

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

TWENTY-THIRD DAY'S PROCEEDINGS

**Thirty-Second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, May 8, 2006

The Senate was called to order at 3:00 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	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Uilo
Dupre	Marionneaux	
Total - 38		

ABSENT

Bajoie
Total - 1

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

Prayer

The prayer was offered by Deacon Terrell Broussard, 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 Broome, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

**Privilege Report of the
Legislative Bureau**

May 8, 2006

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. 48—
BY REPRESENTATIVE WHITE
A JOINT RESOLUTION

Proposing to amend Article VIII, Section 13(D)(1) of the Constitution of Louisiana, to provide that for certain effects and purposes the Central community school system in East Baton Rouge Parish shall be regarded and treated as a parish and shall have the authority granted parishes, including the purposes of certain funding and the raising of certain local revenues for the support of elementary and secondary schools; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 440—
BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 24:173(A)(introductory paragraph), R.S. 25:125(A), and R.S. 43:87, and to enact R.S. 24:173(C) and (D), relative to publication and distribution of certain documents by the secretary of state; to provide procedures for the reduction of the number of documents printed, distributed, or delivered by the secretary of state; to provide for certain notifications regarding the number of documents to be printed, distributed, or delivered; to provide for the printing and distribution of newspaper copies of the acts of the legislature; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 628—
BY REPRESENTATIVES MONTGOMERY, LANCASTER, AND JANE SMITH
AN ACT

To amend and reenact R.S. 33:1236.1, to enact R.S. 42:1121.1, and to repeal R.S. 42:66(E), relative to a parish governing authority member or former member serving as the parish manager; to repeal provisions of law that authorize a member of a parish governing authority to serve as a parish manager or assistant parish manager; to provide for any member or former member of a parish governing authority currently serving as a parish manager to continue to serve as a parish manager; to require such member's recusal from any vote regarding his employment as parish manager; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 671—
BY REPRESENTATIVES DOWNS AND GALLOT
AN ACT

To enact R.S. 42:1121(I) and to repeal R.S. 42:1121(I), relative to the Code of Governmental Ethics; to provide an exception to the post-service restrictions to allow certain employment by the North Louisiana Exhibition Center Commission; to remove such exception; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 688—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 42:6.1(A)(9) and to enact R.S. 42:6.1(A)(10), relative to public meetings; to provide for an exception for the Second Injury Board; to permit executive session discussion of the settlement of a workers' compensation disputed claim; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 815—
BY REPRESENTATIVES WHITE AND KENNARD AND SENATORS FONTENOT AND MARIONNEAUX
AN ACT

To enact R.S. 17:58.2(H), 65, and 65.1, relative to the Central community school system; to provide for the school system, including its establishment and boundaries; to provide for the school board and an interim board of control; to provide for board membership, apportionment, qualifications, method of selection, terms of office, filling of vacancies, compensation,

May 8, 2006

expenses, powers, duties, and responsibilities; to provide relative to facilities and property; to provide for the reapportionment of the East Baton Rouge Parish School Board; to provide for effectiveness and for implementation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 833—

BY REPRESENTATIVES BALDONE, BURNS, DARTEZ, DORSEY, FARRAR, FAUCHEUX, GREENE, HEBERT, LABRUZZO, M. POWELL, SMILEY, AND WHITE

AN ACT

To amend and reenact R.S. 49:151(A) and 153(A) and to enact R.S. 49:151(C), relative to the state flag and seal; to provide for the description of the state bird on the state flag; to provide for three drops of blood to be included in the description of the pelican tearing at its breast to feed its young; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 887—

BY REPRESENTATIVES PINAC, BRUCE, BURRELL, CROWE, DOERGE, RITCHIE, GARY SMITH, STRAIN, THOMPSON, TRAHAN, WHITE, AND WINSTON

AN ACT

To enact R.S. 10:9-109(c)(6) and Part V-B of Chapter 9 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1230 through 1240, relative to electric utilities; to provide for legislative intent and definitions; to provide with respect to issuance of financing orders; to provide for appeals of financing orders; to provide relative to a utility's interest in a financing order; to provide with respect to storm recovery property; to provide for the sale of storm recovery property; to provide for the perfection and true sale status of a sale of storm recovery property; to provide with respect to subsidiaries of electric utilities; to provide for conflicts of laws; to provide for the creation, perfection, and priority of security interests in storm recovery property; to provide a state pledge of non-impairment of storm recovery bonds; to provide that storm recovery bonds are not public debt; to provide an exclusion from secured transactions provisions of the uniform commercial laws; to provide that the jurisdiction of the commission is not impaired; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 947—

BY REPRESENTATIVES ALARIO AND SALTER

AN ACT

To amend and reenact R.S. 39:1678.1(C), relative to the Louisiana Procurement Code; to provide for certain actions to which claims for damages do not apply; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1073—

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 22:1464(A)(1), relative to property, casualty, and liability insurance; to provide for either an explanation of any insurance premium increase or a statement asking the insured to contact his insurance company or agent for any questions; and to provide for related matters.

Reported without amendments.

Respectfully submitted,

ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lentini, the Bills and Joint Resolutions were read by title and passed to a third reading.

Introduction of Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 77—

BY SENATOR ELLINGTON

A CONCURRENT RESOLUTION

To commend and congratulate Edna M. Hatton upon the occasion of her retirement as the Registrar of Voters of Franklin Parish and to recognize her commitment and contributions to the citizens of the parish for over sixty-five years.

The resolution was read by title. Senator Ellington moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Malone
Adley	Fields	Michot
Amedee	Fontenot	Nevers
Barham	Gautreaux N	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Dupre	Lentini	
Total - 26		

NAYS

Total - 0

ABSENT

Bajoie	Gautreaux B	Murray
Boasso	Heitmeier	Shepherd
Cravins	Marionneaux	Ullo
Dardenne	McPherson	
Duplessis	Mount	
Total - 13		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To commend Civil Air Patrol Cadet Commander Christopher B. Bahm on earning and receiving the General Billy Mitchell Award.

The resolution was read by title. Senator Theunissen moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Nevers
Amedee	Fontenot	Quinn

Barham	Gautreaux N	Romero
Broome	Hollis	Schedler
Cain	Jackson	Smith
Chaisson	Jones	Theunissen
Cheek	Kostelka	
Dupre	Malone	
Total - 25		

NAYS

Total - 0

ABSENT

Bajoie	Gautreaux B	Mount
Boasso	Heitmeier	Murray
Cravins	Lentini	Shepherd
Dardenne	Marionneaux	Ullo
Duplessis	McPherson	
Total - 14		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 79—
BY SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To commend Civil Air Patrol Cadet Advisory Council Chairperson Marc A. Daigle on earning and receiving the General Ira C. Eaker Award.

The resolution was read by title. Senator Theunissen moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Michot
Adley	Fields	Nevers
Amedee	Fontenot	Quinn
Barham	Gautreaux N	Romero
Broome	Hollis	Schedler
Cain	Jackson	Smith
Chaisson	Jones	Theunissen
Cheek	Kostelka	
Dupre	Malone	
Total - 25		

NAYS

Total - 0

ABSENT

Bajoie	Gautreaux B	Mount
Boasso	Heitmeier	Murray
Cravins	Lentini	Shepherd
Dardenne	Marionneaux	Ullo
Duplessis	McPherson	
Total - 14		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 80—
BY SENATOR JONES

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to establish a special committee to research, study and make recommendations regarding the update, revision, and recodification of all of Louisiana's criminal or penal statutes and penalties into one comprehensive Criminal Code.

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

Senate Resolutions on Second Reading

The following Senate Resolutions were read and acted upon as follows:

SENATE RESOLUTION NO. 57—
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 Marine Corps Lance Corporal Derrick J. Cothran upon his death in ground combat action in Operation Iraqi Freedom.

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

Senate Concurrent Resolutions on Second Reading

The following Senate Concurrent Resolutions were read and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 74—
BY SENATOR N. GAUTREAUX

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide funding for local housing authorities located in Vermilion Parish which were impacted by Hurricane Rita.

The resolution was read by title. Senator N. Gautreaux moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	Michot
Amedee	Fontenot	Mount
Barham	Gautreaux N	Nevers
Boasso	Hollis	Quinn
Broome	Jackson	Romero
Cain	Jones	Schedler
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Dupre	Malone	
Total - 29		

NAYS

Total - 0

ABSENT

Bajoie	Gautreaux B	Shepherd
Cravins	Heitmeier	Ullo
Dardenne	McPherson	
Duplessis	Murray	
Total - 10		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 75—
BY SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to examine all plans and to take any actions necessary to bring down the high energy prices that undermine the short and long-term economic and national security of the United States of America.

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

May 8, 2006

SENATE CONCURRENT RESOLUTION NO. 76—

BY SENATOR DARDENNE
A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development and the House Committee on Agriculture, Forestry, Aquaculture and Rural Development to meet and function as a joint committee to study the feasibility of creating a Louisiana agricultural and seafood surplus products purchase program and the creation of a purchasing board to oversee the program; and to report its findings, together with any recommendations for legislation, to the legislature.

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

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

May 4, 2006

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. 403—

BY REPRESENTATIVE ALARIO
AN ACT

To repeal R.S. 39:1405.1(B), relative to fees to defray expenses of the State Bond Commission; to repeal the authorization to rebate excess fees collected by the State Bond Commission.

HOUSE BILL NO. 414—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact Code of Civil Procedure Article 1916, relative to judgments; to provide for the preparation of judgments; to provide delays; to provide for the signing of judgments; and to provide for related matters.

HOUSE BILL NO. 716—

BY REPRESENTATIVE BEARD
A JOINT RESOLUTION

Proposing to amend Article IV, Sections 15 and 16 of the Constitution of Louisiana, to provide for the filling of a vacancy in a statewide elective office other than the office of governor; to provide for certain procedures and limitations; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 770—

BY REPRESENTATIVES DEWITT AND ALARIO
AN ACT

To amend and reenact R.S. 46:2623, relative to state funds; to provide for uses of monies in the Louisiana Medical Assistance Trust Fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1025—

BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 48:194, relative to construction on highways in the state highway system in East Baton Rouge Parish; to provide relative to certain projects that may be fully funded by the governing authority of East Baton Rouge Parish; to provide limitations and procedures; and to provide for related matters.

HOUSE BILL NO. 1075—

BY REPRESENTATIVE T. POWELL
AN ACT

To amend and reenact R.S. 42:851(C)(1), (D) and (E)(1)(introductory paragraph), and to enact R.S. 42:851(C)(4) and (E)(5), relative to state group insurance; to provide for employee and retiree participation in certain programs sponsored by the Office of Group Benefits; to provide with respect to the state contribution for premiums; and to provide for related matters.

HOUSE BILL NO. 1103—

BY REPRESENTATIVES WADDELL, BEARD, DANIEL, DOWNS, ERDEY, GREENE, HUTTER, PITRE, M. POWELL, QUEZAIRE, AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 32:409.1(A)(2)(c) and 410(A)(3)(a)(iii) and R.S. 47:503(A)(3) and to enact R.S. 32:409(C), relative to personal information required by the office of motor vehicles on drivers license and motor vehicle registration applications; to provide relative to the address requirements on such forms for certain applicants; to provide exceptions for law enforcement officers, court officers, and members of their immediate families; to prohibit the release of personal information for such persons under certain circumstances; to provide for certain definitions; and to provide for related matters.

HOUSE BILL NO. 60—

BY REPRESENTATIVE GRAY
AN ACT

To enact Part IV of Chapter 6 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:1801 through 1842 and to repeal Part III of Chapter 6 of Title 13 of the Louisiana Revised Statutes of 1950, comprised of R.S. 13:1700 through 1724, relative to child custody; to create the Uniform Child Custody Jurisdiction and Enforcement Act; to provide for definitions; to provide for the application; to provide for jurisdiction; to provide for enforcement; to provide for registration; to provide for appeals; to repeal the Uniform Child Custody Jurisdiction Act; and to provide for related matters.

HOUSE BILL NO. 188—

BY REPRESENTATIVES MARTINY AND FAUCHEUX
AN ACT

To enact R.S. 15:708(G), relative to work performed by inmates; to authorize work by inmates on private property providing for debris removal following disasters; to provide for immunity for sheriffs and their employees for injuries of damages caused or suffered by prisoners participating in such work release program; and to provide for related matters.

HOUSE BILL NO. 229—

BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H) and (L), relative to jurisdiction of city courts; to increase the jurisdictional amount in dispute in the City Court of Marksville; and to provide for related matters.

HOUSE BILL NO. 241—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 13:3715.1(J), relative to medical records; to add the Louisiana State Board of Physical Therapy Examiners to the list of health care provider licensing boards which are exempt from notice when subpoenaing records; and to provide for related matters.

HOUSE BILL NO. 266—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact Children's Code Article 439(B) and to enact Children's Code Article 439(F)(7) and (H) through (K), relative to qualifications of a mediator for juvenile court disputes; to provide for mandatory qualifications and continuing education; to provide for the establishment and maintenance of a register of qualified mediators; to provide for the assessment of

reasonable fees; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 228—

BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H) and (L), relative to jurisdiction of city courts; to increase the jurisdictional amount in dispute in the City Court of Bunkie; and to provide for related matters.

