The Senate was called to order at 1:30 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

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

PRESENT

- Mr. President Dupre Marionneaux
- Adley Ellington McPherson
- Amedee Fields Michot
- Bajoie Fontenot Mount
- Barham Gautreaux B Murray
- Cain Marionneaux Smith
- Dupre Michot
- Ellington Mount
- Fontenot Murray
- Total - 17

ABSENT

- Amedee Gautreaux N Nevers
- Barham Malone Schedler
- Cain Marionneaux Smith
- Dupre Michot
- Ellington Mount
- Fontenot Murray
- Total - 12

The President of the Senate announced there were 38 Senators present and a quorum.

Prayer

The prayer was offered by Reverend Johnny C. Hair, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Mount, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Rules Suspended

Senator Jones asked for a suspension of the rules for the purpose of invoking 5 minute cloture.

Senator Schedler objected.

ROLL CALL

The roll was called with the following result:

YEAS

- Mr. President Cheek Heitmeier Jackson
- Adley Ellington Holis Jones
- Bajoie Ellington Holis
- Amedee Gautreaux B Murray
- Barham Malone Schedler
- Cain Marionneaux Smith
- Dupre Michot
- Ellington Mount
- Fontenot Murray
- Total - 9

NAYS

- Amedee Gautreaux N Nevers
- Adley Ellington N Nevers
- Barham Malone Schedler
- Cain Marionneaux Smith
- Dupre Michot
- Ellington Mount
- Fontenot Murray
- Total - 17

ABSENT

- Adley Dardenne Kostelka
- Boasso Duplessis Lentini
- Chaisson Fields McPherson
- Cravins Gautreaux B Romero
- Dardenne Lentini Ullo
- Duplessis Malone
- Total - 12

The Chair declared the Senate refused to suspend the rules.

Privilege Report of the Legislative Bureau

June 15, 2005

To the President and Members of the Senate:

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

The following bills are approved as to construction and duplication.

HOUSE BILL NO. 7—
BY REPRESENTATIVE M. GUILLORY
AN ACT
To amend and reenact Code of Civil Procedure Article 4843(H), relative to the civil jurisdiction of the City Court of Eunice; to increase the jurisdictional amount in dispute in the City Court of Eunice; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 76—
BY REPRESENTATIVE MARCHAND
AN ACT
To amend and reenact R.S. 22:1065.1(A) and (B)(3), relative to criminal bail bonds; to provide for fees on premiums; to provide for Orleans Parish; to provide for distribution of the fees; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 114—
BY REPRESENTATIVE MARTINY
AN ACT
To amend and reenact R.S. 22:1065.1(A) and (B)(3), relative to criminal bail bonds; to provide for fees on premiums; to provide for Orleans Parish; to provide for distribution of the fees; and to provide for related matters.

Reported without amendments.
uniform and compulsive problem gambling program and permits for nongaming suppliers, key and non-key gaming employees apply to licensees for domestic cruiseship gaming; to create a special taxing district and to provide for its purpose, governance powers, duties, and functions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 128—
BY REPRESENTATIVE HAMMETT
AN ACT
To amend and reenact R.S. 47:301(3)(i)(ii)(bb), relative to the state sales and use tax; to define manufacturer to include certain exemptions for manufacturing machinery and equipment; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 130—
BY REPRESENTATIVE WOOTON
AN ACT
To enact R.S. 15:1229.2, relative to the School Violence Prevention Certification Program; to create the program under the jurisdiction of the Louisiana Commission on Law Enforcement and Training Program; to create the program under the jurisdiction of the Louisiana Commission on Law Enforcement and Training Program; to authorize and to provide for funding; to provide for the measurement of distances from a public playground, church or synagogue, public library, school, or full-time day care center that a licensed premises in certain areas cannot be situated; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 131—
BY REPRESENTATIVE MARTINY
AN ACT
To amend and reenact R.S. 4:732(A)(2), (B), (E)(2) and (5), and (G), relative to the Charitable Raffles, Bingo and Keno Licensing Law; to increase the civil jurisdictional amount in dispute; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 132—
BY REPRESENTATIVE HAMMETT
AN ACT
To amend and reenact R.S. 27:302(A)(5)(o), 306(A)(4)(c)(iv), and 311.1(B)(3) and to repeal R.S. 27:306(A)(4)(c)(ii)(dd), relative to the Video Draw Poker Devices Control Law; to remove requirements that qualified truck stop facility fuels sales comply with provisions providing for unfair sales and practices and the consumer protection law for the purposes of meeting fuel facility criteria for a qualified truck stop licensed to operate video draw poker devices; to repeal the requirement that a restaurant at a qualified truck stop offer a varied menu; to provide for an exception to the requirement that video draw poker devices be connected to a central computer system if that system is not operational; to provide that designated representatives are only required for certain licensed establishments; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 133—
BY REPRESENTATIVE HAMMETT
AN ACT
To enact R.S. 47:301(7)(j), relative to state and local sales and use taxes; to define lease or rental to include the lease or rental in an arms length transaction of a crane and related equipment with or without an operator; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 134—
BY REPRESENTATIVE JEFFERSON
AN ACT
To enact R.S. 47:301(3)(i)(ii)(bb), relative to the state sales and use tax; to define manufacturer to include certain exemptions for manufacturing machinery and equipment; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 135—
BY REPRESENTATIVE CROWE
AN ACT
To repeal R.S. 47:305.5, relative to the exemption from state and local sales and use tax for materials used in the construction of the Toledo Bend Dam Project; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 136—
BY REPRESENTATIVE HAMMETT
AN ACT
To amend and reenact Code of Civil Procedure Article 4843(F) and (I), relative to the jurisdictional limits of the City Court of Slidell; to increase the civil jurisdictional amount in dispute; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 137—
BY REPRESENTATIVE WOOTON
AN ACT
To enact R.S. 47:301(3)(i)(ii)(bb), relative to the state sales and use tax; to define manufacturer to include certain exemptions for manufacturing machinery and equipment; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 138—
BY REPRESENTATIVE M. POWELL
AN ACT
To amend and reenact R.S. 26:81(C) and 281(C)(1), relative to the applicability of such electing out; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 139—
BY REPRESENTATIVE Hammett
AN ACT
To provide that the term bingo includes electronic video bingo for purposes of decisions to permit charitable raffles, bingo, and keno by local governing authorities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 140—
BY REPRESENTATIVE HAMMETT
AN ACT
To enact R.S. 47:301(3)(i)(ii)(bb), relative to the state sales and use tax; to define manufacturer to include certain exemptions for manufacturing machinery and equipment; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 141—
BY REPRESENTATIVE HAMMETT
AN ACT
To enact R.S. 47:301(3)(i)(ii)(bb), relative to the state sales and use tax; to define manufacturer to include certain exemptions for manufacturing machinery and equipment; to provide for an effective date; and to provide for related matters.

Reported without amendments.
allocate funds to local law enforcement agencies for school crime investigations; to require implementation of the program within six months of funding of the program after evaluation of a pilot test of the program; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 672—
BY REPRESENTATIVES MONTGOMERY AND HOPKINS
AN ACT
To amend and reenact R.S. 47:635(A) and 640(A) and (B) and to enact R.S. 47:1520(A)(3), relative to the severance tax on oil and gas; to extend the tax return and payment due dates; to provide for a one-time payment of the oil and gas severance tax; to repeal the electronic funds transfer requirements; to require oil or gas severance tax reports to be filed electronically; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 672 by Representative Montgomery

AMENDMENT NO.1
On page 2, line 13, following "department" and before "of" insert "."

HOUSE BILL NO. 718—
BY REPRESENTATIVE BURNS
AN ACT
To amend and reenact R.S. 47:1508(B)(9) and to enact R.S. 47:1508(B)(21) and (22), relative to the furnishing of certain tax information to the State Departments of Natural Resources, Public Safety and Corrections, and Agriculture and Forestry; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 719—
BY REPRESENTATIVE HAMMETT
AN ACT
To repeal R.S. 47:303(B)(6), relative to the sales tax recovery charge on automobile rental contracts; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 721—
BY REPRESENTATIVE BURNS
AN ACT
To amend and reenact R.S. 47:1601(A), relative to the interest on unpaid taxes; to provide the method of interest computation on notices of assessment for unpaid taxes; to provide for the authority of the secretary to abate interest attributable to unreasonable delays; to provide for the authority of the secretary to provide by rule for the compromise the amount of interest due; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 731—
BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, AND DORSEY AND SENATORS HINES, BAJOE, HEITMEIER, AND MOUNT
AN ACT
To amend and reenact R.S. 47:1124, 1125.1(A), and 6007(A), (B), (C)(1), (3)(b), and (4)(a) and (b), and (D) and to enact R.S. 47:1123(10) and 6007(C)(4)(f) and (6), relative to the motion picture investor tax credit; to provide incentives for motion picture infrastructure development; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 731 by Representative Hammett

AMENDMENT NO.1
On page 4, line 20, following "guaranteed by the state," and before "with" change "not" to "nor"

HOUSE BILL NO. 741—
BY REPRESENTATIVES DURAND AND BALDONE
AN ACT
To amend and reenact R.S. 47:305.10(F), relative to the sales and use tax; to provide for the exemption from taxation for certain repairs to property used in offshore areas; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 755—
BY REPRESENTATIVES DARTEZ AND JACK SMITH
AN ACT
To enact Part VI of Chapter 4 of Title 26 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 26:751, and Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 and 872, relative to alcohol abuse; to require the office of alcohol and tobacco control to require posting of signs on certain licensed premises; to provide for a toll-free number and referral services for alcohol abuse; to provide for a fine for failure to post; to require the office for addictive disorders of the Department of Health and Hospitals to provide a toll-free telephone service; to create a special fund in the state treasury known as the Alcohol Abuse Toll-Free Fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 762—
BY REPRESENTATIVE STRAIN
AN ACT
To amend and reenact R.S. 27:44(introductory paragraph) and to enact R.S. 27:44(15.1) and 44.1, relative to inspections for riverboats; to define a non-certificated vessel; to provide for the inspection of non-certificated vessels; to provide for alternatives to United States Coast Guard Certificates of Inspection; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 762 by Representative Strain

AMENDMENT NO.1
On page 3, line 8, change "Division" to "division"

HOUSE BILL NO. 799—
BY REPRESENTATIVE RICHMOND
AN ACT
To amend and reenact R.S. 14:90.3(F) and R.S. 27:3(14), (16), and (18), 27.1(C)(introductory paragraph), 29.2(B) and (D), 29.3(A) and (D), and 29.4(D) and to enact Chapter 9 of Title 27 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 27:501 through 536, relative to slot machine gaming at the eligible airport facility; to enact the New Orleans Airport Control Act; to provide for applicability; to provide for licensing of gaming at the eligible airport facility; to provide suitability criteria and conditions for licensing; to provide for licensing of gaming at the eligible airport facility; to provide for related matters.

Reported without amendments.
provide for certain crimes; to provide for penalties; to provide for appeals; to provide for the calling and conducting of an election regarding slot machine gaming; to provide for assistance for compulsive or problem gambling; to provide that the provisions of law regarding the uniform and compulsive problem gambling program and permits for nongaming suppliers, key and non-key gaming employees apply to licensees for eligible airport facility gaming; to authorize an airport authority tax; to provide for the allocation of funds from that tax; to provide with respect to the power of the airport authority; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 799 by Representative Richmond

AMENDMENT NO. 1
On page 2, line 25; and on page 3, lines 15, 21, and 29; and on page 4, lines 14, 16, 25, and 29; and on page 5, lines 9 and 18, change "503(10)" to "503"

AMENDMENT NO. 2
On page 3, line 8, change "503(11)" to "503"

AMENDMENT NO. 3
On page 14, line 11, change "503(3)" to "503"

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House
DISAGREEMENT TO HOUSE BILL
June 14, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 249 by Representative Frith, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House
DISAGREEMENT TO HOUSE BILL
June 14, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 741 by Representative Hutter, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House
DISAGREEMENT TO HOUSE BILL
June 14, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 558 by Representative LaBruzzo, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives
I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 59 by Representative E. Guillory, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives E. Guillory, Pinac and Ritchie.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Motion to Make Special Order

Senator Jackson asked for and obtained a suspension of the rules for the purpose of making House Bill No. 654, which is on Third Reading and Final Passage, Special Order of the Day No. 1 on Thursday, June 16, 2005, immediately following the Morning Hour.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

June 14, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 795—
BY REPRESENTATIVE HAMMET
AN ACT
To amend and reenact R.S. 47:3201 through 3205 and 4301 through 4306, relative to contracts with the Board of Commerce and Industry and manufacturing establishments; and to provide for related matters.

HOUSE BILL NO. 420—
BY REPRESENTATIVE MARCHAND
AN ACT
To enact R.S. 47:297.5, relative to individual income tax credits; to provide for related matters.

HOUSE BILL NO. 635—
BY REPRESENTATIVE BADON
AN ACT
To enact R.S. 45:1787(A)(2)(d) and (C)(2)(c), relative to Enterprise Zones; to provide for tax credits for added value rubber manufacturing; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 888—
BY REPRESENTATIVE JACKSON
AN ACT
To amend and reenact R.S. 47:287.736, relative to the corporation income tax; to define real estate investment trust; to disallow the dividend paid deduction for certain real estate investment trusts; and to provide for related matters.

HOUSE BILL NO. 440—
BY REPRESENTATIVE FAUCHEUX AND SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 37:3390.3(A)(introductory paragraph) and to enact R.S. 37:3390.6(F), relative to the Addictive Disorders Practice Act; to provide for the imposition and collection of fees; and to provide for related matters.

HOUSE BILL NO. 627—
BY REPRESENTATIVES HAMMET, SALTER, ALARIO, AND DORSEY AND SENATORS HINES, BAOJE, HEITMEIER, AND MOUNT
AN ACT
To enact R.S. 47:6020 through 6020.4, to establish the Angel Investor Tax Credit Program; to provide for the amount of the credit; to provide for qualifications for the credit; to provide for the implementation and administration of the program by the Department of Economic Development; to provide for definitions; to authorize penalties for providing false or fraudulent information; to require an annual report to the legislature; and to provide for related matters.

HOUSE BILL NO. 679—
BY REPRESENTATIVES HAMMET, SALTER, ALARIO, DORSEY, ALEXANDER, ANSAARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CRANE, CRAWINS, ROWE, CURTIS, DAMICO, DANIEL, DARTZ, DOWE, DOWNS, DURAND, FANNIN, PARRAR, FAUCHEX, FRITI, GRAY, GREENE, E. GUILLORY, HEBERT, HILL, HOBSON, HUTCHEN, KATZ, KENNEY, KLECKLEY, LABRUZZO, LAFEUR, LAMBERT, LANCASTER, MARTIN, MCDONALD, MCVEA, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZARE, RITCHIE, ROBIDEAUX, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GREGOIRE, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSORTH, WHITE, WINSTON, AND WOOTON AND SENATORS HINES, BAOJE, HEITMEIER, AND MOUNT
AN ACT
To amend and reenact R.S. 47:287.92(B), 287.93(A),(F)(2), 287.738(A), and 606(A)(3), to enact R.S. 47:287.94(H) and 287.738(F), and to repeal R.S. 47:287.71(A)(1) and (2), 287.73(C)(1), 287.95(E), and 287.750, relative to the corporation income tax; to provide for a deduction for interest and dividends; to provide for a single factor apportionment formula for corporation income and franchise tax purposes for certain businesses; to provide for apportionment of profits and losses from sales or exchanges of property not made in the regular course of business; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 684—
BY REPRESENTATIVE HAMMET
AN ACT
To amend and reenact R.S. 47:6015(B), (C)(1) and (2), (D), (F)(introductory paragraph) and (3), (G), and (H)(1) and to enact R.S. 47:6015(C)(5)(a)(iv), (F)(4), and (I), relative to exemptions from state taxes; to provide relative to the research and development tax credit; to provide for an effective date; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE BILL NO. 420—
BY REPRESENTATIVE MARCHAND
AN ACT
To amend and reenact R.S. 47:297.5, relative to individual income tax credits; to provide a tax credit for the rehabilitation of residential structures in certain areas; to provide for an effective date; and to provide for related matters.
On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 440—
BY REPRESENTATIVE FAUCHEUX AND SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 37:3390.3(A)(introductory paragraph) and to enact R.S. 37:3390.6(F), relative to the Addictive Disorders Practice Act; to provide for the implementation and administration of the program by the Department of Economic Development; to provide for definitions; to authorize penalties for providing false or fraudulent information; to require an annual report to the legislature; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 627—
BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, AND DORSEY AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT
AN ACT
To enact R.S. 51:1787(A)(2)(d) and (C)(2)(c), relative to Enterprise Zones; to provide for tax credits for added value rubber manufacturing; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 635—
BY REPRESENTATIVE BADON
AN ACT
To enact R.S. 51:1787(A)(2)(d) and (C)(2)(c), relative to Enterprise Zones; to provide for tax credits for added value rubber manufacturing; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 679—
BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, DORSEY, ALEXANDER, ANSAARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, C. CARTER, R. CARTER, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTZ, DOWE, DOWNS, DURAND, FANNIN, FARRAR, FAUCHEUX, FRIETH, GRAY, GREENE, E. GUILLORT, HEBERT, HILL, HOPKINS, HUTTER, JEFFERSON, KATZ, KENNEY, KLICKLEY, LABRUZZO, LAFLEUR, LAMBERT, LANCASTER, MARTIN, MCDONALD, MCVeA, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRe, RITCHIE, ROBIDEAUX, SCALISE, SCHNEIDER, SMILY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT
AN ACT
To amend and reenact R.S. 47:287.92(B), 287.93(A), 287.95(F)(2), 287.738(A), and 606(A)(3), to enact R.S. 47:287.94(H) and 287.738(F), and to repeal R.S. 47:287.71(A)(1) and (2), 287.73(C)(1), 287.95(E), and 287.750, relative to the corporation income tax; to provide for a deduction for interest and dividends; to provide for a single factor apportionment formula for corporation income and franchise tax purposes for certain businesses; to provide for apportionment of profits and losses from sales or exchanges of property not made in the regular course of business; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 684—
BY REPRESENTATIVE FAUCHEUX
AN ACT
To request the House Committee on Transportation, Highways and Public Works and the Senate Committee on Transportation, Highways and Public Works to meet and function as a joint committee to study and make recommendations to the legislature regarding the need for legislation to address the issue of aggressive driving.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 128—
BY REPRESENTATIVE M. POWELL AND SENATOR CHEEK
A CONCURRENT RESOLUTION
To request the House Committee on Transportation, Highways and Public Works and the Senate Committee on Transportation, Highways and Public Works to meet and function as a joint committee to study and make recommendations to the legislature regarding the need for legislation to address the issue of aggressive driving.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives
committee to study and make recommendations to the legislature regarding the need for legislation to address the issue of aggressive driving.

The resolution was read by title. Senator Malone moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Ellington Malone
Adley Fields Marionneau
Amedee Fontenot Michot
Bajoie Gautreaux B Mount
Barham Gautreaux N Murray
Broome Heitmeier Nevers
Cain Hollis Schedler
Cravins Jackson Shephard
Dardenne Jones Smith
Duplessis Kostelka Theunissen
Dupre Lentini Ullo
Total - 33

NAYS
Total - 0

ABSENT
Boasso Cheek Romero
Chaisson McPherson
Total - 5

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON JUDICIARY C

Senator Chaisson, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

June 14, 2005

To the President and Members of the Senate:

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

HOUSE BILL NO. 228—
BY REPRESENTATIVE JEFFERSON
AN ACT
To amend and reenact Code of Criminal Procedure Articles 270(A) and 271(A) and (B), relative to bail in extradition cases; to provide with respect to bail in extradition cases; to provide with respect to bail; to provide for a contradictory hearing in certain cases; to prohibit bail once a warrant is issued; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 663—
BY REPRESENTATIVES GLOVER, BAYLOR, BOWLER, BRUCE, BURRELL, AND JACK SMITH
AN ACT
To enact R.S. 15:572.8, relative to the wrongful conviction and imprisonment; to create an application process for compensation for wrongful conviction and imprisonment; to provide for compensation; to create the Innocence Compensation Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for the funding of annuity contracts in certain circumstances; to provide procedures for filing an application; to provide for the period of time in which the application shall be filed; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 692—
BY REPRESENTATIVE WOOTON
AN ACT
To enact Code of Criminal Procedure Article 336.2, relative to operating a vehicle while intoxicated; to require an ignition interlock device as a condition of release on bail for certain persons arrested for certain alcohol-related driving offenses; to provide for procedures; to provide for waiver of this requirement by courts in certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 711—
BY REPRESENTATIVE MORRELL
AN ACT
To enact R.S. 40:2533(C), relative to personnel files of law enforcement officers; to require certain complaints involving domestic abuse made against an officer to be expunged from his file; to define applicable ordinances and statutes for which expungement is available; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JOEL T. CHAISSON II

REPORT OF COMMITTEE ON INSURANCE

Senator Cain, Chairman on behalf of the Committee on Insurance, submitted the following report:

June 15, 2005

To the President and Members of the Senate:

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

HOUSE BILL NO. 36—
BY REPRESENTATIVE FARRAR
AN ACT
To enact R.S. 22:215.12, relative to health insurance; to require health insurance policies, contracts, and plans to provide coverage for colorectal cancer screening; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 69—
BY REPRESENTATIVES TUCKER, SCALISE, AND WALSWORTH
AN ACT
To amend and reenact R.S. 22:1425(A), (B), and (C)(3) and (5) and to repeal Section 2 of Act 770 of the 2004 Regular Session, relative to automobile liability insurance; to provide for military personnel; to provide for discounts; to provide for premium tax credits; and to provide for related matters.

Reported favorably.
HOUSE BILL NO. 509—
BY REPRESENTATIVE TRICHE
AN ACT
To amend and reenact R.S. 22:1425(A), (B), and (C)(3) and (5) and to enact R.S. 22:1425(A)(1)(e), relative to motor vehicle operating records; to provide relative to offenses included on an individual's operating record; to prohibit certain offenses from appearing on an individual's operating record; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 574—
BY REPRESENTATIVE BARROW
AN ACT
To amend and reenact R.S. 22:11.1(A)(3), (5), and (8) and (B)(1) and (2) and to enact R.S. 22:11.1(D) and (E), relative to health insurance; to provide for definitions; to provide relative to credentialing and recredentialing of health care providers by health insurance issuers; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 689—
BY REPRESENTATIVE WALSWORTH
AN ACT
To amend and reenact R.S. 22:1244(A)(3) and to enact R.S. 22:1244(C), relative to insurance fraud; to provide for automobile insurance fraud; to provide for restitution; to provide for civil right of action; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 882— (Substitute for House Bill No. 566 by Representative R. Carter)
BY REPRESENTATIVE R. CARTER
AN ACT
To enact R.S. 22:2004.3, relative to health maintenance organizations; to provide with respect to coverage of certain services legally performed by chiropractors; to provide relative to discriminatory terminology; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JAMES DAVID CAIN
Chairman

House Bills and Joint Resolutions on Second Reading Reported by Committees

Senator Cain asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 36—
BY REPRESENTATIVE FARRAR
AN ACT
To enact R.S. 22:215.12, relative to health insurance; to require health insurance policies, contracts, and plans to provide coverage for colorectal cancer screening; and to provide for related matters.

Reported favorably by the Committee on Insurance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 509—
BY REPRESENTATIVE TRICHE
AN ACT
To enact R.S. 32:853(A)(1)(e), relative to motor vehicle operating records; to provide relative to offenses included on an individual's operating record; to prohibit certain offenses from appearing on an individual's operating record; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 69 by Representative Tucker

AMENDMENT NO.1
On page 2, delete lines 4 and 5 in their entirety and insert in lieu thereof the following: "amount equal to the discount actually provided. To the extent an insurer's credit authorized in this Section exceeds the insurer's premium tax"

On motion of Senator Cain, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 228—
BY REPRESENTATIVE JEFFERSON
AN ACT
To amend and reenact Code of Criminal Procedure Articles 270(A) and 271(A) and (B), relative to bail in extradition cases; to provide with respect to bail in extradition cases; to provide with respect to eligibility; to provide for a contradictory hearing in certain cases; to prohibit bail once a warrant is issued; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 509—
BY REPRESENTATIVE TRICHE
AN ACT
To enact R.S. 32:853(A)(1)(e), relative to motor vehicle operating records; to provide relative to offenses included on an individual's operating record; to prohibit certain offenses from appearing on an individual's operating record; and to provide for related matters.

Reported favorably by the Committee on Insurance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 574—
BY REPRESENTATIVE BARROW
AN ACT
To amend and reenact R.S. 22:11.1(A)(3), (5), and (8) and (B)(1) and (2) and to enact R.S. 22:11.1(D) and (E), relative to health insurance; to provide for definitions; to provide relative to credentialing and recredentialing of health care providers by health insurance issuers; and to provide for related matters.

Reported favorably by the Committee on Insurance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 663—
BY REPRESENTATIVES GLOVER, BAYLOR, BOWLER, BRUCE, BURRELL, AND JACK SMITH
AN ACT
To enact R.S. 15:572.8, relative to the wrongful conviction and imprisonment; to create an application process for compensation for wrongful conviction and imprisonment; to provide for compensation; to create the Innocence Compensation Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for the funding of annuity contracts in certain circumstances; to provide procedures for filing an application; to provide for the period of time in which the application shall be filed; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.
brought in the parish of East Baton Rouge, Nineteenth Judicial District Court.

AMENDMENT NO. 15
On page 5, line 14, change "Section 2." to "Section 3."

On motion of Senator Chaisson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 689—
BY REPRESENTATIVE WALSWORTH
AN ACT
To amend and reenact R.S. 22:1244(A)(3) and to enact R.S. 22:1244(C), relative insurance fraud; to provide for automobile insurance fraud; to provide for restitution; to provide for civil right of action; and to provide for related matters.

Reported favorably by the Committee on Insurance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 692—
BY REPRESENTATIVE WOOTON
AN ACT
To enact Code of Criminal Procedure Article 336.2, relative to operating a vehicle while intoxicated; to require an ignition interlock device as a condition of release on bail for certain persons arrested for certain alcohol-related driving offenses; to provide for procedures; to provide for waiver of this requirement by courts in certain circumstances; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 711—
BY REPRESENTATIVE MORRELL
AN ACT
To enact House Bill No. 663 by Representative Glover as amended by the Committee on Judiciary C.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 663 by Representative Glover

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 15:572.8" and before the comma "insert "and Code of Civil Procedure Article 87" and after "to" and before "wrongful" delete "the"

AMENDMENT NO. 2
On page 1, line 8, after the semicolon and before "and insert "to provide with respect to venue;"

AMENDMENT NO. 3
On page 1, line 17, after "vacated" delete the remainder of the line and insert "in lieu thereof a semicolon and "and"

AMENDMENT NO. 4
On page 1, at the beginning of line 18, add "(3) The"

AMENDMENT NO. 5
On page 2, line 5, after "All" delete the remainder of the line and delete line 6 in its entirety and insert in lieu thereof; applications for compensation as provided in this Section shall be filed in the Nineteenth Judicial District Court, hereinafter referred to as "the court", and shall be allotted to the civil division as provided by Code of Civil Procedure Article 253.1 and applicable rules of that court. The

AMENDMENT NO. 6
On page 2, delete line 7 and insert "court shall render"

AMENDMENT NO. 7
On page 2, line 9, after "provisions of" and before the period, change "the Administrative Procedure Act" to "this Section and shall be tried by the judge alone" and at the end of line 9 and the beginning of line 10, change "Nineteenth Judicial District Court-Civil Division" to "court"

AMENDMENT NO. 8
On page 2, line 13, after "fact," delete the remainder of the line and on line 14, change "Division decides" to "the court determines"

AMENDMENT NO. 9
On page 2, line 16, after "due" and before the comma, insert "in accordance with the provisions of this Section"

AMENDMENT NO. 10
On page 3, at the end of line 13, change "Aid is to "Aid shall be"

AMENDMENT NO. 11
On page 4, line 13, after "the" and before "shall" change "Nineteenth Judicial District Court-Civil Division" to "court"

AMENDMENT NO. 12
On page 4, at the beginning of line 27, change "Nineteenth Judicial District Court-Civil Division" to "court"

AMENDMENT NO. 13
On page 5, between lines 13 and 14, add the following:
"Section 2.  Code of Civil Procedure Article 87 is hereby enacted to read as follows:
Art. 87.  Action involving application for compensation for wrongful conviction and imprisonment
An application for compensation based upon wrongful conviction and imprisonment filed pursuant to R.S. 15:572.8 shall be
Called from the Calendar

Senator Marionneaux asked that Senate Resolution No. 53 be called from the Calendar at this time.

SENATE RESOLUTION NO. 53—
BY SENATOR MARIONNEAUX
A RESOLUTION
To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Sergeant Taft V. Williams upon his death in Operation Iraqi Freedom.

On motion of Senator Marionneaux, the resolution was read by title and adopted.

Rules Suspended

Senator Kostelka asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

SENATE BILL NO. 70—
BY SENATOR KOSTELKA AND REPRESENTATIVE DOWNS AND SENATOR ELLINGTON AND REPRESENTATIVES ERDEY, KATZ, THOMPSON AND WALSWORTH
AN ACT
To amend and reenact R.S. 32:387.17(A)(5), relative to special permits; to extend authorization for issuance of special permits for trucks hauling containerized cargo in international trade intended for exportation within a fifty-mile radius of the Port of Ouachita; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Transportation, Highways, and Public Works to Engrossed Senate Bill No. 70 by Senator Kostelka

AMENDMENT NO. 1
On page 1, line 17, after "(5)" delete the remainder of the line and delete line 1 from page 2 and insert the following: "The authority of the secretary to issue this special"

Senator Kostelka moved to concur in the amendments proposed by the House.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Ellington Malone
Adley Fields Marionneaux
Amedee Fontenot Michot
Bajoie Gautreaux B Mount
Barham Gautreaux N Murray
Broome Heitmeier Nevers
Cain Hollis Shepherd
Cravins Jackson Smith
Dardenne Jones Theunissen
Duplessis Kostelka Ullo
Dupre Lenti

Total - 33
NAYS
Total - 0
ABSENT
Boasso Cheek Romero
Chaisson McPherson
Total - 5

The Chair declared the amendments proposed by the House were concurred in. Senator Kostelka moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 107—
BY SENATOR DUPLESSIS
AN ACT
To enact R.S. 6:319, relative to financial institutions; to authorize banks to use additional FDIC insurance coverage to insure excess public funds on deposit; to provide that such funds are considered fully collateralized; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 107 by Senator Duplessis

AMENDMENT NO. 1
On page 1, delete line 7 in its entirety and insert the following: "§319. Public funds deposits"

AMENDMENT NO. 2
On page 1, line 15, after "coverage" delete the period." and insert the following: "and state requirements that state funds be deposited in financial institutions domiciled or having a branch in Louisiana.

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Pinac to Reengrossed Senate Bill No. 107 by Senator Duplessis

AMENDMENT NO. 1
Delete Amendment No. 2 of the set of amendments proposed by the House Committee on Commerce and adopted by the House of Representatives on June 6, 2005.

AMENDMENT NO. 2
On page 1, at the end of line 15, insert the following: "The total dollar amount of state funds received pursuant to the provisions of this Section by a bank, savings bank, or savings and loan association, domiciled or having a branch in Louisiana, must be maintained by that financial institution.

Senator Duplessis moved to concur in the amendments proposed by the House.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Ellington Marionneaux
Adley Fields Michot
Amedee Fontenot Mount
Bajoie Gautreaux B Murray
Barham Gautreaux N Nevers
Broome Heitmeier Shepherd
Cain Hollis Smith

Total - 33
NAYS
Total - 0
ABSENT
Boasso Cheek Romero
Chaisson McPherson
Total - 5

The Chair declared the amendments proposed by the House were concurred in. Senator Kostelka moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 107—
BY SENATOR DUPLESSIS
AN ACT
To enact R.S. 6:319, relative to financial institutions; to authorize banks to use additional FDIC insurance coverage to insure excess public funds on deposit; to provide that such funds are considered fully collateralized; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 107 by Senator Duplessis

AMENDMENT NO. 1
On page 1, delete line 7 in its entirety and insert the following: "§319. Public funds deposits"

AMENDMENT NO. 2
On page 1, line 15, after "coverage" delete the period." and insert the following: "and state requirements that state funds be deposited in financial institutions domiciled or having a branch in Louisiana.

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Pinac to Reengrossed Senate Bill No. 107 by Senator Duplessis

AMENDMENT NO. 1
Delete Amendment No. 2 of the set of amendments proposed by the House Committee on Commerce and adopted by the House of Representatives on June 6, 2005.

AMENDMENT NO. 2
On page 1, at the end of line 15, insert the following: "The total dollar amount of state funds received pursuant to the provisions of this Section by a bank, savings bank, or savings and loan association, domiciled or having a branch in Louisiana, must be maintained by that financial institution.

Senator Duplessis moved to concur in the amendments proposed by the House.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Ellington Marionneaux
Adley Fields Michot
Amedee Fontenot Mount
Bajoie Gautreaux B Murray
Barham Gautreaux N Nevers
Broome Heitmeier Shepherd
Cain Hollis Smith

Total - 33
NAYS
Total - 0
ABSENT
Boasso Cheek Romero
Chaisson McPherson
Total - 5
The roll was called with the following result:

**YEAS**

Mr. President
Ducre
Ellington
Lentini
Malone
Marionneau
Michot
Mont
Murray
Nevers
Shepherd
Smith
Smith (J)
Smith (Jr)
Smith (Jr)
Schedler
Romero
Ritchie
Romero
Ritchie
Romero
Boasso
Boasso
Chaisson
Chaisson
Cheek
Cheek
Duplessis
Duplessis
Duplessis
Duplessis
Dardenne
Dardenne
Dardenne
Dardenne
Dardenne
Dardenne
Total - 0

**ABSENT**

Boasso
Chaisson
Check
Duplessis
Dardenne
Total - 0

The Chair declared the amendments proposed by the House were concurred in. Senator N. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

**SENATE BILL NO. 151—**


To enact Part III-A of Chapter 1 of Title 29 of the Louisiana Revised Statutes of 1950, comprised of R.S. 29:311 through 319, relative to military, naval, and veterans' affairs; to provide certain exemptions from some terms and conditions of certain contracts entered into by active duty military personnel, and members of the Armed Forces Reserve and Louisiana National Guard who are activated pursuant to an executive order of the president of the United States, act of congress, or state law; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 151 by Senator N. Gautreaux

**AMENDMENT NO. 1**

On page 1, line 12, change "SERVICE MEMBERS" to "SERVICE MEMBERS"

**AMENDMENT NO. 2**

On page 5, at the beginning of line 10, after the open quotation, change "Service members" to "Service members"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 151 by Senator N. Gautreaux

**AMENDMENT NO. 1**

On page 1, lines 2 and 10, following "Chapter" and before "of title" change "1" to "2"

Senator N. Gautreaux moved to concur in the amendments proposed by the House.

**SENATE BILL NO. 188—**

*By Senators Fontenot, Bajoe, Hines and Mount and Representatives Alario, Hammett and Salter.*

To amend and reenact R.S. 30:2076.2(A)(3), (B)(3), (C)(1), and (D), to provide for certification requirements for a responsible vendor; to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 755 by Representative Dartez

**AMENDMENT NO. 1**

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 26:934(3), and to"

**AMENDMENT NO. 2**

On page 1, line 10, after "Fund;" insert "to provide for certification requirements for a responsible vendor;"

**AMENDMENT NO. 3**

On page 1, line 12, after "Section 1." and before "Part" insert "R.S. 26:934(3) is hereby amended and reenacted and"

**AMENDMENT NO. 4**

On page 2, between lines 2 and 3 insert the following:

§934. Requirements for certification
In order to qualify for and maintain certification as a responsible vendor, the vendor shall comply with all of the following:

(1) Successful completion of a server training course by each server at least once every two years as scheduled by any approved provider, which course shall include the dissemination of new information relating to the program subject areas as set forth in R.S. 26:934.

(2) **Attendance at a refresher.** Successful completion of a server training course by each server at least once every four years as scheduled by any approved provider, which course shall include the dissemination of new information relating to the program subject areas as set forth in R.S. 26:934.
HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Damico to Reengrossed Senate Bill No. 188 by Senator Fontenot

AMENDMENT NO. 1
On page 1, line 4, delete "investigation and"

AMENDMENT NO. 2
On page 2, line 1, delete "A person found guilty of a second and subsequent" and on line 2, delete "violation" and insert in lieu thereof "If a conviction of a person is for a violation committed after a first conviction of such person"

AMENDMENT NO. 3
On page 2, line 12, before "shall" insert "he"

AMENDMENT NO. 4
On page 2, line 11, delete "A person found guilty of a second and subsequent" and on line 12, delete "violation" and insert in lieu thereof "If a conviction of a person is for a violation committed after a first conviction of such person"

AMENDMENT NO. 5
On page 2, line 12, before "shall" insert "he"

AMENDMENT NO. 6
On page 2, delete line 30 in its entirety and on page 3, delete line 1 in its entirety and insert in lieu thereof "If a conviction of a person is for a violation committed after this Paragraph, he shall"

AMENDMENT NO. 7
On page 3, line 13, delete "A person found guilty of a second and violation" and insert in lieu thereof "If a conviction of a person is for a violation committed after a first conviction of such person"

AMENDMENT NO. 8
On page 3, line 16, before "shall" insert "he"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Reengrossed Senate Bill No. 188 by Senator Fontenot

AMENDMENT NO. 1
On page 1, line 4, delete "and prosecution"

AMENDMENT NO. 2
On page 1, lines 15 and 16, delete ", together with the costs of prosecution"

AMENDMENT NO. 3
On page 2, line 3, ", together with the costs of prosecution"

AMENDMENT NO. 4
On page 2, line 8 and 9, delete ", together with the costs of prosecution"

AMENDMENT NO. 5
On page 2, line 13 and 14, delete "together with the costs of prosecution"

AMENDMENT NO. 6
On page 2, line 24, delete ", together with the costs of prosecution"

AMENDMENT NO. 7
On page 2, line 28, delete "together with the costs of prosecution"

AMENDMENT NO. 8
On page 3, lines 2 and 3, delete "together with the costs of prosecution"

AMENDMENT NO. 9
On page 3, lines 12 and 13, delete ", together with the costs of prosecution"

AMENDMENT NO. 10
On page 3, line 17, delete "together with the costs of prosecution"

Senator Fontenot moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fontenot  Michot
Amedee Gautreaux B  Mount
Bajoie Gautreaux N  Murray
Barham Heitmeier  Nevers
Cain Hollis  Schedler
Cheek Jackson  Shepherd
Cravins Jones  Smith
Dardenne Kostelka  Theunissen
Dupre Lentini  Ullo
Ellington Malone
Fields Marionneaux

Total - 31

NAYS

Total - 0

ABSENT

Adley Chaisson  Romero
Boasso Duplessis
Broome McPherson

Total - 7

The Chair declared the amendments proposed by the House were concurred in. Senator Fontenot moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 196—

BY SENATOR BARHAM AND REPRESENTATIVE GREENE AND COAUTHORED BY SENATORS KOSTELKA, DUPRE, ROMERO, BOASSO AND SMITH AND REPRESENTATIVES ANSARDI, JOHNS, LABRUZZO, ROBIDEAUX, WALKER, BALDONE, SCALISE AND THOMPSON

AN ACT

To amend and reenact Civil Code Article 466, relative to immovables; to provide relative to the definition of component parts of immovables; to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Conforming amendments proposed by Representative Greene to Reengrossed Senate Bill No. 196 by Senator Barham

AMENDMENT NO. 1
On page 3, at the end of line 2 delete "So. 2d, 2005" and insert: ", So. 2d, 2005"

AMENDMENT NO. 2
On page 3, delete line 3 and insert: "WL 737481 (La.) 2004-0473 (La. 4/1/05)."

Senator Barham moved to concur in the amendments proposed by the House.
ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Fontenot Michot
Amedee Gautreaux B Mount
Bajoie Gautreaux N Murray
Barham Heitmeier Nevers
Broome Hollis Schedler
Cain Jackson Shepherd
Cheek Jones Smith
Dardenne Kostelka Theunissen
Dupre Lentini Ullo
Ellington Malone
Fields Marionneaux
Total - 31

NAYS

Total - 0

ABSENT

Adley Cravins Romero
Boasso Duplessis
Chaisson McPherson
Total - 7

The Chair declared the amendments proposed by the House were concurred in. Senator Barham moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 205—
BY SENATOR DUPLESSIS

AN ACT

To enact Chapter 51 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3071 through 3076, relative to database security; to provide for legislative findings; to provide definitions; to provide for disclosure upon breach in the security of personal information by agencies and persons; to provide for delayed notification in the event of certain criminal investigations; to provide for means of notification; to provide for the recovery of damages; to provide for financial institution compliance in certain cases; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Reengrossed Senate Bill No. 205 by Senator Duplessis

AMENDMENT NO. 1
On page 5, delete lines 7 through 10 in their entirety and insert the following:

"A financial institution that is subject to and in compliance with the Federal Interagency Guidance on Response Programs for Unauthorized Access to Customer Information and Customer Notice, issued on March 7, 2005, by the Board of Governors of the Federal Reserve System, the Federal Deposit Insurance Corporation, the Office of the Comptroller of the Currency and the Office of Thrift Supervision, and any revisions, additions, or substitutions relating to said interagency guidance, shall be deemed to be in compliance with this Chapter."

AMENDMENT NO. 2
On page 5, between lines 10 and 11, insert the following:

"§3077. Rulemaking
The provisions of this Chapter shall not take effect until rules are promulgated by the attorney general’s office."

Senator Duplessis moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Malone
Amedee Fields Marionneaux
Bajoie Fontenot Michot
Barham Gautreaux B Mount
Broome Gautreaux N Murray
Cain Heitmeier Nevers
Cheek Jones Smith
Cravins Jackson Shepherd
Dardenne Jones Theunissen
Duplessis Kostelka Ullo
Dupre Lentini
Total - 32

NAYS

Total - 0

ABSENT

Adley Chaisson Romero
Boasso McPherson Schedler
Total - 6

The Chair declared the amendments proposed by the House were rejected. Senator Duplessis moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Senator N. Gautreaux in the Chair

SENATE BILL NO. 212—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 13:3049(B)(2)(a), relative to judicial procedure; to provide relative to civil jury trials; to require certain filing fees for such trials; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 212 by Senator Marionneaux

AMENDMENT NO. 1
On page 1, at the end of line 16, delete “sixty days”

Senator Marionneaux moved to concur in the amendments proposed by the House.
ROLL CALL

The roll was called with the following result:

YEAS

Mr. President

Ellington

Marionneaux

Amedee

Fields

Michot

Bajoie

Fontenot

Mount

Barham

Gautreaux B

Murray

Broune

Gautreaux N

Nevers

Cain

Heitmeier

Schedler

Cheek

Hollis

Shepherd

Cravins

Jackson

Smith

Dardenne

Jones

Theunissen

Duplessis

Kostelka

Ullo

Dupre

Lentini

Ellington

Fields

Marionneaux

Total - 31

NAYS

Total - 0

ABSENT

Adley

Chaisson

McPherson

Boasso

Malone

Romero

Broome

Total - 6

The Chair declared the amendments proposed by the House were concurred in. Senator Marionneaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 239—

BY SENATOR ULLO AND REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 17:24.10 and 3995(C), relative to charter schools; to authorize all types of charter schools to apply directly to the state Department of Education to participate in the LA 4 program; to provide with regard to the compliance of a charter school with the terms of a grant; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 239 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 2, after "R.S." and before "and" change "17:24.10" to "17:24:10(A)"

AMENDMENT NO. 2

On page 1 delete line 3 in its entirety and at the beginning of line 4 delete "participate in the LA 4 program;" and insert in lieu thereof the following: "charter schools to apply for and receive funding directly from certain entities, including funding from the state Department of Education for LA 4 classes;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S." and before "and" change "24.10" to "17:24.10(A)"

Senator Ullo moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President

Fontenot

Michot

Amedee

Gautreaux B

Mount

Bajoie

Gautreaux N

Murray

Barham

Heitmeier

Nevers

Cain

Hollis

Schedler

Cheek

Jackson

Smith

Dardenne

Jones

Theunissen

Duplessis

Kostelka

Ullo

Dupre

Lentini

Ellington

Fields

Marionneaux

Total - 31

NAYS

Total - 0

ABSENT

Adley

Chaisson

Romero

Boasso

Cravins

McPherson

Broome

Total - 7

The Chair declared the amendments proposed by the House were concurred in. Senator Ullo moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 271—

BY SENATORS MCPHERSON, BAJOIE, HINES AND MOUNT AND REPRESENTATIVES DORSEY, HAMMETT AND SALTER

AN ACT

To amend and reenact R.S. 14:403.2(E)(9)(a), and to enact R.S. 40:1300.51(2)(l) and (m), and Part VI-D of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2179 through 2179.1, and to repeal R.S. 37:2504(D) and (E), relative to direct service workers; to provide relative to the adult protection agency; to provide with respect to the confidentiality of case records; to provide for criminal history checks of direct service workers; to define direct service workers; to authorize the Department of Health and Hospitals to promulgate rules to maintain a registry of direct service workers; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original Senate Bill No. 278 by Senator Nevers

SENATE BILL NO. 278—

BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 38:3087.191, the introductory paragraph of R.S. 38:3087.192(B) and (C), 3087.193(B), 3087.194(B), 3087.196, 3087.197(A)(2) and (8), 3087.198(A)(6), 3087.199(A)(1), (B)(1) and (2), (C)(1), (D)(1), 3087.204, and 3087.205(A) and (B), relative to the Washington Parish Reservoir District; to provide for the creation, maintenance, and operation of a single reservoir in the district; to provide for reimbursement of the amount actually paid for property returned to a prior landowner; to limit the authority of the district to expropriate property; to provide for payment to owners whose property is subject to expropriation; to provide for terms for members of the board of commissioners of the district; to authorize agreements with landowners regarding building restrictions on non-submerged property; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:
30th DAY'S PROCEEDINGS

Page 15 SENATE
June 15, 2005

AMENDMENT NO. 1
On page 1, line 3, change "3087.197(A)(2) and (8)," to "3087.197(A)(2), (5), and (8) and (C),".

AMENDMENT NO. 2
On page 1, line 12, after "property;" and before "and" insert the following: "to provide relative to the district's relationship with the Louisiana Wildlife and Fisheries Commission;"

AMENDMENT NO. 3
On page 1, line 16, change "3087.197(A)(2) and (8)," to "3087.197(A)(2), (5), and (8) and (C),"

AMENDMENT NO. 4
On page 2, line 23, after "sell;" delete the remainder of the line and delete lines 24 through 26 in their entirety and at the beginning of line 27, delete "Election Code;"

AMENDMENT NO. 5
On page 3, line 9, after "upon" and before "payment" insert "a one-time"

AMENDMENT NO. 6
On page 4, line 3, after "residence" and before "by" delete "either"

AMENDMENT NO. 7
On page 4, delete line 4 in its entirety and insert the following: "and by providing a parcel of land equal in value to the"

AMENDMENT NO. 8
On page 4, line 6, after "owner" insert a period "." and delete the remainder of the line and delete lines 7 and 8 in their entirety

AMENDMENT NO. 9
On page 5, between line 20 and 21 add the following: "(5)  Levy taxes.  Issue bonds.  Issue bonds; and incur indebtedness within the limitations prescribed by the Constitution of Louisiana and in the manner prescribed thereby.  * * *"

AMENDMENT NO. 10
On page 5, between lines 26 and 27, add the following: "C.  The district may incur debt for any one or more of its lawful purposes, issue in its name negotiable bonds or certificates of indebtedness evidencing such debt, and provide for the security and payment thereof as follows:

(1)  To issue certificates of indebtedness maturing within one year from date of issuance to evidence money borrowed in anticipation of current revenues for the administration, operation, construction, and maintenance costs and expenses of the district, which certificates shall be payable in principal and interest from any available income, revenues, fees, or taxes pledged to their payment by the district.

(2)  To issue bonds substantially in the manner set forth in Article VI of the Constitution of Louisiana, and other authority supplemental thereto, particularly Part III of Chapter 4 of Title 39 of the Louisiana Revised Statutes of 1950.  Such bonds shall be payable from an ad valorem tax on all taxable property in the district sufficient to pay such bonds in principal and interest, if approved by vote of a majority in number of the qualified electors voting on the proposition at an election held for that purpose.  Such bonds shall be issued in the manner provided by the law pursuant to which they are being issued; and the maximum interest rate for the bonds shall be that prescribed by such law.  The bonds shall be issued in such amount or amounts as the board of commissioners shall determine.  However, the principal amount of all such bonds outstanding as of the date of the issuance of any new bonds shall never exceed ten percent of the assessed valuation of the taxable property within the district; to be ascertained by the last assessment roll of record in Washington Parish.

(3)  The district shall have additional authority to levy taxes within the district under the provisions of Article VI, Section 32 of the Constitution of Louisiana, for the purpose of improving, operating, and maintaining its facilities, providing any such tax shall first be approved at an election held for said purposes in accordance with the Louisiana Election Code:

(4)  The copy of any resolution levying a tax, certified by the secretary of the board of commissioners of said district, shall be transmitted to the tax assessor of Washington Parish on or before the first day of May of the first year in which the tax is to be assessed and collected, and it shall be the duty of the assessor to assess the tax and extend the same upon the tax rolls of the parish.  The tax shall be collected by the sheriff and ex officio tax collector in the same manner as taxes levied by the parish.  Taxes assessed shall constitute the same liens upon the property assessed, shall bear the same penalties, and collection shall be enforced in the same manner and at the same time as parish taxes.

Senator Nevers moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President
Mr. Adley
Mr. Amedee
Mr. Bajoie
Mr. Barham
Mr. Broome
Mr. Cain
Mr. Cheek
Mr. Dardenne
Mr. Duplessis
Mr. Dupre
Mr. Fontenot
Mr. Gautreaux B
Mr. Gautreaux N
Mr. Heitmeier
Mr. Hollis
Mr. Jackson
Mr. Jones
Mr. Lenti
Mr. Malone
Mr. Marionneaux
Mr. Michel
Mr. Mount
Mr. Murray
Mr. Schedler
Mr. Shephard
Mr. Smith
Mr. Theunissen
Mr. Ullo

Total - 32

NAYS
Mr. Boasso
Mr. Chaission
Mr. Cravins
Mr. Kostelka
Mr. McPherson
Mr. Romero

Total - 6

The Chair declared the amendments proposed by the House were concurred in.  Senator Nevers moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 292—

AN ACT

To amend and reenact Part IV of Title 4 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 4:251 and 252, and to enact R.S. 4:143(16), relative to racing; to provide for a horsemen's workers' compensation insurance program; to authorize the Horsemen's Benevolent and Protective Association to secure and provide coverage for the benefit of trainers and others licensed by the Louisiana State Racing Commission; to authorize the use of association assets and revenues as security for a reserve fund; to require each licensed trainer to have a certificate of workers' compensation insurance coverage; to prohibit admittance of a licensed trainer into any racing facility without a certificate of workers' compensation insurance coverage; and to provide for related matters.

The bill was read by title.  Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 292 by Senator Hines
AMENDMENT NO. 1
On page 3, delete lines 8 through 14 in their entirety and insert the following:

"No distribution shall be made until:

(a) Thirty days after the commissioner of insurance has received notice of the declaration thereof and has not within such period disapproved such distribution; and

(b) Thirty days after the owners of winning race horses are fully reimbursed the total net sum of monies that said owners would have received if purses and purse supplements had not been used for the establishment, operation, and administration of the insurance program authorized in this Part."

Senator Hines moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Malone
Adley Ellington Marionneaux
Amedee Fields Michot
Bajoie Fontenot Mount
Barham Gautreaux B Murray
Broome Gautreaux N Nevers
Cain Heitmeier Schedler
Cheek Jones Smith
Dardenne Kostelka Theunissen
Duplessis Lentini Ullo

Total - 32

NAYS

Total - 0

ABSENT

Boasso Hollis Romero
Chaisson Jackson Shepherd
Cravins McPherson

Total - 8

The Chair declared the amendments proposed by the House were concurred in. Senator Hines moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Mr. President in the Chair

Rules Suspended

Senator N. Gautreaux asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE BILL NO. 72—
BY SENATOR N. GAUTREAUX
AN ACT
To amend and reenact the introductory paragraph of R.S. 47:601(A) and 611 and to enact R.S. 47:601(D), relative to corporate franchise tax; to exclude from the taxable base of such tax the first one hundred thousand dollars of capital stock, surplus, undivided profits, and borrowed capital of a corporation; and to provide for related matters.

The bill was read by title. Senator N. Gautreaux moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Malone
Adley Ellington Marionneaux
Amedee Fields Michot
Bajoie Fontenot Mount
Barham Gautreaux B Murray
Broome Gautreaux N Nevers
Cain Heitmeier Schedler
Cheek Jones Smith
Dardenne Kostelka Theunissen
Duplessis Lentini Ullo

Total - 30

NAYS

Total - 0

ABSENT

Boasso Hollis Romero
Chaisson Jackson Shepherd
Cravins McPherson

Total - 8

The Chair declared the bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 183—
BY SENATOR BAOJOIE
AN ACT
To amend and reenact R.S. 47:6019(A)(1), relative to tax credits for historic structures; to increase the credit; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 183 by Senator Bajoie

AMENDMENT NO. 1
On page 1, line 5, following "hereby" and before "to" change "enacted" to "amended and reenacted"

On motion of Senator Lentini, the amendments were adopted.

The bill was read by title. Senator Bajoie moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington Marionneaux
Adley Fields Michot
Amedee Fontenot Mount
Bajoie Gautreaux B Murray
Barham Gautreaux N Nevers
Broome Heitmeier Schedler
Cain Hollis Shepherd
Cheek Jackson Smith

Total - 30

NAYS

Total - 0

ABSENT

Boasso Hollis Romero
Chaisson Jackson Shepherd
Cravins McPherson

Total - 6

The Chair declared the bill was passed.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE BILL NO. 72—
BY SENATOR N. GAUTREAUX
AN ACT
To amend and reenact the introductory paragraph of R.S. 47:601(A) and 611 and to enact R.S. 47:601(D), relative to corporate franchise tax; to exclude from the taxable base of such tax the first one hundred thousand dollars of capital stock, surplus, undivided profits, and borrowed capital of a corporation; and to provide for related matters.
The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**Senator Ellington in the Chair**

**HOUSE CONCURRENT RESOLUTION NO. 158—**
**BY REPRESENTATIVE GALLOT**
**A CONCURRENT RESOLUTION**
To urge and request the Louisiana State Law Institute to study and make recommendations to the legislature on the duties of notaries public with regard to registry and recordation of their acts and the means by which the identification of notaries and witnesses to their acts may be assured for the public benefit under the Louisiana public records doctrine.

Reported favorably by the Committee on Judiciary A.

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

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<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. President</td>
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<tr>
<td>Amedee</td>
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<tr>
<td>Bajoie</td>
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<td>Barham</td>
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<td>Dardenne</td>
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<tr>
<td>Duplessis</td>
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<tr>
<td>Dupre</td>
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</tbody>
</table>

Total - 0

**ABSENT**

<table>
<thead>
<tr>
<th>Adley</th>
<th>Chaisson</th>
<th>McPherson</th>
<th>Total - 6</th>
</tr>
</thead>
<tbody>
<tr>
<td>Boasso</td>
<td>Marionneaux</td>
<td>Romero</td>
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</table>

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 162—**
**BY REPRESENTATIVE CRAVINS**
**A CONCURRENT RESOLUTION**
To urge and request the Department of Public Safety and Corrections, office of youth services, together with the local courts exercising juvenile jurisdiction and local children and youth planning boards, to study jointly the needs of and resources available to youth requiring out-of-home placement in Region 5, consisting of the Fifteenth, Sixteenth, and Twenty-Seventh Judicial Districts and to make recommendations for changes in the laws, rules, programs, and procedures to achieve more effective and cost efficient delivery of juvenile justice services.

Reported favorably by the Committee on Judiciary B.

The resolution was read by title. Senator Cravins moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

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<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. President</td>
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<tr>
<td>Adley</td>
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<td>Cravins</td>
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<td>Dardenne</td>
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<td>Duplessis</td>
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<tr>
<td>Total - 33</td>
</tr>
</tbody>
</table>

Total - 0

**ABSENT**

<table>
<thead>
<tr>
<th>Boasso</th>
<th>Marionneaux</th>
<th>Romero</th>
<th>Total - 5</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chaisson</td>
<td>McPherson</td>
<td>Total - 5</td>
<td></td>
</tr>
</tbody>
</table>
The Chair declared the bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 71—**
BY REPRESENTATIVES BRUCE AND PINAC
AN ACT
To enact R.S. 37:3934(H)(7), relative to real estate appraisers; to provide for an exemption from license requirements; and to provide for related matters.

The bill was read by title. Senator Hollis moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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</thead>
<tbody>
<tr>
<td>Mr. President</td>
<td>Ellington</td>
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<tr>
<td>Adley</td>
<td>Fields</td>
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<td>Gautreaux B</td>
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<td>Cravins</td>
<td>Jones</td>
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<td>Dardenne</td>
<td>Kostelka</td>
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<td>Duplessis</td>
<td>Lentini</td>
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<td>Dupre</td>
<td>Malone</td>
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<tr>
<td>Total - 33</td>
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<tr>
<th>NAWS</th>
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</thead>
<tbody>
<tr>
<td>Boasso</td>
<td>Marionneaux</td>
</tr>
<tr>
<td>Chaisson</td>
<td>Romero</td>
</tr>
<tr>
<td>Total - 0</td>
<td></td>
</tr>
</tbody>
</table>

The Chair declared the bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 72—**
BY REPRESENTATIVES BRUCE AND MONTGOMERY
AN ACT
To enact R.S. 37:776(D), relative to dentists; to require the board to promulgate rules to expunge first-time advertising offenses from a licensee's record; and to provide for related matters.

The bill was read by title. Senator Adley moved the final passage of the bill.
ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Bajoie
Barham
Broome
Cain
Cheek
Cravins
Dardenne
Duplessis
Dupre
Ellington
Total - 34

NAYS

Total - 0

ABSENT

Boasso
Chaisson
Total - 4

The Chair declared the bill was passed. The title was read and adopted. Senator Fields moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 115—
BY REPRESENTATIVE GALLOT
AN ACT
To amend and reenact Code of Civil Procedure Article 251(A) and R.S. 44:32(C)(1)(c), relative to public records; to prohibit the use of privately owned copying, reproducing, scanning, or other such imaging equipment in the copying of public records within the offices of the clerk of court; and to provide for related matters.

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Bajoie
Barham
Broome
Cain
Cheek
Cravins
Dardenne
Duplessis
Dupre
Ellington
Fields
Total - 25

NAYS

Mr. President
Amedee
Bajoie
Barham
Broome
Cain
Cheek
Cravins
Duplessis
Ellington
Fields
Total - 10

The bill was read by title. Senator Fields moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Adley
Amedee
Bajoie
Barham
Broome
Cain
Cheek
Cravins
Duplessis
Dupre
Ellington
Fields
Dardenne
Jackson
Lentini
Total - 25

NAYS

Dardenne
Jackson
Lentini
Total - 5

The Chair declared the bill was passed. The title was read and adopted. Senator Fields moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Adley asked for and obtained the floor of the Senate on a point of personal privilege, and stated he appeared as absent on the vote on House Bill No. 115. He had intended to vote yea on the bill. He asked that the Official Journal so state.

Personal Privilege

Senator Mount asked for and obtained the floor of the Senate on a point of personal privilege, and stated she had voted in error on House Bill No. 115. She voted nay on the bill and had intended to vote yea. She asked that the Official Journal so state.

HOUSE BILL NO. 121—
BY REPRESENTATIVE ODINET
AN ACT
To amend and reenact R.S. 40:2010.7 and to enact R.S. 40:2010.11, relative to nursing home and long-term care facility residents and patients; to provide for mandatory criminal background checks on those seeking admittance to a nursing home or long-term care residential facility; and to provide for related matters.

The roll was called with the following result:

YEAS

Adley
Barham
Boasso
Cravins
Fields
Ellington
Fields
Total - 10

NAYS

Mr. President
Amedee
Bajoie
Barham
Broome
Cain
Cheek
Cravins
Duplessis
Ellington
Fields
Total - 23

The bill was read by title. Senator McPherson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President
Amedee
Bajoie
Barham
Broome
Cain
Cheek
Cravins
Duplessis
Dupre
Ellington
Total - 6

NAYS

Total - 0

ABSENT

Boasso
Chaisson
Total - 4

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator McPherson, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

Personal Privilege

Senator Romero asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 121. He voted nay on the bill and had intended to vote yea. He asked that the Official Journal so state.
Personal Privilege

Senator B. Gautreaux asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 121. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

Mr. President in the Chair

HOUSE BILL NO. 125—
BY REPRESENTATIVE TOOMY
AN ACT
To amend and reenact R.S. 37:751(A)(5), 780(B)(1), (2), and (3), 788(B)(4), and 795(B)(2)(a) and (3)(a) and to enact R.S. 37:780(B)(4) and 795(B)(2)(q), (r), (s), and (t), relative to the Dental Practice Act; to provide for definitions; to provide for the application of a license or a permit; to provide costs and fees for violations; to alter existing fees; and to provide for related matters.

