

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

TWENTY-FIFTH DAY'S PROCEEDINGS

**Fortieth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, April 29, 2014

The Senate was called to order at 2:10 o'clock P.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

PRESENT

Mr. President	Erdey	Nevers
Allain	Johns	Peacock
Appel	Kostelka	Perry
Broome	Long	Smith, G.
Buffington	Martiny	Smith, J.
Chabert	Mills	Walsworth
Claitor	Morrell	Ward
Cortez	Morrish	White
Donahue	Murray	
Total - 26		

ABSENT

Adley	Gallot	Riser
Amedee	Guillory	Tarver
Brown	Heitmeier	Thompson
Crowe	LaFleur	
Dorsey-Colomb	Peterson	
Total - 13		

The President of the Senate announced there were 26 Senators present and a quorum.

Prayer

The prayer was offered by Reverend Johnny Hollins Jr., following which the Senate joined in the Pledge of Allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Brown, the reading of the Journal was dispensed with and the Journal of April 28, 2014, was adopted.

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

April 28, 2014

To the Honorable President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 107—
BY SENATOR GALLOT AND REPRESENTATIVE JEFFERSON
A CONCURRENT RESOLUTION

To commend and congratulate Mrs. Doris Mott Robinson upon the occasion of her ninety-fifth birthday.

Reported without amendments.

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 88—
BY SENATOR ALARIO

A RESOLUTION

To recognize Wednesday, April 30, 2014, as Dental Hygiene Day and to commend the Louisiana Dental Hygienists' Association.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 89—

BY SENATOR MORRISH

A RESOLUTION

To designate May 5, 2014, as Vietnam Veterans Day and to commemorate the brave and steadfast service by America's Armed Forces during a time of upheaval on the home front and change on all sides.

The resolution was read by title and placed on the Calendar for a second reading.

**Senate Resolutions on
Second Reading**

SENATE RESOLUTION NO. 87—

BY SENATOR BROOME

A RESOLUTION

To commend the service and contributions of Magellan Youth Leaders Inspiring Future Empowerment, known as MY LIFE, and recognize Thursday, May 8, 2014, as MY LIFE Youth Day at the State Capitol.

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

**Senate Concurrent Resolutions on
Second Reading**

SENATE CONCURRENT RESOLUTION NO. 104—

BY SENATORS MILLS AND WARD

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations to the Louisiana Legislature regarding state laws governing common interest ownership regimes, including but not limited to homeowners associations, condominium developments, townhomes, and real estate cooperatives.

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

SENATE CONCURRENT RESOLUTION NO. 105—

BY SENATOR JOHNS

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations to the Louisiana Legislature regarding Code of Civil Procedure Article 3121 and the article's requirement that security be posted by an attorney appointed by the court to administer a vacant succession.

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

April 29, 2014

SENATE CONCURRENT RESOLUTION NO. 106—

BY SENATOR CROWE

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of the former president of Southeastern Louisiana University, Clea Edward Parker.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 29, 2014

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:

Table listing House Bills: HB No. 96, 770, 1087, 1267, 333, 851, 1237, 1270, 551, 872, 1244, 1197.

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 96—

BY REPRESENTATIVE EDWARDS

A JOINT RESOLUTION

Proposing to amend Article V, Section 23 of the Constitution of Louisiana, relative to judges; to remove provisions that establish an age beyond which judges shall not remain in office; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 333—

BY REPRESENTATIVES MONTOUCET AND SEABAUGH

AN ACT

To enact R.S. 38:2251.3 and 39:1595.8, relative to purchasing and procurement; to provide a preference for extruded woven polypropylene products woven in Louisiana; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 551—

BY REPRESENTATIVE TIM BURNS

AN ACT

To amend and reenact R.S. 37:3276(F) and (G), 3278, and 3284(B)(1)(introductory paragraph), (a) through (d), and (4) and (D)(2) and to enact R.S. 37:3284(B)(5) and 3299, relative to the Private Security Regulatory and Licensing Law; to make changes to when a person in the private security business can solicit business; to require all applicants to successfully pass an examination; to provide relative to training requirements; to require reports to be filed by certain persons upon discharging a weapon; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 770—

BY REPRESENTATIVE PRICE

AN ACT

To amend and reenact R.S. 32:781(5) and (13)(a)(i), to enact R.S. 32:792(B)(17) and 796, and to repeal R.S. 32:792(B)(1)(d) and 795, relative to used motor vehicle dealers; to amend the definitions of motor vehicle and used motor vehicle dealer; to provide relative to false, misleading, or unsubstantiated advertising in connection with a used motor vehicle dealer business; to provide relative to the deposit and down payment disclosure and delivery pending a sale by a used motor vehicle dealer; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 851—

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 32:862(G)(4), 863(A)(1), (3)(a), and (B)(2)(b), 863.1(I)(3), 864, and 865(A) and (B)(1), relative to the penalties for operating a motor vehicle without the required motor vehicle liability security; to increase penalties for failing to provide required proof of compliance; to require suspension, revocation, and cancellation of driver's license and registration for violations; to remove limits on the maximum amount of penalties and reinstatement fees that are assessed; to increase the administrative reinstatement fee; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 872—

BY REPRESENTATIVE IVEY

AN ACT

To amend and reenact R.S. 32:862(G)(4), 863(A)(1) and (3)(a), and (B)(2)(b), 863.1(I)(3), 864, and 865(A) and (B)(1) and to enact R.S. 32:868, relative to increasing the penalties for operating a motor vehicle without the required motor vehicle liability security; to require increased penalties for failing to provide required proof of compliance; to require suspension, revocation or cancellation of driver's license and registration for violations; to remove limits on the maximum amount of penalties and reinstatement fees that are assessed; to increase the administrative reinstatement fee; to dedicate revenue from the increased penalties to fund a real-time database for automobile liability insurance; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 1087—

BY REPRESENTATIVE MILLER

AN ACT

To enact R.S. 47:337.23(K), relative to electronic filing and remittance of sales and use taxes; to authorize the collector of certain taxing authorities to require the electronic filing and remittance of local sales and use taxes under certain circumstances; to provide for exceptions; to provide penalties for certain violations; to provide for effectiveness; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 1197—

BY REPRESENTATIVE SCHRODER

AN ACT

To enact R.S. 47:463.165, relative to motor vehicle special prestige license plates; to provide for the Save the Tchefuncte River Lighthouse special prestige license plate; to provide for the creation, issuance, and design of such license plates; to provide

relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 1237—
BY REPRESENTATIVES WOODRUFF AND ABRAMSON
AN ACT

To enact R.S. 47:463.165, relative to motor vehicle special prestige license plates; to provide for the "Saint Katharine Drexel Prep" special prestige license plate; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 1244—
BY REPRESENTATIVE WILLMOTT
AN ACT

To repeal Chapter 6 of Title 2 of the Louisiana Revised Statutes of 1950, comprised of R.S. 2:701 through 710, relative to the Southeast Regional Airport Authority; to repeal the creation and authority of the entity; and to provide an effective date.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 1267— (Substitute for House Bill No. 570 by Representative Stokes)
BY REPRESENTATIVES STOKES AND ADAMS
AN ACT

To enact R.S. 40:1563(M) and 1574(L), relative to carbon monoxide alarms in certain hotels; to authorize the fire marshal to require carbon monoxide alarms in certain hotels; to provide for definitions; to require the disclosure of a carbon monoxide source in plans submitted to the fire marshal by certain hotel owners, lessees, or agents; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 1270— (Substitute for House Bill No. 775 by Representative Simon)
BY REPRESENTATIVE SIMON
AN ACT

To amend and reenact R.S. 40:4.9(A)(1), (2)(introductory paragraph), (b), (c)(introductory paragraph), (ii), and (iv), (B), and (C) and to enact R.S. 40:4.9(D) and (E), relative to certain foods prepared in the home for sale; to provide for application of the state Sanitary Code; to provide for regulations concerning preparation of low-risk foods in the home for public consumption; to provide a definition of low-risk foods; to provide special conditions for preparation and sale of certain baked goods; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

April 29, 2014

To the Honorable President and Members of the Senate:

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

HCR No. 61 HCR No. 115

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

**House Concurrent Resolutions
on First Reading**

HOUSE CONCURRENT RESOLUTION NO. 61—
BY REPRESENTATIVES LEGER AND PRICE
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in consultation with stakeholders, to develop a statewide model for the funding of and the equitable distribution of public funds for early childhood care and education and to submit a report with recommendations regarding the model to the legislature no later than sixty days prior to the convening of the 2015 Regular Session of the Legislature of Louisiana.

The resolution was read by title and placed on the Calendar for a second reading.

HOUSE CONCURRENT RESOLUTION NO. 115—
BY REPRESENTATIVE KLECKLEY
A CONCURRENT RESOLUTION

To recognize Wednesday, April 30, 2014, as the Louisiana Community and Technical College System Workforce Experience Day at the capitol.

The resolution was read by title and placed on the Calendar for a second reading.

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

HOUSE BILL NO. 547—
BY REPRESENTATIVE STUART BISHOP
AN ACT

To enact Subpart L of Part III of Chapter 17 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1647, relative to procurement; to provide for the purchase of certain furniture in certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 637—
BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(F)(3)(c) and (d) and to enact Code of Criminal Procedure Article 895.1(F)(3)(e), relative to fees paid as a condition of probation; to provide relative to the use of monies credited to the Sex Offender Registry Technology Fund; and to provide for related matters.

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

HOUSE BILL NO. 876—
BY REPRESENTATIVES SEABAUGH AND HENRY BURNS
AN ACT

To enact R.S. 17:2118, relative to the recognition of traditional winter celebrations in public schools; to authorize school boards to allow certain greetings and displays; to provide limitations; and to provide for related matters.

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

April 29, 2014

HOUSE BILL NO. 1108—
BY REPRESENTATIVE TERRY LANDRY
AN ACT

To amend and reenact Code of Criminal Procedure Article 213 and to enact Code of Criminal Procedure Article 202(F), relative to warrants of arrest; to prohibit magistrates from making arrests with or without a warrant for school employees for certain acts committed during the course and scope of employment; to authorize the issuance of a summons in lieu of a warrant for arrest; and to provide for related matters.

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

HOUSE BILL NO. 1118—
BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 47:1705.1(B), relative to ad valorem tax millages; to provide with respect to approvals for millage increases for certain taxing authorities in certain parishes; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 1121—
BY REPRESENTATIVE DANAHAY
AN ACT

To enact R.S. 44:3.3, relative to public records; to provide an exemption for certain commercially sensitive information of a public power authority; to provide for definitions; 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. 1122—
BY REPRESENTATIVE SMITH
AN ACT

To amend and reenact Code of Civil Procedure Articles 3603.1(C)(1) and 3607.1, R.S. 46:2136.2(B), and R.S. 14:79(A)(1)(a) and (E) and to enact Chapter 28-C of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2171 through 2174, relative to stalking; to provide for the Protection From Stalking Act; to provide for summary procedures for obtaining a civil order of protection against stalking; to provide for assistance for victims of stalking; 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. 1137—
BY REPRESENTATIVE HOFFMANN
AN ACT

To enact Subpart PP of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.231, Subpart QQ of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.241, and Subpart RR of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.251, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate all or a portion of any refund due to them to The Louisiana Association for the Blind, the Louisiana Center for the Blind, and Affiliated Blind of Louisiana, Inc.; to provide for the administration and disbursement of donated monies; to provide for reporting; 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 Revenue and Fiscal Affairs.

HOUSE BILL NO. 1151—
BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 13:1952(4), relative to the City Court of Baton Rouge; to provide for the election of judges to the City Court of Baton Rouge; to remove provisions relative to use of election sections to elect judges of the court; 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. 1154—
BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 56:332(K), relative to crab trap escape rings; to provide for a minimum size for such rings; to provide for the minimum number of escape rings for each crab trap; to remove the exemption for traps placed in Lake Pontchartrain; and to provide for related matters.

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

HOUSE BILL NO. 1157—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact Code of Criminal Procedure Articles 895(B)(3) and 900(A)(6)(a), relative to probation; to increase the length of time a person may serve in intensive incarceration as a condition of probation; to provide for sanctions for violations of conditions of probation; 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. 1158—
BY REPRESENTATIVE BADON
AN ACT

To enact R.S. 14:107.5, relative to offenses affecting the general peace and order; to create the crime of solicitation of funds or transportation for certain unlawful purposes; to provide for criminal penalties; to provide for a definition of "sexual intercourse"; and to provide for related matters.

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

HOUSE BILL NO. 1160—
BY REPRESENTATIVE GAROFALO
AN ACT

To amend and reenact R.S. 56:305.6, relative to commercial crab fishing; to provide for an apprenticeship entry into the fishery; and to provide for related matters.

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

HOUSE BILL NO. 1169—
BY REPRESENTATIVE ADAMS
AN ACT

To amend and reenact R.S. 9:3550(C)(1) and (G)(3)(a)(introductory paragraph), relative to insurance premium finance companies; to remove the fourteen-day notice requirement applicable to out-of-state insurance premium finance companies; and to provide for related matters.

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

April 29, 2014

HOUSE BILL NO. 1182—

BY REPRESENTATIVE JONES

AN ACT

To require the Department of Transportation and Development to install traffic signals at a certain intersection in St. Mary Parish; 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. 1199—

BY REPRESENTATIVE SCHRODER

AN ACT

To amend and reenact R.S. 17:235.1(B)(introductory paragraph) and (4)(e) and (D), to enact R.S. 17:235.1(B)(4)(f) and 355, and to repeal R.S. 17:235.1(A), (C), and (F), relative to parental access to school-related information and materials; to provide relative to parental access to instructional materials in public schools; to require local school boards to adopt rules and policies to provide for such access, including provisions for reasonable fees for copies; to remove requirements for parents to attend parent orientation; to require inclusion of school board policies for parental access to instructional materials as a part of parent orientation; 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. 1200—

BY REPRESENTATIVE STOKES

AN ACT

To enact Subpart E of Part VI-A of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:440.11 through 440.16, relative to the Medicaid recovery audit program; to provide for legislative findings and purposes; to provide definitions; to establish requirements for entities that contract with the Department of Health and Hospitals to recover medical assistance program funds; to provide for a structure of payments by the Department of Health and Hospitals; to provide for appeals by healthcare providers enrolled in the Medicaid program; to provide for contractor oversight and penalties; to provide for promulgation of rules; to require submittal of Medicaid state plan amendments; 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 Health and Welfare.

HOUSE BILL NO. 1207—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 44:4.1(B)(11), relative to public records; to provide references in the Public Records Law for exemptions applicable to certain records relative to insurance; 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. 1215—

BY REPRESENTATIVES JOHNSON, ANDERS, BARROW, WESLEY BISHOP, COX, HENSGENS, JONES, MONTUCET, STOKES, PATRICK WILLIAMS, AND WILLMOTT AND SENATORS HEITMEIER, MILLS, AND MORRELL

AN ACT

To enact R.S. 37:1270(D), relative to duties and powers of the Louisiana State Board of Medical Examiners; to provide relative to collaborative practice agreements between physicians and advanced practice registered nurses; to provide for a limitation on regulatory authority of the Louisiana State Board of Medical Examiners; and to provide for related matters.

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

HOUSE BILL NO. 1228—

BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 17:4031(B)(2)(a) and to repeal R.S. 17:4031(B)(2)(c) and Section 2 of Act No. 424 of the 2012 Regular Session of the Legislature, relative to the School Choice Program for Certain Students with Exceptionalities; to provide relative to student eligibility criteria for participation in the program; to provide for continuation of the program; 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. 1261— (Substitute for House Bill No. 626 by Representative Abramson)

BY REPRESENTATIVE ABRAMSON

AN ACT

To enact R.S. 24:524 and R.S. 39:51.2, relative to appropriations to certain nongovernmental entities; to require certain quasi public and nongovernmental entities to submit certain information to the legislative auditor under certain circumstances; to provide for definitions; to provide for requirements and restrictions; to authorize the establishment and publication of guidelines; to require the submission and publication of certain lists; 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 Senate and Governmental Affairs.

HOUSE BILL NO. 1263— (Substitute for House Bill No. 47 by Representative Henry Burns)

BY REPRESENTATIVE HENRY BURNS

AN ACT

To amend and reenact R.S. 13:5554(Z) and 5554.1(C)(2) and (G)(1)(introductory paragraph), relative to the payment of insurance premium costs; to provide for eligibility requirements for the payment of insurance premium costs for retired sheriffs and employees of the Bossier Parish Sheriff's Office; to provide for the investment of monies into the Bossier Parish Retired Employees Insurance Fund; to provide for the creation of a board of trustees and its responsibilities; 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. 1264— (Substitute for House Bill No. 208 by Representative Hoffman)

BY REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 14:91.6(A) and 91.8(B), (C), (D), (E), (F)(1) and (2)(introductory paragraph) and (c), and (H), R.S. 26:901, 902(1), 905(B), 909(A)(2), 910, 910.1, 911(A)(introductory paragraph), (1) and (2), 917(A)(introductory paragraph) and (C), and 932(6), and R.S. 47:851(C)(2), and to enact R.S. 14:91.6(B)(6) and (7) and 91.8(G)(6) and (7), relative to alternative nicotine products and vapor products; to prohibit the sale or other distribution of alternative nicotine products and vapor pens to persons under the age of eighteen years; to provide relative to definitions; and to provide for related matters.

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

HOUSE BILL NO. 1265— (Substitute for House Bill No. 438 by Representative Greene)

BY REPRESENTATIVE GREENE

AN ACT

To enact R.S. 40:1379.1.2, relative to special officer's commissions; to provide for the issuance of a special officer commission to railroad police officers; to provide for the conditions relative to the term and effect of the commission; and to provide for related matters.