HOUSE BILL NO. 299—

BY REPRESENTATIVES DANIEL, BEARD, GREENE, KATZ, PITRE, QUEZAIRE, TRAHAN, AND WALSWORTH
AN ACT

To amend and reenact R.S. 48:2074(A) and 2077(24) and to enact R.S. 48:2077(25) and Chapter 32 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2111 through 2119, relative to construction and funding of transportation projects; to provide relative to the Louisiana Transportation Authority; to provide relative to powers and duties of such authority regarding the Transportation Mobility Fund; to create and establish the Transportation Mobility Fund; to provide relative to the distribution of proceeds; to provide relative to the eligibility, ranking, and prioritizing of projects; to provide relative to applications for funding; to provide relative to the financing of qualified projects; to authorize the issuance of debt in certain circumstances; to provide relative to the required security for such financing and interest rates; to provide relative to preliminary and final approval of project financing; to impose certain obligations and responsibilities on applicants; to provide relative to certain financial and credit requirements; and to provide for related matters.

HOUSE BILL NO. 322—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact Civil Code Article 196 and Code of Civil Procedure Article 1061(B) and Children's Code Article 116(17) and R.S. 9:392(A)(introductory paragraph) and (7), 396(A)(1)(introductory paragraph), (B)(1), and (C)(1), 398.2(A)(1), and 400(A)(4), R.S. 40:34(B)(1)(h)(i), and R.S. 46:121(3)(b), to enact R.S. 9:392.1 and Part II of Chapter I of Code Title VII of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:401 through 406, and to repeal R.S. 9:305, 395.1, 400(A)(2), and 400.1, relative to the filiation of parents and children; to provide changes in terminology; to provide for exceptions to compulsory reconventional demands; to provide for contestation and disavowal of paternity actions; to provide for the effect of contestation and disavowal judgments on child support, custody, and visitation orders; to provide for an acknowledgment of paternity; to provide for blood tests; to provide for the suspension of prescription for disavowal action; and to provide for related matters.

HOUSE BILL NO. 367—

BY REPRESENTATIVE LAFONTA
AN ACT

To amend and reenact R.S. 32:861(A)(2), relative to compulsory motor vehicle liability security; to provide an exemption for water-damaged vehicles; and to provide for related matters.

HOUSE BILL NO. 587—

BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 18:451.3, relative to qualifications for candidacy and for holding office; to provide that for purposes of residency or domicile requirements relative to qualifying for and holding office, a person shall not be considered to have vacated his domicile or residence if he was involuntarily displaced from his place of residence or domicile by the effects of a gubernatorially declared state of emergency except in certain circumstances; and to provide for related matters.

HOUSE BILL NO. 637—

BY REPRESENTATIVES MARTINY, BALDONE, AND GRAY
AN ACT

To amend and reenact Code of Evidence Article 505, relative to spousal witness privilege; to provide for an exception to the privilege; and to provide for related matters.

HOUSE BILL NO. 690—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact Chapter 13-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1441 through 1449, relative to consumer protection against computer spyware; to provide for definitions; to provide for spyware prohibitions; to provide for control or modification; to provide for misrepresentation; to provide for nonapplicability; to provide for criminal enforcement and penalties; to provide for civil relief; and to provide for related matters.

HOUSE BILL NO. 857—

BY REPRESENTATIVES BALDONE, ALARIO, ALEXANDER, ARNOLD, BADON, BARROW, BAUDOIN, BAYLOR, BURNS, BURRELL, R. CARTER, CRANE, CRAVINS, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FARRAR, FAUCHEUX, FRITH, GLOVER, E. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, JACKSON, JEFFERSON, KATZ, KENNARD, KENNEY, LABRUZZO, MARTINY, ODINET, PIERRE, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, SCHNEIDER, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, WADDELL, WALKER, WALSWORTH, AND WOOTON

AN ACT

To enact R.S. 15:542(B)(7), relative to registration requirements for sex offenders; to require sex offenders to register with local law enforcement officials when a sex offender has established a residence in a new parish for a certain period of time; and to provide for related matters.

HOUSE BILL NO. 1010—

BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 32:300.3, relative to operating motor vehicles; to prohibit the operator or a passenger in a motor vehicle from smoking when children of a certain age are present; to provide relative to penalties for violations; to provide relative to citations issued for violations; to prohibit certain actions by law enforcement officers; and to provide for related matters.

HOUSE BILL NO. 1190—

BY REPRESENTATIVE M. GUILLORY
AN ACT

To enact R.S. 32:387.18, relative to special permits; to authorize the issuance of a special permit for the transport of specialized heavy haul equipment on interstate highways; to provide relative to certain limitations; and to provide for related matters.

HOUSE BILL NO. 1218—

BY REPRESENTATIVE TUCKER
AN ACT

To require that the Crescent City Connection Division within the Department of Transportation and Development collect and dispose of litter in certain areas of Orleans Parish.

HOUSE BILL NO. 1257—

BY REPRESENTATIVE SCALISE
AN ACT

To enact R.S. 47:463.131 and 463.132, relative to motor vehicle prestige license plates; to provide for the creation of a Support Our Troops prestige license plate; to provide for the creation of the Motorcycle Awareness Campaign prestige license plates for certain motor vehicles and motorcycles; to provide for the issuance of such plates; to provide relative to the fees for such plates; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

May 8, 2006

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

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 60—

BY REPRESENTATIVE GRAY

AN ACT

To enact Part IV of Chapter 6 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:1801 through 1842 and to repeal Part III of Chapter 6 of Title 13 of the Louisiana Revised Statutes of 1950, comprised of R.S. 13:1700 through 1724, relative to child custody; to create the Uniform Child Custody Jurisdiction and Enforcement Act; to provide for definitions; to provide for the application; to provide for jurisdiction; to provide for enforcement; to provide for registration; to provide for appeals; to repeal the Uniform Child Custody Jurisdiction Act; and to provide for related matters.

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

HOUSE BILL NO. 188—

BY REPRESENTATIVES MARTINY AND FAUCHEUX

AN ACT

To enact R.S. 15:708(G), relative to work performed by inmates; to authorize work by inmates on private property providing for debris removal following disasters; to provide for immunity for sheriffs and their employees for injuries of damages caused or suffered by prisoners participating in such work release program; and to provide for related matters.

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

HOUSE BILL NO. 228—

BY REPRESENTATIVE WALKER

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H) and (L), relative to jurisdiction of city courts; to increase the jurisdictional amount in dispute in the City Court of Bunkie; and to provide for related matters.

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

HOUSE BILL NO. 229—

BY REPRESENTATIVE WALKER

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H) and (L), relative to jurisdiction of city courts; to increase the jurisdictional amount in dispute in the City Court of Marksville; and to provide for related matters.

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

HOUSE BILL NO. 241—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 13:3715.1(J), relative to medical records; to add the Louisiana State Board of Physical Therapy Examiners to the list of health care provider licensing boards which are exempt from notice when subpoenaing records; and to provide for related matters.

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

HOUSE BILL NO. 266—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact Children's Code Article 439(B) and to enact Children's Code Article 439(F)(7) and (H) through (K), relative to qualifications of a mediator for juvenile court disputes; to provide for mandatory qualifications and continuing education; to provide for the establishment and maintenance of a register of qualified mediators; to provide for the assessment of reasonable fees; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 299—

BY REPRESENTATIVES DANIEL, BEARD, GREENE, KATZ, PITRE, QUEZAIRE, TRAHAN, AND WALSWORTH

AN ACT

To amend and reenact R.S. 48:2074(A) and 2077(24) and to enact R.S. 48:2077(25) and Chapter 32 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2111 through 2119, relative to construction and funding of transportation projects; to provide relative to the Louisiana Transportation Authority; to provide relative to powers and duties of such authority regarding the Transportation Mobility Fund; to create and establish the Transportation Mobility Fund; to provide relative to the distribution of proceeds; to provide relative to the eligibility, ranking, and prioritizing of projects; to provide relative to applications for funding; to provide relative to the financing of qualified projects; to authorize the issuance of debt in certain circumstances; to provide relative to the required security for such financing and interest rates; to provide relative to preliminary and final approval of project financing; to impose certain obligations and responsibilities on applicants; to provide relative to certain financial and credit requirements; and to provide for related matters.

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

HOUSE BILL NO. 322—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact Civil Code Article 196 and Code of Civil Procedure Article 1061(B) and Children's Code Article 116(17) and R.S. 9:392(A)(introductory paragraph) and (7), 396(A)(1)(introductory paragraph), (B)(1), and (C)(1), 398.2(A)(1), and 400(A)(4), R.S. 40:34(B)(1)(h)(i), and R.S. 46:121(3)(b), to enact R.S. 9:392.1 and Part II of Chapter 1 of Code Title VII of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:401 through 406, and to repeal R.S. 9:305, 395.1, 400(A)(2), and 400.1, relative to the filiation of parents and children; to provide changes in terminology; to provide for exceptions to compulsory reconventional demands; to provide for contestation and disavowal of paternity actions; to provide for the effect of contestation and disavowal judgments on child support, custody, and visitation orders; to provide for an acknowledgment of paternity; to provide for blood tests; to provide for the suspension of prescription for disavowal action; and to provide for related matters.

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

HOUSE BILL NO. 367—

BY REPRESENTATIVE LAFONTA

AN ACT

To amend and reenact R.S. 32:861(A)(2), relative to compulsory motor vehicle liability security; to provide an exemption for water-damaged vehicles; and to provide for related matters.

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

HOUSE BILL NO. 403—

BY REPRESENTATIVE ALARIO
AN ACT

To repeal R.S. 39:1405.1(B), relative to fees to defray expenses of the State Bond Commission; to repeal the authorization to rebate excess fees collected by the State Bond Commission.

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

HOUSE BILL NO. 414—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact Code of Civil Procedure Article 1916, relative to judgments; to provide for the preparation of judgments; to provide delays; to provide for the signing of judgments; and to provide for related matters.

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

HOUSE BILL NO. 587—

BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 18:451.3, relative to qualifications for candidacy and for holding office; to provide that for purposes of residency or domicile requirements relative to qualifying for and holding office, a person shall not be considered to have vacated his domicile or residence if he was involuntarily displaced from his place of residence or domicile by the effects of a gubernatorially declared state of emergency except in certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 637—

BY REPRESENTATIVES MARTINY, BALDONE, AND GRAY
AN ACT

To amend and reenact Code of Evidence Article 505, relative to spousal witness privilege; to provide for an exception to the privilege; and to provide for related matters.

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

HOUSE BILL NO. 690—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact Chapter 13-B of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1441 through 1449, relative to consumer protection against computer spyware; to provide for definitions; to provide for spyware prohibitions; to provide for control or modification; to provide for misrepresentation; to provide for nonapplicability; to provide for criminal enforcement and penalties; to provide for civil relief; and to provide for related matters.

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

HOUSE BILL NO. 716—

BY REPRESENTATIVE BEARD
A JOINT RESOLUTION

Proposing to amend Article IV, Sections 15 and 16 of the Constitution of Louisiana, to provide for the filling of a vacancy in a statewide elective office other than the office of governor; to provide for certain procedures and limitations; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 770—

BY REPRESENTATIVES DEWITT AND ALARIO
AN ACT

To amend and reenact R.S. 46:2623, relative to state funds; to provide for uses of monies in the Louisiana Medical Assistance Trust Fund; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 857—

BY REPRESENTATIVES BALDONE, ALARIO, ALEXANDER, ARNOLD, BADON, BARROW, BAUDIN, BAYLOR, BURNS, BURRELL, R. CARTER, CRANE, CRAVINS, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FARRAR, FAUCHEUX, FRITH, GLOVER, E. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, JACKSON, JEFFERSON, KATZ, KENNARD, KENNEY, LABRUZZO, MARTINY, ODINET, PIERRE, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, SCHNEIDER, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, WADDELL, WALKER, WALSWORTH, AND WOOTON
AN ACT

To enact R.S. 15:542(B)(7), relative to registration requirements for sex offenders; to require sex offenders to register with local law enforcement officials when a sex offender has established a residence in a new parish for a certain period of time; and to provide for related matters.

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

HOUSE BILL NO. 1010—

BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 32:300.3, relative to operating motor vehicles; to prohibit the operator or a passenger in a motor vehicle from smoking when children of a certain age are present; to provide relative to penalties for violations; to provide relative to citations issued for violations; to prohibit certain actions by law enforcement officers; and to provide for related matters.

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

HOUSE BILL NO. 1025—

BY REPRESENTATIVE DANIEL
AN ACT

To enact R.S. 48:194, relative to construction on highways in the state highway system in East Baton Rouge Parish; to provide relative to certain projects that may be fully funded by the governing authority of East Baton Rouge Parish; to provide limitations and procedures; and to provide for related matters.