The bill was read by title. Senator Heitmeier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington McPherson
Adley Fields Michot
Amedee Fontenot Mount
Bajoie Gautreaux B Murray
Barham Gautreaux N Nevers
Boasso Heitmeier Romero
Broome Hollis Schedler
Cain Jackson Shepherd
Cheek Jones Smith
Cravins Kostelka Theunissen
Dardenne Duplessis Malone
Dupre Marionneaux
Total - 37

NAYS

Total - 0

ABSENT

Chaisson
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Heitmeier moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 188—
BY REPRESENTATIVE LAFLEUR
AN ACT
To amend and reenact R.S. 22:622.2, relative to automobile liability insurance; to provide for coverage; to provide for prohibitions on limitations; to provide for public policy; and to provide for related matters.

The bill was read by title. Senator Duplessis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington McPherson
Adley Fields Michot
Amedee Fontenot Mount
Bajoie Gautreaux B Murray
Barham Gautreaux N Nevers
Boasso Heitmeier Romero
Broome Hollis Schedler
Cain Jackson Shepherd
Cheek Jones Smith
Cravins Kostelka Theunissen
Dardenne Duplessis Malone
Dupre Marionneaux
Total - 36

NAYS

Total - 0

ABSENT

Chaisson Lentini
Total - 2

The Chair declared the amended bill was passed. The title was read and adopted. Senator Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 290—
BY REPRESENTATIVE TOWNSEND
AN ACT
To amend and reenact R.S. 22:250.52(5), 250.54(A), and 250.60(A)(2) and (B)(2), relative to health insurance; to provide with respect to prompt payment of electronic pharmacy claims; to provide for applicability to the Office of Group Benefits and pharmacy contracts; and to provide for related matters.

The bill was read by title. Senator Duplessis moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Ellington McPherson
Adley Fields Michot
Amedee Fontenot Mount
Bajoie Gautreaux B Murray
Total - 20
### 30th DAY’S PROCEEDINGS

<table>
<thead>
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<td>Dardenne</td>
<td>Lentini, Ullo</td>
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<td>Duplessis</td>
<td>Malone, Marionneaux</td>
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<td>Marionneaux</td>
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<td>Total - 1</td>
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</table>

The Chair declared the bill was passed. The title was read and adopted. Senator Duplessis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

### HOUSE BILL NO. 293—

**BY REPRESENTATIVES TUCKER AND WALKER**

**AN ACT**

To enact Part VIII of Chapter 1 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:31.61 through 31.68, relative to the creation of the Parkinson’s Disease Registry; to provide for a program of epidemiological assessments of the incidence of Parkinson’s disease and establishment of a system for the collection of information determining the incidence of Parkinson's disease; to provide for the duties and responsibilities of the office of public health, a public health unit, or their agents; to provide for funding; and to provide for related matters.

The bill was read by title. Senator Duplessis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

### HOUSE BILL NO. 319—

**BY REPRESENTATIVE MORRISH**

**AN ACT**

To amend and reenact R.S. 22:1430.12(A) and to enact R.S. 22:1430.7(B)(3), relative to the calculation of rates by the Louisiana Citizens Property Insurance Corporation; to provide for the formulation of rates; to provide for amending the plan of operation; and to provide for related matters.

The bill was read by title. Senator Kostelka moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>Yeas</th>
<th>Nays</th>
<th>Absent</th>
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<tbody>
<tr>
<td>Mr. President</td>
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<tr>
<td>Adley</td>
<td>Ellington, McPherson</td>
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<td>Cain</td>
<td>Hollis, Jackson</td>
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<td>Cheek</td>
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<td>Kostelka, Theunissen</td>
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<td>Duplessis</td>
<td>Malone, Marionneaux</td>
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<tr>
<td>Total - 3</td>
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</tbody>
</table>

The Chair declared the bill was passed. The title was read and adopted. Senator Kostelka moved to reconsider the vote by which the bill was passed and laid the motion on the table.

### HOUSE BILL NO. 321—

**BY REPRESENTATIVE ROMERO**

**AN ACT**

To amend and reenact R.S. 51:913 and 913.3 and to enact R.S. 51:913.4, relative to oil field and farm equipment; to provide for recordkeeping requirements for dealers; to provide for penalties; to provide for injunctive relief; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

### HOUSE BILL NO. 336—

**BY REPRESENTATIVE WADDELL**

**AN ACT**

To amend and reenact R.S. 18:18(A)(8)(a), 531.1(A)(2) and (C), 551(A), 553(E)(1), 1302(4), (5), (6), and (7), 1303(A), (B)(4) and (5), (D), and (E), 1305, 1306(A)(1), (B), (C)(1), (D), (E)(1)(introductory paragraph) and (2), (F), and (G)(1)(introductory paragraph), (a), and (l), and (2), 1307(A)(2), 1309(A)(1), (D)(1), (G), 1311(A), (B), (C)(1), (D)(1), and (4)(a), 1312(B), 1313(F)(introductory paragraph), (1), (2), (4), (5), (6), (7), (9), and (10), (H), (I), (J), (K), (L), and (10)(B), (G)(1)(b), and (H), and 1353(C)(2) and (3)(b), to enact R.S. 18:1302(8), and to repeal R.S. 18:1304 and 1306(E)(1)(h), (G)(1)(g), and (H), relative to voting prior to election day; to remove certain requirements for absentee in person voting; to provide with regard to conducting absentee in person voting; to repeal special provisions for disabled voters to vote absentee in person; to redesignate and direct the Louisiana State Law Institute to
further redesignate the terms "absentee in person" and "absentee" as they relate to absentee in person voting as "early voting"; and to provide for related matters.

The bill was read by title. Senator Malone moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

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<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. President</td>
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<tbody>
<tr>
<td>Chaisson</td>
<td>Romero</td>
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<tr>
<td>Total</td>
<td>3</td>
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</table>

The Chair declared the bill was passed. The title was read and adopted. Senator Malone moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 405—**

BY REPRESENTATIVE ALEXANDER

AN ACT

To enact R.S. 17:62, to provide relative to term limits for the Lafayette Parish School Board; to authorize the school board to adopt such limits subject to voter approval; and to provide for related matters.

The bill was read by title. Senator Michot moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
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<th>YEAS</th>
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<tr>
<td>Mr. President</td>
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<tbody>
<tr>
<td>Chaisson</td>
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<tr>
<td>Marianneaux</td>
<td>Schedler</td>
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<tr>
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</table>

The Chair declared the bill was passed. The title was read and adopted. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 526—**

BY REPRESENTATIVE WINSTON

AN ACT

To enact Part II-D of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.1 through 2120.10, relative to brain injury facilities; to provide for licensing requirements; and to provide for related matters.

The bill was read by title. Senator Michot moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. President</td>
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<td>Duplessiss</td>
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<td>Chaisson</td>
<td>Romero</td>
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<tr>
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</table>

The Chair declared the bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 581—**

BY REPRESENTATIVE TRAHAN

AN ACT

To amend and reenact R.S. 44:4.1(B)(7) and to enact R.S. 15:477.2, relative to privileged communications; to provide for privileged communications for state governmental agencies by persons reporting alleged fraud, abuse, or wrongdoing; to provide for an exception regarding public records disclosure; to provide for definitions; and to provide for related matters.

The bill was read by title. Senator Dardenne moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**ROLL CALL**

The roll was called with the following result:

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<tbody>
<tr>
<td>Mr. President</td>
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<td>Romero</td>
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<tr>
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<td>2</td>
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</table>
30th DAY’S PROCEEDINGS

Page 23

SENATE

June 15, 2005

Broome Hollis Shepherd
Cain Jackson Smith
Cheek Jones Theunissen
Dardenne Kostelka Ullo
Duplessis Malone
Dupre Marionneaux
Total - 34

NAYS
Total - 0

ABSENT
Chaisson Lentini
Cravins Schedler
Total - 4

The Chair declared the bill was passed. The title was read and adopted. Senator Dardenne moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 650—
BY REPRESENTATIVE ARNOLD

AN ACT
To amend and reenact R.S. 6:969.35(A) and (D) and 969.37(D) and (G) and to enact R.S. 6:969.6(30) through (33), relative to the Motor Vehicle Sales Finance Act; to provide for definitions; to provide for authority to issue debt waiver or debt forgiveness agreements; to provide for licenses; to provide for violations; to provide for fees; and to provide for related matters.

The bill was read by title. Senator Heitmeier moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Dupre Marionneaux
Adley Ellington McPherson
Amedee Fields Michot
Bajoie Fontenot Mount
Barham Gautreaux B Nevers
Boasso Gautreaux N Schedler
Broome Heitmeier Shepherd
Cain Hollis Schedler
Chaisson Jackson Shepherd
Cheek Jones Smith
Cravins Kostelka Theunissen
Dardelene Lentini Ullo
Duplessis Malone
Total - 38

NAYS
Total - 0

ABSENT

The Chair declared the amended bill was passed. The title was read and adopted. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 687—
BY REPRESENTATIVE K. CARTER

AN ACT
To amend and reenact R.S. 22:635.4(A) and to enact R.S. 22:635.4(C), relative to homeowners insurance policies; to provide for conversion of policy forms; to provide for approval; to provide for the Louisiana Insurance Rating Commission; and to provide for related matters.

The bill was read by title. Senator Adley moved the final passage of the bill.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Reengrossed House Bill No. 687 by Representative K. Carter

AMENDMENT NO.1
On page 1, line 10, delete “and notwithstanding” and on line 11, delete “the language of R.S. 22:636.2 and 635.3”.

On motion of Senator Murray, the amendments were adopted.

The bill was read by title. Senator Murray moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Dupre Marionneaux
Adley Ellington McPherson
Amedee Fields Michot
Bajoie Fontenot Mount
Barham Gautreaux B Nevers
Boasso Gautreaux N Schedler
Broome Heitmeier Romero
Cain Hollis Schedler
Chaisson Jackson Shepherd
Cheek Jones Smith
Cravins Kostelka Theunissen
Dardelene Lentini Ullo
Duplessis Malone
Total - 38

NAYS
Total - 0

ABSENT

The Chair declared the amended bill was passed. The title was read and adopted. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 697—
BY REPRESENTATIVES M. GUIL LORY, SALTER, ALARIO, DORSEY, HAMMETT, AND CURTIS AND SENATORS HINES, BAJOIE, MOUNT, AND HEITMEIER

AN ACT
To enact Chapter 11-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of Part I, R.S. 37:1021 through 1025 and Part II, R.S. 37:1031 through 1034, relative to direct service workers and medication attendants; to provide for the authority, training, registration, and termination of direct service workers; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 751—
BY REPRESENTATIVE MONTGOMERY

AN ACT
To amend and reenact R.S. 4:147(2), relative to residency requirements of the state steward appointed by the Louisiana State Racing Commission; to require the steward to be residing in the state upon appointment; and to provide for related matters.

The bill was read by title. Senator Adley moved the final passage of the bill.
ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Dupre   Marionneaux
Adley  Ellington   McPherson
Amedee  Fields   Michot
Bajoie  Fontenot   Mount
Barham  Gautreaux B   Murray
Boasso  Gautreaux N   Nevers
Broome  Heitmeier   Romero
Cain  Hollis   Schedler
Chaisson  Jackson   Smith
Cheek  Jones   Teunissen
Cravins  Kostelka   Ullo
Dardenne  Lentini
Duplessis  Malone
Total - 37

NAYS

Total - 0

ABSENT

Shepherd
Total - 1

The Chair declared the bill was passed. The title was read and adopted. Senator Adley moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 753—
BY REPRESENTATIVES DURAND AND MCDONALD
AN ACT
To amend and reenact R.S. 37:1212, relative to the Pharmacy Practice Act; to provide relative to the practice of pharmacy technicians; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 759—
BY REPRESENTATIVE BURNS
AN ACT
To amend and reenact R.S. 37:2442(4), 2444, 2445, 2446.1(A) and (B)(7), 2447, 2448(A) and (B)(1), 2449, 2450, 2451(A) and (B), 2461(A), 2462, and 2463, to enact R.S. 37:2442(6), 2449, 2449.1, 2449.2, 2449.3, and 2463.1, and to repeal R.S. 37:2452 and 2457(11), relative to the licensing of hearing aid dealers; to provide relative to qualifications, fees, penalties, and continuing education; to provide for temporary training permits and the training of temporary training permit holders; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Reengrossed House Bill No. 759 by Representative Burns

AMENDMENT NO.1
On page 1, line 4 after "repeal R.S. 37:7" insert "2451 (C),"

AMENDMENT NO. 2
On page 9, delete lines 3 through 7 in their entirety

AMENDMENT NO. 3
On page 10, line 9 after "repeal R.S. 37:7" insert "2451 (C),"

On motion of Senator Lentini, the amendments were adopted.

ROLL CALL

The bill was read by title. Senator Schedler moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Dupre   Marionneaux
Adley  Ellington   McPherson
Amedee  Fields   Michot
Bajoie  Fontenot   Mount
Barham  Gautreaux N   Murray
Boasso  Gautreaux N   Nevers
Broome  Heitmeier   Romero
Cain  Hollis   Schedler
Chaisson  Jackson   Smith
Cheek  Jones   Teunissen
Cravins  Kostelka   Ullo
Dardenne  Lentini
Duplessis  Malone
Total - 31

NAYS

Cain
Total - 1

ABSENT

Cravins  Gautreaux B   Shepherd
Kostelka
Schedler
Total - 6

The Chair declared the amended bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 761—
BY REPRESENTATIVE WHITE
AN ACT
To enact R.S. 22:676, relative to motor vehicle insurance provisions; to provide for total loss; to provide for airbags; and to provide for related matters.

The bill was read by title. Senator Fontenot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President  Dupre   Malone
Adley  Ellington   Marionneaux
Amedee  Fields   McPherson
Bajoie  Fontenot   Michot
Barham  Gautreaux B   Mount
Boasso  Gautreaux N   Murray
Broome  Heitmeier   Nevers
Cain  Hollis   Romero
Chaisson  Jackson   Schedler
Cheek  Jones   Smith
Dardenne  Kostelka   Teunissen
Duplessis  Lentini   Ullo
Total - 36

NAYS

Total - 0

ABSENT

Cravins  Shepherd
Total - 2
The Chair declared the bill was passed. The title was read and adopted. Senator Fontenot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 816**—
**BY REPRESENTATIVES JOHNS AND MCDONALD**
**AN ACT**
To amend and reenact R.S. 37:1184, relative to the Pharmacy Practice Act; to provide for changes in the fee schedule; and to provide for related matters.

The bill was read by title. Senator Mount moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
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<tbody>
<tr>
<td>Mr. President Ellington Marionneaux</td>
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</table>

The Chair declared the bill was passed. The title was read and adopted. Senator Mount moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 883**—
**Substitute for House Bill No. 740 by Representative Hebert**
**BY REPRESENTATIVES K. CARTER AND BOWLER**
**AN ACT**
To amend and reenact R.S. 22:250.31 through 250.35, relative to health insurance claims; to provide relative to prompt payment of health insurance claims; to provide for definitions; to provide for standards for receipt and processing of nonelectronic and electronic claims; to provide relative to limitations on claim filing and audit; to provide for the regulatory authority of the commissioner of insurance; to provide relative to applicability; and to provide for related matters.

The bill was read by title. Senator Murray moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
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<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
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<tbody>
<tr>
<td>Mr. President Ellington Marionneaux</td>
<td>Adley FIELDS McPherson</td>
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<td>ABSENT</td>
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The Chair declared the bill was passed. The title was read and adopted. Senator N. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 885**—
**Substitute for House Bill No. 584 by Representative K. Carter**
**BY REPRESENTATIVES K. CARTER AND BOWLER**
**AN ACT**
To amend and reenact R.S. 22:250.31 through 250.35, relative to health insurance claims; to provide relative to prompt payment of health insurance claims; to provide for definitions; to provide for standards for receipt and processing of nonelectronic and electronic claims; to provide relative to limitations on claim filing and audit; to provide for the regulatory authority of the commissioner of insurance; to provide relative to applicability; and to provide for related matters.

The bill was read by title. Senator Murray moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

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<tr>
<th>YEAS</th>
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<td>ABSENT</td>
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</tbody>
</table>

The Chair declared the bill was passed. The title was read and adopted. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Rules Suspended**
Senator McPherson asked for and obtained a suspension of the rules for the purpose of taking up this time.

**Senate Bills and Joint Resolutions**

**Returned from the House of Representatives with Amendments, Subject to Call**

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments, subject to call were taken up and acted upon as follows:

**Called from the Calendar**

Senator McPherson asked that Senate Bill No. 271 be called from the Calendar at this time.

**SENATE BILL NO. 271—**

**BY SENATORS MCPHERSON, BAOJIE, HINES AND MOUNT AND REPRESENTATIVES DORSEY, HAMMETT AND SALTER**

**AN ACT**

To amend and reenact R.S. 14:403.2(E)(9)(a), and to enact R.S. 40:1300.51(2)(l) and (m), and Part VI-D of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2179 through 2179.1, and to repeal R.S. 37:2504(D) and (E), relative to direct service workers; to provide relative to the adult protection agency; to provide with respect to the confidentiality of case records; to provide for criminal history checks of direct service workers; to define direct service workers; to authorize the Department of Health and Hospitals to promulgate rules to maintain a registry of direct service workers; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Durand to Engrossed Senate Bill No. 271 by Senator McPherson

**AMENDMENT NO. 1**

On page 3, between lines 13 and 14 insert the following:

"D. The provisions of this Part shall not apply to religious nonmedical nursing personnel providing services through a religious nonmedical health care institution as defined in 42 U.S.C. 1395w."  

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Tucker to Engrossed Senate Bill No. 271 by Senator McPherson

**AMENDMENT NO. 1**

On page 3, at the end of line 8, add the following:

"Such rules shall include the establishment of criteria regarding a parent, step-parent, grandparent, brother, sister, aunt, or uncle of a recipient serving as a paid direct service worker."  

**AMENDMENT NO. 2**

On page 3, at the beginning of line 15, insert "A."  

**AMENDMENT NO. 3**

On page 3, between lines 20 and 21, insert the following:

"B. A parent, step-parent, grandparent, brother, sister, aunt, or uncle of a recipient shall meet the criteria established by rule regarding serving as a paid direct support worker unless a waiver is issued by the secretary of the Department of Health and Hospitals."  

Senator McPherson moved to concur in the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President
Fields
Michot
Adley
Fontenot
Mount
Amedee
Gautreaux
Murray
Bajoie
Gautreaux
Nevers
Barham
Heitmeier
Romero
Boasso
Hollis
Schedler
Broume
Jackson
Shepherd
Chaisson
Jones
Smith
Cheek
Lentini
Theunissen
Dardenne
Malone
Ullo
Dupre
Marionneaux
Ellington
McPherson

Total - 34

**NAYS**

Total - 0

**ABSENT**

Cain
Duplessis

Cravins
Kostelka

Total - 4

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

**Mr. President in the Chair**

**Regular Order of the Day**

**Special Order of the Day**

The following House Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

**HOUSE BILL NO. 887—**

**(Substitute for House Bill No. 802 by Representative Durand)**

**BY REPRESENTATIVES DURAND, AL ARIO, DORSEY, HAMMETT, HUNTER, AND SALTER**

**AN ACT**

To amend and reenact R.S. 17:1519.6(C) and to enact Subtitle X of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:8051 through 8059, relative to state fees; to enact the Healthcare Affordability Act; to impose a fee on certain hospitals; to provide for collection and administration of the fee; to provide for disposition of the avails of the fee; to provide for penalties and sanctions; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 887 by Representative Durand

**AMENDMENT NO. 1**

On page 3, line 13, after "revenue." insert the following:

"The department's regulations shall include instructions for reducing the net patient revenue in any such amended filing by the CMS Medicare hospital market basket index for the period between the applicable Medicare cost report and Federal Fiscal Year 2001."  

**AMENDMENT NO. 2**

Senator McPherson sent up floor amendments which were read.
On page 5, line 13, delete "period covered by the" and insert "hospital's adjusted net revenue"

AMENDMENT NO. 3
On page 5, line 14, delete "amendment"

On motion of Senator McPherson, the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators McPherson and Boasso to Reengrossed House Bill No. 887 by Representative Durand

AMENDMENT NO. 1
Delete Senate Committee Amendment Nos. 1, 2, and 3 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 14, 2005.

AMENDMENT NO. 2
On page 7, delete lines 4 through 14, and insert the following:

"G.1.(a) No hospital shall pass on the cost of this fee or include the fee as an itemized and separately listed amount on any statement sent to any patient, responsible party, insurer, or self-insured employer programs. If such a violation occurs, it shall be considered a violation of hospital minimum standards. If any such party has reason to believe that the fee has been passed on to him, or an attempt was made to do so, he may submit in writing to the Department of Revenue a request for an investigation along with evidence that the fee has been passed on or that an attempt was made to pass on the fee. The department shall have an affirmative duty to protect the parties above against any violation of this Subsection.

(b) Any bill or statement sent to a patient, responsible party, insurer, or self-insured employer program after the initial effective date of this Subsection shall contain a statement that "This bill does not contain any cost of the fee imposed by the Healthcare Affordability Act provided in Act of the 2005 Regular Session." The act number shall be the number of the act which originated as House Bill No. 887 of the 2005 Regular Session.

(2) Upon receipt of a written request for an investigation by an affected party, the department shall conduct a full investigation in a timely manner. Upon completion of the investigation, the department shall conduct a hearing pursuant to the provisions of the Administrative Procedures Act if it believes sufficient cause has been shown to warrant such hearing. If the department declines to conduct a hearing, it shall explain in writing to the requesting party its reasons for not further acting upon the complaint.

(3) Upon any finding by the Department of Revenue of a violation of this Subsection, it shall order full restitution to the affected party, including judicial interest computed from the time that the violation occurred until payment of the restitution. Furthermore, the department shall forward its findings to the Department of Health and Hospitals, which shall conduct a hearing in the matter to determine the sanctions applicable thereto, including suspension or revocation of the violating hospital’s license.

On motion of Senator McPherson, the amendments were adopted.

Floor Amendments Sent Up

Senator N. Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Reengrossed House Bill No. 887 by Representative Durand

AMENDMENT NO. 1

AMENDMENT NO. 2
On page 7, line 6, after "programs," insert

"No fee authorized and imposed by this Section shall be considered an allowable cost for purposes of insurance or other third party reimbursements, nor shall such fee be included in the establishment of reimbursement rates.

AMENDMENT NO. 3
On page 7, line 12, delete "sole and exclusive"

AMENDMENT NO. 4
On page 7, line 13, after "Subsection" insert a period and delete the remainder of the line and line 14

AMENDMENT NO. 5
On page 7, between lines 14 and 15, insert

"I. Upon request by any person, the department shall disclose the net uncompensated cost, the new patient revenue and the fee imposed on any hospital by the provisions of this Section for the most recent four quarters, along with any related reimbursement to such hospital from the state for the same period. The department may make such disclosure through public access to the information on the department's Internet website.

AMENDMENT NO. 6
On page 7, between lines 14 and 15, insert

"J. Each hospital shall post on its Internet website and make available upon request by any person, a list of charges, updated at least every ninety days, on the one hundred most commonly used services and items from its charge master. For the purpose of this Subsection, the term 'charge master' means a uniform schedule of charges represented by the facility as its gross billed charge for a given service or item, regardless of payor type."

Senator N. Gautreaux moved adoption of the amendments.

Senator McPherson objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham  Gaubreaux N  Nevers
Chaisson  Kostelka  Schedler
Cravins  Lentini  Theunissen
Dardenne  Malone
Fontenot  Murray
Total - 13

NAYS

Adley  Ellington  Michot
Bajoie  Fields  Mount
Boasso  Gautreaux B  Romero
Broom  Heitmeier  Shepherd
Cain  Hollis  Smith
Cheek  Jackson  Ullo
Duplessis  Jones
Dupre  McPherson
Total - 22

ABSENT

Mr. President  Amedee Marionneaux
Total - 3

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Barham sent up floor amendments which were read.
SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Barham to Reengrossed House
Bill No. 887 by Representative Durand

AMENDMENT NO. 1
On page 1, line 14, after "Orleans" insert "and the LSU Health
Sciences Center-Shreveport"

On motion of Senator Barham, the amendments were adopted.

Floor Amendments Sent Up
Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Schedler to Reengrossed House
Bill No. 887 by Representative Durand

AMENDMENT NO. 1
On page 3, line 4 after "hospital’s" insert "most recent audited"

AMENDMENT NO. 2
On page 3, delete line 5 and insert "report available"

AMENDMENT NO. 3
On page 3, line 6, delete "(October 2000 through September 2001)"

Senator Schedler moved adoption of the amendments.
Senator McPherson objected.

ROLL CALL
The roll was called with the following result:

YEAS
Amedee
Barham
Boasso
Cravins
Dardenne
Total - 13

NAYS
Adley
Bajoie
Broome
Cain
Chaisson
Cheek
Duplessis
Dupre
Total - 23

Mr. President
Total - 2

The Chair declared the amendments were rejected.

The bill was read by title. Senator McPherson moved the final
passage of the amended bill.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President
Adley
Fields
Fontenot
Gautreaux B
Gautreaux N
Kostelka
Malone
Lentini
Total - 13

NAYS
Barham
Cain
Cravins
Dardenne
Total - 11

Mr. Marionneaux
Total - 1

The Chair declared the amended bill was passed. The title was
read and adopted. Senator McPherson moved to reconsider the vote
by which the bill was passed and laid the motion on the table.

Rules Suspended
Senator Ullo asked for and obtained a suspension of the rules for
the purpose of reverting to the Morning Hour.

Messages from the House
The following Messages from the House were received and read
as follows:

Message from the House
ADOPTION OF
CONFERENCE COMMITTEE REPORT
June 15, 2005

To the Honorable President and Members of the Senate:
I am directed to inform your honorable body that the House of
Representatives has adopted the Report of the Conference Committee
on the disagreement to House Bill No. 17.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House
ADOPTION OF
CONFERENCE COMMITTEE REPORT
June 15, 2005

To the Honorable President and Members of the Senate:
I am directed to inform your honorable body that the House of
Representatives has adopted the Report of the Conference Committee
on the disagreement to House Bill No. 272.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House
DISAGREEMENT TO HOUSE BILL
June 15, 2005
To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 599 by Representative Hammett, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Hammett, Townsend and Bowler.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

HOUSE CONFEREES APPOINTED
June 15, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 749 by Representative Hutter:

Representatives Hutter, Durand and Waddell.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

HOUSE CONFEREES APPOINTED
June 15, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 558 by Representative LaBruzzo:

Representatives LaBruzzo, Durand and Walker.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

DISAGREEMENT TO HOUSE BILL
June 15, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 569 by Representative Baudoin, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Baudoin, Quezaire and Gallot.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS
To amend and reenact R.S. 33:4754(C)(1)(a), relative to liens for

SENATE BILL NO. 45—
BY SENATOR MALONE AND REPRESENTATIVE M. POWELL
AN ACT
To amend and reenact R.S. 47:296.2(C), 296.3(C), and 1516.1(G)(2) and to enact R.S. 47:1584, relative to collection of taxes; to provide for an innocent spouse rule for the collection of taxes and related amounts; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 79—
BY SENATOR KOSTELKA AND REPRESENTATIVES FANNIN, MCDONALD AND WALSWORTH
AN ACT
To enact R.S. 47:305.53 and 337.9(D)(27), relative to sickle cell disease organizations; to provide for a state and political subdivision sales tax exemption; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 35—
BY SENATOR BARHAM AND REPRESENTATIVE HILL
AN ACT
To enact R.S. 40:2405(H), relative to peace officer standards and training; to provide requirements for former peace officers to retain certain qualifications; to provide relative to the resumption of service as a peace officer; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 65—
BY SENATOR DUPRE
AN ACT
To enact R.S. 33:4754(C)(1)(a), relative to liens for removal and securing dangerous structures by certain parishes and municipalities; to include the Terrebonne Parish assessor within the definition of "equivalent officer" for the purposes of certain actions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 138—
BY SENATOR DUPRE
AN ACT
To enact R.S. 29:406(A) and (C) and 29:410(E)(4), relative to the Military Service Relief Act; to provide for disciplinary action by the chief of police; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 44—
BY SENATORS MCPHERSON, DUPLESSIS AND MURRAY
AN ACT
To enact Subpart B-35 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.701 through 130.709, relative to special districts; to provide the district's powers, duties, and limitations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 348—
BY SENATOR NEVERS AND SCHEDLER
AN ACT
To create the Tangipahoa Parish Economic Development District; to provide for the district's powers, duties, and limitations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 118—
BY SENATOR DUPRE
AN ACT
To enact R.S. 47:296.2(C), 296.3(C), and 1516.1(G)(2) and to enact R.S. 47:1584, relative to collection of taxes; to provide for an innocent spouse rule for the collection of taxes and related amounts; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 332—
BY SENATOR N. GAUTREAUX
AN ACT
To enact Subpart C-17 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:527.301 through 527.309, relative to special districts; to provide the district's powers, duties, and limitations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 330—
BY SENATOR N. GAUTREAUX
AN ACT
To enact R.S. 33:130.701 through 130.709, relative to special districts; to provide the district's powers, duties, and limitations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 33—
BY SENATOR LENTINI, MCPHERSON AND NEVERS AND REPRESENTATIVE SCALISE
AN ACT
To enact R.S. 33:2740.39, relative to special districts; to provide for the purpose and governance of the district; to provide for the boundaries of the district; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 327—
BY SENATOR JONES
AN ACT
To enact R.S. 46:1053(C)(2)(e), relative to hospital service districts; to authorize an increase in per diem for the members of the board of commissioners of the Madison Parish Hospital Service District; to increase the number of meeting days payable by a per diem; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 332—
BY SENATOR N. GAUTREAUX
AN ACT
To enact R.S. 33:3812(G), relative to waterworks districts; to increase the membership of the board of commissioners of the Southeast Waterworks District No. 2 of Vermilion Parish; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 331—
BY SENATOR LENTINI, MCPHERSON AND NEVERS
AN ACT
To enact R.S. 33:2740.39, relative to special districts; to provide for the purpose and governance of the district; to provide for the boundaries of the district; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 333—
BY SENATOR LENTINI, MCPHERSON AND NEVERS
AN ACT
To enact R.S. 33:3812(G), relative to waterworks districts; to increase the membership of the board of commissioners of the Southeast Waterworks District No. 2 of Vermilion Parish; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 348—
BY SENATOR CRAVINS
AN ACT
To enact R.S. 33:2740.39, relative to special districts; to create the Opelousas Downtown Development District; to provide for the purpose and governance of the district; to provide for its rights, powers, and duties, including the authority to tax, subject to the approval of the district voters; to provide for the boundaries of the district; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 39—
BY SENATORS LENTINI, MCPHERSON AND NEVERS
AN ACT
To enact R.S. 39:362.1, relative to state owned motor vehicles and aircraft; to require the approval of the Joint Legislative Committee on the Budget for the purchase of certain vehicles for use by a statewide elected official; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 42—
BY SENATORS MCPHERSON, DUPLESSIS AND MURRAY
AN ACT
To enact R.S. 33:423.15, relative to the city of Carencro; to provide for training; to provide requirements for former peace officers to retain certain qualifications; to provide relative to the resumption of service as a peace officer; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 40—
BY SENATOR R. JOHNSON
AN ACT
To enact R.S. 46:1053(C)(2)(e), relative to hospital service districts; to authorize an increase in per diem for the members of the board of commissioners of the Madison Parish Hospital Service District; to increase the number of meeting days payable by a per diem; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 118—
BY SENATOR DUPRE
AN ACT
To enact R.S. 47:296.2(C), 296.3(C), and 1516.1(G)(2) and to enact R.S. 47:1584, relative to collection of taxes; to provide for an innocent spouse rule for the collection of taxes and related amounts; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 27—
BY SENATOR KOSTELKA AND REPRESENTATIVES FANNIN, MCDONALD AND WALSWORTH
AN ACT
To enact R.S. 17:85.11, relative to powers and duties of school boards; to authorize the Ouachita Parish School Board to name an athletic facility at the former Calhoun High School in honor of Jerry Lee Lovett, Sr.; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 138—
BY SENATOR DUPRE
AN ACT
To enact R.S. 47:4754(C)(1)(a), relative to liens for removal and securing dangerous structures by certain parishes and municipalities; to include the Terrebonne Parish assessor within the definition of "equivalent officer" for the purposes of certain actions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 138—
BY SENATOR DUPRE
AN ACT
To enact R.S. 47:4754(C)(1)(a), relative to liens for removal and securing dangerous structures by certain parishes and municipalities; to include the Terrebonne Parish assessor within the definition of "equivalent officer" for the purposes of certain actions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 27—
BY SENATOR BARHAM AND REPRESENTATIVE HILL
AN ACT
To enact R.S. 40:2405(H), relative to peace officer standards and training; to provide requirements for former peace officers to retain certain qualifications; to provide relative to the resumption of service as a peace officer; and to provide for related matters.

Reported without amendments.
provide with respect to certain rights for employees who are in the uniformed services and called to active duty and who wish to return to positions of employment held prior to active duty service; to provide with respect to notification and accrual and entitlement to vacation leave; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 158—
BY SENATORS DARRENE AND MURRAY
AN ACT
To enact R.S. 17:226.1 and Chapter 32 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2131 through 2135, relative to employment of minors; to provide for employment of minors providing artistic or creative services; to provide for placement of certain monies received as compensation in trust accounts; to provide for creation of such accounts and for the use of monies deposited in such accounts; to provide for educational instruction of minors engaged in providing artistic or creative services; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 162—
BY SENATOR HEITMEIER
AN ACT
To amend and reenact R.S. 29:732(A), relative to price gouging; to prohibit price gouging during a named tropical storm or hurricane; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 313—
BY SENATORS MARIONNEAUX AND REPRESENTATIVE MCVEA
AN ACT
To enact R.S. 33:2740.62, relative to special districts; to create the East Feliciana Parish Economic Development District; to provide for the purpose and governance of the district; to provide for its rights and powers, including the authority for tax financing by the district; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 84—
BY SENATORS SMITH AND ADLEY AND REPRESENTATIVE SALTER
AN ACT
To amend and reenact R.S. 17:1871(A)(2), relative to membership of the Board of Supervisors of Community and Technical Colleges; to provide relative to terms and qualifications of appointees to the board; to provide with regard to experience as a condition of appointment; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 108—
BY SENATOR ADLEY
AN ACT
To amend and reenact R.S. 47:1705(B), relative to information provided regarding millage rates; to require certain notice to the public in any year in which a tax recipient body intends to consider the levy of additional or increased millage rates without voter approval; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 132—
BY SENATOR MCPHERSON
AN ACT
To enact Part XIV of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:366.1 through 366.3, 366.5, and 366.9, relative to providing for accountability for state resources that are obligated, dedicated, or otherwise are committed to or are necessary to the confection of agreements with private persons relative to the interests of the state; to provide purposes and definition; to provide for the powers and duties of the commissioner of administration; to provide for the powers and duties of the attorney general; to provide for the powers and duties of the Joint Legislative Committee on the Budget and its litigation subcommittee; to authorize executive sessions under certain circumstances; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 185—
BY SENATOR HEITMEIER
AN ACT
To enact R.S. 42:851(O), relative to health and accident insurance programs for the office of group benefits; to provide with regard to the applicability of certain requirements to certain employees; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 218—
BY SENATOR DUPRE AND REPRESENTATIVE BALDONE
AN ACT
To amend and reenact R.S. 39:330(B)(3) and (4) and to enact R.S. 39:330(B)(5) and 330.4, relative to property control; to provide for the acquisition of surplus computer equipment by certain public educational institutions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 270—
BY SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 46:978 and 979(A), relative to health care for the uninsured; to provide for authorization for a Section 1115 of the Social Security Act waiver demonstration initiative; to provide for a Section 1115 demonstration program; to provide for expansion of coverage for families below two hundred percent of the federal poverty level; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 135—
BY SENATOR DARRENE
AN ACT
To amend and reenact R.S. 11:471(A) and to enact R.S. 11:441(G), relative to Louisiana State Employees’ Retirement System; to provide with respect to eligibility for retirement for new members; to require new members to have ten years of service at age sixty to be eligible for retirement; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 142—
BY SENATOR THEUNISSEN
AN ACT
To enact R.S. 39:4720.17(C)(4), 4720.31(C)(4), and 4720.47(D)(4), relative to the applicability of certain requirements to certain employees; to provide for purposes; to provide for related matters.
To enact Chapter 27-C of Title 33 of the Louisiana Revised Statutes

HOUSE BILL NO. 742—
BY REPRESENTATIVES K. CARTER, GRAY, JEFFERSON, ARNOLD, BADON, BURNS, HEATON, HUTTER, MARCHAND, RICHMOND, SCALISE, SHEPHERD, AND WINSTON AND SENATOR DULPESIS
AN ACT
To enact Chapter 27-C of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.51 through 9039.67, and to repeal R.S. 36:109(M) and Part III of Chapter 6 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:811 through 813.1, relative to the Greater New Orleans Biosciences Economic Development District; to create and provide for such district and its board of commissioners and their powers, duties, functions, and responsibilities; to repeal provisions providing for the Louisiana Biomedical Research and Development Park Commission; and to provide for related matters.

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 742—
BY REPRESENTATIVES K. CARTER, GRAY, JEFFERSON, ARNOLD, BADON, BURNS, HEATON, HUTTER, MARCHAND, RICHMOND, SCALISE, SHEPHERD, AND WINSTON AND SENATOR DULPESIS
AN ACT
To enact Chapter 27-C of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.51 through 9039.67, and to repeal R.S. 36:109(M) and Part III of Chapter 6 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:811 through 813.1, relative to the Greater New Orleans Biosciences Economic Development District; to create and provide for such district and its board of commissioners and their powers, duties, functions, and responsibilities; to repeal provisions providing for the Louisiana Biomedical Research and Development Park Commission; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Introduction of Senate Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 141—
BY SENATOR BADON
A RESOLUTION
To commend and congratulate Pam Kidd on being the first black woman to earn the rank of captain with the Baton Rouge Police Department.

On motion of Senator Fields, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 142—
BY SENATOR MOUNT
A RESOLUTION
To designate Thursday, June 16, 2005, as Girl Scouts Day at the Louisiana State Capitol.

On motion of Senator Mount, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 143—
BY SENATOR HINES
A RESOLUTION
To urge and request the Louisiana Public Service Commission to continue to work with the Louisiana Association of Community Action Partnerships to develop and implement an Energy Efficiency Fund that will benefit the people of the state of Louisiana.

On motion of Senator Hines, the resolution was read by title and adopted.

Messages from the House

The following Messages from the House were received and read as follows:

MESSAGE FROM THE HOUSE
ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS
June 15, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 742—
BY REPRESENTATIVES K. CARTER, GRAY, JEFFERSON, ARNOLD, BADON, BURNS, HEATON, HUTTER, MARCHAND, RICHMOND, SCALISE, SHEPHERD, AND WINSTON AND SENATOR DULPESIS
AN ACT
To enact Chapter 27-C of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.51 through 9039.67, and to repeal R.S. 36:109(M) and Part III of Chapter 6 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:811 through 813.1, relative to the Greater New Orleans Biosciences Economic Development District; to create and provide for such district and its board of commissioners and their powers, duties, functions, and responsibilities; to repeal provisions providing for the Louisiana Biomedical Research and Development Park Commission; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

HOUSE BILL NO. 285—
BY REPRESENTATIVE CRAVINS
AN ACT
To amend and reenact R.S. 32:171(F)(1) and (2) and 175(C) and to enact R.S. 32:175(D) and R.S. 48:393, relative to penalties for failing to stop at certain railroad grade crossings; to increase the fines for certain railroad grade crossing violations; to provide relative to penalties for certain violations; to require the suspension of driving privileges under certain circumstances; to provide relative to the disposition of a certain portion of penalties for certain railroad grade crossing violations; to create the Railroad Crossing Safety Fund; to provide relative to the administration and use of monies deposited into such fund; and to provide for related matters.

HOUSE BILL NO. 531—
BY REPRESENTATIVE THOMPSON AND SENATORS ELLINGTON AND SMITH
AN ACT
To amend and reenact R.S. 51:955.4(F) and to enact R.S. 51:955.5, relative to broadband technology; to create the Broadband Infrastructure and Information Technology Fund; to provide for the deposit of certain monies in the fund; to provide for the use of monies in the fund; and to provide for related matters.

HOUSE BILL NO. 623—
BY REPRESENTATIVE LAFLEUR
AN ACT
To amend and reenact R.S. 27:353(4), relative to the revenues under the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to define eligible facility to include facilities temporarily not racing because of safety issues in order to preserve the revenues to be distributed which revenues are derived from the conduct of slot machine gaming in St. Landry Parish; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 797—
BY REPRESENTATIVES BEARD AND FAUCHEUX
AN ACT
To enact Subpart C of Part X of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3398.10 through 3398.14; to provide for the establishment of one or more film institutes; to provide for the powers, duties, functions, and governance of the institutes; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 807—
BY REPRESENTATIVES ALARIO, FAUCHEUX, HONEY, AND TOOMY
AN ACT
To amend and reenact R.S. 39:467, relative to the Louisiana Stadium and Exposition District and the tax exemption for domed stadium facilities and baseball facilities; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 832—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To enact R.S. 47:301(8)(f), relative to the state sales and use tax; to amend and reenact R.S. 39:467, relative to the Louisiana Stadium and Exposition District and the tax exemption for domed stadium facilities and baseball facilities; to provide for an effective date; and to provide for related matters.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Bills and Joint Resolutions

Senator Ullo asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:
HOUSE BILL NO. 285—
BY REPRESENTATIVE CRAVINS
AN ACT
To amend and reenact R.S. 32:171(F)(1) and (2) and 175(C) and to enact R.S. 32:175(D) and R.S. 48:393, relative to penalties for failing to stop at certain railroad grade crossings; to increase the fines for certain railroad grade crossing violations; to provide relative to penalties for certain violations; to require the suspension of driving privileges under certain circumstances; to provide relative to the disposition of a certain portion of penalties for certain railroad grade crossing violations; to create the Railroad Crossing Safety Fund; to provide relative to the administration and use of monies deposited into such fund; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of hearing House Bill No. 285 in the Committee on Transportation, Highways and Public Works without the required 24 hour notice.

HOUSE BILL NO. 531—
BY REPRESENTATIVE THOMPSON AND SENATORS ELLINGTON AND SMITH
AN ACT
To amend and reenact R.S. 51:955.4(F) and to enact R.S. 51:955.5, relative to broadband technology; to create the Broadband Infrastructure and Information Technology Fund; to provide for the deposit of certain monies in the fund; to provide for the use of monies in the fund; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Finance.

HOUSE BILL NO. 623—
BY REPRESENTATIVE LAFLEUR
AN ACT
To amend and reenact R.S. 27:353(4), relative to the revenues under the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to define eligible facility to include facilities temporarily not racing because of safety issues in order to preserve the revenues to be distributed which revenues are derived from the conduct of slot machine gaming in St. Landry Parish; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 742—
BY REPRESENTATIVES K. CARTER, GRAY, JEFFERSON, ARNOLD, BADON, BURNS, HEATON, HUTTER, MARCHAND, RICHMOND, SCALISE, SHEPHERD, AND WINSTON AND SENATOR DUPLESSIS
AN ACT
To enact Chapter 27-C of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.51 through 9039.67, and to repeal R.S. 36:109(M) and Part III of Chapter 6 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:811 through 813.1, relative to the Greater New Orleans Biosciences Economic Development District; to create and provide for such district and its board of commissioners and their powers, duties, functions, and responsibilities; to repeal provisions providing for the Louisiana Biomedical Research and Development Park Commission; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Local and Municipal Affairs.

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of hearing House Bill No. 742 in the Committee on Local and Municipal Affairs without the required 24 hour notice.

HOUSE BILL NO. 797—
BY REPRESENTATIVES BEARD AND FAUCHEUX
AN ACT
To enact Subpart C of Part X of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3398.10 through 3398.14; to provide for the establishment of one or more film institutes; to provide for the powers, duties, functions, and governance of the institutes; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Education.

HOUSE BILL NO. 807—
BY REPRESENTATIVES ALARIO, FAUCHEUX, HONEY, AND TOOMY
AN ACT
To amend and reenact R.S. 36:109(M) relative to the Louisiana Stadium and Exposition District and the tax exemption for domed stadium facilities and baseball facilities; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 832—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To enact R.S. 47:301(8)(f), relative to the state sales and use tax; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 15, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 195—
BY REPRESENTATIVES SCALISE, ALARIO, ANSARDI, BOWLER, DAMICO, LABRUZZO, LANCASTER, MARTINY, PITRE, TOOMY, TUCKER, AND WOOTON AND SENATORS HEITMEIER, HOLLIS, LENTINI, SHEPHERD, AND ULLIO
A CONCURRENT RESOLUTION
To urge and request the governor to select a university or universities to conduct a study of the economic impact of the state's film industry on the local economies of the state's parishes and municipalities.
HOUSE CONCURRENT RESOLUTION NO. 196—
BY REPRESENTATIVE PITRE
A CONCURRENT RESOLUTION
To commend Marian Cooper of Grand Isle High School upon being named Educator of the Year by the American Legion, Department of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 197—
BY REPRESENTATIVE JEFFERSON
A CONCURRENT RESOLUTION
To urge and request the City Council of New Orleans to examine the feasibility of establishing a polling place on the Tulane University campus in order to provide the surrounding community with a convenient and easily accessible location for voting.

HOUSE CONCURRENT RESOLUTION NO. 193—
BY REPRESENTATIVE JOHN SMITH
A CONCURRENT RESOLUTION
To commend Trooper First Class Rodney Helton upon his receipt of the 2005 Governor Jimmie Davis Sunshine Award.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 195—
BY REPRESENTATIVES SCALISE, ALARIO, ANSARDI, BOWLER, DAMICO, LABRUZZO, LANCASTER, MARTINY, PITRE, TOOMY, TUCKER, AND WOOTON AND SENATORS HEITMEIER, HOLLIS, LENTINI, SHEPHERD, AND ULLO
A CONCURRENT RESOLUTION
To urge and request the governor to select a university or universities to conduct a study of the economic impact of the state's film industry on the local economies of the state's parishes and municipalities.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 196—
BY REPRESENTATIVE PITRE
A CONCURRENT RESOLUTION
To commend Marian Cooper of Grand Isle High School upon being named Educator of the Year by the American Legion, Department of Louisiana.

The resolution was read by title; lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 197—
BY REPRESENTATIVE JEFFERSON
A CONCURRENT RESOLUTION
To urge and request the City Council of New Orleans to examine the feasibility of establishing a polling place on the Tulane University campus in order to provide the surrounding community with a convenient and easily accessible location for voting.

The resolution was read by title; lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON
SENATE AND GOVERNMENTAL AFFAIRS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 15, 2005

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

HOUSE CONCURRENT RESOLUTION NO. 22—
BY REPRESENTATIVES JEFFERSON AND BURRELL
A CONCURRENT RESOLUTION
To authorize and direct the Louisiana Department of Public Safety and Corrections to create a system to notify individuals convicted of a felony who have completed their terms of confinement or parole relative to the reinstatement of voter registration.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 63—
BY REPRESENTATIVE DANIEL
A CONCURRENT RESOLUTION
To urge and request public bodies and any agents acting on behalf of public bodies to be open and honest with the public about applicants and candidates for public positions of authority and to discontinue the practice of oral only contacts and interviews, the sole purpose of which is to circumvent the laws relative to public records and the fundamental and constitutional right of the citizens of Louisiana to observe the deliberations of public bodies and examine public documents.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 138—
BY REPRESENTATIVES GARY SMITH, FARRAR, MONTGOMERY, R. CARTER, FAUCHEUX, GALLOW, SHEPHERD, AND WHITE
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to make permanent the increases in Servicemembers' Group Life Insurance coverage and the Death Gratuity benefits to provide financial security of survivors of members of the Louisiana National Guard and other servicemembers who make the ultimate sacrifice while serving our country and the state of Louisiana.

Reported favorably.

HOUSE BILL NO. 95—
BY REPRESENTATIVES GARY SMITH, MONTGOMERY, FARRAR, BURRELL, DARTEZ, FAUCHEUX, RICHMOND, AND WHITE AND SENATOR ROMERO
AN ACT
To enact R.S. 29:36.1(E), relative to members of the Louisiana National Guard; to provide for financial support of the members and their survivors; to provide that the Military Department, State of Louisiana, shall study the feasibility of reimbursing group life insurance premiums paid by members; to provide for exemption from tuition charges for the surviving spouse and minor children of any member killed while serving in certain military service; and to provide for related matters.

Reported favorably.
To amend and reenact R.S. 18:563(D) and (E) and to enact R.S. 18:563(F), relative to voting procedures; to prohibit the use of certain electronic communication devices while voting; to exempt from the prohibition certain electronic communication devices to be used for assisted voting; and to provide for related matters.

Reported favorably.

To amend and reenact R.S. 42:5(D) and to repeal R.S. 42:5.1, relative to open meetings; to provide for public comment at meetings of school boards; to remove specific provisions applying to meetings of school boards; to apply general provisions regarding public comment at meetings of public bodies to school boards; and to provide for related matters.

Reported with amendments.

To amend and reenact R.S. 25:1223(E) and 1224(A)(introductory paragraph) and (13), R.S. 36:610(E), 802(introductory paragraph), and 802.3, and R.S. 51:2379(A)(3) and (D), 2380(C), 2382(B), and 2383(B)(1) and (C), to enact R.S. 36:109(G)(2), 239(B)(6), 259(D), and 409(F)(3), and to repeal Part IV of Chapter 11 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:2251 through 2262, R.S. 25:1222(C) and 1223.1, R.S. 32:390.24, Part IV of Chapter 6 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:1101 through 1106, R.S. 36:434(P), 109(D) and (M), 209(M)(2) and (U), 259(S), 409(C)(9), (D)(1), (J), (K), 478(C)(5) and (H)(6), 509(N), 629(P), 651(D)(7), 916, and 918, R.S. 37:1285.2, Part IX of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1486.1, Chapter 22 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2491 through 2494, Chapter 29 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2741 through 2745, R.S. 46:231(2), 261(B), (C), (D), (E), and (G), Chapter 14-D of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:1443 and 1443.1, Chapter 38 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2511 through 2514, Subpart B of Part V of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:81 through 84, Part VI-C of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:108.1 and 108.2, Chapter 17 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1681 through 1687, R.S. 51:936(B), Subpart D of Chapter 9 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:1291 and 1292, Chapter 12 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:1361 through 1368, R.S. 51:2378(D)(3), and Act No. 319 of the 1977 Regular Session, relative to boards, commissions, authorities, districts, and like entities; to abolish certain inactive boards, commissions, districts, authorities, and like entities; to remove references to certain abolished entities; to abolish the Louisiana Imports and Exports Trust Authority created pursuant to R.S. 9:2341; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Education Facilities Authority; to remove references to, provisions for, and the powers, functions, and duties of the Atchafalaya Trace Advisory Board; to remove references to, provisions for, and the powers, functions, and duties of the Board of Morgan City, Berwick Port Public Commissioners and Examiners; to abolish the Louisiana Litter Reduction and Public Action Commission and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Environmental Quality; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Motor Carrier Advisory Committee; to remove provisions for the Advisory Committee on Pain; to abolish the Rural Health Care Authority and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Health and Hospitals; to abolish the Louisiana Biomedical Research and Development Park Commission and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Economic Development; to remove provisions for the Southern Louisiana Drinking Water Study Commission; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Healthy People 2010 Planning Council; to remove references to the Louisiana Welfare Reform Coordinating Committee; to remove references to and duties of the Fatherhood Council, including certain plans and reports relative to the Fatherhood Initiative; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Child Care Challenge Committee; to remove references to, provisions for, and the powers, functions, and duties of the Council to Prevent Chemically Exposed Infants; to abolish the Interagency Recreation Board and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Public Safety and Corrections; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Infrastructure Bank and its board of directors; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana High-Speed Rail Transportation Advisory Council; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Western Corridor Commission; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Hospitality Research Program; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana International Trade Development Board; to remove references to and provisions for the executive committee of the Louisiana Economic Development Council and to allocate certain of its duties to the council; to remove references to the Coordinating Council on Telemedicine and Distance Education, the Louisiana Historical Jazz Society, the Medicaid Drug Program Committee, the State Licensing Board for Locksmiths, the Stress Analysts Board, the Governor's Committee on Employment of Physically Handicapped, the Louisiana Marine Recreational Fishing Development Board, the Louisiana Alligator Market Development Authority, and the Council for Development of Spanish in Louisiana; to remove provisions for the Pointe Coupee-West Feliciana Bridge, Ferry, and Tunnel Authority; and to provide for related matters.

Reported with amendments.

To amend and reenact R.S. 43:87, relative to distribution of copies of the official journal of the state containing acts of the legislature; to provide for distribution of copies to judges only upon request; and to provide for related matters.

Reported favorably.

To amend and reenact R.S. 18:402(F)(5), relative to election dates; to provide for distribution of copies to judges only upon request; and to provide for related matters.

Reported favorably.

To provide for distribution of copies to judges only upon request; and to provide for related matters.

Reported favorably.

To amend and reenact R.S. 18:402(F)(5), relative to election dates; to provide for distribution of copies to judges only upon request; and to provide for related matters.

Reported favorably.
To urge and request the Louisiana Department of Social Services,

HOUSE CONCURRENT RESOLUTION NO. 172—

BY REPRESENTATIVE ROBIDEAUX

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Social Services, bureau of licensing, to study the feasibility of adopting and implementing rules and regulations to provide for the licensing of “drop-in” programs.

Reported favorably.

HOUSE BILL NO. 880—

(Substitute for House Bill No. 431 by Representative Lancaster)

BY REPRESENTATIVES LANCASTER, SALTER, ALARIO, DORSEY, GALLOT, AND HAMMETT AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT

AN ACT

To amend and reenact R.S. 44:4-1(B)(35), to enact Chapter 4 of Title V of the Children’s Code, to be comprised of Articles 541 through 546, and to repeal Chapter 14 of Title 15 of the Louisiana Revised Statutes of 1950, comprised of R.S. 15:1461 through 1464, relative to information concerning children and their families; to provide that agencies providing services to children and their families and city, parish, or other local public school boards are authorized to request the release or exchange of information, data, reports, and records which are relevant and necessary to the performance of their respective duties to children and their families; to provide for procedures relative to the release of such information; to provide for procedures to be utilized when an agency or school board refuses or fails to provide for the release of such information; to require agencies to exercise due diligence in obtaining consent, authorization, waiver, court order, or an order from an administrative law judge to obtain information regarding children and their families; to provide with respect to confidentiality of such information; to provide with respect to immunity from liability; to provide relative to an exception in the public records law; to remove certain provisions specific to juveniles; and to provide for related matters.

Reported favorably.

Respectfully submitted,

CHARLES D. JONES
Chairman

REPORT OF COMMITTEE ON HEALTH AND WELFARE

Senator McPherson, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

June 15, 2005

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 86—

BY SENATOR B. GAUTREAUX

A CONCURRENT RESOLUTION

To create and provide with respect to the Hospital-acquired Infection Reporting Task Force to study and make recommendations regarding the requirement that all hospitals report the incidence of hospital-acquired infections to the Department of Health and Hospitals.

Reported with amendments.

HOUSE CONCURRENT RESOLUTION NO. 130—

BY REPRESENTATIVE BEARD

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to explore all avenues to assure that new parents are made aware of their option to donate the blood collected from their newborn’s umbilical cord for the purposes of extracting stem cells.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 172—

BY REPRESENTATIVE ROBIDEAUX

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Social Services, bureau of licensing, to study the feasibility of adopting and implementing rules and regulations to provide for the licensing of “drop-in” programs.

Reported favorably.

HOUSE BILL NO. 242—

BY REPRESENTATIVE CROWE

AN ACT

To amend and reenact R.S. 40:1299.35.7(D), relative to abortion; to provide with respect to the offering of informed consent information in certain cases; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 675—

BY REPRESENTATIVE BEARD

AN ACT

To amend and reenact R.S. 40:1299.58.2(14) and (15) and 1299.58.3(C)(1) and (3) and to enact R.S. 40:1299.58.2(16), relative to living wills; to define spouse; to provide for the illustrative form; and to provide for related matters.

Reported with amendments.

Respectfully submitted,

JOE MCPHERSON
Chairman

REPORT OF COMMITTEE ON REVENUE AND FISCAL AFFAIRS

Senator Mount, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

June 14, 2005

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

HOUSE BILL NO. 187—

BY REPRESENTATIVES ARNOLD, ALARIO, ALEXANDER, ANSARDI, BADON, BALDWIN, BAUDOIN, BRUCE, BRUENEAU, BURNS, CAZAYOUX, CRANE, CRAYNS, CURTIS, DARTZE, DORSEY, DOWN, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GREENE, HAMMETT, HEATON, HEBERT, HILL, HUTTER, JACKSON, KATZ, KENNEY, LAFLER, LAFONTA, LANCASTER, MARCHAND, MARTINY, MCDONALD, MONTGOMERY, MURRELL, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCHNEIDER, SHEPHERD, GARY SMITH, JANE SMITH, STRAIN, THOMPSON, TOMMY, TOUSSARD, TRAHAN, TUCKER, WALKER, AND WALSWORTH

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(E) of the Constitution of Louisiana, to remove prohibition against extending ad valorem tax exemption for motor vehicles to taxes levied by a municipal governing authority or a district created by such authority; to exempt motor vehicles from municipal ad valorem taxes; to provide for the submission of the proposed amendment to the voters; and to provide for related matters.

Reported favorably.
HOUSE BILL NO. 303—
BY REPRESENTATIVE HAMMETT
AN ACT
To amend and reenact R.S. 47:6006(A), relative to authorizing a credit against income and corporation franchise taxes for ad valorem taxes paid to political subdivisions on natural gas held, used, or consumed in providing natural gas storage services or operating natural gas storage facilities; to delete an obsolete reference; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 304—
BY REPRESENTATIVE HAMMETT
AN ACT
To enact R.S. 47:301(10)(v), relative to state sales and use taxes; to exclude purchases of natural gas held, used, or consumed in providing natural gas storage services or operating natural gas storage facilities from the state sales and use tax; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 356—
BY REPRESENTATIVE RICHMOND
AN ACT
To amend and reenact Section 2 of Act 66 of the 2002 Regular Session of the Legislature and R.S. 47:6016(B)(4), relative to new market tax credits; to define certain terms; to provide for an effective date; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 370—
BY REPRESENTATIVES FAUCHEUX AND GARY SMITH
A JOINT RESOLUTION
Proposing to amend Article VII, Section 18(G)(1)(a)(I) and (2)(a) and (2)(b) and to add Article VII, Section 18(G)(1)(a)(iv) of the Constitution of Louisiana, relative to ad valorem taxation; to create a special assessment level for persons designated as disabled by the United States Social Security Administration; to provide for submission of the proposed amendment to the electors; to provide a ballot proposition; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 372—
BY REPRESENTATIVE QUEZAIRE
AN ACT
To amend and reenact R.S. 32:388(B)(1)(b) and (C) and (D) through (F) and to enact R.S. 32:388(G), relative to penalties for overweight and oversized vehicles; to prohibit certain exceptions for overweight and over-axle penalties from being applied to violations which occur on the interstate system; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 573—
BY REPRESENTATIVES KENNARD, ANSARDI, DORSEY, RITCHIE, AND STRAIN
A JOINT RESOLUTION
Proposing to amend Article VII, Section 18(G)(1)(a)(I) and (2)(a) and to add Article VII, Section 18(G)(1)(a)(iv) of the Constitution of Louisiana; to provide for a special assessment level for homestead exempt property owned by honorably discharged disabled military veterans for ad valorem tax purposes based upon the extent of the disability; to provide for submission of the proposed amendment to the electors; to provide for an effective date; and to provide for related matters.
Reported with amendments.

HOUSE BILL NO. 639—
BY REPRESENTATIVE MARTINY
AN ACT
To amend and reenact R.S. 33:4574.1(b) and R.S. 47:301(6)(b) and (14)(b)(iv), relative to sales and use taxes; to provide relative to the definition of hotel and places of amusement; to provide for an effective date; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 655—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To amend and reenact R.S. 51:1787(B)(6), relative to sales tax rebates for construction in an enterprise zone; to provide for an effective date; and to provide for related matters.
Reported favorably.

HOUSE BILL NO. 835—
BY REPRESENTATIVE DANIEL
AN ACT
To amend and reenact R.S. 47:633(7)(c)(iv)(introductory paragraph) and (aa), relative to the severance tax; to exempt from the severance tax certain production on wells which have been inactive; to provide for an effective date; and to provide for related matters.
Reported favorably.

Respectfully submitted,
WILLIE MOUNT
Chairman

House Bills and Joint Resolutions
on Second Reading
Reported by Committees

Senator Mount asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 95—
BY REPRESENTATIVES GARY SMITH, MONTGOMERY, FARRAR, BURRELL, DARTEZ, FAUCHEUX, RICHMOND, AND WHITE AND SENATOR ROMERO
AN ACT
To enact R.S. 29:36.1(E), relative to members of the Louisiana National Guard; to provide for financial support of the members and their survivors; to provide that the Military Department, State of Louisiana, shall study the feasibility of reimbursing group life insurance premiums paid by members; to provide for exemption from tuition charges for the surviving spouse and minor children of any member killed while serving in certain military service; and to provide for related matters.
Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 152—
BY REPRESENTATIVE E. GULLORY
AN ACT
To amend and reenact R.S. 18:563(D) and (E) and to enact R.S. 18:563(F), relative to voting procedures; to prohibit the use of certain electronic communication devices while voting; to exempt from the prohibition certain electronic communication devices to be used for assisted voting; and to provide for related matters.
Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.
HOUSE BILL NO. 187—
BY REPRESENTATIVES ARNOLD, ALARIO, ALEXANDER, ANSARDE, BADON, BALDONI, BAUDOUIN, BRUCE, BRUENEAU, BURNS, CAZAYOUX, CRANE, CRAVINS, CURTIS, DARGE, DORSEY, DOWNS, DURAND, EIDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GREENE, HAMMETT, HEATON, HEBERT, HILL, HUTTER, JACKSON, KATZ, KENNEY, LAFLEUR, LAFONTA, LANCASTER, MARCHANT, MARTINY, MCDONALD, MONTGOMERY, MORRELL, M. PATE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, SCHNEIDER, SHEEHARD, GARY SMITH, JANE SMITH, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WALKER, AND WALSTROM

A JOINT RESOLUTION
Proposing to amend Article VII, Section 21(E) of the Constitution of Louisiana, to remove prohibition against extending ad valorem tax exemption for motor vehicles to taxes levied by a municipal governing authority or a district created by such authority; to exempt motor vehicles from municipal ad valorem taxes; to provide for the submission of the proposed amendment to the electors; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 242—
BY REPRESENTATIVE CROWE
AN ACT
To amend and reenact R.S. 40:1299.35.7(D), relative to abortion; to provide with respect to the offering of informed consent information in certain cases; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 252—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 42:5.1 relative to open meetings; to provide for public comment at meetings of school boards; to remove specific provisions applying to meetings of school boards; to apply general provisions regarding public comment at meetings of public bodies to school boards; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 252 by Representative Arnold

AMENDMENT NO. 1
On page 1, line 5, after "boards:" insert "to provide with regard to the time for public comment as to school board meetings;"

AMENDMENT NO. 2
On page 1, line 13, after "body" insert "provided, however, that at school board meetings a comment period for all comments at the beginning of a meeting shall not suffice as a comment period."

On motion of Senator Jones, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 303—
BY REPRESENTATIVE HAMMETT
AN ACT
To amend and reenact R.S. 47:6006(A), relative to authorizing a credit against income and corporation franchise taxes for ad valorem taxes paid to political subdivisions on natural gas held, used, or consumed in providing natural gas storage services or operating natural gas storage facilities; to delete an obsolete reference; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 304—
BY REPRESENTATIVE HAMMETT
AN ACT
To enact R.S. 47:301(10)(y), relative to state sales and use taxes; to exclude purchases of natural gas held, used, or consumed in providing natural gas storage services or operating natural gas storage facilities from the state sales and use tax; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 356—
BY REPRESENTATIVE RICHMOND
AN ACT
To amend and reenact Section 2 of Act 66 of the 2002 Regular Session of the Legislature and R.S. 47:6016(B)(4), relative to new market tax credits; to define certain terms; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 356 by Representative Richmond

AMENDMENT NO. 1
On page 1, line 3, after ",(B)(4)" insert "and to enact R.S. 47:6016(H)"

AMENDMENT NO. 2
On page 1, line 4, after "date" insert "and for a termination date for allowing the credits"

AMENDMENT NO. 3
On page 1, line 6, after "reenacted" insert "and R.S. 47:6016(H) is hereby enacted"

AMENDMENT NO. 4
On page 1, at the bottom of the page, insert: "H. No tax credits shall be allowed for qualified equity investments made after August 31, 2013."

AMENDMENT NO. 5
On page 2, delete lines 4 and 5, and insert "1, 2002."

On motion of Senator Mount, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 370—
BY REPRESENTATIVES FAUCHEUX AND GARY SMITH
A JOINT RESOLUTION
Proposing to amend Article VII, Section 18(G)(1)(a)(iv) and (2)(a) and to add Article VII, Section 18(G)(1)(a)(iv) of the Constitution of Louisiana, relative to ad valorem taxation; to create a special assessment level for persons designated as disabled by the United States Social Security Administration; to provide for submission of the proposed amendment to the electors; to provide a ballot proposition; and to provide for related matters.

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Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 370 by Representative Faucheux

AMENDMENT NO. 1
On page 2, line 1, after "successor," delete "or who is sixty-five years of age or older"

AMENDMENT NO. 2
On page 2, delete line 4, and on line 5, delete "the United States Social Security Administration; and insert the following: "property tax; to grant a special assessment level to certain disabled people;"

AMENDMENT NO. 3
On page 1, line 18, after "persons" delete the remainder of the line and delete line 19 and on page 2, line 1, delete ", or who is sixty-five years of age or older"

AMENDMENT NO. 4
On page 2, line 12, after "requirement of this" delete "Section." and insert the following:

"Paragraph. The provisions of this Subparagraph (a)(iv) shall not apply to an owner who has qualified for and received the special assessment level for persons sixty-five years of age or older or to such owner’s surviving spouse as described in Subparagraph (a) of this Subparagraph."

AMENDMENT NO. 5
On page 2, line 17, after "level." insert the following:

"The special assessment level shall remain on the property even if the ownership interest of the surviving spouse is an interest in usufruct"

AMENDMENT NO. 6
On page 2, line 21, after "2006" insert "to become effective January 1, 2007"

AMENDMENT NO. 7
On page 2, delete lines 26 through 27, and on line 298 delete "Social Security Administration" and insert the following:

To grant a “special assessment level” to homesteads of people permanently totally disabled and their spouses who are fifty-five years of age or older, or who have minor children, which provides that the assessment of the homestead cannot be increased above its total assessment for the first year that the owner qualifies for and receives the special assessment level, provided that the value of the property does not increase more than twenty-five percent because of construction or reconstruction; prohibits the special assessment level if such person’s or persons’ adjusted gross income for the year prior to the application for the special assessment - or on both returns if the spouse’s are filing separately - exceeds fifty-six thousand seven hundred forty-four dollars for Tax Year 2005 - which will be adjusted annually by the Consumer Price Index from that tax year.

On motion of Senator Mount, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 372—
BY REPRESENTATIVE QUEZAIRE
AN ACT
To amend and reenact R.S. 32:388(B)(1)(b) and (c) and (C) through (F) to enact R.S. 32:388(G), relative to penalties for overweight and oversized vehicles; to prohibit certain exceptions for overweight and over-axle penalties from being applied to violations which occur on the interstate system; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 386—
BY REPRESENTATIVE SMILEY
AN ACT
To amend and reenact R.S. 51:802(4)(A) and 1224(A)(introductory paragraph) and (13), R.S. 36:610(E), 802(4)(introductory paragraph), and 802.3, and R.S. 51:2379(A)(3) and (D), 2380(C), 2382(B), and 2383(B)(1) and (C), to enact R.S. 36:109(G)(2), 239(B)(6), 259(D), and 409(F)(3), and to repeal Part IV of Chapter 11 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:2251 through 2262, R.S. 25:1222(C) and 1223.1, R.S. 32:390.24, Part IV of Chapter 6 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:1101 through 1106, R.S. 36:4(P), 109(D)(M), 209(M)(2) and (U), 259(S), 409(C)(9), (D)(1), (J), and (K), 478(C)(5) and (H)(6), 509(N), 629(P), 651(D)(7), 916, and 918, R.S. 37:1285.2, Part IX of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1486.1, Chapter 22 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2491 through 2494, Chapter 29 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2741 through 2745, R.S. 46:231(B), 261(B), (C), (D), (E), and (G), Chapter 14-D of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:1448.1 and 1481, Chapter 38 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2511 through 2514, Subpart B of Part V of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:81 through 84, Part VI-C of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:108.1 and 108.2, Chapter 17 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:1681 through 1687, R.S. 51:396(B), Subpart D of Chapter 9 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:1291 and 1292. Chapter 12 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:1361 through 1368, R.S. 51:2378(D)(3), and Act No. 319 of the 1977 Regular Session, relative to boards, commissions, authorities, districts, and like entities; to abolish certain inactive boards, commissions, districts, authorities, and like entities; to provide references to certain abolished entities; to abolish the Louisiana Imports and Exports Trust Authority created pursuant to R.S. 9:2341; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Education Facilities Authority; to remove provisions for, and the powers, functions, and duties of the Atchafalaya Trace Advisory Board; to remove references to, provisions for, and the powers, functions, and duties of the Board of Morgan City, Berwick Port Pilot Commissioners and Examiners; to abolish the Louisiana Litter Reduction and Public Action Commission and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Environmental Quality; to remove references to, provisions for, and the powers, functions, and duties of the Motor Carrier Advisory Committee; to remove provisions for the Advisory Committee on Pain; to abolish the Rural Health Care Authority and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Health and Hospitals; to abolish the Louisiana Biomedical Research and Development Park Commission and provide that its powers, duties, functions, and responsibilities are transferred to the secretary of the Department of Economic Development; to remove provisions for the Southern Louisiana Drinking Water Study Commission; to remove references to, provisions for, and the powers, functions, and duties of the Louisiana Healthy People 2010 Planning Council; to remove references to the Louisiana Welfare Reform Coordinating Committee; to remove references to and duties of the Fatherhood Council, including certain plans and reports relative to the Fatherhood Initiative; to remove references to, provisions for, and the powers, functions, duties, and duties of the Louisiana Child Care Challenge Committee; to remove references to, provisions for, and the powers, functions,
Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 386 by Representative Smiley

AMENDMENT NO. 1
On page 1, line 2, delete "R.S. 25:1223(E) and 1224(A)(introductory paragraph) and (13),"

AMENDMENT NO. 2
On page 1, line 5, delete "259(D),"

AMENDMENT NO. 3
On page 1, delete line 7 and insert "32:390.24,"

AMENDMENT NO. 4
On page 1, line 8, delete "Louisiana Revised Statutes of 1950, comprised of R.S. 34:1101 through 1106,"

AMENDMENT NO. 5
On page 1, line 9, after "259(S)" insert "and (II)"

AMENDMENT NO. 6
On page 1, line 10, after "R.S. 37:1285.2," insert "Chapter 59 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:3651 through 3664,"

AMENDMENT NO. 7
On page 2, line 3, after "1292," insert "and"

AMENDMENT NO. 8
On page 2, line 5, delete "and Act No. 319 of the 1977 Regular Session,"

AMENDMENT NO. 9
On page 2, delete lines 11 through 14 and insert "Authority; to abolish the Louisiana Litter Reduction and"

AMENDMENT NO. 10
On page 2, delete lines 19 through 21 and insert "the Advisory Committee on Pain; to abolish the Louisiana"

HOUSE BILL NO. 406—

AN ACT

To amend and reenact R.S. 43:87, relative to distribution of copies of the official journal of the state containing acts of the legislature; to provide for distribution of copies to judges only upon request; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.
On page 2, between lines 6 and 7, insert the following:

(a) People who are sixty-five years of age or older.

(b) People who have a service-connected disability rating of fifty percent or more by the United States Department of Veterans Affairs.

(c) Members of the armed forces of the United States or the Louisiana National Guard who owned and last occupied such property who are killed in action, or who are missing in action or who have a service-connected disability rating of fifty percent or more by the United States Department of Veterans Affairs.

AMENDMENT NO. 8
On page 2, at the end of line 12, insert the following:

"The provisions of this Subparagraph (a)(iv) shall not apply to an owner who has qualified for and received the special assessment level for persons sixty-five years of age or older or to such owner's surviving spouse as described in Subparagraph (a)(i) of this Subparagraph.

AMENDMENT NO. 9
On page 2, at the beginning of line 14, after "(2)" delete "The" and insert the following:

"Provided such owner is qualified for and receives the special assessment level, the

AMENDMENT NO. 10
On page 2, line 15, after "(a)" insert "(i)" change "That" to "The" and after "owner" insert "who is sixty-five years of age or older".

AMENDMENT NO. 11
On page 2, at the end of line 16, after "property" delete the remainder of the line and delete line 17, and insert the following:

"The special assessment level shall remain on the property even if the ownership interest of the surviving spouse is an interest in usufruct.

(iii) The owner who has a service-connected disability rating of fifty percent or more, or that owner's surviving spouse who is forty-five years of age or older who has minor children, remains the owner of the property.

(iii) The spouse of the owner who is killed in action remains the owner of the property.

(iv) The first day of the tax year following the tax year in which an owner who was missing in action or was a prisoner of war for a period exceeding ninety days is no longer missing in action or a prisoner of war.

AMENDMENT NO. 12
On page 2, delete lines 28 and 29, and on page 3, delete lines 1 through 3, and insert the following:

"To grant a "special assessment level" to homesteads of people who have a service-connected disability rating of fifty percent or more by the United States Department of Veterans Affairs and people who owned and last occupied such property who are killed in action, or are missing in action or are a prisoner of war for a period exceeding ninety days; to provide that the "special assessment level" remains on the property as long as it is owned by the surviving spouse of the owner who has a service-connected disability who is forty-five years of age or older who has minor children, or owned by the spouse of the owner who is killed in action; to provide that the "special assessment level" remains on the property until the first day of the tax year following the tax year in which an owner who was missing in action or was a prisoner of war is no longer missing in action or a prisoner of war; to provide that the assessment of the homestead cannot be increased above its total assessment for the first year that the owner qualifies for and receives the special assessment level, provided that the value of the property does not increase more than twenty-five percent because of construction or reconstruction; prohibits the special assessment level if such person's or persons' adjusted gross income for the year prior to the application for the special assessment - or on both returns if the spouse's are filing separately - exceeds fifty-six thousand seven hundred forty-four dollars for Tax Year 2005 - which will be adjusted annually by the Consumer Price Index for that tax year; to require annual certification of eligibility by those under sixty-five years of age.

(ams Article VII, Section 18(G)(1)(a)(i) and (iii) and (2)(a); adds Article VII, Section 18(G)(1)(a)(iv))
HOUSE BILL NO. 639—
BY REPRESENTATIVE MARTINY
AN ACT
To amend and reenact R.S. 33:4574.1(b) and R.S. 47:301(6)(b) and (14)(b)(iv), relative to sales and use taxes; to provide relative to the definition of hotel and places of amusement; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 644—
BY REPRESENTATIVE BARROW
AN ACT
To repeal Children's Code Article 616(E), relative to child abuse; to repeal certain provisions relative to the disposition of reports and investigations of child abuse.

Reported favorably by the Committee on Health and Welfare. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 655—
BY REPRESENTATIVE MONTGOMERY
AN ACT
To amend and reenact R.S. 51:1787(B)(6), relative to sales tax and (aa), relative to the severance tax; to exempt from the severance tax certain production on wells which have been inactive; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 675—
BY REPRESENTATIVE BEARD
AN ACT
To amend and reenact R.S. 40:1299.58.2(14) and (15) and 1299.58.3(C)(1) and (3) and to enact R.S. 40:1299.58.2(16), relative to living wills; to define spouse; to provide for the illustrative form; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 675 by Representative Beard

AMENDMENT NO. 1
On page 1, line 13, after "patient" delete "who is"

AMENDMENT NO. 2
On page 1, delete line 14 and insert "or who has been convicted of any crime of violence"

AMENDMENT NO. 3
On page 1, line 13, after "spouse" insert "that has resulted in the terminal and irreversible condition as defined in Paragraph (15) of this Section"

On motion of Senator McPherson, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 835—
BY REPRESENTATIVE DANIEL
AN ACT
To amend and reenact R.S. 47:653(7)(c)(iv)(introductory paragraph) and (aa), relative to the severance tax; to exempt from the severance tax certain production on wells which have been

Reported favorably by the Committee on Revenue and Fiscal Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 880— (Substitute for House Bill No. 431 by Representative Lancaster)
BY REPRESENTATIVES LANCASTER, SALTER, ALARIO, DORSEY, GALLOT, AND HAMMETT AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT
AN ACT
To amend and reenact R.S. 44:4-1.1(B)(35), to enact Chapter 4 of Title V of the Children's Code, to be comprised of Articles 541 through 546, and to repeal Chapter 14 of Title 15 of the Louisiana Revised Statutes of 1950, comprised of R.S. 15:1461 through 1464, relative to information concerning children and their families; to provide that agencies providing services to children and their families and city, parish, or other local public school boards are authorized to request the release or exchange of information, data, reports, and records which are relevant and necessary to the performance of their respective duties to children and their families; to provide for procedures relative to the release of such information; to provide for procedures to be utilized when an agency or school board refuses or fails to provide for the release of such information; to require agencies to exercise due diligence in obtaining consent, authorization, waiver, court order, or an order from an administrative law judge to obtain information regarding children and their families; to provide with respect to confidentiality of such information; to provide with respect to immunity from liability; to provide relative to an exception in the public records law; to remove certain provisions specific to juveniles; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

Motion to Recommit
Senator Shepherd asked for a suspension of the rules for the purpose of recommitting a bill.

Senator Hollis objected.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. President
Bajoie
Boasso
Chaissen
Total - 11

Bajoe
Duplessis
Gautreau
Heitmeier

Chaisson
Michot
Mount
Romer

Total - 13

Adley
Amedee
Barham
Broome
Cain

Cain Gautreaux B

Caves Ellington Fields Fontenot Gautreau B

Cheek Duplessis Nevers Schedler

Cheek Jones McPherson Shepherd

Cheek McPherson Smith Theunissen Ullo

Jackson Lentini Marionneaux Murray

ABSENT

Adley
Amedee
Barham
Broome
Cain

HOUSE CONCURRENT RESOLUTION NO. 188—
BY REPRESENTATIVE BURRELL
A CONCURRENT RESOLUTION
To recognize June 18, 2005, as Combs McIntyre Day at the Louisiana Legislature and to commend the Oak Grove, Louisiana, community, in West Carroll Parish, on the dedication of the Combs McIntyre Community Center.

HOUSE CONCURRENT RESOLUTION NO. 190—
BY REPRESENTATIVE DANIEL
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to erect signs at Interstate 10 at the Dalrymple Drive exit in Baton Rouge indicating the location of City Park Golf Course.

HOUSE CONCURRENT RESOLUTION NO. 191—
BY REPRESENTATIVE DANIEL AND SENATOR FIELDS
A CONCURRENT RESOLUTION
To commend The Dunham School football team for defeating four-time state champion Oak Grove to become the Class 1A State Football Champions for the 2004-2005 season, and asked that the President of the Senate affix his signature to the same.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS
June 15, 2005

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 133—
BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION
To direct the Louisiana Emergency Response Network to establish up to nine regional commissions and begin working on the regional patient care protocols and data collection.

HOUSE CONCURRENT RESOLUTION NO. 142—
BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION
To request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the feasibility of a single-payer health insurance system for the citizens of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 155—
BY REPRESENTATIVES CROWE AND SCHNEIDER
A CONCURRENT RESOLUTION
To urge and request the secretary of the Department of Public Safety and Corrections to study the feasibility of requiring sex offenders to comply with state-mandated registration and notification requirements immediately prior to release from incarceration.

HOUSE CONCURRENT RESOLUTION NO. 157—
BY REPRESENTATIVE BRUCE
A CONCURRENT RESOLUTION
To urge and request state agencies to participate in the Early Childhood Comprehensive Systems initiative to coordinate services that support early childhood development.

HOUSE CONCURRENT RESOLUTION NO. 183—
BY REPRESENTATIVE DORSEY
A CONCURRENT RESOLUTION
To recognize Thursday, June 16, 2005, as Girl Scouts of the USA Day at the Louisiana State Capitol.

HOUSE CONCURRENT RESOLUTION NO. 184—
BY REPRESENTATIVE EREDY
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to expedite the design and engineering phase of a certain highway construction project in Livingston Parish.

HOUSE CONCURRENT RESOLUTION NO. 186—
BY REPRESENTATIVE BURRELL
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To commend Ms. Daisy Stewart Wilson for her service and dedication to the community and the Combs McIntyre Community Center project.

HOUSE CONCURRENT RESOLUTION NO. 187—
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Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

The House Concurrent Resolutions contained herein were signed by the President of the Senate.
to provide with respect to the failure to register; to provide for criminal penalties; and to provide for related matters.

HOUSE BILL NO. 101—
BY REPRESENTATIVE T. POWELL AND SENATORS CHAISON, MOUNT, AND SCHEDLER
AN ACT
To amend and reenact R.S. 14:93.13(B) and to enact R.S. 14:93.12(B)(3) and R.S. 32:414(S), relative to offenses involving unlawful purchase or possession of alcoholic beverages; to provide with respect to criminal penalties for unlawful purchase or possession of alcoholic beverages; to authorize driver's license suspensions as additional criminal penalties; to provide relative to the issuance of a restricted driver's license; and to provide for related matters.

HOUSE BILL NO. 118—
BY REPRESENTATIVE WHITE
AN ACT
To amend and reenact R.S. 37:3298(B), relative to private security; to provide an exception to the private security law for peace officers; and to provide for related matters.

HOUSE BILL NO. 166—
BY REPRESENTATIVES MCDONALD AND THOMPSON AND SENATOR BARHAM
AN ACT
To amend and reenact R.S. 13:2606, relative to justice of the peace courts in West Carroll Parish; to provide for the territorial jurisdiction of the justice of the peace districts; to provide for the election of justices of the peace from the new districts; to provide for the territorial jurisdiction of the justice of the peace courts if the police jury district lines are changed; and to provide for related matters.

HOUSE BILL NO. 239—
BY REPRESENTATIVE HILL
AN ACT
To amend and reenact R.S. 47:301(16)(i)(iv), relative to state sales and use tax; to provide for the allocation of state sales and use taxes for digital television and digital radio conversion equipment; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 245—
BY REPRESENTATIVE GEYMANN
AN ACT
To amend and reenact R.S. 32:361.2(A)(2)(d) and 361.3 and to enact R.S. 32:361.4, relative to the creation of the Crab Promotion and Marketing Account in the Conservation Fund; to provide for the Crab Trap Removal Program Account in the Conservation Fund; to dedicate the revenues from such fee increase; to provide for related matters.

HOUSE BILL NO. 230—
BY REPRESENTATIVE WOOTON
AN ACT
To authorize and provide for the transfer of certain state property in Plaquemines Parish to the Plaquemines Parish governing authority; and to provide for related matters.

STATE UNIVERSITY HEALTH SCIENCES CENTER

HOUSE BILL NO. 330—
BY REPRESENTATIVE ADLEY
AN ACT
To enact Code of Criminal Procedure Article 330.2, relative to bail; to provide for the contradictory hearings prior to granting bail for certain sex offenders; to provide for definitions; to provide for the forms of bail for certain sex offenses; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 398—
BY REPRESENTATIVE MICHOT
AN ACT
To enact Code of Criminal Procedure Article 330.2, relative to bail; to authorize the release of such information to law enforcement and to provide for related matters.

HOUSE BILL NO. 451—
BY REPRESENTATIVE THOMPSON
AN ACT
To enact Code of Criminal Procedure Article 330.2, relative to bail; to provide for the contradictory hearings prior to granting bail for certain sex offenders; to provide for definitions; to provide for the forms of bail for certain sex offenses; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 464—
BY REPRESENTATIVE BALDONE
AN ACT
To amend and reenact R.S. 15:529.1(B), to enact R.S. 14:93.12(B) and R.S. 32:414(S), relative to offenses involving unlawful purchase or possession of alcoholic beverages; to authorize driver's license suspensions as additional criminal penalties; to provide relative to the issuance of a restricted driver's license; and to provide for related matters.

HOUSE BILL NO. 490—
BY REPRESENTATIVES WADDELL, PINAC, JOHNS, AND THOMPSON
AN ACT
To amend and reenact R.S. 27:93(A)(1) and 391(C) and to enact R.S. 27:957, relative to the State Licensing Board for Contractors; to provide for related matters.

HOUSE BILL NO. 512—
BY REPRESENTATIVE E. GUILLOY
AN ACT
To amend and reenact R.S. 27:93(A)(1) and 391(C) and to enact R.S. 27:93(A)(9) and R.S. 33:9575, to provide with respect to the creation of the Calcasieu Parish Gaming Revenue District; to provide for the boundaries of the district; to provide for the powers and duties of the district, including the power to tax; to provide relative to the levying of admission fees; to authorize the district to levy a fee based on monthly net gambling proceeds of riverboats in lieu of admission fees; to provide for the allocation of funds derived from fees levied by the district; to provide for cooperative endeavors or local services agreements; to provide for legislative intent; and to provide for related matters.

HOUSE BILL NO. 513—
BY REPRESENTATIVES HAMMETT, BOWLER, DANIEL, DEWITT, ERDEY, FAUCHEUX, GEYMANN, HEATON, HEBERT, JOHNS, KENNEY, LANCASTER, MARTIN, MCDONALD, OJINET, J. JACK, J. SMITH, TOWNSEND, WOOTON, JANE SMITH, KLECKLEY, AND THOMPSON
AN ACT
To repeal R.S. 47:301(16)(i)(iv), relative to state sales and use tax; to remove restrictions on exclusion from state and local sales and use taxes for digital television and digital radio conversion equipment; to provide for an effective date; and to provide for related matters.
The following Senate Concurrent Resolutions have been signed by the President of the Senate.

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 15, 2005

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 116—

BY SENATOR BAJOIE

A CONCURRENT RESOLUTION

To commend Louise Williams-Arnolie for being the first African-American student to graduate after matriculating her entire undergraduate years at Louisiana State University in New Orleans (LSUNO).

Respectfully submitted,

CHARLES D. JONES

Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

SENATE CONCURRENT RESOLUTION NO. 118—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To commend and congratulate the Baton Rouge Fire Department upon achieving and maintaining the high honor and distinction of a Class One fire rating.

Respectfully submitted,

CHARLES D. JONES

Chairman

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

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 15, 2005

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE BILL NO. 48—

BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 38:1871, relative to gravity drainage and sub-drainage districts; to provide relative to civil immunity from liability for certain matters; to provide terms and conditions; to provide an effective date; and to provide for related matters.

SENATE BILL NO. 63—

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 32:1254(N)(3)(k)(i)(bb), relative to motor vehicle dealer disclosure; to provide relative to dealer participation in finance charges; and to provide for related matters.

SENATE BILL NO. 102—

BY SENATOR ELLINGTON AND REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 49:191(3) and to repeal R.S. 191(1)(e), relative to the Department of Transportation and Development; to provide for the re-creation of the Department of Transportation and Development and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

SENATE BILL NO. 110—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 9:3530(C)(4), relative to consumer loan transactions; to provide for a documentation fee for certain consumer loan transactions; and to provide for related matters.
SENATE BILL NO. 119—
BY SENATORS JACKSON, CHEEK AND MALONE AND REPRESENTATIVES BALDWIN, BARROW, DOWNS, FANNIN, KENNEY AND M. POWELL
AN ACT
To amend and reenact R.S. 40:1299.53 (A)(6) and 1299.58
SENATE BILL NO. 190—
TO amend and reenact R.S. 17:1516(A), 1517(A), (B), and (D)(introductory paragraph), 3215(6), (7), and (8) and to enact R.S. 17:3215(9), relative to the Louisiana State University and Agricultural and Mechanical College Medical School at Shreveport, to provide for the components and organization of this facility; and to provide for related matters.
SENATE BILL NO. 149—
BY SENATORS BADOIE, BROOME, CHAISSON, CHEEK, CRAVINS, DUPER, G. GAUTREAUX, HINES, JACKSON, MURRAY AND SCHEDLER AND REPRESENTATIVES FARRAR, GALLOW, JEFFERSON, MARCHAND, MONTGOMERY AND TOWNSEND
AN ACT
To enact R.S. 46:450.5, relative to public assistance; to provide evaluation services to certain persons for chronic kidney disease; to provide early intervention and treatment to certain persons with chronic kidney disease; and to provide for related matters.
SENATE BILL NO. 153—
BY SENATOR MICHOT AND REPRESENTATIVE SCALISE
AN ACT
To enact Code of Civil Procedure Art. 258 and to repeal Act No. 543 of the 1980 Regular Session of the Legislature as amended by Act No. 927 of the 1985 Regular Session of the Legislature and as amended by Act No. 706 of the 1993 Regular Session of the Legislature, relative to clerks of court and official recorders; to provide relative to the filing of any recordable written instrument submitted by certain entities of the state or federal government or by certain financial institutions; to authorize the electronic filing and recording of such instruments; to require certification of conformity of such instruments to form and content required by law; to require certain endorsement of such filed instruments; to provide for procedures relative to receipt of such filed instruments; to provide relative to the effectiveness of such filed instruments; to repeal the authority of the Lafayette Parish Clerk of Court to employ an attorney at law; and to provide for related matters.
SENATE BILL NO. 173— (Duplicate of House Bill No. 859)
BY SENATOR MICHOT AND REPRESENTATIVE ROBIDUE AND COAUTHORED BY SENATORS DUPRE, G. GAUTREAUX AND N. GAUTREAUX
AN ACT
To enact R.S. 47:306.2 and 337.20.1, relative to the payment of state and local sales and use taxes by certain interstate and foreign transportation dealers; to provide for the optional method by which such dealers calculate and pay such taxes; and to provide for related matters.
SENATE BILL NO. 184—
BY SENATOR LENTINI
AN ACT
To amend and reenact R.S. 40:1299.39.1(A)(1)(e), (2)(a), (3)(a), and the introductory paragraph of (4), and the introductory paragraph of (G) and R.S. 40:1299.47 (A)(1)(c), (2)(a), (3)(a) and (c) and the introductory paragraph of (4), the introductory paragraph of (G), (L) and (M), to enact R.S. 40:1299.39.1 (A)(5) and 1299.47(A)(5) and to repeal R.S. 40:1299.47(K); relative to medical liability; and to provide for related matters.
SENATE BILL NO. 190—
BY SENATORS BROOME, BADOIE, HINES, MCPPHERSON, MOUNT, JACKSON AND SCHEDLER AND REPRESENTATIVES ALARIO, DORSEY, HAMMETT AND SALTER
AN ACT
To amend and reenact R.S. 40:1299.53 (A)(6) and 1299.58 (A)(introductory paragraph) and (A)(1), to enact R.S. 40:1299.53 (A)(10) and (11), (C) and (D), 1299.58 (G), Chapter 4-A of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:445.1 through 445.32, and Part VI-D of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2180 through 2180.5, and to repeal R.S. 28:380 through 382 and 383 through 444 and R.S. 28:421 through 427, relative to citizens with developmental disabilities; to provide for definitions; to provide for system components, operations, and principles; to provide for the rights of persons with developmental disabilities; to provide for appeal and grievance procedures; to provide for consent by a person with a developmental disability; to provide for judicial commitment; to provide for the administration of the state developmental centers; to provide for the ombudsman program and quality assurance of facilities and services for persons with developmental disabilities; to provide for licensure of intermediate care facilities for the mentally retarded; to provide for definitions; to provide for an effective date; and to provide for related matters.
SENATE BILL NO. 200— (Duplicate of House Bill No. 419)
BY SENATOR BADOIE AND REPRESENTATIVE K. CARTER AND COAUTHORED BY SENATORS JACKSON, MURRAY, NEVERS AND SCHEDLER AND REPRESENTATIVE SCALISE
A JOINT RESOLUTION
Proposing to add Article VII, Section 21(C)(19) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to provide an exemption for certain artwork; to specify an election for submission of the proposition to electors and provide a ballot proposition; to provide for an effective date; and to provide for related matters.
SENATE BILL NO. 208—
BY SENATOR HEITMEIER
AN ACT
To amend and reenact R.S. 32:304, relative to motor vehicles; to clarify certain requirements with respect to tail lamps on vehicles; and to provide for related matters.
SENATE BILL NO. 210—
BY SENATOR HEITMEIER
AN ACT
To amend and reenact Sections 1 and 2 of Act No. 233 of the 1984 Regular Session of the Legislature, as amended by Act No. 847 of the 1992 Regular Session of the Legislature, Act No. 1364 of the 1997 Regular Session of the Legislature, and Act No. 1378 of the 1999 Regular Session of the Legislature, relative to the Bohemia Spillway; to provide a procedure for persons claiming an ownership interest in property or minerals located in the Bohemia Spillway; to provide for certification of property and mineral ownership interest and for the return of such property and mineral interest to the certified owner or his successor by the Board of Levee Commissioners of the Orleans Levee District; to provide for payment by the board to the certified owner or his successor for mineral revenues received by the board from such property after June 29, 1984; to provide an exemption to the board of commissioners from certain judgments rendered involving title to properties and claims involving mineral revenues derived from land located in the spillway; and to provide for related matters.
SENATE BILL NO. 219—
BY SENATOR FONTENOT
AN ACT
To repeal R.S. 45:1206, relative to the Energy Efficiency Fund; to repeal the authority of the Public Service Commission to adopt rules and regulations to establish the Energy Efficiency Fund; and to provide for related matters.
SENATE BILL NO. 222—
BY SENATOR HOLLIS
AN ACT
To amend and reenact R.S. 9:3529, relative to certain credit transactions; to provide for the collection of certain fees and charges due to insufficient funds when payment is made by electronic means; and to provide for related matters.
30th DAY'S PROCEEDINGS

SENATE BILL NO. 224—
BY SENATOR HOLLIS
AN ACT
To amend and reenact R.S. 47:303(D) and R.S. 56:6(21), and 303(D) and (E), and to enact R.S. 34:851.2(12) and 851.37, relative to a system of special certificate agents; to provide for such agents to collect motorboat or sailboat registration certificate fees and to issue commercial fisherman's license fees and to provide for related matters.

SENATE BILL NO. 232—
BY SENATOR MURRAY AND REPRESENTATIVE BRUNEAU
AN ACT
To enact R.S. 26:85.2, relative to alcohol beverage control; to establish and authorize the issuance of a museum permit to authorize the limited sale of certain commemorative bottles of alcohol and to authorize the limited service of product samples in a historically-based museum facility that is operated in a historic preservation district; and to provide for related matters.

SENATE BILL NO. 237—
BY SENATOR ULLO
AN ACT
To enact R.S. 46:333(E), relative to blind vendors; to authorize the Department of Social Services to enter into certain contracts; to provide for the assignment of income from vending machines; to provide for compliance with the Randolph-Sheppard Act; and to provide for related matters.

SENATE BILL NO. 238—
BY SENATORS ELLINGTON, AMEDEE, FONTENOT, HOLLIS AND MICHOT
AN ACT
To amend and reenact R.S. 47:318(B)(2), relative to the Department of Economic Development; to provide relative to the disposition of certain tax collections; to provide relative to the marketing fund; and to provide for related matters.

SENATE BILL NO. 247—
BY SENATOR MOUNT AND REPRESENTATIVE BOWLER
AN ACT
To enact Civil Code Art. 2807.5 and R.S. 12:1310.5, relative to partnerships and limited liability companies; to provide for the retroactive effect of a partnership's or a limited liability company's existence when immovable property is acquired by such entities which have not been duly constituted; and to provide for related matters.

SENATE BILL NO. 268—
BY SENATORS SMITH AND ELLINGTON
AN ACT
To amend and reenact R.S. 48:274.1(A)(2)(a), relative to outdoor logo signing program on interstate highways; to provide relative to contracts with third parties; to provide for payment to the Department of Transportation and Development for use of rights-of-way; to provide for selection of the third party or parties to be a competitive process in accordance with the procurement code; and to provide for related matters.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Message to the Governor

SIGNED SENATE BILLS
June 15, 2005
To the Honorable Governor of the State of Louisiana:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Bills:

SENATE BILL NO. 19—
BY SENATOR THEUNISSEN
AN ACT
To amend and reenact R.S. 17:3048.1(A)(1)(e)(xiii) and to enact R.S. 17:3048.1(A)(1)(e)(xiv), relative to the Louisiana Tuition Opportunity Program for Students curriculum; to specify the subjects in the core curriculum available as an elective in the subjects of math and science for receipt of a program award for students graduating during or after a specified school year; and to provide for related matters.

SENATE BILL NO. 21—
BY SENATOR N. GAUTREAUX
AN ACT
To enact R.S. 56:799.4(B)(8), relative to the White Lake Property Advisory Board; to provide relative to board composition and membership; to add a member at large to the board who shall be a resident of Ward 8 of Vermilion Parish and appointed by the governor; and to provide for related matters.

SENATE BILL NO. 39—
BY SENATOR THEUNISSEN
AN ACT
To amend and reenact R.S. 24:971(B)(1), 972(A)(18), (B) and (C), and 973(A)(1)(introductory paragraph), and to enact R.S. 24:972(A)(23) and 973(B), relative to the Louisiana Commission on Civic Education; to increase membership; to provide for purposes, powers and duties; and to provide for related matters.

SENATE BILL NO. 62—
BY SENATORS DUPLESSIS, BAJOE AND MURRAY
AN ACT
To enact R.S. 17:1601.6, relative to naming state buildings in honor of a living person; to name the building which houses the school of social work at Southern University at New Orleans; and to provide for related matters.

SENATE BILL NO. 75—
BY SENATOR ADLEY
AN ACT
To amend and reenact Code of Civil Procedure Article 4843(H) and (I), relative to the jurisdiction of city courts; to provide relative to the City Court of Springhill; to increase the jurisdictional amount in dispute; and to provide for related matters.

SENATE BILL NO. 92—
BY SENATOR NEVERS AND REPRESENTATIVE STRAIN
AN ACT
To amend and reenact R.S. 36:477(C)(1), relative to the Department of Social Services; to provide with respect to the office of community services and its role in providing for the public child welfare functions of the state; to provide with respect to preventive services to prevent child abuse and neglect and family strengthening and support services; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 95—
BY SENATOR KOSTELKA AND REPRESENTATIVES T. POWELL AND SCALISE
AN ACT
To enact R.S. 23:1601(11), relative to unemployment compensation; to provide with respect to the exclusion of inmates in custodial or penal institutions from the receipt of unemployment benefits during periods of incarceration; and to provide for related matters.

SENATE BILL NO. 115—
BY SENATOR MARIONNEAUX AND REPRESENTATIVE CAZAYOUX
AN ACT
To amend and reenact R.S. 15:146(B)(1)(a), relative to the indigent defender fund for the Eighteenth Judicial District; to increase criminal costs in the City Court of Port Allen to fund indigent defense; and to provide for related matters.
SENATE BILL NO. 139—
BY SENATOR JONES AND REPRESENTATIVE RICHMOND
AN ACT
To enact R.S. 40:2405.5, relative to Peace Officer Standards and Training; to provide a training course for law enforcement interaction with mentally ill and developmentally disabled persons; to provide for course requirements; to provide for implementation and reporting requirements; and to provide for related matters.

SENATE BILL NO. 143—
BY SENATORS CAIN, ADLEY, MOUNT, BAJOIE, BARHAM, BOASSO, BROOME, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DURRELL, ELLINGTON, FIELDS, FORTENOT, G. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, JACKSON, JONES, KONTELA, LENTINI, MALONE, MARIONNEAUX, MCHALEN, MICHOT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES BADON, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURRELL, DARTEZ, DEWITT, DEROE, DORSEY, DOWNS, FRITH, GALLOT, GEYMANN, GREENE, GUILLORY, HILL, JEFFERSON, JOHNS, KENNY, KLECKLEY, LANCASTER, MACDONALD, MONTGOMERY, MORRISEY, PIERRE, PINAC, PITRE, POWELL, RICHMOND, SALTER, SCHNEIDER, SMITH, STRAIN, THOMPSON, TRAHAN, WADDELL AND WALKER
AN ACT
To designate a portion of Louisiana Highway 12 located in the city of DeQuincy as the "Buddy Henagan Memorial Parkway."

SENATE BILL NO. 144—
BY SENATOR NEVERS AND REPRESENTATIVES CRANE AND THOMPSON
AN ACT
To amend and reenact R.S. 17:427.3(A), (B), (C), (H) and (I)(1), relative to the Teach Louisiana First Program; to provide relative to reducing the shortage of certified teachers in low-performing schools and districts; to provide relative to program purposes, incentive payments, eligibility and selection criteria, reports, and administration; and to provide for related matters.

SENATE BILL NO. 235—
BY SENATOR ULLO AND REPRESENTATIVES TOOMY AND WOOTON
AN ACT
To enact R.S. 34:851.27(B)(9), relative to regulation of vessels and motorboats; to authorize the regulation of air boats by the governing authority of Jefferson Parish and its municipalities; to provide for terms and conditions; to provide for the enforcement of such regulation; and to provide for related matters.

SENATE BILL NO. 236—
BY SENATOR ULLO AND REPRESENTATIVE CRANE
AN ACT
To enact R.S. 17:7.1(B)(3) and (4), relative to certification of principals; to provide for experience requirements; to provide for exceptions and recommendation requirements; and to provide for related matters.

SENATE BILL NO. 249—
BY SENATORS MOUNT AND THEUNISSEN
AN ACT
To authorize and provide for the transfer of certain immovable property located in Calcasieu Parish from the Chennault International Airport Authority to the Board of Supervisors of Community and Technical Colleges, for the use and benefit of its Sowela Campus, in exchange for forgiveness of a certain debt owed by the authority to the state of Louisiana; to provide for an effective date; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,
GLEN A. KOEPP
Secretary of the Senate

Adjournment

Senator Bajoie moved that the Senate adjourn until Thursday, June 16, 2005, at 1:30 o'clock P.M.