

ACTS OF 2018

LEGISLATURE

Acts 19, 39, 49, 59, 69, 79, 698 - 722

ACT No. 19

HOUSE BILL NO. 1

General Appropriations

did not pass during this session

ACT No. 39

HOUSE BILL NO. 3

Omnibus Bond

did not pass during this session

ACT No. 49

HOUSE BILL NO. 694

BY REPRESENTATIVE HENRY

AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Be it enacted by the Legislature of Louisiana:

Section 1. There are hereby appropriated the amounts shown below, which shall be payable out of the state general fund, to the extent of funds deposited, unless otherwise specified, for the establishment and reestablishment of agency ancillary funds which shall be specifically known as internal service funds, auxiliary accounts, or enterprise funds. The monies in each fund shall be used for working capital in the conduct of business enterprises rendering public service, auxiliary service, and interagency service.

In the conduct of each such business, receipts shall be deposited in the state treasury and disbursements made by the state treasurer to the extent of the amount deposited to the credit of each ancillary fund, for the Fiscal Year 2018-2019. All funds appropriated herein shall be expended in compliance with the public bid laws of the state.

Section 2.A. Except as otherwise provided by law or as herein otherwise provided, any fund equity resulting from prior year operations shall be included as a resource of the fund from which the ancillary fund is directly or indirectly derived.

B. Funds on deposit with the state treasury at the close of the fiscal year are authorized to be transferred to each fund respectively, as equity for Fiscal Year 2019-2020.

All unexpended cash balances as of June 30, 2019, shall be remitted to the state treasurer on or before August 14, 2019. If not reestablished in the subsequent year's Act, the agency must liquidate all assets and return all advances no later than August 14, 2019.

C. The program descriptions contained in this Act are not part of the law and are not enacted into law by virtue of their inclusion into this Act.

Section 3. All money from federal, interagency transfers, statutory dedications, or fees and self generated revenues shall be available for expenditure in the amounts herein appropriated.

Any increase in such revenues shall be available for allotment and expenditure by an agency on approval of an increase in the appropriation by the commissioner of administration and the Joint Legislative Committee on the Budget. Any increase in such revenues for an agency without an appropriation from the respective revenue source shall be incorporated into the agency's appropriation on approval of the commissioner of administration and the Joint Legislative Committee on the Budget.

Section 4.A. The figures in parentheses following the designation of a budget entity are the total authorized positions and authorized other charges positions for that entity, number of employees approved for each agency, as a result of the passage of this Act, may be increased by the commissioner of administration when sufficient documentation is presented and the request is deemed valid. However, any request which exceeds five positions shall be approved by the commissioner of administration and the Joint Legislative Committee on the Budget.

B. The budget request of any agency with an appropriation level of thirty million dollars or more shall include within its existing table of organization positions which perform the function of internal auditing, including the position of a chief audit executive. The chief audit executive shall be responsible for ensuring that the internal audit function adheres to the Institute of Internal Auditors, International Standards for the Professional Practice of Internal Auditing. The chief audit executive shall maintain organizational independence in accordance with these standards and shall have direct and unrestricted access to the commission, board, secretary, or equivalent head of the agency. The chief audit executive shall certify to the commission, board, secretary, or equivalent head of the agency that the internal audit function conforms to the Institute of Internal Auditors, International Standards for the Professional Practice of Internal Auditing.

Section 5. All key and supporting performance objectives and indicators for the departments, agencies, programs, and budget units contained in the Governor's Executive Budget Supporting Document shall be adjusted by the commissioner of administration to reflect the funds

appropriated therein. The commissioner of administration shall report on these adjustments to the Joint Legislative Committee on the Budget by August 15, 2018.

Section 6. The following definition is provided for the terms of this Act: "Working Capital" shall be considered the excess of current assets over current liabilities on an accrual basis.

Section 7. Should any section, subsection, clause, sentence, phrase, or part of the Act for any reason be held, deemed, or construed to be unconstitutional or invalid, such decisions shall not affect the remaining provisions of the Act, and the legislature hereby declares that it would have passed the Act, and each section, subsection, clause, sentence, phrase, or part thereof, irrespective of the fact that one or more of the sections, subsections, clauses, sentences, phrases, or parts thereof, is declared unconstitutional or invalid. To this end, the provisions of this Act are hereby declared severable.

Section 8. Internal Service Funds. These funds account for the financing of goods or services provided by one department or agency to other departments or agencies of the governmental unit, or to other governmental units, on a cost-reimbursement basis. Excess cash funds, excluding cash funds arising from working capital advances, shall be invested by the state treasurer with the interest proceeds there from credited to each account and shall not be transferred to the state general fund.

Section 9. In conjunction with the continuing assessment of the existing staff, assets, contracts, and facilities of each department, agency, program or budget unit's information technology resources and procurement resources, upon completion of this assessment and to the extent optimization of these resources will result in the projected cost savings through staff reductions, realization of operational efficiencies, cost avoidance, and elimination of asset duplication, the commissioner of administration is authorized to transfer the functions, positions, assets, and funds from any other department, agency, program, or budget units related to these optimizations to a different department. The provisions of this Section shall not apply to the Department of Culture, Recreation and Tourism, or any agency contained in Schedule 04, Elected Officials, of the General Appropriation Act.

SCHEDULE 21

ANCILLARY APPROPRIATIONS

21-800 OFFICE OF GROUP BENEFITS

EXPENDITURES:	FY 18 EOB	FY 19 REC
State Group Benefits -		
Authorized Positions	(42)	(42)
	\$ 1,465,813,802	\$ 1,530,714,127

Program Description: Provides for the administration of group health and accidental insurance and group life insurance for current and former state employees and other participating groups.

TOTAL EXPENDITURES	\$ 1,465,813,802	\$ 1,530,714,127
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MEANS OF FINANCE:		
State General Fund by:		
Interagency Transfers	\$ 198,733	\$ 198,733
Fees & Self-generated Revenues	\$ 1,465,615,069	\$ 1,530,515,394

TOTAL MEANS OF FINANCING	\$ 1,465,813,802	\$ 1,530,714,127
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21-804 OFFICE OF RISK MANAGEMENT

EXPENDITURES:	FY 18 EOB	FY 19 REC
Risk Management -		
Authorized Positions	(38)	(38)
	\$ 202,831,399	\$ 202,548,049

Program Description: Provides for the overall executive leadership and management of the office, support services, policy analysis, management direction of the state's self-insurance program; provides funding for the payment of losses on medical, malpractice, property, comprehensive general liability, personal injury, automobile liability, automobile physical damage, bonds, crime, aviation, wet marine boiler and machinery and miscellaneous tort claims; provides funding for the payment of contracts issued for professional legal defense of claims made against the state; provides funding for the reimbursement of the Division of Risk Litigation in the Office of the Attorney General for costs incurred for professional legal defense of claims made against the state.

TOTAL EXPENDITURES	\$ 202,831,399	\$ 202,548,049
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MEANS OF FINANCE:		
State General Fund by:		
Interagency Transfers	\$ 182,987,087	\$ 182,995,632
Fees & Self-generated Revenues	\$ 17,844,312	\$ 17,552,417
Statutory Dedications:		
Future Medical Care Fund	\$ 2,000,000	\$ 2,000,000

TOTAL MEANS OF FINANCING	\$ 202,831,399	\$ 202,548,049
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21-806 LOUISIANA PROPERTY ASSISTANCE

EXPENDITURES:	FY 18 EOB	FY 19 REC
Louisiana Property Assistance -		
Authorized Positions	(39)	(39)
	\$ 7,099,546	\$ 7,294,063

Program Description: *Provides for the accountability of the state’s movable property through the development and implementation of sound management practices.*

TOTAL EXPENDITURES	\$ 7,099,546	\$ 7,294,063
MEANS OF FINANCE:		
State General Fund by:		
Interagency Transfers	\$ 1,915,846	\$ 1,915,846
Fees & Self-generated Revenues	\$ 5,183,700	\$ 5,378,217
TOTAL MEANS OF FINANCING	\$ 7,099,546	\$ 7,294,063

21-807 LOUISIANA FEDERAL PROPERTY ASSISTANCE AGENCY

EXPENDITURES:	FY 18 EOB	FY 19 REC
Federal Property Assistance -		
Authorized Positions	(9)	(9)
	\$ 3,267,837	\$ 3,321,656

Program Description: *Seeks to assure the fair and equitable distribution of federal property allocated to Louisiana by the General Services Administration to eligible Louisiana donees.*

TOTAL EXPENDITURES	\$ 3,267,837	\$ 3,321,656
MEANS OF FINANCE:		
State General Fund by:		
Interagency Transfers	\$ 234,342	\$ 234,342
Fees & Self-generated Revenues	\$ 3,033,495	\$ 3,087,314
TOTAL MEANS OF FINANCING	\$ 3,267,837	\$ 3,321,656

21-811 PRISON ENTERPRISES

EXPENDITURES:	FY 18 EOB	FY 19 REC
Prison Enterprises -		
Authorized Positions	(72)	(72)
	\$ 35,547,459	\$ 35,556,479

Program Description: *Utilizes the resources of the Department of Public Safety and Corrections in the production of food, fiber, and other necessary items used by offenders in order to lower the cost of incarceration; provides products and services to state agencies and agencies of parishes, municipalities, and other political subdivisions; and provides work opportunities for offenders. Prison Enterprises conducts both industry operations and agriculture operations.*

TOTAL EXPENDITURES	\$ 35,547,459	\$ 35,556,479
MEANS OF FINANCE:		
State General Fund by:		
Interagency Transfers	\$ 24,602,384	\$ 24,611,404
Fees & Self-generated Revenues	\$ 10,945,075	\$ 10,945,075
TOTAL MEANS OF FINANCING	\$ 35,547,459	\$ 35,556,479

21-815 OFFICE OF TECHNOLOGY SERVICES

EXPENDITURES:	FY 18 EOB	FY 19 REC
Technology Services -		
Authorized Positions	(803)	(835)
Authorized Other Charges Positions	(9)	(9)
	\$ 419,798,276	\$ 394,008,665

Program Description: *The mission of the Office of Technology Services (OTS) is to establish competitive, cost-effective technology systems and services while acting as the sole centralized customer for the acquisition, billing and record keeping of those technology services. OTS shall charge respective user agencies for the cost of the technology and services provided including the cost of the operation of the office in a fair, equitable, and consistent manner, in full compliance with State of Louisiana statutes.*

TOTAL EXPENDITURES	\$ 419,798,276	\$ 394,008,665
MEANS OF FINANCE:		
State General Fund by:		
Interagency Transfers	\$ 418,279,803	\$ 392,490,192
Fees and Self-generated Revenues	\$ 1,518,473	\$ 1,518,473
TOTAL MEANS OF FINANCING	\$ 419,798,276	\$ 394,008,665

21-816 DIVISION OF ADMINISTRATIVE LAW

EXPENDITURES:	FY 18 EOB	FY 19 REC
Administration -		
Authorized Positions	(58)	(58)
	\$ 7,776,263	\$ 8,157,222

Program Description: *Provides a neutral forum for handling administrative hearings for certain state agencies, with respect for the dignity of individuals and their due process rights.*

TOTAL EXPENDITURES	\$ 7,776,263	\$ 8,157,222
MEANS OF FINANCE:		
State General Fund by:		
Interagency Transfers	\$ 7,747,366	\$ 8,128,325
Fees & Self-generated Revenues	\$ 28,897	\$ 28,897
TOTAL MEANS OF FINANCING	\$ 7,776,263	\$ 8,157,222

21-820 OFFICE OF STATE PROCUREMENT

EXPENDITURES:	FY 18 EOB	FY 19 REC
State Procurement -		
Authorized Positions	(92)	(92)
	\$ 10,562,653	\$ 10,726,861

Program Description: *The mission of the Office of State Procurement is to provide cost-effective services that satisfy the needs of approved governmental units of the State of Louisiana through the management of products and services.*

TOTAL EXPENDITURES	\$ 10,562,653	\$ 10,726,861
MEANS OF FINANCE:		
State General Fund by:		
Interagency Transfers	\$ 8,496,667	\$ 7,777,765
Fees & Self-generated Revenues	\$ 2,065,986	\$ 2,949,096
TOTAL MEANS OF FINANCING	\$ 10,562,653	\$ 10,726,861

21-829 OFFICE OF AIRCRAFT SERVICES

EXPENDITURES:	FY 18 EOB	FY 19 REC
Flight Maintenance -		
Authorized Positions	(3)	(3)
	\$ 2,252,082	\$ 2,255,496

Program Description: *The mission of the Office of Aircraft Services is to manage the overall maintenance and provide all needed and required support for safe, proper, and economic operation of the State's various aircraft. Flight Maintenance Operations ensures flight safety, maintains high safety standards while minimizing aircraft downtime for repairs, and provides high quality, efficient, and economical repair and fueling services for state-operated aircraft.*

TOTAL EXPENDITURES	\$ 2,252,082	\$ 2,255,496
MEANS OF FINANCE:		
State General Fund by:		
Interagency Transfers	\$ 1,822,867	\$ 1,826,281
Fees & Self-generated Revenues	\$ 429,215	\$ 429,215
TOTAL MEANS OF FINANCING	\$ 2,252,082	\$ 2,255,496

21-860 CLEAN WATER STATE REVOLVING FUND

EXPENDITURES:	FY 18 EOB	FY 19 REC
Clean Water State Revolving Fund	\$ 115,000,000	\$ 115,000,000

Program Description: *Helps individual citizens and local governments participate in environmental programs by assisting municipalities to finance and construct wastewater treatment works. The Clean Water State Revolving Fund is used by the Department of Environmental Quality to assist recipients of Environmental Protection Agency and construction grants in providing project inspection, construction management, and overall program management services, required for the completion of the Environmental Protection Agency program, as outlined in the management grant. Regional meetings are held in the state's eight planning districts with one-on-one follow-up meetings to make municipalities more aware of the program's benefits and requirements.*

TOTAL EXPENDITURES	\$ 115,000,000	\$ 115,000,000
MEANS OF FINANCE:		
State General Fund by:		
Statutory Dedications:		
Clean Water State Revolving Fund	\$ 115,000,000	\$ 115,000,000
TOTAL MEANS OF FINANCING	\$ 115,000,000	\$ 115,000,000

21-861 DRINKING WATER REVOLVING LOAN FUND

EXPENDITURES:	FY 18 EOB	FY 19 REC
Drinking Water Revolving Loan Fund	\$ 34,000,000	\$ 34,000,000

08-406 LOUISIANA CORRECTIONAL INSTITUTE FOR WOMEN		Payable out of the State General Fund (Direct) to the Administration Program for operating services	
Payable out of the State General Fund (Direct) to the Incarceration Program for supplies	\$ 200,000		\$ 42,769
Payable out of the State General Fund (Direct) to the Administration Program for operating services	\$ 83,080	08-415 ADULT PROBATION AND PAROLE	
Payable out of the State General Fund (Direct) to the Incarceration Program for supplies	\$ 1,442,887	The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administration Program, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by (\$672,701).	
08-407 WINN CORRECTIONAL CENTER		Payable out of the State General Fund (Direct) to the Field Services Program for personal services	\$ 672,701
The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administration Program, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by (\$125,165).		Payable out of the State General Fund (Direct) to the Field Services Program for supplies	\$ 500,000
Payable out of the State General Fund (Direct) to the Purchase of Correctional Services Program for other charges	\$ 125,165	Payable out of the State General Fund by Fees & Self-generated Revenues to the Field Services Program for personal services	\$ 2,263,555
Payable out of the State General Fund (Direct) to the Purchase of Correctional Services Program for other charges	\$ 90,921	08-416 RAYBURN CORRECTIONAL CENTER	
08-408 ALLEN CORRECTIONAL CENTER		The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administration Program, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by (\$57,943).	
The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administration Program, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by (\$121,896).		Payable out of the State General Fund (Direct) to the Incarceration Program for supplies	\$ 57,943
Payable out of the State General Fund (Direct) to the Purchase of Correctional Services Program for other charges	\$ 121,896	Payable out of the State General Fund (Direct) to the Incarceration Program for supplies	\$ 200,000
Payable out of the State General Fund (Direct) to the Purchase of Correctional Services Program for supplies	\$ 450,000	Payable out of the State General Fund (Direct) to the Incarceration Program for supplies	\$ 91,283
Payable out of the State General Fund (Direct) to the Purchase of Correctional Services Program for interagency transfers	\$ 130,572	PUBLIC SAFETY SERVICES	
Payable out of State General Fund by Fees and Self-generated Revenues to the Auxiliary Account for the offender canteen	\$ 515,000	08-419 OFFICE OF STATE POLICE	
08-409 DIXON CORRECTIONAL INSTITUTE		Payable out of the State General Fund by Statutory Dedications out of the Natural Resource Restoration Trust Fund to the Traffic Enforcement Program for reimbursement to the Coastal Protection and Restoration Authority for implementation of the Equinox-Mosquito Bay-Little Lake (EML) Lake Hermitage restoration project	
Payable out of the State General Fund (Direct) to the Incarceration Program for supplies			\$ 2,857,558
Payable out of the State General Fund (Direct) to the Administration Program for operating services and interagency transfers	\$ 249,469	08-420 OFFICE OF MOTOR VEHICLES	
Payable out of the State General Fund (Direct) to the Incarceration Program for personal services and supplies	\$ 1,609,117	Payable out of Federal Funds to the Licensing Program for the Commercial Driver's License Program Implementation Grant	
08-413 ELAYN HUNT CORRECTIONAL CENTER			\$ 650,000
The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administration Program, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by (\$174,924).		08-422 OFFICE OF THE STATE FIRE MARSHAL	
Payable out of the State General Fund (Direct) to the Incarceration Program for supplies	\$ 174,924	Payable out of the State General Fund by Statutory Dedications out of the Fire Marshal Fund to the Fire Prevention Program for fire gear, computer system maintenance contracts, aid to locals, and other fire-related expenses	
08-414 DAVID WADE CORRECTIONAL CENTER			\$ 841,116
Payable out of the State General Fund (Direct) to the Incarceration Program for supplies		LOUISIANA DEPARTMENT OF HEALTH	
Payable out of the State General Fund (Direct) to the Administration Program for operating services	\$ 243,782	09-306 MEDICAL VENDOR PAYMENTS	
The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Incarceration Program, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by (\$243,782).		Payable out of the State General Fund (Direct) to Payments to Private Providers for the 13 th checkwrite	
			\$ 55,559,114
		Provided, however, that of the total appropriated out of the State General Fund (Direct) in this agency, the amount of \$30,000,000 estimated by the Louisiana Department of Health as Medicaid surplus, shall be expended for a 13 th checkwrite payment to the managed care organizations.	
		EXPENDITURES:	
		Payments to Private Providers Program	\$ 39,142,861
		TOTAL EXPENDITURES	\$ 39,142,861
		MEANS OF FINANCING:	
		State General Fund by:	
		Fees and Self-generated Revenues	\$ 14,212,773
		Federal Funds	\$ 24,930,088

TOTAL MEANS OF FINANCING \$ 39,142,861

09-307 OFFICE OF THE SECRETARY

Payable out of the State General Fund (Direct) for the Louisiana Department of Health to collaborate with the Pennington Biomedical Research Center to develop an innovative model for medical management delivery that uses a weight-centric treatment program for Type 2 diabetes and pre-diabetes in an underserved population of Medicaid recipients \$ 1,000,000

09-330 OFFICE OF BEHAVIORAL HEALTH

Payable out of State General Fund by Fees and Self-generated Revenues to the Hospital Program for services provided to Medicaid recipients \$ 105,633

09-340 OFFICE FOR CITIZENS WITH DEVELOPMENTAL DISABILITIES

Payable out of the State General Fund by Fees & Self-generated Revenues to the Community Program \$ 100,000

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

10-360 OFFICE OF CHILDREN AND FAMILY SERVICES

EXPENDITURES:
Division of Management and Finance Program for report viewing management and job scheduling software licensing with Allen Systems Group \$ 563,986

TOTAL EXPENDITURES \$ 563,986

MEANS OF FINANCE:
State General Fund (Direct) \$ 197,395
Federal Funds \$ 366,591

TOTAL MEANS OF FINANCING: \$ 563,986

EXPENDITURES:
Division of Management and Finance Program for the Document Imaging and Content Management (DICM) Interface professional services contract \$ 5,077

TOTAL EXPENDITURES \$ 5,077

MEANS OF FINANCE:
State General Fund (Direct) \$ 3,300
Federal Funds \$ 1,777

TOTAL MEANS OF FINANCING: \$ 5,077

EXPENDITURES:
Division of Child Welfare Program for the Document Imaging and Content Management (DICM) Interface professional services contract \$ 69,054

TOTAL EXPENDITURES \$ 69,054

MEANS OF FINANCE:
State General Fund (Direct) \$ 48,338
Federal Funds \$ 20,716

TOTAL MEANS OF FINANCING: \$ 69,054

EXPENDITURES:
Division of Family Support Program for the Document Imaging and Content Management (DICM) Interface professional services contract \$ 5,128,590

TOTAL EXPENDITURES \$ 5,128,590

MEANS OF FINANCE:
State General Fund (Direct) \$ 2,451,613
Federal Funds \$ 2,676,977

TOTAL MEANS OF FINANCING: \$ 5,128,590

DEPARTMENT OF NATURAL RESOURCES

11-431 OFFICE OF THE SECRETARY

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Executive Program, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation out of the State General Fund by Interagency Transfers by (\$600,000).

Payable out of Federal Funds to the Executive Program \$ 600,000

11-432 OFFICE OF CONSERVATION

Payable out of the State General Fund by Statutory Dedications out of the Underwater Obstruction Removal Fund to the Oil and Gas Regulatory Program for administrative costs \$ 24,437

11-435 OFFICE OF COASTAL MANAGEMENT

Payable out of the State General Fund by Statutory Dedications out of the Coastal Resources Trust Fund for the Lost Lake mitigation project \$ 500,000

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Coastal Management Program, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Coastal Resources Trust Fund by (\$100,000).

Payable out of Federal Funds to the Coastal Management Program \$ 100,000

11-434 OFFICE OF MINERAL RESOURCES

Payable out of the State General Fund by Interagency Transfers to the Mineral Resources Management Program for geographic information systems work \$ 56,000

HIGHER EDUCATION

19-671 BOARD OF REGENTS

Payable out of State General Fund (Direct) to cover outstanding TOPS invoices and to cover the cost of summer school \$ 2,363,379

Payable out of State General Fund by Fees and Self-generated Revenues to the Louisiana Universities Marine Consortium for the Gulf of Mexico Initiative Grant for reimbursements to sub-grantees \$ 2,000,000

Payable out of State General Fund by Fees and Self-generated Revenues to the Louisiana Universities Marine Consortium Auxiliary Account for research vessels operating expenses \$ 1,500,000

19-600 LOUISIANA STATE UNIVERSITY BOARD OF SUPERVISORS

The commissioner of administration is hereby authorized and directed to adjust the means of finance for Louisiana State University A&M for the LSU Lab School, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature by reducing the appropriation out of the State General Fund by Interagency Transfers by (\$3,787).

Payable out of the State General Fund (Direct) to Louisiana State University - Agricultural Center for researching Roseau Cane die-offs and monitoring the restoration trials in Plaquemines Parish \$ 436,222

Payable out of the State General Fund (Direct) to LSU-HSC-NO to pay indirect costs related to the master lease and occupancy agreement with the Cancer Research Center \$ 2,600,000

Payable out of State General Fund by Fees & Self-generated Revenues to the Louisiana State University Board of Supervisors for Louisiana State University - Shreveport for online MBA enrollment and associated costs \$ 7,200,000

* As it appears in the enrolled bill

CODING: Words in ~~struck through~~ type are deletions from existing law; words under-scored (House Bills) and underscored and **boldfaced** (Senate Bills) are additions.

