

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


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**NINTH DAY'S PROCEEDINGS**

**Forty-eighth Regular Session of the Legislature**  
**Under the Adoption of the**  
**Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Monday, March 28, 2022

The House of Representatives was called to order at 3:20 P.M., by the Honorable Clay Schexnayder, Speaker of the House of Representatives.

**Morning Hour**

**ROLL CALL**

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Freeman	McMahan
Adams	Freiberg	Miguez
Amedee	Frieman	Miller, D.
Bacala	Gadberry	Miller, G.
Bagley	Gaines	Mincey
Beaulieu	Garofalo	Muscarello
Bishop	Geymann	Nelson
Bourriaque	Goudeau	Newell
Boyd	Green	Orgeron
Brass	Harris	Owen, C.
Brown	Hilferty	Owen, R.
Bryant	Hodges	Phelps
Butler	Horton	Pierre
Carpenter	Hughes	Pressly
Carrier	Huval	Riser
Carter, R.	Illg	Romero
Carter, W.	Ivey	Schamerhorn
Cormier	Jefferson	Schlegel
Coussan	Jenkins	Seabaugh
Cox	Johnson, M.	Selders
Crews	Johnson, T.	St. Blanc
Davis	Jordan	Stagni
Deshotel	Kerner	Stefanski
DeVillier	LaCombe	Tarver
DuBuisson	Landry	Thomas
Duplessis	Larvadain	Thompson
Echols	Lyons	Turner
Edmonds	Mack	Villio
Edmonston	Magee	Wheat
Emerson	Marcelle	White
Farnum	Marino	Willard
Firment	McCormick	Wright

Fisher	McFarland	Zeringue
Fontenot	McKnight	
Total - 101		

The Speaker announced that there were 101 members present and a quorum.

**Prayer**

Prayer was offered by Rep. Cormier.

**Pledge of Allegiance**

Rep. Selders 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 March 24, 2022, 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. 24—**  
BY REPRESENTATIVE MIKE JOHNSON  
A RESOLUTION

To commend Pinecrest Supports and Services Center in Pineville, Louisiana, on the occasion of its one hundredth anniversary.

Read by title.

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

**HOUSE RESOLUTION NO. 25—**  
BY REPRESENTATIVE ORGERON  
A RESOLUTION

To urge and request the Louisiana Public Service Commission to investigate the benefits, feasibility, and pathways to achieving 5-gigawatts of offshore wind energy development by 2035.

Read by title.

Lies over under the rules.

**HOUSE RESOLUTION NO. 26—**  
BY REPRESENTATIVE JEFFERSON  
A RESOLUTION

To designate April 1, 2022, as World Famed Grambling State University Tiger Marching Band Day in Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 27—**  
BY REPRESENTATIVE BAGLEY  
A RESOLUTION

To commend the members of the Louisiana Athletic Trainers Association for their dedicated hard work on behalf of the athletes of Louisiana and to designate Tuesday, March 29, 2022, as Louisiana Athletic Trainers Day at the state capitol.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 41—**

BY REPRESENTATIVE GREGORY MILLER  
A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to direct the printer of the Constitution of Louisiana to add a validity note following Article IX, Section 9 of the Constitution of Louisiana.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 42—**

BY REPRESENTATIVE COUSSAN  
A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to study and make specific recommendations for revisions to Louisiana laws in order for the legislature to adopt the Uniform Collaborative Law Act.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 43—**

BY REPRESENTATIVE ORGERON  
A CONCURRENT RESOLUTION

To urge and request the president of the United States (U.S.), the governor of Louisiana and the Louisiana congressional delegation to do everything in their power to halt federal actions resulting in the delay or cancellation of offshore oil and natural gas lease sales and strongly urge the U.S. Department of the Interior and the Biden Administration to expedite actions necessary to comply with the order by the U.S. District Court for the District of Columbia to resolve Lease Sale 257 and finalize a new five-year plan for oil and gas leasing on the outer continental shelf.

Read by title.

Lies over under the rules.

**Introduction of House Bills and Joint Resolutions**

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

**HOUSE BILL NO. 236—**

BY REPRESENTATIVE ADAMS  
AN ACT

To amend and reenact R.S. 47:1923(D)(1)(a), relative to the East Feliciana Parish tax assessor; to provide for the payment of certain insurance premiums for retirees; to provide for effectiveness; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 238—**

BY REPRESENTATIVE ORGERON  
AN ACT

To amend and reenact Section 2 of Act No. 569 of the 1976 Regular Session of the Louisiana Legislature, as amended and reenacted by Act No. 622 of the 1980 Regular Session of the Louisiana Legislature and Act 462 of the 1989 Regular Session of the Louisiana Legislature, relative to Special Education District No. 1 of the parish of Lafourche; to provide relative to the membership of the district's board of commissioners; to provide

for the method of appointment; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 583—**

BY REPRESENTATIVE BACALA  
AN ACT

To enact R.S. 33:1236(35)(c), relative to Ascension Parish; to provide relative to the administrative office of the parish governing authority; to provide relative to services provided by such office to certain entities within the parish; to increase the amount the parish governing authority is authorized to charge for such services; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 643—**

BY REPRESENTATIVE GREGORY MILLER  
AN ACT

To amend and reenact R.S. 38:291(F)(2), relative to the appointment and nomination process for the Lafourche Basin Levee District; to require a list of nominations for the appointment of commissioners; to require the governor appoint commissioners from a list of nominations; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 690—**

BY REPRESENTATIVE GREGORY MILLER  
AN ACT

To amend and reenact R.S. 38:291(L)(2), relative to the appointment and nomination process for the Pontchartrain Levee District; to require a list of nominations for the appointment of commissioners; to require the governor to appoint commissioners from a list of nominations; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 868—**

BY REPRESENTATIVE MIGUEZ  
AN ACT

To enact R.S. 40:1379.3.3, relative to firearms; to provide for the Louisiana Firearm Safety Awareness Act; to provide relative to an online education course; to provide for a purpose; to provide relative to course topics; to provide relative to database maintenance; to provide for promulgation of rules; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 869—**

BY REPRESENTATIVE ROMERO  
AN ACT

To designate a portion of United States Highway 90 in Jefferson Davis Parish as the "Winston Guillory Memorial Highway"; to designate a portion of Louisiana Highway 14 in Jefferson Davis Parish as the "Marion "Butch" Fox Memorial Highway"; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 870—**BY REPRESENTATIVE LACOMBE  
AN ACT

To amend and reenact R.S. 22:1296(A), relative to insurance coverage for a temporary substitute motor vehicle; to repeal the authority of insurers to define certain terms in automobile insurance policies; to define certain terms; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 871—**BY REPRESENTATIVE MARCELLE  
AN ACT

To amend and reenact R.S. 32:57.1(B) and enact R.S. 32:57.1(D), relative to a failure to honor a written promise to appear; to provide for reinstatement fees or fines relative to an arrested person's failure to honor a written promise to appear; to waive reinstatement fees or fines under certain circumstances; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 872—**BY REPRESENTATIVE TURNER  
AN ACT

To amend and reenact R.S. 32:1253(F) and (G), to enact R.S. 36:4.1(F), and to repeal R.S. 36:4.1(C)(12), relative to the Louisiana Motor Vehicle Commission; to provide with respect to the powers and duties of the commission; to provide with respect to the funds of the commission; to establish an account in the state treasury for commission funds and require deposit into the account; to require appropriation of commission funds; to provide for use of monies in the account; to provide with respect to the powers and duties of the Joint Legislative Committee on the Budget; to provide with respect to the powers and duties of the governor; to provide for an effective date; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 873—**BY REPRESENTATIVE MARCELLE  
AN ACT

To enact R.S. 30:2054(B)(2)(c), relative to permits for open burning of munitions or waste explosives; to prohibit the secretary from issuing permits for the open burning of munitions and waste explosives in certain areas; to provide for exceptions; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 874—**BY REPRESENTATIVE STAGNI  
AN ACT

To amend and reenact Subparagraphs(9)(b), (c), and (e), and Subsubparagraph(9)(d)(i) of Article XIV, Section 15.1 of the 1921 Louisiana Constitution, as amended, continued as a statute pursuant to Article X, Section 18 of the 1974 Louisiana Constitution, and R.S. 33:2479(H), relative to the municipal fire and police civil service; to provide relative to the appointment, supervision, and discharge of the deputy state examiner; to remove certain powers granted to the State Civil Service

Commission with respect to the deputy state examiner; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 875—**BY REPRESENTATIVE BRYANT  
AN ACT

To amend and reenact R.S. 40:967(B)(4) and to enact R.S. 14:2(B)(8), relative to the Uniform Controlled Dangerous Substances Law; to provide relative to penalties for the distribution of fentanyl or carfentanil; to provide for penalties when the distribution causes serious bodily injury; to add the offense of distribution of fentanyl or carfentanil which is the direct cause of serious bodily injury to the list of crimes of violence; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 876—**BY REPRESENTATIVE PIERRE  
AN ACT

To amend and reenact R.S. 25:845(B), (D), and (F) and 846(B)(5), relative to the Louisiana Civil Rights Museum Advisory Board; to provide relative to the membership of the board; to provide relative to terms of members of the board and removal of members; to provide for technical changes; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 877—**BY REPRESENTATIVE WILFORD CARTER  
AN ACT

To amend and reenact Code of Criminal Procedure Article 316(9) and (10) and to enact Code of Criminal Procedure Article 316(11) and (12), relative to bail; to provide relative to factors in fixing the amount of bail; to provide that the amount of bail shall be fixed in an amount having regard to the presumption of innocence until the defendant is proven guilty and substantial financial hardship on the defendant; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 878—**BY REPRESENTATIVE HORTON  
AN ACT

To enact R.S. 33:2581.3, relative to the classified police service; to provide that the development of hearing loss while employed in the classified police service is an occupational disease; to provide for benefits to an affected employee; to create a rebuttable presumption that such hearing loss developed during employment under certain circumstances; to require certain persons appointed to the classified police service to submit to a baseline audiology examination; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 879—**

BY REPRESENTATIVE GADBERRY  
AN ACT

To amend and reenact R.S. 33:1233(A)(3), relative to parish governing authorities; to provide relative to the compensation of parish governing authority members; to provide relative to an authorized expense allowance; to increase the maximum amount authorized to be paid; and to provide for related matters.

Read by title.

Lies over under the rules.

**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. 19—**

BY REPRESENTATIVE ZERINGUE  
A RESOLUTION

To amend and readopt House Rule 14.24(B) of the Rules of Order of the House of Representatives to provide relative to notice of interim meetings.

Read by title.

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

**HOUSE RESOLUTION NO. 20—**

BY REPRESENTATIVE STEFANSKI  
A RESOLUTION

To adopt House Rule 8.23 of the Rules of Order of the House of Representatives and to repeal House Rule 8.21 of the Rules of Order of the House of Representatives relative to procedures and requirements applicable to conference committee reports.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 35—**

BY REPRESENTATIVE BACALA  
A CONCURRENT RESOLUTION

To request a joint study effort by the Department of Children and Family Services, the Louisiana Department of Health, the Louisiana Department of Education, the Louisiana Housing Corporation, and the Louisiana Workforce Commission to examine the phenomena known as "benefits cliffs" in public assistance programs and to submit recommendations to the legislature concerning means by which these disincentives for work can be eliminated.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 36—**

BY REPRESENTATIVE DUSTIN MILLER  
A CONCURRENT RESOLUTION

To continue and provide with respect to the Healthcare Workplace Violence Task Force created by House Concurrent Resolution No. 121 of the 2021 Regular Session of the Legislature.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 37—**

BY REPRESENTATIVE AMEDEE  
A CONCURRENT RESOLUTION

To direct the state Department of Education to publish certain student enrollment information on its website each year.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 38—**

BY REPRESENTATIVE DAVIS  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to facilitate a working group to study the unique needs of individuals with intellectual and developmental disabilities and co-occurring behavioral health conditions and to report findings and recommendations of the working group to the legislative committees on health and welfare.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 39—**

BY REPRESENTATIVE BUTLER  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to study barriers to hiring of direct support professionals who provide Medicaid-covered services to people with disabilities and to report findings of the study to the legislative committees on health and welfare and the Joint Medicaid Oversight Committee.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 40—**

BY REPRESENTATIVE TURNER  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health to study the actual costs of providing nursing services in the Medicaid-funded New Opportunities Waiver and Residential Options Waiver programs and to residents of intermediate care facilities for persons with intellectual and developmental disabilities; to identify potential means for fully funding nursing services for persons served by these programs and facilities; and to report its findings to certain legislative committees.

Read by title.

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

**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. 862—**

BY REPRESENTATIVE JEFFERSON  
AN ACT

To appropriate monies out of the state general fund for Fiscal Year 2021-2022 to be used to pay the consent judgment captioned "Kirk Waters and Deborah Waters versus United Fire & Casualty, Acme Glass & Mirror Co., Inc., and State of Louisiana Department of Transportation and Development"

between the state of Louisiana, through the Department of Transportation and Development, and Kirk Waters and Deborah Waters; 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. 863—**  
BY REPRESENTATIVE DUSTIN MILLER  
AN ACT

To appropriate monies out of the state general fund for Fiscal Year 2021-2022 to be used to pay the consent judgment captioned "John Dixon Shupe and Kristin Aubin, on behalf of their minor child Hannah Shupe versus State of Louisiana, through the Department of Transportation and Development" between the state of Louisiana, through the Department of Transportation and Development, and John Dixon Shupe and Kristin Aubin on behalf of their minor child Hannah Shupe; 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. 864—**  
BY REPRESENTATIVES DAVIS AND MCKNIGHT AND SENATOR WARD  
AN ACT

To amend and reenact R.S. 34:1133(B), (C)(7), and (G), 1134(A), and 1135(B) and to enact R.S. 34:1136(D), relative to the Board of Louisiana River Pilot Review and Oversight; to provide for the membership of the board; to provide for per diem for the judge member; to provide for a procedure regarding review of proposed rules; to provide for board funds; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 865—**  
BY REPRESENTATIVE NELSON  
AN ACT

To amend and reenact R.S. 17:24.10(A)(4), relative to literacy; to require public schools to ensure that certain textbooks and instructional materials are not used in reading instruction; 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. 866—**  
BY REPRESENTATIVE FRIEMAN  
AN ACT

To amend and reenact R.S. 22:165(B) and to enact R.S. 22:81(D), 82(D) and (E), 111(D), 112(D) and (E), and 165(C), relative to capital and surplus requirements for certain domestic insurers; to provide for minimum requirements for domestic insurers writing homeowners' insurance and fire and allied lines insurance; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 867—**  
BY REPRESENTATIVE MOORE  
AN ACT

To amend and reenact R.S. 32:267(A)(2) and (E), to enact R.S. 32:267(A)(3) and (4), and to repeal R.S. 32:57.4 and 267.1, relative to the designation of highway safety corridors by the Department of Transportation and Development; to remove references to electronic enforcement; to provide for penalties; to provide for 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.

**Senate Bills and Joint Resolutions on  
Second Reading to be Referred**

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

**SENATE BILL NO. 3—**  
BY SENATOR ALLAIN  
AN ACT

To amend and reenact R.S. 49:214.36(J) and (O)(2), relative to the Coastal Zone Management Program; to provide for the reimbursement of costs; to provide for distribution of monies collected; to provide for the use of funds; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 12—**  
BY SENATOR REESE  
AN ACT

To amend and reenact R.S. 51:3121(C)(3)(a), relative to the Competitive Projects Payroll Incentive Program; to extend the termination date of the program; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 23—**  
BY SENATOR ALLAIN  
AN ACT

To amend and reenact R.S. 30:86(C) and (E)(7) and to enact R.S. 30:86(D)(11), relative to the Oilfield Site Restoration Fund; to provide for the deposit of monies into the fund; to provide for technical changes; 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.

**SENATE BILL NO. 28—**  
BY SENATOR ALLAIN  
AN ACT

To amend and reenact R.S. 47:201.2(C)(3)(b)(iv) and (v), relative to state partnership audit adjustments; to provide for the calculation methodology for distributive shares reported to tiered partners; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 41—**

BY SENATOR REESE

AN ACT

To amend and reenact R.S. 51:2461, relative to the Louisiana Quality Jobs Program Act; to provide for an extension of the program application deadline; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 85—**

BY SENATORS CORTEZ, ALLAIN, MCMATH, MORRIS, SMITH AND WARD

AN ACT

To enact Subpart KK of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.181, relative to individual income tax refund checkoff donations; to authorize a refund checkoff donation for Maddie's Footprints; to provide relative to the expiration of the checkoff donation; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 172—**

BY SENATOR REESE

AN ACT

To amend and reenact R.S. 39:1405.4(A) and (E), and to repeal R.S. 39:1405.4(H), relative to the costs of issuance and reporting requirements for bonds approved or sold by the State Bond Commission; to remove penalty provisions; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 313—**

BY SENATOR CLOUD

AN ACT

To enact R.S. 33:441(D), relative to Mayor's court; to provide relative to training requirements for mayors and magistrates; to provide relative to verification of training; to provide relative to continuing education; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

**SENATE BILL NO. 371—**

BY SENATOR HARRIS

AN ACT

To enact Subpart DDD of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.371, relative to state individual income tax refund checkoffs for certain donations; to provide for a method for individuals to donate all or a portion of any individual income tax refund due to them to the University of New Orleans Foundation; to provide for the administration and disbursement of donated monies; to provide for reporting; 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 Ways and Means.

**Speaker Pro Tempore Magee in the Chair**

**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. 4—**

BY REPRESENTATIVE BUTLER

A CONCURRENT RESOLUTION

To amend the Louisiana Department of Health rule, LAC 50:VII.32913(A) and (C), which provides for Medicaid reimbursement to non-state intermediate care facilities for persons with intellectual and developmental disabilities for resident leave of absence days, and to direct the office of the state register to print the amendments in the Louisiana Administrative Code.

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. 51—**

BY REPRESENTATIVES GOUDEAU AND MIKE JOHNSON AND SENATOR CATHEY

AN ACT

To enact Code of Criminal Procedure Article 883.2(E) and R.S. 14:32.1(E), relative to operating a vehicle while intoxicated; to provide relative to the crime of vehicular homicide; to provide relative to penalties of the crime of vehicular homicide; to require certain payments for the support of the minor child of the victim; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 51 by Representative Goudeau

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before "R.S. 14:32.1(E)" insert "Code of Criminal Procedure Article 883.2(E) and"

AMENDMENT NO. 2

On page 1, delete lines 7 and 8 in their entirety and insert the following:

"Section 1. Code of Criminal Procedure Article 883.2(E) is hereby enacted to read as follows:

Art. 883.2. Restitution to victim"

AMENDMENT NO. 3

On page 1, line 11, after "pay" and before "restitution" delete "child support"

AMENDMENT NO. 4

On page 1, line 14, after "then" and before "restitution" delete "child support"

AMENDMENT NO. 5

On page 1, line 18, after "pay" and before "restitution" delete "child support"

AMENDMENT NO. 6

On page 2, delete lines 12 through 20 in their entirety and insert "(3) If an offender ordered"

AMENDMENT NO. 7

On page 2, line 21, after "pay" and before "restitution" delete "child support"

AMENDMENT NO. 8

On page 2 at the beginning of line 24, change "(5)" to "(4)"

AMENDMENT NO. 9

On page 2, at the beginning of line 27, change "(6)(a)" to "(5)(a)"

AMENDMENT NO. 10

On page 2, line 28, after "a" and before "restitution" delete "child support"

AMENDMENT NO. 11

On page 3, line 2, after "no" and before "restitution" delete "child support"

AMENDMENT NO. 12

On page 3, line 3 after "orders" and before "restitution" delete "child support"

AMENDMENT NO. 13

On page 3, line 5, after "the" and before "restitution" delete "child support"

AMENDMENT NO. 14

On page 3, after line 6, add the following:

"Section 2. R.S. 14:32.1(E) is hereby enacted to read as follows:

§32.1. Vehicular homicide

\* \* \*

E. In addition to the penalties provided in this Section, a person convicted of a violation of this Section shall be ordered to make restitution as provided in Code of Criminal Procedure Article 883.2.

Section 3. This Act shall be cited and referred to as "Cody's Law".

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

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

**HOUSE BILL NO. 55—**

BY REPRESENTATIVE BUTLER

AN ACT

To amend and reenact R.S. 40:1250.31(A)(1), relative to the medical assistance program of this state known as Medicaid; to provide for Medicaid coverage of dental care for certain persons with developmental or intellectual disabilities; to extend Medicaid coverage for dental care to certain Medicaid enrollees who reside in intermediate care facilities for people with developmental disabilities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Appropriations.

**HOUSE BILL NO. 68—**

BY REPRESENTATIVE CARPENTER

AN ACT

To enact R.S. 14:30(A)(13), relative to the crime of first degree murder; to add minor children of the offender to the list of specific victims of the crime of first degree murder; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

**HOUSE BILL NO. 98—**

BY REPRESENTATIVE MAGEE

AN ACT

To enact R.S. 17:4023.1, relative to the Student Scholarships for Educational Excellence Program; to provide relative to the accountability system for the program; to provide relative to the assignment of a performance score based on the state assessment results of students participating in the program; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

**HOUSE BILL NO. 99—**

BY REPRESENTATIVE MCMAHEN

AN ACT

To enact R.S. 14:2(B)(40), relative to crimes of violence; to add resisting a police officer with force or violence to the list of crimes of violence; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 99 by Representative McMahan

AMENDMENT NO. 1

On page 1, line 17, after "violence" insert a period "." and delete "(R.S. 14:108.2)."

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

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

HOUSE BILL NO. 134—

BY REPRESENTATIVE MARINO

AN ACT

To amend and reenact R.S. 14:67.3(C), relative to the crime of false statements and false or altered documents; to provide relative to the payment of restitution for the crime; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 134 by Representative Marino

AMENDMENT NO. 1

On page 1, line 17, after "833.2" and before the period "." insert "and shall be made payable to the Louisiana Unclaimed Property Permanent Trust Fund"

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

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

HOUSE BILL NO. 136—

BY REPRESENTATIVES MARINO, BRASS, FREEMAN, HILFERTY, JEFFERSON, CHARLES OWEN, PRESSLY, AND SCHLEGEL

AN ACT

To amend and reenact R.S. 17:7.2(D) and to enact R.S. 17:7.2(A)(7), relative to teacher education programs; to require that such programs include dyslexia education; to provide relative to the powers and duties of the State Board of Elementary and Secondary Education; to provide for applicability; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 156—

BY REPRESENTATIVE FREIBERG

AN ACT

To amend and reenact R.S. 15:587(A)(1)(j)(ii) and 587.1(B)(1)(c) and R.S. 17:15(C) and to repeal R.S. 15:587.1(A)(2), relative to teacher certification; to require criminal background checks for those applying for an educator credential or teaching authorization; to require criminal background checks upon the renewal, advancement, or other modification of an existing certification or teaching authorization; to authorize the state Department of Education to charge a fee for such purposes; to provide for effectiveness; 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. 156 by Representative Freiberg

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "relative" delete "R.S. 17:15(C)," and insert "R.S. 15:587(A)(1)(j)(ii) and 587.1(B)(1)(c) and R.S. 17:15(C) and to repeal R.S. 15:587.1(A)(2),"

AMENDMENT NO. 2

On page 1, line 3, after "an" and before "or" delete "initial certification" and insert "educator credential"

AMENDMENT NO. 3

On page 1, between lines 8 and 9, insert the following:

"Section 1. R.S. 15:587(A)(1)(j)(ii) and 587.1(B)(1)(C) are hereby amended and reenacted to read as follows:

"§587. Duty to provide information; processing fees; Louisiana Bureau of Criminal Identification and Information

A.(1)

\* \* \*

(j)

\* \* \*

(ii) The Louisiana Department of Education shall be entitled to criminal history record and identification files of the bureau of any person who has submitted a fingerprint request pursuant to R.S. 15:587.1 and R.S. 17:15(C)(2). The bureau is authorized to submit fingerprints to the Federal Bureau of Investigation to be retained in the FBI rap back system for the purpose of being searched by future submissions to the FBI rap back system, including latent fingerprint searches. The bureau shall make available to the Louisiana Department of Education rap backs for requests made pursuant to R.S. 17:15(C)(2).

\* \* \*

§587.1. Provision of information to protect children

\* \* \*

B.(1)

\* \* \*

(c) In addition to the requirements of Subparagraph (a) of this Paragraph, for requests made by the state Department of Education pursuant to R.S. ~~17:15~~, 17:15(C)(2), the bureau is authorized to submit fingerprints to the Federal Bureau of Investigation to be retained in the FBI rap back system for the purpose of being searched by future submissions to the FBI rap back system, including latent fingerprint searches. The bureau shall make available to the Louisiana Department of Education rap backs for requests made pursuant to R.S. ~~17:15~~, 17:15(C)(2). Any recipient of such information as provided for in this Paragraph shall maintain the confidentiality of such criminal history information in accordance with applicable state or federal law.



\* \* \*

AMENDMENT NO. 4

On page 1, at the beginning of line 9, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, line 12, after "for" and before "shall" delete "a certification or teaching authorization" and insert the following:

"an educator credential or teaching authorization issued by the State Board of Elementary and Secondary Education or the state Department of Education"

AMENDMENT NO. 6

On page 1, at the end of line 13, change "Section." to "Subsection."

AMENDMENT NO. 7

On page 1, line 18, between "of" and "or" delete "a certificate" and insert "an educator credential"

AMENDMENT NO. 8

On page 2, line 7, after "arrested" and before "pled" delete "for or" and insert "for, convicted of, or,"

AMENDMENT NO. 9

On page 2, between lines 12 and 13, insert the following:

"(3) The State Board of Elementary and Secondary Education by rule adopted in accordance with the Administrative Procedure Act shall establish requirements and procedures consistent with the provisions of R.S. 15:587.1 under which the board may, for any applicant for or recipient of an educator credential or teaching authorization issued in accordance with state law or board policy, do the following:

(a) Request information from the state bureau and the federal bureau concerning whether the person has been arrested for, convicted of, or pled nolo contendere to any criminal offense.

(b) Require and provide the procedure for the submission of a person's fingerprints to the state bureau, and from the state bureau to the federal bureau, in a form acceptable to the state bureau."

AMENDMENT NO. 10

On page 2, at the beginning of line 13, change "(3)" to "(4)"

AMENDMENT NO. 11

On page 2, line 14, after "dollars," and before "may" insert "which may be increased by up to five percent annually,"

AMENDMENT NO. 12

On page 2, at the beginning of line 19, change "(4)" to "(5)"

AMENDMENT NO. 13

On page 2, line 19, after "R.S. 17:7(6)(h)," delete the remainder of the line and delete line 20 in its entirety and insert the following:

"neither the board nor the department shall issue an educator credential or teaching authorization to a"

AMENDMENT NO. 14

On page 2, at the beginning of line 23, change "(5)" to "(6)"

AMENDMENT NO. 15

On page 2, line 23, after "with" and before "or" delete "a certification" and insert "an educator credential"

AMENDMENT NO. 16

On page 2, at the beginning of line 26, after "such" and before "or" delete "certification" and insert "educator credential"

AMENDMENT NO. 17

On page 2, at the beginning of line 28, after "17:7(6)(h)," and before "renew," delete "the state board shall not" and insert "neither the board nor the department shall"

AMENDMENT NO. 18

On page 2, at the end of line 28, after "modify" delete the remainder of the line and on page 3, at the beginning of line 1, delete "a certification or a" and insert "an educator credential or"

AMENDMENT NO. 19

On page 3, delete lines 4 through 6 and insert the following:

"Section 3. R.S. 15:587.1(A)(2) is hereby repealed in its entirety.

Section 4. The provisions of Section 1 of this Act supercede the provisions of Section 1 of Act No. 154 of the 2020 Regular Session of the Legislature that enacted R.S. 15:587(A)(1)(j)(ii) and 587.1(B)(1)(c).

Section 5.(A) The provisions of this Section and Sections 2, 3, and 4 of this Act shall become effective on August 1, 2022; however, the provisions of R.S. 17:15(C)(1) requiring a criminal history record check for applicants for an educator credential or teaching authorization shall not be implemented until June 1, 2023.

(B) The provisions of Section 1 of this Act shall become effective on the date that R.S. 15:587(A)(1)(j)(ii) and 587.1(B)(1)(c) as enacted by Section 2.(B) of Act No. 154 of the 2020 Regular Session of the Legislature would have become effective."

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

**HOUSE BILL NO. 247—**

BY REPRESENTATIVE MAGEE

AN ACT

To amend and reenact the heading of Title XXII of the Code of Criminal Procedure, the heading of Chapter 1 of Title XXII of the Code of Criminal Procedure, Code of Criminal Procedure Articles 671 through 676, 678, and 679, the heading of Chapter 3 of Title XXII of the Code of Criminal Procedure, and Code of Criminal Procedure Article 684, and to repeal Code of Criminal Procedure Article 677, relative to the recusal of judges; to provide for the grounds for recusal; to provide for recusal on the motion of the court; to provide for authority of judges; to provide for the procedure for recusal; to provide for the selection of a judge to try the motion to recuse; to provide for the selection of a judge after recusal; to provide for the recusal of an ad hoc judge, appellate judge, and supreme court justice;

to provide for review of recusal rulings; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

**HOUSE BILL NO. 261—**

BY REPRESENTATIVE MAGEE

AN ACT

To enact Part II-E of Chapter 8 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1977.1 through 1977.3, and R.S. 36:651(C)(13), relative to education; to create an independent public French immersion school; to provide for the location of the school and the grade levels to be served; to provide for a board of directors and a school director and the powers, duties, and responsibilities of each; to provide for board membership, terms, and compensation; to provide for an effective date; to provide for funding; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

**HOUSE BILL NO. 274—**

BY REPRESENTATIVE EDMONDS

AN ACT

To enact R.S. 17:263(C), relative to curricula; to expand the topics required to be included in adoption awareness instruction for high school students; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

**HOUSE BILL NO. 284—**

BY REPRESENTATIVE STAGNI

AN ACT

To amend and reenact R.S. 37:1339(B)(1) and R.S. 40:2844(B)(3) and (20), relative to boards and commissions; to provide for membership of the governing board of the Louisiana Emergency Response Network; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 284 by Representative Stagni

AMENDMENT NO. 1

On page 2, line 2, delete "under" and insert in lieu thereof "pursuant to"

AMENDMENT NO. 2

On page 2, at the end of line 12, insert "the"

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

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

**HOUSE BILL NO. 323—**

BY REPRESENTATIVE NELSON

AN ACT

To enact R.S. 15:745.4, relative to the confinement of inmates; to provide relative to persons committed to the custody of the Department of Public Safety and Corrections who are confined in a parish jail; to create the Back on Track Louisiana Pilot Program; to provide relative to participation in the program; to provide relative to payments to local jails; to provide relative to funding; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

**HOUSE BILL NO. 346—**

BY REPRESENTATIVES THOMPSON, AMEDEE, BRASS, FREEMAN, FREIBERG, HARRIS, HILFERTY, JEFFERSON, CHARLES OWEN, SCHLEGEL, ST. BLANC, AND TARVER

AN ACT

To enact R.S. 17:7.6, relative to education; to establish a program for the purpose of awarding scholarships to students in certain teacher preparation programs; to provide for program administration by the state Department of Education; to create a fund for the purpose of funding the program; to require the State Board of Elementary and Secondary Education to adopt rules relative to the program and the fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Appropriations.

**HOUSE BILL NO. 416—**

BY REPRESENTATIVES MARINO, BRASS, FREEMAN, CHARLES OWEN, AND SCHLEGEL

AN ACT

To amend and reenact R.S. 17:392.1(F)(1)(introductory paragraph) and (2) and to enact R.S. 17:392.1(F)(3) and 3996(B)(67), relative to screening of public school students for impediments to learning; to provide relative to reports to the state Department of Education and to the legislature regarding students with dyslexia; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

**HOUSE BILL NO. 432—**

BY REPRESENTATIVES PHELPS AND JENKINS

AN ACT

To amend and reenact Children's Code Article 905(B), relative to progress reports of juveniles; to provide for an increased time

period for reports; to provide for an additional recipient; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

**HOUSE BILL NO. 434—**

BY REPRESENTATIVES PHELPS AND JENKINS  
AN ACT

To enact Children's Code Article 896(H), relative to deferred dispositional agreements; to provide relative to eligibility; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 434 by Representative Phelps

AMENDMENT NO. 1

On page 1, line 10, after "of" delete the remainder of the line in its entirety and delete line 11 in its entirety.

AMENDMENT NO. 2

On page 1, line 12, before "a" delete "40:961 et seq., or"

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

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

**HOUSE BILL NO. 443—**

BY REPRESENTATIVE MAGEE  
AN ACT

To amend and reenact Code of Criminal Procedure Article 875.1, relative to the financial obligations for criminal offenders; to provide relative to the payment of fines, fees, costs, restitution, and other monetary obligations related to an offender's conviction; to require the court to determine the offender's ability to pay the financial obligations imposed; to authorize the court to waive, modify, or create a payment plan for the offender's financial obligations; to provide relative to the recovery of uncollected monetary obligations at the end of a probation period; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 443 by Representative Magee

AMENDMENT NO. 1

On page 3, line 8, after "factors" and before the period "." insert a comma "," and insert "including but not limited to the defendant's average gross daily income for an eight-hour work day"

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

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

**HOUSE BILL NO. 491—**

BY REPRESENTATIVE BACALA  
AN ACT

To amend and reenact R.S. 14:65(A), relative to simple robbery; to amend the definition of simple robbery; to provide relative to a group of individuals with the intent to take anything of value; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

**HOUSE BILL NO. 582—**

BY REPRESENTATIVES STAGNI, CREWS, ECHOLS, LARVADAIN,  
MCMAHEN, AND PRESSLY  
AN ACT

To amend and reenact R.S. 37:1103(introductory paragraph) and to enact R.S. 37:1131 through 1145, relative to adding the state of Louisiana to the Licensed Professional Counselors Interstate Compact; to provide for the increase of public access to professional counseling services; to provide for the enhancement of public health and safety; to provide for multistate practice regulations; to provide for spousal support for relocating active duty military personnel; to provide for the exchange of licensure among member states; to provide for use of telehealth technology; to provide for uniformity of professional counseling licensure requirements; to eliminate the requirement for licenses in multiple states, to provide for opportunities for interstate practice by licensed professional counselors who meet uniform licensure requirements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 582 by Representative Stagni

AMENDMENT NO. 1

On page 3, between lines 23 and 24, insert the following:

"(6) "Criminal history background check" means all state records of arrest, prosecution, and conviction, including those which have been expunged or dismissed pursuant to Code of Criminal Procedure Articles 893 or 894, as well as national records which shall include fingerprints of the applicant, biometrics, and other identifying information, if so requested by the licensing board."

AMENDMENT NO. 2

On page 3, at the beginning of line 24, change "(6)" to "(7)"

# Page 12 HOUSE

9th Day's Proceedings - March 28, 2022

## AMENDMENT NO. 3

On page 4, at the beginning of line 5, change "(7)" to "(8)"

## AMENDMENT NO. 4

On page 4, at the beginning of line 8, change "(8)" to "(9)"

## AMENDMENT NO. 5

On page 4, at the beginning of line 11, change "(9)" to "(10)"

## AMENDMENT NO. 6

On page 4, at the beginning of line 14, change "(10)" to "(11)"

## AMENDMENT NO. 7

On page 4, at the beginning of line 16, change "(11)" to "(12)"

## AMENDMENT NO. 8

On page 4, at the beginning of line 18, change "(12)" to "(13)"

## AMENDMENT NO. 9

On page 4, at the beginning of line 22, change "(13)" to "(14)"

## AMENDMENT NO. 10

On page 4, at the beginning of line 25, change "(14)" to "(15)"

## AMENDMENT NO. 11

On page 5, at the beginning of line 1, change "(15)" to "(16)"

## AMENDMENT NO. 12

On page 5, at the beginning of line 4, change "(16)" to "(17)"

## AMENDMENT NO. 13

On page 5, at the beginning of line 6, change "(17)" to "(18)"

## AMENDMENT NO. 14

On page 5, at the beginning of line 8, change "(18)" to "(19)"

## AMENDMENT NO. 15

On page 5, at the beginning of line 9, change "(19)" to "(20)"

## AMENDMENT NO. 16

On page 5, at the beginning of line 11, change "(20)" to "(21)"

## AMENDMENT NO. 17

On page 5, at the beginning of line 13, change "(21)" to "(22)"

## AMENDMENT NO. 18

On page 5, at the beginning of line 15, change "(22)" to "(23)"

## AMENDMENT NO. 19

On page 5, at the beginning of line 17, change "(23)" to "(24)"

## AMENDMENT NO. 20

On page 5, at the beginning of line 20, change "(24)" to "(25)"

## AMENDMENT NO. 21

On page 5, at the beginning of line 22, change "(25)" to "(26)"

## AMENDMENT NO. 22

On page 5, at the beginning of line 25, change "(26)" to "(27)"

## AMENDMENT NO. 23

On page 6, line 25, after the period "." delete the remainder of the line and delete lines 26 through 29 in their entirety and insert in lieu thereof the following:

"(b) The licensing board shall be entitled to the criminal history record and identification files of the Louisiana Bureau of Criminal Identification and Information located within the Department of Public Safety and Corrections, referred to hereafter in this Subparagraph as the bureau, of any person who is required to be licensed as a licensed professional counselor. Fingerprints, biometrics, and other identifying information of the applicant shall be submitted to the bureau for qualification and registry, and the bureau shall, upon request of the licensing board and after receipt of such fingerprint card and other identifying information from the applicant, make available to the licensing board all arrest and conviction information contained in the bureau's criminal history record and identification files which pertain to the applicant for licensure. In addition, the fingerprints shall be forwarded by the bureau to the Federal Bureau of Investigation for a national criminal history record check. In accordance with the authority provided for in this Chapter, the costs of providing the information required pursuant to this Section shall be charged by the bureau, as specified in R.S. 15:587(B), to the licensing board for furnishing information contained in the bureau's criminal history record and identification files, including any additional cost of providing the national criminal history records check, which pertains to the applicant. The licensing board may impose any or all such fees or costs on the applicant."

## AMENDMENT NO. 24

On page 7, at the beginning of line 1, change "(b)" to "(c)"

## AMENDMENT NO. 25

On page 7, at the beginning of line 5, change "(c)" to "(d)"

## AMENDMENT NO. 26

On page 7, line 7, after "from the" and before "Federal" insert "Louisiana Bureau of Criminal Identification and Information and from the"

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on House and Governmental Affairs.

### **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. 447—** BY REPRESENTATIVE HUGHES

#### **AN ACT**

To enact R.S. 14:64.2.1 and 64.5 and R.S. 15:1352(A)(69) and (70), relative to juveniles; to create crimes relative to the recruitment of juveniles to commit certain offenses; to provide for definitions; to provide for criminal penalties; to provide for

additional crimes that are elements of racketeering activity; and to provide for related matters.

Called from the calendar.

Read by title.

### Motion

On motion of Rep. Hughes, the bill was returned to the calendar.

### Notice of Intention to Call

Pursuant to House Rule No. 8.20(A), Rep. Hughes gave notice of his intention to call House Bill No. 447 from the calendar on Tuesday, April 5, 2022.

#### HOUSE BILL NO. 568— BY REPRESENTATIVES EDMONDS AND VILLIO AN ACT

To enact R.S. 14:67.5(A)(3), relative to misappropriation without violence; to provide relative to adoption deception; to provide relative to elements of the offense; and to provide for related matters.

Called from the calendar.

Read by title.

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Edmonds to Engrossed House Bill No. 568 by Representative Edmonds

##### AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:67.5(A)(3)" and before the comma "," insert "and (C)"

##### AMENDMENT NO. 2

On page 1, line 6, after "Section 1." and before "hereby" change "R.S. 14:67.5(A)(3) is" to "R.S. 14:67.5(A)(3) and (C) are"

##### AMENDMENT NO. 3

On page 1, line 13, after "person" and before "false" change "intentionally makes" to "has the specific intent to make"

##### AMENDMENT NO. 4

On page 1, after line 16, add the following:

"C. The provisions of this Section shall not apply to a person who agrees to an adoption plan agreement and subsequently, in good faith, declines to proceed with the prospective adoption in favor of parenting the child."

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

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

### ROLL CALL

The roll was called with the following result:

### YEAS

Mr. Speaker	Frieman	Orgeron
Amedee	Gadberry	Owen, C.
Bacala	Garofalo	Owen, R.
Bagley	Geymann	Pressly
Bishop	Goudeau	Riser
Bourriaque	Harris	Romero
Butler	Hodges	Schamerhorn
Carrier	Horton	Schlegel
Coussan	Huval	Seabaugh
Crews	Illg	St. Blanc
Davis	Johnson, M.	Stefanski
Deshotel	Kerner	Tarver
DeVillier	Mack	Thomas
DuBuisson	Magee	Thompson
Echols	McFarland	Turner
Edmonds	McKnight	Villio
Edmonston	McMahen	Wheat
Emerson	Miguez	White
Farnum	Miller, G.	Wright
Firment	Mincey	Zeringue
Fontenot	Muscarello	
Freiberg	Nelson	
Total - 64		

### NAYS

Adams	Freeman	Larvadain
Boyd	Gaines	Lyons
Brass	Green	Marcelle
Brown	Hilferty	Marino
Bryant	Hughes	McCormick
Carpenter	Ivey	Miller, D.
Carter, R.	Jefferson	Newell
Carter, W.	Jenkins	Phelps
Cormier	Johnson, T.	Pierre
Cox	Jordan	Selders
Duplessis	LaCombe	Stagni
Fisher	Landry	Willard
Total - 36		

### ABSENT

Beaullieu	Hollis
Glover	Moore
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Edmonds 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. 246— BY REPRESENTATIVE PHELPS AN ACT

To amend and reenact R.S. 32:863(A)(3)(a), relative to sanctions for violations of required vehicle liability security; to modify the lapse period applicable to sanctions for lapse of required liability security; to provide for rule promulgation; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Phelps moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Freeman	McMahan
Adams	Freiberg	Miguez
Amedee	Frieman	Miller, D.
Bacala	Gadberry	Miller, G.
Bagley	Gaines	Mincey
Beaullieu	Garofalo	Muscarello
Bishop	Geymann	Nelson
Bourriaque	Goudeau	Newell
Boyd	Green	Orgeron
Brass	Harris	Owen, C.
Brown	Hilferty	Owen, R.
Bryant	Hodges	Phelps
Butler	Horton	Pierre
Carpenter	Hughes	Pressly
Carrier	Huval	Riser
Carter, R.	Illg	Romero
Carter, W.	Ivey	Schamerhorn
Cormier	Jefferson	Schlegel
Coussan	Jenkins	Seabaugh
Cox	Johnson, M.	Selders
Crews	Johnson, T.	St. Blanc
Davis	Jordan	Stagni
Deshotel	Kerner	Stefanski
DeVillier	LaCombe	Tarver
DuBuisson	Landry	Thomas
Duplessis	Larvadain	Thompson
Echols	Lyons	Turner
Edmonds	Mack	Villio
Edmonston	Magee	Wheat
Emerson	Marcelle	White
Farnum	Marino	Willard
Firment	McCormick	Wright
Fisher	McFarland	Zeringue
Fontenot	McKnight	
Total - 101		

NAYS

Total - 0

ABSENT

Glover	Hollis	Moore
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Phelps moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

**HOUSE BILL NO. 376—**  
BY REPRESENTATIVES HUVAL, GREEN, AND WRIGHT AND SENATORS TALBOT AND MCMATH  
AN ACT

To amend and reenact R.S. 32:300.5 and to repeal R.S. 32:300.6, 300.7, and 300.8, relative to the prohibition of the use of certain wireless telecommunications devices while operating a motor vehicle; to provide for definitions; to provide for exceptions and penalties; to provide for enforcement and reporting; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Huval to Engrossed House Bill No. 376 by Representative Huval

AMENDMENT NO. 1

On page 5, line 8, after "saving" insert a comma ",."

AMENDMENT NO. 2

On page 5, line 18, between "duties" and the colon ":" insert "during an emergency situation"

AMENDMENT NO. 3

On page 6, line 22, after "to" and before "hours" change "thirty" to "fifteen"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Pierre to Engrossed House Bill No. 376 by Representative Huval

AMENDMENT NO. 1

On page 8, between lines 20 and 21, insert the following:

"G. A peace officer shall not stop a driver or issue the driver a citation for a violation of this Section unless the officer visually observes the driver using, holding, or physically supporting with any part of the driver's body the mobile electronic device."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative McCormick to Engrossed House Bill No. 376 by Representative Huval

AMENDMENT NO. 1

On page 6, at the end of line 21, delete "and" and insert a period "." and delete lines 22 and 23 in their entirety

AMENDMENT NO. 2

On page 6, line 25, after "than" and before "hundred" change "three" to "one" and after "dollars" insert a period "."

AMENDMENT NO. 3

On page 6, at the end of line 26, delete "but not less than one" and delete lines 27 through 29 in their entirety

AMENDMENT NO. 4

On page 7, line 2, after "more than" delete the remainder of the line and insert "one hundred dollars." and delete lines 3 through 5 in their entirety

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Selders to Engrossed House Bill No. 376 by Representative Huval

#### AMENDMENT NO. 1

On page 1, line 3, after "to the" and before "use" delete "prohibition of the" and on line 4, after "vehicle;" and before "to" insert "to provide relative to prohibitions against the use of certain telecommunications devices while operating a vehicle;"

#### AMENDMENT NO. 2

On page 1, line 5, after "reporting;" and before "and to" insert "to provide for a termination date;"

#### AMENDMENT NO. 3

On page 8, line 21, after "300.8" delete the remainder of the line and insert "shall not become effective until January 1, 2027."

#### AMENDMENT NO. 4

On page 8, delete line 22 in its entirety and insert in lieu thereof the following:

"Section 3. R.S. 32:300.5, 300.6, 300.7, and 300.8 are hereby reenacted and amended to read as follows:

§300.5. Use of certain wireless telecommunications devices for text messaging and social networking prohibited

A.(1) Except as provided in Subsection B of this Section, no person shall operate any motor vehicle upon any public road or highway of this state while using a wireless telecommunications device to write, send, or read a text-based communication. For purposes of this Section, a person shall not be deemed to be writing, reading, or sending a text message if the person reads, selects, or enters a telephone number or name in a wireless telecommunications device for the purpose of making a telephone call.

(2) No person shall operate any motor vehicle upon any public road or highway of this state while using a wireless telecommunications device to access, read, or post to a social networking site.

(3)(a) "Wireless telecommunications device" means a cellular telephone, a text-messaging device, a personal digital assistant, a stand alone computer, or any other substantially similar wireless device that is readily removable from the vehicle and is used to write, send, or read text or data through manual input. A "wireless telecommunications device" shall not include any device or component that is permanently affixed to a motor vehicle. It does not include citizens band radios, citizens band radio hybrids, commercial two-way radio communication devices, two-way radio transmitters or receivers used by licensees of the Federal Communication Commission in the Amateur Radio Service, or electronic communication devices with a push-to-talk function.

(b) "Write, send, or read a text-based communication" means using a wireless telecommunications device to manually communicate with any person by using a text-based communication referred to as a text message, instant message, or electronic mail.

(c) "Access, read, or post to a social networking site" means using a wireless telecommunications device to access, read, or post on such device to any web-based service that allows individuals to construct a profile within a bounded system, articulate a list of other

users with whom they share a connection, and communicate with other members of the site.

B. The provisions of Paragraph (A)(1) of this Section shall not apply to the following:

(1) Any law enforcement officer, firefighter, or operator of an authorized emergency vehicle while engaged in the actual performance of his official duties.

(2) An operator of a moving motor vehicle using a wireless telecommunications device to:

(a) Report illegal activity.

(b) Summon medical or other emergency help.

(c) Prevent injury to a person or property.

(d) Relay information between a transit or for-hire operator and that operator's dispatcher, in which the device is permanently affixed to the vehicle.

(e) Navigate using a global positioning system.

(3) A physician or other health care provider using a wireless telecommunications device to communicate with a hospital, health clinic or the office of the physician, or to otherwise provide for the health care of an individual or medical emergency through a text-based communication.

C.(1) The first violation of the provisions of this Section shall be punishable by a fine of not more than five hundred dollars.

(2) Each subsequent violation shall be punishable by a fine of not more than one thousand dollars.

(3) If the person is involved in a crash at the time of violation, then the fine shall be equal to double the amount of the standard fine imposed in this Subsection and the law enforcement officer investigating the crash shall indicate on the written accident form that the person was using a wireless telecommunications device at the time of the crash.

(4) Any violation of this Section shall constitute a moving violation.

§300.8. Use of wireless telecommunications devices in school zones; prohibited; exceptions

A. As used in this Section, the following terms shall have the meanings ascribed to them in this Section, unless the context clearly indicates a different meaning:

(1) "Access, read, or post to a social networking site" means using a wireless telecommunications device to access, read, or post on such device to any web-based service that allows individuals to construct a profile within a bounded system, articulate a list of other users with whom they share a connection, and communicate with other members of the site.

(2) "Engage in a call" means talking or listening during a voice transmission on a wireless telecommunications device or manually entering names or telephone numbers to initiate a voice transmission, except when using a hands-free wireless telephone.

(3) "Wireless telecommunications device" means a cellular telephone, a text-messaging device, a personal digital assistant, a stand-alone computer or other electronic device, or any other substantially similar portable wireless device that is readily removable from the vehicle and is used to write, send, or read text or data through manual input or create, edit, post, or view video,

photography, or other images. A "wireless telecommunications device" shall not ~~mean include~~ any device or component ~~that is~~ permanently affixed to a motor vehicle, ~~nor shall it mean any.~~ It does not include a hands-free wireless telephone, an electronic communication device used hands-free, citizens band radios, citizens band radio hybrids, commercial two-way radio communications devices, two-way radio transmitters or receivers used by licensees of the Federal ~~Communication Communications~~ Commission in the Amateur Radio Service, or electronic communication devices with a push-to-talk function.

(4) "Write, send, or read a text-based communication" means using a wireless telecommunications device to manually communicate with any person by using a text-based communication including but not limited to a text message, instant message, or electronic mail, ~~or other text-based application to manually communicate with any person.~~

B. ~~(1)~~ Except as provided in Subsection C of this Section, no person shall operate any wireless telecommunications device while operating a motor vehicle upon any public road or highway during the posted hours within a school zone on such public road or highway.

~~(2)~~ Operating a "wireless telecommunications device" shall include ~~mean any of the following:~~

(1) ~~(a)~~ Engaging in a call.

(2) ~~(b)~~ Writing, sending, or reading a text-based communication.

(3) ~~(c)~~ Accessing, reading, or posting to a social networking site.

~~(d)~~ Accessing, viewing, posting, editing, or creating a video, photograph, or other image.

~~(e)~~ Accessing, reading, viewing, composing, browsing, transmitting, saving or retrieving electronic data from any application or other media.

~~(f)~~ Using any application or feature of a wireless telecommunications device by making manual entries of letters, numbers, symbols, commands, or any combination thereof.

~~(g)~~ Holding or physically supporting a wireless telecommunications device in either or both hands or with any part of the body, except for an earpiece or headphone device or a device worn on the wrist to talk or listen during a voice transmission.

C. ~~(1)~~ The provisions of Subsection B of this Section shall not apply to any of the following persons in the performance of their official duties:

~~(a)~~ A law enforcement officer.

~~(b)~~ A firefighter.

~~(c)~~ An emergency service or EMS practitioner.

C. ~~(2)~~ The provisions of Subsection B of this Section shall not apply to a person who uses a wireless telecommunications device and does ~~while doing~~ any of the following:

(1) ~~(a)~~ Reports ~~Reporting~~ a traffic collision, medical emergency, ~~other emergency~~, or serious road hazard.

(2) ~~(b)~~ Reports ~~Reporting~~ a situation in which the person believes ~~a person his~~ personal safety is in jeopardy of serious injury or death.

~~(3)~~ Reports or averts the perpetration or potential perpetration of a criminal act against the driver or another person.

~~(c)~~ Relaying information between a transit, for-hire operator, or a transportation network company driver, and that operator's dispatcher or affiliated transportation network company, in which the device is affixed to the vehicle.

~~(d)~~ Viewing data or images related to navigation of a motor vehicle using a hands-free global positioning system.

~~(4)~~ ~~(e)~~ Operates ~~Operating~~ a wireless telecommunications device while the motor vehicle is lawfully stationary and not in violation of any other law: lawfully parked.

~~(f)~~ Dialing 9-1-1 to report a crime in progress.

~~(3)~~ Except as otherwise provided in Subparagraphs ~~(2)(a)~~ through ~~(d)~~ of this Subsection, using the telecommunications device to write, send, or read a text-based communication or using the telecommunication device to access, read, or post to a social media website shall not be permitted while a vehicle is positioned in a travel lane.

~~(5)~~ Uses a wireless telecommunications device in an official capacity as an operator of an authorized emergency vehicle.

D. ~~(1)~~ Any violation of this Section shall constitute a moving violation.

~~(2)(a)~~ The first violation of the provisions of this Section shall be punishable by a fine of not more than five ~~one~~ hundred dollars but not less than fifty dollars and may include up to thirty hours of community service, at least half of which shall consist of participation in a litter abatement or collection program.

~~(b)~~ Each subsequent ~~The second~~ violation of the provisions of this Section shall be punishable by a fine of not more than one thousand ~~three hundred~~ dollars and a suspension of driver's license for a ~~sixty-day~~ period but not less than one hundred dollars and may include up to thirty hours of community service, at least half of which shall consist of participation in a litter abatement or collection program.

~~(c)~~ The third and any subsequent violation of the provisions of this Section shall be punishable by a fine of not more than three hundred dollars but not less than one hundred dollars and may include up to ninety hours of community service, at least half of which shall consist of participation in a litter abatement or collection program.

~~(c)~~ ~~(d)~~ If a person the operator of a motor vehicle is involved in a collision ~~crash~~ at the time of the violation, then the fine shall be equal to double the amount of the standard fine imposed in this Subsection: and the ~~The~~ law enforcement officer investigating the collision ~~crash~~ shall indicate on the written accident report that the person operator of a motor vehicle was using a wireless telecommunications device at the time of the collision ~~crash~~.

~~(3)~~ ~~It~~ Use of a wireless telecommunications device for any purpose provided for in Subsection C of this Section shall be an affirmative defense ~~against an alleged~~ to a violation of this Section and for the operator of a motor vehicle person to may produce documentary or other evidence in support of this defense that the wireless telecommunications device that is the basis of the alleged violation was used for emergency purposes as provided in Subsection C of this Section.

~~(4)~~ For any violation occurring before January 1, 2023, the law enforcement officer shall issue only a written warning.



E. The provisions of this Section shall only apply within a school zone upon a public road or highway during posted hours when signs are located in a visible manner in each direction that indicate the use of a hand-held wireless communications device is prohibited while operating a motor vehicle.

~~(1) When a law enforcement officer issues a citation for a violation of this Section, the law enforcement officer shall record the race and ethnicity of the violator. All law enforcement agencies shall maintain such information and report the information to the Department of Public Safety and Corrections in a form and manner as determined by the department. Beginning August 1, 2023, the Department of Public Safety and Corrections shall annually report the data collected under this Subsection to the governor, the president of the Senate, and the speaker of the House of Representatives. The data collected shall be reported, at a minimum, by statewide totals for local law enforcement agencies, state law enforcement agencies, and state university law enforcement agencies. The statewide total for local law enforcement agencies shall combine the data for the parish sheriffs and the municipal law enforcement agencies.~~

~~(2) A law enforcement officer who stops a motor vehicle for a violation of this Section shall inform the motor vehicle operator of his right to decline a search of his wireless communications device and shall not do any of the following:~~

~~(a) Access the wireless communications device without a warrant.~~

~~(b) Confiscate the wireless communications device while awaiting the issuance of a warrant to access such device.~~

~~(c) Obtain consent from the motor vehicle operator to search his wireless communications device through coercion or other improper method. Consent to search a motor vehicle operator's wireless communications device shall be free and voluntary.~~

~~(d) Make a custodial arrest except upon a warrant issued for failure to appear for a felony or state misdemeanor charge in court when summoned.~~

~~F. A law enforcement officer shall not search or inspect a motor vehicle, its contents, the driver, or a passenger solely because of a violation of this Section.~~

Section 4. The provisions of Sections 1 and 2 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

Section 5. The provisions of Section 1 of this Act shall cease to exist on January 1, 2027.

Section 6. The provisions of Section 3 of this Act shall become effective on January 1, 2027 and shall supersede Section 1 of this Act."

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

### Motion

On motion of Rep. Huval, the bill, as amended, was returned to the calendar.

### Notice of Intention to Call

Pursuant to House Rule No. 8.20(A), Rep. Huval gave notice of his intention to call House Bill No. 376 from the calendar on Tuesday, March 29, 2022.

### HOUSE BILL NO. 450—

BY REPRESENTATIVES CHARLES OWEN, AMEDEE, WILFORD CARTER, CORMIER, COX, CREWS, DAVIS, EDMONSTON, FREEMAN, FREIBERG, FRIEMAN, GAINES, GREEN, HARRIS, HUGHES, JORDAN, LANDRY, LARVADAIN, LYONS, MARCELLE, MCCORMICK, DUSTIN MILLER, SCHAMERHORN, SCHLEGEL, SEABAUGH, AND STAGNI  
AN ACT

To amend and reenact Children's Code Articles 1186(A) and 1188(C) and R.S. 40:73(B) and (D), 77(B) and (D), and 79(A)(4) and (D) and to enact R.S. 40:73(E), 77(E), and 79(E), relative to an adopted person's original birth certificate; to provide for the disclosure of confidential records; to provide for the motion for disclosure; to provide for access to an adopted person's original birth certificate; to provide for the authority of the registrar of vital records; and to provide for related matters.

Called from the calendar.

Read by title.

### Speaker Schexnayder in the Chair

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Charles Owen to Engrossed House Bill No. 450 by Representative Charles Owen

#### AMENDMENT NO. 1

On page 1, line 2, after "1186(A)" and before "and R.S. 40:73(B)" delete "and 1188(C)" and insert a comma "," and "1188(C), and 1270(B)"

#### AMENDMENT NO. 2

On page 1, line 9, after "1186(A)" and before "are hereby" delete "and 1188(C)" and insert a comma "," and "1188(C), and 1270(B)"

#### AMENDMENT NO. 3

On page 2, between lines 7 and 8 insert the following:

"\*                    \*                    \*

Art. 1270. Legislative findings; purpose; release of information

\*                    \*                    \*

B.(1) There is hereby created within the office of children and family services of the Department of Children and Family Services a voluntary registry for the matching of adopted persons, or an adoptive parent of a minor or deceased adopted person, or a descendant of a deceased adopted person, or his parent if a minor, and biological parents or siblings, or both, or a parent, sibling, or descendant, or his parent if a minor, of a deceased biological parent. The purpose of this registry shall be to facilitate voluntary contact between the adopted person, or an adoptive parent of a minor or deceased adopted person, or the descendant of a deceased adopted person, or his parent if a minor, and a biological parent or biological sibling, or both, or a parent, sibling, or descendant, or his parent if a minor, of a deceased biological parent.

(2)(a) A birth parent may at any time request from the office of children and family services a contact preference form that shall accompany the adopted person's original birth certificate.

(b) The contact preference form shall provide the following information to be completed at the option of the birth parent who shall indicate his intentions as follows:

(1) I would like to be contacted.

(2) I would prefer to be contacted only through an intermediary.

(3) I prefer not to be contacted at this time. If I decide later that I would like to be contacted, I will submit an updated contact preference form to the office of children and family services.

(c) The contact preference form is a confidential communication from the birth parent to the person named on the sealed birth certificate and shall be placed in a sealed envelope upon receipt from the birth parent. The sealed envelope shall be released to the registrar of vital records and placed in the sealed file containing the original birth certificate. The contact preference form shall be released to an adopted person when he requests his original birth certificate pursuant to R.S. 40:80.

\* \* \*

On motion of Rep. Charles Owen, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Gregory Miller to Engrossed House Bill No. 450 by Representative Charles Owen

AMENDMENT NO. 1

On page 1, delete lines 1 and 2 in their entirety and at the beginning of line 3, delete "79(E)," and insert the following:

"To amend and reenact Civil Code Article 236, Children's Code Articles 1186(A), 1188(C), 1270(B), (C), (D), and (E), 1272(C) and (D), and 1273, and R.S. 40:73(B) and (D), 77(B) and (D), and 79(A)(4) and (D), to enact Children's Code Articles 1272(E) and 1272.1 and R.S. 40:80, and to repeal Children's Code Article 1270(F),"

AMENDMENT NO. 2

On page 1, at the end of line 6, insert the following:

"birth parents to prohibit the release of certain identifying information; to provide for the promulgation of rules; to provide for a public awareness campaign; to provide for filial honor and respect; to provide for the privacy of birth mothers; to provide for the"

AMENDMENT NO. 3

On page 1, delete lines 9 through 10 in their entirety and insert the following:

"Section 1. Civil Code Article 236 is hereby amended and reenacted to read as follows:

Art. 236. Filial honor and respect; protection for birth mothers who are victims of rape or molestation

A. A child regardless of age owes honor and respect to his father and mother.

B. A birth mother who is a victim of rape or molestation deserves honor and respect. When a child is conceived as a result of rape or molestation, the birth mother shall have the right to privacy and to be secure in her person, papers, and effects related to the records of adoption by which she placed the child with his adoptive parent or parents.

Section 2. Children's Code Articles 1186(A), 1188(C), 1270(B), (C), (D), and (E), 1272(C) and (D), and 1273 are hereby amended and reenacted and Children's Code Articles 1272(E) and 1272.1 are hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 1, line 17, after "pursuant to" delete "R.S. 40:73, 77, or 79." and insert "R.S. 40:80."

AMENDMENT NO. 5

On page 2, line 4, after "provisions of" and before "shall" delete "R.S. 40:73, 77, or 79" and insert "R.S. 40:80"

AMENDMENT NO. 6

On page 2, between lines 7 and 8 insert the following:

\* \* \*

Art. 1270. Legislative findings; purpose; release of information

\* \* \*

~~B.~~ (1) There is hereby created within the office of children and family services of the Department of Children and Family Services a voluntary registry for the matching of adopted persons, or an adoptive parent of a minor or deceased adopted person, or a descendant of a deceased adopted person, or his parent if a minor, and biological parents or siblings, or both, or a parent, sibling, or descendant, or his parent if a minor, of a deceased biological parent. The purpose of this registry shall be to facilitate voluntary contact between the adopted person, or an adoptive parent of a minor or deceased adopted person, or the descendant of a deceased adopted person, or his parent if a minor, and a biological parent or biological sibling, or both, or a parent, sibling, or descendant, or his parent if a minor, of a deceased biological parent.

~~C.~~ (2) The use of the registry shall be limited to the adopted person who is at least eighteen years of age, the biological mother, the biological father, parents or siblings or a descendant, or his parent if a minor, of a deceased biological parent, an adoptive parent of a minor or deceased adopted person or a descendant of a deceased adopted person, or his parent if a minor, and any biological sibling who is at least eighteen years of age.

~~D.~~ (3) No registration by an adopted person shall be permitted until all biological siblings who were adopted by the same adoptive parent or parents have reached the age of eighteen years.

C.(1) An adopted person who is at least twenty-four years of age may through the registry request the release of a noncertified copy of his original birth certificate.

(2) A biological mother or father listed on the birth certificate, hereinafter referred to in this Chapter as the "birth parents", may through the registry consent to or prohibit the release of their own personal identifying information contained on the adopted person's original birth certificate.

~~E.~~ D. The office of children and family services shall not release any registry information in violation of this Chapter.

~~F.~~ E. The office of children and family services shall confirm for an adopted person the fact of his adoption and identify the court in which the adoption was finalized and the agency, firm, or lawyer facilitating the adoption when that information is known. To receive this information, the adopted person shall be eighteen years of age or older, provide proof of identity, and submit a written request.

\* \* \*

Art. 1272. Matching; verification by original documents; mandatory counseling

\* \* \*

C. (1) If an adopted person requests a noncertified copy of his original birth certificate, the office of children and family services shall determine whether a birth parent has filed a consent with the voluntary registry authorizing the release of his personal identifying information contained on the adopted person's original birth certificate. Upon determination of whether a consent exists, the office of children and family services shall do the following:

(a) If a birth parent has consented to the release of their own personal identifying information on an adopted person's original birth certificate, the office of children and family services shall coordinate with the vital records registry to facilitate the release of the noncertified copy of the original birth certificate to the adopted person pursuant to R.S. 40:80. If only one birth parent has filed with the voluntary registry and consented to the release of his personal identifying information on the adopted person's original birth certificate, the name and identifying information of the birth parent who has not consented shall be redacted before a noncertified copy of the original birth certificate is issued to the adopted person.

(b) If no birth parent has filed with the registry or both birth parents have prohibited the release of the noncertified copy of the original birth certificate to the adopted person, the office of children and family services shall notify the adopted person of such and issue to the adopted person a noncertified copy of the original birth certificate with the names and identifying information of the birth parents redacted.

(2) All documents filed with the voluntary registry pursuant to the provisions of this Paragraph shall be maintained in the files of the registry.

(3) The Department of Children and Family Services shall promulgate the rules necessary for the implementation of this Article on or before September 1, 2023, in accordance with the Administrative Procedure Act.

D. If doubt exists that any registrants are biologically related, the office of community services shall advise them to file a motion with the court having jurisdiction and request permission to open the sealed adoption record for verification. Such verification shall be a compelling reason, within the meaning of Article 1189, to open the adoption records for the limited purpose of verification.

⊖ E. Each registrant shall participate in not less than one hour of counseling with a licensed clinical social worker, a social worker acting in the employ of a licensed adoption agency, a licensed professional counselor, a licensed psychologist, medical psychologist, a licensed psychiatrist, or a licensed marriage and family therapist before they will be put in contact with one another.

Art. 1272.1. Public awareness campaign

A. The office of children and family services shall develop and implement a one-year-long, nationwide campaign to be conducted from September 1, 2022 through August 31, 2023, for the express purpose of informing the public of all of the following:

(1) That an adopted person twenty-four years of age or older may obtain a noncertified copy of his original birth certificate.

(2) That a birth parent of an adopted person who registers with the voluntary registry may consent to or prohibit the release of his personal identifying information contained on the adopted person's original birth certificate.

B. The nationwide campaign required in Paragraph A of this Article shall include but not be limited to the following:

(1) Public service announcements and press releases to be distributed to local and national radio stations and newspapers, if the national advertising is at no cost to the state.

(2) Announcements posted on the website of the Department of Children and Family Services.

(3) Notices to be distributed throughout the state to physician's offices, religious institutions, social welfare organizations, retirement homes, and other entities capable of reaching individuals who may be impacted by R.S. 40:80 and Children's Code Articles 1270, et seq.

(4) Information regarding the campaign, or a website address where a person can obtain information about the campaign, to be printed on the outside of every motor vehicle registration renewal application and every driver's license renewal application issued by the office of motor vehicles, Department of Public Safety and Corrections.

C. The secretary of the Department of Children and Family Services and the secretary of the Department of Public Safety and Corrections shall develop the campaign information statement provided by Subparagraph (B)(4) of this Article.

D. The Department of Children and Family Services, after consultation with the secretary of the Department of Public Safety and Corrections, shall promulgate the rules necessary for the implementation of this Article on or before August 1, 2022, in accordance with the Administrative Procedure Act.

Art. 1273. Confidentiality

A. Documents filed with the office of children and family services, pursuant to this Chapter, shall be confidential and shall not be available for inspection, except under the procedures set forth in this Chapter.

B. No person shall have a cause of action against the office of children and family services or an employee for an injury or damage caused by the disclosure of any information that is filed in the records of the voluntary registry and is disclosed in accordance with the procedures of this Chapter, unless the injury or damage was caused by willful or wanton misconduct or gross negligence."

AMENDMENT NO. 7

On page 2, at the beginning of line 8, change "Section 2." to "Section 3."

AMENDMENT NO. 8

On page 2, line 9, after "reenacted and" delete the remainder of the line and insert the following:

"R.S. 40:80 is hereby enacted to read as"

AMENDMENT NO. 9

On page 2, line 17, after "provided in" delete the remainder of the line and insert "R.S. 40:80"

AMENDMENT NO. 10

On page 2, line 23, after "provided in" and before the comma "2" delete "Subsection E of this Section" and insert "R.S. 40:80"

# Page 20 HOUSE

9th Day's Proceedings - March 28, 2022

## AMENDMENT NO. 11

On page 2, delete lines 28 and 29 in their entirety and on page 3, delete lines 1 through 7 in their entirety

## AMENDMENT NO. 12

On page 3, line 9, after "parents" delete the remainder of the line

## AMENDMENT NO. 13

On page 3, line 15, after "provided in" and before "or" delete "Subsection E of this Section" and insert "R.S. 40:80"

## AMENDMENT NO. 14

On page 3, line 20, after "provided in" and before the comma "," delete "Subsection E of this Section" and insert "R.S. 40:80"

## AMENDMENT NO. 15

On page 3, delete lines 25 through 29 in their entirety and on page 4, delete lines 1 through 4 in their entirety

## AMENDMENT NO. 16

On page 4, line 11, after "provided in" delete the remainder of the line and insert "R.S. 40:80."

## AMENDMENT NO. 17

On page 4, line 13, after "provided in" and before the comma "," delete "Subsection E of this Section" and insert "R.S. 40:80"

## AMENDMENT NO. 18

On page 4, delete lines 18 through 26 in their entirety and insert the following:

\*\*                    \*                    \*

§80. Request for a noncertified copy of an original birth certificate

A. Beginning on September 1, 2023, if an adopted person twenty-four years of age or older requests a noncertified copy of his original birth certificate, and the mother or father listed on the original birth certificate has predeceased the adopted person or a mother or father listed on the original birth certificate has consented to the release of the noncertified copy of the adopted person's original birth certificate pursuant to Children's Code Article 1270, the state registrar, in coordination with the office of children and family services, shall issue to the adopted person a noncertified copy of his original certificate of live birth as provided in Children's Code Article 1272. A noncertified copy of an original certificate of live birth shall be subject to the same fees as a certified photocopy or certified record of an original birth record as provided in R.S. 40:40(2).

B. Each noncertified copy of certificate of birth shall display the words "Noncertified - Not to be used for identification purposes".

C. The state registrar shall promulgate the rules necessary for the implementation of the issuance of noncertified copies of certificates of live birth pursuant to this Section on or before September 1, 2023, in accordance with the Administrative Procedure Act.

Section 4. Children's Code Article 1270(F) is hereby repealed.

Section 5. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana.

If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

Rep. Gregory Miller moved the adoption of the amendments.

Rep. Charles Owen objected.

By a vote of 23 yeas and 73 nays, the amendments were rejected.

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

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Ivey to Engrossed House Bill No. 450 by Representative Charles Owen

## AMENDMENT NO. 1

On page 1, delete lines 2 through 20 in their entirety and delete pages 2, 3, and 4 in their entirety and insert the following:

"To amend and reenact Children's Code Articles 1186(A) and 1270(B) and R.S. 40:73(B) and (D), 77(B) and (D), 79(A)(1) and (4) and (D) and to enact R.S. 40:80, relative to an adopted person's original birth certificate: to provide for the disclosure of confidential records; to provide for the motion for disclosure; to provide for access to an adopted person's original birth certificate; to provide for the authority of the registrar of vital records; to provide for the duties of the Department of Children and Family Services; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Children's Code Articles 1186(A) and 1270(B) are hereby amended and reenacted to read as follows:

Art. 1186. Confidential adoption records; disclosure

A. (1) For adoptions completed prior to January 1, 2023, all ~~all~~ adoption records shall be retained in confidential files, and it shall be unlawful for anyone except the biological or adopting parent to disclose any identifying information concerning any individual adoption case, except upon order of the court, after giving proper notice as required in Article 1190 or as otherwise authorized by this Code, or for purposes directly connected with an adoption agency's responsibilities in relation to adoption work as permitted by its rules and regulations.

(2)(i) For adoptions completed on or after January 1, 2023, the adopted person's original birth certificate shall be retained in confidential files until the adopted person attains the age of twenty-four, at which point the original birth certificate shall no longer be retained in the confidential files, except as provided in Subsubparagraph (ii) of this Subparagraph.

(ii)(a) The biological mother or father listed on the birth certificate, hereinafter referred to in this Chapter as the "birth parents", may petition the court prior to the final decree of adoption to have the adopted person's original birth certificate retained in the confidential files. The court may grant the petition only upon an attestation by the birth mother that the child was conceived through rape or incest or upon proof of other compelling and extraordinary circumstances and order that the original birth certificate be retained in the confidential files. The Department of Children and Family Services shall create a form that shall be made available to the birth mother in order to provide the necessary attestation to the court.

(b) The original birth certificate ordered to be retained in the confidential files pursuant to this provision is subject to disclosure pursuant to Article 1188.

\* \* \*

Art. 1270. Legislative findings; purpose; release of information

\* \* \*

B.(1) There is hereby created within the office of children and family services of the Department of Children and Family Services a voluntary registry for the matching of adopted persons, or an adoptive parent of a minor or deceased adopted person, or a descendant of a deceased adopted person, or his parent if a minor, and biological parents or siblings, or both, or a parent, sibling, or descendant, or his parent if a minor, of a deceased biological parent. The purpose of this registry shall be to facilitate voluntary contact between the adopted person, or an adoptive parent of a minor or deceased adopted person, or the descendant of a deceased adopted person, or his parent if a minor, and a biological parent or biological sibling, or both, or a parent, sibling, or descendant, or his parent if a minor, of a deceased biological parent.

(2)(a) The registry shall provide a contact preference form for a biological parent to indicate whether or not they prefer to be contacted by the adopted person and allow the birth parent to provide any additional information. The biological parent may change his contact preference at any time.

(b) The biological parent's contact preference shall be released to the registrar of vital records and included in the sealed package with the adopted person's original birth certificate to be released to the adopted person with the original birth certificate pursuant to R.S. 40:80.

\* \* \*

Section 2. R.S. 40:73(B) and (D), 77(B) and (D), 79(A)(1) and (4) and (D) are hereby amended and reenacted and R.S. 40:80 is hereby enacted to read as follows:

§73. Certified copy of the new record; sealing and confidentiality of the original birth record; issuance of original birth certificate

\* \* \*

B. This sealed package shall be opened only upon the demand of the adopted person, or if deceased, by his or her descendants, or upon the demand of the adoptive parent, or the state registrar, or the recognized public or private social agency which was a party to the adoption, and then only as provided in R.S. 40:80 or by order of a Louisiana court of competent jurisdiction at the domicile of the vital records registry, which order shall issue only after a showing of compelling reasons. Information shall be revealed only to the extent necessary to satisfy such compelling necessity.

\* \* \*

D. ~~As~~ Except as provided in R.S. 40:80, all motions for records under this Section shall be in accordance with and subject to the provisions of Children's Code Articles 1188 through 1192 and, if an adoption agency is involved, the agency shall be served with a copy of the motion as provided in Article 1313 of the Louisiana Code of Civil Procedure.

\* \* \*

§77. Certified copy for adoptive parents; issuance of original birth certificate

\* \* \*

B. Except as provided in R.S. 40:74, this sealed package shall be opened only upon the demand of the adopted person, or if deceased, by his or her descendants, or upon the demand of the adoptive parent, or the state registrar, or the recognized public or

private social agency which was a party to the adoption, and then only as provided in R.S. 40:80 or by order of a Louisiana court of competent jurisdiction at the domicile of the vital records registry which court order shall issue only after a showing of compelling reasons, and opened only to the extent necessary to satisfy such compelling necessity.

\* \* \*

D. ~~As~~ Except as provided in R.S. 40:80, all motions for records under this Section shall be in accordance with and subject to the provisions of ~~R.S. 9:437~~ Children's Code Articles 1188 through 1192 and, if an adoption agency is involved, the agency shall be served with a copy of the motion as provided in Article 1313 of the Louisiana Code of Civil Procedure.

\* \* \*

§79. Record of adoption decree

A.(1)(a) Whenever a final decree of adoption shall be entered, the clerk of court shall forward, on a form supplied by the Department of Children and Family Services, his certificate of the decree to the state registrar who shall make a new certificate of live birth of the person adopted, in the new name if the name has been changed in the decree.

(b) If the court orders that the original birth certificate be retained in the confidential files pursuant to Children's Code Article 1186, the clerk of court shall forward the order to the state registrar who shall place the order with the original birth certificate.

\* \* \*

(4) The state registrar shall seal and file the original certificate of birth with the certificate of the decree. This sealed package may be opened only on the order of a competent court or as provided in R.S. 40:80.

\* \* \*

D. ~~As~~ Except as provided in R.S. 40:80, all motions for records under this Section shall be in accordance with, and be subject to, the provisions of Children's Code Articles 1188 through 1192, and, if an adoption agency is involved, the agency shall be served with a copy of a motion as provided in Article 1313 of the Code of Civil Procedure.

§80. Adopted person request for an uncertified copy of an original birth certificate

A. Notwithstanding any provision of the law to the contrary, for adoptions completed on or after January 1, 2023, an adopted person who is twenty-four years of age or older may request an unredacted uncertified copy of his birth certificate from the state registrar. Upon such a request, the registrar shall open the sealed package and issue an uncertified copy of the original birth certificate to the adopted person, unless the sealed package contains an order issued by the court pursuant to Children's Code Article 1186.

B.(1) For adoptions completed prior to January 1, 2023, an adopted person who is twenty-four years of age or older may request an unredacted copy of his original birth certificate with the names and identifying information of the birth parents redacted. Upon such request, the registrar shall open the sealed package and issue a redacted, uncertified copy of the original birth certificate.

(2) (a) A birth parent may file an affidavit with the registrar consenting to the release of the adopted person's original birth certificate. The registrar shall develop and make available a form affidavit for this purpose.

(b) If an adopted person twenty-four years of age or older requests an uncertified copy of his original birth certificate and the birth parent has filed an affidavit with the registrar consenting to the release of the adopted person's original birth certificate, the registrar shall open the sealed package and issue an uncertified copy of the original birth certificate to the adopted person.

C. The uncertified copy of the original birth certificate shall be issued to the adopted person in accordance with the regulations duly promulgated in accordance with the Administrative Procedure Act for a certified copy of a vital record in the custody of the vital records registry."

On motion of Rep. Ivey, the amendments were withdrawn.

Rep. Charles Owen moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Freiberg	McFarland
Adams	Frieman	McKnight
Amedee	Gadberry	McMahan
Bacala	Gaines	Miller, D.
Bagley	Geymann	Miller, G.
Beaulieu	Goudeau	Muscarello
Bishop	Green	Nelson
Bourriaque	Harris	Newell
Boyd	Hilferty	Owen, C.
Brass	Horton	Owen, R.
Brown	Hughes	Phelps
Bryant	Huval	Pierre
Carpenter	Jefferson	Riser
Carrier	Jenkins	Romero
Carter, W.	Johnson, M.	Schamerhorn
Cormier	Johnson, T.	Schlegel
Cox	Jordan	Seabaugh
Crews	Kerner	Selders
Davis	LaCombe	St. Blanc
DuBuisson	Landry	Stagni
Duplessis	Larvadain	Thomas
Echols	Lyons	Turner
Edmonston	Mack	White
Emerson	Marcelle	Willard
Fisher	Marino	
Freeman	McCormick	

Total - 76

**NAYS**

Carter, R.	Fontenot	Orgeron
Coussan	Garofalo	Pressly
Deshotel	Illg	Stefanski
DeVillier	Ivey	Tarver
Edmonds	Magee	Wheat
Farnum	Miguez	Wright
Firment	Mincey	Zeringue

Total - 21

**ABSENT**

Butler	Hollis	Villio
Glover	Moore	
Hodges	Thompson	

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Charles Owen 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.

**Consent to Correct a Vote Record**

Rep. Newell requested the House consent to record her vote on final passage of House Bill No. 450 as yea, which consent was unanimously granted.

**HOUSE BILL NO. 727—**

BY REPRESENTATIVE BACALA AND SENATOR FOIL  
AN ACT

To amend and reenact Children's Code Articles 1207, 1213(A) and (C), 1229, and 1235(A) and (B), and to repeal Children's Code Articles 1213(D) and 1235(C), relative to adoptions; to provide relative to agency and private adoptions; to provide relative to adoption finalization; to provide for prerequisites; to provide for reporting and in-home visitation; to provide for resources to families; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Bacala to Engrossed House Bill No. 727 by Representative Bacala

AMENDMENT NO. 1

On page 1, at the beginning of line 14, delete "placing"

AMENDMENT NO. 2

On page 1, at the beginning of line 18, insert "private"

AMENDMENT NO. 3

On page 4, at the beginning of line 27, insert "private"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Freeman	McMahan
Amedee	Freiberg	Miguez
Bacala	Frieman	Miller, D.
Bagley	Gadberry	Miller, G.
Beaulieu	Gaines	Mincey
Bourriaque	Garofalo	Muscarello
Boyd	Geymann	Nelson
Brass	Goudeau	Orgeron
Brown	Green	Owen, C.
Bryant	Harris	Owen, R.
Carpenter	Hilferty	Pierre
Carrier	Horton	Pressly
Carter, R.	Hughes	Riser
Carter, W.	Huval	Romero
Cormier	Illg	Schamerhorn
Coussan	Ivey	Schlegel
Cox	Jefferson	Seabaugh

Crews	Jenkins	Selders
Davis	Johnson, M.	St. Blanc
Deshotel	Jordan	Stagni
DeVillier	Kerner	Stefanski
DuBuisson	LaCombe	Tarver
Duplessis	Landry	Thomas
Echols	Larvadain	Thompson
Edmonds	Lyons	Turner
Edmonston	Mack	Villio
Emerson	Magee	Wheat
Farnum	Marino	White
Firment	McCormick	Willard
Fisher	McFarland	Wright
Fontenot	McKnight	Zeringue

Total - 93

NAYS

Total - 0

ABSENT

Adams	Hodges	Moore
Bishop	Hollis	Newell
Butler	Johnson, T.	Phelps
Glover	Marcelle	

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

### Petitions, Memorials, and Communications

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

### Message from the Senate

#### SENATE BILLS

March 28, 2022

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. 53, 66, 102 and 214

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 placed upon the calendar for their second reading:

#### SENATE BILL NO. 53—

BY SENATOR FOIL

AN ACT

To amend and reenact R.S. 14:95(K), relative to the crime of illegal carrying of weapons; to provide an exception to illegal carrying of weapons for certain retired federal officials; to provide definitions; and to provide for related matters.

Read by title.

Lies over under the rules.

#### SENATE BILL NO. 66—

BY SENATOR CONNICK

AN ACT

To amend and reenact R.S. 14:2(B)(50) and R.S. 14:79(B) and (C), relative to the crime of violation of protective orders; to provide for enhanced penalties for violations of a protective order when committed while in possession of a firearm; and to provide for related matters.

Read by title.

Lies over under the rules.

#### SENATE BILL NO. 102—

BY SENATOR FOIL

AN ACT

To amend and reenact Civil Code Arts. 250 and 256, relative to tutorship by nature; to provide for cotutorship; to provide that cotutors have equal authority to act alone or on behalf of the child; to provide for an effective date; and to provide for related matters.

Read by title.

Lies over under the rules.

#### SENATE BILL NO. 214—

BY SENATOR LUNEAU

AN ACT

To amend and reenact Code of Civil Procedure Art. 1435, relative to depositions and trial testimony of certain insurance claims adjusters; to require certain out-of-state insurance claims adjusters to appear and offer testimony; to provide for venue; to provide for definitions; and to provide for related matters.

Read by title.

Lies over under the rules.

### 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. 28—

BY REPRESENTATIVE PIERRE

A RESOLUTION

To express the condolences of the House of Representatives upon the death of Albert Jones and to posthumously commend him on his life.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 44—**  
BY REPRESENTATIVE DUSTIN MILLER

A CONCURRENT RESOLUTION

To create the Health Inequities and Disparities in Rural Areas Task Force, to provide for the composition and duties of the task force, and to require the task force to report findings and recommendations to the legislative committees on health and welfare.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 45—**  
BY REPRESENTATIVE BAGLEY

A CONCURRENT RESOLUTION

To urge and request the office of behavioral health of the Louisiana Department of Health to conduct a comprehensive assessment of this state's capacity and needs with respect to substance use disorder treatment and to report findings of the assessment to the legislative committees on health and welfare.

Read by title.

Lies over under the rules.

**Introduction of House Bills  
and Joint Resolutions**

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

**HOUSE BILL NO. 880—**  
BY REPRESENTATIVE WILFORD CARTER  
AN ACT

To enact Chapter 6-B of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:671 through 674, relative to minimum wage; to establish a state minimum wage; to provide for an annual increase of the minimum wage; to provide for penalties; to provide for exceptions; to provide for enforcement; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 881—**  
BY REPRESENTATIVE BOURRIQUE  
AN ACT

To amend and reenact R.S. 22:2067, relative to liability for the Louisiana Insurance Guaranty Association; to provide for the time frame within which the association shall make payment on a claim or an offer to settle; to provide methods of determining receipt of satisfactory proof of loss; to provide for penalties; to provide for stays of proceedings; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 882—**  
BY REPRESENTATIVE ROBERT OWEN  
AN ACT

To enact Subpart C-1 of Part III of Chapter 4 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1081 through 1088, relative to costs of healthcare services

and procedures for consumers; to enact the Louisiana Right to Shop Act; to require a program with healthcare shopping capabilities and decision support services; to require an interactive marketplace disclosing the costs of certain healthcare services and procedures; to provide for definitions; to provide for incentives; to require reporting; to provide for rulemaking; to provide for effectiveness; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 883—**  
BY REPRESENTATIVE WILFORD CARTER  
AN ACT

To enact R.S. 13:101.2 and 101.3 and to repeal R.S. 13:101, 101.1, and 312.4, relative to the supreme court; to provide relative to redistricting supreme court justice districts; to provide for the filling of vacancies; to eliminate statutory provisions for a temporary additional judgeship for the Court of Appeal for the Fourth Circuit and such judge's appointment to the supreme court; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE BILL NO. 884—**  
BY REPRESENTATIVE BEAULLIEU  
AN ACT

To amend and reenact R.S. 39:33.1(A), (B)(1), and (C), relative to the expenditure limit; to provide with respect to the calculation of the expenditure limit; to provide with respect to identification of items that do not count against the expenditure limit; to provide relative to the duties of the commissioner of administration with respect to the expenditure limit; and to provide for related matters.

Read by title.

Lies over under the rules.

**Privileged Report of the Committee on Enrollment**

March 28, 2022

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 Concurrent Resolutions have been properly enrolled:

**HOUSE CONCURRENT RESOLUTION NO. 33—**  
BY REPRESENTATIVE SCHEXNAYDER  
A CONCURRENT RESOLUTION

To commend the Junior League of Baton Rouge on the occasion of its ninetieth anniversary.

Respectfully submitted,

STEPHANIE HILFERTY  
Chairwoman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of



the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

**Privileged Report of the Committee on Enrollment**

March 28, 2022

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. 21—**

BY REPRESENTATIVE CARPENTER

**A RESOLUTION**

To designate March 2022 as Triple Negative Breast Cancer Awareness Month in Louisiana.

**HOUSE RESOLUTION NO. 22—**

BY REPRESENTATIVE THOMPSON

**A RESOLUTION**

To commend the Louisiana Sweet Potato Advertising and Development Commission on its seventieth anniversary.

**HOUSE RESOLUTION NO. 23—**

BY REPRESENTATIVE WHEAT

**A RESOLUTION**

To commend the Ponchatoula High School girls' basketball team on winning the Louisiana High School Athletic Association 2022 Class 5A state championship.

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. Gregory Miller, the rules were suspended to permit the Committee on Civil Law and Procedure to meet on Tuesday, March 29, 2022, 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. 166 and 599

**Suspension of the Rules**

On motion of Rep. Wright, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to meet on Tuesday, March 29, 2022, 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. 704 and 867

**Leave of Absence**

Rep. Moore - 1 day

**Adjournment**

On motion of Rep. Zeringue, at 6:53 P.M., the House agreed to adjourn until Tuesday, March 29, 2022, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, March 29, 2022.

MICHELLE D. FONTENOT  
Clerk of the House

ANGELA S. SMITH  
Assistant Clerk of the House / Journal Clerk