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

HOUSE BILL NO. 1075—

BY REPRESENTATIVE T. POWELL
AN ACT

To amend and reenact R.S. 42:851(C)(1), (D) and (E)(1)(introductory paragraph), and to enact R.S. 42:851(C)(4) and (E)(5), relative to state group insurance; to provide for employee and retiree participation in certain programs sponsored by the Office of Group Benefits; to provide with respect to the state contribution for premiums; and to provide for related matters.

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

HOUSE BILL NO. 1103—

BY REPRESENTATIVES WADDELL, BEARD, DANIEL, DOWNS, ERDEY, GREENE, HUTTER, PITRE, M. POWELL, QUEZAIRE, AND ST. GERMAIN
AN ACT

To amend and reenact R.S. 32:409.1(A)(2)(c) and 410(A)(3)(a)(iii) and R.S. 47:503(A)(3) and to enact R.S. 32:409(C), relative to personal information required by the office of motor vehicles on drivers license and motor vehicle registration applications; to provide relative to the address requirements on such forms for certain applicants; to provide exceptions for law enforcement officers, court officers, and members of their immediate families; to prohibit the release of personal information for such persons under certain circumstances; to provide for certain definitions; and to provide for related matters.

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

May 8, 2006

HOUSE BILL NO. 1190—
BY REPRESENTATIVE M. GULLORY
AN ACT

To enact R.S. 32:387.18, relative to special permits; to authorize the issuance of a special permit for the transport of specialized heavy haul equipment on interstate highways; to provide relative to certain limitations; and to provide for related matters.

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

HOUSE BILL NO. 1218—
BY REPRESENTATIVE TUCKER
AN ACT

To require that the Crescent City Connection Division within the Department of Transportation and Development collect and dispose of litter in certain areas of Orleans Parish.

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

HOUSE BILL NO. 1257—
BY REPRESENTATIVE SCALISE
AN ACT

To enact R.S. 47:463.131 and 463.132, relative to motor vehicle prestige license plates; to provide for the creation of a Support Our Troops prestige license plate; to provide for the creation of the Motorcycle Awareness Campaign prestige license plates for certain motor vehicles and motorcycles; to provide for the issuance of such plates; to provide relative to the fees for such plates; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

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**

May 4, 2006

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. 167—
BY REPRESENTATIVE T. POWELL
A CONCURRENT RESOLUTION

To recognize May of 2006 as American Legion Auxiliary Poppy Month.

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

House Concurrent Resolutions

Senator Smith 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. 167—
BY REPRESENTATIVE T. POWELL
A CONCURRENT RESOLUTION

To recognize May of 2006 as American Legion Auxiliary Poppy Month.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	Michot
Amedee	Fontenot	Mount
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	
Dupre	Malone	
Total - 31		

NAYS

Total - 0

ABSENT

Bajoie	Heitmeier	Shepherd
Dardenne	McPherson	Ullo
Duplessis	Murray	
Total - 8		

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

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

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 11—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 18:463(A)(1)(a), relative to candidates; to provide for the notice of candidacy; to prohibit a candidate from filing multiple notices for the same office; to provide for information listed on the ballot; and to provide for related matters.

On motion of Senator Smith, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 19—
BY REPRESENTATIVE TOOMY
AN ACT

To repeal R.S. 16:11(A)(2), relative to the annual salary of assistant district attorneys payable by the state; to repeal provisions authorizing the district attorney for the parish of Orleans and the Nineteenth Judicial District to reallocate the total funds authorized and payable by the state by combining or dividing the amounts fixed for each of the assistant district attorneys effective August 15, 2011, subject to the enactment into law of House Bill No. 1178 of this 2006 Regular Session.

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

HOUSE BILL NO. 87—
BY REPRESENTATIVE WHITE
AN ACT

To enact Part LXIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.251, relative to health care of persons arrested for felony offenses; to require that hospitals notify requesting law enforcement agencies prior

to discharge of a person admitted to the hospital under certain conditions; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 90—
BY REPRESENTATIVE GRAY
AN ACT

To amend and reenact Children's Code Articles 625, 644(A)(5), 684(D), (E), (F), and (G), 694(B), and 704(B) and to enact Children's Code Articles 644(A)(6) and (7) and 682(B)(4), relative to the diligent search for absent parents; to provide for the responsibility of parents involved in certain juvenile court proceedings to notify the department and their counsel of their whereabouts; to provide for the duty of a curator ad hoc to give notice to parents of their responsibility to keep their whereabouts known to their counsel and the department; to provide for the duty of parents to notify the court and counsel of contact information of alternative caregivers for their child; to provide for giving notice to persons before the court of their responsibility to give contact information of the parents and alternative caregivers; to provide for duties of the department; and to provide for related matters.

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

HOUSE BILL NO. 152—
BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 51:943(A)(9), (10), (11), and (12), relative to the membership of the Small Business Entrepreneurship Commission; to increase the membership of the commission to add members chosen from Louisiana colleges and universities; and to provide for related matters.

On motion of Senator Smith, the bill was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 154—
BY REPRESENTATIVES STRAIN, ALEXANDER, ARNOLD, BADON, BALDONE, BARROW, BURRELL, CRANE, CROWE, DANIEL, DOERGE, DOVE, DURAND, FANNIN, FAUCHEUX, FRITH, GALLOT, GLOVER, GREENE, HARRIS, HEATON, HONEY, KATZ, KENNEY, McDONALD, MONTGOMERY, ODINET, PINAC, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, GARY SMITH, JANE SMITH, TRAHAN, TUCKER, WADDELL, AND WALKER
AN ACT

To enact R.S. 17:170.1, relative to immunizations; to require certain students of postsecondary education institutions to provide documentation of certain immunizations; to require such institutions to provide information relative to certain immunizations to certain persons; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 177—
BY REPRESENTATIVE SMILEY
AN ACT

To enact R.S. 49:155.6, relative to state symbols; to require the state poem to be "I Love My Louisiana" by James Ellis Richardson; and to provide for related matters.

On motion of Senator Smith, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 184—
BY REPRESENTATIVES JACK SMITH, BALDONE, BRUCE, BURRELL, AND LAFLEUR
AN ACT

To enact Code of Criminal Procedure Article 894.4, relative to extension of probation or parole; to provide for the extension of

probation or parole when monetary obligations are not extinguished; and to provide for related matters.

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

HOUSE BILL NO. 204—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 40:2009.4.1, relative to nursing homes; to require the installation of supervised automatic fire sprinkler systems; to provide for the offset of costs; to provide for violations; and to provide for related matters.

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

HOUSE BILL NO. 265—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 9:334, relative to child custody; to provide for the qualifications of mediators in child custody proceedings; and to provide for related matters.

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

HOUSE BILL NO. 456—
BY REPRESENTATIVE HEBERT
AN ACT

To enact R.S. 22:1478, relative to property or casualty insurance; to require that certain bills sent by an insurer to its policyholder for an insurance premium identify the property upon which the premium is due; and to provide for related matters.

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

HOUSE BILL NO. 604—
BY REPRESENTATIVES M. POWELL AND LANCASTER
AN ACT

To amend and reenact R.S. 18:402(F)(5), relative to election dates; to eliminate the January election date for bond, tax, and other proposition elections; and to provide for related matters.

On motion of Senator Smith, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 654—
BY REPRESENTATIVES DOERGE AND RICHMOND
AN ACT

To enact Children's Code Articles 1024.1 and 1036.2, relative to the involuntary termination of parental rights; to provide for the payment of transportation costs; to require the incarcerated parent to provide a reasonable plan for the appropriate care of his child; to require the Department of Social Services to notify the incarcerated parent of his duty; to provide time limitations; to provide for the assessment of the plan; to provide a standard notification form; and to provide for related matters.

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

HOUSE BILL NO. 732—
BY REPRESENTATIVE MARCHAND
AN ACT

To amend and reenact R.S. 37:1431(30), relative to the real estate commission; to provide for a definition; and to provide for related matters.

On motion of Senator Smith, the bill was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

May 8, 2006

HOUSE BILL NO. 777—

BY REPRESENTATIVE GRAY

AN ACT

To amend and reenact Children's Code Articles 603(18), 619(A), (B), and (C), 620(B) and (C), 621, 622, 624(G), and 627(A) and (B), to enact Children's Code Articles 603(19) and 627(F), and to repeal Children's Code Article 624(H), relative to children in need of care; to provide for the definitions for the removal and safety plan for children in need of care; to provide with respect to instanter orders of custody; to provide for placement of the child pending a continued custody hearing; to provide for the safety plan of a child in need of care; to provide for persons who seek to become custodians of the child; to provide for the custody hearing and custody orders; and to provide for related matters

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

HOUSE BILL NO. 904—

BY REPRESENTATIVE SCALISE

AN ACT

To amend and reenact Children's Code Article 1169(3) and (5), relative to adoption; to provide for the definition of child; to provide that a child is a person under the age of eighteen for purposes of adoption; to provide for a citation correction; and to provide for related matters.

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

HOUSE BILL NO. 905—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 15:848.5(B), relative to the Lincoln Parish Detention Center; to provide relative to the incarceration of prisoners; to provide for the use of other jail and prison facilities in the state; and to provide for related matters.

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

HOUSE BILL NO. 922—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:1002(6), 1141.2(B)(10), 1152(J)(3) and (4), 1402(6), 1422, 1503(7), 1732(15), 1763(J)(1) and (2), 1902(14), 2031(5), and 2178(B)(1)(b) and (C)(1)(c) and to enact R.S. 11:231(C)(3), relative to benefits of the state and statewide retirement systems of Louisiana; to provide for definitions; to provide for calculation of average compensation; to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan; to provide for applicability and effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 983—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To enact R.S. 15:551, relative to the monitoring, apprehension, arrest, and prosecution of sex offenders; to create the Sexual Offender Apprehension Team; to provide for the activities of the sexual predator apprehension team; and to provide for related matters.

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

HOUSE BILL NO. 993—

BY REPRESENTATIVE LAMBERT

AN ACT

To amend and reenact R.S. 32:735 and 737(A)(introductory paragraph) and (2), (4), (10), and (11), (B), and (C) and R.S. 47:532.1(A)(1) and to enact R.S. 32:737(A)(12), relative to auto

title companies; to provide for the contracting of auto title companies; to provide for surety bond requirements; to provide for contracts; and to provide for related matters.

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

HOUSE BILL NO. 1043—

BY REPRESENTATIVES GREENE AND SCALISE

AN ACT

To amend and reenact R.S. 14:32.1(B), relative to vehicular homicide; to provide for increased penalties for the crime of vehicular homicide; and to provide for related matters.

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

HOUSE BILL NO. 1069—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 30:572(1)(a), relative to the Natural Resources and Energy Act of 1973; to provide that when intrastate natural gas is rationed or allocated because of an emergency shortage, priority is given to the petroleum, petrochemical, and chemical industry to the extent necessary to ensure the protection of the public health, safety, and the environment; and to provide for related matters.

On motion of Senator Smith, the bill was read by title and referred to the Committee on Natural Resources.

HOUSE BILL NO. 1179—

BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 32:387.10(A)(3), relative to special permits allowing operation of oversize and overweight trucks and combination vehicles; to provide relative to the limitations on a vehicle transporting certain logging equipment pursuant to such a permit; and to provide for related matters.

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

HOUSE BILL NO. 1206—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To require the mayors of certain municipalities within the territorial boundaries of certain airport authorities to be members of the boards of commissioners of such airport authorities; and to provide for related matters.

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

HOUSE BILL NO. 1248—

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 17:60, relative to city, parish, and other local public school board members; to provide that any city, parish, or other local public school board member who qualifies for any elective office shall not be required to vacate his school board office or resign from the school board; to provide for effectiveness; and to provide for related matters.

On motion of Senator Smith, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 1256—

BY REPRESENTATIVE SCALISE

AN ACT

To amend and reenact R.S. 29:726(E)(20) and to enact R.S. 29:726(E)(21), relative to the duties of the Governor's Office of Homeland Security and Emergency Preparedness; to require the

office to study the pre-bidding of certain disaster response contracts; and to provide for related matters.

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

HOUSE BILL NO. 1268—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 22:1379(8) and to enact R.S. 22:1379(3)(g), relative to insurance; to provide for insurer insolvency; to provide for a program to pay claims of insolvent insurers; to provide for an exclusion from coverage under the program; and to provide for related matters.

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

HOUSE BILL NO. 1332—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 41:1212(L), to authorize the Natchitoches Parish School Board to lease certain property to Waterworks District No. 2 of Natchitoches Parish for specified purposes; to provide relative to the term and cost of such lease; to provide conditions and limitations; to provide relative to access to the leased property; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1335—
BY REPRESENTATIVE GLOVER
AN ACT

To amend and reenact R.S. 14:67.16(A) and (C), relative to identity theft; to provide for penalties for the crime of identity theft against persons sixty years of age or older or disabled; and to provide for related matters.

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

HOUSE BILL NO. 1366— (Substitute for House Bill No. 168 by Representative Jack Smith)
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(A)(2)(a), relative to orders for costs and fines; to provide that orders for costs and fines are deemed to be civil money judgments in the same manner as provided for orders for restitution; and to provide for related matters.