April 29, 2014

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

HOUSE BILL NO. 1266— (Substitute for House Bill No. 955 by Representative Leger)

BY REPRESENTATIVE LEGER
AN ACT

To enact Chapter 11 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:1501, relative to regional public transportation; to provide relative to the governing boards of regional transit entities; to require the members of such boards to complete certain training requirements; to provide for responsibilities of the staff of regional planning commissions with respect to such training; 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 Transportation, Highways and Public Works.

HOUSE BILL NO. 1268— (Substitute for House Bill No. 66 by Representative Montoucet)

BY REPRESENTATIVE MONTOUCKET
AN ACT

To enact R.S. 17:1519.17.1, relative to service by certain physicians on the State Medical Disability Board; to create and provide for a task force to study and make recommendations concerning a prospective requirement for service by state-affiliated physicians on the State Medical Disability Board upon request of the Firefighters' Retirement System; to provide for termination of the task force; to provide for a report to certain legislative committees; and to provide for related matters.

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

HOUSE BILL NO. 1269— (Substitute for House Bill No. 716 by Representative Henry)

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 42:1169(B), relative to certain public employees who report acts of impropriety within governmental entities; to provide for certain remedies for such public employees; 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 Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 43—

BY REPRESENTATIVE CARMODY
A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Board of Medical Examiners to study whether authorization to perform surgical procedures on the human eye could be extended to health professionals other than physicians in a manner that ensures an adequate level of patient safety, to engage and solicit input and perspective from the Louisiana State Board of Optometry Examiners in conducting the study, and to report its findings to the legislative committees on health and welfare.

The resolution was read by title and referred by the President to the Committee on Health and Welfare.

HOUSE CONCURRENT RESOLUTION NO. 67—

BY REPRESENTATIVE LEGER
A CONCURRENT RESOLUTION

To authorize and request the School of Public Health of the Louisiana State University Health Sciences Center at New Orleans and the Feist-Weiller Cancer Center of the Louisiana State University Health Sciences Center at Shreveport, jointly, to coordinate an initiative to be known as the Louisiana Colorectal Cancer Roundtable and to report findings concerning colorectal cancer prevention efforts to the legislature annually.

The resolution was read by title and referred by the President to the Committee on Health and Welfare.

HOUSE CONCURRENT RESOLUTION NO. 89—(Substitute for House Concurrent Resolution No. 52 by Representative Foil)

BY REPRESENTATIVE FOIL
A CONCURRENT RESOLUTION

To urge and request the commissioner of conservation to continue monitoring the health and sustainability of the Southern Hills Aquifer System and to use the results of simulations conducted by the U.S. Geological Survey on the fifteen hundred foot sand and the two thousand foot sand to develop management regimes for the health and sustainability of the Southern Hills Aquifer System.

The resolution was read by title and referred by the President to the Committee on Natural Resources.

HOUSE CONCURRENT RESOLUTION NO. 112—

BY REPRESENTATIVE FANNIN
A CONCURRENT RESOLUTION

To authorize and request the legislative auditor to conduct an audit of the methodology and processes utilized for student counts used for purposes of the Minimum Foundation Program formula, to determine if the methodology ensures accurate and consistent student counts and if counting and reporting processes follow the methodology and are efficient and effective, and to make recommendations for changes in such methodology and processes that he finds would provide for greater accuracy and efficiency and for consistency across the state.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

AGRICULTURE, FORESTRY, AQUACULTURE, AND RURAL DEVELOPMENT

Senator Francis C. Thompson, Chairman on behalf of the Committee on Agriculture, Forestry, Aquaculture, and Rural Development, submitted the following report:

April 29, 2014

To the President and Members of the Senate:

I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

SENATE RESOLUTION NO. 65—

BY SENATOR CROWE
A RESOLUTION

To urge and request the Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development to study increasing the per pupil amount spent on vocational agriculture, agribusiness, and agriscience programs in Louisiana.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 94—

BY SENATOR HEITMEIER
A CONCURRENT RESOLUTION

To urge and request the Department of Agriculture and Forestry and the Department of Education to cooperatively implement a statewide Farm to School Program that assists schools with local procurement options for fresh fruit, vegetables, meats, and seafood.

Reported favorably.

HOUSE BILL NO. 878—

BY REPRESENTATIVE LEBAS

AN ACT

To amend and reenact R.S. 3:3553(A) and (B)(1) and 3556(A), relative to the Louisiana Soybean and Grain Research and Promotion Board; to provide relative to the use of funds; to repeal authority for referenda for the imposition and extension of assessments; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 886—

BY REPRESENTATIVE MONTOUCET

AN ACT

To amend and reenact R.S. 3:3543(B), (C), and (D), 3544(A)(1) and (3), (E), (F)(3) and (4), and (H)(1), and 3547(A) and to repeal R.S. 3:3543(E) and 3544(A)(10), (B), and (H)(5), relative to the Louisiana Rice Research Board; to provide for the membership and duties of the board; to provide for the levy of certain assessments on dry rough "paddy" rice; to provide for rice producer refunds; to provide relative to the time period for the transfer of funds; to repeal authority for referenda for assessment purposes; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1045—

BY REPRESENTATIVE LEBAS

AN ACT

To amend and reenact R.S. 3:3533(B), (C), and (E), 3534(A)(1) and (2), (G), and (H)(1), and 3537(A) and to repeal R.S. 3:3533(F) and 3534(B) and (I), relative to the Louisiana Rice Promotion Board; to provide for the membership of the board; to provide for the duties and responsibilities of the board; to provide for the levy of certain assessments; to provide for rice producer refunds; to provide for use and transfer of funds; to repeal the levy of additional assessments; to repeal authority for referenda for assessment purposes; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1056—

BY REPRESENTATIVE LAMBERT

AN ACT

To amend and reenact R.S. 3:556.6(A) and (B) and 556.14(A) and (H) and to repeal R.S. 3:556.3(D), 556.7, and 556.14(B), (C), (E), (F), and (G), relative to the Louisiana Crawfish Promotion and Research Board; to provide for the levy of certain assessments on artificial crawfish bait, crawfish tail meat, and bags for the packaging of live crawfish; to repeal the term of appointment for board members; to repeal authority for referenda for assessment purposes; and to provide for related matters.

Reported favorably.

Respectfully submitted,
FRANCIS C. THOMPSON
Chairman

REPORT OF COMMITTEE ON

FINANCE

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

April 28, 2014

To the President and Members of the Senate:

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

SENATE BILL NO. 355—

BY SENATOR MILLS

A JOINT RESOLUTION

Proposing to add Article VII, Section 10.13 of the Constitution of Louisiana, relative to establishing a budget stabilization program for Medicaid programs, certain elderly services, rehabilitation services, and other health care programs; to provide for establishing annual appropriations necessary to fund certain health care programs; to provide procedures for the legislature to adjust appropriations in order to eliminate a projected deficit; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments.

SENATE BILL NO. 480—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact Chapter 17 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1551 through 1554.1, 1556 through 1558, 1561 through 1569.1, 1571 through 1572, 1581, 1586 through 1587, 1593 through 1598, 1600 through 1608, 1611 through 1633, 1641 through 1644, 1646, 1651 through 1658, 1661 through 1662, 1671 through 1673, 1676 through 1679, 1681 through 1685, 1691 through 1692, 1695 through 1697, 1702 through 1710, 1716, 1731 through 1736, and 1751 through 1755, and to repeal Chapter 16 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:1481 through 1526, relative to the procurement code; to provide for procurement by public bodies, including provisions for a central purchasing agency, for procurement regulations, and for source selection for items to be purchased and methods for such purchases; to provide for definitions and access to procurement information; to provide for the authority and duties of the commissioner of administration with respect to procurement; to provide for certain appointments and qualifications; to provide for mandatory information requirements; to provide for bid procedures and for types of contracts; to provide for contract modification, termination, and contract clauses; to provide for legal and contractual remedies and for administrative appeals; to provide for cooperative purchasing; to provide with respect to conflicts with other provisions of law; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 613—

BY SENATOR GARY SMITH

AN ACT

To enact R.S. 42:851(T), relative to group benefits; to provide for premium share; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 614—

BY SENATOR LAFLEUR

AN ACT

To enact R.S. 49:125.1, relative to the sale of surplus property; to allow for the transfer of surplus electronic devices to certain nonprofit entities; to require the nonprofit entities to perform certain services; to provide definitions, terms, conditions, and requirements; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 154—

BY REPRESENTATIVE LEGER

AN ACT

To enact R.S. 13:126.1, 352.1, 841.4, 1213.3, 1912, 2157.1, 2500.5, 2520, and 2565, relative to additional court costs or fees; to provide for additional fees or costs on writs and appeals filed with the supreme court and all courts of appeal; to provide for additional court costs or fees in all district courts, the New Orleans Civil District Court, all city and municipal courts, the city courts of New Orleans, the municipal court of New Orleans,

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the traffic court of New Orleans, and all parish courts; to provide for the collection, disposition, and use of fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 177—
BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact R.S. 39:1489, relative to professional, personal, consulting, and social services procurement; to require the director of contractual review to report certain information regarding contracts awarded without the necessity of public bidding or competitive negotiation; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 398—
BY REPRESENTATIVE STOKES
AN ACT

To authorize and provide for the leasing of certain state property in Jefferson Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide for letting a contract by a request for proposals by the city of Kenner; to provide an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 535—
BY REPRESENTATIVE SHADOIN
AN ACT

To amend and reenact R.S. 13:4688(B), relative to processing fees for clerks of court; to remove requirements relative to when certain processing fees are to be paid in a suit; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JACK DONAHUE
Chairman

**REPORT OF COMMITTEE ON
JUDICIARY A**

Senator Ben W. Nevers, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

April 29, 2014

To the President and Members of the Senate:

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

SENATE BILL NO. 233—
BY SENATOR BROOME
AN ACT

To amend and reenact R.S. 51:2602, 2603(6), (7), (8), (9), (10), (11) and (12), 2606(A)(1), (2), (3), (4) and (5), 2607(A) and (C), and 2608 and to enact R.S. 51:2603(13), relative to the Louisiana Equal Housing Opportunity Act; to provide for victims of domestic abuse; to provide for definitions; to provide for terms and conditions; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 382—
BY SENATOR LAFLEUR
AN ACT

To amend and reenact R.S. 9:4752, relative to proceeds recovered by an injured person; to provide with respect to the privilege on net proceeds collected from a third party in favor of medical providers for services and supplies furnished to injured persons; to provide certain terms, conditions, and effects; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 589—
BY SENATOR WALSWORTH
AN ACT

To amend and reenact R.S. 46:2607, relative to the Children's Cabinet; to provide relative to the termination date; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 607—
BY SENATOR GALLOT
AN ACT

To enact R.S. 9:314, relative to divorce; to provide for the effect of divorce or pending divorce on the designation by an individual of the individual's spouse or former spouse as beneficiary in certain agreements upon the death of the individual; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 628—
BY SENATOR MURRAY
AN ACT

To amend and reenact R.S. 13:36, relative to the Judiciary Commission; to provide relative to the powers of the commission; to provide relative to any investigation or hearing held by the commission; to provide relative to discovery; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 9—
BY REPRESENTATIVE EDWARDS
AN ACT

To enact R.S. 22:1295.1, relative to motor vehicle liability insurance; to provide for liability for certain operators excluded from coverage; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 11—
BY REPRESENTATIVES EDWARDS, ADAMS, ARNOLD, FOIL,
GAROFALO, GREENE, HARRISON, JAMES, JEFFERSON, LEOPOLD,
MACK, MILLER, MORENO, JAY MORRIS, AND SHADOIN
AN ACT

To enact R.S. 1:58.6, relative to state holidays; to establish "Purple Heart Recognition Day" as an annual state holiday; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 102—
BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact Civil Code Article 356, relative to the title of proceedings; to provide for the title of proceedings for continuing tutorship; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 187—

BY REPRESENTATIVES LOPINTO, ADAMS, ARNOLD, BADON, BERTHELOT, WESLEY BISHOP, BROADWATER, BROSSETT, DOVE, GAROFALO, HUNTER, JAMES, KLECKLEY, MORENO, SCHEXNAYDER, TALBOT, AND WOODRUFF AND SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 14:286(D), R.S. 40:34(B)(1)(a)(viii), (h)(v), (i), and (j), and R.S. 44:4.1(B)(26), to enact Chapter 1-C of Code Title IV of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2718 through 2720.15, R.S. 14:286(E), and Part VII of Chapter 2 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:93 through 97, and to repeal R.S. 9:2713, relative to surrogacy; to provide for amendments to birth certificates; to provide for definitions relative to surrogacy contracts; to provide for genetic surrogacy contracts; to provide for the enforceability of gestational surrogacy contracts; to provide for the parties to a gestational surrogacy contract; to provide for contractual requirements for a gestational surrogacy contract; to provide for a proceeding to approve a gestational surrogacy contract; to provide for the check of the criminal records of the parties to a gestational surrogacy contract; to provide for an order preceding embryo transfer relative to a gestational surrogacy contract; to provide for matters relative to multiple attempts at in utero embryo transfer; to provide for confidentiality of the proceedings relative to a gestational surrogacy contract; to provide for continuing and exclusive jurisdiction to the proceedings relative to a gestational surrogacy contract; to provide for the termination of a gestational surrogacy contract by notice; to provide for remedies for the failure to perform under a gestational surrogacy contract; to provide for the termination of a gestational surrogacy contract and for the effects of divorce, nullity, and death on a gestational surrogacy contract; to provide for the effect of a subsequent marriage of the gestational mother on a gestational surrogacy contract; to provide for a post-birth order; to provide for DNA testing when the child is alleged not to be the child of the intended parents; to provide for time limitations and finality; to prohibit certain acts relative to a gestational surrogacy contract occurring on or after the effective date; to provide for data collection; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 478—

BY REPRESENTATIVE MILLER

AN ACT

To amend and reenact R.S. 19:147, 150, 151, and 159, relative to expropriation; to provide relative to certain expropriation procedures; to provide for final judgments for purposes of immediate appeal; to provide for the delay within which to request a jury trial; to provide relative to appeals; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 599—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact Code of Civil Procedure Article 966(F)(2) and (3), relative to motions for summary judgment; to provide for documentary evidence to be filed in electronic format; to provide for time limits within which to serve certain memoranda and motions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 607—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact Code of Civil Procedure Articles 1035, 1425(C), and 1462(B)(1) and to enact Code of Civil Procedure Article 1434(A)(3), relative to the continuous revision of the Code of Civil Procedure; to provide for the delay in filing an answer in incidental actions; to provide for the identification of testifying experts in discovery; to extend the delay for the state

to respond to a request for the production of documents and things; to provide for persons before whom depositions are taken; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 619—

BY REPRESENTATIVES ABRAMSON AND LORUSSO

AN ACT

To amend and reenact R.S. 13:3822, 3823(A)(4) and (B), and 3824(A) and to enact R.S. 13:3823(A)(5) and 3825, relative to depositions and discovery procedure; to provide for uniform foreign depositions law; to provide for assistance to tribunals and litigants in other states and jurisdictions; to provide for the Uniform Interstate Depositions and Discovery Act; to provide for definitions and procedures; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 620—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact R.S. 9:2087(B), relative to trusts; to provide relative to the delegation of certain duties of a trustee; to provide that the delegation of authority for the sale of immovable property under certain circumstances shall be considered a ministerial duty; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 622—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact Code of Civil Procedure Article 4134(C), relative to tutorship proceedings; to provide for the effect of a certificate of mortgage; to provide that certain certificates of mortgage do not constitute a legal mortgage; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 882—

BY REPRESENTATIVE CHAMPAGNE

AN ACT

To enact R.S. 1:55(E)(1)(f), relative to legal holidays; to establish the Friday of the Sugar Cane Festival as a legal holiday in the parish of Iberia; to authorize the clerk of court of the Sixteenth Judicial District Court to close the clerk's office in observance of the legal holiday; to provide for an exception; and to provide for related matters.

Reported favorably.

Respectfully submitted,
BEN W. NEVERS
Chairman

REPORT OF COMMITTEE ON

JUDICIARY B

Senator Jean-Paul "JP" Morrell, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

April 29, 2014

To the President and Members of the Senate:

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

April 29, 2014

SENATE BILL NO. 133—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 27:28(H)(1), relative to the Louisiana Gaming Control Board; to provide relative to persons who have the ability or capacity to exercise significant influence over gaming licensees, operators, permittees, or other persons who are required to be found suitable; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 294—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 40:2531(A) and (B)(7), relative to law enforcement; to provide relative to rights of law enforcement officers while under investigation; to provide relative to investigations of alleged criminal activity; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 571—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 15:587(A)(1)(a), relative to public defenders; to require the Louisiana Bureau of Criminal Identification and Information to release criminal history records and identification files to public defenders; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 196—
BY REPRESENTATIVE SMITH

AN ACT

To amend and reenact R.S. 15:1111(I), relative to work release; to provide for the eligibility to participate in the Department of Public Safety and Corrections work release program; to extend the length of time certain offenders may participate in work release programs; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 210—
BY REPRESENTATIVE JEFFERSON

AN ACT

To amend and reenact R.S. 15:574.20, relative to medical parole; to amend certain eligibility requirements for medical parole; to amend certain definitions; to provide with respect to a risk assessment of an inmate prior to recommendation for medical parole; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 280—
BY REPRESENTATIVE IVEY

AN ACT

To enact R.S. 40:1379.3(W), relative to concealed handgun permits; to provide for reduced fees for active duty members, reserve members, and veterans of the armed forces of the United States; to provide for definitions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 389—
BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 27:247 and 270(A)(3)(a), relative to the casino support services contract; to provide funding for such contract; to establish the Casino Support Services Fund as a special treasury fund; to provide for deposits into the fund; to provide for uses of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 534—
BY REPRESENTATIVE SHADOIN

AN ACT

To repeal R.S. 13:1218, relative to judicial bonds; to remove requirements for clerks to record all judicial bonds; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 578—
BY REPRESENTATIVE COX

AN ACT

To enact R.S. 26:600, relative to alcoholic beverage sales; to authorize the governing authority of the city of Mansfield to hold an election to allow certain restaurants to sell alcohol; to provide for definitions; to provide for the election and ballot language; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 683—
BY REPRESENTATIVES TERRY LANDRY AND KATRINA JACKSON

AN ACT

To amend and reenact R.S. 13:5304(B)(10) and (K), relative to district courts' drug division probation programs; to expand eligibility for participation in the drug division probation program to defendants with certain prior felony convictions; to require that drug division program evaluations shall include information on recidivism reduction and outcome data on participants; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1035—
BY REPRESENTATIVE PATRICK WILLIAMS

AN ACT

To amend and reenact R.S. 15:158(A)(3), relative to the Louisiana Public Defender Board; to provide with respect to the educational requirements for the juvenile justice compliance officer; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JEAN-PAUL "JP" MORRELL
Chairman

REPORT OF COMMITTEE ON
JUDICIARY C

Senator Robert W. Kostelka, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

April 29, 2014

To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 26—
BY REPRESENTATIVE HENRY BURNS

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations concerning gun ownership rights of persons who have attempted suicide and to report its findings to the legislative committees on health and welfare and criminal justice.

Reported favorably.

HOUSE BILL NO. 17—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 14:69.1(A), relative to illegal possession of stolen firearms; to amend the elements of the crime; to provide for an affirmative defense; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 72—

BY REPRESENTATIVES LOPINTO, ADAMS, ARMES, ARNOLD, HENRY BURNS, CARMODY, CHANEY, GREENE, HARRIS, HAVARD, HAZEL, HOLLIS, HOWARD, IVEY, LORUSSO, PYLANT, STOKES, THOMPSON, AND WHITNEY
AN ACT

To amend and reenact R.S. 14:95.5(C), relative to the possession of a firearm on the premises of an alcoholic beverage outlet; to exempt certain law enforcement officers from the prohibition; to exempt concealed permit holders from the prohibition as it relates to restaurants; to provide relative to the authority of sheriffs or chief law enforcement officers to establish policies in this regard; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 227—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 14:34.4(B), relative to battery of a school or recreation athletic contest official; to amend the penalties for the crime of battery of a school or recreation athletic contest official; to require participation by the offender in community service and a counseling program; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 278—

BY REPRESENTATIVES HAVARD AND THIBAUT
AN ACT

To enact R.S. 14:30(A)(12) and (B)(4), relative to first degree murder; to add "correctional facility employee" to the list of specific victims of the crime of first degree murder; to provide for a definition of "correctional facility employee"; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 325—

BY REPRESENTATIVES LOPINTO AND STOKES AND SENATOR GUILLORY
AN ACT

To amend and reenact R.S. 14:19(A) and 20(A)(4)(a) and (B)(introductory paragraph), relative to the justifiable use of force or violence; to provide that the use of force or violence is justified in certain circumstances; to provide that the justification applies when the conflict began; to provide for technical changes; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 417—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 14:202.1, relative to offenses against property; to provide for the crime of residential contractor fraud; to provide for criminal penalties; to provide for restitution; to delete provisions relating to home improvement fraud; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 514—

BY REPRESENTATIVE HENRY
AN ACT

To enact R.S. 40:962.1.2, relative to nonprescription products containing dextromethorphan; to prohibit the selling, purchasing, or attempting to purchase products containing dextromethorphan by minors; to provide for criminal penalties; to provide for preemption of local ordinances regulating the same matters; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 530—

BY REPRESENTATIVE PYLANT
AN ACT

To amend and reenact R.S. 14:89(A) and (B) and 89.1 and to repeal R.S. 14:78 and 78.1, relative to offenses affecting sexual immorality; to repeal the crimes of incest and aggravated incest; to amend the offense of crime against nature to include the elements and penalties of the crime of incest; to amend the offense of aggravated crime against nature to include the elements and penalties of the crime of aggravated incest; to direct the Louisiana State Law Institute to amend all references in law accordingly; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1037—

BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 14:284, relative to offenses affecting public morals; to amend the criminal penalty provisions in the statute regarding Peeping Toms; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1066—

BY REPRESENTATIVES THOMPSON AND CARMODY
AN ACT

To amend and reenact R.S. 40:1379.3(C)(1) and (17), (K), and (T)(1), relative to qualifications for concealed handgun permits; to provide for the submission of certain information for persons seeking a concealed handgun permit who are not United States citizens; to require a federal background check before issuing a concealed handgun permit; to provide for penalties for using a suspended or revoked concealed handgun permit to purchase a firearm; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1073— (Substitute for House Bill No. 442 by Representative Hazel)

BY REPRESENTATIVES HAZEL AND NORTON
AN ACT

To amend and reenact R.S. 15:440.2(A)(1) and Children's Code Article 324(A), relative to recorded statements of protected persons; to amend provisions regarding the authorization to record the statement of a protected person; to authorize the recording of statements of protected persons without the necessity of a court order by either local court rule or execution of a written protocol; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1077— (Substitute for House Bill No. 1027 by Representative LeBas)

BY REPRESENTATIVES LEBAS, ARMES, AND BILLIOT
AN ACT

To amend and reenact R.S. 14:327(A)(2) and to enact R.S. 14:34.8, relative to crimes involving certain medical personnel; to create the crime of battery of emergency room personnel, emergency services personnel, or a healthcare professional; to provide for criminal penalties; to provide for definitions; to amend the crime

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of obstructing a fireman to include certain emergency services personnel; and to provide for related matters.

Reported favorably.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman

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

SENATE BILL NO. 110—
BY SENATOR RISER

AN ACT

To enact R.S. 47:1508(B)(35), relative to the Department of Revenue; to provide for an exception to the duty of the secretary of the department to keep certain tax records confidential; to authorize the sharing or furnishing of certain information to the office of alcohol and tobacco control; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 110 by Senator Riser

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 47:1508(B)(11) and to"

AMENDMENT NO. 2

On page 1, line 5, after "control" insert "and other entities"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." insert "R.S. 47:1508(B)(11) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 10 and 11, insert:
" * *"

(11) The secretary from disclosing to any person upon request the name and address of any registered wholesale tobacco dealer who holds a license or permit to operate within this state, but the secretary shall not disclose any tax data whatsoever with respect to the wholesaler, except for information provided to the tobacco settlement enforcement unit of the Louisiana Department of Justice for the enforcement of Parts XIII and XIII-A of Chapter 32 of Title 13 of the Louisiana Revised Statutes of 1950 or to the Louisiana Office of Alcohol and Tobacco Control for the enforcement of Chapter 7 of Title 26 of the Louisiana Revised Statutes of 1950. Such disclosure shall include any and all data with respect to dealers, including but not limited to any wholesaler or retailer, as well as manufacturer, sales entity affiliate, or importer. The secretary, attorney general, and commissioner shall share with each other the information received under the provisions of R.S. 13:5061 et seq., 5071 et seq., 26:901 et seq., and R.S. 47:841 et seq. and may share such information with other federal, state, or local taxing agencies or law enforcement authorities only for purposes of enforcement of those Sections and the corresponding laws of other states and furthermore may share any such information with an entity retained for the purpose of calculating the tobacco revenue owed to the state pursuant to the Master Settlement Agreement, executed November 23, 1998, as well as any subsequent agreements that may be executed pertaining thereto, if such recipient entity agrees to maintain the confidentiality of such information. The attorney general, commissioner, or secretary may also disclose any information obtained under this Paragraph pursuant to an order by a court of competent jurisdiction or if agreed upon in writing by the registered wholesale or retail tobacco dealer, sales entity affiliate, importer, or

manufacturer. The disclosure of information by the attorney general, commissioner, or secretary permitted by this Paragraph shall not constitute a violation of any other provisions in law."

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

SENATE BILL NO. 191—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 17:2928(B), relative to the school and district accountability system; to require that International Baccalaureate, Advanced Placement, and dual enrollment courses be given equal status and recognition for purposes of determining school performance scores and letter grades; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 191 by Senator Morrish

AMENDMENT NO. 1

On page 2, line 1, between "courses" and "shall" insert "and any related examinations as approved by the board."

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

SENATE BILL NO. 209—
BY SENATOR WARD

AN ACT

To amend and reenact R.S. 30:4(M)(6)(b) and to enact R.S. 30:4(M)(6)(c), relative to certain permits for solution mining injection wells and solution mined caverns; to provide for certain permit requirements; to require compensation to property owners whose property lies in an area under a mandatory or forced evacuation; to provide terms, conditions, and requirements; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 209 by Senator Ward

AMENDMENT NO. 1

On page 2, delete lines 12 and 13 and insert "for the emergency or disaster. The Department of Natural Resources, office of conservation, is hereby authorized to adopt rules and regulations in accordance with the Administrative Procedure Act to collect reimbursement under this Section."

AMENDMENT NO. 2

On page 2, line 15, after "evacuation" insert "pursuant to R.S. 29:271 et seq. for a period of more than one hundred and eighty days, without interruption"

AMENDMENT NO. 3

On page 2, delete lines 17 through 19 and insert: "to this Subsection. The reimbursement shall be for the replacement value of the property. The replacement value of the property shall be calculated based on the estimated value of the property one hundred and eighty days before the declaration of the disaster or emergency. The reimbursement shall be made to the property owner within thirty days after notice by the property owner to the permittee indicating intention to seek reimbursement, and showing proof of continuous ownership prior to and during an evacuation lasting more than one hundred and eighty days,

provided that the offer for reimbursement is accepted within thirty days of receipt, and transfers the immovable property to the permittee.

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

SENATE BILL NO. 280—
BY SENATOR BROWN

AN ACT

To amend and reenact R.S. 34:1221(A), 1223(A), 1224(A), 2471(A), 2473(A), and 2473.1(B), relative to ports; to change the jurisdictional boundaries of the port areas of the Greater Baton Rouge Port Commission and the Port of South Louisiana; to remove Ascension Parish from the Greater Baton Rouge Port Commission; to add Ascension Parish to the Port of South Louisiana; to revise membership of the Greater Baton Rouge Port Commission; to revise membership of the Port of South Louisiana Commission; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 280 by Senator Brown

AMENDMENT NO. 1

On page 1, line 2, after "reenact R.S. 34:" delete the remainder of line 2

AMENDMENT NO. 2

On page 1, line 3, change ".1(B)" to "(E)" and after "ports;" delete the remainder of line 3 and delete lines 4 through 7 in their entirety and on line 8, delete "Commission;" and insert "to authorize the Port of South Louisiana to enter lease agreements for not more than eighty years;"

AMENDMENT NO. 3

On page 1, line 10, after "Section 1." delete the remainder of line 10 and at the beginning of line 11, delete "are" and insert "R.S. 34:2473(E) is"

AMENDMENT NO. 4

On page 1, delete lines 12 through 17 in their entirety and delete pages 2 through 5 in their entirety and on page 6, delete lines 1 through 7 in their entirety

AMENDMENT NO. 5

On page 6, delete lines 10 through 23 in their entirety and insert the following:

** * *

E. The port shall through its executive director, upon a record vote of a majority of the commission, make and enter into contracts, leases, and other agreements with railroads, trucking companies, bargelines, and with any and all companies interested in the transportation, storage, and shipping of goods and other products, whether by rail, truckline, bargeline, oceangoing vessels, or otherwise for the use of facilities of the port or any part or portion thereon, for a period of time not exceeding **forty eighty** years. However, no exclusive franchise shall be granted to any carrier."

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

SENATE BILL NO. 321—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 39:128(B)(1), (2), and (4)(b), relative to capital outlay; to provide an exemption from the capital outlay procedure and capital outlay bill for certain university and

higher education projects of less than or equal to one million dollars; to provide an exemption from the public bid law for certain professional service contracts for certain university and higher education projects of less than or equal to one million dollars; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 321 by Senator Riser

AMENDMENT NO. 1

On page 1, line 2, change "39:128(B)(1), (2), and (4)(b)," to "39:128(B)(1) and (4)(b) and to enact R.S. 39:1367(E)(2)(b)(vi),"

AMENDMENT NO. 2

On page 1, delete lines 5 through 7, and insert the following: "dollars; to authorize the incurrence of short term loans not to exceed one year for such projects; to provide that such loans shall not constitute or create a debt of the state; to provide that such loans shall not be included in the definition of net state tax supported debt; and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 9, after "Section 1." delete the remainder of the line and insert: "R.S. 39:128(B)(1) and (4)(b) are hereby amended and reenacted and R.S. 39:1367(E)(2)(b)(vi) is hereby enacted to read"

AMENDMENT NO. 4

On page 1, line 16, change "dollars" to "dollars, **adjusted annually in accordance with the United States Bureau of Labor Statistic's consumer price index for all urban consumers as published in January of each year.**"

AMENDMENT NO. 5

On page 2, line 5, after "**Paragraph.**" insert the following: "**Any short term loan shall be issued in accordance with the provisions of Title 17 of the Louisiana Revised Statutes of 1950 and shall not constitute or create any debt, liability, or loan of the credit of or a pledge of the full faith and credit of the state but shall be solely the obligation of the appropriate postsecondary education management board or its successor.**"

AMENDMENT NO. 6

On page 2, delete lines 6 through 10

AMENDMENT NO. 7

On page 2, line 15, change "**revenues.**" to "**revenues, as provided in Paragraph (B)(1) of this Section.**"

AMENDMENT NO. 8

On page 2, after line 16, insert the following:
"§1367. State debt; limitations
* * *

E. As used in this Section, the following terms shall have the following meanings ascribed to them unless the context clearly indicates otherwise:

- (2) * * *
- * * *

- (b) "Net state tax supported debt" shall not mean:
* * *

(vi) Any short term loan not to exceed one year issued by a postsecondary education management board for the purpose of financing projects as authorized in R.S. 39:128(B)(1)."

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

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SENATE BILL NO. 358—
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 17:3139.5(5)(c)(i), relative to the Louisiana Granting Resources and Autonomy for Diplomas Act; to provide relative to certain public postsecondary education institutions' authority to participate in a model procurement code; to provide for participation by all institutions under the auspices of a shared services model of procurement managed by a qualifying institution; to provide for the approval of the division of administration and the Joint Legislative Committee on the Budget; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 358 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 4, change "model" to "pilot"

AMENDMENT NO. 2

On page 1, line 5, after "under the" delete the remainder of the line and insert "same postsecondary education management board;"

AMENDMENT NO. 3

On page 1, delete line 6, and insert "to provide for the"

AMENDMENT NO. 4

On page 2, between lines 1 and 2, insert the following:
" * * *

AMENDMENT NO. 5

On page 2, line 5, between "institution" and "to be" insert "in each postsecondary educational system"

AMENDMENT NO. 6

On page 2, at the end of line 6, delete "shall" and insert "in each postsecondary educational system may"

AMENDMENT NO. 7

On page 2, line 7, between "establish" and "pilot" change "any" to "a"

AMENDMENT NO. 8

On page 2, line 12, after "Budget." and before "With the", insert "Any extension beyond the initial period of three years shall be submitted to the Joint Legislative Committee on the Budget for review and approval for a period not to exceed three years. Any changes to the pilot procurement plan after the approval for any three-year period shall be submitted to the Joint Legislative Committee on the Budget for approval."

AMENDMENT NO. 9

On page 2, line 13, change "the model" to "a pilot"

AMENDMENT NO. 10

On page 2, line 14, change "managing" to "postsecondary education management"

AMENDMENT NO. 11

On page 2, line 15, change "model" to "pilot"

AMENDMENT NO. 12

On page 2, line 17, between "by" and "qualifying" change "a" to "the"

AMENDMENT NO. 13

On page 2, after line 17, insert the following:
" * * *

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

SENATE BILL NO. 423—
BY SENATOR ALLAIN

AN ACT

To enact R.S. 30:29.2, relative to alternative dispute resolution of remediation of oilfield sites and exploration and production sites; to require mediation of certain claims involving oilfield sites and exploration and production sites; to allow for the arbitration of certain claims involving oilfield sites and exploration and production sites; to provide for the selection of the mediator and arbitrators; to provide for stay of certain time delays; to provide relative to resolution of issues and claims; to provide for application; to provide certain procedures, terms, conditions, and effects; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 423 by Senator Allain

AMENDMENT NO. 1

On page 1, line 4, delete "to allow for the" and delete lines 5 through 8 and insert "to provide for a dispute assessment meeting; to provide certain procedures, terms, conditions, and effects;"

AMENDMENT NO. 2

On page 2, line 2, delete "Upon" and insert "Within sixty days of"

AMENDMENT NO. 3

On page 2, line 4, after "R.S. 30:29," delete the remainder of the line and delete lines 5 through 29, and insert: "a dispute assessment meeting shall be held in which all of the parties and principals who are authorized to make decisions regarding settlement shall discuss all of the issues involved in the litigation and any other matters needed to evaluate the claim. The parties or principals who are authorized to make decisions regarding settlement may attend the meeting by use of telephone conference call, videoconferencing, or other similar telecommunication methods."