Payable out of State General Fund (Direct) to Louisiana State University A&M for upgrades to the Louisiana Optical Network Initiative (LONI) computing system for research demands	\$	2,000,000	Payable out of the State General Fund by Interagency Transfers to the LSEC Education Program for campus repairs	\$	1,200,000
19-615 SOUTHERN UNIVERSITY BOARD OF SUPERVISORS			19-658 THRIVE ACADEMY		
The commissioner of administration is hereby authorized and directed to adjust the means of finance for Southern University A&M for the Southern University Lab School, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature by reducing the appropriation out of the State General Fund by Interagency Transfers by (\$672).			Payable out of the State General Fund (Direct) to the Instruction Program		\$ 480,419
			The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Instruction Program, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation out of the State General Fund by Interagency Transfers by (\$480,419).		
Payable out of State General Fund by Fees & Self-generated Revenues to the Southern University Board of Supervisors		\$ 3,749,568	19-662 LOUISIANA EDUCATIONAL TELEVISION AUTHORITY		
Provided, however, that the amount appropriated above in Fees and Self-generated Revenues shall be allocated as follows:			Payable out of the State General Fund (Direct) to the Broadcasting Program for dismantling an analog tower in Kaplan		\$ 150,000
Southern University Agricultural & Mechanical College		\$ 2,299,568	DEPARTMENT OF EDUCATION		
Southern University New Orleans		\$ 850,000	19-682 RECOVERY SCHOOL DISTRICT		
Southern University Law Center		\$ 600,000	Payable out of the State General Fund by Interagency Transfers to the Instruction Program		\$ 501,363
19-620 UNIVERSITY OF LOUISIANA BOARD OF SUPERVISORS			19-681 SUBGRANTEE ASSISTANCE		
Payable out of State General Fund by Fees & Self-generated Revenues to the University of Louisiana Board of Supervisors		\$ 5,500,000	Payable out of the State General Fund (Direct) to the Student-Centered Goals Program for the Student Scholarships for Educational Excellence Program (SSEEP)		\$ 2,786,032
Provided, however, that the amount appropriated above in Fees and Self-generated Revenues shall be allocated as follows:			19-695 MINIMUM FOUNDATION PROGRAM		
Northwestern State University		\$ 1,400,000	The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Minimum Foundation Program, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by (\$11,690,102).		
Southeastern Louisiana University		\$ 1,900,000	Payable out of the State General Fund by Statutory Dedications out of the Lottery Proceeds Fund to the Minimum Foundation Program		\$ 11,690,102
University of Louisiana Lafayette		\$ 2,200,000	The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Minimum Foundation Program, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by (\$6,000,000).		
19-649 LOUISIANA COMMUNITY AND TECHNICAL COLLEGES SYSTEM			LOUISIANA STATE UNIVERSITY HEALTH SCIENCES CENTER HEALTH CARE SERVICES DIVISION		
The commissioner of administration is hereby authorized and directed to adjust the means of finance for Louisiana Community and Technical Colleges Board of Supervisors for Delgado Community College, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature by reducing the appropriation out of the State General Fund by Fees and Self-generated Revenues by (\$2,000,000).			19-610 LOUISIANA STATE UNIVERSITY HEALTH SCIENCES CENTER HEALTH CARE SERVICES DIVISION		
The commissioner of administration is hereby authorized and directed to adjust the means of finance for Louisiana Community and Technical Colleges Board of Supervisors for Bossier Parish Community College, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature by reducing the appropriation out of the State General Fund by Fees and Self-generated Revenues by (\$1,030,255).			Payable out of the State General Fund (Direct) to the Lallie Kemp Regional Medical Center		\$ 2,634,155
The commissioner of administration is hereby authorized and directed to adjust the means of finance for Louisiana Community and Technical Colleges Board of Supervisors for Louisiana Technical College, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature by reducing the appropriation out of the State General Fund by Fees and Self-generated Revenues by (\$873,000).			OTHER REQUIREMENTS		
Payable out of State General Fund by Fees and Self-generated Revenues to the Louisiana Community and Technical College Board of Supervisors		\$ 3,903,255	20-451 LOCAL HOUSING OF STATE ADULT OFFENDERS		
Provided, however, that of the amount appropriated above in Fees and Self-generated Revenues shall be allocated as follows:			Payable out of the State General Fund by Statutory Dedications out of the Overcollections Fund to the Local Housing of Adult Offenders Program for obligations incurred in Fiscal Year 2017		\$ 8,319,318
South Louisiana Community College		\$ 1,675,154	Payable out of the State General Fund by Statutory Dedications out of the Overcollections Fund to the Transitional Work Program for obligations incurred in Fiscal Year 2017		\$ 841,299
Northshore Technical Community College		\$ 1,200,000	Payable out of the State General Fund by Statutory Dedications out of the Overcollections Fund to the Local Reentry Services Program for obligations incurred in Fiscal Year 2017		\$ 325,800
Central Louisiana Technical Community College		\$ 853,101	20-452 LOCAL HOUSING OF STATE JUVENILE OFFENDERS		
Nunez Community College		\$ 175,000	The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Local Housing of State Juvenile Offenders Program, as contained in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation		
Payable out of the State General Fund (Direct) to the Office of Student Financial Assistance Program for the GO-Youth Challenge Program		\$ 200,000			
SPECIAL SCHOOLS AND COMMISSIONS					
19-655 LOUISIANA SPECIAL EDUCATION CENTER					
Payable out of the State General Fund by Interagency Transfers to the LSEC Education Program for overtime/related benefits		\$ 899,327			

out of the State General Fund (Direct) by (\$1,153,032).

20-901 SALES TAX DEDICATIONS

Payable out of the State General Fund by
Statutory Dedications out of the New Orleans
Metropolitan Convention and Visitors Bureau
Fund to the New Orleans Metropolitan
Convention and Visitors Bureau \$ 300,000

The commissioner of administration is hereby authorized and directed to adjust the means of
finance for St. Mary Parish - St. Mary Parish Tourist Commission, as contained in Act No. 3
of the 2017 Second Extraordinary Session of the Legislature, by reducing the appropriation
out of the State General Fund by Statutory Dedications out of the St. Mary Parish Visitor
Enterprise Fund by (\$376,747).

Payable out of the State General Fund
by Statutory Dedications out of the
St. Mary Parish Visitor Enterprise
Fund to the City of Morgan City
for the Shrimp and Petroleum Festival \$ 13,099

Payable out of the State General Fund
by Statutory Dedications out of the
St. Mary Parish Visitor Enterprise
Fund to the St. Mary Parish Council
for the following:
Brittany Project \$ 3,743
Keep St. Mary Beautiful \$ 3,743
Bayou Vista Recreation \$ 18,712

Payable out of the State General Fund
by Statutory Dedications out of the
St. Mary Parish Visitor Enterprise
Fund to the St. Mary Parish Tourist
Commission for the following:
Chitimacha Tribe of Louisiana \$ 5,614
Tour du Teche Paddle Race \$ 5,614
Franklin Black Bear and Bird Festival \$ 3,743
Franklin Harvest Moon Festival \$ 1,872
Wooden Boat Festival \$ 3,743
Rhythms on the River and BBQ Bash \$ 3,743
Eagle Expo \$ 1,872
Festivals and Special Events Advertising and Marketing \$ 3,743
Techeland Arts Council \$ 1,872
Bass Master Fishing Tournament \$ 3,743
Patterson Cypress Sawmill Festival \$ 3,743
St. Mary Landmarks Society \$ 1,872

Payable out of the State General Fund
by Statutory Dedications out of the
St. Mary Parish Visitor Enterprise
Fund to the City of Patterson for the
Patterson Main Street Program \$ 9,356

Payable out of the State General Fund
by Statutory Dedications out of the
St. Mary Parish Visitor Enterprise
Fund to the City of Berwick for the
Berwick Lighthouse Festival \$ 3,743

Payable out of the State General Fund
by Statutory Dedications out of the
St. Mary Parish Visitor Enterprise
Fund to the City of Franklin for the following:
Caffery Park \$ 13,099
Teche Theatre for the Performing Arts \$ 18,712

20-931 LED STATE COMMITMENTS AND DEBT SERVICE

Payable out of State General Fund by
Statutory Dedications out of the Major
Events Incentive Fund \$ 4,000,000

Provided, however, of the amount appropriated above \$800,000 shall be allocated for the
United States Bowling Congress Tournament in 2018 and \$1,500,000 shall be allocated for
repayment of NBA All-Star Weekend expenses associated with the Major Events Incentive
Fund process.

Payable out of the State General Fund (Direct)
to Debt Service and State Commitments Program for
Northrop Grumman remaining bond payments \$ 14,139,340

20-939 PREPAID WIRELESS 911 SERVICE

Payable out of the State General Fund by
Fees & Self-generated Revenues
to Prepaid Wireless from balances carried
forward from Fiscal Year 2016-2017 \$ 3,435,635

20-966 SUPPLEMENTAL PAY TO LAW ENFORCEMENT PERSONNEL

Payable out of the State General Fund (Direct)
to the Municipal Police Program \$ 645,427

Payable out of the State General Fund (Direct)
to the Firefighters Program \$ 982,092

The commissioner of administration is hereby authorized and directed to adjust the means
of finance for the Deputy Sheriffs' Program, as contained in Act No. 3 of the 2017 Second
Extraordinary Session of the Legislature, by reducing the appropriation out of the State
General Fund (Direct) by (\$1,500,000).

20-XXXFUNDS

The state treasurer is hereby authorized and directed to transfer monies from the State General
Fund (Direct) in the amount of \$4,000,000 into the Major Events Incentive Fund.

RETIREMENT SYSTEMS

In accordance with Constitution Article VII, Section 10(D)(2)(b)(iii), funding to the Louisiana
State Employees' Retirement System and the Teachers' Retirement System of Louisiana for
application to the balance of the unfunded accrued liability of such systems existing as of June
30, 1988, in proportion to the balance of such unfunded accrued liability of each such system
as of June 30, 2017.

18-585 LOUISIANA STATE EMPLOYEES' RETIREMENT SYSTEM -
CONTRIBUTIONS

EXPENDITURES:
To the Louisiana State Employees' Retirement System \$ 3,676,833

TOTAL EXPENDITURES \$ 3,676,833

MEANS OF FINANCE:
State General Fund (Direct) from the FY 2016-2017
surplus certified by the commissioner of administration
at the January 22, 2018, meeting of the Joint Legislative
Committee on the Budget and recognized by the
Revenue Estimating Conference \$ 3,676,833

TOTAL MEANS OF FINANCING \$ 3,676,833

18-586 TEACHERS' RETIREMENT SYSTEM-CONTRIBUTIONS

EXPENDITURES:
To the Teachers' Retirement System of Louisiana \$ 8,585,163

TOTAL EXPENDITURES 8,585,163

MEANS OF FINANCE:
State General Fund (Direct) from the FY 2016-2017
surplus certified by the commissioner of administration
at the January 22, 2018, meeting of the Joint Legislative
Committee on the Budget and recognized by the
Revenue Estimating Conference \$ 8,585,163

TOTAL MEANS OF FINANCING \$ 8,585,163

Section 2. Notwithstanding the provisions of R.S. 49:112, the sum of \$42,000,000, or so
much thereof as may be necessary, is hereby appropriated out of the State General Fund
(Direct) for Fiscal Year 2017-2018 to be allocated to pay consent judgments and other final
judgments against the state, and reimbursements of attorney fees, all as provided in this
Section. A judgment may only be paid from this appropriation if it is final. All judgments
provided for in this Section shall be paid as to principal, interest, court costs, and expert
witness fees as awarded in each judgment, it being the intent herein that when the provisions
of a judgment conflict with the provisions of this Act, the provisions of the judgment shall be
controlling. Any other provision of this Act not in conflict with the provisions of a judgment
shall control. Payment shall be made as to each judgement, final judgment, or reimbursement
for attorney fees only after presentation to the state treasurer of documentation required by
the state treasurer. Further, all judgments provided for in this Section shall be deemed to have
been paid on the effective date of the Act, and interest shall cease to run as of that date.

- A. Payment of reimbursement for the cost of attorney fees for state employees:
(1) The sum of \$195,534.78, for reimbursement of the cost of attorney fees for Mr. Michael
S. Procell, an employee of the Department of Transportation and Development, in accordance
with the April 25, 2016, determination by the Attorney Fee Review Board that such attorney
fees were reasonable.
(2) The sum of \$10,000.00, for reimbursement of the cost of attorney fees for Mr. Robert
Bulter, an employee of the Department of Public Safety and Corrections, in accordance with

the April 30, 2015, determination by the Attorney Fee Review Board that such attorney fees were reasonable.

B. Payment of the following judgments in the amounts specified below for each such judgment:

(1) The sum of \$2,412,383.00, plus legal interest, plus district court costs in the amount of \$110,578.31 and appellate court costs in the amount of \$66,362.45, for payment of the final judgment in “Murphy Cormier General Contractor, Inc. v. State of Louisiana, Department of Health and Hospitals, et al.”; 14th JDC No. 2007-3828 Div. “H”.

(2) The sum of \$700,000.00, plus legal interest, for payment of the final judgment in “G.E.C., Inc. v. State of Louisiana, Division of Administration”; 19th JDC No. 634,093, Sec. 26.

(3) The sum of \$207,000.00 plus court costs and legal interest for payment of the final judgment in “James Robinson v. The Board of Supervisors for the University System and Joey Strum, Individually and in his Official Capacity as Chief of Police for the University of Louisiana at Lafayette, Supreme Court of Louisiana, No. 2016-C-2145.

(4) The sum of \$150,612.62, plus legal interest, plus attorney’s fees in the amount of \$96,637.50 for payment of the final judgment in “Liquid Capital Exchange, Inc.v. State of Louisiana, through the Department of Education, 19th JDC No. C643764, Sec. 22.

C. Payment of the following consent judgments in the amounts specified below for each such judgment:

(1) “Pamela Adams and Michael Adams v. State of Louisiana, through the Department of Transportation and Development, Huey Stockstill Incorporated, et al.”; 19th JDC No. 609634 Sec. 22; \$1,150,000.00. Monies awarded in this judgment for future medical expenses payable from the Future Medical Care Fund pursuant to R.S. 39:1533.2.

(2) “Michael Aleshire and Mary Aleshire v. Cusa, GCT, LLC, d/b/a Gulf Coast Transportation, Vencent R. Barnett, and National Union Fire Insurance”; 14th JDC No. 2010-980 Div. “H”; \$104,380.82.

(3) “Jessie Anderson and Terri Anderson v. The State of Louisiana, through the Department of Transportation and Development”; 19th JDC No. 507,443 Sec. 23; \$250,000.00.

(4) “Carroll Arceneaux and Rhonda Arceneaux v. State of Louisiana, and State of Louisiana, through the Department of Transportation and Development”; 25th JDC No. 56-611 Div “A”; \$900,000.00.

(5) “Emily Baluch v. State of Louisiana, through the Department of Transportation and Development”; 23rd JDC No. 89,590 Div. “B”; \$20,000.00.

(6) “Carolyn Barbre, Individually and on Behalf of Her Deceased Son, Tristan Mills v. State of Louisiana, through the Department of Transportation and Development; and Farm Bureau Casualty Insurance Company”; 12th JDC 2015-1532 B; \$25,000.00.

(7) “Annie M. Blanchard v. State of Louisiana, through the Department of Transportation and Development”; 17th JDC No. 126283 Div. “C”; \$20,000.00.

(8) “Betty and Floyd Bolds v. State of Louisiana, through the Department of Transportation and Development”; 8th JDC No. 43,878; \$115,000.00.

(9) “Steve Brengettsy, et al. v. State of Louisiana, through the Department of Transportation and Development, et al.”; 20th JDC No. 20,984 Div. “B”; \$185,000.00 in favor of Steve Brengettsy.

(10) “Steve Brengettsy, et al. v. State of Louisiana, through the Department of Transportation and Development, et al.”; 20th JDC No. 20,984 Div. “B”; \$20,000.00 in favor of Elro McQuarter.

(11) “Alysia Broussard, et al. v. State Farm Mutual Automobile Insurance Company, et al.”; 15th JDC No. 2013-2042-E; \$2,000.00.

(12) “Harold Broussard v. American Bank and Trust Company, et al.”; 27th JDC No. 14-C-5020 “A”; \$1,500.00.

(13) “Tarick J. Broussard v. Louisiana Department of Transportation and Development, and Kenneth L. Vice”; 15th JDC No. 2015-4751-J; \$120,000.00.

(14) “Jessica Hope Browne and Kate Nicole Browne v. State of Louisiana, through the Department of Transportation and Development”; 18th JDC No. 40,050 Div. “D”; \$500,000.00, plus legal interest, plus district court costs in the amount of \$28,530.53, and appellate court costs of \$13,909.00.

(15) “Melvin Brown v. SWF Ouachita, LLC, et al.”; 3rd JDC No. 45,823; \$170,000.00.

(16) (a) “Harold Byers, Carlos Lewis and Gary Haynes v. Burlington Northern and Santa Fe Railroad Company, et al.”; 16th JDC No. 12303 “G”; \$7,500 in favor of Harold Byers.

(b) “Harold Byers, Carlos Lewis and Gary Haynes v. Burlington Northern and Santa Fe Railroad Company, et al.”; 16th JDC No. 12303 “G”; \$750 in favor of Gary Hayes.

(c) “Harold Byers, Carlos Lewis and Gary Haynes v. Burlington Northern and Santa Fe Railroad Company, et al.”; 16th JDC No. 12303 “G”; \$450 in favor of Carlos Lewis.

(17) “Bobby Caskey v. Linda Gail Malmay and Safeway Insurance Company of Louisiana”; 11th JDC No. 65,446; \$5,000.00.

(18) “Tammy Chauvin, individually and o/b/o Elsie Bizette “Jean” Boudreaux and Albert M. Boudreaux, Jr., and Jeanette Kline and Cecil Bizette, individually and o/b/o Thelma Bizette v. State of Louisiana through the Department of Transportation and Development”; 18th JDC No. 40,034 Div. D; \$1,011,329.60 plus legal interest, plus district court costs in the amount of \$39,593.00 and appellate court costs in the amount of \$8,047.00.

(19) “Henrey Clark & Denise Ramsey v. State of Louisiana, through the Department of Transportation and Development, Lafayette City Parish Consolidated Government”; 15th JDC No. 2011-2634 “D”; \$326,000.00.

(20) “Nick Cline on Behalf of His Minor Son, Coby Cline and Chance Heine on Behalf of His Minor Children Lona and Wyatt Heine v. The State of Louisiana, through the Department of Transportation and Development”; 18th JDC No. 46,712 Div. C; \$400,000.00.

(21) “Diane Daboval, individually and on behalf of her Deceased Husband, Maxime L. Daboval and Daniel J. Daboval v. Miller Transporters, Inc., Terry G. Dunn, Greenwich Insurance Company and The State of Louisiana, through the Department of Transportation and Development”; 34th JDC No. 130647 Div. “D”; \$40,000.00.

(22) “Joanne Ditcharo, Individually and Administratrix of the Estate of Dominick Ditcharo, Dominick Ditcharo, III, and Dereck Ditcharo v. The State of Louisiana, through the Department of Transportation and Development, Citrus Land Company, and Plaquemines Parish Government”; 25th JDC No. 51-314 Div. “B”; \$1,864,750.20, plus legal interest, plus court costs in the amount of \$30,723.54.

(23) “Natasha Matthews and Perry Dunn v. State of Louisiana, through the Department of Transportation and Development”; 19th JDC No. C558460 Sec. 26; \$200,000.00 in favor of

Perry Dunn. Monies awarded in this judgment for future medical expenses in the amount of \$50,000.00 shall be payable from the Future Medical Care Fund pursuant to R.S. 39:1533.2.

(24) “John Keith Dupuy v. The State of Louisiana, through the Department of Transportation and Development”; 18th JDC No. 44991 Div. “D”; \$235,000.00.

(25) “Dennis Evans and Elizabeth Evans, Individually and as Husband and Wife v. Nathan Rowe, Express Energy Services, National Union Fire Insurance Company of Pittsburg, PA d/b/a Chartist Casualty Company, Progressive Insurance and The State of Louisiana, through the Department of Transportation and Development”; 26th JDC No. 71264; \$15,000.00.

(26) “Charles Falcon, individually and on behalf of interdict Anya Marie Falcon v. Louisiana Department of Transportation, Glenn Patrick, Edward J. Gay Planting & Manufacturing Co. and ABC Insurance Company and XYZ Insurance Company”; 18th JDC No. 65747 Div. “C”; \$946,732.54 plus legal interest, plus court costs in the amount of \$11,215.40. Monies awarded in this judgment for future medical expenses shall be payable from the Future Medical Care Fund pursuant to R.S. 39:1533.2.

(27) “Darrell L. Fitts and Beckie Fitts v. Village of Rodessa, State of Louisiana, through the Department of Transportation and Development and Kansas City Southern Railway Company”; 1st JDC No. 570,569-B; \$480,000.00.

(28) “Todd Foles, Faith Landry and Cheryl Sedotal, Individually and on Behalf of the Deceased, Jeanne Foles v. State of Louisiana, State of Louisiana Department of Highways, the Parish of Assumption and ABC Contractor”; 23rd JDC No. 31,662 Div “B”; \$25,000.00.

(29) “Chelsie Brean Fontenot v. State of Louisiana, through the Department of Transportation and Development, David M. Courville D/B/A Vidrine Community Grocery and John B. Lahaye, Jr.”; 13th JDC No. 72,033 “B”; \$109,067.81.

(30) “Dan and Eurena Glosson, on Behalf of the Minor Marcus Glosson; Camilla Montgomery; Latasha Gibson and Shakeya Hicks v. Union Parish Police Jury and the State of Louisiana, Department of Transportation and Development”; 3rd JDC No. 44,446; \$202,800.00.

(31) “Terany Goldsby v. David Blocker and State of Louisiana, through the Department of Transportation and Development”; 4th JDC No. 2014-3447; \$66,500.00.

(32) “Donald Greene, et ux v. Succession of Alex Alvarado”; 32nd JDC No. 144557 Div. D; \$903,977.03 plus legal interest, plus expenses taxed by the district court as costs in the amount of \$31,287.36, plus appellate court costs in the amount of \$21,517.00. Monies awarded in this judgment for future medical expenses shall be payable from the Future Medical Care Fund pursuant to R.S. 39:1533.2.

(33) “John Guidry, et al. v. State of Louisiana, et al.”; 15th JDC No. 68473; \$670,000.00.

(34) “George Jackson III v. State of Louisiana, through the Department of Transportation and Development and Jane Doe”; 34th JDC No. 15-0827 Div “A”; \$35,475.00.

(35) “James B. Laing v. Progressive Paloverde Insurance Company, Ace American Insurance Company, Louisiana Department of Transportation and Development and Justin Stevens”; 4th JDC No. 2013-231 Sec “2”; \$5,000.00.

(36) “Martin Felix Landry v. The State of Louisiana, through the Department of Transportation and Development”; 23rd JDC No. 35,592 Div. “D”; \$75,000.00.

(37) “David Major v. The State of Louisiana, through the Department of Transportation and Development”; 18th JDC No. 45,412 Div. “D”; \$35,000.00.

(38) “Sherrie Buras Manton and Norman J. Manton, Jr. v. Affari, LLC d/b/a Asterisk Nite Club, Ron S. Macalusa, Owner and Solde Member of Affari, LLC and Asterisk Nite Club, Ron S. Macalusa, APLC, John Doe Asterisk Nite Club Manager, John Doe Asterisk Nite Club Employees, State of Louisiana and Its Louisiana Department of Transportation, XYZ Insurance Companies in Direct Action”; 21st JDC No. 2011-0001646 Div. “A”; \$5,000.00.

(39) “Anthony Mart, et al. v. State of Louisiana, through the Department of Transportation and Development and Ouachita Parish Police Jury”; 4th JDC No. 00-4650; \$145,000.00.

(40) “Natasha Matthews and Perry Dunn v. State of Louisiana, ex rel. Department of Transportation and Development”; 19th JDC No. 558460 Sec. 26; \$230,000.00 in favor of Natasha Matthews. Monies awarded in this judgment for future medical expenses shall be payable from the Future Medical Care Fund pursuant to R.S. 39:1533.2.

(41) “Steven Melancon v. State of Louisiana, through the Department of Transportation and Development”; 9th JDC No. 210.869; \$1,500.00.

(42) “Theresa Melancon and Sheryl Dupre, Curatrix, as Representative of Theresa L. Melancon, an Interdict v. State of Louisiana, through the Department of Transportation and Development, et al.”; 9th JDC No. 210,863 Div. “A”; \$750,000.00.

(43) “Evelyn J. Menard v. Cox Communications Louisiana Inc. et al.”; 19th JDC No. 528,413 Sec 24; \$1,322,000.00 plus legal interest, plus court costs in the amount of \$10,300.00. Monies awarded in this judgment for future medical expenses shall be payable from the Future Medical Care Fund pursuant to R.S. 39:1533.2.

(44) “James J. Mire, Jessica Jebblonski and Michelle Blanchard v. Sheonna M. Orgeron, Progressive Casualty Insurance Company, Entergy Corporation, Lafourche Parish Government and State of Louisiana, Department of Transportation and Development”; 17th JDC No. C-123871 Div. “E”; \$50,000.00.

(45) “Michael Monohan and Julie Eibert v. Anita Armand, et al.”; 23rd JDC No. 100,778 Div. “A”; \$6,000.00.

(46) “Tammy Nelson on Behalf of Her Minor Son, Dustin Blake Johnson v. State of Louisiana, through the Department of Transportation & Development, and Cynthia Singleton”; 33rd JDC No. C2012-349 Div. “B”; \$85,000.00.

(47) “Donald M. Ragusa, Individually and on Behalf of His Minor Son, Trevor Ragusa, and Tina Cristina v. State of Louisiana, through the Department of Transportation and Development”; 19th JDC No. 582,173 Sec. 26; \$350,000.00.

(48) “Henry J. Relayson, Jr., Individually and on Behalf of His Minor Son Seth Relayson, Henry J. Relayson, Sr., Jacquelyn Relayson, Jeanne Hymel Relayson, Individually and on behalf of Her Daughter, Megan Relayson Hymel v. State of Louisiana and Louisiana Department of Transportation and Development”; 22nd JDC No. 2005-14528 Div. “D”; \$181,681.12.

(49) “Thalia Renfro v. Burlington Northern Santa Fe Railway Company, Union Pacific Railroad Company, The City [Town] of Vinton, Parish of Calcasieu, and the State, Department of Transportation and Development”; 14th JDC No. 2002-000506 “E”; \$502,679.41 plus legal interest, plus court costs in the amount of \$46,600.11.

(50) “Ademon M. Rideaux and Gloria P. Rideaux v. Gilchrist Construction Company, LLC., and State of Louisiana, through the Department of Transportation and Development”;

- 14th JDC No. 2011-2018; \$775,000.00 in favor of Brian Brooks.
- (51) “Ademon M. Rideaux and Gloria P. Rideaux v. Gilchrist Construction Company, LLC., and State of Louisiana, through the Department of Transportation and Development”; 14th JDC No. 2011-2018; \$600,000.00 in favor of Ademon M. Rideaux and Gloria P. Rideaux.
- (52) “Cleveland Rodney, Jr v. City of Tallulah, Parish of Madison and State of Louisiana, Department of Transportation & Development”; 6th JDC No. 07-259; \$5,000.00.
- (53) “Joshua Rougeau and Stacy Rougeau v. Charles Guidry, et al.”; 15th JDC No. 20145853 “L”; \$20,000.00.
- (54) “Jennie Lynn Badeaux Russ, Individually and on Behalf of Her Deceased Husband, Garrett W. Russ, David W. Russ, Individually and on Behalf of His Deceased Father, Garrett w. Russ, and Kayla R. Russ, Individually and on Behalf of Her Deceased Father, Garrett W. Russ v. The State of Louisiana, through the Department of Transportation and Development”; 17th JDC No. 119573 Div. “B”; \$1,500,000.00.
- (55) “Hani Salama, Ruan Salama, Reem Salama, Rami Salama, and Abdul Hamid Salama, Individually and on Behalf of his Minor Child, Nadin Salama v. State of Louisiana, through the Department of Transportation and Development, Mohamed Abu-Jaber, Geico Indemnity Insurance Company, Carl J. Robert, Louisiana Farm Bureau Casualty Insurance Company, Avis Bell, and Safeway Ins. Co. of Louisiana”; 23rd JDC No. 96268 Div. “B”; \$207,000.00 plus legal interest, plus court costs in the amount of \$13,961.81.
- (56) “Kayla Schexnayder and Emily Lagarde v. State of Louisiana, Department of Transportation and Development”; 23rd JDC No. 31,002 Div. “B”; \$1,068,004.47 plus legal interest, plus court costs in the amount of \$36,866.15. Monies awarded in this judgment for future medical expenses shall be payable from the Future Medical Care Fund pursuant to R.S. 39:1533.2.
- (57) “Jennifer Schoeffler, wife of/and Kevin Scheffler, individually and as Administrators of the estate of their minor children, Ashley and Brandon Schoeffler v. State of Louisiana, through the Department of Transportation and Development”; 5th JDC No. 25,544; \$25,000.00.
- (58) “Cynthia Singleton, et al. v. State of Louisiana, through the Department of Transportation and Development”; 33rd JDC No. C2012-367; \$800,000.00.
- (59) “Dawn Sistrunk, Individually and on Behalf of Her Deceased Minor Daughter, Christi Collins v. Ford Motor Company and ABC Insurance Company”; 24th JDC No. 506-883 Div. “A”; \$12,000.00.
- (60) “Shannon St. Julien v. State of Louisiana, through the Department of Transportation and Development and Brandon James Doucet”; 15th JDC No. 2016-3547 Div. “L”; \$9,000.00.
- (61) “Larry and Rose Storey, et ux. v. State of Louisiana, through the Department of Transportation and Development, G. Wall and Safeway Insurance Company of Louisiana”; 21st JDC No. 2004-000408 Div. “E”; \$75,000.00.
- (62) “Debra Stutes, et al. v. General Motors Corp., et al.”; 14th JDC No. 2007-6628; \$850,000.00. Monies awarded in this judgment for future medical expenses shall be payable from the Future Medical Care Fund pursuant to R.S. 39:1533.2.
- (63) “Wayne Theriot, Jennifer Theriot Fortenberry, Duggie Theriot and Tommy Theriot v. Meridian Land and Mineral Corporation, Crowell Lumber Industries, Hunt Forest Products, Inc., C&B Logging, Inc., Louisiana Department of Transportation and Development, and Village of Turkey Creek”; 13th JDC No. 00074520 Div. “B”; \$450,000.00.
- (64) “Steven Vernon and Heidi Vernon individually and on behalf of their minor daughter, Zoe Vernon v. State of Louisiana, through the Department of Public Safety & Corrections, et al.”; 18th JDC No. 58,346 Div. “B”; \$25,000.00.
- (65) “Evelyn Walcott and Beverly Davis v. State of Louisiana, through the Department of Transportation and Development”; 12th JDC No. 2013-9470A; \$5,000.00.
- (66) “Kimberly Waldrup v. Hannah Roberts, et al.”; 4th JDC No. C-2013-0426 “C1”; \$123,100.
- (67) “Billy Wallace v. Eric M. Hill, Unitran Auto & Home Insurance Company, Idealease of Acadiana, LLC, Daniel J. Guidry, Sentry Insurance A Mutual Company, State of Louisiana, via the Louisiana Department of Transportation and Development”; 14th JDC No. 2008-2677 Div. “F”; \$63,858.00.
- (68) “Samuel D. Weaver and Susan Weaver, Individually and on Behalf of the Minor Children, Samantha and Luke Weaver v. State of Louisiana, through the Department of Transportation & Development”; 17th JDC No. 114874; \$240,000.00
- (69) “Demetrius Williams v. State of Louisiana Department of Transportation and Development and XYZ Insurance Company”; 23rd JDC No. 113,049 Div. C”; \$10,000.00.
- (70) “Reaka Windham v. Liberty Mutual, et al.”; 18th JDC No. 61,133-B; \$300,000.00.
- (71) “Zurich American Insurance Company v. Adrian D. Gourley, McLane Company, Inc., Transco, Inc., Aon Rish Services Southwest, Inc., Gulf Engineers and Consultants, Inc. and the State of Louisiana, through the Department of Transportation and Development”; 32nd JDC No. 170506 Div. “E”; \$6,062.50.
- (72) “Zurich American Insurance Company v. Jonathan C. Dark, New Bern Transport Corporation, Gulf Engineers and Consultants, Inc. and the State of Louisiana, through the Department of Transportation and Development”; 32nd JDC No. 171450 Div. “A”; \$6,062.50.
- (73) “Belle Gilmore, Individually, Fantasia Sterling, A Minor, by and through Her Mother, Amanda Porter, Amos Gilmore, Individually Angela Richardson, Individually, Angela Richardson, As the Administratrix of the Succession of Irene Porter, joined by Her Heirs: Angela Richardson, Surviving Daughter, Wayne, Surviving Son, Damon Cane, Surviving Son, Lionel Porter, Surviving Son, Amanda Porter, Surviving Son[sic] v. James A Wilson, Progressive Paloverde Insurance Company, The State of Louisiana, by and through the Department of Transportation and Development, Parish of East Baton Rouge, General Motors Corporation, F.G. Sullivan Jr. Contractors, Inc., F.G. Sullivan Jr. Contractor, LLC State of Louisiana”; 19th JDC No. C-562,050 Sec. “27”; \$375,000.00.
- (74) “Blaine Fournier v. State of Louisiana, through the Department of Transportation and Development”; 17th JDC No. 119-589 Div. “D”; \$150,000.00.
- (75) “Phoebe Fournier, Individually and on Behalf of Her Minor Child, Adam Dorsey v. State of Louisiana, through the Department of Transportation and Development”; 17th JDC No. 119-590 Div. “E”; \$30,000.00.
- (76) “Emile Collins v. City of Thibodaux, Lafourche Parish Government, and State of Louisiana, through the Department of Transportation and Development”; 17th JDC No. 119-807 Div. “B”; \$65,000.00.
- (77) “State Farm Mutual Automobile Insurance Company v. Jefferson Parish Sewerage Department, State of Louisiana, through the Department of Transportation and Development, Town of Jean Lafitte, Parish of Jefferson, State of Louisiana”; 24th JDC No. 726-420 Div. “F”; \$500.00.
- (78) “Hornbeck United Pentecostal Church v. State of Louisiana, through the Department of Transportation and Development”; 30th JDC No. 83,372; \$30,000.00.
- (79) “Kelly W. Weston, Individually and on Behalf of the Minor Children, Regina Weston, Tyler Weston and Jarra D. Weston and Damien C. Warren v. State Farm Mutual Automobile Insurance Company, Jimmy G. Herring and State of Louisiana, through the Department of Transportation and Development”; 16th JDC No. 44,904 Div. “B”; \$20,000.00.
- (80) “Matthew Taylor v. Kenneth L. Manuel and UV Logistics, LLC and State of Louisiana, through the Department of Transportation and Development”; 16th JDC No. 119005-E; \$75,000.00.
- (81) “Jacob Sarver v. Kenneth Manuel and UV Logistics, LLC and State of Louisiana, through the Department of Transportation and Development”; 16th JDC No. 119009-E; \$75,000.00.
- (82) “Jeremiah Chambers v. UV Logistics, LLC and Kenneth L. Manuel and State of Louisiana, through the Department of Transportation and Development”; 16th JDC No. 120455-E; \$75,000.00.
- (83) “Jon Renee Fontenot, Individually and on Behalf of Her Minor Child, Alaina Fontenot v. ND Miller, LLC D/B/A Zydeco Hall of Fame, ABC Insurance Company NE Miller LLC D/B/A Teddy’s Uptown, XYZ Insurance Company and State of Louisiana, through the Department of Transportation and Development”; 27th JDC No. 15-3094-C; \$5,000.00.
- (84) “Allen Joseph Johnson, Jr., Individually and as Tutor for Lydia G. Johnson v. State of Louisiana through the Department of Transportation and Development, David M. Courville D/B/A Vidrine Community Grocery, and John B. Lahaye, Jr.”; 13th JDC No. 71,981 “A”; \$495,000.00.
- (85) “Jennifer Hull, as Natural Tutor of Her Minor Child, Jadyn Bouilly, v. State of Louisiana, through the Department of Transportation and Development”; 23rd JDC No. 112,203 “A”; \$125,000.00.
- (86) “Lance M. Berry, Jr. v. Kaley A. Boudreaux, Charles Acosta, State Farm Mutual Automobile Insurance Company, ABC Insurance Company and State of Louisiana, through the Department of Transportation and Development”; 22nd JDC No. 2013-10627 c/w 2012-16349, Div. “J”; \$8,000.00.
- (87) “Rhonda Sehon, on behalf of Sadie Ann O’Gwynn v. State of Louisiana, through the Department of Transportation and Development,” 23rd JDC No. 111,644, Div. “B”; \$425,000.00.
- (88) “Diana Robinson v. State of Louisiana, through the Department of Transportation and Development and Martin Narcisse”: 19th JDC No. 632,573 Sec. 22; \$33,897.16 plus legal interest.
- (89) “Vesta Laiche and Troy Laiche v. State of Louisiana, through the Department of Transportation and Development”; 18th JDC No. 55,390 Div. B; \$7,500.00.
- (90) “Kirk Waters and Deborah Waters v. United Fire and Casualty, ACME Glass and Mirror Co., Inc. and State of Louisiana, through the Department of Transportation and Development”; 3rd JDC Civil Docket No. 52,872; \$10,000.00.
- (91) Stephanie Marie Landry and Tommie Varnado, Jr. v. City of New Orleans, Leonard D’Arensbourg and State of Louisiana, through the Department of Transportation and Development”; CDC of Orleans No. 2004-13154 c/w 2005-1274, Div. “L”, Sec. “6”; \$135,000.00.
- (92) “David A. Fowler, et al v. Travelers Property Casualty of America, et al (State of Louisiana, through the Department of Transportation and Development)”; 2nd JDC, Civil Docket No. 39,242; \$325,000.00.
- (93) “Aubrey Smith, et al v. Entergy Corporation, Charter Communications, LLC., State of Louisiana, through the Department of Transportation and Development”; 21st JDC No. 07-0002331, Div. “C”; \$2,000.00.
- (94) “Thomas C. Royer v. State of Louisiana, through the Department of Transportation and Development”; 10th JDC No. 80,379, Sec. B; \$3,085,546.49 plus legal interest. Monies awarded in this judgment for future expenses shall be payable from the Future Medical Care Fund pursuant to R.S. 39:1533.2.
- (95) “Elton L. Lacey, Jr. Individually, and on Behalf of Shae M. Lacey and Connie M. Lacey v. Shannon Freeman, Gary Alexander, and State of Louisiana, through the Department of Transportation and Development”; 22nd JDC No. 97960, Div. “A”; \$142,785.34.
- (96) “Joseph Toups v. State of Louisiana, through the Department of Transportation and Development”; 23rd JDC No. 34,416, Div. “C”; \$5,000.00.
- (97) “Jeffrey and Lillie Christopher Individually and on Behalf of their minor child Tiffany Christopher v. State of Louisiana, through the Department of Transportation and Development, James “Buddy” Caldwell, and the City of Plaquemine, Parish of Iberville”; 18th JDC No. 67,202, Div. “C”; \$175,000.00.
- (98) “Phillip P. Guidry v. Steven McFarlin, Byron Richard, L&B Oilfield Services, LLC and QBE Specialties Insurance Company and State of Louisiana, through the Department of Transportation and Development”; 15th JDC No. 93313 “B”; \$5,000.00.
- (99) “State Farm Mutual Automobile Insurance as Subrogee of Emanuel Andrews v. State of Louisiana, through the Department of Transportation and Development”; 19th JDC No. 640,723 Sec. 27; \$2,500.00.
- (100) “State Farm Automobile Insurance v. City of Zachary, State of Louisiana, through the Department of Transportation and Development”; 19th JDC No. C604043 Sec. 27; \$7,603.54.
- (101) “O’Neil Gisclair v. State of Louisiana through the Department of Transportation and Development and Union Pacific Railroad Company”; 24th JDC No. 679-107 Sec. “B”; \$75,000.00.
- (102) “Patricia Varnado, Individually and on behalf of Tommy R. Varnado, Sr. v. City of New Orleans, Leonard D’Arensbourg and State of Louisiana, through the Department of Transportation and Development”; CDC of Orleans No. 2005-1274 c/w 2004-13154, Div. “L”, Sec. “6”; \$90,000.00
- (103) “Allen Viator, Individually and as Tutor and Administrator of the Natural Minor child, Jade Rachelle Viator, and Individually and on Behalf of the Estate of Angelic Cormier v. State of Louisiana, through the Department of Transportation and Development”; 19th JDC Docket No. 531,664, Div. 23; \$75,000.00.

(104) “Hayward J. Theriot v. Ports of America Baton Rouge, Inc., and/or Baton Rouge Marine Contractors, Inc., et al”; 18th JDC No. 38,990, Div. “C”; \$250,000.00.

(105) “Glenda Addison Breaux, et al v. State of Louisiana, through the Department of Transportation and Development”; 10th JDC, Docket No. C86043 A; \$325,210.00, plus legal interest.

(106) “Bobby Isgitt v. State of Louisiana v. State of Louisiana, through the Department of Transportation and Development”; 10th JDC, Docket No. C-87267 A; \$155,000.00, plus court costs.

(107) “Cody Lacaze v. State of Louisiana, through the Department Transportation and Development”; 10th JDC, Docket No. C-84475 A; \$110,324.46. Monies awarded in this judgment for future medical expenses shall be payable from the Future Medical Care Fund pursuant to R.S. 39:1533.2.

(108) “James R. Goleman and Robin Goleman v. Greenwich Insurance Company Union Pacific Railroad Company, Paul B. Hamm and State of Louisiana, Department of Transportation and Development (DOTD)”; 4th JDC No. 2014-233; \$140,000.00.

(109) “George Joseph, Jr. and Noria Jackson Joseph v. State of Louisiana, through the Department of Transportation and Development, et al.”; 18th JDC No. 45,215 Div. C; \$75,000.00.

(110) “Adam Moore v. State Farm Mutual Automobile Company, et al., c/w State Farm Mutual Automotive Insurance Company v. James Herrington, et al., c/w James L. Herrington v. State of Louisiana, through the Department of Transportation and Development”; 6th JDC Nos: 21,924, 21,987, and 21,199 respectively; \$175,000.00 in favor of Adam Moore and \$75,000.00 in favor of James L. Herrington.

Section 3.A. Notwithstanding any provisions of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 Sales Tax Dedications or Schedule 20-945 State Aid to Local Governmental Entities, in Act No. 3 of the 2017 Second Extraordinary Session of the Legislature which appropriation has a valid Cooperative Endeavor Agreement on June 30, 2018, shall be deemed a bona fide obligation through December 31, 2018, and all other provisions of the Cooperative Endeavor Agreements, including but not limited to, the reporting requirements, shall be performed as agreed.

B. Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 in Act 16 of the 2015 Regular Session of the Legislature for the City of Morgan City for the Lawrence Park and Historic District in the amount of \$20,000 shall be deemed a bona fide obligation through June 30, 2019, and all provisions of the Cooperative Endeavor Agreement executed between the City of Morgan City and the Department of the Treasury, including but not limited to the requirements shall be performed as agreed.

C. Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 in Act 17 of the 2016 Regular Session of the Legislature for the City of Morgan City in the amount of \$35,000 for the Shrimp and Petroleum Festival shall be deemed a bona fide obligation through June 30, 2019, and all provisions of the Cooperative Endeavor Agreement executed between the City of Morgan City and the Department of the Treasury, including but not limited to the requirements shall be performed as agreed.

D. Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 in Act 16 of the 2015 Regular Session of the Legislature for the City of Westwego in the amount of \$75,000 for the Westwego Landing and Sala Avenue shall be deemed a bona fide obligation through June 30, 2019, and all provisions of the Cooperative Endeavor Agreement executed between the City of Westwego and the Department of the Treasury, including but not limited to the requirements shall be performed as agreed.

E. Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 in Act 16 of the 2015 Regular Session of the Legislature for the City of Westwego in the amount of \$50,000 for the Creative Arts Center shall be deemed a bona fide obligation through June 30, 2019, and all provisions of the Cooperative Endeavor Agreement executed between the City of Westwego and the Department of the Treasury, including but not limited to the requirements shall be performed as agreed.

F. Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 in Act 17 of the 2016 Regular Session of the Legislature for the City of Westwego in the amount of \$50,000 for the Creative Arts Center shall be deemed a bona fide obligation through June 30, 2019, and all provisions of the Cooperative Endeavor Agreement executed between the City of Westwego and the Department of the Treasury, including but not limited to the requirements shall be performed as agreed.

G. Notwithstanding any provision of law to the contrary, any appropriation contained in Other Requirements, Schedule 20-901 in Act 17 of the 2016 Regular Session of the Legislature for the City of Westwego in the amount of \$50,000 for the Wharf Project shall be deemed a bona fide obligation through June 30, 2019, and all provisions of the Cooperative Endeavor Agreement executed between the City of Westwego and the Department of the Treasury, including but not limited to the requirements shall be performed as agreed.

Section 4.A. Notwithstanding any provisions of law to the contrary, including the provisions of Act 4 of the 2017 Second Extraordinary Session of the Legislature, the following sum is hereby appropriated from the source specified for the purpose of making a supplemental capital outlay appropriation for Fiscal Year 2017-2018:

(362) Port Construction and Development Priority Program (Statewide) Payable from State General Fund (Direct)	\$ <u>1,000,000</u>
Provided, however, that funds from this appropriation shall be used for maritime industry infrastructure improvement.	

Section 4.B. The provisions of Sections 2 through 18, inclusive, of Act 4 of the 2017 Second Extraordinary Session of the Legislature are adopted and incorporated by reference for the appropriation contained in this Section. The appropriation of monies in this Section shall be deemed to be and constitute approval by the Joint Legislative Committee on the Budget.

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.

Approved by the Governor, May 29, 2018.

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 69

HOUSE BILL NO. 698

BY REPRESENTATIVES HENRY, BARRAS, GARY CARTER, JACKSON, LEGER,
AND MAGEE AND SENATORS ALARIO, LAFLEUR, MARTINY, AND MORRELL
AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1.A. The sum of One Hundred Eighty Million One Hundred Seventy-Seven Thousand One Hundred Sixty-Five and No/100 (\$180,177,165.00) Dollars, or so much thereof as may be necessary, is hereby appropriated to defray the expenses of the judiciary, including the Supreme Court, Courts of Appeal, the District Courts, the Criminal District Court of Orleans Parish, and of other courts.

B. The total amount herein appropriated is hereby allocated to provide as follows:

03-8170 SUPREME COURT

Program Description: *The Supreme Court has general supervisory jurisdiction over all lower courts. It may establish procedural and administrative rules not in conflict with law and may assign a sitting or retired judge to any court. The Supreme Court has sole authority to provide by rule for appointments of attorneys as temporary or ad hoc judges. It considers applications for writs to review individual cases, and has criminal and other appellate jurisdiction. The Supreme Court has exclusive original jurisdiction of disciplinary proceedings against lawyers, recommendations of the Judiciary Commission of Louisiana for the discipline of judges, and fact questions affecting its appellate jurisdiction. It has inherent authority to regulate the legal profession and to promulgate and update the Code of Judicial Conduct. The court also provides judicial training through the Judicial College and works to improve the administration of justice.*

Mission Statement: *The mission of the Supreme Court of Louisiana is to protect and promote the rule of law, to ensure public trust, to use public resources efficiently, to ensure the highest professional conduct, integrity, and competence of both the bench and the bar, and to ensure the proper administration and performance of all courts under its authority.*

Goal: To protect the rule of law.

Objective: To provide a reasonable opportunity for litigants to seek review in the Supreme Court of decisions made by lower tribunals.

General Performance Information:	2015	2016	2017
Total Filings	2,365	2,283	2,181
Total Appeals Filed	6	9	4
Total Writs Filed	2,172	2,092	1,997
Total Dispositions Rendered	2,486	2,142	2,039

Goal: To promote the rule of law.

Objective: To resolve cases in a timely manner.

General Performance Information:	2015	2016	2017
Percentage of noncriminal case applications acted on within Supreme Court standard of 120 days of filing	97.1%	94.1%	88%
Percentage of criminal case applications acted on within Supreme Court standard of 120 days of filing	36.1%	48.7%	34.9%
Percentage of pro se post conviction applications acted on within Supreme Court standard of 120 days of filing	3%	26%	20.8%
Percentage of bar disciplinary filings acted upon within Supreme Court standard of 120 days from filing	97%	93.6%	89.3%
Percentage of opinions rendered within Supreme Court standard of 84 days from argument	75.8%	66.7%	73.2%

Goal: To ensure the public trust.

Objective: To facilitate public access to Supreme Court decisions.

General Performance Information:	2015	2016	2017
Percentage of written opinions available to the public within 5 days of decision	100%	100%	100%

Objective: To inform the public of operations and activities.

General Performance Information:

	2015	2016	2017
Number of outreach programs	100	60	70
Number of media releases on court decisions	66	78	65
Number of media releases on other matters	17	24	18
Number of recipients of releases on court decisions	1,632	1,775	1,932
Number of recipients of releases on other matters	4,700	6,010	3,489

Objective: To ensure the highest professional conduct, integrity, and competence of the bench.

General Performance Information:

	2015	2016	2017
Average number of hours acquired through continuing legal education per judge	34.25	30.08	29.03
Number of complaints filed against judges and justices of the peace	529	545	533
Number of complaints against judges and justices of the peace resolved or disposed of in the calendar year	601	582	546

Objective: To ensure the highest professional conduct, integrity, and competence of the bar.

General Performance Information:

	2015	2016	2017
Average number of hours acquired through continuing legal education per lawyer	15.12	15.08	14.76
Number of complaints filed against lawyers	2,950	2,922	2,795
Number of complaints filed against lawyers resolved or disposed of in calendar year	3,046	2,673	3,096

Payable out of the State General Fund (Direct):

	<u>FY 18 EOB</u>	<u>FY 19</u>
01 Salaries of one (1) Chief Justice and six (6)Associate Justices of the Supreme Court, as provided by R.S. 13:102	\$ 1,125,252	\$ 1,154,936
02 Salaries and other expenses of the Supreme Court Proper and salary of the Crier of the Supreme Court	\$ 3,804,457	\$ 7,898,581
03 Expenses of Judicial Administrator's Office and of the Judiciary Commission provided for in Article V, Section 25 of the Constitution of Louisiana and under the provisions of R.S. 13:32 et seq.		
A. Expenses of Judicial Administrator's Office	\$ 4,519,857	\$ 4,809,236

Program Description: *The Judicial Administrator's Office assists the Supreme Court in the administration of the state court system. It staffs the Judicial Council and the Judiciary Commission of Louisiana. Through the Judicial Council, it performs studies and makes recommendations for the creation of new judgeships and for improving the administration of justice. The Judicial Administrator's Office provides payroll and other fiscal services to the Judiciary, including the administration of a judicial retirement system; support for the Supreme Court and Appellate Court human resource system; and support for judicial branch reporting obligations. The Judicial Administrator's Office also manages the ad hoc judgeship system, monitors cases under advisement, provides support for initiatives to ensure access to the courts for limited English proficiency individuals; provides outreach services to state and local courts, applies for and administers grants to improve judicial administration; and staffs the Committee on Judicial Ethics. The Judicial Administrator's office administers several programs, including the Supreme Court Drug Court / Specialty Court Office, the Louisiana Protective Order Registry, and CASA and FINS through the Division of Children and Families. The Judicial Administrator's office also provides staff support for the Louisiana Judicial College, and performs numerous legal services for the Supreme Court and the Judiciary.*

B. Expenses of Judiciary Commission	\$ 1,821,921	\$ 1,930,613
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Program Description: *The Judiciary Commission of Louisiana is a constitutional body established under Article V, Section 25 of the Constitution of 1974 to accept, screen, investigate, and prosecute complaints of judicial misconduct. As part of its authority, it may recommend to the Supreme Court the censure, suspension, removal from office, or involuntary retirement of any judge for ethical misconduct.*

C. Court Reporters; Statistical Reporting Systems	\$ 355,504	\$ 370,225
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D. Dues to National Center for State Courts	\$ 158,650	\$ 158,650
04 Louisiana Attorney Disciplinary Board, as per Louisiana Supreme Court Rule XIX	\$ 3,000	\$ 3,000
05 Compensation and expenses of retired judges assigned under Article V, Section 5(A) of the Constitution of Louisiana, be it more or less estimated at	\$ 1,070,364	\$ 1,510,646
06 Law Library of Louisiana for salaries, services, supplies, maintenance, repairs, and equipment	\$ 1,671,322	\$ 1,754,471

Program Description: *The Law Library of Louisiana serves the legal information needs of the state judiciary, and is open to members of the bar and public.*

07 Salaries and expenses of transferred judges assigned under Article V, Section 5(A) of the Constitution, be it more or less estimated as	\$ 86,663	\$ 86,663
08 Retirement pay for services rendered by justices and judges of all courts, as provided by R.S. 11:1358 and R.S. 13:103	\$ 1,365,669	\$ 894,459
09 Pensions for widows of justices and judges of all courts, as provided by R.S. 11:1371 and R.S. 11:1381, be it more or less estimated at	\$ 1,469,984	\$ 1,469,984
10 Judicial College	\$ 33,072	\$ 55,502

Program Description: *The Judicial College was established by order of the Supreme Court in 1976 to provide continuing legal education to Louisiana judges.*

11 State contribution to judicial retirement provided for in Article V, Section 23 of the Constitution and R.S. 11:551 et seq., be it more or less estimated at	\$ 18,155,129	\$ 18,595,302
12 Civil commitment matters as required by R.S. 28:54	\$ 143,424	\$ 243,075
13 Paul M. Hebert Law Center for expenses of storage of appellate court records	\$ 60,000	\$ 60,000
14 Funding for statewide operations of the Louisiana Protective Order Registry (R.S. 46:2136.2) under the Case Management Information System	\$ 1,048,254	\$ 1,048,254
15 Information Technology	\$ 1,054,733	\$ 1,096,238
16 Payable out of State General Funds for Operational expenses of the Families in Need of Services Program (FINS)	\$ 1,995,709	\$ 1,995,709

Program Description: *The mission of the FINS Assistance Program is to assist local FINS processes by developing and implementing a needs-based allocation formula; developing, implementing, and mandating the use of a uniform data system for tracking, managing, and reporting FINS informal cases; developing and mandating the use of programmatic standards; developing, implementing, and reporting performance indicators and measures; requiring and monitoring periodic fiscal reports and financial accountability; and, generally supervising and assisting local FINS processes in other ways.*

17 Louisiana Drug and Specialty Courts	\$ 9,755,000	\$ 9,755,000
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Program Description: *Louisiana Drug and Specialty Courts, such as Drug/DWI Treatment Courts, authorized in 1977 by R.S. 13:5301-5304, Reentry Courts, authorized in 2010 by R.S. 13:5401, Mental Health Courts, authorized in 2013 by R.S. 13:5353 - 5358, and Veterans Treatment Courts, authorized in 2014 by R.S. 13:5361 - 5368, are proven and effective alternatives to traditional criminal justice interventions. These programs provide integrated treatment for substance use and mental health disorders, including the appropriate use of sanctions and incentives along with case management, to place participants in need of services into appropriate community-based and judicially supervised rehabilitation programs. Clients are regularly tested and monitored for compliance with educational, employment, and treatment requirements pursuant to current best practices and the proven*

national model.

18 Court Appointed Special Advocates \$ 1,794,035 \$1,794,036

Program Description: The purpose of the CASA Assistance Program is to promote timely placement of children in need of care in permanent, safe and stable homes, in accordance with the provisions of Children's Code articles 424-426. Services are provided through local CASA programs which recruit, screen, train and supervise community advocates. Upon appointment by the trial judge, qualified advocates serve children by providing independent factual information to the judge, advocating for the best interest of the children, monitoring cases to which they have been assigned, and advising and assisting the judge in the determination of the best interest of the children involved.

TOTAL - GENERAL FUND (DIRECT) \$ 51,491,999 \$ 56,684,580

FY 18 EOB FY 19

19 Payable out of the State General Fund from Statutory Dedications, Judges' Supplemental Compensation Fund, R. S. 13:10.3, be it more or less estimated at \$ 6,223,724 \$ 6,223,724

Program Description: The Judges' Supplemental Compensation Fund was established by the Legislature in 1985 to fund salary supplements and salary-related expenses to judges and commissioners. The funding source is a non-refundable filing fee assessed on civil filings as provided in R.S. 13:10.3.

FY 18 EOB FY 19

20 Payable out of the State General Fund from Statutory Dedications, Trial Court Case Management Information Fund, for the Case Management Information System, Article 887 (F) of the Code of Criminal Procedure, be it more or less estimated at \$ 4,017,201 \$ 4,017,201

Program Description: The Case Management Information System (CMIS) was created by the Supreme Court in 1993 to provide a statewide information system for tracking and managing criminal, civil, juvenile, traffic, and appellate cases as well as protective orders. Data is received from courts statewide, transferred to the CMIS repository, and made available to courts and executive branch agencies. Additional information will also be available from the Department of Public Safety & Corrections. CMIS is funded from a court cost assessed on all criminal and traffic convictions as provided under C.Cr.P.887(F).

TOTAL - STATE GENERAL FUND BY STATUTORY DEDICATIONS \$ 10,240,925 \$ 10,240,925

TOTAL SUPREME COURT \$ 61,732,924 \$ 76,318,355

FY 18 EOB FY 19

21 Drug court maintenance and enhancement, payable out of the State General Fund through Interagency Transfers from the Department of Children and Family Services \$ 5,400,000 \$ 5,400,000

22 Court Appointed Special Advocates, payable out of the State General Fund through Interagency Transfers from the Department of Children and Family Services \$ 3,992,850 \$ 3,992,850

TOTAL - STATE GENERAL FUND THROUGH INTERAGENCY TRANSFERS \$ 9,392,850 \$ 9,392,850

03-8171 COURTS OF APPEAL

Program Description: The five courts of appeal, domiciled in Baton Rouge, Shreveport, Lake Charles, New Orleans, and Gretna, have supervisory jurisdiction over all cases arising within their respective circuits, subject to the general supervisory jurisdiction of the Supreme Court. Each court of appeal also has appellate jurisdiction over all civil matters, all matters appealed from family and juvenile courts, and all criminal cases triable by a jury which arise within its circuit, except for those cases appealable directly to the Supreme Court or to the district courts.

Mission Statement: The mission of the appellate courts of Louisiana is to provide meaningful access to all who seek review under the Courts' appellate and supervisory jurisdiction granted by the Louisiana Constitution while protecting and promoting the rule of law, preserving the public trust, and using public resources efficiently.

Goal: To protect the rule of law.

Objective: To provide a reasonable opportunity for multi-judge review of decisions made by lower tribunals.

General Performance Information:

2015 2016 2017

Total appeals filed 2,053 1,783 1,897

Total writs filed 4,048 3,670 3,420

Total dispositions rendered 5,019 4,761 4,439

Goal: To promote the rule of law.

Objective: To resolve cases expeditiously.

General Performance Information:

2015 2016 2017

Average number of days from lodging of the appeal to argument:

Time Standard = no more than 175 days.

Criminal cases 143 162 147

Civil Cases 147 155 162

Median number of days for all cases 146 158 159

Average number of days from argument to rendering of the opinion:

Time Standard = no more than 70 days.

Criminal cases 43 43 43

Civil cases 43 42 44

Median number of days for all cases 43 43 44

Goal: To preserve public trust.

Objective: To facilitate public access to the decisions of the courts of appeal.

General Performance Information:

2015 2016 2017

Percentage of written opinions available to the public within 5 days of decision 100% 100% 100%

Payable out of the State General Fund (Direct):

FY 18 EOB FY 19

01 Salaries of five (5) Chief Judges and forty-eight (48) Judges of the Courts of Appeal, R.S. 13:311 \$ 7,913,159 \$ 8,123,080

02 Salaries and expenses of operation and maintenance of the Court of appeal, First Circuit \$ 10,186,973 \$ 10,777,116

03 Salaries and expenses of operation and maintenance of the Court of appeal, Second Circuit \$ 5,707,610 \$ 6,013,644

04 Salaries and expenses of operation and maintenance of the Court of appeal, Third Circuit \$ 8,739,437 \$ 9,176,428

05 Salaries and expenses of operation and maintenance of the Court of Appeal, Fourth Circuit \$ 8,121,408 \$ 8,602,396

06 Salaries and expenses of operation and maintenance of the Court of Appeal, Fifth Circuit \$ 5,919,956 \$ 6,295,517

TOTAL COURTS OF APPEAL \$ 46,588,543 \$ 48,988,181

03-8172 DISTRICT COURTS

Program Description: There are forty-one district courts in Louisiana that have general jurisdiction over all matters within their territorial limits, except in those judicial districts (the 1st, the 19th, and the 24th Judicial Districts) where family and juvenile courts have exclusive jurisdiction over certain types of cases and except in Orleans Parish where there are separate courts exercising civil, criminal, and juvenile jurisdictions. In certain cases, the forty-one general jurisdiction courts have concurrent jurisdiction with justices of the peace and parish courts. The district courts generally have appellate jurisdiction of criminal cases tried by city, parish, municipal, traffic, and mayors' courts, except in certain cases. The district courts also have appellate jurisdiction over justices of the peace in parishes where no parish courts exist. The Civil District Court of Orleans Parish has jurisdiction of all civil cases in that parish. The Criminal District Court of Orleans Parish has jurisdiction over all criminal cases in the parish. It also has general supervisory jurisdiction over the municipal and traffic court in Orleans Parish. The Family Court of East Baton Rouge Parish has exclusive jurisdiction of many domestic cases in the parish. The four juvenile courts located in Caddo, East Baton Rouge, Jefferson, and Orleans parishes have exclusive jurisdiction of juvenile cases in their respective parishes.

Mission Statement: The mission of the trial courts of Louisiana is to provide access to justice, to meet all responsibilities in a timely and expeditious manner, to provide equality, fairness, and integrity in their proceedings, to maintain judicial independence and accountability, and to reach a fair and just result by adherence to the procedural and substantive law, thereby instilling trust and confidence in the public.

Goal: To establish a more open and accessible system of justice.

Objective: To encourage responsible parties to make court facilities safe, accessible, and convenient.

General Performance Information:

	2015	2016	2017
Percentage of surveyed district court chief judges indicating actions taken in FY 2016-2017 to improve compliance withthe Americans with Disabilities Act (ADA)	93.8%	81.3%	83.3%

Objective: To encourage all responsible public bodies and public officers to make the costs of access to the trial court’s proceedings and records - whether measured in terms of money, time, or the procedures that must be followed - reasonable, fair, and affordable.

General Performance Information:

	2015	2016	2017
Percentage of surveyed district court chief judges indicating actions taken in FY 2016-2017 to assist self-represented litigants	97.9%	85.4%	85.4%

Goal: To meet all responsibilities to everyone affected by the court and its activities in a timely and expeditious manner.

Objective: To encourage timely case management and processing.

General Performance Information:

	2015	2016	2017
Number of parishes reporting criminal disposition data to CMIS	64	64	64
Percentage of parishes reporting criminal disposition data to CMIS	100%	100%	100%

	2015	2016	2017
Percentage of surveyed district court chief judges indicating that their courts had taken steps within FY 2016-2017 to reduce delays and improve the timeliness of case processing	97.9%	87.5%	93.8%

Objective: To enhance jury service.

General Performance Information:

	2015	2016	2017
Percentage of surveyed district court chief judges indicating that their court had taken steps within FY 2016-2017 to make jury service more convenient or effective	100%	90.7%	92.9%

Goal: To provide due process and equal protection of the law to all who have business before the court; and to demonstrate integrity in all procedures and decisions.

Objective: To recognize new conditions or emerging events and to adjust court operations as necessary.

General Performance Information:

	2015	2016	2017
Percentage of surveyed district court chief judges indicating actions taken in FY 2016-2017 to improve employee training and development	87.5%	85.4%	87.5%
Percentage of surveyed district court chief judges indicating actions taken in FY 2016-2017 to install or implement technologies	100%	91.7%	95.8%

Goal: To maintain judicial independence, while observing the principle of comity in its governmental relations and accountability to the public.

Objective: To inform the community of the court’s structure and function.

General Performance Information:

	2015	2016	2017
Percentage of surveyed district court chief judges indicating that their courts regularly provided public education and public outreach services in FY 2016-2017	97.9%	87.5%	91.7%

Payable out of the State General Fund (Direct):		FY 18 EOB	FY 19
01	Salaries of one hundred ninety-one (191) District Judges as provided by R.S. 13:691	\$ 27,187,585	\$ 27,913,116
02	Office and travel expenses of District Judges as provided by R.S. 13:698 and R.S. 13:694, respectively	\$ 1,285,250	\$ 1,285,250
03	Salaries of fourteen (14) Judges of Civil District Court, Orleans Parish,		

	as provided by R.S. 13:691	\$ 1,992,807	\$ 2,045,988
04	Expenses of Judges of Civil District Court, Parish of Orleans, for salaries of stenographers, clerks, law books, stationery, telephone, and like expenses as provided by R.S. 13:698	\$ 80,500	\$ 80,500
05	Salaries of two (2) Court Reporters of the Twentieth Judicial District Court, including retirement contributions, as provided by R.S. 13:966.1	\$ 114,514	\$ 115,348
06	Clerk of Civil District Court, Orleans Parish, as provided by R.S. 13:1212(A)	\$ 10,000	\$ 10,000
07	State share of Group, Workers’ Compensation, General Liability, and Property Insurance Premiums as provided by R.S.42:851	\$ 6,834,271	\$ 7,018,364
08	Salaries of two (2) commissioners of the Nineteenth Judicial District and one (1) commissioner of the Fifteenth Judicial District as provided by R.S. 13:712 and R.S. 13:715, respectively	\$ 569,959	\$ 584,251
09	Office expenses for the Judicial Expense Fund of the Nineteenth Judicial District Court as provided by R.S. 13:711-713	\$ 354,707	\$ 401,401
10	Office expenses for the Judicial Expense Fund of the Fifteenth Judicial District Court as provided by R.S. 13:714-716	\$ 221,305	\$ 313,594
11	Law Clerk, Twentieth Judicial District Court as provided by Act 747 of 1977	\$ 49,311	\$ 49,311
12	For the expenses of the Judicial Expense Fund, Tenth Judicial District Court as provided by Act 57 of 2006	\$ 35,000	\$ 35,000
SUBTOTAL		\$ 38,735,209	\$ 39,852,123

13 Criminal Court - Parish of Orleans

Program Description: *The Criminal District Court for the Parish of Orleans has exclusive jurisdiction of the trial and punishment of all crimes, misdemeanors, and offenses committed within the parish of Orleans, if the jurisdiction is not vested by law in some other court. The court, through its magistrate and with assistance from its commissioners, has the power of committing magistrates in all felony charges and the power to hold preliminary examinations, with authority to bail or discharge, or to hold for trial, in all cases before the court. The court has appellate jurisdiction of all cases tried before the Municipal and Traffic Court of New Orleans and has general supervisory jurisdiction over these courts.*

A.	Salaries of thirteen (13) District Judges of Criminal Court, Orleans Parish as provided by R.S. 13:691	\$ 1,850,465	\$ 1,899,846
B.	Office expenses of Judges of Criminal Court, Orleans Parish as Provided by R.S. 13:698	\$ 74,750	\$ 74,750
C.	State’s share of group insurance for personnel of Criminal Court as provided by R.S. 42:851	\$ 698,422	\$ 714,162
D.	Salaries of thirteen (13) minute clerks as provided by R.S. 13:1373.1	\$ 288,064	\$ 288,064
E.	Salaries of twenty-six (26) court reporters as provided by R.S. 13:1373.1	\$ 449,821	\$ 449,821
F.	Salaries of four (4) commissioners of Criminal Court, Orleans Parish, including related benefits as provided by R.S. 13:1347	\$ 503,587	\$ 512,065
G.	Office and travel expenses of commissioners as provided by R.S. 13:1347	\$ 7,950	\$ 10,600

D. For Fiscal Year 2018-2019, any surpluses occurring in the appropriations made in this Act may be transferred from one agency or line-item to another during the fiscal year in accordance with the rules of the Judicial Budgetary Control Board, or as approved by the Supreme Court.

E. The adjustment to be made in the salaries of judicial employees and the number of authorized positions of the judiciary shall be as decided by the judicial agency affected, subject to the approval of the Judicial Budgetary Control Board or as approved by the Supreme Court.

F. The program descriptions, general performance information and indicators, objectives, goals, and mission statements contained in this Act are not part of the law and are not enacted into law by virtue of their inclusion in this Act. The missions, goals, and objectives contained in the Act are derived from performance standards established by Section 10 of Part G, General Administrative Rules of the Supreme Court of Louisiana.

G. The inclusion in this Act of staff salaries and benefits for lower court or other judicial branch agency employees shall not be deemed to create or impose any obligation upon the State of Louisiana Judicial Branch, the Supreme Court of Louisiana, the Judicial Budgetary Control Board, or the Supreme Court Judicial Administrator's Office relative to the administration of pay, retirement or other benefits to any such employees. Accordingly, the State of Louisiana Judicial Branch, the Supreme Court of Louisiana, the Judicial Budgetary Control Board, and the Supreme Court Judicial Administrator's Office are not to be considered the "employer" or "employing agency" of lower court or other judicial agency employees whose staff salaries and other benefits are included in this Act.

Section 4. Appropriations contained in this Section of this Act shall become effective upon enactment of certain revenue measures introduced in the 2018 Second Extraordinary Session of the Legislature, and incorporated into the Fiscal Year 2018-2019 official forecast of the Revenue Estimating Conference. The sum of Forty-Six Million Four Hundred Forty-Five Thousand One Hundred Thirty-Eight and No/100 (\$46,445,138) Dollars is hereby appropriated out of the state general fund to defray the expenses of the judiciary, including the Supreme Court, Courts of Appeal, the District Courts, the Criminal District Court of Orleans Parish, and of other courts.

Section 5. This Act shall become effective on July 1, 2018; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2018, or on the day following such approval by the legislature, whichever is later.

Approved by the Governor, May 29, 2018.

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 79

HOUSE BILL NO. 751 BY REPRESENTATIVE BARRAS AN ACT

To appropriate funds for Fiscal Year 2018-2019 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; to provide for the salary, expenses, and allowances of members, officers, staff, and agencies of the Legislature; to provide with respect to the appropriations and allocations herein made; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. The sum of Seventy-Three Million Four Hundred Thirty-One Thousand Eight Hundred Twenty-Six and No/100 (\$73,431,826.00) Dollars, or so much thereof as may be necessary, is hereby appropriated out of the state general fund and the sum of Twenty-Two Million Nine Hundred Eighty-Nine Thousand Two Hundred Thirty and No/100 (\$22,989,230.00) Dollars is hereby appropriated out of self-generated funds to defray the expenses of the legislature, including the House of Representatives and the Senate, the staffs of the House of Representatives and of the Senate, the Legislative Auditor, the Legislative Fiscal Office, the Legislative Budgetary Control Council, and the Louisiana State Law Institute.

Section 2.(A)(1) Out of the total amount herein appropriated from the state general fund, Fifty Million Seven Hundred Sixty-Two Thousand Seven Hundred Ninety-Eight and No/100 (\$50,762,798.00) Dollars is hereby allocated to provide the salary and allowances of members, officers, and staff of the House of Representatives, and the salary and allowances for the speaker of the House of Representatives and for expenses of his office, including reimbursement for actual expenses as presiding officer and for his service to or for the benefit of the House of Representatives, the legislature, the legislative branch of government, or the state, as determined by the speaker, and to provide the salary and allowances of members, officers, and staff of the Senate, and the salary and allowances for the president of the Senate and for expenses of his office, including reimbursement for actual expenses as presiding officer and for his service to or for the benefit of the Senate, the legislature, the legislative branch of government, or the state, as determined by the president of the Senate. These funds also shall be used to pay mileage and per diem of the members of the legislature and mileage and per diem expenses of committees; salaries and/or expense allowances of officers and employees of the legislature; costs of renovations, maintenance, repairs, and necessary additions to the House and/or Senate chambers and other legislative rooms; audio-visual systems, information networks, technological enhancements, and technical support; printing the bills, journals, and calendars; computer equipment and services; library services; provision of accessibility services for persons with disabilities during sessions of the legislature and during the interim; and for all other expenses of the legislature. Notwithstanding any other provision of the law to the contrary, any and all monies paid to an employee of the legislature shall be used to determine full-time status and for the eligibility and calculation of all benefits, including, but not limited to, retirement and insurance. This provision shall be remedial in nature and shall not eliminate or reduce any current benefits of a legislative employee. In addition to the amounts and limitations provided in R.S. 24:31.5, these funds shall also be used to provide an additional two hundred seventy-five dollars per month to the total amount available to each

legislator for the salary of his legislative assistants which shall be obtained and disbursed as hereinafter provided.

(2) Notwithstanding the provisions of R.S. 24:31.5, any legislative assistant employed on or before December 1, 2007, may retain the salary they were earning on December 1, 2007.

(B) Of the sum above allocated to the two houses of the legislature, Twenty-Eight Million Nine Hundred Ninety-Eight Thousand Three Hundred and No/100 (\$28,998,300.00) Dollars is hereby set aside and allocated for the use of the House of Representatives and Twenty-One Million Seven Hundred Sixty-Four Thousand Four Hundred Ninety-Eight and No/100 (\$21,764,498.00) Dollars for the use of the Senate.

(C) The presiding officer of each house shall warrant on the state treasurer in favor of the House of Representatives or the Senate, as the case may be, for the allocation herein provided, or for so much thereof as may be necessary. The aforesaid warrants shall be paid out of the state general fund, and the state treasurer shall pay said warrants by preference over all other warrants, except warrants for the salaries of constitutional officers of the state, which shall be concurrent with the warrants provided for by this Act.

(D)(1) The funds drawn as provided herein shall be deposited in the name of the House of Representatives or the Senate, as the case may be, in an approved bank located in this state selected by the presiding officer of each house. Payment of per diem and mileage, salaries of the members, officers, and employees, and other expenses of the legislature shall be made by individual check, payable to the person or firm entitled thereto, signed by the presiding officer of the House of Representatives as to disbursements by the House, and as to disbursements by the Senate, signed by the president of the Senate. Facsimile or electronic signatures may be used; such payment also may be made by electronic funds transfer through the automated clearing house and deposited into the account of the person or firm entitled to such payment.

(2) Copies of legislative documents of the Senate and the House shall be provided at fees according to policy and schedules adopted by the secretary of the Senate and clerk of the House, jointly, and approved by the president of the Senate and the speaker of the House, jointly. Funds derived from the sale of legislative documents of the Senate and the House during legislative sessions shall be used to offset the cost of printing the journals and calendars.

(3) The legislature is hereby expressly authorized to receive and expend any monies received as a result of any grants or donations or other forms of assistance as provided for in Article VII, Section 9(A)(1) of the Louisiana Constitution of 1974.

(E) Any portion of the funds herein allocated to the two houses, any portion of the funds previously appropriated or interest earnings on such appropriations and any self-generated revenues that are not required for the expenses of the 2018 Regular Session of the Legislature, including printing and all expenses in connection therewith, are hereby appropriated and may be used to pay the mileage, per diem, expenses of committees, and any other expenses of the legislature during the 2018-2019 Fiscal Year; however, all funds remaining unexpended and/or unencumbered shall be returnable to the state general fund on or before October 1, 2019.

Section 3.(A) The sum of Ten Million Ninety-Three Thousand Eight Hundred Thirty-Eight and No/100 (\$10,093,838.00) Dollars is hereby allocated out of the total appropriation from the state general fund made in Section 1 of this Act to the legislative auditor, to pay the expenses of his office, including the salaries and expenses of his employees, the costs of equipment, and all other expenses incurred by that office in connection with the operation thereof during the 2018-2019 Fiscal Year.

(B)(1) The sum of Three Hundred Fifty Thousand and No/100 (\$350,000.00) Dollars is hereby appropriated, payable from the state general fund, to establish an agency working capital fund to be known as the Legislative Auditor Ancillary Enterprise Fund. Of the funds available in the ancillary enterprise fund, the sum of Twenty-Two Million Nine Hundred Eighty-Nine Thousand Two Hundred Thirty and No/100 (\$22,989,230.00) Dollars is authorized to be used by the legislative auditor, in addition to the amount allocated in Section 3.(A) hereof, to pay the expenses of his office, including the salaries and expenses of his employees, the costs of equipment, and all other expenses incurred by that office in connection with the operations thereof during the 2018-2019 Fiscal Year.

(2) The legislative auditor, in addition to the authority contained in R.S. 24:517.1, shall be authorized to receive reimbursement of actual expenses of audits performed on federally funded programs, both direct and indirect, and regulatory boards funded primarily from fees and self-generated revenues and self-supported enterprise functions for the purpose of generating revenue to pay expenses as provided in Section 3.(B)(1) of this Act. Reimbursement for audits performed on federally funded programs shall be limited to reimbursement authorized by federal laws and regulations.

(3) Notwithstanding any provision of the law to the contrary, including the General Appropriation Act, in addition to the authority contained in R.S. 24:517.1 and 517.3, the legislative auditor is authorized to allocate and collect from each auditee included in the state's Comprehensive Annual Financial Report, exclusive of those auditees audited by independent certified public accountants, such amounts as may be reasonably necessary to compensate the legislative auditor for services rendered and costs incurred in connection with the audit of each auditee. In the collection of such amounts, the legislative auditor shall, on or after the first day of July of each year, notify and warrant, without any other approval, the state treasurer of the amount allocated to each auditee. The state treasurer, upon receipt of said notice and warrant, shall transfer forthwith the amounts allocated to each auditee from monies accruing or available to the auditee to the Legislative Auditor Ancillary Enterprise Fund. Notwithstanding the foregoing, the sum of all amounts allocated to all such auditees shall not exceed the amount appropriated to the legislative auditor from the Legislative Auditor Ancillary Enterprise Fund in accordance with Section 3.(B)(1) herein.

(C) In the conduct of such functions all receipts of self-generated revenues shall be deposited in the state treasury to the credit of the Legislative Auditor Ancillary Enterprise Fund and disbursements made by the state treasurer to the extent of the amounts deposited to the credit of such fund in accordance with provisions of law governing expenditures. All monies from self-generated revenue of the legislative auditor's office shall be paid to the Legislative Auditor Ancillary Enterprise Fund and shall be deemed to be available for expenditure in the amount herein appropriated, and any increase in self-generated revenue over the amount herein appropriated shall be available for expenditure by the legislative auditor only on approval by the co-chairmen of the Legislative Budgetary Control Council.

(D) The legislative auditor shall warrant on the state treasurer for the monies allocated by this Section, and the warrant shall be paid by the state treasurer out of the state general fund.

The funds so drawn shall be disbursed only in accordance with budgeted amounts provided herein and such amendments as may be approved by the Legislative Budgetary Control Council.

(E) In addition to any portion of the funds herein allocated in this Section to the legislative auditor, any portion of the funds previously appropriated to the legislative auditor, and all other revenue and funds of the legislative auditor, or interest earnings, are hereby appropriated and may be used to defray the expenses of the legislative auditor. These funds shall be subject to warrant by the legislative auditor on the state treasurer, in an amount not to exceed the total balance remaining at the end of the previous fiscal year; however, all funds remaining unexpended and/or unencumbered shall be returnable to the state general fund on or before October 1, 2019.

Section 4.(A) The sum of Two Million Eight Hundred Eighty-Six Thousand Six Hundred Sixty-Four and No/100 (\$2,886,664.00) Dollars is hereby allocated out of the total appropriation from the state general fund made in Section 1 of this Act to the Joint Legislative Committee on the Budget, to be used solely for the operations of the Legislative Fiscal Office and in particular to pay the expenses thereof, including the salaries and expenses of its employees, the cost of equipment, and all other expenses incurred by said office in connection with the operation thereof during the 2018-2019 Fiscal Year. The operations and functions of the Legislative Fiscal Office shall be under the direction and supervision of the Joint Legislative Committee on the Budget. Any contracts for consultant services shall be approved by the Legislative Budgetary Control Council and the Joint Legislative Committee on the Budget.

(B) The legislative fiscal officer shall warrant on the state treasurer for the allocation provided by this Section, and the warrant shall be paid by the state treasurer out of the state general fund. The funds so drawn shall be disbursed only in accordance with a budget approved by the Joint Legislative Committee on the Budget and the Legislative Budgetary Control Council.

(C) Any portion of the funds herein allocated to the Legislative Fiscal Office, any portion of the funds previously appropriated or interest earnings on such appropriations and any self-generated revenues that are not required for the expenses of the 2018 Regular Session of the Legislature, including printing and all expenses in connection therewith, are hereby appropriated and may be used to pay expenses of the Legislative Fiscal Office during the 2018-2019 Fiscal Year; however, all funds remaining unexpended and/or unencumbered shall be returnable to the state general fund on or before October 1, 2019.

Section 5.(A) The sum of One Million One Hundred Thirty-One Thousand Four Hundred One and No/100 (\$1,131,401.00) Dollars is hereby allocated out of the total appropriation from the state general fund made in Section 1 of this Act to the Louisiana State Law Institute, to pay the expenses thereof, including the salaries and expenses of its employees, the cost of equipment, and all other expenses incurred by said office in connection with the operation thereof during the 2018-2019 Fiscal Year.

(B) The executive director of the Louisiana State Law Institute shall warrant on the state treasurer for the allocation provided by this Section, and the warrant shall be paid by the state treasurer out of the state general fund. The funds so drawn shall be disbursed only in accordance with a budget approved by the Legislative Budgetary Control Council and subject to the budgetary control of said council.

(C) Any portion of the funds herein allocated to the Louisiana State Law Institute, any portion of the funds previously appropriated or interest earnings on such appropriations and any self-generated revenues may be used to pay expenses of the Louisiana State Law Institute during the 2018-2019 Fiscal Year; however, all funds remaining unexpended and/or unencumbered shall be returnable to the state general fund on or before October 1, 2019.

Section 6.(A) The sum of Eight Million Five Hundred Fifty-Seven Thousand One Hundred Twenty-Five and No/100 (\$8,557,125.00) Dollars is hereby allocated out of the total appropriation from the state general fund made in Section 1 of this Act and the balance on July 2, 2018 of the fund created pursuant to Section 13 of Act 513 of the 2008 Regular Session is hereby appropriated to the Legislative Budgetary Control Council, all of which may be used to pay the expenses thereof, including salaries and expenses of certain legislative employees, expenses of the Huey P. Long Memorial Law Library, the David R. Poynter Legislative Research Library, contracts for professional services, mileage and per diem expenses of the interim activities of joint legislative committees created by statute or by the presiding officers of the Senate and the House of Representatives to which no specific allocation of funds is made in this Act, as approved by the council or, jointly, by the co-chairmen of the council, the cost of construction, maintenance, repair, improvements, renovations, and access to the capitol building, capitol annex building, building for legislative use, pentagon courts, and arsenal building, and adjacent grounds, and purchase, maintenance, and repair of furniture and equipment, audio-visual systems, security systems, information networks, technological enhancements, technical support, and computer equipment and services, as jointly approved by the president of the Senate and the speaker of the House of Representatives, the cost of equipment, dues to legislative associations, to pay costs to maintain actuarial integrity of the state retirement system affected by the inclusion of certain legislative employees, and all other expenses incurred by said council in connection with the operation thereof during the 2018-2019 Fiscal Year.

(B) The co-chairmen of the Legislative Budgetary Control Council shall jointly warrant on the state treasurer for the monies appropriated and allocated by this Section, and the state treasurer shall pay their warrants by preference over all other warrants, except warrants for the salaries of constitutional officers of the state, which shall be concurrent with warrants provided for by this Act.

(C) The funds drawn as provided herein shall be deposited in the name of the Legislative Budgetary Control Council in an approved bank located in this state selected by the presiding co-chairmen of the council. Payment of per diem and mileage, salaries of the officers and employees, and other expenses of the Legislative Budgetary Control Council shall be made by individual check, payable to the person or firm entitled thereto, signed by the presiding co-chairmen of the council. Facsimile signatures may be used; such payment also may be made by electronic funds transfer through the automated clearing house and deposited into the account of the person or firm entitled to such payment.

(D) Any portion of the funds herein allocated to the Legislative Budgetary Control Council, any portion of the funds previously appropriated, or interest earnings on any such appropriations, and self-generated revenues are hereby appropriated and may be used to pay any expenses of the Legislative Budgetary Control Council during the 2018-2019 Fiscal Year;

however, all funds remaining unexpended and/or unencumbered shall be returnable to the state general fund on or before October 1, 2019.

Section 7. The appropriations, and the allocations of such appropriations, from the State General Fund (Direct) contained in Section 1 of this Act shall be reduced by a total amount of Twenty-Eight Million Four Hundred Fifty-Eight Thousand Ninety Dollars and No/100 (\$28,458,090.00) Dollars, pursuant to a plan adopted by the Legislative Budgetary Control Council.

Section 8. In accordance with R.S. 39:51(D), a comparative statement of the existing operating budget for FY 2017-2018 and the appropriation for FY 2018-2019 from the state general fund is as follows:

Entity	FY 2017-2018 (Act 78 of 2017)	FY 2018-2019
House of Representatives	\$28,998,300	\$28,998,300
Senate	\$21,764,498	\$21,764,498
Legislative Auditor	\$10,093,838	\$10,093,838
Legislative Fiscal Office	\$2,886,664	\$2,886,664
La. State Law Institute	\$1,131,401	\$1,131,401
Legislative Budgetary Control Council	\$8,557,125	\$8,557,125
Total state general fund	\$73,431,826	\$73,431,826

The Legislative Auditor for FY 2017-2018 was appropriated self-generated funds in the amount of \$22,373,567 and for FY 2018-2019 is appropriated self-generated funds in the amount of \$22,989,230. The Legislative Budgetary Control Council for FY 2017-2018 was appropriated the balance of the technology fund on July 2, 2017 and for FY 2018-2019 is appropriated the balance on July 2, 2018 of said fund. The FY 2017-2018 appropriations for the Legislature and the legislative service agencies from the State General Fund (Direct) were reduced by \$10,958,870 and the allocation of said reduction was implemented pursuant to a plan adopted by the Legislative Budgetary Control Council.

Section 9. Appropriations contained in this Section of this Act shall become effective upon enactment of certain revenue measures introduced in the 2018 Second Extraordinary Session of the Legislature, and incorporated into the Fiscal Year 2018-2019 official forecast of the Revenue Estimating Conference. The sum of Seventeen Million Four Hundred Ninety-Nine Thousand Two Hundred Twenty and No/100 (\$17,499,220.00) Dollars is hereby appropriated out of the state general fund as restoration of funds to defray the expenses of the legislature, including the House of Representatives and the Senate, the Legislative Auditor, the Legislative Fiscal Office, the Legislative Budgetary Control Council, and the Louisiana State Law Institute.

Section 10. This Act shall become effective on July 1, 2018; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2018, or on the day following such approval by the legislature, whichever is later.

Approved by the Governor, May 29, 2018.

A true copy:
R. Kyle Ardoin
Secretary of State

ACT No. 698

HOUSE BILL NO. 784

BY REPRESENTATIVES MCFARLAND, BISHOP, AND REYNOLDS
AN ACT

To amend and reenact R.S. 34:851.20(A)(1) and 851.32 and R.S. 56:10.1(C), relative to motorboats and sailboats; to provide for boat registration and numbering; to provide for fees; to provide for the dedication of revenue; to provide for the Aquatic Plant Control Fund; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 34:851.20(A)(1) and 851.32 are hereby amended and reenacted to read as follows:

- §851.20. Identification number
- A.(1) The owner of each motorboat or sailboat requiring numbering by this state shall file an application for number with the Department of Wildlife and Fisheries on forms approved by it. The application shall be signed by the owner of the motorboat or sailboat and shall be accompanied by a the appropriate fee as follows:
- (a) For a boat ~~which that~~ is fourteen feet or less in length, the fee shall be twenty dollars.
- (b) For a boat ~~which that~~ is more than fourteen feet and less than eighteen feet in length, the fee shall be twenty-five dollars.
- (c) For a boat ~~which that~~ is eighteen feet in length or greater, the fee shall be thirty dollars plus an additional two dollars for each foot or portion of a foot in length greater than eighteen feet.
- (d) Beginning January 1, 2019, through December 31, 2023, inclusive of both dates, in addition to the fee otherwise required by this Paragraph, a fee of nine dollars shall accompany any application or renewal for numbering a motorboat or sailboat.
- * * *

- §851.32. Disposition of funds
- A.(1) Funds accruing to the state of Louisiana from registration fees paid by owners of motorboats and sailboats shall be paid into the state treasury and shall be credited to the Bond Security and Redemption Fund. Out of the funds remaining in the Bond Security and Redemption Fund, after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall, prior to placing such remaining funds in the State General Fund, pay into the Conservation Fund of the Louisiana Wildlife and Fisheries Commission an amount equal to the total amount, less the amounts provided in Paragraph (2) of this Subsection, of the sums recovered as registration fees in R.S. 34:851.20 and R.S. 34:851.23 of this Part for the purpose of administering and enforcing the provisions of this Part or for such other purposes as may be determined by said commission.
- (2) The treasurer shall pay an amount equal to nine dollars of every fee collected for

registering a motorboat and sailboat pursuant to R.S. 34:851.20(A)(1)(d) into the Aquatic Plant Control Fund created by R.S. 56:10.1.

B. The revenues derived from the registration fees paid into the Conservation Fund shall be made available for the purpose of providing the necessary additional funds for the administration and enforcement of the provisions of this Part or for such other purposes as may be determined by the Louisiana Wildlife and Fisheries Commission.

Section 2. R.S. 56:10.1(C) is hereby amended and reenacted to read as follows:

§10.1. Aquatic Plant Control Fund; creation; uses
* * *

C. Subject to an annual appropriation by the legislature, the monies in the Aquatic Plant Control Fund shall be used solely by the office of fisheries, Department of Wildlife and Fisheries, to fund the aquatic plant control program and to fund cooperative research and public education efforts by the Department of Wildlife and Fisheries and the Louisiana State University Agricultural Center relative to aquatic weed control and eradication and aquatic invasive species control and eradication. An amount not to exceed fifteen percent of the annual appropriation shall be used to fund research and public education efforts relative to aquatic weed control and eradication by the Louisiana State University Agricultural Center. The funds appropriated pursuant to the provisions of this Section shall be in addition to any other amounts appropriated by the legislature.

Approved by the Governor, May 30, 2018.

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 699

HOUSE BILL NO. 803
BY REPRESENTATIVE ARMES
AN ACT

To amend and reenact R.S. 17:493.1(A)(1)(a), relative to school bus operators; to require public school boards to notify certain operators of route vacancies by mail; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 17:493.1(A)(1)(a) is hereby amended and reenacted to read as follows:

§493.1. Filling route vacancies

A.(1)(a) Whenever a school bus operator is needed to drive a new route or a route vacated by a previous operator, the school bus operator who is tenured and has acquired the greatest seniority shall be offered the opportunity to and may change from driving his route to the vacant route before another operator is selected. The city, parish, or other local public school board shall notify such school bus operator of the route vacancy by mail to his residence.
* * *

Approved by the Governor, May 30, 2018.

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 700

HOUSE BILL NO. 812
BY REPRESENTATIVE LEOPOLD
AN ACT

To amend and reenact R.S. 56:578.2(A)(1) and (C), relative to the Louisiana Seafood Promotion and Marketing Board; to add new members to that board; to provide for what constitutes a quorum; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 56:578.2(A)(1) and (C) are hereby amended and reenacted to read as follows:
§578.2. Louisiana Seafood Promotion and Marketing Board; creation and organization

A.(1)(a) There is hereby created in the Department of Culture, Recreation and Tourism the Louisiana Seafood Promotion and Marketing Board. The agency shall have its domicile in Baton Rouge and shall be governed by a board of trustees composed of fourteen eighteen members; ~~thirteen~~ Thirteen members shall be appointed by the lieutenant governor from persons engaged in the commercial seafood, crawfish, and alligator industry in Louisiana as provided in Paragraph (2) of this Subsection.

~~(b) and the fourteenth member to~~ There shall be the five members who shall serve as ex officio nonvoting members as follows:

~~(i) The secretary of the Department of Culture, Recreation and Tourism or his designated representative, who shall serve as an ex officio nonvoting member.~~

~~(ii) The secretary of the Department of Wildlife and Fisheries or his designated representative from the department staff.~~

~~(iii) The director of Louisiana Sea Grant or his designated representative from the Sea Grant staff.~~

~~(iv) The commissioner of agriculture or his designated representative from the staff of the Department of Agriculture and Forestry.~~

~~(v) The president of the Louisiana Farm Bureau Federation or his designated representative.~~
* * *

C. The presence of eight seven members of the board shall constitute a quorum for the transaction of all business and the carrying out of duties of the board. Each member shall take and subscribe to the oath of office prescribed for state officers. The members of the board shall serve without compensation; however, the members may receive the same reimbursement for travel expenses for attending meetings as is allowed for state employee travel.
* * *

Approved by the Governor, May 30, 2018.

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 701

HOUSE BILL NO. 817
BY REPRESENTATIVE JAMES
AN ACT

To enact R.S. 15:827(A)(8), relative to the Department of Public Safety and Corrections; to provide for the collection of data and information relative to inmates participating in any program that offers the inmate compensation for services or work performed, on-the-job training, or industry certification; to require the Department of Public Safety and Corrections to annually report the information and data collected to the legislature; to provide for the information to be collected and reported; to authorize the department to adopt any rules or regulations necessary to establish the system for collecting and reporting the information and data; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 15:827(A)(8) is hereby enacted to read as follows:

§827. Duties of Department of Public Safety and Corrections

A. In addition to other duties imposed upon the department it shall be the duty of the department to:

* * *

(8)(a) Establish a system to collect information and data on inmates participating in any program that offers the inmate compensation for services or work performed, on-the-job training, or industry certification, including but not limited to information and data for all of the following: inmates assigned to Prison Enterprises' industrial, agricultural, service, or other programs; inmates who are Certified Academic Tutors and Certified Vocational Tutors; inmates assigned to a certified Private Sector/Prison Industry Enhancement program; inmates participating in a work release program established and administered by a sheriff; inmates participating in the work release program established and administered by the Department of Public Safety and Corrections; and inmates participating in a program established and administered pursuant to the Reentry Advisory Council and Offender Rehabilitation Workforce Development Act.

(b) The department shall annually report to the legislature, by July first of each year, the information and data collected pursuant to Subparagraph (a) of this Paragraph.

(c) The information and data collected and reported pursuant to this Paragraph shall include but not be limited to the following: the number of inmates participating in each program, the rate of compensation and the amount of each inmate's wages, the amount deducted from the wages of each inmate, the maximum number of inmates that can participate in each program, the number of inmates that receive industry certification or credentials for participating in a program, and the cost of obtaining training or certification by the inmate. The information shall also include the amount of funds deposited into and disbursed from the Department of Public Safety and Corrections, Prison Enterprises Fund.

(d) The department may adopt any regulation or rule necessary to implement the provisions of this Paragraph. Any rule adopted pursuant to the provisions of this Subparagraph shall be promulgated in accordance with the Administrative Procedure Act.
* * *

Approved by the Governor, May 30, 2018.

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 702

HOUSE BILL NO. 821
BY REPRESENTATIVES REYNOLDS, BAGLEY, COX,
HENSGENS, HOFFMANN, HORTON, LEBAS, AND POPE
AN ACT

To amend and reenact R.S. 40:1157.3(A), (B), (C), and (F), relative to procedures for human immunodeficiency virus testing; to provide for an exception to obtaining informed consent in testing for human immunodeficiency virus and other infectious agents; to provide for the duties of the hospital infection control committee; to provide for the duties of the infectious disease control officer; to provide for definitions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:1157.3(A), (B), (C), and (F) are hereby amended and reenacted to read as follows:

§1157.3. Exception to obtaining informed consent; human immunodeficiency virus or other infectious agents

A. Notwithstanding the provisions of R.S. 40:1157.1 or any other law to the contrary, whenever it is determined by the hospital infection control committee or equivalent body that an agent or employee of a hospital, or a physician having privileges at the hospital has been exposed to the blood or bodily fluids of a patient, in such a manner as to create any risk that the agent, employee, or physician may become infected with the human immunodeficiency virus or other infectious agent if the patient is infected with the human immunodeficiency virus or other infectious agent, in accordance with the infectious disease exposure guidelines of the Centers for Disease Control or the infectious disease exposure standards of the health care facility where the exposure occurred, then the hospital ~~infection control committee may shall~~, without the consent of the patient, conduct such tests on blood previously drawn or bodily fluids previously collected as are necessary to determine whether the patient is, in fact, infected with the virus or other agent believed to cause acquired immune deficiency syndrome or other infectious disease. If no previously drawn blood or collected bodily fluids are available or are suitable, the hospital ~~may shall~~ order, without the consent of the patient, that blood, bodily fluids, or both be drawn and collected from the patient to conduct the necessary tests.

B. Notwithstanding the provisions of R.S. 40:1157.1 or any other law to the contrary, whenever it is determined by the infectious disease control officer of any law enforcement, fire service, or emergency medical service agency or organization that an agent or employee of the agency or organization has been exposed to the blood or bodily fluids of a patient ~~while rendering emergency medical services, transporting, or treating an ill or injured patient in the~~

course and scope of his duties and in such a manner as to create any risk that the agent or employee may become infected with the human immunodeficiency virus or other infectious agent if the patient is infected with the human immunodeficiency virus or other infectious agent, in accordance with the infectious disease exposure guidelines of the Centers for Disease Control or the infectious disease exposure standards of the agency or organization, then the infectious disease control officer of the agency or organization ~~may present the facts to the infection control committee of the hospital or other health care facility to which the patient has been transported. If the hospital infection control committee agrees that there has been a potential exposure to the agency or organization personnel, the hospital infection control committee may~~ shall request that the hospital, while the patient is in such hospital and without the consent of the patient, conduct such tests as are provided for in this Section: a human immunodeficiency virus test approved by the United States Food and Drug Administration that can yield test results within no more than five hours of administering the test.

C. The results of the test shall not become a part of the patient’s medical record and shall be confidential, except that the hospital may shall inform the exposed employee, agent, or physician, or the infectious disease control officer of the law enforcement, fire service, or emergency medical service agency of the results of the test within one hour of receipt of the results.

* * *

F. Nothing in this Subpart shall be construed to require the hospital to perform the test described herein: The law enforcement, fire service, or emergency medical service agency or organization shall ensure that an exposed employee or agent receives medically appropriate human immunodeficiency postexposure prophylaxis regimens, follow-up testing, and appropriate counseling.

Approved by the Governor, May 30, 2018.
A true copy:
R. Kyle Ardoin
Secretary of State

ACT No. 703

HOUSE BILL NO. 830

BY REPRESENTATIVES STOKES, AMEDEE, BAGLEY, BAGNERIS, BARRAS, BOUIE, GARY CARTER, CONNICK, COX, CREWS, DAVIS, EDMONDS, EMERSON, FALCONER, GLOVER, HODGES, HOFFMANN, HORTON, IVEY, JACKSON, JEFFERSON, JAY MORRIS, PIERRE, PYLANT, REYNOLDS, SEABAUGH, SMITH, AND ZERINGUE AND SENATORS ALARIO, APPEL, BARROW, BISHOP, BOUDREAUX, CARTER, CORTEZ, DONAHUE, ERDEY, FANNIN, GATTI, HEWITT, JOHNS, LAFLEUR, LONG, MARTINY, MILKOVICH, MILLS, MIZELL, MORRELL, PEACOCK, PERRY, PETERSON, PRICE, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WARD, AND WHITE

AN ACT

To enact Part XIV of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:1019.1 through 1019.6, relative to work in a sexually oriented business; to provide for verification of age and work-eligibility status; to provide with respect to human trafficking; to provide for notices to be posted; to provide definitions; to provide for enforcement; to provide for penalties; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Part XIV of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950, comprised of R.S. 23:1019.1 through 1019.6, is hereby enacted to read as follows:

PART XIV. SEXUALLY ORIENTED BUSINESSES

§1019.1. Definitions

As used in this Part, the following terms have the meaning ascribed as follows:

(1) “Adult arcade” means any place to which the public is permitted or invited in which coin-operated, slug-operated, or electronically, electrically, or mechanically controlled still or motion picture machines, projectors, or other image-producing devices are regularly maintained to show images to five or fewer persons per machine at any one time, and in which the images so displayed are distinguished or characterized by their emphasis upon matter exhibiting or describing specified sexual activities or specified anatomical areas.

(2) “Adult bookstore,” “adult novelty store,” or “adult video store” means a commercial establishment that, for any form of consideration, has as a significant or substantial portion of its stock-in-trade in, derives a significant or substantial portion of its revenues from, devotes a significant or substantial portion of its interior business or advertising to, or maintains a substantial section of its sales or display space for the sale or rental of any of the following:

(a) Books, magazines, periodicals, or other printed matter, or photographs, films, motion pictures, video cassettes, compact discs, slides, or other visual representations, that are characterized by their emphasis upon the exhibition or description of specified sexual activities or specified anatomical areas.

(b) Instruments, devices, or paraphernalia that are designed for use or marketed primarily for stimulation of human genital organs or for sadomasochistic use or abuse of self or others.

(3) “Adult cabaret” means a nightclub, bar, juice bar, restaurant, bottle club, gentleman’s club, strip club, or similar commercial establishment, whether or not alcoholic beverages are served, that regularly features any of the following:

(a) Persons who appear in a state of nudity or seminudity for the purpose of enticing sexual arousal or otherwise sexually excite a patron or customer.

(b) Live performances that are characterized by the exposure of specified anatomical areas or specified sexual activities.

(c) Films, motion pictures, video cassettes, slides, or other photographic reproductions that are distinguished or characterized by their emphasis upon the exhibition or description of specified sexual activities or specified anatomical areas.

(4) “Adult motion picture theater” means a commercial establishment where films, motion pictures, video cassettes, slides, or similar photographic reproductions that are distinguished or characterized by their emphasis upon the exhibition or description of specified sexual activities or specified anatomical areas are regularly shown for any form of consideration.

(5) “Adult theater” means a theater, concert hall, auditorium, or similar commercial

establishment that, for any form of consideration, regularly features persons who appear in a state of nudity or seminudity or live performances that are characterized by their emphasis upon the exposure of specified anatomical areas or specified sexual activities.

(6) “Employee” means any individual employed by a sexually oriented business for remuneration pursuant to a contract for hire but does not include an independent contractor.

(7) “Independent contractor” means an individual contracted to perform services for a sexually oriented business on a non-exclusive basis pursuant to a written agreement specifying that the individual is a contractor and not an employee of the sexually oriented business.

(8) “Nudity” means the exposure of the vulva, penis, testicles, anus, female nipples, or female areola with less than a fully opaque covering.

(9) “Operator” means any individual on the premises of a sexually oriented business authorized to manage the business, exercise overall operational control of the premises, or cause the business to function.

(10) “Sexually oriented business” means any business that is part of the sex industry that offers services that include the exposure of specified anatomical areas or specified sexual activities, or the purchase of erotic paraphernalia. Sexually oriented business includes any adult arcade, adult book store, adult novelty store, adult video store, adult cabaret, adult motion picture theater, or adult theater.

(11)(a) “Seminudity” means any of the following:

(i) Exposure of the female breast below a horizontal line across the top of the areola and extending across the width of the breasts at that point including the lower portion of the breasts.

(ii) Exposure of a majority of the male or female buttocks.

(iii) The outline of human male genitals when the penis is in a discernibly erect state, even if completely and opaquely covered.

(b) “Seminudity” shall not include any portion of the cleavage of the female breast exhibited by swim wear, dance wear, or clothing, provided that the areola is not exposed in whole or in part.

(12) “Specified anatomical area” means genitals, buttocks, or female nipple or areola.

(13)(a) “Specified sexual activity” means any of the following:

(i) Oral, anal, or vaginal sexual intercourse.

(iii) Fondling, oral touching, or other stimulation of the genitals, anus, or female breasts.

(iv) Masturbation.

(b) Emission is not necessary to constitute “specified sexual activity”.

§1019.2. Employee and independent contractor eligibility verification

A.(1) The operator of a sexually oriented business shall verify the age and work eligibility status of each employee and potential employee by using either the United States Citizenship and Immigration Services E-Verify program or by ensuring proper completion of Form I-9, Employment Eligibility Verification, for each employee or potential employee.

(2) The operator of a sexually oriented business shall verify the age and work eligibility status of each independent contractor by requiring him to submit one United States Citizenship and Immigration Services Form I-9 List A document or one United States Citizenship and Immigration Services Form I-9 List B document in combination with a completed and signed Internal Revenue Service Form W-9 with a verified social security number or taxpayer identification number.

B.(1) The operator shall retain the employment eligibility verification documents in his records for at least three years after the last day of the employee’s employment with the sexually oriented business.

(2) Proof of employment eligibility verification shall be available for inspection by the executive director of the Louisiana Workforce Commission, the attorney general of Louisiana, the commissioner of alcoholic beverage control of the office of alcohol and tobacco control within the Louisiana Department of Revenue, a law enforcement agency of the state or its political subdivisions when jurisdiction is appropriate, and authorized United States government officials.

§1019.3. Questionnaire

A. Before hiring an employee or independent contractor, the operator shall require the potential employee or independent contractor to submit in writing answers to a questionnaire which includes all of the following questions:

(1) Is your freedom of movement restricted?

(2) How do you learn about job opportunities?

(3) Did you come to this country for a specific job that you were promised?

(4) To what forms of media or telecommunication do you have access?

(5) Do you or does someone else retain your identification documents?

(6) Were you provided with false documents or identification?

(7) How was payment for your travel handled?

(8) Do you owe your employer any money?

B. After the questionnaire is complete, the potential employee or independent contractor shall sign affirming the accuracy of the answers and the operator shall sign to acknowledge receipt. The operator shall retain a copy of the questionnaire for his records in a locked or otherwise secure location for at least three years after the last day of the employee’s or independent contractor’s work with the sexually oriented business.

C. The Louisiana Workforce Commission shall prepare a standard form questionnaire to implement the provisions of this Section.

§1019.4. Mandatory reporting

If, at any time during the application process or subsequent hiring of an employee or independent contractor, an operator of a sexually oriented business believes that the potential employee, employee, or independent contractor may be a victim of human trafficking, he shall, as soon as possible, but within twenty-four hours, contact law enforcement or call the National Human Trafficking Resource Center Hotline to coordinate with local resources.

§1019.5. Notices to be posted

Every operator of a sexually oriented business shall post and keep posted in conspicuous places upon the business premises, including any restroom and dressing room, a notice, in both English and Spanish, prepared by the office of alcohol and tobacco control setting forth information regarding human trafficking and the telephone number to the National Human Trafficking Resource Center Hotline.

§1019.6. Enforcement; penalties

A.(1) The executive director of the Louisiana Workforce Commission, the commissioner of alcoholic beverage control of the office of alcohol and tobacco control within the Louisiana Department of Revenue, or a law enforcement agency of the state or its political subdivisions with appropriate jurisdiction may conduct an investigation as necessary to ensure enforcement of this Part.

(2) Upon a determination that any operator has violated, neglected, or refused to comply with any provision of this Part, the executive director, the commissioner of alcoholic beverage control, or a law enforcement officer representing an agency with appropriate jurisdiction may notify the attorney general who may pursue civil charges against the operator in the Nineteenth Judicial District Court.

B. If the court finds an operator to be in violation of the provisions of this Part, the court shall issue penalties as follows:

- (1) For a first violation, a fine of one thousand dollars.
- (2) For a second violation, a fine of five thousand dollars.
- (3) For a third and any subsequent violation, a fine of ten thousand dollars.

Approved by the Governor, May 30, 2018.

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 704

**HOUSE BILL NO. 837
BY REPRESENTATIVE MARCELLE
AN ACT**

To amend and reenact R.S. 33:9099.1 and to enact R.S. 33:9099.4, relative to crime prevention districts; to provide relative to the powers and duties of such districts including the authority to impose a parcel fee; to provide relative to the liability of board members; to provide relative to the budgets of such districts; to provide relative to the authority of the governing authority and the tax collector of the parish in which the district is located; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 33:9099.1 is hereby amended and reenacted and R.S. 33:9099.4 is hereby enacted to read as follows:

§9099.1. Renewal of parcel fee

A. Notwithstanding any other provision of law, an election to renew a parcel fee imposed within any crime prevention and security district or improvement district, created pursuant to Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950, may be held at an election held for that purpose in accordance with the Louisiana Election Code.

B. Notwithstanding any other provision of law, any crime prevention district imposing a parcel fee may spend proceeds of the parcel fee for the following purposes if such use of the proceeds is approved by a majority of the voters of the district who vote on a proposition that authorizes such use:

- (1) To provide for the beautification of the public spaces within the district.
- (2) To promote and encourage beautification of private spaces within the district.

* * *

§9099.4. Crime prevention districts; general provisions

A.(1) Any crime prevention district created in Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950 shall indemnify its officers and board members to the fullest extent permitted by R.S. 12:227 as fully as if the district were a nonprofit corporation governed thereby as may be provided in the district's bylaws.

(2) To the fullest extent permitted by R.S. 9:2792 et seq., including R.S. 9:2792.1 through 2792.9, a person serving the district as a board member or officer shall not be individually liable for any act or omission arising out of the performance of his duties.

B. A crime prevention district, acting through its board of commissioners, shall have the following powers and duties in addition to powers and duties otherwise provided by law:

- (1) To purchase or lease items and supplies which the board deems instrumental to achieving the purposes of the district.
- (2) To solicit, accept, and expend additional voluntary contributions and grants to carry out the purposes of the district.

(3) To procure and maintain liability insurance against any personal or legal liability of a board member that may be asserted or incurred based upon service as a member of the board or that may arise as a result of actions taken within the scope and discharge of duties as a member of the board.

C.(1) Notwithstanding any other provision of law, a parish which imposed a parcel fee to fund a crime prevention district may delegate the authority to impose subsequent parcel fees to the crime prevention district.

(2) If a parish governing authority delegates its authority to impose a parcel fee pursuant to Paragraph (1) of this Subsection and the district imposes a parcel fee:

- (a) The district's budget shall not be subject to the approval of the parish governing authority.
- (b) The parish sheriff or other tax collector shall remit amounts collected pursuant to a fee imposed by the district directly to the district.

Section 2. Notwithstanding R.S. 33:9099.4(C) as enacted by this Act, the governing authority of a parish imposing a parcel fee on the effective date of this Act shall continue to impose and collect the parcel fee for the remainder of the period that it has been authorized to do so by the voters of the relevant crime prevention district unless a subsequent parish fee is approved by the voters. At no time shall a property owner in a crime prevention district be subject to an annual parcel fee, whether paid to the district or to the parish on behalf of the district or both, that exceeds the rate limit established either by law or by a proposition authorizing the imposition of the fee within the district.

Approved by the Governor, May 30, 2018.

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 705

**HOUSE BILL NO. 854
BY REPRESENTATIVE HORTON
AN ACT**

To amend and reenact R.S. 29:27.1(A), relative to parking for disabled veterans; to provide free parking for certain service-connected disabled veterans at air carrier airports; to clarify identification requirements for honoring free airport parking; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 29:27.1(A) is hereby amended and reenacted to read as follows:

§27.1. Airport parking exemption for certain disabled veterans

A. All air carrier airports shall provide free airport parking for a disabled veteran, his conveyance, and his passengers if the disabled veteran provides proof of his service-connected disability of fifty percent or more in the form of a military honor license plate as provided for in R.S. 47:490.4 and 490.31 or a disabled-veteran-identification-card-issued completed certificate from the Louisiana Department of Veterans Affairs certifying that the disabled veteran has a service-connected disability of fifty percent or more, as determined by the United States Department of Veterans Affairs.

* * *

Approved by the Governor, May 30, 2018.

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 706

**HOUSE BILL NO. 899
(Substitute for House Bill No. 235 by Representative Hilferty)
BY REPRESENTATIVE HILFERTY
AN ACT**

To amend and reenact R.S. 26:933(E) and (F) and to enact R.S. 26:933(G) and (H), relative to the Responsible Vendor Program; to provide for information on matters of sexual assault, rape, sexual harassment, and sex trafficking; to provide for the content of the informational pamphlet; to provide relative to the development of the informational pamphlet; to provide for a limitation of liability; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 26:933(E) and (F) are hereby amended and reenacted and R.S. 26:933(G) and (H) are hereby enacted to read as follows:

§933. Establishment of responsible vendor program

* * *

E.(1) The commissioner and the Louisiana Department of Health shall consult with appropriate governmental and nongovernmental agencies statewide in the development and distribution of an informational pamphlet. The commissioner shall include the informational pamphlet in the updated version of the responsible vendor handbook. The informational pamphlet shall include information based upon evidence-based practices and the following subject areas:

(a) Methods of identifying and responding to sexual assault, rape, sexual harassment, and sex trafficking.

(b) Definitions of rape, sexual assault, sexual harassment, and sex trafficking.

(c) Potential responses of vendors in the event a sexual assault, rape, sexual harassment, or sex trafficking occurs on the premises.

(d) Effects of rape, sexual assault, sexual harassment, and sex trafficking on primary and secondary victims.

(e) Updated information on the physical appearance of drugs, the effects of drugs, street names for drugs, and methods of delivery as it relates to rape, sexual assault, sexual harassment, and sex trafficking.

(2) Employers who are considered responsible vendors may provide the informational pamphlet to each existing or newly hired bartender, server, or security personnel.

F.(1) A person subject to the provisions of Subsection C or D of this Section is immune from all civil and administrative liability for reporting or failing to report a sexual assault, rape, sexual harassment, or sex trafficking incident, and nothing in this Section shall be construed to create any duty, obligation, or mandate for a person subject to the provisions of Subsection C or D of this Section.

(2) The immunity provided by this Subsection shall not extend to any person subject to the provisions of Subsection C or D of this Section in a case when such person is a principal, conspirator, or an accessory after the fact to an offense involving a sexual assault, rape, sexual harassment, or sex trafficking incident.

E-G. The commissioner, upon recommendation of the program administrator, may promulgate rules and regulations to effectuate the program in accordance with the Administrative Procedure Act, including but not limited to rules and regulations related to the development, establishment, and maintenance of the entire program.

F-H. The commissioner shall provide a system for vendors to verify the validity of individual server permits.

Approved by the Governor, May 30, 2018.

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 707

HOUSE BILL NO. 88

BY REPRESENTATIVES MACK, AMEDEE, BACALA, BAGLEY, BERTHELOT, TERRY BROWN, CREWS, DEVILLIER, EDMONDS, FALCONER, GAROFALO, GLOVER, LANCE HARRIS, HAVARD, HENSGENS, HODGES, HORTON, MIGUEZ, PYLANT, SCHEXNAYDER, AND WRIGHT

AN ACT

To enact R.S. 14:70.9, relative to fraud; to create the crime of government benefits fraud; to provide for elements of the offense; to provide for penalties; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:70.9 is hereby enacted to read as follows:

§70.9. Government benefits fraud

A. The crime of government benefits fraud is the act of any person who, with intent to defraud the state or any person or entity through any government benefits administered by any state department, agency, or political subdivision, does any of the following:

(1) Presents for allowance or payment any false or fraudulent claim for furnishing services, merchandise, or payments,

(2) Knowingly submits false information for the purpose of obtaining greater compensation than that to which he is legally entitled for furnishing services, merchandise, or payments.

(3) Knowingly submits false information for the purpose of obtaining authorization for furnishing services, merchandise, or payments,

(4) Knowingly makes or causes to be made a false statement or representation of material fact on an application or form for assistance, goods, services, or payments when the false statement or representation is made for the purpose of determining the person's eligibility to receive benefits or payments,

(5) Knowingly conceals or fails to disclose any material fact affecting the applicant's or recipient's initial or continued eligibility to receive benefits or payments,

B. Whoever commits the crime of government benefits fraud shall be imprisoned, with or without hard labor, for not more than five years, may be fined not more than ten thousand dollars, or both imprisoned and fined.

C. For the purpose of this Section, government benefits include any record, voucher, payment, money or thing of value, good, service, right, or privilege provided or administered by a state government entity.

Approved by the Governor, June 1, 2018.

A true copy:

R. Kyle Ardoin

Secretary of State

ACT No. 708

HOUSE BILL NO. 579

BY REPRESENTATIVES JAMES AND COX

AN ACT

To amend and reenact R.S. 40:1046(A)(1) and (2) and (J), and R.S. 40:1046(A)(1) and (2) and (J) as amended and reenacted by Section 2 of Act No. 96 of the 2016 Regular Session of the Legislature of Louisiana and to enact R.S. 40:1046(K) and R.S. 40:1046(K) of Section 2 of Act No. 96 of the 2016 Regular Session of the Legislature of Louisiana, relative to the authorization of marijuana for therapeutic use; to provide for debilitating medical conditions; to provide for definitions; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:1046(A)(1) and (2) and (J) are hereby amended and and reenacted and R.S. 40:1046(K) is hereby enacted to read as follows:

§1046. Recommendation of marijuana for therapeutic use; rules and regulations; Louisiana Board of Pharmacy and the adoption of rules and regulations relating to the dispensing of recommended marijuana for therapeutic use; the Department of Agriculture and Forestry and the licensure of a production facility

A.(1) Notwithstanding any other provision of this Part, a physician licensed by and in good standing with the Louisiana State Board of Medical Examiners to practice medicine in this state and who is domiciled in this state may recommend, in any form as permitted by the rules and regulations of the Louisiana Board of Pharmacy except for inhalation, and raw or crude marijuana, tetrahydrocannabinols, or a chemical derivative of tetrahydrocannabinols for therapeutic use by patients clinically diagnosed as suffering from a debilitating medical condition.

(2)(a) For purposes of this Subsection, “debilitating medical condition” means cancer, glaucoma, Parkinson’s disease, positive status for human immunodeficiency virus, acquired immune deficiency syndrome, cachexia or wasting syndrome, seizure disorders, epilepsy, spasticity, severe muscle spasms, intractable pain, Crohn’s disease, muscular dystrophy, or multiple sclerosis, or post-traumatic stress disorder.

(b) Intractable pain means a pain state in which the cause of the pain cannot be removed or otherwise treated with the consent of the patient and which, in the generally accepted course of medical practice, no relief or cure of the cause of the pain is possible, or none has been found after reasonable efforts. It is pain so chronic and severe as to otherwise warrant an opiate prescription.

(c) If the United States Food and Drug Administration approves the use of medical marijuana in the same form provided for in this Part for any debilitating medical condition specifically identified in this Paragraph, that medical condition shall no longer be covered by the provisions of this Part.

(e)(d) If the United States Food and Drug Administration approves the use of medical marijuana in a form or derivative different than provided for in this Part for any debilitating medical condition specifically identified in this Paragraph, the disease state shall remain covered by the provisions of this Part. The patient shall first be treated by the approved form or derivative of medical marijuana through utilization of step therapy or fail first protocols. If, after use of the United States Food and Drug Administration approved form or derivative of

medical marijuana, the physician determines that the preferred treatment required under step therapy or fail first protocol has been ineffective in the treatment of the patient’s debilitating medical condition, he may recommend the form of medical marijuana provided for in this Part for use by the patient as medically necessary.

* * *

J. Notwithstanding any other provision of law to the contrary, employers and their worker’s compensation insurers shall not be obliged or ordered to pay for medical marijuana in claims arising under Title 23 of the Louisiana Revised Statutes of 1950, the Louisiana Workers’ Compensation Law.

K. The provisions of this Section shall terminate on January 1, 2020.

Section 2. R.S. 40:1046(A)(1) and (2) and (J) as amended and reenacted by Section 2 of Act No. 96 of the 2016 Regular Session of the Legislature of Louisiana are hereby amended and reenacted and R.S. 40:1046(K) is hereby enacted to read as follows:

Section 2. R.S. 40:1046 is hereby amended and reenacted to read as follows:

§1046. Prescription of marijuana for therapeutic use; rules and regulations; Louisiana Board of Pharmacy and the adoption of rules and regulations relating to the dispensing of prescribed marijuana for therapeutic use; the Department of Agriculture and Forestry and the licensure of a production facility

A.(1) Notwithstanding any other provision of this Part, a physician licensed by and in good standing with the Louisiana State Board of Medical Examiners to practice medicine in this state and who is domiciled in this state may prescribe, in any form as permitted by the rules and regulations of the Louisiana Board of Pharmacy except for inhalation, and raw or crude marijuana, tetrahydrocannabinols, or a chemical derivative of tetrahydrocannabinols for therapeutic use by patients clinically diagnosed as suffering from a debilitating medical condition glaucoma, symptoms resulting from the administration of chemotherapy cancer treatment, and spastic quadriplegia in accordance with rules and regulations promulgated by the Louisiana State Board of Medical Examiners. The Louisiana State Board of Medical Examiners shall submit to the Senate and House committees on health and welfare on an annual basis not less than sixty days prior to the beginning of the regular session of the legislature a report as to any additional diseases or medical conditions that should be added to the list of eligible diseases and conditions for prescription.

(2)(a) For purposes of this Subsection, “debilitating medical condition” means cancer, glaucoma, positive status for human immunodeficiency virus, acquired immune deficiency syndrome, cachexia or wasting syndrome, seizure disorders, epilepsy, spasticity, severe muscle spasms, intractable pain, Crohn’s disease, muscular dystrophy, or multiple sclerosis, or post-traumatic stress disorder.

(b) Intractable pain means a pain state in which the cause of the pain cannot be removed or otherwise treated with the consent of the patient and which, in the generally accepted course of medical practice, no relief or cure of the cause of the pain is possible, or none has been found after reasonable efforts. It is pain so chronic and severe as to otherwise warrant an opiate prescription.

(b)(c) If the United States Food and Drug Administration approves the use of medical marijuana in the same form provided for in this Part for any debilitating medical condition specifically identified in this Paragraph, that medical condition shall no longer be covered by the provisions of this Part.

(e)(d) If the United States Food and Drug Administration approves the use of medical marijuana in a form or derivative different than provided for in this Part for any debilitating medical condition specifically identified in this Paragraph, the disease state shall remain covered by the provisions of this Part. The patient shall first be treated by the approved form or derivative of medical marijuana through utilization of step therapy or fail first protocols. If, after use of the United States Food and Drug Administration approved form or derivative of medical marijuana, the physician determines that the preferred treatment required under step therapy or fail first protocol has been ineffective in the treatment of the patient’s debilitating medical condition, he may prescribe the form of medical marijuana provided for in this Part for use by the patient as medically necessary.

* * *

J. Notwithstanding any other provision of law to the contrary, employers and their worker’s compensation insurers shall not be obliged or ordered to pay for medical marijuana in claims arising under Title 23 of the Louisiana Revised Statutes of 1950, the Louisiana Workers’ Compensation Law.

K. The provisions of this Section shall terminate on January 1, 2020.

Approved by the Governor, June 1, 2018.

A true copy:

R. Kyle Ardoin

Secretary of State

ACT No. 709

HOUSE BILL NO. 702

BY REPRESENTATIVE BOUIE

AN ACT

To amend and reenact R.S. 14:95(K), relative to the carrying of concealed weapons; to provide relative to the crime of illegal carrying of weapons; to provide for exceptions for certain former members of the legislature; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 14:95(K) is hereby amended and reenacted to read as follows:

§95. Illegal carrying of weapons

* * *

K.(1) The provisions of this Section shall not prohibit a retired justice or judge of the supreme court, courts of appeal, district courts, parish courts, juvenile courts, family courts, city courts, retired attorney general, retired assistant attorneys general, retired district attorneys, and retired assistant district attorneys, and former members of either house of the legislature from possessing and concealing a handgun on their person provided that such retired person or former member of the legislature is qualified annually, at their expense, in the use of firearms by the Council on Peace Officer Standards and Training and has on their

person valid identification showing proof of their status as a former member of the legislature or as a retired justice, judge, attorney general, assistant attorney general, district attorney, or assistant district attorney. For a former member of the legislature, the valid identification showing proof of status as a former legislator required by the provisions of this Paragraph shall be a legislative badge issued by the Louisiana Legislature that shall include the former member’s name, the number of the district that the former member was elected to represent, the years that the former member served in the legislature, and words that indicate the person’s status as a former member of the legislature.

(2) The retired justice, judge, attorney general, assistant attorney general, district attorney, or assistant district attorney or former member of the legislature shall be qualified annually in the use of firearms by the Council on Peace Officer Standards and Training and have proof of qualification. However, this Subsection shall not apply to a retired justice, judge, attorney general, assistant attorney general, district attorney, or assistant district attorney or to a former member of the legislature who is medically retired based upon any mental impairment, or who has entered a plea of guilty or nolo contendere to or been found guilty of a felony offense. For the purposes of this Subsection, “retired district attorney” or “retired assistant district attorney” shall mean a district attorney or an assistant district attorney receiving retirement benefits from the District Attorneys’ Retirement System.

Approved by the Governor, June 1, 2018.
A true copy:
R. Kyle Ardoin
Secretary of State

ACT No. 710

HOUSE BILL NO. 734
(Substitute for House Bill No. 238 by Representative McFarland)
BY REPRESENTATIVE MCFARLAND
AN ACT

To enact Subpart E of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:460.91, relative to the state medical assistance program known commonly as Medicaid; to require the Louisiana Department of Health to submit reports to certain legislative committees concerning the Medicaid managed care program; to provide for the content of the reports; to establish a reporting schedule; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Subpart E of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:460.91, is hereby enacted to read as follows:

SUBPART E. CLAIMS PROCESSING DATA - REPORTING

§460.91. Claims processing data; reports to legislative committees

A. The department shall produce and submit to the Joint Legislative Committee on the Budget and the House and Senate committees on health and welfare a report entitled the “Healthy Louisiana Claims Report” which conforms with the requirements of this Subpart.

B. The department shall conduct an independent review of claims submitted by healthcare providers to Medicaid managed care organizations. The review shall examine, in the aggregate and by claim type, the volume and value of claims submitted, including those adjudicated, adjusted, voided, duplicated, rejected, pending or denied in whole or in part for purposes of ensuring a Medicaid managed care organization’s compliance with the terms of its contract with the department. The department shall actively engage provider representatives in the review, from design through completion. The initial report shall include detailed findings and defining measures to be reported on a quarterly basis, as well as the following data on healthcare provider claims delineated by an individual Medicaid managed care organization including any dental Medicaid managed care organization contracted by the department and separated by claim type:

(1) The following data on claims submitted by all healthcare providers except behavioral health providers based on data of payment during calendar year 2017:

(a) The total number and dollar amount of claims for which there was at least one claim denied at the service line level.

(b) The total number and dollar amount of claims denied at the service line level.

(c) The total number and dollar amount of claims adjudicated in the reporting period at the service line level.

(d) The total number and dollar amount of denied claims divided by the total number and dollar amount of claims adjudicated.

(e) The total number and dollar amount of adjusted claims.

(f) The total number and dollar amount of voided claims.

(g) The total number and dollar amount of claims denied as a duplicate claim.

(h) The total number and dollar amount of rejected claims.

(i) The total number and dollar amount of pending claims.

(j) For each of the five network billing providers with the highest number of total denied claims, the number of total denied claims expressed as a ratio to all claims adjudicated and the total dollar value of the claims. Provider information shall be de-identified.

(2) The following data on claims submitted by behavioral health providers based on date of payment during calendar year 2017:

(a) The total number and dollar amount of claims for which there was at least one claim denied at the service line level.

(b) The total number and dollar amount of claims denied at the service line level.

(c) The total number and dollar amount of claims adjudicated in the reporting period at the service line level.

(d) The total number and dollar amount of denied claims divided by the total number and dollar amount of claims adjudicated.

(e) The total number and dollar amount of adjusted claims.

(f) The total number and dollar amount of voided claims.

(g) The total number and dollar amount of duplicate claims.

(h) The total number and dollar amount of rejected claims.

(i) The total number and dollar amount of pending claims.

(j) For each of the five network billing providers with the highest number of total denied claims, the number of total denied claims expressed as a ratio to all claims adjudicated and the total dollar value of the claims. Provider information shall be de-identified.

C. The report shall feature a narrative which includes, at minimum, the action steps which the department plans to take in order to address all of the following:

(1) The five most common reasons for denial of claims submitted by healthcare providers other than behavioral health providers, including provider education to the five network billing providers with the highest number of total denied claims.

(2) The five most common reasons for denial of claims submitted by behavioral health providers, including provider education to the five network billing providers with the highest number of total denied claims.

(3) Means to ensure that provider education addresses root causes of denied claims and actions to address those causes.

(4) Claims denied in error by managed care organizations.

D. The report shall include all of the following data relating to encounters:

(1) The total number of encounters submitted by each Medicaid managed care organization to the state or its designee.

(2) The total number of encounters submitted by each Medicaid managed care organization that are not accepted by the department or its designee.

E. The initial report and subsequent quarterly reports shall include the following information relating to case management delineated by a Medicaid managed care organization:

(1) The total number of Medicaid enrollees receiving case management services.

(2) The total number of Medicaid enrollees eligible for case management services.

Section 2. The secretary of the Louisiana Department of Health shall take such actions as are necessary to ensure that the department produce and submit the initial report required by R.S. 46:460.91, as enacted by Section 1 of this Act, to the Joint Legislative Committee on the Budget and the House and Senate committees on health and welfare on or before September 30, 2018. The department shall submit the quarterly report on January 1, 2019 reflecting the April - June 2018 quarter, and thereafter on or before the first day of each state fiscal year quarter following the date of the first report.

Approved by the Governor, June 1, 2018.

A true copy:
R. Kyle Ardoin
Secretary of State

ACT No. 711

HOUSE BILL NO. 377

BY REPRESENTATIVES HAZEL, BACALA, BAGNERIS, CARPENTER, DUPLESSIS, HODGES, HOWARD, JAMES, MACK, MARCELLE, MARINO, NORTON, PYLANT, AND STEFANSKI

AN ACT

To amend and reenact Code of Criminal Procedure Articles 989, 992, 993, and 994, relative to expungement; to provide with respect to expungement forms; to make technical changes to the forms; to extend the amount of time that a background check may be used in a motion for an expungement; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Code of Criminal Procedure Articles 989, 992, 993, and 994 are hereby amended and reenacted to read as follows:

Art. 989. Motion for expungement forms to be used

STATE OF LOUISIANA
JUDICIAL DISTRICT FOR THE PARISH OF
No.: _____ Division: “ _____ ”
State of Louisiana
vs.

MOTION FOR EXPUNGEMENT

NOW INTO COURT comes mover, who provides the court with the following information in connection with this request:

I. DEFENDANT INFORMATION

NAME: _____

(Last, First, MI)

DOB: _____/_____/_____(MM/DD/YYYY)

GENDER _____ Female _____ Male _____

SSN (last 4 digits): XXX-XX-_____

RACE: _____

DRIVER LIC.# _____

ARRESTING AGENCY: _____

SID# (if available): _____

ARREST NUMBER (ATN): _____

AGENCY ITEM NO. _____

Mover is entitled to expunge the record of his arrest/conviction pursuant to Louisiana Code of Criminal Procedure Article 971 et seq. and states the following in support:

II. ARREST INFORMATION

1. Mover was arrested on _____/_____/_____(MM/DD/YYYY)

2. _____ YES _____ NO A supplemental sheet with arrests and/or convictions is attached after page 2 of this Motion.

3. Mover was:
_____ YES _____ NO Arrested, but it did not result in conviction
_____ YES _____ NO Convicted of and seeks to expunge a misdemeanor
_____ YES _____ NO Convicted of and seeks to expunge a felony
_____ YES _____ NO Convicted but determined to be factually innocent

- **THE MOTION IS HEREBY GRANTED FOR EXPUNGEMENT BY REDACTION** If the record includes more than one individual and the mover is entitled to expungement by redaction pursuant to Code of Criminal Procedure Article 985, for ~~Item(s) No. No(s).~~ _____ and all agencies are ordered to expunge the record of arrest/conviction and any photographs, fingerprints, or any other such information of any kind maintained in relation to the Arrest(s)/Conviction(s) in the above-captioned matter as they relate to the mover only. The record shall be confidential and no longer considered a public record, nor be available to other persons except a prosecutor, member of a law enforcement agency, or a judge who may request such information in writing certifying that such request is for the purpose of prosecuting, investigating, or enforcing the criminal law, for the purpose of any other statutorily defined law enforcement or administrative duties, or for the purpose of the requirements of sex offender registration and notification pursuant to the provisions of R.S. 15:541 et seq. or upon an order of this Court to any other person for good cause shown, or as otherwise authorized by law.

(Last, First, MI)
 DOB: ____/____/____ (MM/DD/YYYY)
 GENDER: ____ Female ____ Male ____
 SSN (last 4 digits): XXX-XX-____
 RACE: ____
 DRIVER LIC.# ____
 ARRESTING AGENCY: ____
 SID# (if available): ____
 ARREST NUMBER (ATN): ____
 AGENCY ITEM NO. ____
 ARREST DATE: ____/____/____ (MM/DD/YY)

JUDGE

1. District Attorney: _____
2. Arresting Agency: _____
3. Parish Sheriff: _____
4. Louisiana Bureau of Criminal Identification and Information _____
5. Attorney for Defendant (or defendant) _____
6. Clerk of Court _____

SUPPLEMENTAL SHEET

- () Charge refused by DA - not prosecuted.
- () Pre-trial Diversion Program.
- () Charge dismissed
- () Found not guilty/judgment of acquittal

- () Charge refused by DA - not prosecuted.
- () Pre-trial Diversion Program.
- () Charge dismissed
- () Found not guilty/judgment of acquittal

() Conviction set aside/dismissed pursuant to C.C.P. Art. 894(B) _____/_____/_____
() More than 5 years have passed (MM/DD/YYYY)

SUPPLEMENTAL SHEET

Yes _____ No _____ FELONY CONVICTIONS

ITEM NO. _____ La. Rev. Stat. Ann.§ _____ : _____

Name of the offense _____

() Conviction set aside/dismissed pursuant to C.Cr.P. Art. 893(E) _____/_____/_____
(MM/DD/YYYY)

() More than 10 years have passed since completion of sentence

ITEM NO. _____ La. Rev. Stat. Ann.§ _____ : _____

Name of the offense _____

() Conviction set aside/dismissed pursuant to C.Cr.P. Art. 893(E) _____/_____/_____
(MM/DD/YYYY)

() More than 10 years have passed since completion of sentence

ITEM NO. _____ La. Rev. Stat. Ann.§ _____ : _____

Name of the offense _____

() Conviction set aside/dismissed pursuant to C.Cr.P. Art. 893(E) _____/_____/_____
(MM/DD/YYYY)

() More than 10 years have passed since completion of sentence

ITEM NO. _____ La. Rev. Stat. Ann.§ _____ : _____

Name of the offense _____

() Conviction set aside/dismissed pursuant to C.Cr.P. Art. 893(E) _____/_____/_____
(MM/DD/YYYY)

() More than 10 years have passed since completion of sentence

ITEM NO. _____ La. Rev. Stat. Ann.§ _____ : _____

Name of the offense _____

() Conviction set aside/dismissed pursuant to C.Cr.P. Art. 893(E) _____/_____/_____
(MM/DD/YYYY)

() More than 10 years have passed since completion of sentence

ITEM NO. _____ La. Rev. Stat. Ann.§ _____ : _____

Name of the offense _____

() Conviction set aside/dismissed pursuant to C.Cr.P. Art. 893(E) _____/_____/_____
(MM/DD/YYYY)

() More than 10 years have passed since completion of sentence

ITEM NO. _____ La. Rev. Stat. Ann.§ _____ : _____

Name of the offense _____

() Conviction set aside/dismissed pursuant to C.Cr.P. Art. 893(E) _____/_____/_____
(MM/DD/YYYY)

() More than 10 years have passed since completion of sentence

NOW INTO COURT comes mover, who provides the court with the following information in connection with this request:

I. DEFENDANT INFORMATION

NAME: _____
 (*Last*, *First*, *MI*)
DOB: _____ / _____ / _____ (MM/DD/YYYY)
GENDER _____ Female _____ Male
SSN (last 4 digits): XXX-XX-_____
RACE: _____
DRIVER LIC.# _____
ARRESTING AGENCY: _____
SID# (if available): _____
ARREST NUMBER (ATN): _____
AGENCY ITEM NO. _____

Mover is entitled to an interim expungement of the entry of the felony charge(s) of his arrest pursuant to Louisiana Code of Criminal Procedure Article 985.1 and states the following in support:

II. ARREST INFORMATION

1. Mover was arrested on ____/____/____ (MM/DD/YYYY)
2. ____ YES ____ NO A supplemental sheet with arrests and/or convictions is attached after page 2 of this Motion.
3. Mover was:
____ YES ____ NO Arrested for a felony offense.
____ YES ____ NO Convicted of a misdemeanor arising out of that felony offense.
4. Mover was booked and/or charged with the following offenses: (List each offense booked and charged separately. Attach a supplemental sheet, if necessary.)

 Yes No **FELONY ARREST THAT RESULTED IN A MISDEMEANOR CONVICTION**

ITEM NO. 1 La. Rev. Stat. Ann. § _____ : _____
Name of the offense _____
 (MM/DD/YYYY)

- () Felony charge dismissed.
() Convicted of misdemeanor offense arising out of felony arrest.

5. Mover has attached to his Motion a criminal background check from the Louisiana State Police/Parish Sheriff dated within the past ~~thirty~~ sixty days (required).

The mover prays that if there is no objection timely filed by the arresting law enforcement agency, the District Attorney's Office, or the Louisiana Bureau of Criminal Identification and Information, that an order be issued herein ordering the Louisiana Bureau of Criminal Identification and Investigation Information to expunge the entry of the felony charge(s) listed contained in the criminal history; and further that the Clerk of Court, District Attorney, and arresting law enforcement agency expunge the entry of those felony charge(s) from any public indices.

If an "Affidavit of No Opposition" by each agency named herein is attached hereto and made a part hereof, Defendant requests that no contradictory hearing be required and the Motion be granted ex parte.

Respectfully submitted,

Respectfully submitted,

Signature of Attorney for Mover/Defendant

Attorney for Mover/Defendant Name

Attorney's Bar Roll No.

Address

City, State, ZIP Code

Telephone Number

If not represented by counsel:

Signature of Mover/Defendant

Mover/Defendant Name

Address

City, State, ZIP Code

Telephone Number

PLEASE SERVE:

1. District Attorney _____
2. Louisiana Bureau of Criminal Identification and Information _____
3. Arresting Agency _____
Approved by the Governor, June 2, 2018.

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 712

HOUSE BILL NO. 601
BY REPRESENTATIVE SHADOIN
AN ACT

To enact R.S. 18:154(G)(4) and (5), relative to election officials; to prohibit the disclosure of specified information by specified election officials relating to the security and integrity of the state voter registration computer system and election management system and voting equipment; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 18:154(G)(4) and (5) are hereby enacted to read as follows:

§154. Records open to inspection; copying; exceptions
* * *

G. Notwithstanding any provision of this Section to the contrary, the registrar, the clerk of court, and the Department of State shall be prohibited from disclosing the following:
* * *

(4) Computer system or program information, including software, related menus, flow charts, network diagrams, passwords, source materials, prompts, dialogues, operating manuals, programming materials or instructions, and any other computer operating or support materials concerning the state voter registration computer system and election management system or voting equipment.

(5) Any information contained within the state voter registration computer system and election management system which if disclosed may impair the security of the statewide voter registration system and election management system or the integrity of the information maintained on the systems or voting equipment.
* * *

Section 2. 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.

Approved by the Governor, June 2, 2018.

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 713

HOUSE BILL NO. 645
BY REPRESENTATIVE ZERINGUE
AN ACT

To amend and reenact R.S. 29:725(H), 725.4, 725.5(C)(3), 725.6(B)(3), (5)(b) and (c), (6) (introductory paragraph), (b)(ii)(cc) and (iii), and (c)(ii)(cc) and (7), 726(E)(9), 727(D), and 735(A)(1), to enact R.S. 9:2793.10 and R.S. 29:725.6(B)(6)(b)(i)(hh) and (d), 726(B) (16) and (E)(27), (28), and (29), 726.4, and 735(A)(3), and to repeal R.S. 29:725.6(B)(6) (a)(ii)(ff), relative to emergency preparedness; to provide for the powers and duties of the director of the Governor's Office of Homeland Security and Emergency Preparedness; to provide relative to the office of interoperability; to provide for the statewide communications interoperability plan; to provide for the duties of the Unified Command Group; to provide for annual reporting requirements; to provide for its subcommittees; to create the Statewide Cemetery Response Task Force; to provide for its membership, powers, and duties; to provide relative to powers of parish presidents; to provide relative to immunity and limitations of liability; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 29:725(H), 725.4, 725.5(C)(3), 725.6(B)(3), (5)(b) and (c), (6)(introductory paragraph), (b)(ii)(cc) and (iii), and (c)(ii)(cc) and (7), 726(E)(9), 727(D) and 735(A)(1) are hereby amended and reenacted and R.S. 29:725.6(B)(6)(b)(i)(hh) and (d), 726(B)(16) and (E) (27), (28), and (29), 726.4, and 735(A)(3) are hereby enacted to read as follows:

§725. State emergency and disaster agency; powers of director
* * *

H. The director, subject to the direction and control of the governor, shall be the executive head of the state homeland security and emergency preparedness agency and as such shall be responsible to the governor for carrying out the programs for homeland security and emergency preparedness for the state of Louisiana. He shall coordinate the activities of all agencies and organizations for homeland security and emergency preparedness within the state and shall maintain liaison with and cooperate with homeland security and emergency preparedness agencies and organizations of other states and of the federal government. He shall coordinate public-private sector relationships in order to meet the needs of an emergency or disaster pursuant to R.S. 29:726. All state agencies and departments shall comply with directives from the Governor's Office of Homeland Security and Emergency Preparedness relating to emergency planning and operations. He shall coordinate the implementation of the Emergency Management Assistance Compact pursuant to R.S. 29:733.
* * *

§725.4. Office of interoperability; creation and authority

The office of interoperability is established within the Governor's Office of Homeland Security and Emergency Preparedness. The office shall have the authority to oversee, direct, and manage interoperability programs and efforts identified in the statewide interoperability plan and the statewide communications interoperability plan for first responders in coordination with local, state, and federal officials. The office shall address critical interoperability issues relating to public safety and emergency response, including communications, spectrum, networks, equipment, training, and other areas as needs are identified.

§725.5. Assistant deputy director of interoperability
* * *

C. The assistant deputy director of interoperability shall perform the following functions:
* * *

(3) Administer the statewide interoperability plan and statewide communications interoperability plan for first responders in coordination with the chief information officer or his designee.

* * *
§725.6. State Unified Command Group
* * *
B.
* * *

(3) The roles, duties, and activities of the UCG shall include but are not limited to the following:

(a) Submitting recommendations to the legislature relative to any changes in state law necessary to remove barriers to achieving the goals of the UCG.

(b) Establishing a comprehensive statewide interoperability plan for short-term and long-term initiatives.

(e) Submitting a semi-annual an annual report to the governor and entities involved in the statewide plan by January first and July first of each year which includes a copy of the current or revised statewide communications interoperability plan.

(d)(c) Re-prioritizing initiatives in the statewide plan, as needed, to address immediate communication needs in cases of emergencies or disasters.

(e)(d) Centralizing coordination among multiple agencies, including local, state, and federal.
* * *

(5)
* * *

(b) The UCG shall allocate the funds according to the initiatives set forth in the statewide communications interoperability plan for first responders and statewide interoperability plan.

(c) The UCG shall have oversight in reviewing the spending of federal funds and additional sources of funding earmarked for interoperability to optimize the investment and resources needed in planning, implementing, and maintaining a statewide communications interoperability plan.

(6) Except as provided in Subparagraph (a) of this Paragraph, only the UCG may take official action. There shall be three the following four permanent subcommittees of the UCG as provided for in this Paragraph. In and in addition, the UCG may establish other subcommittees as it deems advisable and feasible: Except as provided in Subparagraph (a) of this Paragraph, only the UCG may take official action.
* * *

(b)(i) A "first responders subcommittee" is hereby established and shall be composed of the following members:

* * *
(hh) A representative for credentialed private nonprofit disaster volunteer groups, appointed by the chairman of the subcommittee.

(ii) The roles, duties, and activities of the subcommittee shall include but are not limited to:
* * *

(cc) Submitting a semi-annual an annual report to the governor and to the UCG by January first and July first of each year.

(iii) The chairman of the subcommittee shall be appointed by the director of the Governor's Office of Homeland Security and Emergency Preparedness. The representative of credentialed private nonprofit disaster volunteer groups shall be appointed by the chairman of the subcommittee. All remaining officers shall be elected by and from the membership of the subcommittee.

* * *

(c)
* * *

(ii) The roles, duties, and activities of the subcommittee shall include but are not limited to:
* * *

(cc) Submitting a semi-annual an annual report to the governor and to the UCG by January first and July first of each year.

* * *

(d)(i) A "long term recovery subcommittee" is hereby established and shall be composed of the following members:

(aa) The director of the Governor's Office of Homeland Security and Emergency Preparedness, or his designee.

(bb) The executive director of the office of community development, disaster recovery unit, or his designee.

(cc) The commissioner of the Louisiana Department of Agriculture and Forestry, or his designee.

(dd) The secretary of the Louisiana Department of Wildlife and Fisheries, or his designee.

(ee) The lieutenant governor, or his designee.

(ff) The secretary of the Louisiana Department of Children and Family Services, or his designee.

(gg) The secretary of the Louisiana Department of Health, or his designee.

(hh) The state superintendent of the Louisiana Department of Education, or his designee.

(ii) The secretary of the Department of Transportation and Development, or his designee.

(ji) The executive director of the Louisiana Housing Corporation, or his designee.

(kk) The secretary of Louisiana Economic Development, or his designee.

(ll) The chairman of the Coastal Protection and Restoration Authority, or his designee.

(mm) The chairman of the regional parish office of emergency preparedness parish directors subcommittee.

(ii) The roles, duties, and activities of the subcommittee shall include but are not limited to:

(aa) Developing long-term recovery planning and advising on opportunities that will achieve sustainability efforts within affected localities.

(bb) Establishing advisory subcommittees for specific issues.

(cc) Submitting an annual report to the governor and to the UCG by January first of each year.

(iii) The co-chairmen of the subcommittee shall be the director of the Governor's Office of Homeland Security and Emergency Preparedness and the director of the office of community development, disaster recovery unit. All remaining officers shall be elected by and from the

membership of the subcommittee.

(iv) ~~Members of the subcommittee shall be entitled to be reimbursed for actual expenses for travel consistent with allowances for state classified employees and approved by the chairman of the subcommittee, if funding is available.~~

(v) ~~The subcommittee shall meet at regular intervals at the direction of the co-chairmen.~~

(7) ~~The UCG may recommend additions or deletions to the interoperability subcommittee on the statewide communications interoperability plan for first responders, but shall have no authority to change the system.~~

§726. Governor's Office of Homeland Security and Emergency Preparedness; authority and responsibilities

B. The office shall prepare and maintain a homeland security and state emergency operations plan and keep it current, which plan may include any of the following:

(16) ~~Coordinating public-private sector relationships during a disaster or emergency declared pursuant to R.S. 29:724, or during a disaster or emergency that does not rise to the level of a declaration, to assist in response and recovery efforts including soliciting and distributing donated resources from the private sector to meet the needs of an emergency or disaster. This authority shall not be subject to the limitations of R.S. 42:1115.~~

E. The office shall either directly or through authorized assignment to another state agency or department:

(9) ~~Establish a register of persons, including but not limited to volunteers described in R.S. 29:735.3.1, with types of training and skills important in homeland security and emergency mitigation, preparedness, response, and recovery.~~

(27) ~~For emergencies not rising to the level of a state declaration of an emergency, but still threatening life, safety or health of Louisiana residents, the Governor's Office of Homeland Security and Emergency Preparedness director may coordinate the solicitation and donation of resources needed to meet the needs of citizens. This authority shall not be subject to the limitations of R.S. 42:1115.~~

(28) ~~Hold the legal responsibility for the Louisiana Emergency Management Assistance Compact under the provisions of R.S. 29:733.~~

(29)(a) ~~Activate the Statewide Cemetery Response Task Force pursuant to R.S. 29:726.4.~~

(b) ~~Review assessments for the Statewide Cemetery Response Task Force to determine the continued need for assistance from that body.~~

§726.4. Statewide Cemetery Response Task Force; authority and responsibilities

A. ~~The Statewide Cemetery Response Task Force is hereby established to assess response and recovery needs related to cemeteries during any emergency declaration by the state or any parish thereof.~~

B. The task force shall be composed as follows:

(1) ~~One representative from the Louisiana State University's Forensic Anthropology and Computer Enhancement Services (FACES) Laboratory.~~

(2) ~~One representative from the Louisiana Department of Health.~~

(3) ~~One representative from the Department of Justice.~~

(4) ~~One representative from the Louisiana Cemetery Board.~~

(5) ~~One representative from the Governor's Office of Homeland Security and Emergency Preparedness.~~

(6) ~~One representative appointed by the Louisiana State Coroner's Association.~~

C. ~~The task force shall appoint a chairperson from among its members. Each member may appoint a designee who shall have all of the rights and privileges as a member of the task force when acting in such capacity.~~

D. ~~The task force shall be activated at the request of the director of the Governor's Office of Homeland Security and Emergency Preparedness when the state or a parish has issued an emergency declaration and there is evidence that damage has occurred to a cemetery.~~

E. ~~Upon activation, the task force shall complete and submit within seventy-two hours a preliminary assessment of the known impacts to cemeteries as a result of the emergency event to the director of the Governor's Office of Homeland Security and Emergency Preparedness.~~

F. ~~The Statewide Cemetery Response Task Force shall have the following powers and duties:~~

(1) ~~Determine whether response and recovery efforts related to cemeteries is necessary.~~

(2) ~~When a response is necessary, make recommendations for the nature of the response.~~

(3) ~~Provide subject matter expertise as requested during the response.~~

(4) ~~May direct available parish and local resources for the response.~~

(5) ~~Coordinate with any relevant federal agencies on cemetery impacts response and recovery.~~

(6) ~~Coordinate with any impacted parish or local governments on the cemetery impacts response and recovery.~~

(7) ~~Coordinate with any non-governmental organizations, funeral directors, monument and vault companies, churches, cemetery authorities, associations, and vendors involved in the cemetery impacts response and recovery.~~

(8) ~~Advise the director of the Governor's Office of Homeland Security and Emergency Preparedness of any public health or other concerns related to disinterred remains for which the person responsible for disposition cannot be located.~~

G. ~~Members of the task force shall be entitled to be reimbursed for actual expenses for travel consistent with allowances for state classified employees and approved by the director of the Governor's Office of Homeland Security and Emergency Preparedness, if funding is available.~~

H. ~~The task force, acting pursuant to its authority provided in this Section, may not supplant the authority of an individual cemetery authority that seeks to manage its own disaster response and communicates that desire in writing to the task force.~~

§727. Powers of the parish president; penalties for violations

D. A local disaster or emergency may be declared only by the parish president, except as otherwise provided in this Chapter. In that event, the state of emergency shall continue until the parish president finds that the threat of danger has been dealt with to the extent that emergency conditions no longer exist. The state of emergency may be terminated by executive

~~order or proclamation, but no state of emergency may continue for longer than thirty days unless extended by the parish president.~~ The state of emergency or disaster may be terminated by the governor, a petition signed by a majority of the surviving members of either house of the legislature, or a majority of the surviving members of the parish governing authority. The document terminating the state of emergency or disaster may establish a period during which no other declaration of emergency or disaster may be issued. All executive orders or proclamations issued under this Subsection shall indicate the nature of the emergency, the area or areas which are or may be affected, and the conditions which brought it about. Any order or proclamation declaring, continuing, or terminating a local disaster or emergency shall be given prompt and general publicity and shall be filed promptly with the office of emergency preparedness and the office of the clerk of court.

§735. Immunity of personnel

A.(1) Neither the state nor any political subdivision thereof, nor other agencies, nor, except in case of willful misconduct, the agents' employees or representatives of any of them engaged in any homeland security and emergency preparedness and recovery activities, while complying with or attempting to comply with this Chapter or any rule or regulation promulgated pursuant to the provisions of this Chapter shall be liable for the death of or any injury to persons or damage to property as a result of such activity.

(3) ~~The Governor's Office of Homeland Security and Emergency Preparedness and each parish homeland security and emergency preparedness agency shall be immune from any claim based upon the exercise or performance of, or the failure to exercise or perform, any discretionary function or duty, on the part of the office or any employee thereof in carrying out its mission as defined in R.S. 29:726 and 728.~~

Section 2. R.S. 9:2793.10 is hereby enacted to read as follows:

§2793.10. Immunity for homeland security and emergency preparedness, response and recovery activities

The state and any political subdivision thereof, and other agencies, engaged in homeland security, emergency preparedness, response and recovery activities shall be immune pursuant to R.S. 29:735.

Section 3. R.S. 29:725.6(B)(6)(a)(ii)(ff) is hereby repealed in its entirety.

Approved by the Governor, June 2, 2018.

A true copy:
R. Kyle Ardoin
Secretary of State

ACT No. 714

HOUSE BILL NO. 669
BY REPRESENTATIVE MARCELLE
AN ACT

To amend and reenact R.S. 32:57.1(A), relative to the status of an operator's license after failing to appear in court; to provide discretion for a magistrate or judge to issue a suspension on the renewal of an operator's license; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 32:57.1(A) is hereby amended and reenacted to read as follows:

§57.1. Failure to honor written promise to appear; penalty; disposition of fines

A. Whenever an arrested person who was released on his written promise to appear before a magistrate at the place and time specified in a summons described in R.S. 32:391(B) fails to honor his written promise to appear, the magistrate or judge of the court exercising jurisdiction shall may immediately forward to the Department of Public Safety and Corrections notice of the failure to appear, with information necessary for identification of the arrested person. Thereupon, unless the original charges have been disposed of, the Department of Public Safety and Corrections shall immediately notify the arrested person of suspension of his operator's license and the imposition of a fifty-dollar fee, regardless of the disposition of the original charge. The Department of Public Safety and Corrections likewise shall inform the arrested person that his operator's license cannot be renewed or reissued until the forwarding court exercising jurisdiction certifies that he had honored the appearance promise or paid an appropriate fine for the offense as determined by the forwarding court exercising jurisdiction.

Approved by the Governor, June 2, 2018.

A true copy:
R. Kyle Ardoin
Secretary of State

ACT No. 715

HOUSE BILL NO. 823
BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 40:1046(J) and R.S. 40:1046(J) as amended and reenacted by Section 2 of Act No. 96 of the 2016 Regular Session of the Legislature of Louisiana, relative to medical marijuana; to extend the termination date for recommending or prescribing marijuana for therapeutic use; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:1046(J) is hereby amended and reenacted to read as follows:

§1046. Recommendation of marijuana for therapeutic use; rules and regulations; Louisiana Board of Pharmacy and the adoption of rules and regulations relating to the dispensing of recommended marijuana for therapeutic use; the Department of Agriculture and Forestry and the licensure of a production facility

J. The provisions of this Section shall terminate on January 1, 2020 2025.

Section 2. R.S. 40:1046(J) as amended and reenacted by Section 2 of Act No. 96 of the 2016 Regular Session of the Legislature of Louisiana is hereby amended and reenacted to read as follows:

§1046. Recommendation of marijuana for therapeutic use; rules and regulations; Louisiana Board of Pharmacy and the adoption of rules and regulations relating to the dispensing of recommended marijuana for therapeutic use; the Department of Agriculture and Forestry and the licensure of a production facility

* * *

J. The provisions of this Section shall terminate on January 1, 2020 2025.
Approved by the Governor, June 2, 2018.

A true copy:
R. Kyle Ardoin
Secretary of State

ACT No. 716

- - -

HOUSE BILL NO. 898

(Substitute for House Bill No. 511 by Representative Bacala)
BY REPRESENTATIVES BACALA AND EDMONDS
AN ACT

To enact Part XII of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:409.1 through 409.6, and R.S. 17:3996(B)(45), relative to school safety; to provide for resources and reporting procedures; to provide for definitions; to require the reporting of any threats of violence to appropriate law enforcement; to provide for mandatory mental health evaluations; to provide for safety measures; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Part XII of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:409.1 through 409.6, and R.S. 17:3996(B)(45) are hereby enacted to read as follows:

PART XII. LOUISIANA SCHOOL AND STUDENT SAFETY

§409.1. Short title
This Part may be cited as the “Louisiana School and Student Safety Act.
§409.2. Definitions
For the purposes of this Part:
(1) The term “school” shall have the meaning ascribed to it by R.S. 17:236.
(2) The term “threat of violence” means communication, whether oral, visual, or written, including but not limited to electronic mail, letters, notes, social media posts, text messages, blogs, or posts on any social networking website, of any intent to kill, maim, or cause great bodily harm to a student, teacher, principal, or school employee on school property or at any school function.
(3) The term “threat of terrorism” means communication, whether oral, visual, or written, including but not limited to electronic mail, letters, notes, social media posts, text messages, blogs, or posts on any social networking website, of any crime of violence that would reasonably cause any student, teacher, principal, or school employee to be in sustained fear for his safety, cause the evacuation of a building, or cause other serious disruption to the operation of a school.
§409.3. Mandatory reporting
A. Any administrator, teacher, counselor, bus operator, or other school employee, whether full-time or part-time, who learns of a threat of violence or threat of terrorism, whether through oral communication, written communication, or electronic communication, shall:
(1) Immediately report the threat to a local law enforcement agency if there is a reasonable belief that the threat is credible and imminent.
(2) Immediately report the threat to school administrators for further investigation, in compliance with Subsection C of this Section, if the threat does not meet the standard of reasonable belief provided for in Paragraph (1) of this Subsection.
B. No person shall have a cause of action against any person for any action taken or statement made in adherence with the requirement for reporting as provided in this Part. However, the immunity from liability provided in this Subsection shall not apply to any action or statement if the action or statement was maliciously, willfully, and deliberately intended to cause harm to, harass, or otherwise deceive law enforcement or school officials.
§409.4. Threat assessment
A.(1) Each public school governing authority shall develop and adopt a policy for the investigation of potential threats of violence or threats of terrorism that have been reported to a school administrator, which shall include conducting an interview with the person reporting a threat, the person allegedly making a threat, and all witnesses, and securing any evidence, including but not limited to statements, writings, recordings, electronic messages, and photographs.
(2) If the investigation results in evidence or information that raises a concern that a threat is credible and imminent, the threat shall be immediately reported to a local law enforcement agency.
B. Any law enforcement agency receiving any notification that alleges a threat of violence or threat of terrorism under this Part shall:
(1) Begin an investigation not later than the first day that school is in session after the report is received and endeavor to complete the investigation not later than three school days after the report is received.
(2) Notify the principal of the school that is the target of a threat of violence or threat of terrorism. If the principal is not available or cannot be contacted, the law enforcement agency shall notify any school official authorized to act in an emergency situation.
C. In addition to the investigation and procedures outlined in this Section, nothing shall prohibit a law enforcement officer with probable cause from detaining or arresting any person for any alleged criminal act.
§409.5. Restrictions and mandatory evaluation
A.(1) If the person who is reported to a local law enforcement agency pursuant to R.S. 17:409.3(A) is a student, he shall not be permitted to return to school until undergoing a

formal mental health evaluation. The law enforcement agency shall file a petition with the appropriate judicial district court for medical, psychological, and psychiatric evaluation as outlined in this Subsection.

(2)(a) As soon as practical after the filing of the petition, the court shall review the petition and supporting documents and determine whether there exists probable cause to believe that the student is a danger to himself or others.

(b) If the court determines that probable cause exists:
(i) The court shall assign a time and place not later than seven calendar days thereafter for a hearing upon the petition and shall cause reasonable notice thereof to be given to the student, his attorney, and the petitioner. The notice shall inform the student that he has the right to be present at the hearing; the right to counsel; if indigent or otherwise qualified, the right to have counsel appointed to represent him; and the right to cross examine witnesses testifying at any hearing on such application.
(ii) The court may appoint the student’s treating physician if available or, if not, then another medical professional, preferably a psychiatrist, or a mental health professional, such as a school psychologist, to examine the student and make a written report to the court and the student’s attorney.

(3) An examination order by the court pursuant to this Subsection shall be conducted as soon as practical, and the examining medical or mental health professional shall report to the court any conclusions reached as a result of the examination. The medical or mental health professional shall consider whether:
(a) The student is suffering from serious mental illness which causes him to be a danger to himself or others.
(b) The student’s condition is likely to deteriorate unless he is provided appropriate treatment.
(c) The student’s condition is likely to improve if he is provided appropriate treatment.
(4) The student or his attorney shall have the right to seek an additional independent medical or mental health opinion.

(5)(a) If the student refuses to be examined by the court-appointed medical or mental health professional or if the judge, after reviewing the petition and affidavit and the report of the treating medical or mental health professional, finds that the student is a danger to himself or others, that he is mentally ill or suffering from substance abuse and in need of immediate hospitalization to protect himself or others from physical harm, or that his condition may be markedly worsened by delay, the court may issue a court order for custody of the student, and a peace officer shall deliver him to a treatment facility designated by the court. The court shall not order custody to the Louisiana Department of Health or placement with a Louisiana Department of Health treatment facility without prior notice given to the department.

(b) If the judge, after reviewing the petition and affidavit or the report of the treating medical or mental health professional, finds that the student is not a danger to himself or others and is not in need of immediate hospitalization to protect himself or others from physical harm, the court may require that the student continue outpatient mental health treatment as a condition of the order. Such condition of outpatient mental health treatment shall be for a finite time that shall not exceed six months.
B. If the person who is reported to a local law enforcement agency pursuant to R.S. 17:409.3(A) is not a student, he shall not be permitted to be within five hundred feet of any school until he has undergone a formal medical or mental health evaluation and has been deemed by a health care professional to not be dangerous to himself or others.

* * *

§3996. Charter schools; exemptions; requirements

* * *

B. Notwithstanding any state law, rule, or regulation to the contrary and except as may be otherwise specifically provided for in an approved charter, a charter school established and operated in accordance with the provisions of this Chapter and its approved charter and the school’s officers and employees shall be exempt from all statutory mandates or other statutory requirements that are applicable to public schools and to public school officers and employees except for the following laws otherwise applicable to public schools with the same grades:

* * *

(45) Threats of violence or terrorism, R.S. 17:409.1 et seq.

* * *

Section 2. The legislature finds and declares that:

(1) Acts of violence and terrorism continue to occur in schools and pose a significant threat to the safety and well-being of children.
(2) Acts of violence and terrorism foster a climate of fear that can seriously impair and affect the physical and psychological health of students and create conditions that negatively affect learning.
(3) Protecting children and the school environment is a governmental interest of the highest order.
(4) Students, parents, educators, and policymakers have come together to call for leadership and action to address the national crisis of terrorism and violence in elementary and secondary schools.
(5) The purposes of this Part is to address the acts of violence and terrorism and provide resources to educate students and school personnel on such violence, provide a method for reporting and investigating threats, and evaluate students who may be a threat to themselves or others.

Approved by the Governor, June 2, 2018.

A true copy:
R. Kyle Ardoin
Secretary of State

ACT No. 717

SENATE BILL NO. 263
BY SENATOR ERDEY
A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, relative to public equipment and personnel; to authorize, pursuant to a written agreement, the donation of the use of public equipment and personnel by a political subdivision to another political subdivision for an activity or function which the requesting political subdivision is authorized to exercise; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state, for their approval or rejection in the manner provided by law, to amend Article VII, Section 14(B) of the Constitution of Louisiana, to read as follows:

§14. Donation, Loan, or Pledge of Public Credit

(B) Authorized Uses. Nothing in this Section shall prevent (1) the use of public funds for programs of social welfare for the aid and support of the needy; (2) contributions of public funds to pension and insurance programs for the benefit of public employees; (3) the pledge of public funds, credit, property, or things of value for public purposes with respect to the issuance of bonds or other evidences of indebtedness to meet public obligations as provided by law; (4) the return of property, including mineral rights, to a former owner from whom the property had previously been expropriated, or purchased under threat of expropriation, when the legislature by law declares that the public and necessary purpose which originally supported the expropriation has ceased to exist and orders the return of the property to the former owner under such terms and conditions as specified by the legislature; (5) acquisition of stock by any institution of higher education in exchange for any intellectual property; (6) the donation of abandoned or blighted housing property by the governing authority of a municipality or a parish to a nonprofit organization which is recognized by the Internal Revenue Service as a 501(c)(3) or 501(c)(4) nonprofit organization and which agrees to renovate and maintain such property until conveyance of the property by such organization; (7) the deduction of any tax, interest, penalty, or other charges forming the basis of tax liens on blighted property so that they may be subordinated and waived in favor of any purchaser who is not a member of the immediate family of the blighted property owner or which is not any entity in which the owner has a substantial economic interest, but only in connection with a property renovation plan approved by an administrative hearing officer appointed by the parish or municipal government where the property is located; (8) the deduction of past due taxes, interest, and penalties in favor of an owner of a blighted property, but only when the owner sells the property at less than the appraised value to facilitate the blighted property renovation plan approved by the parish or municipal government and only after the renovation is completed such deduction being canceled, null and void, and to no effect in the event ownership of the property in the future reverts back to the owner or any member of his immediate family; (9) the donation by the state of asphalt which has been removed from state roads and highways to the governing authority of the parish or municipality where the asphalt was removed, or if not needed by such governing authority, then to any other parish or municipal governing authority, but only pursuant to a cooperative endeavor agreement between the state and the governing authority receiving the donated property; (10) the investment in stocks of a portion of the Rockefeller Wildlife Refuge Trust and Protection Fund, created under the provisions of R.S. 56:797, and the Russell Sage or Marsh Island Refuge Fund, created under the provisions of R.S. 56:798, such portion not to exceed thirty-five percent of each fund; (11) the investment in stocks of a portion of the state-funded permanently endowed funds of a public or private college or university, not to exceed thirty-five percent of the public funds endowed; ~~or~~ (12) the investment in equities of a portion of the Medicaid Trust Fund for the Elderly created under the provisions of R.S. 46:2691 et seq., such portion not to exceed thirty-five percent of the fund; ~~or~~ (13) the investment of public funds to capitalize a state infrastructure bank and the loan, pledge, or guarantee of public funds by a state infrastructure bank solely for transportation projects; ~~or~~ **(14) pursuant to a written agreement, the donation of the use of public equipment and personnel by a political subdivision upon request to another political subdivision for an activity or function the requesting political subdivision is authorized to exercise.**

Section 2. Be it further resolved that this proposed amendment shall be submitted to the electors of the state of Louisiana at the statewide election to be held on November 6, 2018.

Section 3. Be it further resolved that on the official ballot to be used at said election there shall be printed a proposition, upon which the electors of the state shall be permitted to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as follows:

Do you support an amendment to permit, pursuant to written agreement, the donation of the use of public equipment and personnel by a political subdivision upon request to another political subdivision for an activity or function which the requesting political subdivision is authorized to exercise? (Amends Const. Art. VII, §14(B))

A true copy:
R. Kyle Ardoin
Secretary of State

ACT No. 718

SENATE BILL NO. 164
BY SENATORS MORRELL AND WALSWORTH
A JOINT RESOLUTION

Proposing to amend Article VII, Section 18(A) and (F) of the Constitution of Louisiana, to provide relative to ad valorem taxation; to provide for the reappraisal of property subject to ad valorem taxation; to require the phase-in of the amount of an increase in assessed value of certain property following reappraisal under certain circumstances; to provide for certain limitations; and to specify an election for submission of the proposition to electors

and provide a ballot proposition.
Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state, for their approval or rejection in the manner provided by law, a proposal to amend Article VII, Section 18(A) and (F) of the Constitution of Louisiana, to read as follows:

§18. Ad Valorem Taxes

Section 18.(A) Assessments. Property subject to ad valorem taxation shall be listed on the assessment rolls at its assessed valuation, which, except as provided in Paragraphs (C), ~~(F)~~, and (G), shall be a percentage of its fair market value. The percentage of fair market value shall be uniform throughout the state upon the same class of property.

(F) Reappraisal. **(1)** All property subject to taxation shall be reappraised and valued in accordance with this Section, at intervals of not more than four years.

(2)(a) In the year of implementation of a reappraisal as required in Subparagraph (1) of this Paragraph, solely for purposes of determining the ad valorem tax imposed on residential property subject to the homestead exemption as provided in Section 20 of this Article, if the assessed value of immovable property increases by an amount which is greater than fifty percent of the property's assessed value in the previous year, the collector shall phase-in the additional tax liability resulting from the increase in the property's assessed value over a four-year period as follows:

(i) For purposes of calculating the ad valorem taxes on the property in the first levy following reappraisal, the collector shall use the property's assessed value from the previous year, which shall be called the base amount as used in this Subparagraph, and shall increase the portion of the assessed value of the property used to calculate ad valorem taxes by adding an amount which is equal to one-fourth of the amount of the increase in the property's assessed value as a result of the reappraisal to the base amount. This resulting amount shall constitute the property's taxable value and shall be used solely for purposes of calculating ad valorem taxes for that taxable year.

(ii) For purposes of calculating the ad valorem taxes on the property in the second levy following reappraisal, the collector shall increase the portion of the assessed value of the property used to calculate ad valorem taxes by adding an amount which is equal to one-half of the amount of the increase in the property's assessed value as a result of the reappraisal to the base amount. This resulting amount shall constitute the property's taxable value and shall be used solely for purposes of calculating ad valorem taxes for that taxable year.

(iii) For purposes of calculating the ad valorem taxes on the property in the third levy following reappraisal, the collector shall increase the portion of the assessed value of the property used to calculate ad valorem taxes by adding an amount which is equal to three-quarters of the amount of the increase in the property's assessed value as a result of the reappraisal to the base amount. This resulting amount shall constitute the property's taxable value and shall be used solely for purposes of calculating ad valorem taxes for that taxable year.

(iv) In the fourth levy following reappraisal, the collector shall calculate ad valorem taxes based on the property's full assessed value.

(b) The provisions of this Subparagraph providing for a phase-in of additional ad valorem tax liability following reappraisal shall cease to apply upon the transfer or conveyance of ownership of the property. Following a transfer or conveyance, the collector shall calculate ad valorem taxes based on the property's full assessed value.

(c) Property subject to the provisions of this Subparagraph shall not be subject to reappraisal by an assessor until after the four-year phase-in of the amount of the increase in the property's assessed value is complete.

(d) Notwithstanding any provision of this constitution to the contrary, the increase in assessed valuation of property phased-in under this Subparagraph shall be included as taxable property for purposes of any subsequent reappraisals and valuation for millage adjustment purposes under Article VII, Section 23(B) of this constitution. The decrease in the total amount of ad valorem tax collected by a taxing authority as a result of this phase-in of assessed valuation shall be absorbed by the taxing authority and shall not create any additional tax liability for other taxpayers in the taxing district as a result of any subsequent reappraisal and valuation or millage adjustment. Implementation of this phase-in of increase in assessed valuation authorized in this Subparagraph shall neither trigger nor be cause for a reappraisal of property or an adjustment of millages pursuant to the provisions of Article VII, Section 23(B) of this constitution.

(e) The provisions of this Subparagraph shall not apply to the extent the increase was attributable to construction on or improvements to the property.

Section 2. Be it further resolved that this proposed amendment shall be submitted to the electors of the state of Louisiana at the statewide election to be held on November 6, 2018.

Section 3. Be it further resolved that on the official ballot to be used at said election there shall be printed a proposition, upon which the electors of the state shall be permitted to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as follows:

Do you support an amendment that will require that any reappraisal of the value of residential property by more than 50%, resulting in a corresponding increase in property taxes, be phased-in over the course of four years during which time no additional reappraisal can occur and that the decrease in the total ad valorem tax collected as a result of the phase-in of assessed valuation be absorbed by the taxing authority and not allocated to the other taxpayers? (Amends Article VII, Section 18(A) and (F))

A true copy:
R. Kyle Ardoin
Secretary of State

ACT No. 719

SENATE BILL NO. 31
BY SENATORS APPEL AND WALSWORTH
A JOINT RESOLUTION

Proposing to Add Article I Section 10.1 of the Constitution of Louisiana, relative to public office; to prohibit convicted felons from seeking or holding public office within a certain time period; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected

to each house concurring, that there shall be submitted to the electors of the state, for their approval or rejection in the manner provided by law, a proposal to add Article I Section 10.1 of the Constitution of Louisiana, to read as follows:

§10.1. Disqualification from Seeking or Holding an Elective Office or Appointment
Section 10.1.(A) Disqualification. The following persons shall not be permitted to qualify as a candidate for elective public office or hold elective public office or appointment of honor, trust, or profit in this state:

- (1) A person actually under an order of imprisonment for conviction of a felony.**
(2) A person who has been convicted within this state of a felony and who has exhausted all legal remedies, or who has been convicted under the laws of any other state or of the United States or of any foreign government or country of a crime which, if committed in this state, would be a felony and who has exhausted all legal remedies and has not afterwards been pardoned either by the governor of this state or by the officer of the state, nation, government, or country having such authority to pardon in the place where the person was convicted and sentenced.
(B) Exception. The provisions of Paragraph (A) of this Section shall not prohibit a person convicted of a felony from qualifying as a candidate for elective public office or holding such elective public office or appointment of honor, trust, or profit if more than five years have elapsed since the completion of his original sentence for the conviction.

(C) The provisions of Paragraph (A) of this Section shall not prohibit a person from being employed by the state or a political subdivision.

Section 2. Be it further resolved that this proposed amendment shall be submitted to the electors of the state of Louisiana at the statewide election to be held on November 6, 2018.

Section 3. Be it further resolved that on the official ballot to be used at said election there shall be printed a proposition, upon which the electors of the state shall be permitted to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as follows:

Do you support an amendment to prohibit a convicted felon from seeking or holding public office or appointment within five years of completion of his sentence unless he is pardoned?

(Adds Article I, Section 10.1)

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 720

SENATE BILL NO. 59
BY SENATOR CORTEZ
A JOINT RESOLUTION

Proposing to amend Article VII, Section 27(B)(1) of the Constitution of Louisiana, relative to the Transportation Trust Fund; to remove authority to appropriate or dedicate monies in the trust fund to state police for traffic control purposes; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state, for their approval or rejection in the manner provided by law, a proposal to amend Article VII, Section 27(B)(1) of the Constitution of Louisiana, to read as follows:

§27. Transportation Trust Fund

Section 27.

(B)(1) Except as provided for in Subparagraph (2) of this Paragraph, the monies in the trust fund shall be appropriated or dedicated solely and exclusively for the costs for and associated with construction and maintenance of the roads and bridges of the state and federal highway systems, the Statewide Flood-Control Program or its successor, ports, airports, transit, ~~state police for traffic control purposes~~, and the Parish Transportation Fund or its successor and for the payment of all principal, interest, premium, if any, and other obligations incident to the issuance, security, and payment in respect of bonds or other obligations payable from the trust fund as authorized in Paragraph (D) ~~hereof~~ **of this Section**. Unless pledged to the repayment of bonds authorized in Paragraphs (C) or (D) of this Section, the monies in the trust fund allocated to ports, airports, flood control, parish transportation, and state highway construction shall be appropriated annually by the legislature only pursuant to programs established by law which establish a system of priorities for the expenditure of such monies, except that the Transportation Infrastructure Model for Economic Development, which shall include only those projects enumerated in House Bill 17 of the 1989 First Extraordinary Session of the Legislature and US Highway 61 from Thompson Creek to the Mississippi Line, in lieu of “US 61-Bains to Mississippi Line”, and US Highway 165 from I-10 to Alexandria to Monroe to Bastrop and thence on US Highway 425 from Bastrop to the Arkansas Line, in lieu of “US 165-I-10 Alexandria-Monroe-Bastrop-Arkansas Line” and LA 15-Natchez, Mississippi to Chase in lieu of “LA 15-Natchez, Mississippi to Monroe”, shall be funded as provided by law. The ~~state-generated~~ **state-generated** tax monies appropriated for ports, Parish Transportation Fund, or its successor, and the Statewide Flood-Control Program, or its successor, ~~and state police for traffic control purposes~~ shall not exceed twenty percent annually of the ~~state-generated~~ **state-generated** tax revenues in the trust fund; provided, however, that no less than the avails of one cent of the tax on gasoline and special fuels shall be appropriated each year to the Parish Transportation Fund, or its successor. The annual appropriation for airports shall be a sum equal to, but not greater than, the annual estimated revenue to be derived from the state taxes to be collected and received on aviation fuel. Unencumbered and unexpended balances at the end of each fiscal year shall remain in the trust fund. The earnings realized in each fiscal year on the investment of monies in the trust fund shall be deposited in and credited to the trust fund.

Section 2. Be it further resolved that this proposed amendment shall be submitted to the electors of the state of Louisiana at the statewide election to be held on November 6, 2018.

Section 3. Be it further resolved that on the official ballot to be used at said election there shall be printed a proposition, upon which the electors of the state shall be permitted to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as follows:

Do you support an amendment to remove authority to appropriate or dedicate monies in the

Transportation Trust Fund to state police for traffic control purposes?

(Amends Article VII, Section 27(B)(1))

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 721

SENATE BILL NO. 163
BY SENATOR PERRY
A JOINT RESOLUTION

Proposing to add Article VII, Sections 18(G)(6), 21(K)(4) and (M)(4) of the Constitution of Louisiana, relative to ad valorem taxes; to provide with respect to eligibility for the special assessment level and certain exemptions; to authorize the special assessment level for homesteads, the additional exemption for disabled veterans and their spouses, and the exemption for surviving spouses of military personnel, law enforcement and fire protection officers, and first responders to apply to trusts under certain circumstances; to specify an election for submission of the proposition to electors; and provide a ballot proposition.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state, for their approval or rejection in the manner provided by law, a proposal to add Article VII, Sections 18(G)(6), 21(K)(4) and (M)(4) of the Constitution of Louisiana, to read as follows:

§18. Ad Valorem Taxes

(G) Special Assessment Level.

(6)(a) A trust shall be eligible for the special assessment level as provided by law.

(b) If a trust would have been eligible for the special assessment level pursuant to this Subparagraph prior to the most recent reappraisal, the total assessment of the property held in trust shall be the assessed value on the last appraisal before the reappraisal.

§21. Other Property Exemptions

Section 21. In addition to the homestead exemption provided for in Section 20 of this Article, the following property and no other shall be exempt from ad valorem taxation:

(K)

(4) A trust shall be eligible for the exemption provided for in this Paragraph as provided by law.

(M) There is hereby established an exemption from ad valorem tax for the total assessed value of the homestead of the unmarried surviving spouse of a person who died under the conditions enumerated in Subsubparagraph (1)(a) or (b) of this Paragraph, and if the conditions established in Subsubparagraph (1)(c) of this Paragraph are met.

(4) A trust shall be eligible for the exemption provided for in this Paragraph as provided by law.

Section 2. Be it further resolved that this proposed amendment shall be submitted to the electors of the state of Louisiana at the statewide election to be held on November 6, 2018.

Section 3. Be it further resolved that on the official ballot to be used at said election there shall be printed a proposition, upon which the electors of the state shall be permitted to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as follows:

Do you support an amendment to extend eligibility for the following special property tax treatments to property in trust: the special assessment level for property tax valuation, the property tax exemption for property of a disabled veteran, and the property tax exemption for the surviving spouse of a person who died while performing their duties as a first responder, active duty member of the military, or law enforcement or fire protection officer?

(Adds Article VII, Sections 18(G)(6), 21(K)(4) and (M)(4))

A true copy:

R. Kyle Ardoin
Secretary of State

ACT No. 722

SENATE BILL NO. 243
BY SENATORS MORRELL, BARROW, BISHOP, BOUDREAUX, CARTER, CLAITOR, LAFLEUR, LONG, LUNEAU, PETERSON, PRICE AND GARY SMITH AND REPRESENTATIVES BAGNERIS, BISHOP, BOUIE, BRASS, CARPENTER, GARY CARTER, CONNICK, COX, DUPLESSIS, FRANKLIN, GAINES, GLOVER, HALL, JIMMY HARRIS, HUNTER, JACKSON, JAMES, JEFFERSON, JENKINS, JORDAN, TERRY LANDRY, LYONS, MARCELLE, MARINO, GREGORY MILLER, NORTON, PIERRE, SMITH AND STAGNI

A JOINT RESOLUTION

Proposing to amend Article I, Section 17(A) of the Constitution of Louisiana, relative to jury trials in criminal cases; to require unanimous vote of twelve jurors in all felony cases for offenses committed on or after January 1, 2019; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state, for their approval or rejection in the manner provided by law, a proposal to amend Article I, Section 17(A) of the Constitution of Louisiana, to read as follows:

§17. Jury Trial in Criminal Cases; Joinder of Felonies; Mode of Trial

Section 17.(A) Jury Trial in Criminal Cases. A criminal case in which the punishment may be capital shall be tried before a jury of twelve persons, all of whom must concur to render

a verdict. A case **for an offense committed prior to January 1, 2019**, in which the punishment is necessarily confinement at hard labor shall be tried before a jury of twelve persons, ten of whom must concur to render a verdict. **A case for an offense committed on or after January 1, 2019, in which the punishment is necessarily confinement at hard labor shall be tried before a jury of twelve persons, all of whom must concur to render a verdict.** A case in which the punishment may be confinement at hard labor or confinement without hard labor for more than six months shall be tried before a jury of six persons, all of whom must concur to render a verdict. The accused shall have a right to full voir dire examination of prospective jurors and to challenge jurors peremptorily. The number of challenges shall be fixed by law. Except in capital cases, a defendant may knowingly and intelligently waive his right to a trial by jury but no later than forty-five days prior to the trial date and the waiver shall be irrevocable.

* * *

Section 2. Be it further resolved that this proposed amendment shall be submitted to the electors of the state of Louisiana at the statewide election to be held on November 6, 2018.

Section 3. Be it further resolved that on the official ballot to be used at said election there shall be printed a proposition, upon which the electors of the state shall be permitted to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as follows:

Do you support an amendment to require a unanimous jury verdict in all noncapital felony cases for offenses that are committed on or after January 1, 2019?

(Amends Article I, Section 17(A))

A true copy:

R. Kyle Ardoin
Secretary of State