

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

**THIRTY-FIFTH DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Thursday, May 29, 2008

The Senate was called to order at 9:25 o'clock A.M., by Hon. Sharon Weston Broome, President Pro Tempore of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

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

PRESENT

Alario	Erdey	Martiny
Broome	Gautreaux B	McPherson
Cassidy	Gautreaux N	Morrish
Cheek	Gray	Mount
Cravins	Jackson	Murray
Donahue	Kostelka	Quinn
Dorsey	LaFleur	Riser
Duplessis	Long	Shepherd
Dupre	Marionneau	Walsworth
Total - 27		

ABSENT

Mr. President	Hebert	Shaw
Adley	Heitmeier	Smith
Amedee	Michot	Thompson
Crowe	Nevers	
Total - 11		

The President Pro Tempore of the Senate announced there were 27 Senators present and a quorum.

**Prayer**

The prayer was offered by Father M. Jeffery Bayhi, 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 Long, the reading of the Journal was dispensed with and the Journal of May 28, 2008, was adopted.

**Privilege Report of the  
Legislative Bureau**

May 29, 2008

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. We advise and suggest the following amendments to the engrossed bills.

**HOUSE BILL NO. 38—**  
BY REPRESENTATIVE HARRISON  
AN ACT

To amend and reenact R.S. 47:1923(D), relative to tax assessors; to provide for the payment of certain insurance premiums for certain retired assessors and assessors' employees; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 86—**  
BY REPRESENTATIVE FANNIN  
AN ACT

To enact R.S. 39:551.10, relative to Jackson Parish; to create the Jackson Parish Industrial District; to provide relative to the boundaries, governance, and powers and duties of the district; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 87—**  
BY REPRESENTATIVE AUSTIN BADON  
AN ACT

To enact R.S. 33:9080, relative to Orleans Parish; to create the Lake Bullard Neighborhood Improvement District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 88—**  
BY REPRESENTATIVE AUSTIN BADON  
AN ACT

To enact R.S. 33:9080, relative to Orleans Parish; to create the McKendall Estates Neighborhood Improvement District within the parish; to provide relative to the governance, purpose, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 104—**  
BY REPRESENTATIVE DOERGE  
AN ACT

To enact R.S. 47:322.47 and 332.53, relative to the disposition of certain sales tax collections on hotel occupancy in Webster Parish; to provide for deposit of proceeds from such taxes into the Webster Parish Convention and Visitors Bureau Fund; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 174—**  
BY REPRESENTATIVES ROY AND ARMES  
AN ACT

To amend and reenact R.S. 47:490.18(C), (D), and (E) and to enact R.S. 47:490.18(F), relative to military honor license plates; to provide for the change in design of the "Purple Heart" medal on the military honor license plates for "Purple Heart" recipients; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 200—**  
BY REPRESENTATIVE HAZEL  
AN ACT

To enact R.S. 17:226(A)(2)(e), relative to exemptions from compulsory school attendance; to provide that certain children shall be temporarily excused from school under specified circumstances; to provide conditions and limitations; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 212—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 33:2866.1(B) and to enact R.S. 33:4712.12, relative to the sale of property by parishes and municipalities; to provide with respect to a real estate broker's commission or fee; to remove provisions authorizing certain parishes to negotiate such commission or fee; to provide relative to the maximum amount of the commission or fee that is authorized to be paid; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 235—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 25:902(F), relative to meetings conducted by the Louisiana National Register Review Committee; to provide for a reduction in the number of mandatory meetings conducted annually; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 273—**  
BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 33:2496(A)(1) and 2556(1)(a), relative to municipal fire and police civil service; to provide relative to the termination of provisional appointments; to change the time limitation for the termination of any such appointment to a position in the competitive classes; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 299—**  
BY REPRESENTATIVE MORRELL  
AN ACT

To enact R.S. 33:2740.69, relative to Orleans Parish; to create the Gently Development District within the parish; to provide relative to the boundaries, purpose, and powers and duties of the district; to provide relative to district funding, including the authority to levy taxes; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 299 by Representative Morrell

AMENDMENT NO. 1  
On page 2, line 16, following "own" and before "property" insert "immovable"

AMENDMENT NO. 2  
On page 3, line 26, following "upon" and before "property" change "real" to "immovable"

AMENDMENT NO. 3  
On page 4, line 12, following "taxable" change "real" to "immovable"

AMENDMENT NO. 4  
On page 7, line 9, before "property" change "real" to "immovable"

**HOUSE BILL NO. 300—**  
BY REPRESENTATIVE DOWNS  
AN ACT

To amend and reenact R.S. 47:322.33(B), relative to the state sales and use tax; to provide relative to the disposition of the monies deposited into the Lincoln Parish Municipalities Fund; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 301—**  
BY REPRESENTATIVE SAM JONES  
AN ACT

To amend and reenact R.S. 38:291(Z)(2)(introductory paragraph), relative to the St. Mary Levee District board of commissioners; to delete the requirement for board members to own property within the district; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 352—**  
BY REPRESENTATIVE AUSTIN BADON  
AN ACT

To enact R.S. 33:9080, relative to Orleans Parish; to create the Tameron Subdivision Improvement District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 359—**  
BY REPRESENTATIVE LAFONTA  
AN ACT

To enact R.S. 17:170.3, relative to immunizations; to require certain school boards to provide information relative to human papillomavirus to certain students; to provide for rules and regulations; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 361—**  
BY REPRESENTATIVE PATRICIA SMITH  
AN ACT

To amend and reenact R.S. 17:416(B)(3)(d)(i), relative to student discipline; to provide relative to certain documentation required for certain expelled students to be admitted or readmitted to public school; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 387—**  
BY REPRESENTATIVES BILLIOT, GISCLAIR, LABRUZZO, LOPINTO,  
TALBOT, WILLMOTT, AND WOOTON  
AN ACT

To amend and reenact R.S. 33:2536.2, relative to fire and police civil service boards; to provide for the qualifications of members of the Jefferson Parish Fire Civil Service Board; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 514—**  
BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 49:1002(H), relative to the applicability provisions for drug testing; to allow certain people involved in construction, maintenance, or manufacturing at any refining or chemical manufacturing facility to reduce or modify the initial cut-off level for marijuana testing; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 594—**  
BY REPRESENTATIVE ROSALIND JONES  
AN ACT

To amend and reenact R.S. 48:1309(A) and (B) and to enact R.S. 48:1309(D), relative to Ouachita Parish; to provide relative to road lighting districts within the parish; to provide relative to the method of assessment of service charges or rates of service charges within such districts; to provide relative to the collection of such charges; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 595—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 40:1503(K)(2), relative to West Baton Rouge Parish; to provide relative to the West Baton Rouge Fire Protection District No. 1; to provide relative to the officers of Fire Subdistrict No. 2 of such district; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 597—**

BY REPRESENTATIVE MONTOUCET  
AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(1), relative to Acadia Parish; to increase the maximum rate of the hotel occupancy tax that the Acadia Parish Convention and Visitors Bureau is authorized to levy; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 600—**

BY REPRESENTATIVE SAM JONES  
AN ACT

To amend and reenact R.S. 34:328(A) and (B), relative to the Morgan City Harbor and Terminal District; to provide relative to procurement of materials and supplies by the Morgan City Harbor and Terminal District; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 616—**

BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 47:532.1(A)(7)(c) and (C) and to enact R.S. 47:532.1(D), relative to public license tag agents; to provide for the maximum amount of convenience fees authorized to be collected for certain transactions; to require public license tag agents to disclose information to the consumer that license tags shall be purchased at the office of motor vehicles without payment of the convenience fee; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 671—**

BY REPRESENTATIVE NOWLIN  
AN ACT

To enact R.S. 17:1964(D)(17), relative to the Louisiana School of Math, Science, and the Arts; to require the board of directors of the school to develop and adopt a policy for sabbatical leave for certain employees; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 721—**

BY REPRESENTATIVE SMILEY  
AN ACT

To enact R.S. 17:3951(B)(21), relative to the High School Redesign Commission; to add a member to the commission; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 738—**

BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact R.S. 23:162, relative to the employment of minors; to provide for the employment, under certain conditions, of minors twelve and thirteen years of age; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 738 by Representative Baldone

**AMENDMENT NO. 1**

On page 1, line 16, before "under" change "only work" to "work only"

**HOUSE BILL NO. 772—**

BY REPRESENTATIVE MICHAEL JACKSON  
AN ACT

To enact R.S. 33:9097.4, relative to East Baton Rouge Parish; to create the Melrose Place Crime Prevention District within the parish; to provide relative to the purpose, governance, powers, and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 773—**

BY REPRESENTATIVE MICHAEL JACKSON  
AN ACT

To enact R.S. 33:9097.4, relative to East Baton Rouge Parish; to create the Capital Heights Neighborhood Improvement District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 773 by Representative Michael Jackson

**AMENDMENT NO. 1**

On page 2, line 6, following "and" and before "property" change "real" to "immovable"

**HOUSE BILL NO. 805—**

BY REPRESENTATIVES HENRY BURNS, JANE SMITH, AND ST. GERMAIN  
AN ACT

To enact R.S. 47:463.136, relative to motor vehicle special prestige license plates; to provide for the creation of the St. Jude Children's Research Hospital special prestige license plate; to provide for the issuance of such plate; to provide relative to the fee for such plate; to provide for the use of such fee; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 809—**

BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 32:410(A)(3)(a)(ii) and 707(B) and to enact R.S. 47:501(C), relative to requirements for driver's licenses, motor vehicle registrations, and certificates of title; to provide for the definition of full legal name; to provide relative to application requirements for motor vehicle registrations and certificates of title; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 841—**

BY REPRESENTATIVES CHAMPAGNE AND BARRAS  
AN ACT

To enact R.S. 34:242.1, relative to the Port of Iberia District; to provide for ordinances adopted by the Port of Iberia District; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1069—**

BY REPRESENTATIVE WILLIAMS  
AN ACT

To enact R.S. 17:1970.24(E)(1)(o), relative to the New Orleans Center for the Creative Arts/Riverfront; to require its board of directors to develop a plan with respect to providing educational services to students in public school systems throughout the state; to require the board to report to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session of the Legislature; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1112—**

BY REPRESENTATIVES GARY SMITH, BILLIOT, DIXON, AND GISCLAIR  
AN ACT

To amend and reenact R.S. 38:100(introductory paragraph), 101, and 103(B), relative to the Westwego to Harvey Canal hurricane protection project; to provide for the extension of the West Bank and vicinity hurricane protection project; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1112 by Representative Gary Smith

AMENDMENT NO. 1

On page 3, line 5, following "Orleans" and before "Levee" delete "Parish"

AMENDMENT NO. 2

On page 3, line 6, following "Parish" and before ", and" delete "government"

**HOUSE BILL NO. 1115—**

BY REPRESENTATIVES ARMES, AUBERT, BILLIOT, HENRY BURNS, DIXON, FRANKLIN, HOWARD, NORTON, POPE, AND ST. GERMAIN  
AN ACT

To amend and reenact R.S. 38:2322(C), relative to the Sabine River Authority; to increase the per diem of the board of commissioners; to provide for the number of meeting days of the board; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1144—**

BY REPRESENTATIVE MONTOUCKET  
AN ACT

To amend and reenact R.S. 47:302.22(B), relative to the disposition of collections in the Acadia Parish Visitor Enterprise Fund; to provide for the use of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1151—**

BY REPRESENTATIVE GISCLAIR  
AN ACT

To amend and reenact R.S. 32:57(H), relative to penalties for exceeding speed limits in highway construction zones; to double the standard fine imposed for motorists who speed in highway construction zones where construction workers are present; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1216—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To enact R.S. 47:820.5.5, relative to state tolls; to require the interoperability of public toll facilities for toll collection and toll violation enforcement; to provide authorization for the secretary of the Department of Transportation and Development to set policies and procedures; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1293—**

BY REPRESENTATIVE ROY  
AN ACT

To amend and reenact R.S. 38:291(M)(2) and to enact R.S. 38:291(M)(3), relative to the board of commissioners for the Red River, Atchafalaya, and Bayou Beouf Levee District; to provide for the termination of the current board of commissioners for the district; to provide for the appointment of commissioners for the district; to provide for the officers of the board of commissioners and their terms of office; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1293 by Representative Roy

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on May 28, 2008, on line 4, change ""provides for term limits;"" to ""to provide for term limits;""

Respectfully submitted,  
ROB MARIONNEAUX  
Chairman

**Adoption of Legislative Bureau Report**

On motion of Senator Marionneaux, the Legislative Bureau amendments were adopted and the Bills and Joint Resolutions were read by title and passed to a third reading.

**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 28, 2008

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. 16—**

BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(D), (E), (F), and (G), relative to city court jurisdiction; to increase the civil jurisdictional amount in dispute for the City Court of Baker, the City Court of Baton Rouge, the First and Second City Courts of the city of New Orleans, and the City Court of Zachary; and to provide for related matters.

**HOUSE BILL NO. 462—**

BY REPRESENTATIVE WOOTON  
AN ACT

To enact R.S. 27:311.10, relative to the Video Draw Poker Devices Control Law; to provide for a reduction in processing fees for video draw poker licenses issued to qualified truck stop facilities under certain circumstances; to provide for restrictions; to authorize the promulgation of rules; and to provide for related matters.

**HOUSE BILL NO. 463—**

BY REPRESENTATIVES TRAHAN AND TUCKER  
AN ACT

To amend and reenact R.S. 17:10.5(C), relative to the Recovery School District; to provide relative to the retention period for certain schools transferred to the Recovery School District; to require the Recovery School District to report certain information to the State Board of Elementary and Secondary Education on the status of such schools; to provide for information to be included in the report, including recommendations of the Recovery School District; to provide timelines relative to such reporting and actions taken by the State Board of Elementary and Secondary Education on such recommendations; and to provide for related matters.

**HOUSE BILL NO. 558—**

BY REPRESENTATIVE DOWNS  
AN ACT

To amend and reenact R.S. 38:2212(A)(3)(a), (b), and (c), relative to public contracts; to require public entities which advertise bids for construction of public works to include an estimate of the budget in the advertisement; to provide relative to the procedures for bidding on such contracts including forms used for such purposes; and to provide for related matters.

**HOUSE BILL NO. 718—**

BY REPRESENTATIVE TRAHAN  
AN ACT

To amend and reenact R.S. 17:3997(B)(2)(c), relative to the leave of absence granted by a city, parish, or other local public school board to an employee who subsequently becomes employed in a charter school, including the maximum time period for which such leave can be authorized and time periods for the taking of certain actions by the employee relative to returning to the system granting the leave; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 844—**

BY REPRESENTATIVES TUCKER AND GALLOT  
AN ACT

To enact R.S. 24:53(J), 55(H), and 57(4) and R.S. 49:74(A)(7) and (H), 76(H), and 77(5), relative to lobbying; to provide relative to the regulation of lobbying; to provide relative to registration and reporting; to provide for the duties of the Board of Ethics relative thereto; and to provide for related matters.

**HOUSE BILL NO. 909—**

BY REPRESENTATIVE MORRELL  
AN ACT

To amend and reenact R.S. 17:10.7(C); to provide for the time period for which the Recovery School District shall retain jurisdiction over any school transferred to it; to provide relative to the return of a transferred school; to require certain reports; to provide relative to the powers and duties of the State Board of Elementary and Secondary Education; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 970—**

BY REPRESENTATIVE HONEY  
AN ACT

To enact R.S. 33:2589, relative to the municipal fire and police civil service; to provide relative to policemen and firemen employed by certain municipalities; to provide relative to the compensation for work on holidays of any such fireman and policeman; to provide limitations; and to provide for related matters.

**HOUSE BILL NO. 1152—**

BY REPRESENTATIVE RICHMOND  
AN ACT

To amend and reenact R.S. 16:51(A)(4), (8), (9), (14), (22), (32), and (41), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 1175—**

BY REPRESENTATIVE MONTOUCEZ  
AN ACT

To amend and reenact R.S. 42:1123(39)(a), relative to ethics; to provide relative to an exception to the ethics code for the immediate family member of a legislator registering as a lobbyist or lobbying; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 1305—**

BY REPRESENTATIVE DOWNS  
AN ACT

To amend and reenact R.S. 40:1472.2(6), (14), (19), (25), and (26), 1472.3(A), (B), (C), (D), and (E), 1472.5(B), (C), and (E), 1472.6(A), and 1472.7(A) and to enact R.S. 40:1472.2(28), relative to the issuance of explosive licenses; to increase fees for the issuance of explosives licenses; to create an additional class of explosives license; to provide for more stringent requirements for explosives licenses; and to provide for related matters.

**HOUSE BILL NO. 1371— (Substitute for House Bill No. 1321 by Representative Pearson)**

BY REPRESENTATIVE PEARSON  
AN ACT

To enact R.S. 9:1421, relative to successions; to authorize access to certain assets; to provide for definitions; to provide for the sale or transfer of securities under certain circumstances; to provide for payment to the surviving spouse pending the appointment of an executor or administrator; to provide for limitations; to provide a limitation of liability for brokers; to provide for the preservation of certain claims; to provide for applicability pending actions for divorce; and to provide for related matters.

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

**House Bills and Joint Resolutions**

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

**Mr. President in the Chair**

**HOUSE BILL NO. 16—**

BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(D), (E), (F), and (G), relative to city court jurisdiction; to increase the civil jurisdictional amount in dispute for the City Court of Baker, the City Court of Baton Rouge, the First and Second City Courts of the city of New Orleans, and the City Court of Zachary; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Judiciary A.

**HOUSE BILL NO. 462—**

BY REPRESENTATIVE WOOTON  
AN ACT

To enact R.S. 27:311.10, relative to the Video Draw Poker Devices Control Law; to provide for a reduction in processing fees for video draw poker licenses issued to qualified truck stop facilities under certain circumstances; to provide for restrictions; to

authorize the promulgation of rules; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Judiciary B.

**HOUSE BILL NO. 463—**  
BY REPRESENTATIVES TRAHAN AND TUCKER  
AN ACT

To amend and reenact R.S. 17:10.5(C), relative to the Recovery School District; to provide relative to the retention period for certain schools transferred to the Recovery School District; to require the Recovery School District to report certain information to the State Board of Elementary and Secondary Education on the status of such schools; to provide for information to be included in the report, including recommendations of the Recovery School District; to provide timelines relative to such reporting and actions taken by the State Board of Elementary and Secondary Education on such recommendations; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Education.

**HOUSE BILL NO. 558—**  
BY REPRESENTATIVE DOWNS  
AN ACT

To amend and reenact R.S. 38:2212(A)(3)(a), (b), and (c), relative to public contracts; to require public entities which advertise bids for construction of public works to include an estimate of the budget in the advertisement; to provide relative to the procedures for bidding on such contracts including forms used for such purposes; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Transportation, Highways and Public Works.

**HOUSE BILL NO. 718—**  
BY REPRESENTATIVE TRAHAN  
AN ACT

To amend and reenact R.S. 17:3997(B)(2)(c), relative to the leave of absence granted by a city, parish, or other local public school board to an employee who subsequently becomes employed in a charter school, including the maximum time period for which such leave can be authorized and time periods for the taking of certain actions by the employee relative to returning to the system granting the leave; to provide an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Education.

**HOUSE BILL NO. 844—**  
BY REPRESENTATIVES TUCKER AND GALLOT  
AN ACT

To enact R.S. 24:53(J), 55(H), and 57(4) and R.S. 49:74(A)(7) and (H), 76(H), and 77(5), relative to lobbying; to provide relative to the regulation of lobbying; to provide relative to registration and reporting; to provide for the duties of the Board of Ethics relative thereto; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 909—**  
BY REPRESENTATIVE MORRELL  
AN ACT

To amend and reenact R.S. 17:10.7(C); to provide for the time period for which the Recovery School District shall retain jurisdiction over any school transferred to it; to provide relative to the return of a transferred school; to require certain reports; to provide relative to the powers and duties of the State Board of Elementary and Secondary Education; to provide an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Education.

**HOUSE BILL NO. 970—**  
BY REPRESENTATIVE HONEY  
AN ACT

To enact R.S. 33:2589, relative to the municipal fire and police civil service; to provide relative to policemen and firemen employed by certain municipalities; to provide relative to the compensation for work on holidays of any such fireman and policeman; to provide limitations; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

**HOUSE BILL NO. 1152—**  
BY REPRESENTATIVE RICHMOND  
AN ACT

To amend and reenact R.S. 16:51(A)(4), (8), (9), (14), (22), (32), and (41), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; to provide for an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Judiciary B.

**HOUSE BILL NO. 1175—**  
BY REPRESENTATIVE MONTOUCET  
AN ACT

To amend and reenact R.S. 42:1123(39)(a), relative to ethics; to provide relative to an exception to the ethics code for the immediate family member of a legislator registering as a lobbyist or lobbying; to provide for effectiveness; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 1305—**  
BY REPRESENTATIVE DOWNS  
AN ACT

To amend and reenact R.S. 40:1472.2(6), (14), (19), (25), and (26), 1472.3(A), (B), (C), (D), and (E), 1472.5(B), (C), and (E), 1472.6(A), and 1472.7(A) and to enact R.S. 40:1472.2(28), relative to the issuance of explosive licenses; to increase fees for the issuance of explosives licenses; to create an additional class of explosives license; to provide for more stringent requirements for explosives licenses; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

**HOUSE BILL NO. 1371— (Substitute for House Bill No. 1321 by Representative Pearson)**  
BY REPRESENTATIVE PEARSON  
AN ACT

To enact R.S. 9:1421, relative to successions; to authorize access to certain assets; to provide for definitions; to provide for the sale or transfer of securities under certain circumstances; to provide for payment to the surviving spouse pending the appointment of an executor or administrator; to provide for limitations; to provide a limitation of liability for brokers; to provide for the preservation of certain claims; to provide for applicability pending actions for divorce; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Judiciary A.

Senator Broome in the Chair

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON  
NATURAL RESOURCES**

Senator Reggie P. Dupre, Jr., Chairman on behalf of the Committee on Natural Resources, submitted the following report:

May 28, 2008

To the President and Members of the Senate:

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

**SENATE CONCURRENT RESOLUTION NO. 84—  
BY SENATOR CROWE**

**A CONCURRENT RESOLUTION**

To urge and request the Senate Committee on Revenue and Fiscal Affairs and the House Committee on Ways and Means to meet and to function as a joint committee to study increasing the severance tax base for parishes currently capped under the state disbursement structure of oil and gas severance taxes, and further to study increasing the percentage of tax collections from one-fifth to one-third of severance tax on oil and gas allocated to the local governing authority of the parish in which severance production occurs.

Reported favorably.

**HOUSE BILL NO. 266—**

BY REPRESENTATIVES MILLS, BOBBY BADON, BARRAS, CHAMPAGNE, GEYMAN, GISCLAIR, MICKEY GUILLORY, HARDY, HARRISON, SAM JONES, LEBAS, MONTUCET, PERRY, RICHARD, ROBIDEAUX, ST. GERMAIN, TRAHAN, AND WOOTON AND SENATORS HEBERT AND LAFLEUR  
AN ACT

To enact R.S. 56:578.14, relative to crawfish and shrimp; to provide for notice of foreign or domestic crawfish or shrimp in certain situations; to provide for penalties; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 699—**

BY REPRESENTATIVE ST. GERMAIN AND SENATOR DUPRE  
AN ACT

To enact Subpart B-2 of Part II of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:69.21 through 69.31, relative to the Wildlife Violator Compact; to provide for findings; to provide for definitions; to provide issuing citations to a resident of a participating state; to provide for home state procedures; to provide for a compact administrator; to provide for entering, amending, and withdrawal of compact; to provide for severability; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 798—**

BY REPRESENTATIVES HUTTER AND BALDONE  
AN ACT

To repeal Louisiana Administrative Code 76.V.501(B)(1) and (3)(b), relative to oyster leases and to provide for a process for lifting of the moratorium on new oyster leases.

Reported with amendments.

**HOUSE BILL NO. 1328—**

BY REPRESENTATIVES MILLS, BOBBY BADON, GISCLAIR, AND HARRISON

**AN ACT**

To amend and reenact R.S. 30:83(F)(6), 84(A)(1) and (2), and 86(A) and to enact R.S. 30:83(I), relative to the Oilfield Site Restoration Law; to provide for the duties and powers of the Oilfield Site Restoration Commission and the secretary of the Department of Natural Resources; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
REGGIE P. DUPRE, JR.  
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. 16—**

BY SENATOR CRAVINS

**AN ACT**

To amend and reenact R.S. 32:862(B)(1) and to enact R.S. 32:898(C) and 899(C), relative to motor vehicle liability policies; to provide with respect to proof of compliance; to provide for proof of coverage which reflects effective dates for which payment of coverage has been received; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 16 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert the following: "R.S. 22:25.1 (B) and (C)."

AMENDMENT NO. 2

On page 1, line 3, after "policies;" insert the following: "to provide with respect to a database to determine compliance with the Motor Vehicle Safety Responsibility Law; to provide for the duration of maintaining the database;"

AMENDMENT NO. 3

On page 1, line 3, after "compliance" delete the rest of the line and delete lines 4 and 5 in their entirety and insert in lieu thereof "to be sent to the commissioner of insurance; and to provide for related matters."

AMENDMENT NO. 4

On page 1, line between line 6 and 7, insert the following:  
"Section 1. R.S. 22:25.1(B) and (C) are hereby amended and reenacted to read as follows:

§25.1. Database development; authorization; request for proposals  
\* \* \*

B. The request for proposal shall require participants to perform the following:

(1) Create and maintain a database, ~~at no cost to the state~~ of motor vehicles registered in this state which are covered by that security required to operate a motor vehicle in this state as provided in the Motor Vehicle Safety Responsibility Law.

(2) Provide real-time access to state and local law enforcement officials responsible for enforcing the traffic laws of this state which shall be available twenty-four hours a day, seven days a week.

C. The database may be initially implemented by the commissioner of the Department of Insurance as a ~~two-year pilot six month~~ program to be developed and implemented statewide upon expiration of the ~~two-year six month~~ period.

AMENDMENT NO. 5

On page 1, line 7, change "Section 1." to "Section 2."

AMENDMENT NO. 6

On page 1, delete lines 11 through 17 in their entirety and in lieu thereof insert the following:

"B.(1) The commissioner shall adopt rules to implement the provisions of this Section. The rules shall provide that documentation of insurance or other security shall be required for proof of compliance and that such proof of compliance be submitted to the commissioner of insurance for inclusion in the motor vehicle security database created pursuant to Part I-B of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950. The rules shall require that the original or a copy of one of the following documents be produced as documentation of insurance: an insurance card; an insurance policy; or the declarations page of the insurance policy showing coverages."

AMENDMENT NO. 7

On page 2, line 4, after "Section." delete the remainder of the line and delete lines 5 through 7 in their entirety.

AMENDMENT NO. 8

On page 2, delete lines 11 through 15 in their entirety and in lieu thereof insert the following:

"C. Proof of compliance with the financial security requirements of this Part shall be submitted to the commissioner of insurance for inclusion in the motor vehicle security database created pursuant to Part I-B of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950."

AMENDMENT NO. 9

On page 2, delete lines 18 through 23 in their entirety and in lieu thereof insert the following:

"C. Proof of compliance with the financial security requirements of this Part by a non-resident owner of a motor vehicle shall be submitted to the commissioner for inclusion in the motor vehicle security database created pursuant to Part I-B of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950."

AMENDMENT NO. 10

On page 2, line 24, change "Section 2." to "Section 3."

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

SENATE BILL NO. 433—

BY SENATOR MARIONNEAUX  
AN ACT

To amend and reenact R.S. 9:3573.2(B)(5), relative to the Louisiana consumer credit law; to provide an exception to licensing requirements for certain attorneys; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 433 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, delete lines 2 and 3, and insert the following:  
"To amend and reenact R.S. 9:3573.1, 3573.2(A), 3573.3(1), (7), (8),(9) and (10), 3573.4, 3573.6(A)(2), 3573.10(C), 3573.11(B) and (C), 3573.13(B) and (C), and 3573.16, and to repeal R.S. 9:3573.9 and 3573.17, relative to the Louisiana consumer credit

law; to provide an exception to licensing requirements for certain attorneys; to provide certain terms, procedures, conditions, requirements, definitions, and exemptions; to provide for damages; to provide for orders, injunctions, publication, and availability of records to the general public; to provide for penalties; to provide for notification or service; and to"

AMENDMENT NO. 2

On page 1, delete line 6, and insert the following:

"Section 1. R.S. 9:3573.1, 3573.2(A), 3573.3(1), (7), (8), (9) and (10), 3573.4, 3573.6(A)(2), 3573.10(C), 3573.11(B) and (C), 3573.13(B) and (C), and 3573.16 are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 7 through 17, and insert the following:  
"§3573.1. Short title; purpose license; renewal; application; change of location; change of name; fees

A. This Part shall be known and may be cited as the "Credit Repair Services Organizations Act."

B. The Legislature of Louisiana recognizes the right of the citizens of the state to utilize the services of qualified credit repair organizations for advice and assistance in improving their credit matters. The Legislature of Louisiana does hereby declare that it is in the best interest of the citizens of the state to protect consumers in their efforts to improve their credit record, history, and rating. The purpose of this Part is to promote the safety and welfare of the people of this state by providing for regulatory oversight a statutory structure in an area in which unqualified or unscrupulous individuals may injure or mislead the public.

~~C. No person shall conduct business as a credit repair services organization without first having obtained a license from the commissioner and paying a five hundred dollar application fee.~~

~~D.(1) No license shall be issued unless the commissioner, upon investigation, finds that the financial responsibility, character, and fitness of the applicant, its owners, its partners if the applicant is a partnership, its members if the applicant is a limited liability company, and its officers and directors if the applicant is a corporation, are such as to warrant a belief that the business will be conducted honestly and fairly within the purposes of this Part. The commissioner may grant restricted or conditional licenses.~~

~~(2)(a) Upon written request, an applicant may seek a hearing on the question of his qualification for a license if either:~~

~~(i) The commissioner has notified the applicant in writing that his application has been denied;~~

~~(ii) The commissioner has not issued a license within sixty days of the date a complete application was filed;~~

~~(b) A request for a hearing may not be made more than thirty days after the applicant has received the written notice notifying him that the application was denied and stating the commissioner's findings in support of the denial of the application.~~

~~E. Every application for a license shall contain such information as the commissioner may require to determine if the applicant qualifies for a license.~~

~~F. Annually by November first each credit repair services organization shall file a renewal application and pay a renewal fee of four hundred dollars. An annual renewal application received by the commissioner postmarked after December first shall be accompanied by a late filing fee of two hundred dollars, in addition to the annual renewal fee.~~

~~G. If the annual renewal application and renewal fee is not received postmarked by December thirty-first, the license shall lapse without a hearing or notification, and the license shall not be reinstated; however, the person whose license has lapsed may apply for a new license. No new license shall be issued upon the filing of a new application by any person against whom any penalty or fee has been imposed unless and until such penalty or fee previously accrued under this Section has been paid.~~

~~H. A license cannot be sold or transferred by any means.~~

~~I. A credit repair services organization shall not change location or change its name without prior written approval of the commissioner. A fee of one hundred dollars is required to change a~~

location or name. In addition to the one hundred dollar fee, a penalty of two hundred dollars shall be paid if prior written approval is not obtained.

J.(1) Any person whose application, or renewal application, for licensure under this Part, has been denied for any reason, may not reapply for a license under this Part until after at least three years from the date of the order of denial, unless the commissioner, in his sole discretion, prescribes an earlier or later date.

(2) For purposes of this Subsection, the term "order" shall mean the first to occur of either:

(a) The date of the issuance of the commissioner's notification of denial of the person's application; or

(b) Sixty days after the filing of that application.

(3) For purposes of this Subsection, the term "person" shall mean the applicant, its owners, and its members if the applicant is a limited liability company, its partners if the applicant is a partnership, its officers and directors if the applicant is a corporation, and any other person determined by the commissioner, in his sole discretion, to be closely related to the person.

K.(1) No person shall acquire or control a credit repair service organization license through the acquisition or control of more than fifty percent of the ownership interest in a licensee without first having obtained written approval from the commissioner, pursuant to an application for a change of control in ownership of the licensee, filed in the manner and on a form prescribed by the commissioner and accompanied by a fee of three hundred dollars. Any person who acquires controlling interest in a licensee without first having filed an application for change of control with the commissioner shall be deemed to be operating without proper authority and subject to the penalties of this Part.

(2) For the purposes of this Section, a person acquires or controls the licensee when at least one of the following conditions exists:

(a) The person, directly or acting through one or more other persons, owns, controls, or has the power to vote more than fifty percent of any class of stock of the corporation;

(b) The person controls, in any manner, the election of a majority of the directors of the corporation;

(c) The commissioner determines, after notice and an opportunity for hearing, that the person directly or indirectly exercises a controlling influence over the management or the policies of the licensee;

(3) When the licensee is a limited liability company or a limited liability partnership, the licensee is acquired or controlled if one of the following occurs:

(a) There is a change of managers or general partners;

(b) An existing manager or general partner acquires or controls the licensee as provided in Paragraph (2) of this Subsection;

(c) The commissioner determines that there has been a significant change in the membership or partnership interests, including but not limited to a change in ownership or control, directly or indirectly affecting twenty-five percent or more of the total interest of the licensee;

(4) A corporation that is a licensee shall notify the commissioner within sixty days of a stockholder becoming a principal stockholder, which is defined for purposes of this Section as owning ten percent or greater of the outstanding stock of the corporation.

§3573.2. Definitions; exemptions

A. As used in this Part, the following terms shall have the following meanings:

\* \* \*

(2) "Commissioner" means the commissioner of the office of financial institutions;

(3) (2) "Consumer reporting agency" shall have the meaning assigned by Section 603(f), Fair Credit Reporting Act (15 U.S.C. Section 1681 et seq.).

(4) (3) "Credit repair services organization" means a person who, with respect to a buyer, in return for the payment of money or other valuable consideration, directly or indirectly, provides or represents that he can or will, directly or indirectly, provide any of the following services:

(a) Improving a buyer's credit record, history, or rating.

(b) Advice or assistance to a buyer with regard to improving a buyer's credit record, history, or rating, including the sale of a self-help instructional guide.

(5) (4) "Person" means an individual, corporation, partnership, trust, association, joint venture pool, syndicate, sole proprietorship, unincorporated organization, or any other form of entity not specifically listed herein.

\* \* \*

§3573.3. Prohibited conduct

A credit repair services organization or a salesperson, agent, or representative of a credit repair services organization, who sells or attempts to sell the services of a credit repair services organization shall not:

(1) Charge a buyer or receive from a buyer money or other valuable consideration unless the credit repair services organization has obtained, in accordance with R.S. 9:3573.4, a surety bond issued by a surety company authorized to do business in this state or has established and maintains a trust account at a federally insured bank or savings association located in this state in which the amount required by R.S. 9:3573.4(E) is held in trust as required by R.S. 9:3573.4.

\* \* \*

(7) Directly or indirectly, as determined by the commissioner, through any affiliate, subsidiary, related person, or otherwise, charge or receive any money or other consideration or thing of value for the performance of any service which the credit repair services organization has agreed to perform, or represented that it will perform, for any buyer before the full performance of any such service is fully performed or services for which the charges are made or related payments are received. Such charges and receipt of money following the full performance for same shall, for purposes of this Part, be deemed in compliance with 15 U.S.C. 1679b(b).

(8) As determined by the commissioner, structure a transaction with a buyer in such a manner as to attempt to circumvent the provisions of this Part.

(9) Divide a transaction into multiple transactions, as determined by the commissioner, such as by attempting to sell or selling any publication, including but not limited to any book, pamphlet, or electronic or computer guide, related in any way to improving a buyer's credit record, history, or rating, to a buyer and, directly or indirectly, through any affiliate, subsidiary, related person, or otherwise, providing services to the buyer to assist him in utilizing or implementing the information or directions contained therein, unless all charges and fees related to such sale and service combined do not exceed the bona fide costs for publishing the copy of such publication.

(10) As determined by the commissioner, violate any provision of the federal Credit Repair Organizations Act, 15 U.S.C. 1679 et seq., as amended. Any violation of such Act shall constitute a violation of state law.

§3573.4. Bond; trust account

A. All credit repair services organizations required to be licensed by the commissioner shall obtain a surety bond issued by a company licensed to do business in Louisiana or establish a trust account as provided in this Section.

B. The bond shall be filed with the Office of Financial Institutions attorney general of Louisiana. If a trust account is established, a notarized or otherwise official notification of the deposit by the depository institution shall be filed with the Office of Financial Institutions. Such notification shall include, at a minimum, the name of the financial institution, name of the credit repair services organization, account number, and verification that the account is established in accordance with the terms set forth in this Section.

C. The bond or trust account required must be in favor of the state of Louisiana for the benefit of any person who is damaged by any violation of this Part.

D. Any persons claiming against the bond or trust account for a violation of this Part may maintain an action at law against the credit repair services organization and against the surety or trustee. The surety or trustee shall be liable only for damages awarded under R.S. 9:3573.10 and not the punitive damages permitted under that Section. The aggregate liability of the surety or trustee to all persons damaged

by a credit repair services organization's violation of this Part shall not exceed the amount of the bond or trust account.

E. The bond ~~or the trust account~~ shall be in the amount of one hundred thousand dollars.

~~F. A depository holding money in a trust account under this Part may not convey money in the account to the credit repair services organization that established the account or a representative of the credit repair services organization unless the credit repair services organization or representative presents a statement issued by the office of financial institutions indicating that R.S. 9:3573.5(E) has been satisfied in relation to the account. The office of financial institutions may conduct investigations and require submission of information as necessary to enforce this Subsection.~~

~~G. F.~~ The credit repair services organization shall notify the ~~commissioner~~ attorney general in writing within thirty days after it has ceased to do business in this state. The surety bond ~~or trust account~~ shall be maintained for two years after the date that the credit services organization ceases operations or the date that it has filed notice with the ~~Office of Financial Institutions~~ attorney general of Louisiana, whichever is later.

\* \* \*

§3573.6. Disclosure statement

A.

\* \* \*  
\* \* \*

(2) A statement explaining the buyer's right to proceed against the bond ~~or trust account~~ required by R.S. 9:3573.4.

\* \* \*

§3573.10. Action for damages

\* \* \*

C. A person who is entitled to recover damages, costs, or attorney fees from a credit repair services organization may petition the ~~Office of Financial Institutions~~ attorney general of Louisiana for relief under any surety bond established pursuant to R.S. 9:3573.4.

§3573.11. Orders, injunctions, and publication; availability of records to the general public

\* \* \*

B. The ~~commissioner~~ attorney general may, in his discretion, conduct such investigations as he deems necessary to ascertain possible violations of this Part or any rule, regulation, or order promulgated or issued pursuant to this Chapter. Any person who is engaged in or is engaging in or is about to engage in any act or practice which is prohibited by this Part or any rule, regulation, or order promulgated or issued pursuant to this Chapter, or any person who has failed to act or is failing to act or is about to fail to act under any affirmative duty imposed by this Part or any rule, regulation, or order promulgated or issued pursuant to this Chapter, shall be subject to appropriate action by the ~~commissioner~~ attorney general. Such action shall include but shall not be limited to the issuance of orders to cease and desist or to assess civil money penalties, entering into compliance agreements, seeking injunctive relief from a court of competent jurisdiction, or any combination thereof.

C. The ~~commissioner~~ attorney general shall make available for inspection by the general public, electronically or otherwise, any and all orders or decisions arising from any violation of this Part, with respect to the following exclusively enumerated actions:

- (1) Cease and desist orders.
- (2) Denial of an application for licensure, notification, or exemption.
- (3) Revocation or suspension of a license, notification, or exemption.
- (4) ~~(2)~~ Assessment of civil money penalties or fines.
- (5) ~~(3)~~ Obtaining injunctive relief.
- (6) ~~Unlicensed activities.~~

\* \* \*

§3573.13. Criminal penalty

\* \* \*

B. The ~~commissioner~~ attorney general through an administrative action, or the district attorney of any judicial district may maintain an action to enjoin violations of this Part.

C. Costs and reasonable attorney fees shall be awarded to the ~~commissioner~~ attorney general or a district attorney in all injunctive actions where the commissioner or district attorney successfully enforces this Part.

\* \* \*

§3573.16. Civil money penalties

A person who violates a provision of this Part may be fined up to one thousand dollars for each violation. The ~~commissioner~~ attorney general may maintain a civil action in a court of competent jurisdiction to recover such fines, together with his costs and attorney fees incident to such action.

Section 2. R.S. 9:3573.9 and 3573.17 are hereby repealed."

AMENDMENT NO. 4

On page 2, delete lines 1 through 3

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

SENATE BILL NO. 566—

BY SENATOR CROWE

AN ACT

To enact Chapter 34 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1311 through 1316, relative to the Louisiana Wetlands Conservation and Hurricane Protection Tourist Center; to provide for legislative intent; to provide for creation, domicile, and membership; to provide for powers and duties; to provide for donations and grants; to provide for operating funds; to provide for rules; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 566 by Senator Crowe

AMENDMENT NO. 1

On page 4, line 2, and on page 3, line 12, change "secretary of the state" to "secretary of state"

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

SENATE BILL NO. 642—

BY SENATOR MARTINY

AN ACT

To enact R.S. 15:574.9(G)(2)(e) and Code of Criminal Procedure Article 900(A)(6)(b)(vi), relative to probation and parole revocation; to amend the definition of a technical violation; to provide that testing positive for the presence of a controlled dangerous substance shall not be included in the definition of a technical violation; and to provide for related matters.

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

SENATE BILL NO. 652—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 40:1299.41(E)(1), 1299.42(A)(3), (B)(2) and (3)(a), 1299.43(C), 1299.44(A)(4) and (C)(5)(e), 1299.45(A)(1), 1299.47(A)(1)(e), (A)(3)through(5), and (M), and to enact R.S. 40:1299.41(A)(22) and (23), 1299.44(D)(2)(b)(xiv)and(xv), and (E) and 1299.47(A)(6), relative to medical malpractice; to add the definition of claims-made coverage; to allow the board to intervene in lawsuits under certain circumstances; to prevent a stipulation exceeding one hundred thousand dollars from being binding on the patient's compensation fund and providing a right for the patient's compensation fund to appeal the stipulated

amount; to provide for the board to receive a copy of the complaint filed in court by a person having a claim subject to the Medical Malpractice Act and notice of the trial date; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 652 by Senator Michot

##### AMENDMENT NO. 1

On page 1, line 2, delete ", 1299.43(C)"

##### AMENDMENT NO. 2

On page 1, delete lines 3 through 10 and insert "1299.44(A)(4) and 1299.47(A)(1)(e), and to enact R.S. 40:1299.41(A)(22) and 1299.44(D)(2)(b)(xiv) and (xv) and (E), relative to medical malpractice; to provide certain definitions; to provide certain terms, conditions, and procedures; to allow the Patient's Compensation Fund Oversight Board to intervene in lawsuits under certain circumstances; to provide for the admissibility of certain documents relative to stipulations exceeding one hundred thousand dollars; to provide for the board to receive a copy of the complaint filed in court by"

##### AMENDMENT NO. 3

On page 1, line 14, delete ", 1299.43(C)"

##### AMENDMENT NO. 4

On page 1, delete lines 15 through 17 and insert "1299.44(A)(4) and 1299.47(A)(1)(e) are hereby amended and reenacted and R.S. 40:1299.41(A)(22) and 1299.44(D)(2)(b)(xiv) and (xv) and (E) are hereby enacted to read as"

##### AMENDMENT NO. 5

On page 2, delete lines 5 through line 18 and on line 19, change "(23)" to "(22)"

##### AMENDMENT NO. 6

On page 3, at the end of line 24, after "**Part**" insert "**may be assessed by the court**"

##### AMENDMENT NO. 7

On page 3, line 25, change "**up to**" to "**until**"

##### AMENDMENT NO. 8

On page 4, delete lines 6 through 20

##### AMENDMENT NO. 9

On page 5, delete lines 1 through 9

##### AMENDMENT NO. 10

On Page 6, delete lines 7 through 14 and insert

**"E. In any instance in which a complaint for bodily injuries to or death of a patient on account of malpractice has been filed in court and the parties enter into a stipulation prior to trial as to the amount of past medical expenses and related benefits and the amount exceeds one hundred thousand dollars, the parties shall also stipulate to the admissibility of the documents supporting the stipulated amount and shall introduce these documents into evidence at the trial for which the stipulation was entered into."**

##### AMENDMENT NO. 11

On page 6, delete lines 15 through 21

##### AMENDMENT NO. 12

On page 7, delete lines 3 through 29

##### AMENDMENT NO. 13

On page 8, delete lines 1 through 16

##### AMENDMENT NO. 14

On Page 8, delete lines 25 through 29

##### AMENDMENT NO. 15

On Page 9, delete lines 1 through 12

##### AMENDMENT NO. 16

On Page 9, line 13, change "Section 7." to "Section 3."

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

#### **SENATE BILL NO. 790—**

BY SENATOR CROWE

#### AN ACT

To enact Part 1-A of Chapter 20 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2010 through 2021, relative to the Louisiana Initiative for Small Entrepreneurships (Hudson Initiative); to provide for small entrepreneurship procurements; to provide for goals and objectives; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 790 by Senator Crowe

##### AMENDMENT NO. 1

On page 1, line 2 after "To" delete the rest of the line and insert the following: "amend and reenact R.S. 39:2002(7), 2004, the introductory paragraph of 2006(A), 2006(A)(4), 2007(A), (B), (C), (D) and (E), 2008(A), (B), the introductory paragraph of (C), and (C)(1), and to enact R.S. 39:2008(D)"

##### AMENDMENT NO. 2

On page 1, line 3, delete "comprised of R.S. 39:2010 through 2021"

##### AMENDMENT NO. 3

On page 1, line 8, after "Section 1." delete the rest of the line and delete lines 9 through 17 and insert the following: "R.S. 39:2002(7), 2004, the introductory paragraph of 2006(A), 2006(A)(4), 2007(A), (B), (C), (D), and (E), 2008(A), (B), the introductory paragraph of (C) and (C)(1) are hereby amended and reenacted and R.S. 39:2008(D) is hereby enacted to read as follows:

"§2002. Definitions

\* \* \*

(7) "Procurement" means the buying, purchasing, renting, leasing, or otherwise obtaining any materials, supplies, services, or major repairs. **Particularly, but not limited to, procurement and state contracts shall include Information Technology (I.T.) contracts.** It also includes all functions that pertain to the obtaining of any public procurement, including description of requirements, selection and solicitation of sources, preparation and award of contract, and all phases of contract administration.

\* \* \*

§2004. State goals for procurements and public contracts

(A) The **Small Business Entrepreneurship Commission, created pursuant to R.S. 51:943, with the advice and concurrence of the commissioner of administration shall establish annual goals for small entrepreneurship participation in state procurements and public contracts. The commissioner Small Business Entrepreneurship Commission shall determine the appropriate level and number of goals for each year. The formulation of each goal shall be based on historical procurement and public contracting data and any other factors which the commissioner deems useful. As part of development of goals, the commissioner Small Business Entrepreneurship Commission may consider the capacity of small entrepreneurships available to participate in meeting goals, which may be determined based on past experience, available small entrepreneurship certifications, and recognized industry composition. The commissioner shall provide guidance to agencies with respect to estimation of dollar values for anticipated procurement and contract**

activity to be used in the development of a goal. Agencies shall report any data required by the commissioner or the Small Business Entrepreneurship Commission in this regard in accordance with a schedule established by the commissioner Small Business Entrepreneurship Commission.

**(B) No later than the fiscal year beginning in 2009, the Small Business Entrepreneurship Commission shall establish a minimum goal of not less than three percent of total procurement for each agency.**

\* \* \*  
§2006. Certification of businesses by Department of Economic Development; listing of small entrepreneurs; reporting

A. The secretary of the Department of Economic Development, hereinafter the "department," shall certify businesses as small entrepreneurs for the purposes of this Chapter. "Small entrepreneurship" means any corporation, partnership, individual, sole proprietorship, joint stock company, joint venture, or any other legal entity which meets all of the following criteria:

\* \* \*  
(4) Together with any of its affiliate entities, has fewer than fifty seventy-six full-time employees and whichever of the following is greater:

**(a) Qualifying businesses** with average annual gross receipts not exceeding five twenty million dollars per year for construction operations and three ten million dollars per year for non-construction operations, for each of the previous three tax years.

**(b) Such businesses which did not exceed thirty percent of the median level of annual gross receipts generated by Louisiana-based entrepreneurs who had contracts with the state of Louisiana in each of the previous three tax years.**

\* \* \*  
§2007. Responsibilities of the commissioner of administration; training; reporting

A. **The commissioner shall designate a Commissioner's Hudson Initiative Coordinator.** The **Commissioner's Hudson Initiative Coordinator, under the direction of the commissioner,** shall establish policies and procedures necessary for implementing the Louisiana Initiative for Small Entrepreneurships and increasing the use of small entrepreneurs in state procurements and public contracts. This shall include measures to ensure agency adoption and compliance with the requirements of this Chapter.

B. The **commissioner Hudson Initiative Coordinator** shall develop standard contract clauses to be used by agencies in requests for proposals, advertisements, and solicitations for bids as are necessary to carry out the purposes of this Chapter.

C. The **commissioner Commissioner's Hudson Initiative Coordinator** shall provide periodic training for relevant state employees to acquaint them with the requirements of the initiative and administrative law related thereto. Each agency shall ensure that at least one employee from that agency attends such training, in accordance with the training schedule to be established by the **commissioner Commissioner's Hudson Initiative Coordinator**. The **commissioner Commissioner's Hudson Initiative Coordinator** shall include information with respect to actual agency staff participation in such training as part of his annual report to the legislature as provided in Subsection E of this Section.

D. The **commissioner Commissioner's Hudson Initiative Coordinator** shall conduct a training program at least semiannually to acquaint small entrepreneurs with state procurement and public contract proposal and bidding practices. This shall include all state procurements which are governed by Chapter 10 of Title 38, Chapters 16 and 17 of this Title, and Parts XIII and XIII-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950. The **commissioner Commissioner's Hudson Initiative Coordinator** shall also secure the assistance of staff from either the Department of Transportation and Development, Department of Natural Resources, or Department of Environmental Quality who are knowledgeable about state procurements undertaken pursuant to Chapter 10 of Title 38 and Parts XIII and XIII-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, for the purpose of providing practical advice to small entrepreneurs relative to procurements and public contracts governed by such law.

E. The **commissioner Commissioner's Hudson Initiative Coordinator** shall annually prepare a report on the progress of the

initiative in the most recently ended fiscal year, which shall be made available on the Internet and shall be delivered to the House Committee on Appropriations, **the House Committee on Commerce, the Senate Committee on Commerce, Consumer Protection and International Affairs,** and the Senate Committee on Finance by the fifteenth day of January the first Monday in October of each year. The **commissioner Commissioner's Hudson Initiative Coordinator** shall establish the reporting requirements for agencies which undertake procurements and public contracts independent of the division of administration, so that data from such agencies will be available to the commissioner for inclusion in this report. The **commissioner's Commissioner's Hudson Initiative Coordinator's** report shall include information which he or she deems useful to the legislature and the citizens of Louisiana with respect to analysis of the progress of the initiative, but at a minimum, it shall contain the following elements:

\* \* \*  
§2008. State agency initiative coordinators and reporting

A. Each agency of the state shall participate in the Louisiana Initiative for Small Entrepreneurships by complying with all provisions of this Chapter, administrative law related thereto, and any other requirements of the commissioner **or the Commissioner's Hudson Initiative Coordinator.**

B. Each agency shall maintain current data relating to its procurement and public contract activities with respect to the requirements of this Chapter. The agency shall be prepared to provide to the commissioner of administration, **the Commissioner's Hudson Initiative Coordinator and any member of the Legislature** upon request, the total number and dollar value of all contracts awarded to small entrepreneurs in that fiscal year, as well as contracts which provided a good faith small entrepreneurship subcontracting plan.

C. The **agency** initiative coordinator shall be the person serving in the position of undersecretary for a state department or business manager for a state agency. The **agency initiative** coordinator shall undertake any duties the agency head deems necessary to ensure that the agency achieves its maximum potential with respect to usage of small entrepreneurs in its procurements and public contracts. Specifically, the **agency initiative** coordinator shall be responsible for all of the following activities:

(1) Collection and reporting of agency data to the **commissioner Commissioner's Hudson Initiative Coordinator.**

\* \* \*  
**D. Each agency shall make a good faith effort to achieve the goals set by the Small Business Entrepreneurship Commission pursuant to R.S. 39:2002. Any and all attempts to comply with the provisions of the Chapter shall be documented by each agency. If any agency is unable to meet the goals required in R.S. 39:2004(B), that agency shall prepare a report, no later than the first Monday in September of each year, and deliver that report to the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection and International Affairs.**

AMENDMENT NO. 4  
On page 2, delete lines 1 through 29

AMENDMENT NO. 5  
On page 3, delete lines 1 through 29

AMENDMENT NO. 6  
On page 4, delete lines 1 through 29

AMENDMENT NO. 7  
On page 5, delete lines 1 through 29

AMENDMENT NO. 8  
On page 6, delete lines 1 through 29

AMENDMENT NO. 9  
On page 7, delete lines 1 through 29

AMENDMENT NO. 10  
On page 8, delete lines 1 through 29

AMENDMENT NO. 11

On page 9, delete lines 1 through 29

AMENDMENT NO. 12

On page 10, delete lines 1 through 29

AMENDMENT NO. 13

On page 11, delete lines 1 through 29

AMENDMENT NO. 14

On page 12, delete lines 1 through 29

AMENDMENT NO. 15

On page 13, delete lines 1 through 9

On motion of Senator Duplessis, the committee amendment was adopted. The amended 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. 17—**

BY REPRESENTATIVE ELLINGTON  
AN ACT

To enact R.S. 13:961(F)(1)(t), relative to court reporters for the Thirty-Seventh Judicial District Court in Caldwell Parish; to provide for the fees to be charged for transcriptions and copies in all cases; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 27—**

BY REPRESENTATIVE JOHNSON  
AN ACT

To enact R.S. 33:452, relative to mayors' courts; to require the appointment of a court magistrate for the mayor's court in Evergreen; to provide for the powers of the magistrate; to provide for the salary of the magistrate; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 39—**

BY REPRESENTATIVE HAZEL  
AN ACT

To enact R.S. 14:2(B)(41) and (42), relative to crimes of violence; to add battery of a police officer and battery of a correctional facility employee to the list of enumerated crimes of violence; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 39 by Representative Hazel

AMENDMENT NO. 1

On page 1, line 2, after "(41)" delete "and (42)"

AMENDMENT NO. 2

On page 1, line 3, after "officer" delete "and battery of a correctional facility employee"

AMENDMENT NO. 3

On page 1, line 6, after "(41)" delete "and (42) are" and insert "is"

AMENDMENT NO. 4

On page 1, delete line 18 in its entirety

On motion of Senator Dorsey the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

**HOUSE BILL NO. 40—**

BY REPRESENTATIVES HAZEL AND NORTON  
AN ACT

To amend and reenact R.S. 14:82(B), (C), (D), and (E) and 82.1(B) and to enact R.S. 14:82(F) and 82.1(C), relative to prostitution; to provide with respect to the crimes of prostitution and prostitution involving persons under age seventeen; to provide for a definition of "sexual intercourse"; and to provide for related matters.

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

**HOUSE BILL NO. 42—**

BY REPRESENTATIVE MONTOU CET  
AN ACT

To amend and reenact R.S. 32:791(I), relative to used motor vehicle dealers; to repeal an exemption that used motor vehicle dealers selling certain all-terrain vehicles not be required to carry minimum garage liability insurance coverage; and to provide for related matters.

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

**HOUSE BILL NO. 43—**

BY REPRESENTATIVE GEYMAN  
AN ACT

To amend and reenact R.S. 51:1943(A)(1), relative to express warranties on new motor vehicles; to provide for changes in express warranties on new motor vehicles; and to provide for related matters.

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

**HOUSE BILL NO. 53—**

BY REPRESENTATIVE MILLS  
AN ACT

To amend and reenact R.S. 29:735.2(A), relative to immunity of health care providers providing emergency health care during a declared state of emergency; to extend the immunity of health care providers when rendering such care anywhere in the state; to provide for limitations; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 53 by Representative Mills

AMENDMENT NO. 1

On page 1, line 12 after "injured" delete the remainder of the line in its entirety

May 29, 2008

AMENDMENT NO. 2

On page 1, line 13 delete "the health care provider and"

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

**HOUSE BILL NO. 65—**

BY REPRESENTATIVE MORRIS

AN ACT

To amend and reenact R.S. 40:1730.22(A) and (D), relative to the Louisiana State Uniform Construction Code Council; to provide for term limits on members of the council and a term limit for its chairman; to provide for payment of expenses and mileage incurred by members while attending council meetings; and to provide for related matters.

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

**HOUSE BILL NO. 73—**

BY REPRESENTATIVE AUSTIN BADON

AN ACT

To enact R.S. 14:95.1.2, relative to offenses affecting the public safety; to create the crime of illegally supplying a felon with ammunition; to provide for definitions; to provide for penalties; and to provide for related matters.

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

**HOUSE BILL NO. 98—**

BY REPRESENTATIVES LOPINTO, BILLIOT, CONNICK, HENRY, GIROD JACKSON, LABRUZZO, LIGI, TALBOT, AND WOOTON AND SENATOR MARTINY

AN ACT

To amend and reenact R.S. 42:1441.3(E) and (G), relative to public liability; to provide for civil liability for political subdivisions; to provide for the determination of master for liability purposes; to provide for political subdivisions acting as third-party payors; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 143—**

BY REPRESENTATIVE CROMER

AN ACT

To enact R.S. 13:5202(E), relative to the City Court of Slidell; to provide for the civil jurisdictional amount for the small claims division; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 144—**

BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 13:2487.2, relative to qualifications of office for the City Court of Slidell; to increase the time that a city judge must have been licensed to practice law in the state prior to his election; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 154—**

BY REPRESENTATIVE MILLS

AN ACT

To enact R.S. 46:437.13(D), relative to the Department of Health and Hospitals; to provide authority for the department to certify that health care providers enrolled in the Medical Assistance Program are out of business; to provide that out-of-business providers cannot collect overpayments; and to provide for related matters.

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

**HOUSE BILL NO. 157—**

BY REPRESENTATIVES CONNICK, BILLIOT, HENRY, LABRUZZO, LIGI, LOPINTO, WILLMOTT, AND WOOTON AND SENATORS HEITMEIER AND MARTINY

AN ACT

To amend and reenact R.S. 33:1373(D) and (E) and to enact R.S. 33:1373(F) and (G), relative to powers of parish governing authorities; to provide for civil judicial proceedings instituted on the environmental docket; to provide for appeals; to provide for security; to provide for contempt; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 177—**

BY REPRESENTATIVES PONTI AND SCHRODER

AN ACT

To amend and reenact R.S. 40:1573(3) and 1578.7(B), relative to the State Uniform Fire Prevention Code; to provide for definitions; to provide for exemptions to the State Uniform Fire Prevention Code; and to provide for related matters.

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

**HOUSE BILL NO. 188—**

BY REPRESENTATIVES KLECKLEY AND MONICA

AN ACT

To amend and reenact R.S. 22:215.13(D), relative to group health insurance; to provide for noncontinuation of benefits; and to provide for related matters.

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

**HOUSE BILL NO. 191—**

BY REPRESENTATIVE KLECKLEY

AN ACT

To enact R.S. 22:250.34(E), relative to health insurance; to provide with respect to limitations on retroactive denial and recoupment of health insurance claims; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 191 by Representative Kleckley

AMENDMENT NO. 1

On page 1, line 2, after "(E)," insert ", (F) and (G)"

AMENDMENT NO. 2

On page 1, line 6, change "is" to ", (F) and (G) are"

AMENDMENT NO. 3

On page 1, line 12, delete "sixty" and insert "ninety"

AMENDMENT NO. 4

On page 1, between lines 14 and 15, insert the following:

"F. The provision described in Subsection E shall not apply to the Office of Group Benefits or to the claims of Office of Group Benefits enrollees administered by health insurance issuers.

G. In order to be eligible for credit of premium by a health insurance issuer, an employer that contracts with a health insurance issuer for the issuer's provision or administration of health benefits shall provide notice to the health insurance issuer that an employee, dependent, or retiree is no longer eligible for coverage in the group benefit plan within 90 days of such ineligibility."

On motion of Senator Cravins, 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. 197—**

BY REPRESENTATIVE EDWARDS  
AN ACT

To amend and reenact R.S. 32:1261(2)(j), relative to the repair of school buses; to allow additional service providers for body work performed on school buses; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 197 by Representative Edwards

AMENDMENT NO. 1

On page 1, line 20, after "school bus dealers." add the following: "Further, nothing in this Chapter shall prohibit a manufacturer of school buses licensed by the Louisiana Motor Vehicle Commission from authorizing warranty and other repair or maintenance services to be performed at any location of a motor vehicle dealer licensed under this Chapter which holds a franchise from any affiliate or subsidiary of the school bus manufacturer."

On motion of Senator Duplessis, 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. 198—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 40:1730.22(C), 1730.26(2), and 1730.28(A)(introductory paragraph) and (C), relative to the adoption of the state uniform construction code; to provide for the adoption of an amendment to the state uniform construction code after a showing that the amendment provides a reasonable degree of affordability; to require the review and evaluation of each new edition of the International Residential Code upon its release; to require the update of the state uniform construction code within two years of the release of the latest edition; to require the evaluation, adoption, and amendment of only the latest editions of the codes and standards comprising the state uniform construction code; to require the evaluation and adoption of the latest edition of the International Residential Code; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 198 by Representative Arnold

AMENDMENT NO. 1

On page 2, line 16, after "review" change "and" to a comma ","

AMENDMENT NO. 2

On page 2, line 16, after "evaluate" and before "the state" insert ", and update"

On motion of Senator Duplessis, 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. 205—**

BY REPRESENTATIVES MILLS AND LEBAS  
AN ACT

To amend and reenact R.S. 37:1207(B), 1208, 1213, 1214, and 1230(C), relative to the Louisiana Pharmacy Practice Act; to provide for applications for renewal of licenses, registrations, certificates, and pharmacy permits; to provide for the waiver of renewal requirements while in military service; to provide for required notifications for changes of employment and mailing address; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 205 by Representative Mills

AMENDMENT NO. 1

On page 1, line 2 after "1230(C)," and before "relative" insert "and to enact R.S. 37:1224(F)"

AMENDMENT NO. 2

On page 1, line 6 after "address;" and before "and" insert "to provide for prescription transfers"

AMENDMENT NO. 3

On page 1, line 9 after "reenacted" and before "to" insert "and R.S. 37:1224(F) is hereby enacted"

AMENDMENT NO. 4

On page 2, between lines 9 and 10 insert the following:  
"§1224. Compounding and filling of prescriptions; absence of pharmacist; prescription transfers"

F. A prescription may be filled, compounded, and dispensed at the permitted pharmacy which first received the prescription or at any other permitted pharmacy that shares a common electronic file to maintain required dispensing information in real-time. Pharmacies using such common electronic file are not required to physically or electronically transfer prescriptions for information dispensing purposes between or among pharmacies participating in the same common prescription file; provided, however, any such common file must contain complete and adequate records of such prescription. This accommodation shall comply with all state and federal laws and regulations regarding controlled dangerous substance prescription transfers.

\* \* \*

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

**HOUSE BILL NO. 208—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 36:746(A)(introductory paragraph), (B), (C), and (D) and R.S. 49:229(A) and (C)(introductory paragraph) and (3), relative to the First Stop Shop within the

Department of State; to change the name from the First Stop Shop to the office of GeauxBiz; and to provide for related matters.

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

**HOUSE BILL NO. 216—**  
BY REPRESENTATIVE GALLOT AND SENATOR KOSTELKA  
AN ACT

To amend and reenact R.S. 13:312(2) and 312.1(B), relative to the courts of appeal; to provide election sections for the election of judges to the second district of the Court of Appeal for the Second Circuit; to provide for the assignment of judgeships for election purposes; to provide for the election of such judges; and to provide for related matters.

Reported unfavorably by the Committee on Senate and Governmental Affairs. The bill was read by title. On motion of Senator Kostelka, the bill was recommended to the Committee on Senate and Governmental Affairs.

**HOUSE BILL NO. 220—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 37:2156(A), 2168, and 2188(A), relative to licensing by the Louisiana State Licensing Board for Contractors; to provide for single or multiple year licensing of contractors; to provide for new expiration dates on a contractor's license; to provide for certain options for new licenses; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 220 by Representative Arnold

**AMENDMENT NO. 1**  
On page 1, delete lines 12 through 14 and insert the following: "Chapter shall expire ~~December 31 of the year in which they are on the anniversary of the date on which the license was originally issued.~~ Licensees shall elect upon renewal one-, two-, or three-"

**AMENDMENT NO. 2**  
On page 1, delete lines 19 and 20 and insert the following: "the person to whom such license was issued shall have ~~until the second Tuesday of January next fifteen days~~ following the expiration date to file an application for the"

**AMENDMENT NO. 3**  
On page 2, delete line 3 and insert "after ~~the second Tuesday of January next fifteen days~~ following the expiration date of"

**AMENDMENT NO. 4**  
On page 2, delete lines 13 through 15 and insert the following: "Chapter shall expire ~~December thirty-first of the year in which they are on the anniversary of the date on which the license was originally issued.~~ Licensees shall elect upon renewal one-, two-, or three-"

**AMENDMENT NO. 5**  
On page 2, delete lines 20 and 21 and insert the following: "such license was issued shall have ~~until the second Tuesday of January next fifteen days~~ following the expiration date to file an application for the renewal of such"

**AMENDMENT NO. 6**  
On page 2, delete lines 23 and 24 and insert the following: "person who makes an application for renewal of a license after ~~the second Tuesday of January~~ fifteen days following the expiration date of the license may, at the"

**AMENDMENT NO. 7**  
On page 3, delete lines 4 and 5 and insert the following: "~~of the year in which they are~~ on the anniversary date on which the license was originally issued. Licensees shall elect"

**AMENDMENT NO. 8**  
On page 3, delete lines 8 through 10 and insert the following: "license. Licenses which are not renewed shall be considered to be expired, and any mold remediation activity which would require a license to perform which occurs after expiration of the license shall be deemed a violation of this Chapter. The license becomes invalid on the last day of the term for which it was issued, unless renewed; however, after a license has expired, the person to whom such license was issued shall have fifteen days following the expiration date to file an application for the renewal of such license without the payment of a penalty and without further examination, and any person who makes an application for renewal of a license after fifteen days following the expiration date of the license may, at the discretion of the board, have his license renewed after paying the required license fees and such penalty, not exceeding the sum of fifty dollars, that the board may impose. New applicants for licensing may elect upon application the renewal term of their license."

On motion of Senator Duplessis, 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. 224—**  
BY REPRESENTATIVES KLECKLEY AND MONICA  
AN ACT

To amend and reenact R.S. 22:1078(B)(2), relative to fees assessed by the commissioner of insurance; to provide that each health maintenance organization shall pay an annual financial regulation fee; and to provide for related matters.

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

**HOUSE BILL NO. 241—**  
BY REPRESENTATIVE WOOTON  
AN ACT

To enact R.S. 14:72.1.1, relative to misappropriation without violence; to create the crime of forgery of insurance or an insurance identification card; to provide for definitions; to provide for penalties; and to provide for related matters.

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

**HOUSE BILL NO. 247—**  
BY REPRESENTATIVE WOOTON  
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 monthly fuel sales calculated annually; 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 calculated quarterly for the first year of operation and for monthly fuel sales calculated annually thereafter; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. 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. 251—**

BY REPRESENTATIVES WOOTON AND BALDONE  
AN ACT

To amend and reenact R.S. 15:574.10, relative to conviction of a felony while on parole; to provide that a new sentence of imprisonment of a conviction while a person is on parole shall be served concurrently; and to provide for related matters.

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

**HOUSE BILL NO. 290—**

BY REPRESENTATIVES DIXON AND TUCKER  
AN ACT

To amend and reenact R.S. 42:1141(B)(1)(a) and (C)(1), (2), and (3), relative to the enforcement of laws within the jurisdiction of the Board of Ethics; to require the board to provide certain information to the accused and the complainant; to provide relative to deadlines for the provision of such information; to provide relative to the issuance of charges by the board; to provide relative to the content of such charges; to provide relative to hearings on such charges; to require the board to consider offering consent opinions; and to provide for related matters.

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

**HOUSE BILL NO. 298—**

BY REPRESENTATIVE ELLINGTON  
AN ACT

To enact R.S. 13:2115, relative to the City Court of Winnsboro; to authorize the transfer of surplus or unclaimed funds from the court's civil fee account to the court's general operational fund; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 371—**

BY REPRESENTATIVE CONNICK  
AN ACT

To enact R.S. 18:1505.2(I)(5), relative to the use of campaign funds for payments or expenditures to family members of a candidate; to prohibit the use of a campaign contribution, loan, or transfer of funds by a candidate or the principal or any subsidiary political committee of a candidate to make any payment or expenditure to any immediate family member of the candidate; to provide definitions and exceptions; to provide for penalties; and to provide for related matters.

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

**HOUSE BILL NO. 375—**

BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 3:4383(C), R.S. 30:6.1(C), 77, 90(A), 101.10(A), 142(E)(3), 144(B), 1355(C)(4), 1356, 1402(A), 2004(9), 2011(D)(16) and (21)(e), 2050.7(E)(3), 2058(1), 2060(N)(10), 2106(B)(3), 2117(D) and (G), 2162(A)(2), 2179(C), 2191.1, 2195(B) and (E), 2195.9(A)(6), 2226(B)(introductory paragraph) and (E), 2377 (introductory paragraph), 2378(B), 2413(A)(8) and (9)(b), 2418(H)(introductory paragraph) and (3) and (J), 2457(C)(1), 2458(A)(1)(c), 2525(C)(18), and 2551(H), R.S. 31:149(A), R.S.

38:245(B)(3), 3097.3(C)(10), and 3097.6(A), R.S. 41:16(B), 134(D), 140(B), (C), and (F), 151(B), (C), (G), and (H), 1702(D)(2)(d), and 1733(D), R.S. 49:213.4(A)(3), 213.6(D)(1), 214.7(C), 214.9(C), 214.12(A)(1)(o), 214.37, 953(F)(3)(h), and 968(B)(11), (13), and (22), and R.S. 56:109.2(B), 266(F), 279(E), 360.3(A)(5), 409.1(C), 431.1(A)(2)(c), 575, 699.21(B)(12), 700.2(A)(3), 700.3(C), and 700.14(C), relative to the House Committee on Natural Resources and Environment; to provide for the oversight of rules and regulations, the receipt of certain reports, and the approval of certain actions by the House Committee on Natural Resources and Environment; to provide for instructions to the Louisiana State Law Institute; and to provide for related matters.

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

**HOUSE BILL NO. 385—**

BY REPRESENTATIVE KLECKLEY  
AN ACT

To amend and reenact R.S. 22:1430.12(A)(2) and (C) and R.S. 44:4.1(B)(10), relative to the Louisiana Citizens Property Insurance Corporation; to provide for information required for ratemaking; to provide for confidentiality; to provide for the effective date of rate changes; and to provide for related matters.

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

**HOUSE BILL NO. 391—**

BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 15:542(D) and 542.1.4(A)(1) and to enact R.S. 15:542.1.4(A)(3), relative to sex offender registration; to provide with respect to the annual registration fee; to provide that the crime of failure to register as a sex offender shall include the failure to pay the registration fee; to provide for criminal penalties; and to provide for related matters.

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

**HOUSE BILL NO. 392—**

BY REPRESENTATIVES GALLOT, AUBERT, BILLIOT, BURRELL, CARMODY, DIXON, GISCLAIR, GREENE, HARRISON, HONEY, GIROD JACKSON, MICHAEL JACKSON, ROSALIND JONES, KATZ, LEGER, LORUSSO, MORRELL, PETERSON, PONTI, RICHARD, RICHMOND, ROY, JANE SMITH, WILLIAMS, AND WILLMOTT  
AN ACT

To amend and reenact R.S. 42:7(A)(1)(b)(i) and (ii), relative to public meetings; to provide relative to a provision authorizing a public body to consider matters not on the agenda of a meeting under certain circumstances; to provide for certain actions and requirements relative to such matters; and to provide for related matters.

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

**HOUSE BILL NO. 400—**

BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 14:207(B), relative to motor vehicles; to provide relative to the removal or alteration of identifying numbers; to provide for penalties; and to provide for related matters.

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

**HOUSE BILL NO. 413—**  
BY REPRESENTATIVE WOOTON  
AN ACT

To enact R.S. 14:67.26, relative to the theft of a motor vehicle; to create the crime of theft of a motor vehicle; to provide for the procedure for reporting a theft of a motor vehicle; to provide for penalties; and to provide for related matters.

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

**HOUSE BILL NO. 434—**  
BY REPRESENTATIVES WOOTON AND NORTON  
AN ACT

To amend and reenact R.S. 15:1352(A)(introductory paragraph) and R.S. 51:723(A) and (B) and to enact R.S. 15:1352(A)(18), relative to securities violations; to provide for racketeering provisions to be included in violations of Louisiana Securities Law; to provide criminal penalties for violations of Louisiana Securities Law; to provide for restitution; and to provide for related matters.

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

**HOUSE BILL NO. 448—**  
BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 37:3283(A)(1) and (C) and to enact R.S. 37:3272(A)(19), relative to security operations managers; to define security operations managers; to require the registration of security operations managers; to require administrative rules regarding the registration card; and to provide for related matters.

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

**HOUSE BILL NO. 449—**  
BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 37:3276(A)(4) and 3276.1(A), relative to the licensing suitability requirements of owners, officers, and directors of private security companies; to provide for minimum qualifications for licensing and suitability; and to provide for related matters.

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

**HOUSE BILL NO. 478—**  
BY REPRESENTATIVE HENRY BURNS  
AN ACT

To enact R.S. 14:108.2, relative to offenses affecting law enforcement; to create the crime of resisting a police officer with force or violence; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 478 by Representative Henry Burns

AMENDMENT NO. 1

On page 1, line 16, after "opposition" and before "to" insert "using force or violence"

On motion of Senator Dorsey, 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. 495—**  
BY REPRESENTATIVES LOPINTO, BILLIOT, CONNICK, LABRUZZO, LIGI, TALBOT, AND WOOTON AND SENATORS ALARIO, MARTINY, AND QUINN  
AN ACT

To amend and reenact R.S. 29:723(3.1) and to enact R.S. 29:723(3.2), (3.3), and (3.4) and 730.3, relative to providing for evacuations and curfews during a disaster or state of emergency; to provide for definitions for voluntary, mandatory, and forced evacuations, and for essential or critical workforce; to authorize a parish president to issue evacuation orders; to authorize the governor to order evacuations; to provide for exceptions to a mandatory evacuation order; to authorize the forcible removal or arrest of persons in violation; to authorize the implementation of curfews; to authorize the regulation of assembly and sale of specific items; to provide for the lifting of the evacuation order; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 497—**  
BY REPRESENTATIVE EDWARDS  
AN ACT

To amend and reenact R.S. 13:841.2, relative to the clerk of court of the Twenty-First Judicial District; to provide for the expenditure of certain fees; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 500—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 34:1121(B)(introductory paragraph) and (3) and (9), relative to the composition of the Pilotage Fee Commission; to add an alternate at-large member to the commission; to provide for the level of participation of the alternate; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 500 by Representative Arnold

AMENDMENT NO. 1

On page 2, at the end of line 4, change "in" to a period "." and delete line 5

On motion of Senator Duplessis, 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. 502—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To enact R.S. 32:702(16) and 718, relative to the sale of auto hulks; to provide for the definition of auto hulk; to provide for regulation of the sale of an auto hulk to a scrap metal processor or a licensed automotive dismantler and parts recycler; and to provide for related matters.

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

**HOUSE BILL NO. 516—**  
BY REPRESENTATIVE CORTEZ  
AN ACT

To amend and reenact R.S. 22:230.1(A), relative to health insurance; to provide with respect to coverage of rehabilitative services, physical therapy, occupational therapy, and speech and language pathology therapy; and to provide for related matters.

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

**HOUSE BILL NO. 517—**  
BY REPRESENTATIVE WHITE  
AN ACT

To amend and reenact R.S. 37:599(B), relative to per diem paid by the Louisiana Board of Cosmetology; to provide for changes to per diem paid to members of the board; and to provide for related matters.

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

**HOUSE BILL NO. 527—**  
BY REPRESENTATIVE TIM BURNS  
AN ACT

To amend and reenact Chapter 1 of Title II of Book III of the Civil Code, to be comprised of Articles 1467 through 1469, and Chapter 5 of Title II of Book III of the Civil Code, to be comprised of Articles 1523 through 1569.1, relative to donations; to provide relative to methods of acquiring property gratuitously; to provide rules on donations; to provide formal requirements for making donations; to provide for effectiveness of donations; to provide rules for the acceptance of donations; to provide for exceptions to the rule of irrevocability of donations; to provide for revocation for ingratitude; to provide for dissolution of donations; to provide actions for dissolving donations; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 545—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 51:912.21(6) and (8), 912.22(5), (6), and (9), 912.23(1)(e), 912.24, 912.25(3), and 912.27(C) and to enact R.S. 51:912.21(10), relative to minimum standards for installation of manufactured homes; to provide for definitions; to provide for minimum standards for installation of manufactured homes; to provide for the design of foundations and piers; to provide for installation standards for anchors and tie-downs; to provide for installation standards for used manufactured homes in hurricane zones; to provide for installation permit stickers; and to provide for related matters.

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

**HOUSE BILL NO. 548—**  
BY REPRESENTATIVE FOIL  
AN ACT

To amend and reenact Code of Civil Procedure Articles 927, 1005, 1354, 1355, 1471, 1551(A), 1916, and 2592 and to repeal Code of Civil Procedure Article 1913(E), relative to the continuous revision of the Code of Civil Procedure; to provide for the

peremptory exception; to provide for affirmative defenses; to provide for subpoenas duces tecum; to provide for service of subpoenas by private person; to provide for the failure to comply with an order compelling discovery; to provide for pretrial conferences and orders; to provide for the preparation of judgments and signing of judgments; to provide for the use of summary proceedings; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 553—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 51:911.22(10)(introductory paragraph), 911.24(J)(2) and (L), and 911.34 and to enact R.S. 51:911.22(13) and (14), relative to the Uniform Standards Code for Manufactured Housing; to provide for definitions; to provide for changes in guidelines for a retailer's license; to provide for guidelines for suits filed by the Louisiana Manufactured Housing Commission; to provide for a venue for a suit filed by the commission; to provide for reasonable costs payable to the commission; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 553 by Representative Arnold

AMENDMENT NO. 1

On page 1, delete line 3, and insert the following: "911.26(F)(3), 911.32(A)(1), 911.34, and 911.44, to enact R.S. 51:911.22(13) and (14), and to repeal R.S. 51:911.42, relative to the Uniform"

AMENDMENT NO. 2

On page 1, line 5, after "retailer's license;" and before "to provide" insert the following: "to provide for powers and duties of the Louisiana Manufactured Housing Commission; to provide for administration and enforcement;"

AMENDMENT NO. 3

On page 1, line 8, after "commission" and before "to provide" insert the following: "to provide for monitoring and inspection fees;"

AMENDMENT NO. 4

On page 1, at the end of line 10, change "and" to "911.26(F)(3), 911.32(A)(1),"

AMENDMENT NO. 5

On page 1, line 11, after "911.34" and before "are hereby" insert ", and 911.44"

AMENDMENT NO. 6

On page 3, between lines 3 and 4, insert the following:  
"\$911.26. Louisiana Manufactured Housing Commission

F. The powers and duties of the commission shall include but are not limited to the following:

(3) Working with ~~manufactured—home~~ consumers, manufacturers, retailers, developers, salesmen, and installers to hear complaints and make determinations relating to construction defects, warranty issues ~~and~~ service complaints, and other matters which are not set forth pursuant to 24 CFR Part 3280 and 24 CFR Part 3282.

\$911.32. Administration and enforcement of Part; powers of commission; cease and desist orders; applicability of Administrative Procedure Act

May 29, 2008

A.(1) The commission is charged with the adoption, administration, and enforcement of manufactured housing construction and safety standards and any other rules and regulations necessary for the administration and enforcement of this Part which are not set forth pursuant to 24 CFR Part 3280 and CFR Part 3282, Subpart I. The standards adopted shall be in conformity with the standards promulgated pursuant to the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 U.S.C. Section 5401, et seq. The commission shall discharge this duty consistent with the rules and regulations promulgated by the U.S. Department of Housing and Urban Development.

AMENDMENT NO. 7

On page 3, after line 29, add the following:

§911.44. Monitoring inspection fees

A. The commission shall may establish a monitoring inspection fee in an amount recommended by the secretary of the United States Department of Housing and Urban Development. This monitoring inspection fee shall be an amount paid by the manufacturer for each manufactured home produced in the state by rule, adopted in accordance with the Administrative Procedure Act.

B. The monitoring inspection fee shall be paid by the manufacturer to the secretary of the United States Department of Housing and Urban Development who shall distribute the fees collected from all manufactured home manufacturers among the approved and conditionally approved states based on the number of the new manufactured homes whose first location after leaving the manufacturing plant is on the premises of a distributor, retailer, developer, or purchaser in that state.

Section 2. R.S. 51:911.42 is hereby repealed."

On motion of Senator Duplessis, 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. 586—

BY REPRESENTATIVE HARDY

AN ACT

To amend and reenact R.S. 15:262(C), relative to the protection of witnesses; to provide that witness protection may include the establishment of a new identity and relocation and twenty-four-hour security; to provide for legislative appropriation of funds; and to provide for related matters.

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

HOUSE BILL NO. 641—

BY REPRESENTATIVE GIROD JACKSON

AN ACT

To amend and reenact R.S. 40:1734(B), relative to accessibility to public or governmental facilities; to provide for changes to accessibility standards for new public facilities or governmental entities; and to provide for related matters.

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

HOUSE BILL NO. 648—

BY REPRESENTATIVES GALLOT, JOHNSON, AND TUCKER

AN ACT

To amend and reenact R.S. 42:1124.2(A) and 1124.3(A) and to enact R.S. 42:1124.2(G)(5) and 1124.3(D)(3), relative to financial disclosure; to require certain disclosures by certain public servants; to require certain disclosures by members of certain boards and commissions; to provide for definitions; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 653—

BY REPRESENTATIVES LABRUZZO, ABRAMSON, AUSTIN BADON, BARROW, BILLIOT, BURFORD, TIM BURNS, BURRELL, CHANEY, CROMER, DOERGE, GISCLAIR, HARRISON, HAZEL, HINES, JOHNSON, KATZ, LEBAS, LIGI, LORUSSO, MILLS, NOWLIN, PETERSON, POPE, RICHARD, SIMON, TALBOT, TUCKER, WHITE, WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 28:53(B)(1), (F), (G)(2), and (J)(1) and (3) and to enact R.S. 28:53(B)(4), relative to mental health admissions by emergency certificate; to allow for the actual examination of a patient conducted by a health care provider, parish coroner, or authorized physician to be conducted by telemedicine utilizing video conferencing technology; to make certain requirements for telemedicine examinations; to provide for procedures related to the issuance of a certificate; to require an in-person independent examination by the coroner in certain cases; and to provide for related matters.

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

HOUSE BILL NO. 654—

BY REPRESENTATIVES WOOTON, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BILLIOT, BURFORD, HENRY BURNS, BURRELL, CARMODY, CHAMPAGNE, CHANEY, CONNICK, DOWNS, GALLOT, GISCLAIR, ELBERT, GUILLORY, MICKEY, GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENRY, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, JOHNSON, ROSALIND JONES, KATZ, LEBAS, LEGER, LIGI, LOPINTO, LORUSSO, MORRELL, PEARSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, ROY, SIMON, GARY SMITH, JANE SMITH, PATRICIA SMITH, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 14:67.4(C), (D), and (E), 67.16(C)(4), (D), (E), (F), and (G), 67.22(C), 70.4(E)(1), (2), and (3), 71.1(B), and 72.2(B) and to enact R.S. 14:67.16(H), 67.22(D), 70.4(E)(4), 71.1(C), and 72.2(D), relative to offenses against property; to amend the criminal penalties for certain offenses against property; to require that persons convicted of certain offenses against property be ordered to make restitution; to provide for periodic payment plans when the offender is found to be indigent; and to provide for related matters.

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

HOUSE BILL NO. 751—

BY REPRESENTATIVE WOOTON

AN ACT

To enact R.S. 15:1352(A)(18), relative to racketeering; to add the crime of identity theft to the definition of "racketeering activity"; and to provide for related matters.

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

HOUSE BILL NO. 752—

BY REPRESENTATIVE MONICA

AN ACT

To amend and reenact R.S. 14:102.8(D) and (E), relative to the crime of injuring or killing of a police animal; to amend the criminal penalties for the crime of injuring or killing of a police animal; to require the offender to pay restitution; and to provide for related matters.

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

**HOUSE BILL NO. 762—**

BY REPRESENTATIVE CONNICK  
AN ACT

To amend and reenact R.S. 42:1120, relative to ethics; to provide relative to recusal of elected officials under certain circumstances; to allow for certain participation under certain circumstances; and to provide for related matters.

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

**HOUSE BILL NO. 786—**

BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 14:98(D)(1)(a) and (b)(introductory paragraph) and (E)(1)(a) and (b)(introductory paragraph), relative to offenses involving operating a vehicle while intoxicated; to provide with respect to the crime of operating a vehicle while intoxicated; to amend the criminal penalties for such crime; to provide relative to community service; and to provide for related matters.

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

**HOUSE BILL NO. 877—**

BY REPRESENTATIVE MILLS AND SENATOR MICHOT  
AN ACT

To amend and reenact R.S. 37:3461, 3462(2) through (5), 3463(C), 3467(A)(2) and (3), 3469, 3470, 3472, 3473, 3474.1(A)(1), (2), (5), and (6) and (B), 3478(C), 3479(A), and 3480 and to enact R.S. 37:3462(6) through (16), 3467(B)(5), 3474, 3474.1(A)(7) and (8) and (C) through (F), 3474.2, 3474.3, 3474.4, and 3477, relative to the Louisiana Wholesale Drug Distributors Act; to provide for a short title; to provide for definitions; to set the terms of board members; to provide for the powers and duties of the board; to provide for qualifications and requirements for licensure; to provide for inspections; to provide for applicants from other states; to provide for the denial, revocation, or suspension of a license; to provide for enforcement proceedings; to provide for injunction proceedings; to provide for quarantine of a legend drug or device; to authorize the board to obtain criminal history record information; to provide for penalties; to provide for fees; to provide for unauthorized sales; and to provide for related matters.

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

**HOUSE BILL NO. 920—**

BY REPRESENTATIVE FANNIN  
AN ACT

To amend and reenact R.S. 40:1730.22(A), 1730.23(A) and (C), 1730.24(B), 1730.25, 1730.30(A) and (B), and 1730.35(B), relative to the Louisiana State Uniform Construction Code; to prohibit a per diem or other compensation for the Louisiana State Uniform Construction Code Council; to provide for registration of third-party providers; to prohibit officers or providers from conducting a plan review or inspections in certain circumstances; to provide for discretionary acts by government agencies, employees, and officials; to define residential accessory structure; to exempt certain residential accessory structures from regulation; to provide for changes to the application and issuance of certificates of registration; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 920 by Representative Fannin

**AMENDMENT NO. 1**

On page 2, line 14, after "A" and before "code" insert "building"

On motion of Senator Duplessis, 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. 925—**

BY REPRESENTATIVE CORTEZ  
AN ACT

To enact R.S. 22:669.1, relative to health insurance; to provide relative to benefits for certain health-related services lawfully performed by a licensed marriage and family therapist; and to provide for related matters.

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

**HOUSE BILL NO. 937—**

BY REPRESENTATIVES ST. GERMAIN AND AUBERT  
AN ACT

To amend and reenact R.S. 4:211(5) and R.S. 27:353(4) and to enact R.S. 18:1300.24, relative to conducting live horse racing and pari-mutuel wagering in Iberville Parish; to provide for the calling and conducting of certain referendum elections in Iberville Parish relative to authorizing the conducting of horse racing and pari-mutuel wagering in the parish, authorizing the operation of an offtrack wagering facility in Iberville Parish, and authorizing an eligible horse racing facility in Iberville Parish to conduct slot machine gaming; to provide for the submission of propositions by the governing authority of Iberville Parish; to provide relative to the approval of the propositions by the voters; to provide for applicability; to amend the definition of eligible facility for the purposes of conducting slot machine gaming; to amend the definition of pari-mutuel facility for the purpose of offtrack wagering; and to provide for related matters.

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

**HOUSE BILL NO. 939—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 45:1162, relative to the salaries of the Louisiana Public Service Commission; to increase the salaries for the members of the Louisiana Public Service Commission; and to provide for related matters.

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

**HOUSE BILL NO. 941—**

BY REPRESENTATIVE TALBOT  
AN ACT

To enact R.S. 40:1730.40, relative to enforcement of building codes by municipalities and parishes; to provide for provisions of the state constitution and home rule charters in relation to the state construction code; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International 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.

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**HOUSE BILL NO. 967—**

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 46:2116.2(C)(4), relative to the State Personal Assistance Services Program; to allow individuals with significant disabilities eligible for the program to choose a qualified provider anywhere in the state; and to provide for related matters.

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

**HOUSE BILL NO. 1020—**

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 24:51(2) and 55(E)(2) and R.S. 49:72(5), relative to lobbying; to provide relative to expenditures for the purpose of lobbying; to provide for the definition of expenditure; to provide relative to expenditure reporting requirements; to provide for effectiveness; and to provide for related matters.

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

**HOUSE BILL NO. 1114—**

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 36:475.1(B) and to enact R.S. 36:8(E)(2)(d) and 474(A)(12), relative to organization of the Department of Social Services; to transfer certain powers, functions, and responsibilities for the department from the department undersecretary to the department secretary; to provide for their respective powers and responsibilities; and to provide for related matters.

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

**HOUSE BILL NO. 1118—**

BY REPRESENTATIVE CHAMPAGNE

AN ACT

To amend and reenact R.S. 16:17(C), relative to the salary of victims assistance coordinators; to increase their annual salary; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 1122—**

BY REPRESENTATIVES BOBBY BADON, ABRAMSON, ARNOLD, BARROW, HENRY BURNS, BURRELL, CARMODY, CHANDLER, DIXON, EDWARDS, GALLOT, GISCLAIR, ELBERT GUILLORY, HARDY, HINES, GIROD JACKSON, ROSALIND JONES, SAM JONES, LABRUZZO, LAFONTA, LEGER, LIGI, MARCHAND, MONTOU CET, PUGH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, AND WADDELL

AN ACT

To amend and reenact R.S. 18:1309(A)(2) and 1400.8, relative to voting; to provide for the office hours of the registrar of voters during the early voting period; to provide relative to certain election expenses related to early voting; and to provide for related matters.

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

**HOUSE BILL NO. 1131— (Substitute for House Bill No. 450 by Representative Wooton)**

BY REPRESENTATIVE WOOTON

AN ACT

To amend and reenact R.S. 27:44.1(D) and (G), relative to riverboat inspections; to provide for alternative inspections for riverboats licensed to conduct gaming activities; and to provide for related matters.

Reported favorably by the Committee on Judiciary B. 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. 1147—**

BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 40:1429, relative to the insurance fraud investigation unit within the Department of Public Safety and Corrections, public safety services, office of state police; to extend the termination date of the unit; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 1147 by Representative Cromer

AMENDMENT NO. 1

On page 1, line 9, change "2012" to "2010"

On motion of Senator Martiny, 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. 1170—**

BY REPRESENTATIVE ARNOLD

AN ACT

To enact R.S. 32:1274(E), relative to licensing fees charged by the Louisiana Motor Vehicle Commission; to provide for licensing fees of warrantors; and to provide for related matters.

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

**HOUSE BILL NO. 1179—**

BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact the heading of Part X of Chapter 1 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950 and to enact R.S. 9:2242, relative to trusts; to provide for service of process; to provide for the appointment of a registered agent; to provide for the resignation of a registered agent; to provide for successor agents; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 1203—**

BY REPRESENTATIVES HAZEL, HOWARD, AND DOWNS

AN ACT

To amend and reenact R.S. 14:67.12, relative to the theft of timber; to provide for the elements of the offense; to provide for criminal penalties for the theft of timber; and to provide for related matters.

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

**HOUSE BILL NO. 1204—**BY REPRESENTATIVE WILLIAMS  
AN ACT

To enact R.S. 13:2586(C)(5) and 2589(C), relative to justice of the peace courts in Caddo Parish; to provide for jurisdiction over property standards violations; to provide for summons and subpoenas by constables; to provide for reimbursement; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. 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. 1224—**BY REPRESENTATIVE NOWLIN  
AN ACT

To enact R.S. 40:2120.8, relative to home- and community-based service providers; to place a moratorium on licensure of new home- and community-based service providers that provide personal care attendant services, respite care services, and supervised independent living program services, with certain exceptions; to provide that the Department of Health and Hospitals may license new or additional home- and community-based service providers if a need is determined to exist; to provide for the promulgation of rules and regulations; to provide a special effective date; and to provide for related matters.

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

**HOUSE BILL NO. 1269—**BY REPRESENTATIVE MILLS  
AN ACT

To amend and reenact R.S. 40:2006.1(B), relative to Medicare surveys for health care providers; to require approval from the Centers for Medicare and Medicaid Services for the Department of Health and Hospitals to conduct initial Medicare surveys; and to provide for related matters.

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

**HOUSE BILL NO. 1273—**BY REPRESENTATIVE TUCKER  
AN ACT

To enact Chapter 62 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2781 and 2782, relative to long-term care services; to provide for legislative findings; to direct the Department of Health and Hospitals to develop and implement cost control mechanisms for the Long-Term Personal Care Services program and the New Opportunities Waiver; to provide for the convening of a stakeholder group; to allow the department to promulgate and adopt rules and regulations to implement cost control mechanisms; to provide for a presentation to the Joint Legislative Committee on the Budget and the House and Senate committees on health and welfare relative to implementation of such mechanisms; and to provide for related matters.

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

**HOUSE BILL NO. 1308—**BY REPRESENTATIVE ELLINGTON  
AN ACT

To amend and reenact R.S. 40:1730.23(A), relative to inspections of commercial and residential structures; to allow the office of state fire marshal to conduct plan reviews and inspections on commercial structures; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1308 by Representative Ellington

**AMENDMENT NO. 1**

On page 2, line 6, change "in Part III of the" to "in the" and change "Residential" to "Building"

On motion of Senator Duplessis the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

**HOUSE BILL NO. 1311—**BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 14:95(H), relative to the crime of illegal carrying of weapons; to provide for exceptions for United States attorneys and assistant United States attorneys and investigators when POST certified; and to provide for related matters.

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

**HOUSE BILL NO. 1324—**BY REPRESENTATIVE GIROD JACKSON  
AN ACT

To amend and reenact R.S. 14:80(A) and 80.1(A), relative to carnal knowledge of a juvenile; to amend the elements of felony carnal knowledge of a juvenile; to amend the elements of misdemeanor carnal knowledge of a juvenile; and to provide for related matters.

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

**HOUSE BILL NO. 1333—**BY REPRESENTATIVE MILLS  
AN ACT

To enact Part II-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:31 through 37, relative to forensic supervised transitional residential and aftercare facilities; to provide for definitions; to provide for the licensure of such facilities; to authorize the Department of Health and Hospitals to promulgate rules and regulations; to authorize inspections; to provide for licensing fees; to provide for the punishment of violators; and to provide for related matters.

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

**HOUSE BILL NO. 1336—**BY REPRESENTATIVE AUBERT  
AN ACT

To enact R.S. 42:1123(40), relative to the Code of Governmental Ethics; to provide for an exception to the Code of Governmental Ethics to allow a person to obtain a permit, and enter into certain incidental transactions, under the state uniform construction code; and to provide for related matters.

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

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HOUSE BILL NO. 1341—

BY REPRESENTATIVE TUCKER  
AN ACT

To amend and reenact R.S. 40:2179(B), relative to direct service workers; to provide for minimum mandatory criteria for relatives serving as direct service workers; and to provide for related matters.

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

HOUSE BILL NO. 1359— (Substitute for House Bill No. 162 by Representative Girod Jackson)

BY REPRESENTATIVE GIROD JACKSON  
AN ACT

To amend and reenact R.S. 15:542(F), relative to sex offender registration and notification requirements; to authorize certain persons convicted of carnal knowledge of a juvenile to petition the court to waive sex offender registration and notification provisions; to provide for procedures; to provide for eligibility; to provide for a contradictory hearing; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 1359 by Representative Girod Jackson

AMENDMENT NO. 1

On page 2, line 16, after "establish" and before "the age" insert "that"

AMENDMENT NO. 2

On page 2, line 17, after "committed" delete the remainder of the line and delete lines 18 through 21 in their entirety and insert "are within the parameters set forth in R.S. 14:80.1."

On motion of Senator Dorsey, 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.

Reconsideration

On motion of Senator McPherson, pursuant to the previous notice given, the vote by which the following bill failed to pass on Wednesday, May 28, 2008, was reconsidered.

SENATE BILL NO. 292—

BY SENATOR MCPHERSON  
AN ACT

To enact R.S. 9:2791.1, relative to access on navigable waters; to allow access to the overflow waters of navigable waters for the purposes of certain activities; to provide definitions, terms, and conditions; to provide relative to liability; 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 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. 70—

BY SENATOR MOUNT  
A CONCURRENT RESOLUTION

To create the Nurse-Family Partnership Advisory Council and to urge and request the Department of Health and Hospitals in conjunction with the Nurse-Family Partnership Advisory Council to study the expansion of the evidence-based Nurse-Family Partnership program and to report to the House and Senate committees on health and welfare prior to November 1, 2008.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Concurrent Resolution No. 70 by Senator Mount

AMENDMENT NO. 1

On page 2, between lines 29 and 30 insert the following:

"WHEREAS, an independent study conducted by the Rand Corporation has demonstrated that the cost of the program is recovered by the time the child has reached the age of four and a savings of four dollars is realized for every dollar spent by the time the child reaches the age of fifteen; and"

AMENDMENT NO. 2

On page 3, line 17 after "Community" change "Ministers" to "Ministries"

AMENDMENT NO. 3

On page 3, line 26 after "Health" delete "Organization" and insert "Coalition" in lieu thereof

AMENDMENT NO. 4

On page 4, line 18 after "Partnership" insert "Advisory"

AMENDMENT NO. 5

On page 5, line 1 after "Partnership" and before "Council" insert "Advisory"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cheek	Hebert	Nevers
Cravins	Heitmeier	Quinn
Crowe	Jackson	Riser
Donahue	Kostelka	Shaw
Dorsey	LaFleur	Thompson
Duplessis	Long	Walsworth
Dupre	Marionneaux	
Total - 32		

NAYS

Total - 0

ABSENT

Amedee	Martiny	Shepherd
Cassidy	Michot	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. 286—**  
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 17:24.10(B)(2), (D), (H)(2), and (I)(1)(a)(i) and (5) and to enact R.S. 17:24.10(I)(1)(a)(iii), relative to early childhood education; to provide relative to universal access to the Cecil J. Picard LA 4 Early Childhood Education Program; to provide for timelines and eligibility requirements; to provide for participation by non-school system providers; to provide for local school system duties and responsibilities; to provide for reporting requirements; to provide relative to funding; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Marionneaux sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Reengrossed Senate Bill No. 286 by Senator Duplessis

AMENDMENT NO. 1

On page 3, line 29, following "**personnel**" insert " , "

AMENDMENT NO. 2

On page 4, line 1, before "**and supplies**" change "**and/or materials**" to "**materials**."

AMENDMENT NO. 3

On page 4, line 3, following "**personnel**" and before "**and supplies**" change "**and materials**" to "**materials**."

AMENDMENT NO. 4

On page 4, line 10, following "**Paragraph**" and before "**of this**" change "**(3) of Subsection C**" to "**(C)(3)**"

AMENDMENT NO. 5

On page 5, line 6, following "**to the**" and before "**of the**" change "**type(s) and amount(s)**" to "**types and amounts**"

AMENDMENT NO. 6

On page 8, line 5, following "**Paragraph**" and before "**of this**" change "**(2) of Subsection B**" to "**(B)(3)**"

AMENDMENT NO. 7

On page 8, line 21, following "**provisions of**," change "**Subsection**" to "**Item**"

AMENDMENT NO. 8

On page 8, line 22, following "**(D)(1)(a)(vi)**" and before "**apply**" insert "**of this Section**"

On motion of Senator Marionneaux, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrish
Broome	Gray	Mount
Cheek	Hebert	Murray
Cravins	Heitmeier	Nevers
Crowe	Jackson	Quinn
Donahue	Kostelka	Riser
Dorsey	LaFleur	Shaw
Duplessis	Long	Thompson
Dupre	Marionneaux	Walsworth

Total - 33

NAYS

Total - 0

ABSENT

Amedee	Martiny	Smith
Cassidy	Shepherd	
Total - 5		

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator Duplessis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 521—**  
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 32:667(D), relative to driver's licenses; to provide for an administrative hearing; to provide for the administrative suspension, revocation, or cancellation proceedings; to provide for responsibilities of the Department of Public Safety and Corrections; and to provide for related matters.

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

**SENATE BILL NO. 615—**  
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 46:2604(A) through (D) and to enact R.S. 46:2604(G), relative to the Children's Cabinet; to provide with respect to the preparation and submission of the budget; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Marionneaux sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 615 by Senator Jackson

AMENDMENT NO. 1

On page 2, line 29, following "**the**" and before "**Cabinet**" insert "**Children's**"

AMENDMENT NO. 2

On page 3, line 1, following "**amended**" and before "**adopted**" change "**and/or**" to "**or**"

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AMENDMENT NO. 3

On page 3, line 29, following "**The**" and before "**shall**" change "**Division of Administration**" to "**division of administration**"

AMENDMENT NO. 4

On page 4, line 2 following "**initiative**" change "1" to "2"

AMENDMENT NO. 5

On page 4, line 3, before "**Louisiana's**" delete "**Bright Start is**"

AMENDMENT NO. 6

On page 4, line 14, following "**collaboration**" and before "**partnerships**" change "**and/or**" to "**and**"

AMENDMENT NO. 7

On page 4, line 20, following "**trend**" and before "**in**" delete "**(increasing/decreasing)**"

AMENDMENT NO. 8

On page 5, line 1, following "**development**/" and before "**health**" change "**Mental**" to "**mental**"

AMENDMENT NO. 9

On page 5, line 2, following "**(c) Early**" change "**Care and Education.**" to "**care and education.**"

AMENDMENT NO. 10

On page 5, line 3, following "**(d) Family**" change "**Support and Parenting Education.**" to "**support and parenting education.**"

AMENDMENT NO. 11

On page 5, line 4, following "**the**" and before "**will**" change "**Children's Budget**" to "**children's budget**"

AMENDMENT NO. 12

On page 5, line 16, following "**The**" and before "**of the**" change "**Executive Director**" to "**executive director**"

AMENDMENT NO. 13

On page 5, line 17, before "**to the**" change "**Children's Budget**" to "**children's budget**"

AMENDMENT NO. 14

On page 5, line 17, following "**Appropriations**" and before "**and the**" insert "**Committee**"

On motion of Senator Marionneaux, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Broome	Gautreaux N	Mount
Cassidy	Hebert	Murray
Cheek	Heitmeier	Nevers
Cravins	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Amedee	Martiny	Smith
Gray	Shepherd	
Total - 5		

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator Jackson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 726—**

BY SENATORS JACKSON, CHEEK AND WALSWORTH  
AN ACT

To amend and reenact R.S. 17:1517.1, relative to Louisiana State University Health Sciences Center at Shreveport; to provide for utilization of hospital revenues; to provide for an effective date; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Marionneaux sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 726 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, following "To" and before "R.S. 17:1517.1" change "amend and reenact" to "enact"

On motion of Senator Marionneaux, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Amedee	Shepherd
Martiny	Smith
Total - 4	

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator Jackson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Mr. President in the Chair**

**House Concurrent Resolutions  
on Second Reading  
Reported by Committees**

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

**HOUSE CONCURRENT RESOLUTION NO. 11—  
BY REPRESENTATIVE HILL  
A CONCURRENT RESOLUTION**

To urge and request the Louisiana Department of Transportation and Development to designate the portion of Louisiana Highway 165 North from Oakdale city limits to the Rapides Parish line as the "Staff Sergeant Timothy B. Cole, Jr. Memorial Highway" and to erect signage along this route reflecting this designation.

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Marionneaux
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Broome	Gautreaux N	Mount
Cassidy	Gray	Murray
Cheek	Hebert	Nevers
Cravins	Heitmeier	Quinn
Crowe	Jackson	Riser
Donahue	Kostelka	Shaw
Dorsey	LaFleur	Thompson
Duplessis	Long	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Amedee	McPherson	Smith
Martiny	Shepherd	
Total - 5		

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

**HOUSE CONCURRENT RESOLUTION NO. 21—  
BY REPRESENTATIVE GARY SMITH  
A CONCURRENT RESOLUTION**

To urge and request the Louisiana Department of Transportation and Development to study the feasibility of constructing center turn lanes on certain portions of Louisiana Highway 48 in St. Charles Parish.

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Amedee	Shepherd
Martiny	Smith
Total - 4	

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

**HOUSE CONCURRENT RESOLUTION NO. 63—  
BY REPRESENTATIVE HARDY  
A CONCURRENT RESOLUTION**

To urge and request the United States Congress to increase penalties for any person who knowingly hires, or recruits or refers for a fee, for employment within this state, an individual who is not authorized to work in the United States, or who knowingly continues to employ an unauthorized alien.

Reported favorably by the Committee on Labor and Industrial Relations.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Erdey	Marionneaux
Alario	Gautreaux B	McPherson
Broome	Gautreaux N	Morrish
Cheek	Gray	Murray
Cravins	Hebert	Nevers
Crowe	Heitmeier	Quinn
Donahue	Jackson	Riser
Dorsey	Kostelka	Shaw
Duplessis	LaFleur	Thompson
Dupre	Long	Walsworth
Total - 30		

**NAYS**

Total - 0

**ABSENT**

Mr. President	Martiny	Shepherd
Amedee	Michot	Smith
Cassidy	Mount	
Total - 8		

May 29, 2008

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

HOUSE CONCURRENT RESOLUTION NO. 27—

BY REPRESENTATIVES CONNICK AND MORRELL
A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to develop and implement a policy which allows for certified copies of state identification cards to be used as substantiating documentation in obtaining a duplicate or replacement identification card.

Reported favorably by the Committee on Judiciary A.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Michot
Adley Erdey Morrish
Alario Gautreaux B Mount
Broome Gautreaux N Murray
Cassidy Gray Nevers
Cheek Hebert Quinn
Cravins Jackson Riser
Crowe LaFleur Shaw
Donahue Long Thompson
Dorsey Marionneaux Walsworth
Duplessis McPherson
Total - 32

NAYS

Total - 0

ABSENT

Amedee Kostelka Shepherd
Heitmeier Martiny Smith
Total - 6

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

HOUSE CONCURRENT RESOLUTION NO. 57—

BY REPRESENTATIVE FOIL
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations on the revision, reorganization, and consolidation of the laws on registry with particular emphasis on the laws relative to the cancellation of mortgage and privilege inscriptions.

Reported favorably by the Committee on Judiciary A.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Broome Gray Murray
Cassidy Hebert Nevers
Cheek Heitmeier Quinn
Cravins Jackson Riser

Crowe Kostelka Shaw
Donahue LaFleur Thompson
Dorsey Long Walsworth
Duplessis Marionneaux
Dupre McPherson

Total - 34

NAYS

Total - 0

ABSENT

Amedee Shepherd
Martiny Smith
Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 70—

BY REPRESENTATIVE LABRUZZO
A CONCURRENT RESOLUTION

To amend the Department of Health and Hospitals, office of management and finance, bureau of health services financing rule (LAC 48:I.744I(A)(1)), which provides for the core requirements for certain addiction treatment programs, and to direct the office of the state register to print the amendments in the Louisiana Administrative Code.

Reported favorably by the Committee on Health and Welfare.

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 Dupre Marionneaux
Adley Erdey McPherson
Alario Gautreaux B Michot
Broome Gautreaux N Morrish
Cassidy Gray Murray
Cheek Hebert Nevers
Cravins Heitmeier Quinn
Crowe Jackson Riser
Donahue Kostelka Shaw
Dorsey LaFleur Thompson
Duplessis Long Walsworth
Total - 33

NAYS

Total - 0

ABSENT

Amedee Mount Smith
Martiny Shepherd
Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 80—

BY REPRESENTATIVE MICKY GULLORY
A CONCURRENT RESOLUTION

To authorize the Acadiana Region Supports and Services Center to enter into a cooperative endeavor agreement with the Acadiana Region Supports and Services Center Families Association, Inc., in the development of the Acadiana Region Institute for Community Growth, a nonprofit organization.

Reported favorably by the Committee on Health and Welfare.

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

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

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

**Bagneris Rule**

Senator Thompson moved to suspend the rules to temporarily pass over controversial House Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.

Without objection, so ordered.

**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. 91—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 6:2(16) and 4 and to enact R.S. 6:2(17), relative to financial institution employment references; to provide that trust companies may release certain information to other financial institutions; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw

Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

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

**HOUSE BILL NO. 140—**  
BY REPRESENTATIVES KLECKLEY AND MONICA  
AN ACT

To amend and reenact R.S. 22:680(1)(a)(iv) and (4), relative to uninsured motorist coverage; to delete reference to repealed statute; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

The Chair declared the bill was passed and returned to the House. Senator LaFleur moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 141—**  
BY REPRESENTATIVES KLECKLEY AND MONICA  
AN ACT

To amend and reenact R.S. 22:667.1(A), relative to residential property insurance policies; to correct statutory reference to homeowner's insurance; and to provide for related matters.

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

May 29, 2008

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Broome Gray Murray
Cassidy Hebert Nevers
Cheek Heitmeier Quinn
Cravins Jackson Riser
Crowe LaFleur Shaw
Dorsey Long Thompson
Duplessis Marionneaux Walsworth
Dupre McPherson
Total - 32

NAYS

Total - 0

ABSENT

Amedee Kostelka Shepherd
Donahue Martiny Smith
Total - 6

The Chair declared the bill was passed and returned to the House. Senator LaFleur moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 155—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 40:2116(B)(1) and (C), relative to the facility need review process; to provide for facility need review approval for nursing facilities; to change reference to community and group home beds for the mentally retarded to community and group home beds for the developmentally disabled; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey McPherson
Adley Gautreaux B Michot
Alario Gautreaux N Morrish
Broome Gray Mount
Cassidy Hebert Murray
Cheek Heitmeier Nevers
Cravins Jackson Quinn
Donahue Kostelka Riser
Dorsey LaFleur Shaw
Duplessis Long Thompson
Dupre Marionneaux Walsworth
Total - 33

NAYS

Total - 0

ABSENT

Amedee Martiny Smith
Crowe Shepherd
Total - 5

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

HOUSE BILL NO. 156—

BY REPRESENTATIVE ARNOLD

AN ACT

To enact R.S. 37:3395.1, relative to the Louisiana Real Estate Appraisers Board; to create the Peer Review Committee within the Louisiana Real Estate Appraisers Board; to provide for powers and duties of the committee; to provide for reimbursement of expenses and mileage; to provide for exclusion from liability or damages; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Marionneaux
Adley Erdey McPherson
Alario Gautreaux B Michot
Broome Gautreaux N Morrish
Cassidy Gray Murray
Cheek Hebert Nevers
Cravins Heitmeier Riser
Crowe Jackson Shaw
Donahue Kostelka Thompson
Dorsey LaFleur Walsworth
Duplessis Long
Total - 33

NAYS

Total - 0

ABSENT

Amedee Quinn Smith
Martiny Shepherd
Total - 5

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

HOUSE BILL NO. 180—

BY REPRESENTATIVE GALLOT

AN ACT

To enact R.S. 49:191(3)(m), relative to the termination and re-creation of statutory entities; to provide relative to the termination of the Department of Veterans Affairs and statutory entities made a part of the department; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Broome Gray Murray
Cassidy Hebert Nevers
Cheek Heitmeier Quinn
Cravins Jackson Riser
Crowe Kostelka Shaw
Donahue LaFleur Thompson

Dorsey	Long	Walsworth
Duplessis	Marionneau	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

The Chair declared the bill was passed and returned to the House. Senator Walsworth moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 192—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 37:1437(C)(2)(a) and (c), (5)(b), and (6)(a), relative to licensing by the Louisiana Real Estate Commission; to provide for changes to the initial licensing requirements of a real estate broker; to provide for changes to post-license educational requirements of real estate brokers and salespersons; to remove free courses offered by the commission; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneau	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

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

**HOUSE BILL NO. 194—**  
BY REPRESENTATIVE KATZ  
AN ACT

To enact R.S. 40:2116.36(E), relative to home health care providers; to provide for the denial, revocation, or nonrenewal of a home health agency license; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneau	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

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

**HOUSE BILL NO. 196—**  
BY REPRESENTATIVE KATZ  
AN ACT

To enact R.S. 49:191(4) and to repeal R.S. 49:191(2)(c), relative to the Department of Health and Hospitals, including provisions to provide for the re-creation of the Department of Health and Hospitals and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneau	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

May 29, 2008

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

HOUSE BILL NO. 219—

BY REPRESENTATIVE ARNOLD AN ACT

To repeal R.S. 13:3737, relative to the quality review privilege of accountants.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Broome Gray Murray
Cassidy Hebert Nevers
Cheek Heitmeier Quinn
Cravins Jackson Riser
Crowe Kostelka Shaw
Donahue LaFleur Thompson
Dorsey Long Walsworth
Duplessis Marionneaux
Dupre McPherson
Total - 34

NAYS

Total - 0

ABSENT

Amedee Shepherd
Martiny Smith
Total - 4

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

HOUSE BILL NO. 222—

BY REPRESENTATIVE KLECKLEY AN ACT

To enact R.S. 22:1078(B)(26) and 1907.1, relative to property residual value insurance policies; to require filing with and approval of such policies or forms by the commissioner of insurance; to provide for fees; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Michot
Adley Erdey Morrish
Alario Gautreaux B Mount
Broome Gray Murray
Cassidy Hebert Nevers
Cheek Heitmeier Quinn
Cravins Jackson Riser
Crowe Kostelka Shaw
Donahue LaFleur Thompson
Dorsey Long Walsworth
Duplessis McPherson
Total - 32

NAYS

Total - 0

ABSENT

Amedee Marionneaux Shepherd
Gautreaux N Martiny Smith
Total - 6

The Chair declared the bill was passed and returned to the House. Senator Long moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 223—

BY REPRESENTATIVES KLECKLEY AND MONICA AN ACT

To amend and reenact R.S. 22:1479, relative to insurers and other entities regulated by the commissioner of insurance; to require life or health and accident insurers, health maintenance organizations, managing general agents, and third-party administrators to maintain written catastrophe response plans; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Broome Gray Murray
Cassidy Hebert Nevers
Cheek Heitmeier Quinn
Cravins Jackson Riser
Crowe Kostelka Shaw
Donahue LaFleur Thompson
Dorsey Long Walsworth
Duplessis Marionneaux
Dupre McPherson
Total - 34

NAYS

Total - 0

ABSENT

Amedee Shepherd
Martiny Smith
Total - 4

The Chair declared the bill was passed and returned to the House. Senator Long moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 237—

BY REPRESENTATIVE KLECKLEY AN ACT

To enact R.S. 22:1078(B)(26) and 1807.1, relative to vehicle mechanical breakdown insurance and fees of the Department of Insurance; to provide for commissioner of insurance review and approval of forms; to provide for fees for the review of vehicle mechanical breakdown policies; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Amedee	Shepherd
Martiny	Smith
Total - 4	

The Chair declared the bill was passed and returned to the House. Senator Long moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 320—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 56:1948.6(C), relative to the Louisiana Byways Program; to provide relative to the official logo; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Broome	Gautreaux N	Mount
Cassidy	Hebert	Murray
Cheek	Heitmeier	Nevers
Cravins	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Amedee	Martiny	Smith
Gray	Shepherd	
Total - 5		

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

**HOUSE BILL NO. 363—**  
BY REPRESENTATIVE LEBAS  
AN ACT

To amend and reenact R.S. 37:1479(A) and (B), relative to the licensing of home inspectors; to provide for the expiration of licenses; to provide for the renewal of licenses; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrish
Broome	Gray	Mount
Cassidy	Hebert	Murray
Cheek	Heitmeier	Nevers
Cravins	Jackson	Quinn
Crowe	Kostelka	Riser
Dorsey	LaFleur	Shaw
Duplessis	Long	Thompson
Dupre	Marionneaux	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Amedee	Martiny	Smith
Donahue	Shepherd	
Total - 5		

The Chair declared the bill was passed and returned to the House. Senator LaFleur moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 503—**  
BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 25:2(A) and R.S. 51:1256(B)(2)(introductory paragraph), (3)(introductory paragraph), and (4), (E), (F), and (G), 1257(E), 1284(A)(introductory paragraph) and (B), and 1318(C) and (I), relative to certain boards and commissions; to change the appointing authority for certain boards and commissions; to provide for terms of service; to provide for appointment of chairmen; to provide for implementation; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Kostelka sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Kostelka to Engrossed House Bill No. 503 by Representative Gallot

**AMENDMENT NO. 1**

In Senate Committee Amendment No. 1 proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on May 22, 2008 on line 5 thereof, between "commission." and the quote "" insert "In the event of a vacancy in any position referenced in this Section, the vacancy shall be filled by appointment by the lieutenant governor."

May 29, 2008

AMENDMENT NO. 2

On page 4, line 13, delete "1256(B)(2)(introductory paragraph), (3)(introductory paragraph), or (4),"

AMENDMENT NO. 3

In Senate Committee Amendment No. 4 proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on May 22, 2008 on line 11 thereof, change "Section 3" to "Sections 3 and 4"

AMENDMENT NO. 4

On page 4, line 26, change "Section 3" to "Sections 3 and 4"

On motion of Senator Kostelka, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrish
Broome	Gray	Mount
Cassidy	Hebert	Murray
Cheek	Heitmeier	Nevers
Cravins	Jackson	Quinn
Crowe	Kostelka	Riser
Dorsey	LaFleur	Shaw
Duplessis	Long	Thompson
Dupre	Marionneaux	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Amedee	Martiny	Smith
Donahue	Shepherd	
Total - 5		

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

**HOUSE BILL NO. 508—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 37:77(H), 83(A), (B), and (C), and 86(C) and to enact R.S. 37:73(18), relative to the Louisiana Accountancy Act; to provide for a definition; to provide for changes to the acceptance of peer reviews by the board; to provide that peer reviews are privileged; to provide for changes to unlawful acts by certified public accountants; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn

Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

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

**HOUSE BILL NO. 606—**

BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 22:1404(E) and (F) and to enact R.S. 22:1404(G), relative to automobile insurance rate reductions; to provide with respect to a rate reduction for automobiles that have technology that aids in the recovery of stolen vehicles; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

The Chair declared the bill was passed and returned to the House. Senator LaFleur moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 670—**

BY REPRESENTATIVES WILLIAMS, BARROW, DOERGE, HINES, SIMON, AND WILLMOTT  
AN ACT

To amend and reenact R.S. 46:1301(A)(introductory paragraph) and (1) and (B), relative to autism services provided by the Department of Health and Hospitals; to transfer the center of excellence for autism to the office of citizens with developmental disabilities; to rename the center; to provide for formal agreements with the center; to establish the location of the center and any facilities; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Amedee	Shepherd
Martiny	Smith
Total - 4	

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

**HOUSE BILL NO. 728—**

BY REPRESENTATIVE SIMON

**AN ACT**

To amend and reenact R.S. 37:146(B), (C), and (D) and to enact R.S. 37:146.1, relative to qualifications for examination of architects; to provide for additional qualifications for examinations for applicants; to provide for the ability for the board to adopt rules; to provide for licensing for architects; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrish
Broome	Gray	Mount
Cassidy	Hebert	Murray
Cheek	Heitmeier	Nevers
Cravins	Jackson	Quinn
Crowe	Kostelka	Riser
Dorsey	LaFleur	Shaw
Duplessis	Long	Thompson
Dupre	Marionneaux	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Amedee	Martiny	Smith
Donahue	Shepherd	
Total - 5		

The Chair declared the bill was passed and returned to the House. Senator Donahue moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 790—**

BY REPRESENTATIVES FOILL, GREENE, AND RICHARDSON

**AN ACT**

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Amedee	Shepherd
Martiny	Smith
Total - 4	

The Chair declared the bill was passed and returned to the House. Senator Cassidy moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 858—**

BY REPRESENTATIVE KATZ

**AN ACT**

To amend and reenact R.S. 37:2503(C) and (D) and 2504(D) and (E), relative to the Board of Examiners of Nursing Facility Administrators; to provide meeting attendance requirements; to provide for the creation of vacancies; to establish what constitutes a quorum; to authorize the board to maintain the Direct Service Worker Registry; to authorize the board to determine and document direct service worker registration status; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Mount sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mount to Reengrossed House Bill No. 858 by Representative Katz

**AMENDMENT NO. 1**

On page 1, line 17, change "does not attend" to "is absent from"

On motion of Senator Mount, the amendments were adopted.

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

May 29, 2008

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Amedee	Shepherd
Martiny	Smith
Total - 4	

The Chair declared the amended bill was passed and returned to the House. Senator Kostelka moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 861—**

BY REPRESENTATIVES HINES, ABRAMSON, BARROW, BURFORD, DOERGE, HILL, KATZ, LABRUZZO, LEBAS, MILLS, NOWLIN, POPE, SIMON, AND WILLMOTT

**AN ACT**

To enact Chapter 62 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2881 and 2882, relative to the Umbilical Cord Blood Banking Program; to provide for a short title; to establish the program within the Department of Health and Hospitals; to provide for the duties of the department; to provide for funding; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrish
Broome	Gray	Mount
Cassidy	Hebert	Murray
Cheek	Heitmeier	Nevers
Cravins	Jackson	Quinn
Donahue	Kostelka	Riser
Dorsey	LaFleur	Shaw
Duplessis	Long	Thompson
Dupre	Marionneaux	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Amedee	Martiny	Smith
Crowe	Shepherd	
Total - 5		

The Chair declared the bill was passed and returned to the House. Senator Walsworth moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 930—**

BY REPRESENTATIVES MILLS, ABRAMSON, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BALDONE, BARRAS, BILLIOT, BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, CORTEZ, DANAHAY, DOERGE, ELLINGTON, GALLOT, GISCLAIR, MICKY GULLORY, HARDY, HAZEL, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, MICHAEL JACKSON, JOHNSON, SAM JONES, KATZ, LABRUZZO, LAMBERT, LEBAS, MCVEA, MORRELL, NORTON, NOWLIN, PETERSON, POPE, RICHARD, RICHARDSON, SCHRODER, SIMON, JANE SMITH, PATRICIA SMITH, TEMPLET, TRAHAN, WHITE, AND WILLIAMS

**AN ACT**

To amend and reenact R.S. 36:258(G) through (L), to enact Chapter 20 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:901 through 906, and Chapter 21 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:911 through 920, and to repeal R.S. 28:382.2 and R.S. 46:2661 through 2666, relative to human services districts; to provide relative to the Capital Area Human Services District, including the powers, duties, and functions of the district, its governing board and nomination procedures, reporting duties, and the transfer of powers, duties, functions, and employees from the Department of Health and Hospitals to the district; to provide for the reversion of the functions of human services districts to the Department of Health and Hospitals in the event of the termination of a contract; to create statewide human services delivery systems; to establish the jurisdiction of human services districts; to create governing boards and provide for the appointment of board members, their terms, and compensation; to establish requirements for existing and newly created boards; to provide for the powers, duties, and functions of the districts; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the districts; to provide for transfer of employees; to provide relative to the membership, responsibilities, and duties of the Human Services Interagency Council; to establish the duties and responsibilities of the Department of Health and Hospitals; to provide for the event of a conflict with other laws; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Mount sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Mount to Reengrossed House Bill No. 930 by Representative Mills

AMENDMENT NO. 1

On page 2, between lines 16 and 17, insert the following:

"(5) "Secretary" means the secretary of the Department of Health and Hospitals."

On motion of Senator Mount, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser

Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneau	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

The Chair declared the amended bill was passed and returned to the House. Senator Gray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 960—**  
BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 18:1309.2, relative to a program for early voting; to authorize the secretary of state to develop and implement a program for the conduct of early voting in additional locations; to require the secretary of state, clerks of court, and the registrars of voters to work together to develop and implement the program; to require the approval of the program by the House and Senate governmental affairs committees prior to implementation; to require the secretary of state to provide a report regarding the program to the House and Senate governmental affairs committees; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Broome	Gautreaux N	Mount
Cassidy	Gray	Murray
Cheek	Hebert	Nevers
Cravins	Heitmeier	Quinn
Crowe	Jackson	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Thompson
Duplessis	Marionneau	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Amedee	Martiny	Smith
Kostelka	Shepherd	
Total - 5		

The Chair declared the bill was passed and returned to the House. Senator Jackson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 1017—**  
BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 18:18(A)(8)(b), 51(C), 108(B), 110(B)(2)(b), 115(A)(3), 154(C), 171, 172, 193(E) and (F), 196(D), 425(B)(4), 443.2(7), 503, 532(B)(5), 532.1(B)(2)(b) and (D), 535(B), 563(C)(2), 564(A), 566.2(B) and (G), 571, 1259(A)

and (B)(1), (2)(introductory paragraph), and (5), 1275.14(B), 1284(F)(1), 1299.1(A), 1306(B)(2), 1307(C), 1309(B), 1313(D), 1402(A)(introductory paragraph) and (B)(1)(introductory paragraph), and 1903, to enact R.S. 18:2(12), 552(A)(4), 1300.7(C), (D), and (E), 1306(B)(3), 1309(J), and 1332(C), and to repeal R.S. 18:532.1(G) and (H), relative to the Louisiana Election Code; to provide relative to the powers and duties of the secretary of state; to provide relative to the duties of clerks of court; to provide relative to the duties of registrars of voters; to provide relative to the duties of the secretary of the Department of Public Safety and Corrections; to provide definitions; to provide relative to filling a vacancy in the office of registrar of voters; to provide relative to transfer and cancellation of duplicate registrations; to provide relative to the effectiveness of certain changes in registration; to provide relative to disclosure of voter information; to provide relative to reporting of felony convictions; to provide relative to procedures for challenge and cancellation of registration; to provide relative to reporting of judgments of interdiction; to provide relative to the qualifications of commissioners; to provide relative to the submission of apportionment plans of the state central committees of certain recognized political parties; to provide relative to notice of withdrawal or disqualification of a candidate; to provide relative to notice of location of precincts and polling places; to provide relative to assistance in voting; to provide relative to procedures for voting; to provide relative to the counting and tabulation of provisional ballots for federal office; to provide relative to procedures for counting and tabulating votes; to provide relative to arrangement of the voting machine ballot; to provide relative to selection of nominees in congressional elections; to provide relative to requirements for statements of propositions or questions to be submitted to the voters; to provide relative to recall elections; to provide relative to election paraphernalia accompanying absentee by mail and early voting ballots; to provide relative to the validity of certain applications to vote absentee by mail by certain persons; to provide relative to information required to be posted at an early voting polling place; to provide relative to persons present during the counting and tabulation of absentee and early voting ballots; to provide relative to registration of persons approved for participation in the special program for handicapped voters; to provide relative to parties to an action objecting to candidacy; to provide relative to precincts; to provide for effectiveness; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneau	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

May 29, 2008

ABSENT

Amedee Shepherd
Martiny Smith
Total - 4

The Chair declared the bill was passed and returned to the House. Senator Jackson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1051—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 40:2120.33(3), relative to adult brain injury facilities; to remove restrictions against related patients within the same adult brain injury facility; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Broome Gray Murray
Cassidy Hebert Nevers
Cheek Heitmeier Quinn
Cravins Jackson Riser
Crowe Kostelka Shaw
Donahue LaFleur Thompson
Dorsey Long Walsworth
Duplessis Marionneaux
Dupre McPherson
Total - 34

NAYS

Total - 0

ABSENT

Amedee Shepherd
Martiny Smith
Total - 4

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

HOUSE BILL NO. 1058—

BY REPRESENTATIVES GALLOT, TUCKER, AND WADDELL

AN ACT

To amend and reenact R.S. 6:103(B)(14), (E)(1)(e), and (I), R.S. 9:2798.5(A), R.S. 10:9-526(a)(2) as amended by Act No. 319 of the 2007 Regular Session of the Legislature, R.S. 11:315(A)(introductory paragraph) and (B)(2)(introductory paragraph), 316(A)(introductory paragraph), 542.1(B), 1942.1(A), 2178(D), (E)(5), and (J)(1) and (2), and 2260(A)(9)(b)(iv), R.S. 13:961(B), (C), (D)(2), (E), and (I), R.S. 15:141, 142(F), 143(introductory paragraph), 147(B)(2), 148(A), 149, 160(E), 161(J), 162(C), 165(B)(1)(b), 170(D)(5)(introductory paragraph), 173(A), 181, 182, 185.3(D), 571.11(B), 572.8(G) and (H), and 574.9(A), R.S. 17:416(B)(2) and (3)(d)(iv), (C)(1) and (2)(a)(i), and (E), 525(A)(1) and (C), 1518.1(I)(3) and (J), 1990(B)(1)(c) and (d), 3048.1(A)(1)(a)(iii)(dd)(I) and (V)(3)(a), 3394.1, 3394.2(6) and 3394.3(B)(introductory paragraph) and (1)(b), R.S. 23:101, 107(C) and (D), 111(A), (B)(3)(e), and (F), 897(K) and (M), 1191, 1195(A)(1) and (5)(a), (B)(introductory paragraph), (1)(a), (2)(b), and (3)(a), and (C)(5)(a) and (b)(vi), 1196(A)(2)(c)(i), (3)(b), and (5), 1209(A), (B), and (D), 1211, 1378(A)(6)(b), (B),

(C), (D), and (F)(1) through (29) and (30)(a)(iii), 1392(introductory paragraph), (5), and (8)(a), 1532.1(B)(1)(a) and (b) and (2), (C)(1)(a) and (b), (2), and (3), and (E), 1541, 1552, 1553(A), (B)(3), (4), (5) and (10)(a) and (b), and (D)(4), and 1775(D)(2), R.S. 28:854(B)(1) and (C) and 894(A)(2) and (4), (B)(1), and (C), R.S. 32:784(B), R.S. 38:330.8(B)(4), 334.3, and 2212(C)(1), R.S. 56:320(A)(3) and 327(D) and to repeal R.S. 14:50.1, 54, 85.1, and 91.14, relative to the Louisiana Revised Statutes of 1950; to provide for technical corrections to certain Revised Statutes; to provide for the Louisiana State Law Institute to redesignate certain provisions of Title 40 of the Louisiana Revised Statutes of 1950; to remove certain unconstitutional provisions of Title 14 of the Louisiana Revised Statutes of 1950.

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 Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Broome Gray Murray
Cassidy Hebert Nevers
Cheek Heitmeier Quinn
Cravins Jackson Riser
Crowe Kostelka Shaw
Donahue LaFleur Thompson
Dorsey Long Walsworth
Duplessis Marionneaux
Dupre McPherson
Total - 34

NAYS

Total - 0

ABSENT

Amedee Shepherd
Martiny Smith
Total - 4

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

HOUSE BILL NO. 1062—

BY REPRESENTATIVE MILLS

AN ACT

To amend and reenact R.S. 40:1058.3(C), relative to methadone maintenance programs; to extend the moratorium on methadone maintenance programs; to provide that the Department of Health and Hospitals may license a new or additional methadone maintenance program if a need is determined to exist; to provide for the promulgation of rules and regulations; to provide for a special effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrish
Alario Gautreaux N Mount
Broome Gray Murray

Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

The Chair declared the bill was passed and returned to the House. Senator Cassidy moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 1130— (Substitute for House Bill No. 1095 by Representative Robideaux)**  
 BY REPRESENTATIVES ROBIDEAUX AND CORTEZ  
 AN ACT

To amend and reenact R.S. 22:1474(B)(5) and (D)(3) and to enact R.S. 22:1474(D)(4), relative to life insurance, disability income, long-term care and annuity policies; to provide relative to exclusive use of certain records and information for individual life insurance, disability income, long-term care and annuity policies; to provide relative to ownership of life insurance, disability income, long-term care and annuity files; to provide relative to the right to retain files upon termination of affiliation between insurance company and producer; to provide relative to all written or electronic records gathered and maintained by the producer; to provide relative to exclusion of real-time policy data and updates maintained on the insurance company computer system or any data protected by the Gramm-Leach-Bliley Act or the security laws; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrish
Broome	Gray	Mount
Cheek	Hebert	Murray
Cravins	Heitmeier	Nevers
Crowe	Jackson	Quinn
Donahue	Kostelka	Riser
Dorsey	LaFleur	Shaw
Duplessis	Long	Thompson
Dupre	Marionneaux	Walsworth
Total - 33		

NAYS

Total - 0

ABSENT

Amedee	Martiny	Smith
Cassidy	Shepherd	
Total - 5		

The Chair declared the bill was passed and returned to the House. Senator Cravins moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**HOUSE BILL NO. 1332—**  
 BY REPRESENTATIVE PETERSON  
 AN ACT

To enact R.S. 22:1135(I), relative to life insurance agent examinations; to require the commissioner of insurance to publish a report regarding life insurance agent examinations; to provide for the commissioner of insurance to publish a report regarding life insurance test forms administered; to provide for the commissioner of insurance to supply testing service providers with demographic information of an insurance producer applicant; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Cravins sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Cravins to Engrossed House Bill No. 1332 by Representative Peterson

AMENDMENT NO. 1  
 On page 1, line 2, change "R.S. 22:1135(I)" to "R.S. 22:1135(I) and (J)"

AMENDMENT NO. 2  
 On page 1, line 9, change "is" to "and (J) are"

AMENDMENT NO. 3  
 On page 2, line 9, change "(4)" to "J"

On motion of Senator Cravins, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

The Chair declared the amended bill was passed and returned to the House. Senator Gray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

May 29, 2008

HOUSE BILL NO. 1361— (Substitute for House Bill No. 1080 by Representative Patricia Smith) BY REPRESENTATIVE PATRICIA SMITH AN ACT

To amend and reenact R.S. 40:2120.42(1), relative to adult day health care providers; to change certain operational requirements; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Erdey, Michot, Adley, Gautreaux B, Morrish, Alario, Gautreaux N, Mount, Broome, Gray, Murray, Cassidy, Hebert, Nevers, Cheek, Heitmeier, Quinn, Cravins, Jackson, Riser, Crowe, Kostelka, Shaw, Donahue, LaFleur, Thompson, Dorsey, Long, Walsworth, Duplessis, Marionneaux, Dupre, McPherson. Total - 34

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Amedee, Shepherd, Martiny, Smith. Total - 4

The Chair declared the bill was passed and returned to the House. Senator Cassidy 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, Subject to Call

The following House 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 Dupre asked that House Bill No. 1117 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1117— BY REPRESENTATIVE MORRIS AN ACT

To amend and reenact R.S. 30:22, 23, 148.1, 148.2, 148.3, 148.4, 148.5, 148.6, 148.8, and 148.9(A) and (B)(introductory paragraph) and to repeal R.S. 30:148.9(B)(1), (2), and (3), relative to mineral leases; to provide for leases for storage; to provide for application, advertising, bids, public hearings, and selection for certain leases; to provide for the authority of the State Mineral Board and the commissioner of conservation; and to provide for related matters.

Floor Amendments Sent Up

Senator Hebert sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Reengrossed House Bill No. 1117 by Representative Morris

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 2 proposed by the Senate Committee on Natural Resources and adopted by the Senate on May 20, 2008.

AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Natural Resources and adopted by the Senate on May 20, 2008, on page 1, line 10, change "lessor" to "applicant"

AMENDMENT NO. 3

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Natural Resources and adopted by the Senate on May 20, 2008, on page 1, line 11, change "of the lease" to "for the lease"

AMENDMENT NO. 4

On page 5, between lines 7 and 8, insert "(5) That due consideration has been given to the alternative sources of water for the leaching of cavities."

On motion of Senator Hebert, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dupre, McPherson, Adley, Erdey, Michot, Alario, Gautreaux B, Morrish, Broome, Gautreaux N, Mount, Cassidy, Gray, Murray, Cheek, Hebert, Nevers, Cravins, Heitmeier, Quinn, Crowe, Jackson, Riser, Donahue, LaFleur, Shaw, Dorsey, Long, Thompson, Duplessis, Marionneaux, Walsworth. Total - 33

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Amedee, Martiny, Smith, Kostelka, Shepherd. Total - 5

The Chair declared the amended bill was passed and returned to the House. Senator Dupre moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Mount 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. 98—**  
BY SENATOR SMITH

A RESOLUTION

To commend Lina Miller for her fifty years of volunteer service and induction into the Louisiana 4-H Hall of Fame.

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

**SENATE RESOLUTION NO. 99—**  
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 Thomas Adams, Jr., for his loss in the Desert Shield Theater of Operations while bravely serving his country during the mission to restore freedom and democracy to the conquered people of Kuwait.

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

**SENATE RESOLUTION NO. 100—**  
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Specialist Marisol Heredia upon her death in Operation Iraqi Freedom.

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

**SENATE CONCURRENT RESOLUTION NO. 87—**  
BY SENATOR QUINN

A CONCURRENT RESOLUTION

To commend and congratulate the players, coach, owner, and staff of the New Orleans Hornets Basketball Team for a terrific season in the 2007-2008 National Basketball Association.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Thompson
Dorsey	Long	Walsworth
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Amedee	Shepherd
Martiny	Smith
Total - 4	

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

**Privilege Report of the Committee on Senate and Governmental Affairs**

**ENROLLMENTS**

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

May 29, 2008

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 Bills have been properly enrolled:

**SENATE BILL NO. 37—**  
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 35:407, relative to ex officio notaries for municipal police departments; to authorize under certain circumstances a mayor to designate persons as ex officio notaries; to provide terms and conditions; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 165—**

BY SENATORS THOMPSON AND ERDEY AND REPRESENTATIVES BOBBY BADON, SCHRODER AND WADDELL

AN ACT

To amend and reenact R.S. 56:103(C)(2), 103.1(B)(2), 104(A)(3) and (4), 104(B)(4), 104.1(A), 116(B) and (C), 302.1(G), 643(B)(2)(a), 646, 649.1(A), 699.8(B) and (D), relative to deer hunting; to authorize the Louisiana Wildlife and Fisheries commission to establish special deer hunting seasons for primitive firearms and crossbows; to authorize the Louisiana Wildlife and Fisheries Commission to define the weapons eligible for use during such special seasons; to authorize special licenses for the use of primitive firearms; and to provide for related matters.

**SENATE BILL NO. 176—**

BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:401(A), relative to the State Market Commission; to remove the commissioner of financial institutions from the membership; and to provide for related matters.

**SENATE BILL NO. 326—**

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 30:2074(B)(3)(e), R.S. 36:231(B) and 258(B), and R.S. 40:4(A)(6), 31.31(1) and 31.32(C) and to enact R.S. 30:2074(B)(3)(f) and (11), relative to transporters of certain waste; to provide for the issuance of licenses and collection of fees for transporting or hauling sewage sludge or biosolids; to provide for the authority of the secretary of the Department of Environmental Quality; to provide for the authority of the state health officer; and to provide for related matters.

Respectfully submitted,  
ROBERT W. "BOB" KOSTELKA  
Chairman

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

Message to the Governor

SIGNED SENATE BILLS

May 29, 2008

To the Honorable Governor of the State of Louisiana:

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

SENATE BILL NO. 13— BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:302.3(B)(2)(a), relative to recreational gear licenses; to provide for hoop nets; to change the number of allowable hoop nets; to provide for age requirements; and to provide for related matters.

SENATE BILL NO. 47— BY SENATOR MCPHERSON

AN ACT

To authorize and provide for the transfer of certain state property in Rapides Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

SENATE BILL NO. 48— BY SENATOR MCPHERSON

AN ACT

To enact R.S. 56:1847(63), relative to state natural and scenic rivers; to include certain waters within the state natural and scenic rivers system; and to provide for related matters.

SENATE BILL NO. 67— BY SENATORS DUPRE AND WALSWORTH AND REPRESENTATIVES ST. GERMAIN AND DOVE

AN ACT

To enact R.S. 49:191(4)(a) and to repeal R.S. 49:191(2)(a), relative to the Department of Wildlife and Fisheries, including provisions to provide for the re-creation of the Department of Wildlife and Fisheries and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

SENATE BILL NO. 68— BY SENATOR DUPRE AND REPRESENTATIVES ST. GERMAIN, BOBBY BADON, HENRY BURNS, CHAMPAGNE, FOIL, GISCLAIR, HARRISON, LITTLE, MONTOUCET AND PERRY

AN ACT

To amend and reenact R.S. 56:699.6, relative to firearm and hunter education exemption; to allow certain military personnel and POST-certified law enforcement officers to file for firearm and hunter education exemption at certain offices; and to provide for related matters.

SENATE BILL NO. 124— BY SENATOR DUPRE AND REPRESENTATIVE DOVE

AN ACT

To enact R.S. 49:191(4) and to repeal R.S. 49:191(2)(b) relative to the Department of Natural Resources, including provisions to provide for the re-creation of the Department of Natural Resources and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

SENATE BILL NO. 133— BY SENATOR DONAHUE AND REPRESENTATIVES ANDERS, ARNOLD, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, CARMODY, CHAMPAGNE, CHANEY, CROMER, DANAHAY, DOWNS, EDWARDS, GISCLAIR, GREENE, GUINN, HARRISON, HAZEL, HENRY, HOFFMANN, HOWARD, HUTTER, KATZ, LAFONTA, LAMBERT, LEGER, LIGI, LITTLE, LOPINTO, MILLS, MONICA, MORRELL, NOWLIN, PEARSON, PONTI,

POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WHITE, WILLMOTT AND WOOTON

AN ACT

To amend and reenact R.S. 3:266(14) and R.S. 38:2212(B), relative to the Louisiana Agricultural Finance Authority; to require the Louisiana Agricultural Finance Authority to comply with public bid laws; and to provide for related matters.

SENATE BILL NO. 175— BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 2:135.3(B) and R.S. 36:621(C)(1), relative to the office of agricultural and environmental sciences; to make a technical correction to the name of the office of agricultural and environmental sciences; and to provide for related matters.

SENATE BILL NO. 321— BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 49:316.1(A)(2)(a) and (c), relative to the administration of state government; to provide the Department of Environmental Quality with authority to accept credit cards for payment of obligations owed to the state through use of a third-party processor to collect a convenience fee to adequately cover transaction fees; and to provide for related matters.

SENATE BILL NO. 550— BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:1311(2) and (3), 1312(A), (C), the introductory paragraph of (F), and (F)(2), 1313(B)(7), 1314, 1316, and the introductory paragraph of 1317 and to enact R.S. 3:1316.1 through 1316.3 and 1319 and to repeal R.S. 3:1312(G), relative to fertilizer regulation; to provide relative to violations; to provide for adjudicatory proceedings; to provide for penalties; to provide relative to deficiency assessments; to prohibit municipalities, parishes, local governmental entities or governing authorities of any group or association, private or public, having jurisdiction over a specific geographic area from enacting ordinances, laws, subdivision restrictions or regulations regarding fertilizers; to provide for rulemaking authority; to provide for technical corrections; and to provide for related matters.

SENATE BILL NO. 619— BY SENATOR THOMPSON

AN ACT

To repeal Part I-C of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:445.1 through 445.10, R.S. 36:629(D)(4) and (5), R.S. 39:1482(D) and (G) and 1572(A)(3) and (4), relative to the marketing of crawfish; to repeal the Louisiana Crawfish Market Development Authority; to remove statutory references; and to provide for related matters.

SENATE BILL NO. 635— BY SENATORS THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 3:3801(A), (B), and (C), 3803(14), 3804(A), 3807(B)(4), 3808(D) and 3815 and to repeal R.S. 3:3807(B)(6) and 3808(F), relative to the Horticulture Commission; to consolidate the professions of horticulturist and landscape contractor into one licensed profession known as "landscape horticulturist"; to provide relative to license powers; to provide for transition provisions; and to provide for related matters.

SENATE BILL NO. 22— BY SENATOR DUPRE AND REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:325.4(D)(1), relative to finfish stock assessment report; to require such report to be submitted to the legislature biennially; and to provide for related matters.

**SENATE BILL NO. 130—**  
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 9:3516(26), relative to the Louisiana Consumer Credit Law; to provide for prepaid finance charges; to provide for definitions; and to provide for related matters.

**SENATE BILL NO. 327—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 6:969.18(A), relative to the Motor Vehicle Sales Finance Act; to provide for documentation and compliance fees; and to provide for related matters.

**SENATE BILL NO. 39—**  
BY SENATOR DUPLESSIS

AN ACT

To enact R. S. 49:191(4) and to repeal R.S. 49:191(2)(g), relative to the Department of Culture, Recreation and Tourism, including provisions to provide for the re-creation of the Department of Culture, Recreation and Tourism and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

**SENATE BILL NO. 101—**  
BY SENATOR MORRISH

AN ACT

To enact R.S. 13:2075.1, relative to the City Court of Jennings; to authorize the transfer of surplus filing fees and costs in the court's civil fee account; and to provide for related matters.

**SENATE BILL NO. 401—**  
BY SENATOR CASSIDY

AN ACT

To enact Part LII-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.135, relative to Medicaid enrollment guidelines for organ transplant centers; to provide for enrollment guidelines; to provide for rules and regulations; to provide for exceptions; and to provide for related matters.

**SENATE BILL NO. 406—**  
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 40:1394.1, relative to state police; to provide with respect to the salary schedule report; and to provide for related matters.

**SENATE BILL NO. 52—**  
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 14:35.1(A)(1) and (B) and to enact R.S. 14:35.1(A)(3), relative to battery of certain workers; to provide for the crime of battery of an adult protective service worker; to provide for the elements of such crime; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

**SENATE BILL NO. 55—**  
BY SENATOR MORRISH

AN ACT

To amend and reenact Code of Civil Procedure Art. 4843(F), relative to the jurisdiction of city courts; to provide relative to the City Court of Jennings; to increase the jurisdictional amount in dispute in such court; and to provide for related matters.

**SENATE BILL NO. 261—**  
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 40:2803(D), relative to the Interagency Task Force on the Future of Family Medicine; to provide for the effective termination date for all statutory authority for the existence of the Interagency Task Force on the Future of Family Medicine; and to provide for related matters.

**SENATE BILL NO. 263—**  
BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 14:110.1(A), relative to the offense of jumping bail; to provide for clarification of failing to appear when ordered by the court; and to provide for related matters.

**SENATE BILL NO. 283—**

BY SENATORS CROWE, ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, DONAHUE, DORSEY, DUPLESSIS, DUPRE, B. GAUTREAUX, GRAY, HEBERT, HEITMEIER, KOSTELKA, LONG, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SHEPHERD, SMITH, THOMPSON AND WALSWORTH

AN ACT

To name the boat launch located at United States Highway 90 and Pearl River in Slidell, Louisiana as the "Edward C. Scogin Memorial Boat Launch.

**SENATE BILL NO. 352—**  
BY SENATOR N. GAUTREAUX AND REPRESENTATIVE PERRY

AN ACT

To authorize and provide for the transfer of certain state property in Vermilion Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

**SENATE BILL NO. 731—**

BY SENATORS DUPRE, THOMPSON AND WALSWORTH

AN ACT

To authorize and provide for the transfer of certain state properties; to provide for transfer of certain state properties in the parish of East Baton Rouge; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

**SENATE BILL NO. 641—**  
BY SENATOR THOMPSON

AN ACT

To enact R.S. 3:1604(J) and 1604.1, relative to the Boll Weevil Eradication Commission; to provide relative to travel reimbursement; to provide for the powers and duties of the commissioner and the commission; and to provide for related matters.

and they are hereby presented for executive approval.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**ATTENDANCE ROLL CALL**

PRESENT

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrish
Broome	Gray	Mount
Cassidy	Hebert	Murray
Cheek	Heitmeier	Nevers
Cravins	Jackson	Quinn
Crowe	Kostelka	Riser
Donahue	LaFleur	Shaw
Dorsey	Long	Shepherd
Duplessis	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 36		

ABSENT

Amedee	Smith
Total - 2	

May 29, 2008

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**Leaves of Absence**

The following leaves of absence were asked for and granted:

Amedee            1 Day                    Smith            1 Day

**Adjournment**

Senator Broome moved that the Senate adjourn until Monday, June 2, 2008, at 2:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 2:00 o'clock P.M. on Monday, June 2, 2008.

GLENN A. KOEPP  
Secretary of the Senate

LYNDA E. WHEELER  
Journal Clerk