C. If the litigation is removed to federal court and then remanded back to state court, the dispute assessment meeting shall be held within sixty days from the date of the order of remand.

D. Prior to trial, any case governed by the provisions of R.S. 30:29 shall be referred to mediation in accordance with the Louisiana Mediation Act.

AMENDMENT NO. 4

Delete page 3 and on page 4, delete lines 1 through 6

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

SENATE BILL NO. 482—
BY SENATORS HEITMEIER, JOHNS, MARTINY AND MURRAY

AN ACT

To amend and reenact R.S. 23:3001, 3021, 3031, and 3045, relative to Louisiana Rehabilitation Services; to provide for acceptance of federal act to promote vocational rehabilitation; to provide relative to prevention of blindness, vocational training, and rehabilitation; to provide relative to definitions; to provide relative to expenditures; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 482 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 2, delete "3031, and 3045" and insert: "the introductory paragraph of R.S. 23:3022, 3023(A), (D), and (E), 3032(A), 3041, 3042(5), 3043, 3044(A), (B), and (F)(1) and (2), and 3045, and to enact R.S. 23:3022(8) and (9), 3023 (F), (G), and (H), 3042(8) and (9), and 3044(F)(3), and to repeal R.S. 23:3031"

AMENDMENT NO. 2

On page 1, line 8, delete "3031, and 3045" and insert: "the introductory paragraph of R.S. 23:3022, 3023(A), (D), and (E), 3032(A), 3041, 3042(5), 3043, 3044(A), (B), and (F)(1) and (2), and 3045"

AMENDMENT NO. 3

On page 1, delete line 9, and insert the following: ", and R.S. 23:3022(8) and (9), 3023 (F), (G), and (H), 3042(8) and (9), and 3044(F)(3) are hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 2, delete line 1, and insert the following: "A. The Louisiana Workforce Commission Rehabilitation Services may establish and administer an"

AMENDMENT NO. 5

On page 2, between lines 4 and 5, insert: "B. For purposes of this Part, a person who is blind means a person who, after examination by a licensed physician skilled in diseases of the eye or by a licensed optometrist, has been determined to have not more than 20/200 central visual acuity in the better eye with correcting lenses, or an equally disabling loss of the visual field as evidenced by a limitation to the field of vision in the better eye to such a degree that its widest diameter subtends an angle of no greater than twenty degrees.

C. The Louisiana Rehabilitation Services shall submit quarterly reports and an annual report to the legislature on the performance of the agency's programs for blind persons. This annual report shall be submitted no later than sixty days prior to the convening of the regular legislative session.

D. The Louisiana Rehabilitation Services shall be the designated state unit as defined by the Rehabilitation Act of 1973, 29 U.S.C. 701, et seq., as amended, and Part 361 of Chapter III of Subtitle B of Title 34 of the Code of Federal Regulations.

§3022. Powers of the Louisiana Workforce Commission Rehabilitation Services

The Louisiana Workforce Commission Rehabilitation Services may:

(8) Exercise all the duties and responsibilities of the designated state unit as defined by the Rehabilitation Act 1973, 29 U.S.C. 701, et seq., as amended, and Part 361 of Chapter III of Subtitle B of Title 34 of the Code of Federal Regulations.

(9) Act as the state licensing agency for the administration of the Randolph-Sheppard Act and the Business Enterprise Program.

§3023. Preference Priority to individuals who are blind in operation of concessions in public buildings

A. State agencies, boards, commissions, and institutions owning, maintaining, occupying, or controlling state property shall in all cases give preference priority to individuals who are blind, under the administration of the Louisiana Workforce Commission Rehabilitation Services, in the operation of vending stands, vending machines, and other small business concessions to be operated on the premises in the portions, or portions thereof, of properties that those state agencies, boards, commissions, and institutions own, maintain, occupy, or control. No other vending stands, vending machines, cafeterias, or small business concessions shall be operated on the same premises with vending stands, vending machines, or other small business concessions operated, or contemplated, under the provisions of this Section. No Except as provided under this Part and the Randolph-Sheppard Act, no individual who is blind, under this Subpart, shall be required to pay any fee, service charge, or equivalent thereof upon the operation of a vending stand, vending machines, and other small business concessions in public buildings

or premises, nor shall an individual who is blind be disturbed in the security of the operation of the vending stand, vending machine, and other small business concession in any way, without reasonable or just cause.

* * *

D. The provisions of this Section shall not apply to the New Orleans Home and Rehabilitation Center or the Villa Feliciana Medical Complex within the Department of Health and Hospitals, when operating canteens, vending stands, vending machines, or other such vending services on the premises for clients and employees when such operations are provided directly by the institution. The Louisiana Rehabilitation Services shall promulgate, pursuant to the Administrative Procedure Act, and enforce the rules and regulations necessary to establish employment and training targets for persons who are blind or otherwise disabled for all blind vendors employing greater than ten employees and for all businesses servicing facilities under this Part with greater than ten employees. Blind vendors and businesses servicing facilities under this part operating under contracts and permits ratified or issued prior to promulgation of said rules and regulations shall be exempt from said rules and regulations.

E. The Louisiana Workforce Commission Rehabilitation Services is hereby authorized to enter into contingency fee contracts for the identification, development, and generation of unassigned income from vending machines located on state, federal, and other property pursuant to the provisions of the Randolph-Sheppard Act and for the identification, development, and generation of job placement and training opportunities for persons who are blind or otherwise disabled on properties owned, maintained, occupied, or controlled by state agencies, boards, commissions, or other institutions. Any such contract shall be awarded pursuant to a request for proposals in accordance with Chapter 16 of Title 39 of the Louisiana Revised Statutes of 1950.

F. For any claim or controversy between state agencies, boards, commissions, and institutions regarding the state priority for blind vendors, the generation of unassigned income, or the job placement and training of persons who are blind or disabled not resolved by mutual agreement, a full evidentiary hearing shall be conducted by an impartial and qualified official designated by the Louisiana Rehabilitation Services with no involvement or vested interest in the dispute at issue. The hearing officer shall make a written report of the evidence presented, the laws and rules used in determining a resolution, and the resolution itself. This report shall be issued to all parties within thirty calendar days of the conclusion of the full evidentiary hearing. The decision shall be final and conclusive unless fraudulent, or unless either party institutes a suit pursuant to R.S. 23: 3023(G).

G. The Nineteenth Judicial District Court, subject to appeal or review by the First Circuit Court of Appeal or by the Supreme Court, as otherwise permitted in civil cases by law and the state constitution, shall have jurisdiction over any matters in connection with a petition for review of a decision made pursuant to this Subpart, following the exhaustion of administrative remedies as provided by law or regulation.

H. The Louisiana Rehabilitation Services shall provide each licensed blind vendor the opportunity for due process for any claim or controversy arising from the operation of the Business Enterprise Program in accordance with the Randolph-Sheppard Act.

* * *

§3032. Exemption of persons who are blind from license, privilege, or vocational tax; limitation

A. Any person who is blind as defined in this Subpart Part may exercise the privileges of peddler, news dealer, or lunch counter operator, or may exercise the right to trade, traffic, or sell any merchandise, whether on foot, by vehicle, or in stores, when the stock of goods on hand, or the equipment or capital stock of the enterprises, never exceeds the sum of two thousand dollars. These privileges may be exercised in any of the parishes of the state, including incorporated towns and cities, without the payment of any license, privilege, or vocational tax, which is presently or may be hereafter imposed by law, by the state, or any parish or municipality.

* * *

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§3041. Purpose

The purpose of this Part is to provide for the enhancement of programs for persons disabled through blindness by the establishment of a trust fund in the state treasury to be funded by monies received by the Louisiana Workforce Commission through contractual arrangements with providers who place **Rehabilitation Services from certain vending stands, vending machines, cafeterias, and other small business concessions** on state, federal, and other property pursuant to the Randolph-Sheppard Act and other sources. The purpose of the Blind Vendors Trust Fund is to provide assistance to Louisiana citizens who are legally blind and who participate in the Blind Enterprise Program established through the federal Randolph-Sheppard Act.

§3042. Definitions

As used in this Chapter, the following terms shall have the following meanings:

* * *

(5) "Department" means the Louisiana ~~Workforce Commission~~ **Rehabilitation Services.** * * *

(8) "Active Participation" means an ongoing process of good faith negotiations between the Louisiana Rehabilitation Services and the Louisiana Blind Vendors Elected Committee to achieve joint planning of policies, procedures, standards, rules, and regulations affecting the overall operation of the Business Enterprise Program prior to implementation by the Louisiana Rehabilitation Services. The Louisiana Rehabilitation Services shall have final authority and responsibility in all decisions relative to the administration and operation of the Business Enterprise Program. Active participation shall include those things provided for in 34 CFR 395.14 (b)(1), (3), and (4).

(9) "Management Services" means supervision, inspection, quality control, consultation, accounting, regulating, in-service training, and other related services provided on a systematic basis to support and improve vending facilities operated by blind vendors. Management services do not include those services or costs which pertain to the on-going operation of an individual facility after the initial establishment period.

§3043. Blind Vendors Trust Fund

A. There is hereby established a special fund in the state treasury to be known as the Blind Vendors Trust Fund which shall consist of monies collected from certain **vending stands, vending machines, cafeterias, and other small business concessions** located on state, federal, and other property pursuant to the Randolph-Sheppard Act. The fund may receive monies from any source. In addition, the legislature may make annual appropriations to the trust fund for the purposes set forth in this Part.

B. All monies collected under this Part shall be forwarded by the department to the state treasurer upon receipt. After deposit in the Bond Security and Redemption Fund as required by Article VII, Section 9(B) of the Constitution of Louisiana, an amount equal to all amounts so received shall be credited to the Blind Vendors Trust Fund account under the Louisiana ~~Workforce Commission~~ **Rehabilitation Services.** * * *

§3044. Blind Vendors Trust Fund Advisory Board; creation; membership

A. There is hereby created the Blind Vendors Trust Fund Advisory Board within the agency.

B. The Blind Vendors Trust Fund Advisory Board shall be composed of nine members as follows: * * *

F. The board shall **actively participate with the agency in the following:**

(1) Advise and make recommendations to the agency for the promulgation **Promulgating** of policies, procedures, standards, rules, and regulations necessary to implement the provisions of this Part.

(2) Monitor, evaluate, and review **Monitoring, evaluating, and reviewing** the development and quality of services and programs funded through the fund.

(3) **Developing an annual list of potential vending locations on state, federal, or other property."**

AMENDMENT NO. 6

On page 2, delete lines 6 through 26 in their entirety, and insert:

"§3045. Expenditures

A. Money in the trust fund from vending machines located on federal property shall be distributed for the primary purpose of the establishment and maintenance of retirement or pension plans, for health insurance, and contributions for the provisions of paid sick leave and vacation time for blind vendors, if approved by majority vote of blind vendors licensed by the department after the department has provided to each vendor information on all matters relevant to such purposes. Income not expended for the primary purpose as set out in this Subsection shall be used for the maintenance and replacement of equipment, the purchase of new equipment, management services, and securing a fair return to vendors, or as provided by state or federal guidelines **with the active participation of the Blind Vendors Trust Fund Board.**

B. Money in the trust fund from vending machines located on state-owned property or on property leased by the state or any state agency, or on other property shall be distributed for any purpose **associated consistent** with the provisions of the Randolph-Sheppard Act as may be determined by the department **with the active participation of the Blind Vendors Trust Fund Board."**

AMENDMENT NO. 7

On page 2, between lines 27 and 28, insert:

"Section 2. The Louisiana Rehabilitation Services shall promulgate, pursuant to the Administrative Procedure Act, rules and regulations implementing the provisions of this Act no later than July 1, 2015.

Section 3. R.S. 23:3031 is hereby repealed."

AMENDMENT NO. 8

On page 2, line 28, change "2" to "4"

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

SENATE BILL NO. 552—

BY SENATORS ADLEY AND GARY SMITH
AN ACT

To enact R.S. 38:2225.2.4, relative to public contracts; to provide for public contracts by use of the early contractor involvement method; and to provide for related matters.

Reported by substitute by the Committee on Transportation, Highways and Public Works. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. —(Substitute of Senate Bill No. 552 by Senator Adley)

BY SENATORS ADLEY AND GARY SMITH
AN ACT

To enact R.S. 38:2225.2.4 relative to public contracts; to authorize use of the construction management at risk method for public contracts; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 38:2225.2.4 is hereby enacted to read as follows:

§2225.2.4. Construction management at risk

A.(1) Notwithstanding any other provision of law to the contrary, a public entity may use the construction management at risk project delivery method to contract for a project to construct public works as set forth in this Section.

(2) Purpose. This Section creates an alternative project delivery method, known as "construction management at risk" or "CMAR", for use by a public entity to award a contract to construct public works when deemed in the public interest, beneficial to the owner, and in accordance with the procedures in this Section. The following are reasons to use the CMAR delivery method: collaboration and cost control; concurrent execution of design and construction; a complex project with a tight time frame; owner, designer, and contractor have mutual project goals; owner controls risk identification; and, a

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collaborative project minimizes the risk of construction and design disputes.

(3) CMAR shall not be used for any project that is estimated to cost less than twenty-five million dollars.

B. Definitions. When used in this Section, the following words and phrases have the meanings ascribed to them in this Section, unless the context indicates a different meaning:

(1) "Construction management at risk" or "CMAR" means a delivery method by which the owner uses a design professional, who is engaged by the owner for professional predesign or design services, or both. The owner contracts separately with a CMAR contractor to engage in the preconstruction phase. As specified in this Section, the same CMAR contractor may also provide construction services to build the project.

(2) "Construction management at risk contractor" or "CMAR contractor" means a person, sole proprietorship, partnership, corporation, or other legal entity, properly licensed, bonded, and insured, who does one or both of the following:

(a) Provides construction experience to the owner or its design professional during the preconstruction phase regarding the constructability of the project.

(b) May contract with the owner to assume the risk to construct the project for a guaranteed maximum price, without re-procurement.

(3) "Design professional" means an engineer, architect, or landscape architect who has secured a professional license from a Louisiana registration board as required by state law and who is selected by an owner in accordance with state law.

(4) "Owner" means a "public entity" as defined in R.S. 38:2211.

(5) "Selection review committee" means the committee appointed by the owner to review the request for qualifications, score the proposers, and recommend award to a construction management at risk contractor. The committee shall consist of no more than five individuals as follows:

(a) One design professional in the discipline of but not involved in the project.

(b) One licensed contractor in the discipline of but not involved in the project.

(c) One representative of the owner.

(d) Two members at large from the general public.

(6) All other terms shall have the meanings as provided for in R.S. 38:2211.

C. Any owner who determines to use the construction management at risk method shall indicate such intent in the request for qualifications to procure a CMAR contractor and the reasons it deems such method to be in the public interest and beneficial to the owner.

D. There shall be no challenge by any legal process to the choice of the successful construction manager at risk contractor except for fraud, bias for pecuniary or personal reasons not related to the taxpayers' interest, or arbitrary and capricious selection by the owner.

E. The owner shall select and contract with a design professional for design services in the manner provided for by law.

F. Request for qualifications or RFQ for construction management at risk contractor.

(1) A request for qualifications or RFQ to award a contract for a construction management at risk contractor for preconstruction and construction services shall be advertised in the official journal of the owner and, if one exists, on the Internet website of the owner. The RFQ shall be advertised at least two times within the thirty-day period prior to the deadline for receipt of responses.

(2) The RFQ shall include the following as well as any other pertinent information limited to the qualifications of a proposer that the owner determines a proposer may need to submit a response to an RFQ:

(a) The preconstruction scope of services.

(b) Submittal criteria for the project.

(c) Procurement grading criteria.

(d) Scoring methodology.

(e) Total fees and compensation payable to the CMAR contractor for preconstruction services.

(3) The RFQ may request that proposers include the following in response to the RFQ, as well as any other appropriate factors that would, in the opinion of the owner, demonstrate the capability of the proposer to perform the role of CMAR contractor:

(a) The proposer's surety.

(b) Construction methodologies previously used by the proposer on other projects.

(c) Extent to which the proposer intends to self-perform portions of the work, if applicable.

(d) Past performance of the proposer including timely completion of other public works projects of similar complexity and size.

(e) Proposed management and staffing for the project.

(f) The proposer's last safety record to include current experience modification rate (EMR), recordable incident rate (RIR), lost work time incident rate, or other data as required by the owner.

(g) The proposer's standard safety plan.

(4) Within ninety days after the deadline for responses to the RFQ, a selection review committee chosen by the owner and identified in the RFQ shall make a written recommendation to the owner as to which proposer should be awarded the contract. The results of the selection review committee, inclusive of its findings, grading, score sheets, and recommendations, shall be available for review by all proposers and shall be deemed public records.

(5) If the benefits of using the CMAR method reduce as the design process progresses, the owner shall select the CMAR contractor either before, but not later than, when the design professional's design is not more than thirty percent complete.

G. After award and execution of the contract with the CMAR contractor, the following actions shall proceed:

(1) The design professional, in consultation with the CMAR contractor, shall proceed with design services.

(2) The owner shall obtain an opinion of probable cost of the project from both the CMAR contractor and the design professional when final design of the project is not more than sixty percent complete, and again when final design of the project is not more than ninety percent complete.

(3) The CMAR contractor shall provide to the owner a guaranteed maximum price for construction of the project, before or upon completion of the final design.

(4) If the owner and CMAR contractor are able to negotiate, and to establish and agree upon a guaranteed maximum price or GMP to render construction services for the project, and additionally, to agree upon constructability, construction phasing and sequencing, and the maximum number of contract days to complete the project, the owner may then award the contract for construction services to the CMAR contractor for the construction phase of the contract.

(5) Once a guaranteed maximum price is agreed upon, the owner may authorize the CMAR contractor to undertake construction services. Additionally, the owner may determine and authorize the CMAR contractor to undertake specific items of construction services prior to agreement upon a GMP for such items, provided such undertaking is for the benefit of the project and a GMP for the undertaking can be agreed upon between the owner and CMAR contractor. Such items may benefit the project, including but not limited to items that require a long lead time, may further the understanding of unknown site conditions, or other issues.

(6) If the owner and the CMAR contractor are not able to agree upon constructability, construction phasing and sequencing, the GMP for the project, the maximum number of contract days to complete the project, and to reach a negotiated agreement, then the project shall be readvertised and publicly bid utilizing the design-bid-build delivery method.

H. The provisions of this Section shall supersede any conflicting provisions of any law, including but not limited to the requirements of Chapter 10 of this Title, but the provisions of such Chapter shall otherwise be applicable to such contracts.

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On motion of Senator Adley, the committee substitute bill was adopted and becomes Senate Bill No. 680 by Senator Adley, substitute for Senate Bill No. 552 by Senator Adley.

SENATE BILL NO. 680— (Substitute of Senate Bill No. 552 by Senator Adley) BY SENATORS ADLEY AND GARY SMITH AN ACT

To enact R.S. 38:2225.2.4 relative to public contracts; to authorize use of the construction management at risk method for public contracts; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

SENATE BILL NO. 584— BY SENATOR MILLS AN ACT

To enact R.S. 30:23.2, relative to permits for solution mined cavern wells; to provide for the prohibition of certain permits in Vermilion and Iberia parishes; to provide terms, conditions, and requirements; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 585— BY SENATOR MILLS AN ACT

To enact R.S. 30:4(N), relative to solution-mined cavern permits; to require public notice for certain solution-mined cavern permits in Vermilion and Iberia parishes; to require a public hearing for permits to drill, expand, operate, convert, or alter certain solution mined caverns; to provide terms, conditions, and requirements; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title, ordered engrossed and passed to a third reading.

SENATE BILL NO. 594— BY SENATOR CROWE AN ACT

To amend and reenact R.S. 23:1625.1(A) and (B) and to enact R.S. 23:1553.1, relative to unemployment compensation; to provide for the determination of claims; to provide for payment of benefits; to provide for prohibitions for noncharging under certain circumstances; to provide for definitions; to provide for retroactive effect; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Original Senate Bill No. 594 by Senator Crowe

AMENDMENT NO. 1 On page 1, line 17, delete "and R.S. 23:1625.1"

AMENDMENT NO. 2 On page 2, delete line 17, and insert the following: "separation information, and shall complete all forms and reports as requested needed by the"

AMENDMENT NO. 3 On page 2, line 18, after "designee" insert "to make a proper determination"

AMENDMENT NO. 4 On page 2, line 19, delete "ten"

AMENDMENT NO. 5 On page 2, delete line 20, and insert the following: "days from the date of mailing the time specified in the notice."

AMENDMENT NO. 6 On page 2, line 21, change "is" to "shall be"

AMENDMENT NO. 7 On page 2, line 22, change "may" to "shall"

AMENDMENT NO. 8 On page 2, line 24, change "and" to "or"

AMENDMENT NO. 9 On page 2, line 28, after "timeliness" insert "or adequacy"

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

SENATE BILL NO. 648— BY SENATORS DORSEY-COLOMB, AMEDEE, BROOME, BROWN, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, MILLS, NEVERS AND WARD AND REPRESENTATIVES BARRAS, BARROW, CARTER, COX, FOIL, GREENE, HONORE, JAMES, LEGER, PONTI, SCHEXNAYDER, SMITH, ALFRED WILLIAMS AND PATRICK WILLIAMS AN ACT

To enact R.S. 33:9038.67, relative to cooperative and economic development in East Baton Rouge Parish; to create the Old LNB Building Redevelopment District as a special taxing and tax increment financing district in East Baton Rouge Parish; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and functions of the governing body; to provide for the levy and collection of taxes within the district; to authorize the district to issue and sell bonds; to authorize the district to engage in tax increment financing; to provide for an effective date; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 648 by Senator Dorsey-Colomb

AMENDMENT NO. 1 On page 6, line 6, change "purchase, lease, or otherwise" to "purchase, or lease"

AMENDMENT NO. 2 On page 7, between lines 14 and 15 insert the following: "(14) To levy sales taxes, or hotel occupancy taxes within the district or any combination of such taxes, above and in addition to any other sales taxes, or hotel occupancy taxes, or combination of such taxes, then in existence or permitted to be in existence within the district, in an amount as may be determined by the board with the approved written consent of the owners of immovable property in the district, all in addition to the powers authorized pursuant to Paragraph (12) of this Subsection and pursuant to R.S. 33:9038.39, subject to the limitations and prohibitions of the Louisiana Constitution."

AMENDMENT NO. 3 On page 7, line 20, delete "the use,"

AMENDMENT NO. 4 On page 9, line 6, delete "district," and insert: "district; provided, however, that if the district elects to levy and collect any of the taxes authorized in this Section, such levy shall not be deemed to supersede or be in lieu of the occupancy tax authorized by R.S. 33:4574.1(A)(6) relating to Visit Baton Rouge regardless of whether such occupancy tax is pledged or dedicated to secure debt or bonds that have been authorized and the proceeds of the

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avails of the occupancy taxes authorized in R.S. 33:4574.1.1(A)(6) shall be dispersed and used for the purposes set forth therein and as further provided in R.S. 33:4574.1.1(L).

AMENDMENT NO. 5

On page 10, line 21, change "**fifty**" to "**thirty**".

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

SENATE BILL NO. 660—

BY SENATOR MORRISH

AN ACT

To enact R.S. 56:116.1(D)(4), relative to the taking of wild quadrupeds; to allow the taking of certain outlaw quadrupeds during daylight hours from a helicopter; to provide notification requirements; to provide terms, conditions, and requirements; and to provide for related matters.

Reported by substitute by the Committee on Natural Resources. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. —(Substitute of Senate Bill No. 660 by Senator Morrish)

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 56:112, relative to the disposal of wild birds or wild quadrupeds becoming a nuisance; to allow the taking of certain outlaw quadrupeds during daylight hours from an aircraft; to allow for the promulgation of rules and regulations; to provide certain exemptions; to provide terms, conditions, and requirements; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 56:112 is hereby amended and reenacted to read as follows:

§112. Disposal of birds or quadrupeds becoming a nuisance

A. If any species of wild bird or wild quadruped herein protected shall at any time in any locality become so destructive of private property as to be a nuisance, the secretary may direct any officer authorized to enforce the provisions of this Subpart, or any reputable citizen of this state, to take and dispose of such species of bird or quadruped in the manner and under the conditions specified by the secretary.

B. The commission is authorized to promulgate rules and regulations in accordance with the Administrative Procedure Act to permit the taking and disposal of any outlaw quadrupeds or outlaw birds when such quadrupeds or birds become so destructive of private or public property as to become a nuisance. Notwithstanding the provisions of R.S. 56:116.1(B)(1) or any other law to the contrary, the rules shall allow the taking of outlaw quadruped or outlaw birds by use of aircraft. The rules shall prohibit the sale of the animal or any part thereof. The taking of any outlaw quadruped or outlaw birds under this Section is for the purpose of taking depredateing quadrupeds and birds and is independent from the taking of wild quadrupeds and wild birds under any other Section of this Title. Any person authorized to take any outlaw quadruped or outlaw bird under this Section shall be exempt from obtaining any other permits or licenses under this Title while engaged in taking such animals pursuant to this Section or any rules and regulations promulgated pursuant to this Section.

On motion of Senator Long, the committee substitute bill was adopted and becomes Senate Bill No. 681 by Senator Morrish, substitute for Senate Bill No. 660 by Senator Morrish.

SENATE BILL NO. 681— (Substitute of Senate Bill No. 660 by Senator Morrish)

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 56:112, relative to the disposal of wild birds or wild quadrupeds becoming a nuisance; to allow the taking of certain outlaw quadrupeds during daylight hours from

an aircraft; to allow for the promulgation of rules and regulations; to provide certain exemptions; to provide terms, conditions, and requirements; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

SENATE BILL NO. 661—

BY SENATOR ERDEY

AN ACT

To enact R.S. 32:155, relative to motor vehicles; to provide authority to remove vehicles, cargo, or other personal property from roadways; to provide for reopening roadway lanes during peak traffic hours; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Original Senate Bill No. 661 by Senator Erdey

AMENDMENT NO. 1

On page 1, line 8, after "**vehicle**" delete the remainder of the line and delete line 9 in its entirety and insert the following: "**crash or incident, any police officer or any person acting**"

AMENDMENT NO. 2

On page 1, line 10, change "**their**" to "**the officer's**" and after "**request**" delete the comma ","

AMENDMENT NO. 3

On page 1, line 12, change "**within the highway**" to "**upon the roadway or shoulder of the roadway**"

AMENDMENT NO. 4

On page 1, line 14, change "**accident**" to "**crash**"

AMENDMENT NO. 5

On page 1, line 15, change "**accident**" to "**crash**"

AMENDMENT NO. 6

On page 1, delete lines 16 and 17 and insert in lieu thereof the following: "**traffic hours, any police officer or any person acting at the officer's direction or request shall take immediate**"

AMENDMENT NO. 7

On page 2, line 2, between "**public**" and the period "." insert the following: "**provided such action does not impair the protection of public safety**"

AMENDMENT NO. 8

On page 2, delete lines 5 through 7 and insert in lieu thereof the following:

"C. No liability shall attach to any police officer or to any person acting under the officer's direction or request for damages to a vehicle, cargo, or other personal property, that"

AMENDMENT NO. 9

On page 2, below line 9 add the following:

"D. The provisions of this Section apply only to roadways included within the National Highway System in this state."

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

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House Bills and Joint Resolutions on Second Reading Reported by Committees

HOUSE BILL NO. 6—

BY REPRESENTATIVE PEARSON AN ACT

To amend and reenact R.S. 11:927(B), relative to the optional retirement plan for postsecondary education employees participating in the Teachers' Retirement System of Louisiana; to provide for minimum employer contributions; to provide for application of payments; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 24—

BY REPRESENTATIVE PEARSON AN ACT

To amend and reenact R.S. 11:103(B)(3)(e)(ii)(aa) and (iv)(aa) and (E) and to repeal R.S. 11:103(B)(3)(e)(i)(bb), (ii)(bb), and (iv)(bb), relative to amortization schedules of the Municipal Police Employees' Retirement System; to provide relative to the duration of such schedules; to provide for the combination and reamortization of existing schedules as of a certain date; to provide relative to the calculation of employer contribution rates for the system; to repeal outdated provisions; and to provide for related matters.

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

HOUSE BILL NO. 38—

BY REPRESENTATIVE PEARSON AN ACT

To amend and reenact R.S. 11:441(A)(2)(b), 461(B)(3)(b), 726(B), 761(A)(3) and (4), 765(A) and (B)(1), 780, 783(A)(3)(a), 786(A)(2) and (3), 802, 1141(A), 1142, and 1147(C)(4) and to enact R.S. 11:441(A)(2)(c), 461(B)(3)(c), 761(A)(5), and 786(A)(4), relative to retirement eligibility for certain new hires in the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, and the Louisiana School Employees' Retirement System; to establish new retirement eligibility for certain members hired on or after July 1, 2014; to provide relative to disability retirements; to provide for technical corrections; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 38 by Representative Pearson

AMENDMENT NO. 1

On page 1, line 8, change "2014" to "2015"

AMENDMENT NO. 2

On page 1, line 9, after "correction;" insert "to provide for an effective date;"

AMENDMENT NO. 3

On page 2, line 9, change "2014" to "2015"

AMENDMENT NO. 4

On page 2, line 25, change "2014" to "2015"

AMENDMENT NO. 5

On page 3, line 21, change "2014" to "2015"

AMENDMENT NO. 6

On page 4, line 3, change "2014" to "2015"

AMENDMENT NO. 7

On page 4, line 12, change "2014" to "2015"

AMENDMENT NO. 8

On page 4, line 18, change "2014" to "2015"

AMENDMENT NO. 9

On page 5, line 1, change "2014" to "2015"

AMENDMENT NO. 10

On page 5, line 16, change "2014" to "2015"

AMENDMENT NO. 11

On page 6, line 12, change "2014" to "2015"

AMENDMENT NO. 12

On page 6, line 18, change "2014" to "2015"

AMENDMENT NO. 13

On page 7, delete line 1 and insert "§780. Reexamination of beneficiaries retired for disability retirees; modification of benefits;"

AMENDMENT NO. 14

On page 7, line 7, change "2014" to "2015"

AMENDMENT NO. 15

On page 7, line 9, change "2014" to "2015"

AMENDMENT NO. 16

On page 10, line 13, change "2014" to "2015"

AMENDMENT NO. 17

On page 10, line 16, change "2014" to "2015"

AMENDMENT NO. 18

On page 10, line 28, change "2014" to "2015"

AMENDMENT NO. 19

On page 11, line 5, change "2014" to "2015"

AMENDMENT NO. 20

On page 11, line 10, change "2014" to "2015"

AMENDMENT NO. 21

On page 11, line 16, change "2014" to "2015"

AMENDMENT NO. 22

On page 11, line 20, change "2014" to "2015"

AMENDMENT NO. 23

On page 12, line 15, change "2014" to "2015"

AMENDMENT NO. 24

On page 12, line 19, change "2014" to "2015"

AMENDMENT NO. 25

On page 13, line 3, change "2014" to "2015"

AMENDMENT NO. 26

On page 13, line 9, change "2014" to "2015"

AMENDMENT NO. 27

On page 13, line 22, change "2014" to "2015"

AMENDMENT NO. 28

On page 13, line 28, change "2014" to "2015"

AMENDMENT NO. 29

On page 13, after line 29, insert the following: "Section 2. This Act shall become effective on June 30, 2014; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on June 30, 2014, or on

the day following such approval by the legislature, whichever is later."

On motion of Senator Guillory, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 42—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 11:102(B)(3)(d)(vi), relative to the liabilities of the Louisiana School Employees' Retirement System; to establish accounts for the full or partial payment of such liabilities; to provide for credits to such accounts; to provide for application of funds from certain accounts toward such liabilities; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 106—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 32:53(A) and to repeal R.S. 47:507, relative to motor vehicle license plates; to provide for the proper display of license plates; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 106 by Representative Lopinto

AMENDMENT NO. 1
On page 2, line 4, delete "upright"

AMENDMENT NO. 2
On page 2, between lines 6 and 7 insert the following:
"(4) The provisions of this Section shall not be construed to prohibit placing a permanent registration license plate on a rear fender as long as it is facing to the rear of the vehicle."

On motion of Senator Adley, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 144—
BY REPRESENTATIVE THIBAUT
AN ACT

To enact R.S. 41:907, relative to the exchange of school lands; to authorize the West Baton Rouge Parish School Board to exchange certain school lands, including sixteenth section lands; to provide procedures for such exchange; to provide for the reservation of mineral rights; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 146—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 47:463.165, relative to motor vehicle special prestige license plates; to provide for the "Hunters for the Hungry Louisiana" special prestige plate; to provide for creation, issuance, and design of such license plates; to provide relative to the fee for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of such prestige license plate; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 162—
BY REPRESENTATIVE STUART BISHOP
AN ACT

To enact Subpart PP of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.231, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate all or a portion of any refund due to them to The Louisiana Youth Leadership Seminar Corporation; to provide for the administration and disbursement of donated monies; to provide for reporting; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 164—
BY REPRESENTATIVE DIXON
AN ACT

To enact R.S. 49:191(7) and to repeal R.S. 49:191(5)(e), relative to the Louisiana Workforce Commission, including provisions to provide for the re-creation of the Louisiana Workforce Commission and the statutory entities made a part of the commission 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.

Reported favorably by the Committee on Labor and Industrial Relations. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 180—
BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 17:3402(D)(1), relative to Montessori schools; to authorize the extension of Montessori school programs through high school; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 186—
BY REPRESENTATIVES HENRY, HENRY BURNS, CARMODY, COX, FOIL, AND THOMPSON
AN ACT

To amend and reenact R.S. 56:116.1(B)(3), to enact R.S. 56:116.6, and to repeal R.S. 56:116.1(D)(3), relative to hunting; to provide for hunting game birds, wild quadrupeds, outlaw quadrupeds, nutria, and beaver; to provide for hunting with sound suppressing devices; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 238—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 33:2572, relative to the city of Plaquemine; to provide relative to the police civil service; to provide that the position of assistant chief of police for the city of Plaquemine shall be in the unclassified service; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

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HOUSE BILL NO. 257—
BY REPRESENTATIVE STUART BISHOP
AN ACT

To enact R.S. 47:463.165, relative to motor vehicle special prestige license plates; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of the plates; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 291—
BY REPRESENTATIVE JIM MORRIS
AN ACT

To enact R.S. 40:1501.7, relative to Caddo Parish Fire District No. 1; to authorize the district to levy a sales and use tax, subject to voter approval; and to provide for related matters.

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

HOUSE BILL NO. 297—
BY REPRESENTATIVE DOVE
AN ACT

To amend and reenact R.S. 30:127(F), relative to bids for mineral leases on state lands; to authorize the use of electronic funds transfer for deposits accompanying such bids; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 303—
BY REPRESENTATIVE HENSGENS
AN ACT

To amend and reenact R.S. 32:386.1, relative to blanket oversize yearly permits; to provide for an increase to the overhang of trucks and trailers hauling loads; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 344—
BY REPRESENTATIVE ARMES
AN ACT

To enact R.S. 56:104(B)(3) and 302.2(D), relative to fees for hunting and fishing licenses; to provide relative to fees to be paid by surviving spouses of members of certain military service branches killed in action; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 349—
BY REPRESENTATIVE BARRAS
AN ACT

To amend and reenact R.S. 41:1215(B)(7), relative to leases of public property by public benefit corporations; to authorize lease payments to be made annually, quarterly, or monthly; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 361—
BY REPRESENTATIVE JONES
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in St. Mary Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 386—
BY REPRESENTATIVE HAVARD
AN ACT

To amend and reenact R.S. 32:1304(A)(3)(b), relative to required documents for trailer inspections; to provide that a valid inspection sticker is sufficient to meet the trailer inspection requirements; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 397—
BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 49:214.25(F), relative to uses in the coastal zone subject to coastal use permits; to prohibit certain dredging or excavating activities in Lafourche Parish; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 447—
BY REPRESENTATIVE PYLANT
AN ACT

To enact R.S. 34:851.15(D), relative to operation of motorboats on a portion of Lake Louis and Bayou Louis; to prohibit waterskiing on certain waterbodies; to restrict the use of personal watercraft on certain waterbodies; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 518—
BY REPRESENTATIVE HUVAL
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in St. Martin Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 563—
BY REPRESENTATIVES LORUSSO AND SEABAUGH
AN ACT

To amend and reenact R.S. 47:463.73(G), relative to motor vehicle special prestige license plates; to provide for the "Mount Carmel Academy" special prestige plate; to provide for the creation and issuance of such license plates; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 581—

BY REPRESENTATIVE HAVARD
AN ACT

To enact R.S. 47:338.212, relative to the city of Zachary; to authorize the governing authority of the city, subject to voter approval, to levy and collect a hotel occupancy tax; to provide for the use of the tax proceeds; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 586—

BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 47:1923(D), relative to assessors; to provide relative to the payment of certain group insurance premiums for retirees of certain assessors' offices; to establish retiree eligibility criteria; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 600—

BY REPRESENTATIVE ABRAMSON
AN ACT

To enact R.S. 17:158(J) and 3996(B)(34), relative to the loading and unloading of school buses; to provide limitations on the location of such loading and unloading; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 600 by Representative Abramson

AMENDMENT NO. 1

On page 1, at the beginning of line 11, change "J.(1)" to "J."

AMENDMENT NO. 2

On page 1, at the end of line 11, insert a colon ":"

AMENDMENT NO. 3

On page 1, delete lines 12 through 16 and insert the following:
"(1) Prohibit a bus driver from loading or unloading students at school while the bus is in a traffic lane of any type of street as defined in R.S. 32:1 and require that students be loaded or unloaded on a shoulder, in a school parking lot, or at other appropriate off-road location at the school as determined by the school governing authority. The requirements of this Paragraph shall not apply if the"

AMENDMENT NO. 4

On page 1, between lines 19 and 20, insert the following:
"(2) Prohibit a bus driver from loading or unloading students at or near their homes while the bus is in a traffic lane of any type of street as defined in R.S. 32:1 and require that students be loaded or unloaded on a shoulder. However, if there is no shoulder, a bus driver may load and unload a student while the bus is in a lane of traffic but only if the bus is in the lane farthest to the right side of the road so that the student does not need to cross any lane of traffic to get onto or off of the bus.
(3) Prohibit a bus driver from loading or unloading students either at school or at or near their homes in a manner or in a location that results in students crossing lanes of traffic on a state highway or any other type of street."

On motion of Senator Appel, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 602—

BY REPRESENTATIVES ABRAMSON AND LEGER
AN ACT

To enact Subpart PP of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.231, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate all or a portion of any refund due to them to The Lighthouse for the Blind in New Orleans, Inc.; to provide for the administration and disbursement of donated monies; to provide for reporting; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 728—

BY REPRESENTATIVE KATRINA JACKSON
AN ACT

To enact R.S. 41:907, relative to the sale or exchange of school lands; to authorize Ouachita Parish School Board to sell or exchange certain school lands; to provide procedures for such sale or exchange; to provide for the reservation of mineral rights; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 795—

BY REPRESENTATIVE BARRAS
AN ACT

To enact R.S. 17:158.2(D) and (E), relative to the model age of school buses; to prohibit school buses used to transport students from being more than twenty-five years old; to require that activity or backup school buses be fifteen or fewer model years old; to prohibit school buses older than fifteen model years from being used more than sixty consecutive school days in a school year; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 798—

BY REPRESENTATIVE STOKES
AN ACT

To amend and reenact R.S. 47:15(14), 114(F)(3), 287.614(C) and (D)(3), 295(C), 299.9, 299.39, 1407(1), 1408, 1409, 1414(C), 1416, 1433 through 1435, 1438, 1486, 1508.1(B), 1561, 1565(C)(3), 1574(introductory paragraph), 1576(A)(1) and (2), (C), and (E), 1578(B)(2), (3), and (4)(a)(introductory paragraph), 1603(A), and 1688, and to enact R.S. 47:1574(5), relative to the enforcement and adjudication of state taxes; to provide with respect to disputes concerning taxes, fees, and claims against the state; to provide with respect to the authority of the secretary of the Department of Revenue regarding the collection and enforcement of taxes and fees; to provide for the jurisdiction, authority, and procedures of the Board of Tax Appeals; to provide for appellate jurisdiction for decisions of the Board of Tax Appeals; to provide for legislative oversight of Board of Tax Appeals rulemaking; to direct the Louisiana State Law Institute to change certain references to the Board of Tax Appeals in certain provisions of current law; to provide for effectiveness; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 850—

BY REPRESENTATIVE DOVE
AN ACT

To enact R.S. 49:214.5.2(G), relative to the responsibilities of the Coastal Protection and Restoration Authority Board; to authorize the board to authorize the Coastal Protection and Restoration Authority to contract for the study, investigation,

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and cleanup of, or response to hazardous substances located in an integrated coastal protection program project; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 863—
BY REPRESENTATIVES DANAHAY, JOHNSON, RITCHIE, ROBIDEAUX, WHITNEY, AND WILLMOTT

AN ACT

To amend and reenact R.S. 36:801.1(A) and R.S. 47:302(K)(7), 337.2(D), 337.45(A)(1) and (B), 337.48(A), 337.51(A), (B), and (C)(2), 337.53(C), 337.54, 337.63(A)(1) and (2), (B), and (D), 337.67(B)(3), (C)(3), and (D)(2), 337.77(F), 337.81(A)(2) and (C), 337.86(E)(2)(a), 337.101(A)(2)(a), 1401, 1402, 1403(A) and (B), 1410, 1413, 1431, 1432, 1436, 1437, and 1451, and R.S. 49:967(A) and 968(B)(9), to enact R.S. 36:53(J) and R.S. 47:337.2(A)(1)(c), 337.77(G), 337.81.1, 337.86(E)(1)(d), 1407(3), 1414(E), 1417, and 1418, and to repeal R.S. 36:4(B)(1)(p) and R.S. 47:337.51.1 and 337.101(A)(2)(c), (B), and (C), relative to disputes concerning taxes, fees, and claims against the state and its political subdivisions; to provide relative to the composition, compensation, procedures, and jurisdiction of the Board of Tax Appeals; to provide for the dedication of certain revenues for support of the board; to transfer the board to the Department of State Civil Service; to provide with respect to procedures for collection and adjudication of local sales and use tax; to provide for redetermination of certain local sales and use tax assessments and overpayments; to authorize the transfer of certain cases to and from the board and certain courts; to provide for definitions; to provide for effectiveness; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 863 by Representative Danahay

AMENDMENT NO. 1
On page 1, line 2, after "47:302(K)" change "(7)" to "(6) and (7)"

AMENDMENT NO. 2
On page 1, line 8, change "1417, and 1418" to "1417, 1418, and 1419"

AMENDMENT NO. 3
On page 1, line 16, after "courts;" insert "to create a special treasury fund; to provide for the deposit, use, and investment of monies in the fund;"

AMENDMENT NO. 4
On page 2, line 17, after "47:302(K)" change "(7)" to "(6) and (7)"

AMENDMENT NO. 5
On page 2, line 23, change "1417, and 1418" to "1417, 1418, and 1419"

AMENDMENT NO. 6
On page 2, between lines 26 and 27, insert:
"(6)(a) The taxes levied under this Subsection shall be collected by the Department of Revenue, advised by a sales and use tax commission consisting of seven nine members appointed as follows: two members appointed by the Louisiana Municipal Association; two members appointed by the Louisiana School Boards Association; two members appointed by the Police Jury Association of Louisiana; two members appointed by the Louisiana Sheriffs' Association; and one member appointed by the Louisiana Association of Tax Administrators. The secretary shall assess a collection fee, not to exceed one percent of the proceeds of the tax, as reimbursement for the actual cost of collection of the tax. The department shall keep the

commission informed on a regular basis of the collection and distribution of the taxes collected, and the commission shall receive a copy of the executive budget submission of the Local Tax Division of the Board of Tax Appeals."

AMENDMENT NO. 7
On page 2, at the beginning of line 27, delete "(7) Pursuant" and insert "(7)(b)"

AMENDMENT NO. 8
On page 2, line 28, change "and twenty" to "thirty-two", after "shall be" delete the remainder of the line, and on line 29, delete "appropriated for support" and insert "deposited into the Board of Tax Appeals Expense Fund for purposes"

AMENDMENT NO. 9
On page 3, delete line 1, and insert:
"Service.
(c) The amount specified in Subparagraph (b) of this Paragraph shall be increased by five thousand dollars on July 1, 2015 and on the first day of each of the four subsequent fiscal years when the amount collected and distributed pursuant to this Subsection in the fiscal year immediately preceding that date actually exceeds the amount collected and distributed in fiscal year 2013-14.

(7) Pursuant to an appropriation by the legislature, after satisfying the requirements of Paragraph (6) of this Subsection, all remaining"

AMENDMENT NO. 10
On page 18, line 26, after "costs" insert: ", including any costs for a hearing judge in the same amount as specified in R.S. 47:1417(C)(2)"

AMENDMENT NO. 11
On page 21, line 23, after "11:1384" insert "as for a district court"

AMENDMENT NO. 12
On page 23, between lines 12 and 13, insert:
"§1419. Board of Tax Appeals Expense Fund.
There is hereby established in the state treasury a special fund to be known as the "Board of Tax Appeals Expense Fund", hereinafter referred to as the "fund". The fund shall be comprised of monies dedicated pursuant to R.S. 47:302(K)(6)(b) and (c), self-generated monies of the Board of Tax Appeals which remain after satisfaction of the requirements of the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of the Constitution of Louisiana, and any other monies appropriated to or deposited into the fund. Monies in the fund shall be subject to appropriation exclusively to the Board of Tax Appeals for support of the board and its Local Tax Division. From the total monies appropriated to the board in any fiscal year, all monies in excess of twenty-five thousand dollars shall be available for expenditure exclusively for purposes of the Local Tax Division. Monies in the fund shall be invested by the state treasurer in the same manner as the state general fund, and earnings on such investment shall be credited to the state general fund after satisfaction of the requirements of Article VII, Section 9(B) of the Constitution of Louisiana. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. In addition, the operation of the Local Tax Division is essential to timely collection of revenue by local collectors, therefore the expenditure of the amounts appropriated from this fund shall not be subject to any mid-year freeze or reduction without the approval of the Joint Legislative Committee on the Budget."

AMENDMENT NO. 13
On page 28, delete lines 15 through 18, and insert: "Notwithstanding any provision of law to the contrary, a member of the board shall be eligible for any assignment or appointment made pursuant to Article V, Section 5 of the Constitution of Louisiana, and ad hoc service pursuant to that Section shall not render a retired judge ineligible for an ad hoc appointment pursuant to R.S. 47:1417(C)(2).
If any member of the board serving on the effective date of this Act is appointed to a fixed term pursuant to the provisions of this Act, his appointment shall not require additional confirmation by the

Senate if he was confirmed prior to the effective date of this Act. The additional compensation of the hearing judge of the Local Tax Division shall initially be equivalent to the compensation provided by the state for a part-time city court judge."

AMENDMENT NO. 14

On page 28, line 22, after "Appeals" delete "under" and insert: "for those matters within the jurisdiction of the Board of Tax Appeals pursuant to"

AMENDMENT NO. 15

On page 28, line 25, after "suspension of" insert: "any collection action by the collector and the suspension of"

AMENDMENT NO. 16

On page 29, delete lines 13 through 17, and insert:

"Section 10. The nomination or nominations made pursuant to R.S. 47:1402(D) may be transmitted to the governor, and any appointments pursuant to that Section may be made at any time following the effective date of this Act.

Section 11. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. Section 10 of this Act shall become operative immediately upon the effective date of this Act, and Sections 1 through 9 of this Act shall become operative on July 1, 2014, if the Act which originated as House Bill No. 798 of this 2014 Regular Session of the Legislature is enacted."

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

HOUSE BILL NO. 905—

BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 38:3087.112 and 3087.114(A), relative to the Black River Lake Recreation and Water Conservation District; to change the location of the district; to modify the composition of the governing board of the district; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 905 by Representative Anders

AMENDMENT NO. 1

On page 1, between lines 5 and 6, insert

"Notice of intention to introduce this Act has been published as provided by Article III, Section 13 of the Constitution of Louisiana."

On motion of Senator Long, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 918—

BY REPRESENTATIVE BARROW
AN ACT

To enact Chapter 13-M of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.201, relative to redevelopment authorities; to provide relative to the powers and duties of the authorities; to authorize the authorities to create public benefit corporations; to provide relative to the powers and duties of the corporations; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 951—

BY REPRESENTATIVE FOIL
AN ACT

To enact R.S. 33:9097.22, relative to East Baton Rouge Parish; to create the University Acres Crime Prevention and Neighborhood Improvement District within the parish; to provide relative to the boundaries, 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 favorably by the Committee on Local and Municipal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 972—

BY REPRESENTATIVE HOLLIS
AN ACT

To designate a portion of U.S. Highway 190 in the city of Mandeville in St. Tammany Parish as "Tammany Parkway".

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 975—

BY REPRESENTATIVE WESLEY BISHOP
AN ACT

To amend and reenact R.S. 17:1970.24(B)(1)(a)(ii)(bb), relative to the New Orleans Center for Creative Arts; to provide with respect to the membership of its board of directors; and to provide for related matters.

Reported favorably by the Committee on Education. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 984—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 23:1472(10)(a), (11)(a), (d)(II) and (III), (e), and (h), (12)(F)(I), (II)(introductory paragraph), (III)(c) and (f), (IV), (V)(introductory paragraph) and (a)(iii) and (b)(introductory paragraph), (VI), (VII)(G)(introductory paragraph), (H)(I) and (II), 1474(H), 1493(D), 1512, 1513(A)(1), 1532.1(G), 1533(A)(introductory paragraph), 1536(B) through (E), (F)(2), and (G), 1541(A), 1542, 1552(B)(1), (2), (3), and (5), 1592(F) and (G), 1600(2), (6)(a)(I), (b), and (c)(I), and (7)(introductory paragraph), and to repeal R.S. 23:1474(J), 1533(C), 1536(A) and (J), and 1543(H), relative to unemployment compensation; to provide for technical corrections; to delete obsolete laws; to delete dates that no longer apply; and to provide for related matters.

Reported favorably by the Committee on Labor and Industrial Relations. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1020—

BY REPRESENTATIVE HARRISON
AN ACT

To enact R.S. 32:415.2, relative to driver's licenses; to provide for removal of license plates on motor vehicles driven by persons with suspended or revoked driving privileges; to provide for a notice of suspension of driving privileges; to provide time periods for proving compliance with requisite laws governing driving privileges; to provide for impoundment of motor vehicles under certain circumstances; to provide for the issuance of temporary stickers; to authorize the department to promulgate certain rules and regulations; and to provide for related matters.

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

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SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 1020 by Representative Harrison

AMENDMENT NO. 1
On page 2, line 17, change "seven" to "ten"

AMENDMENT NO. 2
On page 2, line 24, change "seven" to "ten"

AMENDMENT NO. 3
On page 2, line 29, change "seven" to "ten"

AMENDMENT NO. 4
On page 3, line 11, change "seven" to "ten"

AMENDMENT NO. 5
On page 3, line 27, change "seven" to "ten business"

AMENDMENT NO. 6
On page 3, line 28, change "seven-" to "ten-"

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

HOUSE BILL NO. 1042—
BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to fees levied by the Louisiana Tax Commission; to authorize the continued levy and collection of fees associated with the assessment of certain properties by the commission; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1046—
BY REPRESENTATIVES LEOPOLD, BILLIOT, GAROFALO, AND HARRISON
AN ACT

To amend and reenact R.S. 3:4631(B) and (C) and R.S. 56:433(A) and (E) and 440, relative to labeling and packaging of oysters; to provide for certain standards for marketable oysters and labeling and packaging of oysters for market; to provide penalties for mislabeling oysters; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1050—
BY REPRESENTATIVE CHANEY
AN ACT

To amend and reenact R.S. 47:1707, relative to ad valorem property tax exemptions; to provide relative to the ad valorem property tax exemption for certain agricultural machinery and other implements used exclusively for agricultural purposes; to remove certain restrictions; to provide for an effective date; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 1050 by Representative Chaney

AMENDMENT NO. 1

On page 2, delete lines 9 through 11 in their entirety and insert:
"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator Riser, the committee amendment was adopted. The amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1072— (Substitute for House Bill No. 140 by Representative Montoucet)

BY REPRESENTATIVES MONTOUCET, ARMES, BILLIOT, STUART BISHOP, CHANEY, DOVE, FOIL, GAROFALO, GISCLAIR, GUINN, HARRISON, ORTEGO, AND SCHEXNAYDER
AN ACT

To enact R.S. 56:643(C), relative to issuance of hunting and fishing licenses; to provide for a reduced fee for certain retired members of the U.S. Armed Forces; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and referred to the Legislative Bureau.

Reconsideration

The vote by which Senate Bill No. 250 failed to pass on Monday, April 28, 2014, was reconsidered.

SENATE BILL NO. 250—
BY SENATOR WARD
AN ACT

To amend and reenact R.S. 56:6(31), to provide for the promulgation of rules and regulations by the Louisiana Wildlife and Fisheries Commission relative to the possession of big exotic cats; to allow for permits for certain institutions and owners; to exempt certain persons from the requirements of the big exotic cats rules; to provide terms, conditions, and requirements; and to provide for related matters.

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

Senate Resolutions
on Second Reading
Reported by Committees

SENATE RESOLUTION NO. 55—
BY SENATOR DORSEY-COLOMB
A RESOLUTION

To urge and request the Louisiana Public Service Commission to review the rules and regulations relative to wreckers and towing services to ensure wrecker and towing practices are fair and equitable and submit a report before March 1, 2015, to the Senate Committee on Commerce, Consumer Protection and International Affairs of its findings and of any proposed rules and regulations to be considered by the Louisiana Public Service Commission.

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

The resolution was read by title. On motion of Senator Dorsey-Colomb, the Senate Resolution was adopted.

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

**SENATE CONCURRENT RESOLUTION NO. 83—
BY SENATOR NEVERS**

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the Board of Supervisors of Southern University and Agricultural and Mechanical College, the Board of Supervisors for the University of Louisiana System, and the Board of Supervisors of Community and Technical Colleges consider incorporating and including, where possible, in their schools disciplines and degree programs, particularly in those programs related to physical and behavioral health, education and criminal justice, suicide assessment, intervention, treatment, and management training that meets the Suicide Prevention Resource Center best practices standards.

Reported favorably by the Committee on Education.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrish	White
Donahue	Murray	

Total - 38

NAYS

Total - 0

ABSENT

Morrell
Total - 1

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

**Senate Bills and Joint Resolutions on
Third Reading and Final Passage**

**SENATE BILL NO. 84—
BY SENATORS NEVERS, ADLEY, BROOME AND BROWN AND
REPRESENTATIVES HONORE, JAMES AND ALFRED WILLIAMS
AN ACT**

To amend and reenact R.S. 9:3560(A), 3578.3, 3578.4(A), 3578.5 and 3578.6, and R.S. 51:1406(1), and to enact R.S. 9:3537 and R.S. 9:3578.8(E), relative to consumer credit transactions, deferred presentment transactions and small loans; to provide relative to holding of checks; to provide relative to licensing; to provide relative to certain charges and fees; to provide certain definitions, limitations, and requirements; to provide for the adoption of regulations and the implementation of a database; to provide relative to certain prohibited acts and violations of such acts; to provide for certain terms, conditions, and procedures; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Reengrossed Senate Bill No. 84 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 3, following "and" delete "R.S. 9:"

AMENDMENT NO. 2

On page 1, line 12, following "and" and before "3578.8(E)" delete "R.S. 9:"

AMENDMENT NO. 3

On page 2, line 28, change "Governmental" to "**Government**"

AMENDMENT NO. 4

On page 2, line 29, change "Veterans Administration" to "**United States Department of Veterans Affairs**"

AMENDMENT NO. 5

On page 3, line 6, change "Governmental" to "**Government**"

AMENDMENT NO. 6

On page 3, line 26, change "**must**" to "**shall**"

AMENDMENT NO. 7

On page 4, line 25, change "**Paragraph (A)(1)**" to "**Subparagraph 9(a) of this Paragraph**"

AMENDMENT NO. 8

On page 6, lines 20-21, change "**Subsection (A)(1) of this Section**" to "**Paragraph (1) of this Subsection**"

AMENDMENT NO. 9

On page 8, line 12, change "Office of Financial Institutions" to "office of financial institutions"

On motion of Senator Martiny, the amendments were adopted.

Ruling from Chair

Senator Amedee asked for a ruling from the Chair as to whether the bill would require a two-thirds vote of the body.

The Chair ruled that the bill does require a two-thirds vote.

Floor Amendments

Senator Johns proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johns to Reengrossed Senate Bill No. 84 by Senator Nevers

AMENDMENT NO. 1

On page 8, line 2, after "**provider shall**" delete the remainder of the line and delete lines 3 and 4 and insert the following "**maintain a minimum of one million dollars professional liability coverage, with an aggregate of three million dollars, for any security breach resulting directly from its operation of the database.**"

On motion of Senator Johns, the amendments were adopted.

Floor Amendments

Senator Dorsey-Colomb proposed the following amendments.

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SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dorsey-Colomb to Reengrossed Senate Bill No. 84 by Senator Nevers

AMENDMENT NO. 1

On page 3, line 18, after "presentment" insert ", and shall not negotiate or present the check for payment on more than four separate occasions"

On motion of Senator Dorsey-Colomb, the amendments were adopted.

Floor Amendments

Senator LaFleur proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Reengrossed Senate Bill No. 84 by Senator Nevers

AMENDMENT NO. 1

On page 7, line 29, after "(4)" insert "(a)"

AMENDMENT NO. 2

On page 8, between lines 4 and 5, insert:

"(b) All data shall remain confidential and shall only be used for the purpose provided for in this Subsection. Data used or transferred for any other purpose other than that provided for in this Subsection shall be considered a breach of security as provided for in this Paragraph."

On motion of Senator LaFleur, the amendments were adopted.

Floor Amendments

Senator Adley proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Reengrossed Senate Bill No. 84 by Senator Nevers

AMENDMENT NO. 1

On page 3, delete lines 24 through 29, and insert:

"(e) A licensed lender must independently verify the total number of deferred presentment transactions entered into by the consumer with the immediately preceding twelve months. Verification must include examination of licensed lender's own records, including records maintained at the location at which the consumer is applying for the transaction and records maintained at other locations within the state that are owned and operated by the licensed lender, as well as utilization of a private consumer reporting service."

AMENDMENT NO. 2

On page 4, delete lines 1 and 2

AMENDMENT NO. 3

On page 4, line 10, after "(6)(5)" insert: "Private consumer reporting service" means a privately operated, real-time, electronically accessible service that the commissioner determines to be capable of providing a licensed lender with adequate verification information necessary to ensure compliance with this Chapter.

(6)"

AMENDMENT NO. 4

On page 7, delete lines 5 through 19 and insert:

"E. (1) The commissioner shall designate a private consumer reporting service as defined in R.S. 9:3578.3(5) through which licensed lenders shall make such verification as is required

under R.S. 9:3578.3(2)(e). A licensed lender shall have a duty to promptly report each loan made under this Chapter to the private consumer credit reporting service. The private consumer reporting service shall be accessible to the commissioner and to the licensees so that the commissioner shall be able to verify the number and nature of transactions that are outstanding for a particular consumer. On or before August 1, 2015, the commissioner shall provide by rules and regulations through the Administrative Procedures Act for the implementation of this private consumer reporting service in verifying information necessary to ensure compliance with this Chapter."

Senator Adley moved the adoption of the amendments.

Senator Nevers objected.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Includes Adley, Allain, Broome, Brown, Chabert, Crowe, Donahue, Dorsey-Colomb, Heitmeier, Kostelka, LaFleur, Mills, Murray, Nevers, Peacock, Peterson, Tarver, Thompson.

NAYS

Table with 3 columns: Name, YEAS, NAYS. Includes Amedee, Appel, Buffington, Cortez, Erdey, Gallot, Guillory, Johns, Long, Martiny, Morrish, Perry, Riser, Smith, G., Smith, J., Walsworth, Ward, White.

ABSENT

Table with 3 columns: Name, YEAS, NAYS, ABSENT. Includes Mr. President, Claitor, Morrell.

The Chair declared the amendments were rejected.

Floor Amendments

Senator Nevers proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Reengrossed Senate Bill No. 84 by Senator Nevers

AMENDMENT NO. 1

On page 3, delete lines 22 through 29

AMENDMENT NO. 2

On page 4, delete lines 1 and 2

AMENDMENT NO. 3

On page 4, line 11, after "sixty days or less." delete "No", delete lines 12 and 13 and insert

"(6) Interest means all charges and fees assessed, payable directly or indirectly, including fees allowed under R.S. 9:3530 in connection with or as a condition of a deferred presentment transaction or small loan."

AMENDMENT NO. 4

On page 4, delete lines 16 through 26 and insert

"A. (1) In conjunction with a deferred presentment transaction or small loan Notwithstanding any other provision of law to the contrary, a licensee may charge a fee not to exceed sixteen and seventy-five one hundredths percent of the face amount of the check

issued or in the case of a small loan, the equivalent rate of interest, provided however that such fee or interest does not exceed forty-five dollars, regardless of the name or type of charge thirty-six percent interest annually. Any transaction or loan made or collected in violation of this Paragraph is void, and the licensee shall not have the right to collect, receive, or retain any principal, interest, fees or other charges."

AMENDMENT NO. 5
On page 7, delete lines 3 through 29

AMENDMENT NO. 6
On page 8, delete lines 1 through 7

Senator Nevers moved the adoption of the amendments.

Senator Martiny objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Dorsey-Colomb	Nevers
Allain	Heitmeier	Peacock
Appel	Kostelka	Peterson
Broome	LaFleur	Tarver
Brown	Mills	Thompson
Cortez	Murray	
Total - 17		

NAYS

Mr. President	Guillory	Riser
Amedee	Johns	Smith, G.
Buffington	Long	Smith, J.
Chabert	Martiny	Walsworth
Donahue	Morrish	Ward
Erdey	Perry	White
Total - 18		

ABSENT

Claitor	Gallot
Crowe	Morrell
Total - 4	

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Mills
Adley	Dorsey-Colomb	Murray
Allain	Guillory	Nevers
Broome	Heitmeier	Peterson
Brown	Kostelka	Tarver
Chabert	LaFleur	Thompson
Cortez	Martiny	
Total - 20		

NAYS

Amedee	Johns	Smith, G.
Appel	Long	Smith, J.
Buffington	Morrish	Walsworth
Crowe	Peacock	Ward
Erdey	Perry	White
Gallot	Riser	
Total - 17		

ABSENT

Claitor	Morrell
Total - 2	

The Chair declared the amended bill failed to pass for lack of a two-thirds vote.

Notice of Reconsideration

Senator Nevers moved to reconsider on the next Legislative Day the vote by which the amended bill failed to pass.

SENATE BILL NO. 138—

BY SENATOR MILLS

AN ACT

To enact R.S. 32:412(M) and R.S. 40:1321(M), relative to drivers' licenses and special identification cards; to provide for the exhibition of the logo of any Louisiana university on a driver's license and special identification card; to authorize collection of a university logo fee, if any, as established by any Louisiana university for the use and display of its logo; to provide for the disbursement of such logo fees collected to the foundation of such universities; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 138 by Senator Mills

AMENDMENT NO. 1

On page 1, line 17, following "of" and before "university" change "any such" to "the"

AMENDMENT NO. 2

On page 2, line 5, delete "fee" at the beginning of the line

AMENDMENT NO. 3

On page 2, line 24, following "of" and before "university" change "any such state" to "the"

AMENDMENT NO. 4

On page 2, line 29, delete "fee" at the beginning of the line

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Buffington	LaFleur	Tarver
Claitor	Long	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 36		

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NAYS

Total - 0

ABSENT

Chabert Martiny Peterson
Total - 3

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

SENATE BILL NO. 338— BY SENATOR DONAHUE

AN ACT

To enact R.S. 24:653(M), relative to duties and function of the Joint Legislative Committee on the Budget; to provide relative to economic reports for projects submitted in conjunction with the request for approval of the Joint Legislative Committee on the Budget; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 338 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 14, following "including" delete "."

AMENDMENT NO. 2

On page 2, line 12, following "the" and before "project" delete "subject"

AMENDMENT NO. 3

On page 2, line 16, following "sustainability" change "such as" to "including but not limited to"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Donahue proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Engrossed Senate Bill No. 338 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 10, change "economic" to "economic and financial"

AMENDMENT NO. 2

On page 2, line 5, after "subsidized" delete the remainder of the line and insert "company for in-state customers."

AMENDMENT NO. 3

On page 2, delete line 6

AMENDMENT NO. 4

On page 2, line 21, change "(2)" to "(2)(a)"

AMENDMENT NO. 5

On page 2, after line 29, insert the following: "(b) Upon receipt of the request, the Joint Legislative Committee on the Budget shall transmit the report to the legislative fiscal office for evaluation of the department's

assessment and the legislative fiscal office shall make such information available to the committee during its review."

On motion of Senator Donahue, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dorsey-Colomb Murray
Adley Erdey Nevers
Allain Gallot Peacock
Amedee Guillory Perry
Appel Heitmeier Peterson
Broome Johns Riser
Brown Kostelka Smith, G.
Buffington LaFleur Smith, J.
Chabert Long Tarver
Claitor Martiny Thompson
Cortez Mills Walsworth
Crowe Morrell Ward
Donahue Morrish White
Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 409—

BY SENATORS MILLS AND THOMPSON

AN ACT

To amend and reenact R.S. 39:199(D), relative to methods of procurement; to provide for the lowest available price for certain software procurement contracts; to provide for an effective date; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 409 by Senator Mills

AMENDMENT NO. 1

On page 2, line 13, change "Subparagraphs (a) through (d) of this Paragraph" to "Paragraph (2) of this Subsection"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Nevers

Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Buffington	Long	Tarver
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Morrish	White
Dorsey-Colomb	Murray	

Total - 38

NAYS

Total - 0

ABSENT

Donahue
Total - 1

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

Senator Broome in the Chair

SENATE BILL NO. 573—
BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 36:101(B) and (C)(1), the introductory paragraph of 104(B)(1)(a), 107(A), and 108(A) and to enact R.S. 36:110, relative to the creation of an office of multimodal commerce in the Department of Economic Development; to provide for a transfer of certain powers, duties, responsibilities, and corresponding department employees, equipment, facilities, funding, and statutory entities from the Department of Transportation and Development to such office and department; to restructure the Department of Economic Development; to create the Multimodal Commerce Transition Commission and provide for the creation of a transition plan by such commission; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Reengrossed Senate Bill No. 573 by Senator Chabert

AMENDMENT NO. 1

On page 2, line 26, following "1" and before "the" delete "and"

AMENDMENT NO. 2

On page 3, line 23, following "**action to**" and before "**and**" insert "1"

AMENDMENT NO. 3

On page 3, line 24, following "**on**" and before "**the**" insert "1"

AMENDMENT NO. 4

On page 3, line 28, following "**responsibilities to**" and before "**office**" change "**an**" to "**the**"

AMENDMENT NO. 5

On page 7, line 6, change "**Association**" to "**and Associates**"

AMENDMENT NO. 6

On page 8, line 1, change "**(2)(b)**" to "**(E)(2)(b)**"

AMENDMENT NO. 7

On page 8, line 2, delete "**of Subsection E**"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Chabert proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chabert to Reengrossed Senate Bill No. 573 by Senator Chabert

AMENDMENT NO. 1

On page 7, line 1, change "**selected by**" to "**of**"

AMENDMENT NO. 2

On page 7, line 2, after "**directors**" delete "**, or his designee**"

AMENDMENT NO. 3

On page 7, line 3, change "**selected by**" to "**of**"

AMENDMENT NO. 4

On page 7, line 4, change "**, or his designee.**" to "**selected by its board of directors.**"

AMENDMENT NO. 5

On page 7, delete lines 5 and 6, and insert the following:

"(h) An airport executive selected by the president of the Senate."

AMENDMENT NO. 6

On page 7, line 7, change "**selected by**" to "**of**"

AMENDMENT NO. 7

On page 7, line 8, change "**, or his designee.**" to "**selected by its board of directors.**"

AMENDMENT NO. 8

On page 7, line 9, change "**selected by**" to "**of**"

AMENDMENT NO. 9

On page 7, at the end of line 9 and the beginning of line 10, change "**, or his designee.**" to "**selected by the speaker of the House of Representatives.**"

AMENDMENT NO. 10

On page 8, line 11, delete "**prior to the 2015**" and delete line 12, and add the following: "**no later than February 1, 2015.**"

On motion of Senator Chabert, the amendments were adopted.

Floor Amendments

Senator Long proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Long to Reengrossed Senate Bill No. 573 by Senator Chabert

AMENDMENT NO. 1

On page 5, between lines 13 and 14, insert the following:

"(c) Notwithstanding any other provision of this Section, any employees, equipment, facilities, and funding of the Department of Transportation and Development with respect to the office of aviation, the airport construction and development priority program and the like shall remain with the Department of Transportation and Development."

Senator Long moved the adoption of the amendments.

Senator Chabert objected.

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ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Kostelka	Perry
Amedee	LaFleur	Peterson
Erdey	Long	Riser
Gallot	Mills	Smith, J.
Guillory	Morrish	Thompson
Johns	Peacock	Walsworth
Total - 18		

NAYS

Adley	Claitor	Nevers
Allain	Cortez	Smith, G.
Appel	Donahue	Tarver
Broome	Dorsey-Colomb	Ward
Brown	Heitmeier	White
Buffington	Morrell	
Chabert	Murray	
Total - 19		

ABSENT

Crowe	Martiny
Total - 2	

The Chair declared the amendments were rejected.

Floor Amendments

Senator Gallot proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gallot to Reengrossed Senate Bill No. 573 by Senator Chabert

AMENDMENT NO. 1
On page 2, line 7, delete "aviation."

AMENDMENT NO. 2
On page 3, line 16, delete "aviation."

AMENDMENT NO. 3
On page 3, line 26, delete "aviation."

AMENDMENT NO. 4
On page 4, line 13, delete "aviation."

AMENDMENT NO. 5
On page 6, delete line 9

AMENDMENT NO. 6
On page 6, line 10, change "(v)" to "(iv)"

AMENDMENT NO. 7
On page 6, line 11, change "(vi)" to "(v)"

AMENDMENT NO. 8
On page 6, line 12, change "(vii)" to "(vi)"

AMENDMENT NO. 9
On page 7, delete lines 5 and 6

AMENDMENT NO. 10
On page 7, line 7, change "(i)" to "(h)"

AMENDMENT NO. 11
On page 7, line 9, change "(j)" to "(i)"

AMENDMENT NO. 12
On page 7, line 11, change "(k)" to "(j)"

AMENDMENT NO. 13
On page 7, line 13, change "(l)" to "(k)"

AMENDMENT NO. 14
On page 7, line 23, delete "aviation."

Senator Gallot moved the adoption of the amendments.

Senator Chabert objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	LaFleur	Peterson
Cortez	Long	Riser
Erdey	Mills	Smith, J.
Gallot	Morrish	Thompson
Guillory	Murray	Walsworth
Johns	Peacock	
Kostelka	Perry	
Total - 19		

NAYS

Adley	Buffington	Morrell
Allain	Chabert	Nevers
Amedee	Claitor	Smith, G.
Appel	Donahue	Tarver
Broome	Dorsey-Colomb	Ward
Brown	Heitmeier	White
Total - 18		

ABSENT

Crowe	Martiny
Total - 2	

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Cortez	Morrell
Allain	Crowe	Morrish
Amedee	Donahue	Murray
Appel	Dorsey-Colomb	Nevers
Broome	Heitmeier	Perry
Brown	Johns	Smith, G.
Buffington	LaFleur	Tarver
Chabert	Martiny	Ward
Claitor	Mills	White
Total - 27		

NAYS

Adley	Peacock	Thompson
Erdey	Peterson	Walsworth
Gallot	Riser	
Kostelka	Smith, J.	
Total - 10		

ABSENT

Guillory	Long
Total - 2	

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

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

Mr. President in the Chair

Called from the Calendar

Senator Morrell asked that Senate Bill No. 447 be called from the Calendar.

SENATE BILL NO. 447—
BY SENATOR MORRELL

AN ACT

To enact R.S. 37:2156.3, relative to the Louisiana State Licensing Board for Contractors; to provide relative to solar energy equipment and systems; to provide for examinations; to provide for procedures, terms, and conditions; to provide for the adoption of rules; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 447 by Senator Morrell

AMENDMENT NO. 1
On page 2, line 19, change "only be performed" to "be performed only"

AMENDMENT NO. 2
On page 2, line 21, delete "(IX)"

AMENDMENT NO. 3
On page 2, line 25, change "only be performed" to "be performed only"

AMENDMENT NO. 4
On page 2, line 27, delete "(IX)"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 447 by Senator Morrell

AMENDMENT NO. 1
On page 2, between lines 13 and 14 insert:
"(d) Residential Building Contractor."

AMENDMENT NO. 2
On page 2, delete lines 28 and 29 and insert:
"F. The provisions of this Section shall be applicable to entities engaging in the business of selling, leasing, installing, servicing, or monitoring solar energy equipment. Nothing in this Section shall be construed to impose civil or criminal liability on homeowners or on any third party whose involvement is financing to the homeowner, financing for installation, or purchasing the tax credits described in this Section from any"

homeowner or contractor. Entities engaged in the business of arranging agreements for the lease or sale of solar energy systems or acquiring customers for financing entities shall not be exempt from the provisions of this Section."

AMENDMENT NO. 3
On page 3, delete lines 1 and 2

On motion of Senator Morrell, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

Called from the Calendar

Senator Morrell asked that Senate Bill No. 63 be called from the Calendar.

SENATE BILL NO. 63—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 14:202.1(B) and (C), and to enact R.S. 14:202.1(A)(4) and 202.2, relative to criminal offenses against property; to provide criminal penalties relative to failure to meet certain contractual obligations for the installation and maintenance of a solar electric system or solar thermal system; to provide relative to definitions; and to provide for related matters.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 63 by Senator Morrell

AMENDMENT NO. 1
On page 1, line 2, after "To" delete the remainder of the line and insert "enact R.S. 14:"

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AMENDMENT NO. 2

On page 1, line 3, after "relative to" change "criminal offenses against property" to "solar electric and solar thermal system contractors"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." delete the remainder of the line and insert "R.S. 14:202.2 is hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 1, delete lines 9 through 17

AMENDMENT NO. 5

On page 2, delete lines 1 through 22

AMENDMENT NO. 6

On page 2, line 25, after "A." and before "It shall" insert "(1)"

AMENDMENT NO. 7

On page 3, at the beginning of line 1, change "(1)" to "(a)"

AMENDMENT NO. 8

On page 3, at the beginning of line 3, change "(2)" to "(b)"

AMENDMENT NO. 9

On page 3, between lines 4 and 5, insert the following:

"(2)(a) The knowing material failure by a contractor to perform or complete the installation of a solar electric system or solar thermal system, as defined in R.S. 47:6030(C), or maintain or repair the system under the terms of the contract shall constitute solar installation fraud.

(b) Whoever commits the crime of solar installation fraud shall be subject to the penalty provisions provided for in R.S. 14:202.1(D), (E) and (F)."

AMENDMENT NO. 10

On page 4, delete lines 13 through 21

AMENDMENT NO. 11

On page 4, line 22, after "H." delete the remainder of the line and insert: "The provisions of this Section shall be applicable to entities engaging in the business of selling, leasing, installing, servicing, or monitoring solar energy equipment. Nothing in this Section shall be construed to impose civil or criminal liability on homeowners or on any third party whose involvement is financing to the homeowner, financing for installation, or purchasing the tax credits described in this Section from any homeowner or contractor. Entities engaged in the business of arranging agreements for the lease or sale of solar energy systems or acquiring customers for financing entities shall not be exempt from the provisions of this Section."

AMENDMENT NO. 12

On page 4, delete lines 23 through 25

On motion of Senator Morrell, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Buffington, Chabert, Gallot, Guillory, Heitmeier, Johns, Kostelka, LaFleur, Long, Martiny, Mills, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Tarver, Thompson, Walsworth

Table with 3 columns of names: Crowe, Donahue, Dorsey-Colomb, Erdey, Morrell, Morrish, Murray, Nevers, Ward, White

Total - 37

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Claitor, Cortez

Total - 2

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

Called from the Calendar

Senator Murray asked that Senate Bill No. 165 be called from the Calendar.

SENATE BILL NO. 165— BY SENATOR MURRAY

AN ACT

To enact R.S. 22:1060.5, relative to prescription drug specialty tiers; to provide with respect to limits on coinsurance; to provide for limits on out-of-pocket expenses for prescription drugs; and to provide for related matters.

Floor Amendments

Senator Murray proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 165 by Senator Murray

AMENDMENT NO. 1

On page 1, line 9, after "R.S. 22:1060.1(8)," delete the remainder of the line and delete lines 10 through 17 in their entirety

AMENDMENT NO. 2

On page 2, delete lines 1 through 3 in their entirety and insert the following: "and utilizes a formulary tier that is higher than a preferred or non-preferred brand drug tier, sometimes known as a specialty drug tier, shall limit any required co-payment or coinsurance applicable to drugs on such tier to an amount not to exceed one hundred and fifty dollars per month for each drug up to a thirty-day supply of any single drug. This limit shall be inclusive of any co-payment or coinsurance. This limit shall be applicable after any deductible is reached and until the individual's maximum out-of-pocket limit has been reached."

AMENDMENT NO. 3

On page 2, line 4, change "D." to "B."

AMENDMENT NO. 4

On page 2, line 14, change "E." to "C."

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Erdey, Nevers

Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Johns	Smith, G.
Broome	Kostelka	Smith, J.
Brown	LaFleur	Tarver
Buffington	Long	Thompson
Chabert	Martiny	Walsworth
Claitor	Mills	Ward
Crowe	Morrell	White
Donahue	Morrish	
Dorsey-Colomb	Murray	
Total - 37		

NAYS

Peacock
Total - 1

ABSENT

Cortez
Total - 1

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

Called from the Calendar

Senator Claitor asked that Senate Bill No. 633 be called from the Calendar for reconsideration.

SENATE BILL NO. 633—
BY SENATOR CLAITOR

AN ACT

To enact R.S. 17:176(F), relative to school interscholastic extracurricular athletic programs; to prohibit certain schools from being a member of, or participating in any competition sponsored by, organizations that do not provide for arbitration of eligibility issues; and to provided for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Morrell
Appel	Donahue	Murray
Broome	Dorsey-Colomb	Peacock
Brown	Guillory	Peterson
Buffington	Heitmeier	Tarver
Chabert	LaFleur	Ward
Claitor	Martiny	White
Total - 21		

NAYS

Allain	Kostelka	Riser
Amedee	Long	Smith, G.
Cortez	Mills	Smith, J.
Erdey	Morrish	Thompson
Gallot	Nevers	Walsworth
Johns	Perry	
Total - 17		

ABSENT

Adley
Total - 1

The Chair declared the amended bill was passed, ordered reengrossed and sent to the House. Senator Claitor moved to

reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

Senator Kostelka asked for and obtained a suspension of the rules to revert to the Morning Hour.

Introduction of Senate Resolutions

Senator Dorsey-Colomb asked for and obtained a suspension of the rules to read Senate Resolutions a first and second time.

SENATE RESOLUTION NO. 90—
BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of Louisiana Army National Guard Specialist Christopher R. Drake upon his death in support of Operation Enduring Freedom.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 91—
BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Army Sergeant Stefan M. Smith upon his death in support of Operation Enduring Freedom.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 92—
BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Lance Corporal Christopher Wooley upon his death while in the service of his country.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 93—
BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of Louisiana Army National Guard Staff Sergeant John W. Winsper III, upon his death in Alexandria, Louisiana.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 94—
BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Army Staff Sergeant Joseph E. Anderson upon his death while on leave during the Christmas holidays to see his children.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 95—
BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Command Sergeant Major Andre Miguel Johnson upon his death.

April 29, 2014

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 96—

BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Army Staff Sergeant Richard Vazquez upon his death in combat action in Afghanistan.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 97—

BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Gunnery Sergeant Gregory Mullins upon his death during a combat training exercise in California.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 98—

BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Marine Corps Lance Corporal Christopher O. Grant upon his death while engaging enemy forces in combat operations in Afghanistan.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 99—

BY SENATOR ADLEY

A RESOLUTION

To commend Dorothy Bell Jeter Bauer for her brave and faithful service to the United States during World War II as a member of the U.S. Navy's WAVES.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 100—

BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of U.S. Navy Seal (Ret.) Mark Daniel Kennedy upon his death while serving as a maritime security professional, fighting piracy off the coast of East Africa.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 101—

BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Air Force Technical Sergeant Derek Langford upon his death while serving in his country's armed forces.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 102—

BY SENATOR ADLEY

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Private Trey J. Jewell upon his death while serving his country in Japan.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 103—

BY SENATOR BROOME

A RESOLUTION

To commend and congratulate Head Coach D-D Breaux of the LSU Women's Gymnastics team on a school record season and upon receipt of the title of National Coach of the Year for 2014 awarded by the National Association of Collegiate Gymnastics Coaches/Women's Division I.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 104—

BY SENATOR DORSEY-COLOMB

A RESOLUTION

To commend Sergeant Carolyn R. Stapleton on her retirement and many accomplishments, with Crime Victims Assistance of the East Baton Rouge Parish Sheriff's Office.

On motion of Senator Dorsey-Colomb the resolution was read by title and adopted.

SENATE RESOLUTION NO. 105—

BY SENATOR THOMPSON

A RESOLUTION

To urge and request the Department of Transportation and Development to study solutions to the build-up of sediment around Louisiana ports and to consult with the Department of Agriculture and Forestry relative to the issues farmers face to transport agricultural crops to market.

The resolution was read by title and placed on the Calendar for a second reading.

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 108—

BY SENATOR ADLEY AND REPRESENTATIVE HENRY BURNS

A CONCURRENT RESOLUTION

To commend and congratulate Madison Waldron on being selected as one of two youth volunteers in Louisiana to receive the 2014 nineteenth annual Prudential Spirit of Community Awards program in recognition of her outstanding record of volunteer service from The National Association of Secondary School Principals and Prudential Financial.

The resolution was read by title and placed on the Calendar for a second reading.

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

April 29, 2014

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:

- HB No. 265 HB No. 459 HB No. 1079
HB No. 1211 HB No. 1196

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

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

HOUSE BILL NO. 265—

BY REPRESENTATIVE MILLER
AN ACT

To enact R.S. 18:1505.2(I)(6), relative to the use of campaign funds; to prohibit use of campaign funds for certain purposes; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 459—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 42:1123(39)(a), relative to the Code of Governmental Ethics; to allow an immediate family member of a legislator to lobby the legislature under certain circumstances; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 1079—

BY REPRESENTATIVES TIM BURNS AND MILLER
AN ACT

To amend and reenact R.S. 18:1491.7(B)(13) and 1495.5(B)(12), relative to expenditures of campaign funds; to require an explanation of the purpose of each expenditure; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 1196—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 9:228 and 242(A), relative to marriage licenses; to authorize retired justices of the peace to sign certain waivers; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

HOUSE BILL NO. 1211—

BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 18:532.1(E), relative to elections; to provide relative to the deadline for submitting information relative to a precinct change or annexation; to provide for the information that must be submitted; to prohibit precinct changes and the implementation of an annexation during a specified time period; to provide for the effectiveness of a precinct change or annexation for purposes of elections; and to provide for related matters.

The bill was read by title and placed on the Calendar for a second reading.

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

April 29, 2014

To the Honorable President and Members of the Senate:

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

HCR No. 51 HCR No. 62 HCR No. 70

HCR No. 117

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

**House Concurrent Resolutions
on First Reading**

HOUSE CONCURRENT RESOLUTION NO. 51—

BY REPRESENTATIVE HODGES AND SENATOR WHITE
A CONCURRENT RESOLUTION

To create the Comite River Diversion Canal Project Task Force to study and make recommendations on actions necessary to complete the construction of the Comite River Diversion Project.

The resolution was read by title and placed on the Calendar for a second reading.

HOUSE CONCURRENT RESOLUTION NO. 62—

BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority to study the feasibility of a project to utilize the freshwater of Lake Verret as an alternative drinking water source for the residents along Bayou Lafourche.

The resolution was read by title and placed on the Calendar for a second reading.

HOUSE CONCURRENT RESOLUTION NO. 70—

BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To apply to the Congress of the United States to call a convention pursuant to Article V of the Constitution of the United States for the sole and exclusive purpose of proposing an amendment to the Constitution of the United States, for submission to the states for ratification, that would provide for a balanced budget.

The resolution was read by title and placed on the Calendar for a second reading.

HOUSE CONCURRENT RESOLUTION NO. 117—

BY REPRESENTATIVE ABRAMSON
A CONCURRENT RESOLUTION

To commend the Metairie Park Country Day Cajuns boys' basketball team upon winning their second consecutive state championship.

The resolution was read by title and placed on the Calendar for a second reading.

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

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

April 29, 2014

To the President and Members of the Senate:

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

The following Senate Concurrent Resolution has been properly enrolled:

April 29, 2014

SENATE CONCURRENT RESOLUTION NO. 64—
BY SENATOR PERRY AND REPRESENTATIVE ORTEGO
A CONCURRENT RESOLUTION

To designate the city of Scott, Louisiana, as the Cajun Art Capital of Louisiana.

Respectfully submitted,
"JODY" AMEDEE
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 28, 2014

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 93—

BY REPRESENTATIVES ADAMS, ABRAMSON, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROSSETT, BROWN, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GEYMANN, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, IVEY, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LOPINTO, LORUSSO, MACK, MILLER, MONTOUCE, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RITCHIE, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, ST. GERMAIN, STOKES, TALBOT, THIBAUT, THIERRY, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS, WILLMOTT, AND WOODRUFF

A CONCURRENT RESOLUTION

To commend the members of the United States Armed Forces for their service and to recognize May 2014, as Military Appreciation Month.

HOUSE CONCURRENT RESOLUTION NO. 108—

BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION

To recognize Monday, April 28, 2014, as Workers' Memorial Day in recognition of workers killed, injured, and disabled on the job.

and asked that the President of the Senate affix his signature to the same.

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

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

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Johns	Riser
Brown	Kostelka	Smith, G.
Buffington	LaFleur	Smith, J.
Chabert	Long	Tarver

Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Morrish	White
Total - 39		

ABSENT

Total - 0

Announcements

The following committee meetings for April 30, 2014, were announced:

Commerce	9:30 A.M.	Room E
Health and Welfare	9:00 A.M.	Hainkel Room
Insurance	9:30 A.M.	Room A
Senate and Gov't Affairs	9:30 A.M.	Room F

Adjournment

On motion of Senator Thompson, at 6:25 o'clock P.M. the Senate adjourned until Wednesday, April 30, 2014, at 2:00 o'clock P.M.

The President of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk