

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

SECOND DAY'S PROCEEDINGS

**Fifty-second Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Tuesday, February 20, 2024

The House of Representatives was called to order at 5:05 P.M., by the Honorable Phillip DeVillier, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Egan	McMakin
Adams	Emerson	Melerine
Amedee	Farnum	Mena
Bacala	Firment	Miller
Bagley	Fisher	Moore
Bamburg	Fontenot	Muscarello
Bayham	Freeman	Myers
Beaulieu	Freiberg	Newell
Berault	Gadberry	Orgeron
Billings	Galle	Owen
Bourriaque	Geymann	Phelps
Boyd	Glorioso	Riser
Boyer	Green	Romero
Brass	Hebert	Schamerhorn
Braud	Henry	Schlegel
Brown	Horton	Selders
Bryant	Hughes	St. Blanc
Butler	Illg	Stagni
Carlson	Jackson	Tarver
Carpenter	Johnson, M.	Taylor
Carrier	Johnson, T.	Thomas
Carter, R.	Jordan	Thompson
Carter, W.	Kerner	Turner
Carver	Knox	Ventrella
Chassion	LaCombe	Villio
Chenevert	LaFleur	Walters
Coates	Landry, J.	Wilder
Cox	Landry, M.	Wiley
Crews	Larvadain	Willard
Deshotel	Lyons	Wright
Dewitt	Mack	Wyble
Dickerson	Marcelle	Young
Domangue	McCormick	Zeringue

Echols
Edmonston
Total - 103

McFarland
McMahan

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

Prayer

Prayer was offered by Rep. Wright.

Pledge of Allegiance

Rep. Brass 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. Bacala, the reading of the Journal was dispensed with.

On motion of Rep. Bacala, the Journal of February 19, 2024, was adopted.

**Petitions, Memorials, and
Communications**

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

Louisiana Legislature

February 19, 2024

Speaker Phillip R. DeVillier
Louisiana House of Representatives
P.O. Box 94062
Baton Rouge, LA 70804

President J. Cameron Henry, Jr.
Louisiana Senate
P.O. Box 94183
Baton Rouge, LA 70804

RE: Recommendation of the director of capitol security

Members of the Louisiana Senate and House of Representatives:

Pursuant to R.S. 24:681, the director of capitol security shall be elected by the favorable vote of a majority of the elected members of each house of the legislature, after having been interviewed by the Capitol Security Council and recommended for employment by the council by a majority vote. The director shall serve at the pleasure of the legislature.

The Capitol Security Council interviewed and recommends Terry J. Alario Jr. to be elected as the director of capitol security.

Message from the Senate

ELECTION OF CAPITOL SECURITY OFFICER

February 20, 2024

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

I am directed to inform your honorable body that by a favorable vote of the elected members of the Senate, Terry J. Alario Jr. has been elected as the Director of Capitol Security.

Respectfully submitted,

YOLANDA J DIXON
Secretary of the Senate

Page 2 HOUSE

2nd Day's Proceedings - February 20, 2024

Election of the Director of Capitol Security

Rep. Bacala moved to sustain the recommendation of the Capitol Security Council and elect Mr. Terry J. Alario, Jr. as the Director of Capitol Security.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Edmonston	McMakin
Adams	Egan	Melerine
Amedee	Emerson	Mena
Bacala	Farnum	Miller
Bagley	Firment	Moore
Bamburg	Fisher	Muscarello
Bayham	Fontenot	Myers
Beaulieu	Freeman	Newell
Berault	Freiberg	Orgeron
Billings	Gadberry	Owen
Bourriaque	Galle	Phelps
Boyd	Glorioso	Riser
Boyer	Green	Romero
Brass	Hebert	Schamerhorn
Braud	Henry	Schlegel
Brown	Horton	Selders
Bryant	Hughes	St. Blanc
Butler	Illg	Stagni
Carlson	Jackson	Taylor
Carpenter	Johnson, M.	Thomas
Carrier	Jordan	Thompson
Carter, R.	Kerner	Turner
Carter, W.	Knox	Ventrella
Carver	LaCombe	Villio
Chassion	LaFleur	Walters
Chenevert	Landry, J.	Wilder
Coates	Landry, M.	Wiley
Cox	Larvadain	Willard
Crews	Lyons	Wright
Deshotel	Mack	Wyble
Dewitt	Marcelle	Young
Dickerson	McCormick	Zeringue
Domangue	McFarland	
Echols	McMahan	
Total - 100		

NAYS

Total - 0

ABSENT

Davis	Hilferty	Tarver
Geymann	Johnson, T.	
Total - 5		

Mr. Terry J. Alario, Jr. was elected as the Director of Capitol Security.

Introduction of House Bills and Joint Resolutions

The following named members introduced the following entitled House Bills and Joint Resolutions which were read the first time by their titles and, under a suspension of the rules, were referred to committee as follows:

HOUSE BILL NO. 22— BY REPRESENTATIVE MIKE JOHNSON 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 implement a settlement in the matter entitled Louisiana State Conference of

the National Association for the Advancement of Colored People, et al. v. State of Louisiana, et al., in the United States District Court for the Middle District of Louisiana; to provide for the redistricting of supreme court districts in accordance with the settlement; to provide for the filling of vacancies; to restructure the supreme court by eliminating 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.

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

HOUSE BILL NO. 23— BY REPRESENTATIVE MELERINE AN ACT

To amend and reenact R.S. 49:257(C) and Code of Civil Procedure Article 1880 and to enact Code of Civil Procedure Articles 855.1 and 1845 and Code of Criminal Procedure Article 62(D), relative to procedures challenging the constitutionality of state law; to provide for procedures for actions alleging unconstitutionality of laws; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on
Administration of Criminal Justice

February 20, 2024

To the Speaker and Members of the House of Representatives:

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

House Bill No. 4, by Emerson
Reported with amendments. (8-6)

House Bill No. 5, by Johnson, Mike
Reported favorably. (14-0)

House Bill No. 6, by Muscarello
Reported with amendments. (14-0)

House Bill No. 7, by Schlegel
Reported favorably. (13-1)

House Bill No. 8, by Schlegel
Reported favorably. (14-0)

DEBBIE VILLIO
Chairman

Suspension of the Rules

On motion of Rep. Muscarello, Jr., the rules were suspended in order to take up House Bill No. 6 contained in the committee report at this time.

House Bills and Joint Resolutions on Second Reading Reported by Committee

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

Point of Order

Rep. Willard asked for a ruling from the Chair as to whether or not this required a rule suspension.

Ruling of the Chair

The Chair ruled the rules were previously suspended and did not require an additional suspension.

HOUSE BILL NO. 6—

BY REPRESENTATIVES MUSCARELLO AND MIKE JOHNSON
AN ACT

To amend and reenact R.S. 15:569(A) through (C) and 570(A)(4) and (F) through (H) and R.S. 44:4.1(B)(8) and to enact R.S. 15:569(E) and (F) and 570(I), relative to the execution of a death sentence; to provide for the methods of execution; to provide for the confidentiality of records or information relating to the execution of a death sentence; to provide for criminal penalties for the unauthorized disclosure of records or information relating to the execution of a death sentence; to provide for a civil cause of action relative to the unauthorized disclosure of information or records relating to the execution of a death sentence; to provide for an exception to the Public Records Law; 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. 6 by Representative Muscarello

AMENDMENT NO. 1

On page 1, line 3, after "(F) and" and before the comma "," change "570(I)" to "570(I) and (J)"

AMENDMENT NO. 2

On page 1, line 10, after the semicolon ";" and before "and" insert "to provide for counseling services;"

AMENDMENT NO. 3

On page 1, line 13, after "(F) and" and before "are" change "570(I)" to "570(I) and (J)"

AMENDMENT NO. 4

On page 2, line 5, after "Corrections" and before the comma "," insert "and with no preference to the method of execution"

AMENDMENT NO. 5

On page 2, line 21, after the period "." delete the remainder of the line and delete lines 22 and 23 in their entirety

AMENDMENT NO. 6

On page 5, between lines 10 and 11, insert the following:

"J. The Department of Public Safety and Corrections shall make counseling services available for any person involved in the execution of a death sentence in this state."

On motion of Rep. Villio, 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.

Suspension of the Rules

On motion of Rep. McFarland, the rules were suspended in order to take up and consider Reports of Committees at this time.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on
Appropriations

February 20, 2024

To the Speaker and Members of the House of Representatives:

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

House Bill No. 17, by McFarland
Reported favorably. (17-4)

House Bill No. 19, by McFarland
Reported favorably. (23-0)

JACK G. MCFARLAND
Chairman

Report of the Committee on
Civil Law and Procedure

February 20, 2024

To the Speaker and Members of the House of Representatives:

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

House Bill No. 2, by Bacala
Reported with amendments. (13-0)

NICHOLAS MUSCARELLO, JR.
Chairman

Report of the Committee on
Judiciary

February 20, 2024

To the Speaker and Members of the House of Representatives:

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

House Bill No. 3, by Butler
Reported favorably. (16-0)

ROBBY CARTER
Chairman

**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:

Page 4 HOUSE

2nd Day's Proceedings - February 20, 2024

HOUSE BILL NO. 12—

BY REPRESENTATIVES MCCORMICK, AMEDEE, BAGLEY, BAMBURG, BOYER, CREWS, DICKERSON, EDMONSTON, FIRMENT, GEYMAN, HORTON, OWEN, RISER, AND WILEY

AN ACT

To amend and reenact R.S. 14:95(M)(1) and (2) and R.S. 40:1379.3(B)(2)(a), to enact R.S. 14:95(N), and to repeal R.S. 14:95(M)(3), relative to the illegal carrying of weapons; to exempt certain persons from the crime of illegal carrying of weapons; to provide relative to concealed handgun permits; to provide relative to the authority of a person to carry a concealed handgun without a permit; to provide for a restriction; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 13—

BY REPRESENTATIVE WRIGHT

AN ACT

To amend and reenact R.S. 15:571.4(B)(1), relative to forfeiture of diminution of sentence; to provide for forfeiture of diminution of sentence based on certain offenses; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 14—

BY REPRESENTATIVE WRIGHT

AN ACT

To enact R.S. 15:529.3, relative to parole; to provide for certain disqualifying criteria for parole eligibility; to provide for denial of parole for certain offenders; 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 Administration of Criminal Justice.

HOUSE BILL NO. 15—

BY REPRESENTATIVE BOYD

AN ACT

To enact Code of Criminal Procedure Article 573.4, relative to time limitations for initiating prosecutions; to provide relative to time limitations in which to institute prosecution for the crime of third degree rape when committed under certain circumstances; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 16—

BY REPRESENTATIVE BOYD

AN ACT

To amend and reenact R.S. 32:53(A)(3), relative to the display of permanent registration license plates; to require front license plates to be displayed on motor vehicles; and to provide for related matters.

Withdrawn from the files of the House prior to introduction.

HOUSE BILL NO. 18—

BY REPRESENTATIVE HUGHES

AN ACT

To appropriate funds and to make certain reductions from certain sources to be allocated to the designated agencies and purposes in specific amounts for the making of supplemental

appropriations and reductions for said agencies and purposes for Fiscal Year 2023-2024; to provide legislative findings; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 20—

BY REPRESENTATIVE BRYANT

AN ACT

To appropriate funds and to make certain reductions from certain sources to be allocated to the designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2023-2024; 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. 21—

BY REPRESENTATIVE JORDAN

AN ACT

To enact R.S. 15:834, relative to the Department of Public Safety and Corrections, to provide for a fine in certain instances; and to provide for related matters.

Read by title.

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

Suspension of the Rules

On motion of Rep. Muscarello, Jr. moved to suspend the rules to permit the Committee on Civil Law and Procedure to meet on Wednesday, February, 21, 2024 at 8:30 a.m., without giving the notice required by House Rule 14.24(A) and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23.

Rep. Willard objected.

By a vote of 70 yeas and 27 nays, the rules were suspended.

House Bill No. 23

Suspension of the Rules

On motion of Rep. Villio, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet on Wednesday, February, 21, 2024, at 9:00 a.m., without giving the notice required by House Rule 14.24(A) and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 1, 9, 10 and 11

Suspension of the Rules

On motion of Rep. Beaulieu, the rules were suspended to permit the Committee on House and Governmental Affairs to meet on Wednesday, February, 21, 2024, at 9:30 a.m., without giving the notice required by House Rule 14.24(A) and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 6 and 22

Leave of Absence

Rep. Davis - 1 day

Adjournment

On motion of Rep. Thompson, at 5:44 P.M., the House agreed to adjourn until Wednesday, February 21, 2024, at 5:00 P.M.

The Speaker of the House declared the House adjourned until 5:00 P.M., Wednesday, February 21, 2024.

MICHELLE D. FONTENOT
Clerk of the House

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