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

HOUSE BILL NO. 1367— (Substitute for House Bill No. 618 by Representative Martiny)
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 27:306(A)(4)(b)(introductory paragraph) and (7)(a), relative to the Video Draw Poker Devices Control Law; to provide for the determination of the number of video draw poker devices operated at truck stops based upon average annual fuel sales; to provide for the operation of twenty-five video draw poker devices at new truck stop facilities for ninety days without average fuel sale requirements; to provide for average monthly fuel sales determinations followed by annual average fuel sale determinations after twelve months of operation; and to provide for related matters.

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

HOUSE BILL NO. 1368— (Substitute for House Bill No. 790 by Representative Labruzzo)
BY REPRESENTATIVE LABRUZZO
AN ACT

To enact R.S. 22:1477(B)(5), relative to homeowners' insurance; to provide for disclosure of the possibility of increasing the deductible and lowering the potential cost paid; and to provide for related matters.

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

HOUSE BILL NO. 1369— (Substitute for House Bill No. 581 by Representative Geymann)
BY REPRESENTATIVES GEYMAN AND CRAVINS
AN ACT

To amend and reenact Code of Criminal Procedure Article 893(A) and to enact Chapter 3-D of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:561 through 561.7, relative to sex offenders; to provide for supervised release of sex offenders; to provide for the duties of the Department of Public Safety and Corrections; to provide for the conditions of supervised release; to provide for the duration of supervised release; to provide for applicability; to provide for the adoption of administrative rules; to provide for exceptions; to provide for penalties for failure to comply with the conditions of supervised release; to provide for duties of the court to explain the term and conditions of supervised release; to provide that supervised release shall not constitute probation and as such is not subject to the five-year limitation on the length of probation; and to provide for related matters.

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

**House Concurrent Resolutions
on Second Reading**

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 127—
BY REPRESENTATIVES DURAND, CURTIS, DOERGE, GRAY, E. GUILLORY, M. GUILLORY, KATZ, MCDONALD, JOHN SMITH, STRAIN, AND WADDELL

A CONCURRENT RESOLUTION
To create the Louisiana Health Care Redesign Collaborative for the purpose of advising the Department of Health and Hospitals (DHH) in the development and implementation of a practical blueprint for an evidence-based, quality driven health care system for Louisiana that will guide overall health care policy and systems development in Louisiana, with an initial focus on rebuilding health care capacity in the hurricane-affected areas of the state.

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
FINANCE**

Senator Heitmeier, Chairman on behalf of the Committee on Finance, submitted the following report:

May 8, 2006

To the President and Members of the Senate:

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

May 8, 2006

SENATE BILL NO. 381—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 39:1490.1 and 1644.1, relative to expenditure of public monies under certain circumstances; to require review of certain occupancy leases of immovables and cooperative endeavor agreements by the office of contractual review; to require approval by each house of the legislature of such agreements; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 433—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:128(B)(4), relative to the exemption from the Capital Outlay Act for certain university and higher education facility contracts; to provide that funding for such projects be made available to the office of facility planning and control; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 648—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 40:1724, relative to the Louisiana Building Code for state-owned buildings; to provide relative to the authority of the office of facility planning and control to approve plans and specifications for state-owned buildings; to clarify that local permitting and review laws do not apply to state buildings; to allow rulemaking; to authorize the office of facility planning and control to impose fees on permitting and plan review; to provide an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 773—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To enact R.S. 25:900.1(B)(5), relative to the Percent for Art program; to provide for state building projects necessitated by a natural catastrophe; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 774—

BY REPRESENTATIVES ALARIO AND SALTER
AN ACT

To amend and reenact R.S. 39:1514(A)(1)(d), relative to public contracts; to provide for certain contracts of institutions of higher education under the authority of grants or joint agreements; to provide for the duration of such contracts, grants, or agreements; and to provide for related matters.

Reported favorably.

Respectfully submitted,
FRANCIS C. HEITMEIER
Chairman

**REPORT OF COMMITTEE ON
RETIREMENT**

Senator B. Gautreaux, Chairman on behalf of the Committee on Retirement, submitted the following report:

May 8, 2006

To the President and Members of the Senate:

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

SENATE BILL NO. 63—

BY SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 11:2257(F)(2)(b)(introductory paragraph) and to enact R.S. 11:2257(F)(2)(d), relative to the Firefighters' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide for payment of interest on plan accounts; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 183—

BY SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 11:204(B) and 1147(B)(3) and (C), relative to the Louisiana School Employees' Retirement System; to provide with respect to disability benefits; to provide for eligibility and calculation of such benefits for persons who become members of the system on or after July 1, 2006; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 318—

BY SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 11:2258(B)(2)(d), relative to the Firefighters' Retirement System; to provide with respect to disability; to reauthorize conversion of regular retirement to disability retirement; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
D.A. BUTCH GAUTREAUX
Chairman

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 78—

BY SENATOR THEUNISSEN
AN ACT

To amend and reenact R.S. 31:11, relative to minerals; to provide relative to mineral rights and ownership of land; to provide relative to reservations of mineral rights; to provide relative to correlative rights; to provide relative to transfers of ownership of land; to provide certain requirements, conditions, and terms; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. On motion of Senator Malone, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 284—

BY SENATOR FONTENOT
AN ACT

To amend and reenact R.S. 32:407(E) and to enact R.S. 32:431.1, relative to motor vehicles; to provide relative to driver's licenses and learner's permits; to prohibit issuance of license or learner's permit to a minor who is not enrolled in or has not completed school or a general education development program; to require notification to the office of motor vehicles when a student withdraws from a school program; to provide for suspension of driver's license; to require notification of such suspension; to provide for appeal process; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 284 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 5, change "a general education development" to "an adult education"

AMENDMENT NO. 2

On page 2, at the end of line 3, delete "a general development" and on line 4, delete "certificate" and insert "an adult education program or has not received a Louisiana high school equivalency diploma"

AMENDMENT NO. 3

On page 2, line 12, delete "eighteen years of age or younger" and insert in lieu thereof "under the age of eighteen"

AMENDMENT NO. 4

On page 2, at the end of line 13, delete "general" and on line 14, delete "education development certificate" and insert "high school equivalency diploma"

AMENDMENT NO. 5

On page 2, line 17, after "leading to a" delete the remainder of the line and delete line 18 and insert "Louisiana high school equivalency diploma."

AMENDMENT NO. 6

On page 2, delete line 20, and insert as follows:
"(3) Is enrolled in a home study program approved by the State Board of Elementary and Secondary Education in accordance with the provisions of R.S. 17:236.I."

AMENDMENT NO. 7

On page 2, line 29, change "general education development" to "adult education"

AMENDMENT NO. 8

On page 3, line 9, change "home school" to "approved home study"

AMENDMENT NO. 9

On page 3, line 11, after "student" delete the remainder of the line and insert "who is at least fifteen years of age but under eighteen years of age withdraws from"

On motion of Senator Ellington, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 453—

BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 30:10(A)(2)(b)(i) and (e), relative to agreements for drilling units; to provide relative to pooling interests; to provide relative to risk charges; to provide certain terms, conditions, requirements, and effects; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 453 by Senator Malone

AMENDMENT NO. 1

On page 2, line 22, delete "of the lessor's interest"

On motion of Senator Malone, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 490—

BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 33:2337(D), relative to municipalities and parishes; to provide for mutual aid between local law enforcement agencies responding to a disaster; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. On motion of Senator Fields, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 539—

BY SENATOR ULLO

AN ACT

To enact R.S. 17:84.2, relative to qualifications for school board business managers or chief financial officers; to require the State Board of Elementary and Secondary Education to promulgate rules establishing qualifications for financial officers employed by school boards; to provide for a period in which business managers or chief financial officers may acquire certain qualifications; authorizes school systems to share certain officers and employees; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 539 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 2, delete "qualifications for"

AMENDMENT NO. 2

On page 1, line 6, change "authorizes" to "to authorize"

AMENDMENT NO. 3

On page 2, line 3, change "five" to "seven"

On motion of Senator Ullo, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 601—

BY SENATOR N. GAUTREAUX

AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126, and R.S. 36:744(Z) and 801.19, relative to museums; to establish the Louisiana Military Hall of Fame and Museum in the Department of State; to provide for location of the facility; to provide for a governing board, membership, appointment, and compensation; to provide for duties and powers of the board; to provide for operating funds and appropriations by the legislature; to provide for donations, loans, disposition of property, and use of collections; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 601 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 2, line 6, change "whose primary purpose" to "the primary purpose of which"

May 8, 2006

AMENDMENT NO. 2

On page 3, line 7, after "At any time" insert a comma

AMENDMENT NO. 3

On page 8, delete lines 1 through 6

On motion of Senator Ullo, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 623—

BY SENATOR SMITH

AN ACT

To enact R.S. 33:3838, relative to inspections of rural water systems; to provide definition of rural water system; to provide relative to engineering fees; to provide relative to time frames for approvals; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Bill No. 623 by Senator Smith

AMENDMENT NO. 1

On page 1, line 2, after "inspections of" delete the remainder of the line and on line 3, delete "of rural water systems;" and insert in lieu thereof "small community public water systems; to provide for definitions;"

AMENDMENT NO. 2

On page 1, line 7, delete "Rural water systems;" and insert "Small community public water systems;"

AMENDMENT NO. 3

On page 1, delete lines 8 through 10, and insert in lieu thereof the following:

"A. "Small community public water system" shall mean a community public water system serving a population of three thousand three hundred or less persons in accordance with the definition for small public water systems in the Federal Safe Drinking Water Act (42 USC 300g-1, §1412(b)(4)(E)(ii)(II) and (III))."

AMENDMENT NO. 4

On page 1, line 11, after "charged to" delete the remainder of the line and insert "small community public water systems"

AMENDMENT NO. 5

On page 1, at the end of line 12, change the period "." to a colon ":"

AMENDMENT NO. 6

On page 1, delete line 14 and insert "be in accordance with the allowable fees for engineering services set by Rural Utility Services of the United States Department of Agriculture in its Standard Form of Agreement between owner and engineer."

AMENDMENT NO. 7

On page 1, line 16, after "be" delete the remainder of the line and insert "in accordance with the allowable fees for engineering services set by Rural Utility Services of the United States Department of Agriculture in its Standard Form of Agreement between owner and engineer."

AMENDMENT NO. 8

On page 1, line 17, after "process" delete the remainder of the line and on page 2, delete line 1 in its entirety and insert "by paid consulting engineers for small community public water systems as follows:"

AMENDMENT NO. 9

On page 2, line 2, after "projects" insert "conducted by paid consulting engineers and"

AMENDMENT NO. 10

On page 2, line 4, after "projects" insert "conducted by paid consulting engineers and"

On motion of Senator Fields, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 656—

BY SENATOR BOASSO

AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv), relative to public contracts; to increase the contract limit for certain projects to repair hurricane or storm-related damage to public buildings; to provide limitations; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 656 by Senator Boasso

AMENDMENT NO. 1

On page 1, at the end of line 3, delete "buildings;" and insert "buildings caused by Hurricane Katrina or Hurricane Rita; to provide for applicability of certain laws governing the advertising and letting of contracts;"

AMENDMENT NO. 2

On page 1, delete line 17 and on page 2, delete lines 1 through 3 and insert in lieu thereof the following:

"(iv) For the period commencing July 1, 2006 through July 1, 2007, when a political subdivision that did not have flood insurance at the time Hurricane Katrina or Hurricane Rita struck Louisiana is repairing damage caused by Hurricane Katrina or Hurricane Rita, the contract limit applicable to such work shall be three hundred thousand dollars per project including labor, materials, and equipment as per the rates in the latest edition of the Associated Equipment Dealers Rental Rate Book and administrative overhead shall not exceed fifteen percent. However, under no circumstance shall there be a division or separation of any project into smaller projects which division or separation would have the effect of avoiding the requirement that public work be advertised and let by contract to the lowest responsible bidder as provided in this Section."

On motion of Senator Ellington, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 702—

BY SENATOR B. GAUTREAUX

AN ACT

To enact R.S. 30:2015.2, relative to certain remediation of property and claims for such remediation; to provide certain terms, conditions, procedures, requirements, and definitions; to provide relative to evaluation, remediation, restoration and repair of real property; to provide relative to powers, duties and responsibilities of certain state agencies; to provide relative to certain actions or claims involving environmental damage or contamination; to provide relative to parties, proceedings, damages, orders, and awards by the court, and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 702 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 6, delete lines 10 through 12

AMENDMENT NO. 2

On page 6, between lines 12 and 13, insert

F. (1) In the event that any settlement is reached in a case subject to the provisions of this Section, the settlement shall be subject to approval by the court. The court shall not certify or approve any settlement until an amount of money sufficient to fund remediation is deposited into the registry of the court. No funding of a settlement shall occur until the requirements of this Section have been satisfied. However, the court shall have the discretion to waive the requirements of this Section if the settlement reached is for a minimal amount and is not dispositive of the entire litigation.

(2) In the event a settlement is agreed to between the parties in a case in which a department has intervened, such agency shall be entitled to recover from the settling parties all costs, including investigation, evaluation, and review costs; expert witness fees; and reasonable attorney fees.

AMENDMENT NO. 3

On page 6, line 13, change "F" to "G"

AMENDMENT NO. 4

On page 6, line 20, change "G" to "H"

AMENDMENT NO. 5

On page 6, line 27, change "H" to "I"

AMENDMENT NO. 6

On page 7, line 9, change "I" to "J"

AMENDMENT NO. 7

On page 7, line 16, change "J" to "K"

AMENDMENT NO. 8

On page 7, between lines 20 and 21, insert

(2) "Environmental damage" shall mean any actual or potential impact, damage, or injury to environmental media caused by contamination resulting from activities associated with oil field sites or exploration and production sites. Environmental media shall include but not be limited to soil, surface water, ground water, or sediment.

(3) "Oilfield site" or "exploration and production (E&P) site" means any location or any portion thereof on which oil or gas exploration, development, or production activities have occurred, including wells, equipment, tanks, flow lines or impoundments used for the purposes of the drilling, workover, production, primary separation, disposal, transportation or storage of E&P wastes, crude oil and natural gas processing, transportation or storage of a common production stream of crude oil, natural gas, coal seam natural gas, or geothermal energy prior to a custody transfer or a sales point. In general, this definition would apply to all exploration and production operations located on the same lease, unit or field.

On motion of Senator Malone, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 703—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 33:4547.1(B), 4547.2(B) through (E), and 4547.3 and to enact R.S. 33:4547.1(C) and (D), 4547.2(F) through (H) and 4547.4, relative to performance-based energy efficiency contracts; to provide for award of certain performance-based energy efficiency contracts by political subdivisions; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. On motion of Senator Fields, the bill was read by title, ordered engrossed, and passed to a third reading.

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 167—

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact R.S. 17:421.8(A), relative to salary adjustments for certain persons holding credentials issued by the National Board for Certified Counselors; to provide conditions for receiving the adjustment; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 175—

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact R.S. 17:421.6(C), relative to salary adjustments for certain persons holding certificates issued by the National Board for Professional Teaching Standards; to provide conditions for receiving the adjustment; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 210—

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact R.S. 17:421.9(G), relative to salary adjustments for certain school psychologists holding a specified credential issued by the National School Psychology Certification Board; to provide conditions for receiving the adjustment; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 236—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact R.S. 41:728, relative to unused school lands; to authorize the St. Tammany Parish School Board to sell, exchange, or otherwise dispose of certain unused school lands, including sixteenth section lands, indemnity for school lands, and other immovable property; to provide relative to procedures for such disposition; to provide for the sale of sixteenth section lands by the state land office; to provide for use of proceeds; to provide for effectiveness; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 274—

BY REPRESENTATIVE DOERGE

AN ACT

To enact R.S. 33:2740.64, relative to the city of Springhill; to create a downtown development district within the city; to provide relative to the purpose, boundaries, and governance of the district; to provide relative to district plans; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal 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.

May 8, 2006

HOUSE BILL NO. 452—
BY REPRESENTATIVE DOVE
AN ACT

To enact R.S. 38:301.1, relative to levee districts in the coastal zone; to require such levee districts to prepare and submit levee elevation reports; to provide relative to the preparation of such reports; to provide relative to the frequency of submission of such reports; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 452 by Representative Dove

AMENDMENT NO. 1

On page 1, at the end of line 12, insert "Coastal Protection and Restoration Authority and to the"

On motion of Senator Ellington, 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. 694—
BY REPRESENTATIVE SMILEY
AN ACT

To enact R.S. 32:123(E), relative to motor vehicle traffic regulations; to provide relative to motor vehicle violations occurring at stop signs and yield signs; to provide relative to penalties for such violations; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 694 by Representative Smiley

AMENDMENT NO. 1

On page 1, line 13, delete "not less than"

AMENDMENT NO. 2

On page 1, line 16, delete "not less than"

AMENDMENT NO. 3

On page 2, line 2, delete "not less than"

On motion of Senator Ellington, 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. 800—
BY REPRESENTATIVE TRAHAN
AN ACT

To enact R.S. 17:81(O), relative to leave for employees of local school boards who serve on certain public entities; to require the adoption of policies and procedures by each city, parish, and other local public school board providing leave with pay for certain employees under specified circumstances; to provide applicability; to provide guidelines for such policies and procedures and a time line for adoption by the school board; to provide an effective date; and provide for related matters.

Reported favorably by the Committee on Education. 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. 973—
BY REPRESENTATIVE GREENE
AN ACT

To enact Part II-B of Chapter 4 of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:491 and 492, and to repeal R.S. 47:463.3, relative to motor vehicle license plates; to provide relative to the creation and issuance of ham radio station license plates for owners or operators; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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. 982—
BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 32:408(B)(2)(a), relative to drivers' licenses; to provide for commercial drivers' licenses; to provide for restrictions; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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. 985—
BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 32:191(A) and (D) and to enact R.S. 32:191(E), relative to the operation of motorcycles; to prohibit certain children from being transported on motorcycles; to provide relative to certain requirements for authorized child passengers on motorcycles; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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. 1023—
BY REPRESENTATIVES HUTTER, BADON, BARROW, DOWNS,
FANNIN, KENNEY, M. POWELL, T. POWELL, AND RITCHIE
AN ACT

To enact R.S. 17:1871(B)(7), relative to the duties of the Board of Supervisors of Community and Technical Colleges; to require that the board cooperate and work together with the State Board of Elementary and Secondary Education to improve linkages and career and technical education pathways between high schools and community and technical colleges; to provide for specified issues to be included in such duty; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 1080—
BY REPRESENTATIVE PITRE
AN ACT

To name the new bridge along Louisiana Highway 1 in Leeville, Louisiana; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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.

Rules Suspended

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

Senate Concurrent Resolutions to be Adopted, Subject to Call

The following Senate Concurrent Resolutions to be adopted, subject to call, were taken up and acted upon as follows:

Senator Dardenne asked that Senate Concurrent Resolution No. 76 be called from the Calendar at this time.

Called From the Calendar

SENATE CONCURRENT RESOLUTION NO. 76—

BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development and the House Committee on Agriculture, Forestry, Aquaculture and Rural Development to meet and function as a joint committee to study the feasibility of creating a Louisiana agricultural and seafood surplus products purchase program and the creation of a purchasing board to oversee the program; and to report its findings, together with any recommendations for legislation, to the legislature.

The resolution was read by title. Senator Dardenne moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Dupre, Marionneaux, Adley, Ellington, Michot, Amedee, Fields, Mount, Barham, Fontenot, Murray, Boasso, Gautreaux B, Nevers, Broome, Gautreaux N, Quinn, Cain, Hollis, Romero, Chaisson, Jackson, Schedler, Cheek, Jones, Shepherd, Cravins, Kostelka, Smith, Dardenne, Lentini, Theunissen, Duplessis, Malone, Uilo.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Bajoie, Heitmeier, McPherson.

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Regular Order of the Day

Reconsideration

On motion of Senator Marionneaux, pursuant to the previous notice given, the vote by which the following bill failed to pass on Thursday, May 4, 2006, was reconsidered.

SENATE BILL NO. 77—

BY SENATOR MARIONNEAUX

A JOINT RESOLUTION

Proposing to amend Article V, Section 10(A) and (B) of the Constitution of Louisiana, relative to appellate jurisdiction of a court of appeal; to provide that a court of appeal has appellate jurisdiction of all civil matters except administrative agency

determinations and worker's compensation matters; to provide that appellate review extends only to questions of law; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

Reconsideration

On motion of Senator Shepherd, pursuant to the previous notice given, the vote by which the following bill failed to pass on Thursday, May 4, 2006, was reconsidered.

SENATE BILL NO. 185—

BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 13:312(5) and 312.1(E), relative to courts; to provide relative to courts of appeal; to provide relative to the number of judges authorized for the Fifth Circuit Court of Appeal; to create and provide for an additional judge and division; to provide for elections and terms of office; to provide terms, conditions, and procedures; to provide an effective date; and to provide for related matters.

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

Senate Resolutions on Second Reading Reported by Committees

The following Senate Resolutions reported by Committees were taken up and acted upon as follows:

SENATE RESOLUTION NO. 56—

BY SENATOR FIELDS

A RESOLUTION

To urge and request the governor's office of homeland security and emergency preparedness to establish a statewide planning and mapping system of public buildings for use as shelters to accommodate persons in need of being placed in a safe environment whenever a state of emergency has been declared due to a natural disaster.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Resolution No. 56 by Senator Fields

AMENDMENT NO. 1

On page 1, line 12, after "subdivisions and" change "its" to "their"

AMENDMENT NO. 2

On page 1, line 14, change "a shelter" to "shelters"

AMENDMENT NO. 3

On page 1, line 15, after "Senate of" insert "the"

AMENDMENT NO. 4

On page 1, line 17, at the beginning of the line insert "to"

On motion of Senator Fields, the committee amendment was adopted.

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

May 8, 2006

Senate Concurrent Resolutions on Second Reading Reported by Committees

The following Senate Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 59— BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To nominate a portion of Drake's Creek in Vernon Parish for inclusion in the Louisiana Natural and Scenic Rivers System.

Reported favorably by the Committee on Natural Resources.

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

SENATE CONCURRENT RESOLUTION NO. 73—

BY SENATORS FIELDS, FONTENOT, BROOME, CAIN, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAUX, HINES, JACKSON, JONES, MARIONNEAUX, MURRAY, NEVERS, QUINN, SHEPHERD AND THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the governor's office of homeland security and emergency preparedness to establish a statewide planning and mapping system of public buildings for use as shelters to accommodate persons in need of being placed in a safe environment whenever a state of emergency has been declared due to a natural disaster.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Original Senate Concurrent Resolution No. 73 by Senator Fields

AMENDMENT NO. 1

On page 1, line 12, after "subdivisions and" change "its" to "their"

AMENDMENT NO. 2

On page 1, line 14, change "a shelter" to "shelters"

AMENDMENT NO. 3

On page 1, line 16, after "preparedness" insert "to"

On motion of Senator Fields, the committee amendment was adopted.

The resolution was read by title. Senator Fields moved to adopt the amended Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, Malone; Adley, Fields, Marionneaux; Barham, Fontenot, Michot; Boasso, Gautreaux B, Murray; Broome, Gautreaux N, Nevers; Cain, Heitmeier, Quinn; Cheek, Hollis, Romero; Cravins, Jackson, Schedler; Dardenne, Jones, Shepherd; Duplessis, Kostelka, Theunissen; Dupre, Lentini, Ullo

NAYS

Total - 0

ABSENT

Table with 3 columns: Amedee, Chaisson, Mount; Bajoie, McPherson, Smith; Total - 6

The Chair declared the Senate had adopted the amended Senate Concurrent Resolution and ordered it engrossed and sent to the House.

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. 6—

BY SENATOR SHEPHERD

AN ACT

To enact R.S. 40:1614, relative to fire protection; to require all mattresses and box springs sold in Louisiana to be fire retardant; to provide for open flame resistance standards; and to provide for related matters.

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

SENATE BILL NO. 94—

BY SENATOR MICHOT

AN ACT

To enact R.S. 51:1787(K), relative to economic development; to provide for additional business enterprises eligible for participation in the Louisiana Enterprise Zone Act; and to provide for related matters.

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

SENATE BILL NO. 125—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 28:382.2(C) and R.S. 39:1533(A) and to enact R.S. 28:771(G), and Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 through 876, and R.S. 36:254(J) and 258(J), relative to human services; to create the South Central Louisiana Human Services Authority; to provide for the powers, duties and functions of the authority; to create a governing board and provide for membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for transfer of employees; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Malone; Adley, Ellington, Marionneaux; Amedee, Fields, Michot; Barham, Fontenot, Murray; Boasso, Gautreaux B, Nevers; Broome, Gautreaux N, Quinn; Cain, Heitmeier, Romero; Chaisson, Hollis, Schedler; Cheek, Jackson, Shepherd

Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Bajoie	McPherson	Mount
Total - 3		

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

SENATE BILL NO. 207—
BY SENATOR MICHOT

AN ACT

To enact R.S. 51:1783(10), relative to the Louisiana Enterprise Zone Act; to define the term "residential type development"; and to provide for related matters.

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

SENATE BILL NO. 246—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 17:1519.6(C) and to repeal R.S. 47:8051 through 8060, relative to common payment methodology for hospitals; to provide for the adoption by the Department of Health and Hospitals of a Medicaid common payment methodology; to repeal the Healthcare Affordability Act; and to provide for related matters.

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

Senator Heitmeier in the Chair

SENATE BILL NO. 285—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 4:61(B) and (C), 63, 64, 65(A), (B)(1), (2), (3), (10), (11), and (12), and (C)(3), (4), and (5), 67(A) and (C)(1), 70, 72, 73, 75, 76, 79, 81, 82, 83, and 85 and to enact R.S. 4:61(F), 82.1, and 82.2, relative to the boxing commission; to provide for authority; to provide for domicile; to provide for exemption from civil liability; to provide for duties of secretary; to provide for bond requirements; to provide for license fees and taxes; to provide for physicians; to provide for seating for the commission; to provide for sham contests; to provide relative to events coordinators, referees, and judges; to provide for criminal penalties and injunctions; to provide for definitions; 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. 285 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 2, following "65(A)," delete the remainder of the line and insert "(B)" and on line 3 delete "(12)"

AMENDMENT NO. 2

On page 1, line 12, following "65(A)," delete the remainder of the line and insert "(B),"

AMENDMENT NO. 3

On page 8, line 25, following "no" and before "than" change "less" to "fewer"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed Senate Bill No. 285 by Senator Marionneaux

AMENDMENT NO. 1

On page 4, line 26, after "boxing" insert ", mixed technique event,"

AMENDMENT NO. 2

On page 7, line 18, after "dollars" delete the remainder of the line and on line 19 delete "hundred fifty dollars"

AMENDMENT NO. 3

On page 9, line 7, after "§73." delete the remainder of the line and insert "Tickets"

AMENDMENT NO. 4

On page 12, at the beginning of line 14, delete "a penalty of five hundred dollars for each violation,"

AMENDMENT NO. 5

On page 12, line 16, delete "penalty, attorney fees," and insert "attorney fees"

AMENDMENT NO. 6

On page 13, at the end of line 26, after "any" delete the remainder of the line and delete line 27 in its entirety and insert the following: "event in which the participants show or display their skills without necessarily striving to win."

On motion of Senator Marionneaux, the amendments were adopted.

The bill was read by title. Senator Marionneaux 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
Barham	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jackson	Schedler
Cravins	Jones	Shepherd
Dardenne	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Bajoie	Boasso	McPherson
Total - 3		

May 8, 2006

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

SENATE BILL NO. 383—

BY SENATOR DARDENNE

AN ACT

To amend and reenact Chapter 1 of Title 10 of the Louisiana Revised Statutes of 1950, heretofore comprised of Parts 1 through 2 and consisting of R.S. 10:1-101 through 1-209, to be comprised of Parts 1 through 3 and consisting of R.S. 10:1-101 through 1-310, to amend and reenact R.S. 9:3306(12) and (26), 3353(A)(8), and 4770(B), R.S. 10:3-101 and 3-103(a)(10), R.S. 10:4-101, 4A-101, 4A-105(c)(6) and (7), 4A-106(a), and 4A-204(b), R.S. 10:5-101, 5-102(b), and 5-103(c), R.S. 10:7-101, R.S. 10:8-102(a)(10), and R.S. 10:9-102(a)(43), and to enact R.S. 10:5-102(a)(6.1), all relative to general provisions under the Louisiana Commercial laws; to revise the entirety of Chapter 1 to conform to revisions in the Uniform Commercial Code; to provide for definitions and general concepts; to provide for when value is given; to provide for usages of trade; to provide for when actions are taken within a reasonable time; to provide for the relation to Electronic Signatures in Global and National Commerce Act; to provide for the territorial applicability of the commercial laws and the parties' power to choose applicable law; to provide for the variation of the commercial laws by agreement; to provide for obligation of good faith; to provide for prima facie evidence by third-party documents; to provide for performance or acceptance under reservation of rights; to provide for the option to accelerate at will; to provide for subordinated obligations; to provide for the correction of cross referenced citations; 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. 383 by Senator Dardenne

AMENDMENT NO. 1

On page 1, line 6, following "4A-101," and before "and" change "4A-105(e)(6)" to "4A-105(c)(6)"

AMENDMENT NO. 2

On page 15, line 29, at the beginning of the line delete "(2)"

AMENDMENT NO. 3

On page 22, line 27, following "(10)" and before "with" change "Prove" to "'Prove'"

AMENDMENT NO. 4

On page 23, line 1, following "4A-101," and before "and" change "4A-105(e)(6)" to "4A-105(c)(6)"

AMENDMENT NO. 5

On page 23, line 9, change "B" to ":-"

AMENDMENT NO. 6

On page 24, line 16, change "B" to ":-"

AMENDMENT NO. 7

On page 25, line 13, change "B" to ":-"

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Lists names like Mr. President, Adley, Amedee, Barham, Boasso, Broome, Cain, Cheek, Cravins, Dardenne, Duplessis, Dupre, Ellington, Fields, Fontenot, Gautreaux B, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, Marionneaux, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo.

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, YEAS, NAYS. Lists names: Bajoie, Chaisson, McPherson.

Total - 3

The Chair declared the amended 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.

SENATE BILL NO. 404—

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 43:31(A)(2), relative to uniform standards for printed matter; to authorize certain state entities to make exceptions to such standards; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Lists names: Mr. President, Adley, Amedee, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Duplessis, Dupre, Ellington, Fields, Fontenot, Gautreaux B, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, Marionneaux, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo.

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, YEAS, NAYS. Lists names: Bajoie, Gautreaux N, McPherson.

Total - 3

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

SENATE BILL NO. 414—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:3389(D), (E), (F) and (G), relative to the Addictive Disorders Practice Act; to provide for changes in the composition of the transition advisory committee; to provide for changes in the composition of the board; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie	Gautreaux N	McPherson
Total - 3		

The Chair declared the 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.

SENATE BILL NO. 451—
BY SENATOR BROOME

AN ACT

To amend and reenact Part VI-B of Chapter 20 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1742.1, relative to providing information and making recommendation of lifestyle modifications, food, dietary supplements, or homeopathic remedies; to provide with respect to disclosure by certain individuals who provide such information recommendations; to provide for information to be disclosed in the disclosure; 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. 451 by Senator Broome

AMENDMENT NO. 1

On page 2, line 3, at the beginning of the line change "dietician" to "dietitian"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Broome sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Engrossed Senate Bill No. 451 by Senator Broome

AMENDMENT NO. 1

On page 3, line 10, between "perform" and "the" insert "any of"

On motion of Senator Broome, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie	Ellington	McPherson
Total - 3		

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

SENATE BILL NO. 476—

BY SENATORS CAIN, ADLEY, BARHAM, BROOME, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAUX, N. GAUTREAUX, JONES, KOSTELKA, LENTINI, MALONE, MICHOT, MOUNT, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

AN ACT

To enact Chapter 32 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1280 through 1283, relative to the religious history of America and of the state of Louisiana as background of American and Louisiana law; to authorize the state archives and records service within the office of the secretary of state to produce certain documents; to distribute certain documents to state offices, judges and clerks of court and local government entities; to authorize court houses and local buildings to post certain documents relative to the history of that heritage; to provide for the production of documents by members of the public, and to provide for related matters.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed Senate Bill No. 476 by Senator Cain

AMENDMENT NO. 1

On page 2, line 24, between "Lord" and "King" insert a comma ",

May 8, 2006

AMENDMENT NO. 2

On page 2, line 25, change "**Great Britain**" to "**England**"

AMENDMENT NO. 3

On page 2, line 27, change "**Voyage**" to "**voyage**"

AMENDMENT NO. 4

On page 2, line 28, change "**Colony**" to "**colony**", "**Do**" to "**do**", and "**Presents**" to "**presents**"

AMENDMENT NO. 5

On page 3, line 4, change "**, and Officers**" to "**and Offices**"

AMENDMENT NO. 6

On page 3, line 5, change "**general Good**" to "**General good**"

AMENDMENT NO. 7

On page 3, line 6, change "**Submission and Obedience**" to "**submission and obedience**" and "**IN WITNESS**" to "**In Witness**"

AMENDMENT NO. 8

On page 3, line 7, change "**Cape-Cod**" to "**Cape Cod**"

AMENDMENT NO. 9

On page 3, line 9, change "**anno domini**" to "**Anno Domini**"

AMENDMENT NO. 10

On page 4, line 14, change "**shown**" to "**shewn**"

AMENDMENT NO. 11

On page 6, line 10, change "**offenses**" to "**offences**"

AMENDMENT NO. 12

On page 11, line 9, change "**R.S. 25:129(A), (B), (C), and (D)**" to "**R.S. 25:1281(B), (C), (D), and (E)**"

On motion of Senator Cain, the amendments were adopted.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Engrossed Senate Bill No. 476 by Senator Cain

AMENDMENT NO. 1

On page 11, line 25 after "literacy." delete the rest of the line and delete lines 26 through 29 in their entirety and insert in lieu thereof:

"The Ten Commandments, which are found in the Book of Exodus in the Old Testament of the Bible, was one of the earliest written expressions of law to be incorporated in American legal systems. The Ten Commandments, or the law of nature, also impacted the Declaration of Independence which refers to the laws of nature and of Nature's God."

On motion of Senator Cain, the amendments were adopted.

The bill was read by title. Senator Cain 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	Michot
Amedee	Fields	Mount
Barham	Fontenot	Nevers
Boasso	Gautreaux B	Quinn
Broome	Gautreaux N	Romero

Cain	Heitmeier	Schedler
Chaisson	Hollis	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Malone	
Total - 34		

NAYS

Murray
Total - 1

ABSENT

Bajoie	McPherson
Jackson	Shepherd
Total - 4	

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

Mr. President in the Chair

SENATE BILL NO. 479—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:1678.1(C), relative to the Louisiana Procurement Code; to correct a citation error with respect to expenses of administrative proceedings in connection with pre-litigation resolution of controversies; and to provide for related matters.

On motion of Senator Smith, the bill which is a duplicate of House Bill No. 947 was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 520—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 46:1071 and to enact R.S. 46:1076.1, relative to hospital service districts; to provide for findings; to provide with respect to joint bargaining and contracting, including immunity from certain antitrust provisions; to provide for applicability; and to provide for related matters.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed Senate Bill No. 520 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 3, after "market for" delete "**integrated**"

AMENDMENT NO. 2

On page 2, delete lines 4 and 5, and at the beginning of line 6, delete "**is located.**"

AMENDMENT NO. 3

On page 2, at the end of line 18, insert the following:

", with respect to joint negotiations, bargaining and contracting with health benefit plans regarding the terms of their proposed benefit contracts. Hospital service districts engaged in joint negotiations, bargaining and contracting with health benefit plans pursuant to this subsection shall be presumed to be engaged in a cooperative endeavor as provided in Article VII, Section 14(C) of the Louisiana Constitution, and shall be presumed to have entered into such negotiations, bargaining and contracts for the purpose of obtaining a tangible benefit and for a public purpose."

AMENDMENT NO. 4

On page 2, delete lines 19 and 20 in their entirety.

AMENDMENT NO. 5

On page 2, line 25, after "Section.", insert the following:

"However, the protection and authority provided by this Subsection shall be limited to joint negotiation, bargaining and contracting by no more than ten hospital service districts in any single transaction."

On motion of Senator Schedler, the amendments were adopted.

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

Table with 3 columns: Mr. President, Gautreaux N, Michot, Adley, Hollis, Mount, Boasso, Jackson, Nevers, Broome, Jones, Quinn, Cravins, Lentini, Romero, Dardenne, Marionneaux, Schedler, Fields, McPherson, Theunissen. Total - 21

NAYS

Table with 3 columns: Amedee, Dupre, Malone, Barham, Ellington, Murray, Cain, Fontenot, Shepherd, Chaisson, Gautreaux B, Smith, Cheek, Heitmeier, Ullo, Duplessis, Kostelka. Total - 17

ABSENT

Bajoie Total - 1

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.

SENATE BILL NO. 596— BY SENATOR SCHEDLER

AN ACT

To enact R.S. 28:185 relative to mental health; to provide for penalties for performing mental health or substance abuse counseling without a license; and to provide for related matters.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed Senate Bill No. 596 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 11 after "he is" delete the remainder of the line and delete line 12, and insert the following:

"authorized to practice in the specific specialty area by the appropriate state or regulatory authority."

On motion of Senator Schedler, the amendments were adopted.

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

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Michot, Amedee, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn, Cain, Hollis, Romero, Chaisson, Jackson, Schedler, Cheek, Jones, Shepherd, Cravins, Kostelka, Smith, Dardenne, Lentini, Theunissen, Duplessis, Malone, Ullo, Dupre, Marionneaux. Total - 38

NAYS

Total - 0

ABSENT

Bajoie Total - 1

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.

SENATE BILL NO. 620— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 22:658(B)(1), relative to insurance claims; to increase the penalties for failure to timely pay a claim; to authorize the assessment of attorney fees and cost against an insurer who fails to timely pay a claim; 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. 620 by Senator Murray

AMENDMENT NO. 1

On page 2, after line 7, insert " * * * "

On motion of Senator Lentini, 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

Table with 3 columns: Mr. President, Dupre, Malone, Adley, Ellington, Marionneaux, Amedee, Fields, Michot, Barham, Fontenot, Mount, Boasso, Gautreaux B, Murray, Broome, Gautreaux N, Nevers, Cain, Heitmeier, Quinn, Chaisson, Hollis, Romero, Cheek, Jackson, Schedler

May 8, 2006

Cravins	Jones	Shepherd
Dardenne	Kostelka	Smith
Duplessis	Lentini	Ullo
Total - 36		

NAYS

Theunissen
Total - 1

ABSENT

Bajoie	McPherson
Total - 2	

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.

SENATE BILL NO. 646—
BY SENATOR MURRAY

AN ACT

To enact R.S. 18:1505.2(S), relative to campaign finance; to prohibit certain campaign contributions made to candidates seeking the office of the commissioner of insurance; to prohibit service providers who contract or subcontract with the Louisiana Citizens Property Insurance Corporation from making campaign contributions to such candidates; to define the term service provider; to provide for applicability to certain campaign contributions; 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:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie
Total - 1

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.

SENATE BILL NO. 662—
BY SENATOR MICHOT

AN ACT

To enact Chapter 30 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2101 and 2102, relative to immersive technologies; to create the Louisiana Immersive Technologies Enterprise Commission; to provide for the membership of the commission; to provide for the powers, duties, functions, and responsibilities of the commission; to authorize issuance of bonds; 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:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie
Total - 1

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.

SENATE BILL NO. 666—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 40:2198.11(4) and 2198.12(A) and (D)(1), relative to pain management clinics; to provide for definitions; to provide for licensure; and to provide for related matters.

The bill was read by title. Senator Schedler 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
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Bajoie
Total - 1

The Chair declared the 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.

SENATE BILL NO. 670—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 22:844 (C)(1) and (D)(1)(a), relative to domestic life insurers; to provide that domestic life insurers may invest in certain real estate investment trusts; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Michot, Amedee, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn, Cain, Hollis, Romero, Chaisson, Jackson, Schedler, Cheek, Jones, Shepherd, Cravins, Kostelka, Smith, Dardenne, Lentini, Theunissen, Duplessis, Malone, Ullo, Dupre, Marionneaux. Total - 38

NAYS

Total - 0

ABSENT

Bajoie Total - 1

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

SENATE BILL NO. 679—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 37:1164(37), relative to pharmacy practice; to provide for definitions; to provide for pharmacy collaborative drug therapy management; 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. 679 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 5, delete " * * * "

AMENDMENT NO. 2

On page 2, line 10, following "this" and before ":" change "Paragraph" to "Subparagraph"

AMENDMENT NO. 3

On page 2, lines 14 and 23, following "this" and before "1" change

"Paragraph" to "Subparagraph"

AMENDMENT NO. 4

On page 2, line 19, at the beginning of the line change "Paragraph" to "Subparagraph"

On motion of Senator Lentini, the amendments were adopted.

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

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Michot, Amedee, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn, Cain, Hollis, Romero, Chaisson, Jackson, Schedler, Cheek, Jones, Shepherd, Cravins, Kostelka, Smith, Dardenne, Lentini, Theunissen, Duplessis, Malone, Ullo, Dupre, Marionneaux. Total - 38

NAYS

Total - 0

ABSENT

Bajoie 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.

SENATE BILL NO. 681—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:2116(A), (B)(2) and the introductory paragraph of (D)(2), relative to the moratorium on beds in nursing facilities; to provide for facility need review; to extend the moratorium on beds in nursing facilities; and to provide for related matters.

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

Table with 3 columns: Mr. President, Ellington, McPherson, Adley, Fields, Michot, Amedee, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn, Cain, Hollis, Romero, Chaisson, Jackson, Schedler, Cheek, Jones, Shepherd, Cravins, Kostelka, Smith, Dardenne, Lentini, Theunissen, Duplessis, Malone, Ullo, Dupre, Marionneaux.

May 8, 2006

Total - 37

NAYS

Total - 0

ABSENT

Bajoie

Schedler

Total - 2

The Chair declared the 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.

SENATE BILL NO. 682— BY SENATOR MCPHERSON

AN ACT

To enact Part I-A of Chapter 11-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1025.1 through 1025.8, relative to licensed nursing facilities; to authorize certified medication attendants in licensed nursing facilities; to provide for definitions, certification, authorized and prohibited functions, and qualifications; and to provide for related matters.

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

SENATE BILL NO. 690— BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 4:1(A) and (B) and to enact R.S. 4:1(E) and (F), relative to amusements and sports; to provide for the price printed on tickets; to provide for the reselling of certain tickets; to provide for procedures to resell certain tickets; to provide for exceptions; and to provide for related matters.

On motion of Senator Smith, the bill, which was designated a duplicate of House Bill No. 1299, was read by title and returned to the Calendar, subject to call.

SENATE BILL NO. 697— BY SENATOR BAJOIE

AN ACT

To enact R.S. 17:1519.3(H), relative to Louisiana State University health care services; to require the opening of Medical Center of Louisiana, New Orleans campus; to provide a re-opening date; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 698— BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 37:1794 and to enact R.S. 37:1782(15), 1790(C), 1795(C), 1805(J), and 1861(B)(5), relative to pawnbrokers; to provide for Internet-based pawnbrokers; to provide for definitions; to provide for certain exemptions; to provide for procedures to operate as an Internet-based pawnbroker; to provide for compliance; and to provide for related matters.

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

SENATE BILL NO. 739— BY SENATOR BOASSO

AN ACT

To amend and reenact R.S. 39:15.2(A) and to enact R.S. 29:726.1 through 726.7, Chapter 18 of Title 49 of the Louisiana Revised Statutes of 1950, comprised of R.S. 49:1151 through 1157, relative to the creation of the office of interoperability; to provide for a communications interoperability director; to establish the Statewide First Responders Interoperability Committee to design, construct, administer, and maintain a

statewide shared communications system for first responders; to create the Louisiana Statewide Interoperability Executive Committee to design, construct, administer, and maintain a Statewide Communication Interoperability Plan; to provide for coordination with the chief information officer; and to provide for related matters.

On motion of Senator Boasso, Senate Bill No. 739 was made Special Order of the Day No. 2 on Wednesday, May 10, 2006, immediately following the Morning Hour.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

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

Called from the Calendar

Senator McPherson asked that Senate Bill No. 246 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 246— BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 17:1519.6(C) and to repeal R.S. 47:8051 through 8060, relative to common payment methodology for hospitals; to provide for the adoption by the Department of Health and Hospitals of a Medicaid common payment methodology; to repeal the Healthcare Affordability Act; and to provide for related matters.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 246 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 16, after "hospitals." and before "If", insert the following:

"To ensure compliance with the Rural Hospital Preservation Act, any Medicaid common payment methodology applicable to a rural hospital as defined in R.S. 40:1300.143(3) shall maximize Medicaid reimbursement as required by R.S. 40:1300.144(A)(2)."

On motion of Senator McPherson, the amendments were adopted.

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

Table with 3 columns: Name, Position, and Name. Mr. President, Adley, Amedee, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen.

Duplessis Malone Ullo
Dupre Marionneaux
Ellington McPherson
Total - 37

NAYS

Total - 0

ABSENT

Bajoie Dardenne
Total - 2

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.

Called from the Calendar

Senator Quinn asked that Senate Bill No. 740 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 740—
BY SENATOR QUINN

AN ACT

To enact R.S. 22:658.3, relative to insurance claims; to extend the time for filing certain insurance claims for damages arising from hurricane activity; and to provide for related matters.

Floor Amendments Sent Up

Senator Quinn sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Quinn to Engrossed Senate Bill No. 740 by Senator Quinn

AMENDMENT NO. 1

On page 1, delete line 2, and insert
To amend and reenact R.S. 22:629 and to enact R.S. 22:658.3, relative to insurance claims; to provide relative to certain time limits of actions; to extend the time for filing certain"

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." and before "R.S. 22:658.3" insert
"R.S. 22:629 is hereby amended and reenacted and"

AMENDMENT NO. 3

On page 1, between lines 6 and 7, insert
"§629. Limiting actions; jurisdiction
A. No insurance contract delivered or issued for delivery in this state and covering subjects located, resident, or to be performed in this state, or any group health and accident policy insuring a resident of this state, regardless of where made or delivered, shall contain any condition, stipulation, or agreement:

- (1) Requiring it to be construed according to the laws of any other state or country except as necessary to meet the requirements of the motor vehicle financial responsibility laws of such other state or country; or
(2) Depriving the courts of this state of the jurisdiction of action against the insurer.

B. (3) No insurance contract delivered or issued for delivery in this state and covering subjects located, resident, or to be performed in this state, or any group health and accident policy insuring a resident of this state regardless of where made or delivered, shall contain any condition, stipulation, or agreement limiting limiting right of action against the insurer to a period of less than twelve months next after the inception of the loss when the claim arises under any insurance classified and defined in R.S. 22:6(10), (11), (12), and (13), or to a period of less than one year from the time when the cause of action accrues in connection with all other insurances unless otherwise specifically provided in this Code.

C. B- Any such condition, stipulation, or agreement in violation

of this Section shall be void, but such voiding shall not affect the validity of the other provisions of the contract.

AMENDMENT NO. 4

On page 1, line 9, after "damages" and before "resulting" insert
"pursuant to a homeowners' insurance policy, personal property insurance policy, tenant homeowners' insurance policy, condominium owners' insurance policy, or commercial property insurance policy, and"

AMENDMENT NO. 5

On page 1, line 12, delete the period at the end of the line and insert
"or by contract."

AMENDMENT NO. 6

On page 1, line 14, after "damages" and before "resulting" insert
"pursuant to a homeowners' insurance policy, personal property insurance policy, tenant homeowners' insurance policy, condominium owners' insurance policy, or commercial property insurance policy, and"

AMENDMENT NO. 7

On page 1, line 17, delete the period at the end of the line and insert
"or by contract."

On motion of Senator Quinn, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Jones
Amedee Dupre Lentini
Broome Ellington Murray
Cain Fields Nevers
Chaisson Gautreaux B Quinn
Cheek Heitmeier Schedler
Cravins Hollis Shepherd
Dardenne Jackson Theunissen
Total - 24

NAYS

Barham Kostelka Smith
Boasso Malone Ullo
Fontenot Romero
Total - 8

ABSENT

Adley Marionneaux Mount
Bajoie McPherson
Gautreaux N Michot
Total - 7

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

Called from the Calendar

Senator Cheek asked that Senate Bill No. 204 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 204—
BY SENATORS CHEEK AND ELLINGTON
AN ACT

To amend and reenact R.S. 33:1981(C)(1) and (2) and 2201(C)(1) and (2) and to enact R.S. 33:2201(F), relative to financial security of survivors of certain firemen and law enforcement

May 8, 2006

officers; to increase payments to surviving spouses and children in certain cases; to extend the period of time in which to notify the Law Enforcement Officers and Firemen's Survivor Benefit Review Board of such death; to provide for retroactive effect; and to provide for related matters.

Floor Amendments Sent Up

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Gautreaux to Engrossed Senate Bill No. 204 by Senator Cheek

AMENDMENT NO. 1

On page 1, at the end of line 2 insert "11:248 and R.S."

AMENDMENT NO. 2

On page 1, line 6 after "death;" and before "to" insert "to provide for cost-of-living adjustments for surviving spouses of certain law enforcement officers;"

AMENDMENT NO. 3

On page 1, between lines 7 and 8 insert the following: "Notice of intention to introduce this Act has been published."

AMENDMENT NO. 4

On page 1 between lines 8 and 9 insert the following: "Section 1. R.S. 11:248 is hereby enacted to read as follows:

§ 248. Surviving spouses of police officers

A. Any local retirement or pension system, plan, or fund may grant a cost-of-living adjustment to any surviving spouse currently receiving death, surviving spouse, or widows' benefits based on the death of a spouse who was a police officer, provided that:

(1) The death occurred while the officer was in the discharge of his duties, or resulted from immediate effects of an injury received while he was engaged in the discharge of his duties;

(2) The death occurred on or before January 1, 1960; and

(3) The surviving spouse is at least eighty years of age on the effective date of this Section.

B. The increase granted pursuant to the provisions of this Section shall not be more than four hundred dollars per month."

AMENDMENT NO. 5

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

AMENDMENT NO. 6

On page 3, between lines 27 and 28 insert the following: "Section 3. The provisions of Section 1 of this Act shall become effective on July 1, 2006."

AMENDMENT NO. 7

On page 3, delete line 28 in its entirety and insert in lieu thereof the following:

"Section 4. The provisions of Section 2 of this Act are declared to be remedial and curative and, therefore, are to be"

AMENDMENT NO. 8

On page 4, at the beginning of line 1, change "Section 3. This " to "Section 5. Sections 2 and 4 of this"

On motion of Senator B. Gautreaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members present for yeas: Mr. President, Adley, Amedee, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne, Duplessis, Dupre, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, Marionneaux, McPherson, Michot, Mount, Murray, Nevers, Quinn, Romero, Shepherd, Smith, Theunissen, Ullo.

Total - 37

NAYS

Schedler
Total - 1

ABSENT

Bajoie
Total - 1

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

HOUSE BILL NO. 51— BY REPRESENTATIVE SCHNEIDER AN ACT

To amend and reenact R.S. 40:971.2(C), relative to controlled dangerous substances; to increase penalties for the crime of unlawfully prescribing, distributing, dispensing, or assisting in illegally obtaining controlled dangerous substances; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members present for yeas: Mr. President, Adley, Amedee, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Dardenne, Duplessis, Dupre, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Kostelka, Lentini, Malone, Marionneaux, McPherson, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo.

