a lack of racial minority and female candidates for athletic director and head coach positions at public postsecondary education institutions and to submit a written report of findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2022 Regular Session of the Legislature.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 20—
BY REPRESENTATIVE HUGHES

A CONCURRENT RESOLUTION

To urge and request Governor John Bel Edwards to appoint additional women to the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, the Board of Supervisors for the University of Louisiana System, the Board of Supervisors of Community and Technical Colleges, and the Board of Regents with the goal that women will comprise at least fifty percent of the membership of each board by July 1, 2023.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 22—
BY REPRESENTATIVE FREIBERG

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to require public school governing authorities to post certain fiscal information on their websites.

Read by title.

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

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions on second reading to be referred to committees were taken up, read, and referred to committees, as follows:

HOUSE BILL NO. 657—
BY REPRESENTATIVE GLOVER
AN ACT

To enact R.S. 22:832(C)(7), relative to the insurance premium tax credit; to authorize certain investments by businesses issuing life insurance policies to be eligible for the insurance premium tax credit; to provide for qualifying Louisiana investments; to provide for certain requirements; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 658—
BY REPRESENTATIVES COUSSAN AND BRYANT
AN ACT

To enact R.S. 47:633(7)(e), relative to certain severance tax exemptions; to provide for a tax exemption on oil produced from certain newly completed wells undergoing enhancements; to provide for the amount of the exemption; to provide for applicability; to provide for definitions; to provide for effectiveness; to provide for certain requirements and limitations; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 659—
BY REPRESENTATIVE WILLARD
AN ACT

To enact R.S. 47:297.16, relative to income tax credits; to establish an income tax credit for certain dependents; to provide for the amount of the credit; to provide for certain requirements and limitations; to provide for applicability; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 660—
BY REPRESENTATIVE HUGHES
AN ACT

To amend and reenact R.S. 47:297.8(A), relative to individual income tax credits; to provide for the amount of the earned income tax credit for certain taxpayers; to provide for requirements and limitations; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 661—
BY REPRESENTATIVES COUSSAN AND BRYANT
AN ACT

To enact R.S. 47:633(7)(e), relative to certain severance tax exemptions; to provide for a tax exemption on oil produced from certain newly drilled wells; to provide for the amount of the exemption; to provide for applicability; to provide for definitions; to provide for effectiveness; to provide for certain requirements and limitations; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 662—
BY REPRESENTATIVES COUSSAN AND BRYANT
AN ACT

To enact R.S. 47:633(7)(e), relative to certain severance tax exemptions; to provide for a tax exemption on oil produced from certain orphaned wells; to provide for the amount of the exemption; to provide for applicability; to provide for definitions; to provide for effectiveness; to provide for certain requirements and limitations; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 663—

BY REPRESENTATIVE HILFERTY
AN ACT

To appropriate monies out of the state general fund for Fiscal Year 2020-2021 to be used to pay the consent judgment captioned "Christopher Stough and Hope Cantor Stough versus Celadon Corporation, Sammy Trotter, Illinois National Insurance Company, Zastrzyhenyi Dmytro, Dosped, Inc., The State of Louisiana, through the Louisiana Department of Transportation and Development, and West Baton Rouge Parish Sheriff's Office" between the state of Louisiana, through the Department of Transportation and Development, and Christopher Stough and Hope Cantor Stough; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 664—

BY REPRESENTATIVE KERNER
AN ACT

To appropriate monies out of the state general fund for Fiscal Year 2020-2021 to be used to pay the consent judgment captioned "Ross A. Parria and Irene E. Parria, LLC versus State of Louisiana, Department of Transportation and Development" between the state of Louisiana, through the Department of Transportation and Development, and Ross A. Parria and Irene E. Parria, LLC; to provide for certain requirements and limitations; to provide for an effective date; and to provide for related matters.

Read by title.

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

House and House Concurrent Resolutions on Third Reading for Final Consideration

Rep. Magee asked for and obtained a suspension of the rules to take up at this time the following House and House Concurrent Resolutions ordered engrossed and passed to a third reading, with a view of acting on the same:

HOUSE RESOLUTION NO. 13—

BY REPRESENTATIVE MAGEE
A RESOLUTION

To urge and request the Terrebonne Parish School Board not to close Pointe-Aux-Chenes Elementary School but to take all necessary measures to support and strengthen the school; to provide that the House of Representatives will consider withholding COVID-19 relief funding from the school board if it continues to close schools unnecessarily; to commend the administration, faculty, staff, students, families, and community supporters for their dedication to the preservation of the school and its traditions; and to recognize and record for posterity the singular place this beloved school holds in the community and in the history of Terrebonne Parish.

Read by title.

Rep. Magee moved the adoption of the resolution.

By a vote of 99 yeas and 0 nays, the resolution was adopted.

Speaker Pro Tempore Magee in the Chair

Privileged Report of the Committee on Enrollment

April 13, 2021

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. 2—

BY REPRESENTATIVE THOMPSON
A RESOLUTION

To express the condolences of the House of Representatives upon the death of Bobby Wayne Charrier of Delhi.

HOUSE RESOLUTION NO. 3—

BY REPRESENTATIVE GREEN
A RESOLUTION

To express the condolences of the House of Representatives upon the death of Thaddeus T. Valentine, Sr.

HOUSE RESOLUTION NO. 4—

BY REPRESENTATIVE SCHEXNAYDER
A RESOLUTION

To commend St. Charles Catholic High School head football coach, Frank Monica, on the occasion of his retirement.

HOUSE RESOLUTION NO. 10—

BY REPRESENTATIVE SCHEXNAYDER
A RESOLUTION

To commend Ascension Parish registrar of voters, Robert Poché, on the occasion of his retirement.

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. Davis, the rules were suspended to permit the Committee on Commerce to meet on Wednesday, April 14, 2021, at 11:00 A.M. instead of 9:30 A.M.

Adjournment

On motion of Rep. Thompson, at 3:40 P.M., the House agreed to adjourn until Wednesday, April 14, 2021, at 3:00 P.M.

The Speaker Pro Tempore of the House declared the House adjourned until 3:00 P.M., Wednesday, April 14, 2021.

MICHELLE D. FONTENOT
Clerk of the House