Total - 34

NAYS

Total - 0
 ABESENT
 Bajoie Jones Mount
 Cravins Michot
 Total - 5

The Chair declared the 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. 77—
 BY REPRESENTATIVE BRUCE
 AN ACT

To enact Code of Criminal Procedure Article 814(A)(14.2), relative to responsive verdicts; to provide for responsive verdicts for aggravated second degree battery; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS
 Mr. President Ellington McPherson
 Adley Fields Mount
 Amedee Fontenot Murray
 Barham Gautreaux B Nevers
 Boasso Gautreaux N Quinn
 Broome Heitmeier Romero
 Cain Hollis Shepherd
 Chaisson Jackson Smith
 Cheek Kostelka Theunissen
 Dardenne Lentini Ullo
 Duplessis Malone
 Dupre Marionneaux
 Total - 34

NAYS

Total - 0

ABSENT

Bajoie Jones Schedler
 Cravins Michot
 Total - 5

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

HOUSE BILL NO. 81—
 BY REPRESENTATIVE BURNS
 AN ACT

To amend and reenact R.S. 14:30(A)(1) and 30.1(A)(2)(a), relative to criminal homicide; to add certain crimes to the list of enumerated felonies which raise a homicide to the grades of first or second degree murder; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS
 Mr. President Ellington McPherson
 Adley Fields Mount
 Amedee Fontenot Murray

Barham Gautreaux B Nevers
 Boasso Gautreaux N Quinn
 Broome Heitmeier Romero
 Cain Hollis Shepherd
 Chaisson Jackson Smith
 Cheek Kostelka Theunissen
 Dardenne Lentini Ullo
 Duplessis Malone
 Dupre Marionneaux
 Total - 34

NAYS

Total - 0

ABSENT

Bajoie Jones Schedler
 Cravins Michot
 Total - 5

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

HOUSE BILL NO. 211—
 BY REPRESENTATIVE JOHNS
 AN ACT

To amend and reenact R.S. 40:964, Schedule III(D), to enact R.S. 40:964, Schedule I(D)(3), and to repeal R.S. 40:964, Schedule II(D)(1) and 964, Schedule V(B)(1), relative to the Uniform Controlled Dangerous Substances Law; to change the schedule classification of Methaqualone and Buprenorphine; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS
 Mr. President Ellington Marionneaux
 Adley Fields McPherson
 Amedee Fontenot Mount
 Barham Gautreaux B Murray
 Boasso Gautreaux N Nevers
 Broome Heitmeier Quinn
 Cain Hollis Romero
 Chaisson Jackson Shepherd
 Cheek Jones Smith
 Dardenne Kostelka Theunissen
 Duplessis Lentini Ullo
 Dupre Malone
 Total - 35

NAYS

Total - 0

ABSENT

Bajoie Michot
 Cravins Schedler
 Total - 4

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

HOUSE BILL NO. 212—
 BY REPRESENTATIVE TOOMY
 AN ACT

To amend and reenact R.S. 16:65, relative to judicial enforcement districts; to provide for a district attorney in a federally declared disaster district to borrow money to finance the daily operations of his office; and to provide for related matters.

May 8, 2006

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, Name. Lists names like Mr. President, Ellington, Marionneaux, etc.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, ABSENT, Name. Lists names like Bajoie, Cravins, Michot.

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

HOUSE BILL NO. 216—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 40:964, Schedule IV, relative to the Controlled Dangerous Substances Law; to organize the drugs in Schedule IV to be consistent with the federal controlled substances designations; to add several substances which are listed in Schedule IV federally but not in Louisiana; to delete Nalbuphine from Schedule IV consistent with federal schedule; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, Name. Lists names like Mr. President, Ellington, Marionneaux, etc.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, ABSENT, Name. Lists names like Bajoie, Cravins, Michot.

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

HOUSE BILL NO. 373—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(a)(i) and (c)(i), relative to intensive incarceration and intensive parole supervision; to provide for which inmates are eligible to participate in the programs; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, Name. Lists names like Mr. President, Ellington, Marionneaux, etc.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, ABSENT, Name. Lists names like Bajoie, Cravins, Michot.

The Chair declared the 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. 375—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 15:829, relative to discipline of inmates; to provide that procedures for discipline of inmates in the custody of the Department of Public Safety and Corrections are prescribed by the secretary of the department regardless of where housed; to provide that the secretary maintains a record of infractions which occur in state prisons; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, Name. Lists names like Mr. President, Ellington, Marionneaux, etc.

Cheek	Jones	Shepherd
Dardenne	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Malone	Ullo

Total - 36

NAYS

Total - 0

ABSENT

Bajoie	Cravins	Michot
--------	---------	--------

Total - 3

The Chair declared the 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. 376—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:711(G) and 1135(A), (B)(introductory paragraph) and (2), and (D), relative to work release programs; to provide for the eligibility of inmates convicted of certain offenses involving controlled dangerous substances to participate in work release programs; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Bajoie	Cravins	Michot
--------	---------	--------

Total - 3

The Chair declared the 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. 380—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:833 and to enact R.S. 15:833.1, relative to the temporary release of inmates; to provide for eligibility for temporary furlough; to provide for the release of inmates for medical care under certain circumstances; to provide for temporary secured release of inmates; to provide for applicability; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	McPherson
Broome	Gautreaux B	Mount
Cain	Heitmeier	Murray
Chaisson	Jackson	Romero
Cheek	Jones	Shepherd

Total - 15

NAYS

Adley	Fontenot	Quinn
Amedee	Gautreaux N	Schedler
Barham	Hollis	Smith
Boasso	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Dupre	Malone	
Ellington	Nevers	

Total - 19

ABSENT

Bajoie	Fields	Michot
Cravins	Marionneaux	

Total - 5

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator Jones, 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.

Rules Suspended

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

**Introduction of Resolutions,
Senate and Concurrent**

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

SENATE RESOLUTION NO. 60—
BY SENATORS DARDENNE AND BROOME
A RESOLUTION

To commend and congratulate April Burkholder, Kelly Lea, and Terin Martinjak, the seniors on the 2006 Louisiana State University Gymnastics team on their individual accomplishments and their superlative team leadership.

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

SENATE RESOLUTION NO. 61—
BY SENATORS DARDENNE AND BROOME
A RESOLUTION

To commend and congratulate April Burkholder on becoming the 2006 National Collegiate Balance Beam Champion and to acknowledge her incredible career as a Louisiana State University gymnast, her innumerable personal achievements, and her outstanding contributions to her team, her school, and her community.

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

May 8, 2006

SENATE CONCURRENT RESOLUTION NO. 81—

BY SENATORS CAIN AND ADLEY
A CONCURRENT RESOLUTION

To commend and congratulate the DeQuincy High School BETA Club on winning the Louisiana State BETA talent competition for the fourth consecutive year and being the reigning national grand champion and extend best wishes for continued success in the 2006 national competition.

The resolution was read by title. Senator Cain moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators who voted 'YEAS' in three columns: Mr. President, Dupre, Marionneaux; Adley, Ellington, McPherson; Amedee, Fontenot, Mount; Barham, Gautreaux B, Murray; Boasso, Gautreaux N, Nevers; Broome, Heitmeier, Quinn; Cain, Jackson, Schedler; Chaisson, Jones, Shepherd; Cheek, Kostelka, Smith; Dardenne, Lentini, Theunissen; Duplessis, Malone, Ullo; Total - 33.

NAYS

Total - 0

ABSENT

Table listing names of senators who were 'ABSENT' in three columns: Bajoie, Fields, Michot; Cravins, Hollis, Romero; Total - 6.

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 82—

BY SENATOR BARHAM
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Environmental Quality to participate in and monitor the activities related to the proposed permitting of the El Dorado Wastewater Effluent Pipeline.

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

Messages from the House

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

Message from the House

CONCURRING IN
SENATE CONCURRENT RESOLUTIONS

May 8, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 77—

BY SENATOR ELLINGTON
A CONCURRENT RESOLUTION

To commend and congratulate Edna M. Hatton upon the occasion of her retirement as the Registrar of Voters of Franklin Parish and to recognize her commitment and contributions to the citizens of the parish for over sixty-five years.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR THEUNISSEN
A CONCURRENT RESOLUTION

To commend Civil Air Patrol Cadet Commander Christopher B. Bahm on earning and receiving the General Billy Mitchell Award.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 79—

BY SENATOR THEUNISSEN
A CONCURRENT RESOLUTION

To commend Civil Air Patrol Cadet Advisory Council Chairperson Marc A. Daigle on earning and receiving the General Ira C. Eaker Award.

Reported without amendments.

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

Reports of Committees

The following reports of committees were received and read:

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:

May 8, 2006

To the President and Members of the Senate:

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

SENATE BILL NO. 474—

BY SENATOR ADLEY
AN ACT

To amend and reenact R.S. 39:101(B)(1)(a) and (c) and (F)(1), 102(C), 103(A)(1) and (B)(1), 112, 113, 115, 121, 122(B)(1), 124, and 125, relative to capital outlay; to provide relative to the development, enactment, and execution; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 618—

BY SENATOR HINES
AN ACT

To amend and reenact R.S. 47:9 and 337.19(A), R.S. 37:2156(E), 2163(A), 2171.1 and 2171.2 and to enact R.S. 37:2158(11), relative to tax collection; to provide for registration, certification, and required security for taxes from certain contractors; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 659—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 33:130.105(A), relative to the Morehouse Economic Development District; to increase the maximum rate of ad valorem tax which the district is authorized to levy; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 393—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, Section 1 of Act No. 50 of the 1998 Regular Session of the Legislature, Section 1 of Act No. 7 of the 2001 First Extraordinary Session of the Legislature, and Section 1 of Act No. 14 of the 2004 First Extraordinary Session of the Legislature, relative to the Louisiana Tax Free Shopping Program; to change the termination date of the program; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 394—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1602(A)(2), relative to the filing of state tax returns; to provide that penalties for late payment of certain taxes are not due if at least ninety percent of the total tax due on the return is paid on or before the due date of the return; to provide that extensions are to be taken into consideration when determining whether the payments are delinquent; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 449—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 47:1601(A)(2), relative to the Department of Revenue; to provide relative to the interest rate on unpaid state taxes; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 883—

BY REPRESENTATIVES SALTER, ALEXANDER, BADON, BARROW, CRANE, DOWNS, FANNIN, GREENE, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, AND WALKER
AN ACT

To enact R.S. 17:3351.11(A)(18), to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to impose a specified tuition and attendance fee amount for certain students attending the Louisiana State University Health Sciences Centers and enrolling in the Doctor of Physical Therapy Program; to provide for the fee amount; to provide an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
WILLIE L. MOUNT
Chairman

Rules Suspended

Senator Shepherd asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 99 from the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 99—
BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 48:1101.1(B)(3), relative to law enforcement; to provide for controlled access onto and off of the Crescent City Connection during a declared emergency or disaster; to provide for limitation of authority of the Crescent City Connection police during such emergencies; and to provide for related matters.

On motion of Senator Shepherd, the bill was read by title and withdrawn from the files of the Senate.

Rules Suspended

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

Senate Concurrent Resolutions
to be Adopted, Subject to Call

The following Senate Concurrent Resolutions to be adopted, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator McPherson asked that Senate Concurrent Resolution No. 59 be called from the Calendar at this time.

SENATE CONCURRENT RESOLUTION NO. 59—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To nominate a portion of Drake's Creek in Vernon Parish for inclusion in the Louisiana Natural and Scenic Rivers System.

The resolution was read by title. Senator McPherson moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	Marionneaux
Adley	Fields	McPherson
Amedee	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	

Total - 35

NAYS

Total - 0

ABSENT

Bajoie	Michot
Cravins	Romero
Total - 4	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

May 8, 2006

**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:

May 8, 2006

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. 64—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and request that the Department of Health and Hospitals open a mental health facility and provide additional mental health treatment opportunities to address the mental health crisis occurring in the wake of the devastation of Hurricane Katrina and Hurricane Rita.

SENATE CONCURRENT RESOLUTION NO. 71—

BY SENATOR MOUNT AND REPRESENTATIVE KLECKLEY

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Cathryn Corman Morris and to record for posterity the enduring appreciation of the members for her lifetime of contributions to her family and community.

SENATE CONCURRENT RESOLUTION NO. 70—

BY SENATOR HINES AND REPRESENTATIVE WALKER

A CONCURRENT RESOLUTION

To commend Earl Barbry, Sr., Chairman of the Tunica-Biloxi Tribe of Louisiana, on being selected as a 2006 Louisiana Legend.

SENATE CONCURRENT RESOLUTION NO. 69—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To declare and designate May 4, 2006 as Together Rx Access Awareness Day.

Respectfully submitted,
CHARLES D. JONES
Chairman

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

Leaves of Absence

The following leaves of absence were asked for and granted:

Bajoie 1 Day

Adjournment

Senator Smith moved that the Senate adjourn until Tuesday, May 9, 2006, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Tuesday, May 9, 2006.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk