The President of the Senate announced there were 30 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Todd Schumacher, 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 McPherson, the reading of the Journal was dispensed with and the Journal of June 23, 2009, was adopted.

Appointment of Conference Committee on House Bill No. 118

The President of the Senate announced the following change in the Conference Committee membership on the disagreement to House Bill No. 118: Senator Hebert, vice Senator Dorsey.

To urge and request the State Mineral Board to consider the depth of drilling when evaluating bids for any future mineral lease.

Reported without amendments.
SENATE CONCURRENT RESOLUTION NO. 148—
BY SENATOR DORSEY
A CONCURRENT RESOLUTION
To recognize and commend the Lady Tigers of Louisiana State University Athletics, including the athletes and coaches, for their accomplishments during the 2008-2009 season.
Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 149—
BY SENATOR HEBERT
A CONCURRENT RESOLUTION
To express the sincere condolences of the Legislature of Louisiana upon the death of Charles M. Fuller, Sr., of Dubach.
Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 152—
BY SENATOR GRAY EVANS
A CONCURRENT RESOLUTION
To urge and request the Louisiana Recovery Authority to establish an Emergency Rental Assistance Program and provide funding therefor.
Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 19—
BY SENATOR HEITMEIER
A CONCURRENT RESOLUTION
To urge and request the state of Louisiana and all levels of state government to work in conjunction with all public and private hospitals within the state to ensure that the citizens of the state are prepared to handle a possible outbreak of the influenza A (H1N1) virus in the state of Louisiana.
Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 49—
BY SENATOR MARIONNEAUX
A CONCURRENT RESOLUTION
To urge and request support and assistance in providing funding for the Wood to Electricity Program being developed by the Wood Products Development Foundation.
Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 8—
BY SENATOR MARIONNEAUX
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to adopt and submit to the states for ratification a proposed amendment to the Constitution of the United States to require a federal balanced budget.
Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 16—
BY SENATOR QUINN
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study certain aspects of court-ordered mediation.
Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 45—
BY SENATOR QUINN
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study and make recommendations relative to the laws on relocating a child's residence.
Reported without amendments.
SENATE CONCURRENT RESOLUTION NO. 27—
BY SENATOR NEVERS
A CONCURRENT RESOLUTION
To urge and request the High School Redesign Commission to study the feasibility of establishing a statewide uniform grading scale for use in all public high schools.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 29—
BY SENATOR DUPRE
A CONCURRENT RESOLUTION
To continue the Louisiana Recreational Saltwater Fishing Task Force to advise the Department of Wildlife and Fisheries and other entities on various recreational saltwater fishing issues.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 67—
BY SENATOR DUPLESSIS
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to study and make recommendations regarding establishing criteria to be used when considering the renewal of the charter of a charter school that has been labeled academically unacceptable.

Reported without amendments.

Message from the House
RECONSIDERATION - DISAGREEMENT TO HOUSE BILL
June 23, 2009
To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has reconsidered the vote by which the House refused to concur in the proposed Senate Amendment(s) to House Bill No. 782 by Representative Ellington, and ask the President not to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House
DISAGREEMENT TO HOUSE BILL
June 24, 2009
To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 617 by Representative Talbot, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House
DISAGREEMENT TO HOUSE BILL
June 24, 2009
To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 720 by Representative J. Smith, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House
DISAGREEMENT TO HOUSE BILL
June 24, 2009
To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 765 by Representative Gallot, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House
DISAGREEMENT TO HOUSE BILL
June 24, 2009
To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 827 by Representative Simon, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House
DISAGREEMENT TO HOUSE BILL
June 24, 2009
To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 827 by Representative Simon, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

DISAGREEMENT TO HOUSE BILL

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 885 by Representative Perry, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 128 by Representative Henry, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 578 by Representative Richmond, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 23, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 563 by Representative Burrell, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 618 by Representative Greene, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 687 by Representative Pearson, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 687 by Representative Pearson:

Representatives Pearson, Katz and Mills.

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 132—

BY SENATOR CHEEK

A RESOLUTION

To urge and request that a representative of the National Association of Boards for Long Term Care Administrator Boards in Louisiana, the executive director of the Louisiana Board of Examiners for Nursing Facility Administration, and a representative of the Louisiana Nursing Home Association form a committee to study the extent and degree that an increase in the range of fees is required to assure the adequate operation and
administration of the Louisiana Board of Examiners of Nursing Facility Administrators, the statutory entity charged with the licensure of nursing facility administrators.

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

Senator N. Gautreaux in the Chair

Introduction of Senate Concurrent Resolutions

Senator Crowe asked for and obtained a suspension of the rules to read Senate Concurrent Resolutions a first and second time.

SENATE CONCURRENT RESOLUTION NO. 153—
BY SENATOR CROWE AND REPRESENTATIVES HENDERSON AND HUTTER
A CONCURRENT RESOLUTION
To commend Lena R. Torres for her years of exemplary service as Clerk of Court for St. Bernard Parish and for her continued commitment to its efficiency and integrity.

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. President Duplessis Marionneaux
Adley Dupre Martin
Alario Erdey McPherson
Amedee Gautreaux N Michot
Broome Gray Evans Morrell
Cheek Guillory Mount
Crowe Hebert Riser
Donahue Heitmeier Shaw
Dorsey LaFleur Walsworth

Total - 27

NAYS

Total - 0

ABSENT

Appel Kostelka Nevers
Claitor LaFleur Quinn
Gautreaux B Morrell Smith
Jackson Murray Thompson

Total - 12

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

SENATE CONCURRENT RESOLUTION NO. 154—
BY SENATOR MARIONNEAUX
A CONCURRENT RESOLUTION
To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Mr. Robert Newton Helm, Jr.

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. President Duplessis Martin
Adley Dupre McPherson
Alario Erdey Michot
Amedee Gautreaux N Morrell
Appel Gray Evans Riser
Broome Guillory Shaw
Cheek Heitmeier Walsworth
Crowe LaFleur
Donahue Long
Dorsey Marionneaux

Total - 31

NAYS

Total - 0

ABSENT

Gautreaux B Murray Smith
Jackson Nevers Thompson
Kostelka Quinn

Total - 8

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

SENATE CONCURRENT RESOLUTION NO. 155—
BY SENATOR CHEEK AND REPRESENTATIVE BURFORD
A CONCURRENT RESOLUTION
To express the sincere condolences of the Legislature of Louisiana upon the death of Dr. Donald R. Taylor.

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. President Duplessis Martin
Adley Dupre McPherson
Alario Erdey Michot
Amedee Gautreaux N Morrell
Appel Gray Evans Riser
Broome Guillory Shaw
Cheek Heitmeier Walsworth
Crowe LaFleur
Donahue Long
Dorsey Marionneaux

Total - 31

NAYS

Total - 0

ABSENT

Gautreaux B Murray Smith
Jackson Nevers Thompson
Kostelka Quinn

Total - 8

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

SENATE CONCURRENT RESOLUTION NO. 156—
BY SENATOR HEBERT
A CONCURRENT RESOLUTION
To urge and request the Committee on Senate and Governmental Affairs and the Committee on House and Governmental Affairs to meet and function as a joint committee to study and determine the feasibility of requiring that bills which contain an appropriation by line item also contain the amount appropriated for each line item in the bill for the previous fiscal year.

The resolution was read by title. Senator Hebert moved to adopt the Senate Concurrent Resolution.
ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. President</th>
<th>Duplessis</th>
<th>Martiny</th>
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<tbody>
<tr>
<td>Adley</td>
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<td>Crowe</td>
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NAYS

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ABSENT

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<tr>
<th>Gautreaux B</th>
<th>Murray</th>
<th>Smith</th>
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<td>Jackson</td>
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The Chair declared the Senate adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 147—**

BY SENATOR CROWE AND REPRESENTATIVE CROMER

A CONCURRENT RESOLUTION

To establish and provide for the Committee on Revenue Evaluation to study and evaluate current sources of revenue of state government and to develop recommendations to improve the financial future of the state and the general quality of life of its citizens.

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

**SENATE CONCURRENT RESOLUTION NO. 150—**

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To approve a proposed amendment, Action Plan Amendment Number 33 (First Allocation), to the Action Plan for Fiscal Year 2006 Community Development Block Grant Disaster Recovery Funds proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget for the Nonprofit Rebuilding Pilot Program; and to provide for other matters pertaining thereto.

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

**SENATE CONCURRENT RESOLUTION NO. 151—**

BY SENATOR CROWE AND REPRESENTATIVE CROMER

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Revenue and Fiscal Affairs and the House Committee on Ways and Means to meet and function as a joint committee to study and determine the feasibility of establishing a special commission to study, evaluate, and make recommendations on state government revenue.

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

ROLL CALL

The roll was called with the following result:

YEAS

<table>
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<td>Marionneaux</td>
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NAYS

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ABSENT

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

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 24, 2009

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 240—
BY REPRESENTATIVE RICHMOND
A CONCURRENT RESOLUTION
To urge and request the Orleans Parish School Board not to cause to be demolished or removed the building generally referred to as the Louis D. Armstrong Elementary School, which is located in the Ninth Ward of Orleans Parish, was used as a school facility prior to August 29, 2005, and is a civil rights landmark.

HOUSE CONCURRENT RESOLUTION NO. 175—
BY REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION
To urge and request the Louisiana State University Board of Supervisors, the governor, the Louisiana Legislature, and the Police Jury Association of Louisiana to take the appropriate steps necessary to keep the Huey P. Long Medical Center in Pineville, Louisiana, open and viable in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 195—
BY REPRESENTATIVE CHAMPAIGNE
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 14 and Louisiana Highway 89 in Vermilion Parish.

HOUSE CONCURRENT RESOLUTION NO. 190—
BY REPRESENTATIVE DIAMOND, HENDERSON, WELCH, AND PATRICIA SMITH AND SENATORS BROOME AND GUILLORY
A CONCURRENT RESOLUTION
To direct the Department of Health and Hospitals to reconsider proposed rate cuts, implement a facility need review process, to conduct an evaluation of adult day health care reimbursement and services in Louisiana and create a method for increasing the reimbursement rate to adult day health care providers, to create an advisory council to help the department implement this Resolution, to study the feasibility and advisability of expanding the adult day health care waiver services program, and to report on these matters at least thirty days prior to the 2010 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 112—
BY REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION
To urge and request each city, parish, and other local public school board to convene public meetings at least twice each year with the appropriate local law enforcement authorities and with the appropriate school personnel to discuss and report on issues relative to school attendance and behavioral problems of students.

HOUSE CONCURRENT RESOLUTION NO. 153—
BY REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION
To urge and request the House Committee on Transportation, Highways and Public Works; the House Committee on Ways and Means; the Senate Committee on Transportation, Highways and Public Works; and the Senate Committee on Revenue and Fiscal Affairs to meet and function as a joint committee to study and make recommendations on alternative funding sources for transportation construction projects within the state of Louisiana and to report its findings to the legislature by January 1, 2010.

HOUSE CONCURRENT RESOLUTION NO. 237—
BY REPRESENTATIVE TUCCI
A CONCURRENT RESOLUTION
To authorize and direct the Louisiana Recovery Authority to provide an analysis of all program expenditures under the Community Development Block Grant disaster recovery program, including expenditures or encumbrances associated with contractual agreements for program management, or other obligations in order to identify potentially unused funds within programs, to the legislature by September 30, 2009, and through its federal and state required processes, to develop action plan amendments for public review and comment to redirect funds within the parishes that suffered damages to more than sixty percent of the housing as a result of Hurricanes Katrina or Rita.

HOUSE CONCURRENT RESOLUTION NO. 211—
BY REPRESENTATIVE ROSS L. JONES
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to adopt a policy requiring each public school that has been labeled as an academically unacceptable school pursuant to policies developed and adopted for the implementation of the school and district accountability system to extend the school day to four hundred eighty minutes until such time as the school improves and is no longer labeled as academically unacceptable.

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

House Concurrent Resolutions

Senaror Walsworth asked for and obtained a suspension of the rules to read House Concurrent Resolutions a first and second time.

HOUSE CONCURRENT RESOLUTION NO. 112—
BY REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION
To urge and request each city, parish, and other local public school board to convene public meetings at least twice each year with the appropriate local law enforcement authorities and with the appropriate school personnel to discuss and report on issues relative to school attendance and behavioral problems of students.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Duplessis Marionnaux
Adley Dupre Martin
Allario Erkey McPherson
Amedee Gautreaux N Michot
Appel Gray Evans Morell
Broome Guillory Morrish
Cheek Hebert Mount
Crowe Heitmier Riser
Donahue LaFleur Shaw
Dorsey Long Walsworth
Total - 30

NAYS
Total - 0

ABSENT

Claitor Kostelka Quinn
Gautreaux B Murray Smith
Jackson Nevers Thompson
Total - 9
The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 153—**  
**BY REPRESENTATIVE DWONS**  
A CONCURRENT RESOLUTION  
To urge and request the House Committee on Transportation, Highways and Public Works; the House Committee on Ways and Means; the Senate Committee on Transportation, Highways and Public Works; and the Senate Committee on Revenue and Fiscal Affairs to meet and function as a joint committee to study and make recommendations on alternative funding sources for transportation construction projects within the state of Louisiana and to report its findings to the legislature by January 1, 2010.

**Floor Amendments Sent Up**  
Senator Walsworth sent up floor amendments.

**SENATE FLOOR AMENDMENTS**  
Amendments proposed by Senator Walsworth to Reengrossed House Concurrent Resolution No. 153 by Representative Downs

**AMENDMENT NO. 1**  
On page 2, between lines 28 and 29, insert:  
"(11) Louisiana Public Transit Association.”

On motion of Senator Walsworth, the amendments were adopted.

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

**ROLL CALL**  
The roll was called with the following result:

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<th>YEAS</th>
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The resolution was read by title. Senator McPherson moved to concur in the House Concurrent Resolution.

**HOUSE CONCURRENT RESOLUTION NO. 190—**  
**BY REPRESENTATIVES BARROW, HARDY, MICHAEL JACKSON, AND PATRICIA SMITH AND SENATORS BROOME AND GUILLORY**  
A CONCURRENT RESOLUTION  
To direct the Department of Health and Hospitals to reconsider proposed rate cuts, implement a facility need review process, to conduct an evaluation of adult day health care reimbursement and services in Louisiana and create a method for increasing the reimbursement rate to adult day health care providers, to create an advisory council to help the department implement this Resolution, to study the feasibility and advisability of expanding the adult day health care waiver services program, and to report on these matters at least thirty days prior to the 2010 Regular Session of the Legislature.

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

**ROLL CALL**  
The roll was called with the following result:

<table>
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<tr>
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<td>Gray Evans</td>
<td>Morrish</td>
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<td>Heitmeier</td>
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<td>Marionneaux</td>
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<td>Martiny</td>
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<td>NAYS</td>
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<td>Kostelka</td>
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<td>Jackson</td>
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<td>Total - 7</td>
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</table>
The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 195—
BY REPRESENTATIVE CHAMPAGNE
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 14 and Louisiana Highway 89 in Vermilion Parish.

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

ROLL CALL

The roll was called with the following result:

YEAS
Adley Alario Amedee Appel Broome Cheek Claitor Donahue Dorsey Duplessis Dupre Erdey Gautreaux N Guillery Hebert Heitmeier Kostelka LaFleur Long Marionneaux Martiny McPherson Michot Morrisey Mount Quinn Riser Shaw Thompson Walsworth Total - 32

NAYS
Total - 0

ABSENT
Mr. President Crowe Gautreaux B Jackson Smith Murray Nevers Total - 7

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

HOUSE CONCURRENT RESOLUTION NO. 237—
BY REPRESENTATIVE TUCKER
A CONCURRENT RESOLUTION
To authorize and direct the Louisiana Recovery Authority to provide an analysis of all program expenditures under the Community Development Block Grant disaster recovery program, including expenditures or encumbrances associated with contractual agreements for program management, or other obligations in order to identify potentially unused funds within programs, to the legislature by September 30, 2009, and through its federal and state required processes, to develop action plan amendments for public review and comment to redirect funds within the parishes that suffered damages to more than sixty percent of the housing as a result of Hurricanes Katrina or Rita.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Adley Alario Amedee Appel Broome Cheek Claitor Crowe Duplessis Dupre Erdey Gautreaux B Guillery Hebert Heitmeier Kostelka LaFleur Long Marionneaux Martiny McPherson Michot Morrisey Mount Quinn Riser Shaw Thompson Walsworth Total - 31

NAYS
Total - 0

ABSENT
Donahue Gautreaux B Gautreaux N Jackson Kostelka Nevers Murray Smith Total - 8

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.
HOUSE CONCURRENT RESOLUTION NO. 240—
BY REPRESENTATIVE RICHMOND
A CONCURRENT RESOLUTION
To urge and request the Orleans Parish School Board not to cause to
be demolished or removed the building generally referred to as
the Louis D. Armstrong Elementary School, which is located in
the Ninth Ward of Orleans Parish, was used as a school facility
prior to August 29, 2005, and is a civil rights landmark.

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

Reports of Committees
The following reports of committees were received and read:

REPORT OF COMMITTEE ON
SENATE AND GOVERNMENTAL AFFAIRS

Senator Robert W. Kostelka, Chairman on behalf of the
Committee on Senate and Governmental Affairs, submitted the
following report:

June 24, 2009
To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 128—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION
To urge and request the House Committee on House and
Governmental Affairs and the Senate Committee on Senate and
Governmental Affairs to meet and function as a joint committee
to study possible strategies, methods, and policies to discourage
the mishandling, misuse, and misappropriation of public funds
and procedures to recover public funds which may have been
 mishandled, misused, or misappropriated.

Reported with amendments.

Respectfully submitted,
ROBERT W. KOSTELKA
Chairman

Rules Suspended

Senator Murray asked for and obtained a suspension of the rules
to pass over Reconsideration.

Senate Bills and Joint Resolutions
Returned from the House of Representatives
with Amendments, Subject to Call

Mr. President in the Chair

Called from the Calendar

Senator Heitmeier asked that Senate Bill No. 272 be called from
the Calendar.

SENATE BILL NO. 272—
BY SENATORS HEITMEIER AND WALSWORTH
AN ACT
To amend and reenact R.S. 14:329.6(A)(9) and to enact R.S.
29:732(E) and (F) and R.S. 51:422.1(C)(5), relative to fuel; to
prohibit excessive fuel pricing during a declared state of
emergency; to allow sales below costs during such time; to
provide for definitions; to provide for civil and criminal
penalties; to provide for exceptions; and to provide for related
matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to
Reengrossed Senate Bill No. 272 by Senator Heitmeier

AMENDMENT NO. 1
On page 1, line 2, change "R.S. 29:732(E) and (F)" to "R.S.
29:732(E), (F), and (G)"

AMENDMENT NO. 2
On page 2, at the beginning of line 6, after "(9)" delete "(a)"

AMENDMENT NO. 3
On page 2, line 9, after "emergency" delete the period "." and the
remainder of the line and insert a comma "," and "unless the price
of the seller is attributable to fluctuation in the applicable
commodity markets, applicable regional or national market
trends, or to"

AMENDMENT NO. 4
On page 2, line 11, after "procuring" and before "the goods" insert
"or selling"

AMENDMENT NO. 5
On page 2, line 12, after "emergency" delete the comma "," and the
remainder of the line and delete line 13 and insert in lieu thereof a
period "."

AMENDMENT NO. 6
On page 2, line 15, change "R.S. 29:732(E) and (F)" to "R.S.
29:732(E), (F), and (G)"

AMENDMENT NO. 7
On page 2, at the end of line 19, insert "within the designated
emergency area"

AMENDMENT NO. 8
On page 2, line 22, after "purposes of this" change "Paragraph" to
"Subsection"

AMENDMENT NO. 9
On page 2, line 23, after "transfer" delete "of title"

AMENDMENT NO. 10
On page 2, line 24, after "consumer" and before the period "," insert
"at a service station, convenience store, or other fixed retail
facility"

AMENDMENT NO. 11
On page 2, between lines 26 and 27, insert the following:
"G. Notwithstanding the criminal penalties provided for in
R.S. 29:734, a violation of this Section shall be considered a
misdemeanor offense and whoever violates this Section, upon
conviction, shall be fined not more than five hundred dollars or
imprisoned for not more than six months, or both.

AMENDMENT NO. 12
On page 3, line 5, after "gasoline of any" change "type" to "grade
or formula"

AMENDMENT NO. 13
On page 3, line 7, after "a time period" insert "and in the specific
geographic area"
HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Reengrossed Senate Bill No. 272 by Senator Heitmeier

AMENDMENT NO. 1
Delete House Committee Amendment Nos. 1, 6, and 11 proposed by the House Committee on Commerce and adopted by the House of Representatives on June 8, 2009.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Little to Reengrossed Senate Bill No. 272 by Senator Heitmeier

AMENDMENT NO. 1
On page 2, line 19, after "gasoline" and before "of" insert "or diesel fuel"

AMENDMENT NO. 2
On page 2, line 23, after "gasoline" and before "at" insert "or diesel fuel"

AMENDMENT NO. 3
In Amendment No. 12 proposed by the House Committee on Commerce and adopted by the House on June 8, 2009, on page 2, line 2, after "gasoline" and before "of" insert "or diesel fuel"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Martiny
Adley Gautreaux B McPherson
Alario Gautreaux N Morrell
Amedee Gray Evans Michot
Appel Guillory Morrise
Broome Hebert Murray
Cheek Heitmeier Nevers
Crowe LaFleur Quinn
Donahue Long Shaw
Dorsey Marionneaux Thompson
Duplessis Martiny Walsworth
Dupre McPherson

Total - 28

NAYS

Total - 0

ABSENT

Claitor Kostelka
Jackson Smith

Total - 4

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

Appointment of Conference Committee on House Bill No. 340

The President of the Senate appointed to the Conference Committee on House Bill No. 340 the following members of the Senate:

Senators Chaissson,
N. Gautreaux
and Claitor.

Message from the House

HOUSE CONFERENCE APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 2 by Representative Greene:

Representatives Greene, Tucker and Fannin.

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

SENATE CONCURRENT RESOLUTION NO. 150—
BY SENATOR MURRAY
A CONCURRENT RESOLUTION

To approve a proposed amendment, Action Plan Amendment Number 33(First Allocation), to the Action Plan for Fiscal Year 2006 Community Development Block Grant Disaster Recovery Funds proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget for the Nonprofit Rebuilding Pilot Program; and to provide for other matters pertaining thereto.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Erdey Michot
Adley Gautreaux B Morrell
Alario Gautreaux N Morrise
Amedee Gray Evans Mount
Appel Guillory Murray
Broome Hebert Nevers
Cheek Heitmeier Quinn
Crowe LaFleur Riser
Donahue Long Shaw
Dorsey Marionneaux Thompson
Duplessis Martiny Walsworth
Dupre McPherson

Total - 35

NAYS

Total - 0

ABSENT

Claitor Kostelka
Jackson Smith

Total - 4

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

Senate Concurrent Resolutions to be Adopted, Subject to Call

Called from the Calendar

Senator Murray asked that Senate Concurrent Resolution No. 150 be called from the Calendar.
Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 98 by Representative Danahay:

Representatives Danahay, Dove and St. Germain.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 118 by Representative J. Smith:

Representatives J. Smith, Richmond and Champagne.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 128 by Representative Henry:

Representatives Henry, Greene and Talbot.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 145 by Representative Arnold:

Representatives Arnold, Ponti and B. Badon.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 352 by Representative Guillory:

Representatives Guillory, Hutter and Armes.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 420 by Representative Richard:

Representatives Richard, Gallot and Ligi.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 531 by Representative Henry:

Representatives Henry, A. Badon and Hoffmann.

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

Message from the House

House Conferences Appointed
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 563 by Representative Burrell:

Representatives Burrell, Greene and Wooton.

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

Message from the House

HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 578 by Representative Richmond:

Representatives Richmond, Greene and Honey.

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

Message from the House

HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 618 by Representative Greene:

Representatives Greene, Foil and Richmond.

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

Message from the House

HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 689 by Representative Peterson:

Representatives Peterson, Fannin and Tucker.

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

Message from the House

HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 753 by Representative Richmond:

Representatives Richmond, Greene and Arnold.

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

Message from the House

HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 774 by Representative Dixon:

Representatives Dixon, Hutter and Chandler.

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

Message from the House

HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 796 by Representative Peterson:

Representatives Peterson, Hutter and Abramson.

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

HOUSE CONFEREES APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 820 by Representative Guillory:

Representatives Guillory, Arnold and Lopinto.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

Message from the House

HOUSE CONFEREES APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 852 by Representative Smiley:

Representatives Smiley, Gallot and Honey.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

Rules Suspended

Senator Amedee asked for and obtained a suspension of the rules to revert to the order of:

Senate Bills and Joint Resolutions Returned from the House of Representatives with Amendments, Subject to Call

Senator Broome in the Chair

Called from the Calendar

Senator Amedee asked that Senate Bill No. 278 be called from the Calendar.

SENATE BILL NO. 278—

BY SENATORS AMEDEE, ALARIO, APPEL, CROWE, DASONCHE, DUPLESSIS, DUPRE, ERDEY, N. GAUTREAUX, HEIDERT, HEITMEIER, LAFLUER, LONG, MARIONNEAUX, MARTINY, MCPherson, MCHOT, MOUNT, NEVERS, RISER, SHAW, THOMPSON and WALSWORTH

AN ACT

To amend and reenact R.S. 44:5, relative to public records; to provide for the application of laws relative to public records; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 278 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 7, after “A.” and before “This” delete “(1)”

AMENDMENT NO. 2

On page 1, line 10, delete “or prepared,”

AMENDMENT NO. 3

On page 1, line 13, after “staff,” delete “or”

AMENDMENT NO. 4

On page 1, line 14, after “schedule” and before the period “.” insert “communications with or the security and schedule of the governor’s spouse or children”

AMENDMENT NO. 5

On page 1, delete lines 15 through 17

AMENDMENT NO. 6

On page 2, line 1, after “B.” insert the following: “The (1) Except as otherwise provided in this Subsection, the provisions of this Section shall not apply to any agency, office, or department transferred or placed within the office of the governor. (2) Notwithstanding Paragraph (1) of this Subsection, a record limited to pre-decisional advice and recommendations to the governor concerning budgeting in the custody of any agency or department headed by an unclassified gubernatorial appointee shall be privileged for six months from the date such record is prepared.”

AMENDMENT NO. 7

On page 2, at the beginning of line 3, before “The” insert “C.”

AMENDMENT NO. 8

On page 2, at the beginning of line 7, change “C.” to “D.”

AMENDMENT NO. 9

On page 2, at the beginning of line 11, change “include” to “means”

AMENDMENT NO. 10

On page 2, line 14, delete “includes the” and insert “means the governor.”

AMENDMENT NO. 11

On page 2, line 15, after “of policy,” delete the remainder of the line and delete lines 16 through 18 and insert the following: “and employees under their supervision. Internal staff shall not mean any person employed in any other executive agency, including those designated by state law as housed in or transferred to the office of the governor.”

AMENDMENT NO. 12

On page 2, at the beginning of line 19, change “D.” to “E.”

AMENDMENT NO. 13

On page 2, line 19, change “the provisions of this Section,” to “any provision of this Chapter.”

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

Senator Adley moved as a substitute motion to reject the amendments proposed by the House.

Senator Amedee objected.
ROLL CALL

The roll was called with the following result:

YEAS

Adley  Erdey  LaFleur
Appel  Gautreaux B  Murray
Claitor  Gray Evans
Dorsey  Guillory
Total - 10

NAYS

Alario  Heitmeier  Mount
Amedee  Kostelka  Nevers
Cheek  Marionneaux  Quinn
Crowe  Martiny  Riser
Duplessis  McPherson  Shaw
Dupre  Michot  Smith
Gautreaux N  Morrell  Thompson
Hebert  Morrish  Walsworth
Total - 24

ABSENT

Mr. President  Donahue  Long
Broome  Jackson
Total - 5

The Chair declared the substitute motion failed to pass.

ROLL CALL

The roll was called on the original motion to concur in the House amendments with the following result:

YEAS

Mr. President  Heitmeier  Mount
Alario  Kostelka  Nevers
Amedee  LaFleur  Quinn
Broome  Long  Riser
Cheek  Marionneaux  Shan
Crowe  Martiny  Smith
Duplessis  McPherson  Thompson
Dupre  Michot  Walsworth
Erdey  Morrell  Walsworth
Hebert  Morrish  Walsworth
Total - 28

NAYS

Adley  Dorsey  Gray Evans
Appel  Gautreaux B  Murray
Claitor  Gautreaux N  Murray
Total - 8

ABSENT

Donahue  Guillory  Jackson
Total - 3

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

Message from the House

CONCURRENCE ON CONCURRENT RESOLUTIONS

June 24, 2009

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. 72—

BY SENATOR MORRELL

A CONCURRENT RESOLUTION

To urge and request the New Orleans City Council to reject any proposed ordinance or other change that would weaken the standards applicable to the inspector general or office of inspector general.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and recommend guidelines on the professional responsibilities, rights and duties of attorneys who represent fiduciaries, such as succession representatives and trustees.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 86—

BY SENATOR QUINN

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations regarding the feasibility of instituting multidistrict litigation in Louisiana.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 87—

BY SENATOR CLAITOR

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to conduct a comprehensive and thorough study of electronic discovery in civil proceedings.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 68—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the Louisiana Student Financial Assistance Commission to study the feasibility of assigning weights to all grades earned by students who successfully complete honors and other advanced courses for the purpose of calculating cumulative grade point averages to determine eligibility for Taylor Opportunity Program for Students (TOPS) awards.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 103—

BY SENATOR CHEEK AND REPRESENTATIVES BARROW, BURFORD, DORGE, HILL, MICHAEL JACKSON, JOHNSON, KATZ, NOWLIN, POPE, SIMON, WILLIAMS AND WILLMOTT

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to develop a demonstration program to provide continued Medicaid coverage for women who have delivered a premature baby or who have chronic health issues for a two-year period in an effort to address their health issues, do ongoing preconception counseling, assure access to appropriate family planning services, and receive care management services.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 74—

BY SENATOR SHAW

A CONCURRENT RESOLUTION

To the Senate Committee on Transportation, Highways, and Public Works and the House Committee on Transportation, Highways.
and Public Works to meet and function as a joint committee to study the need for additional spans on the Jimmie Davis Bridge and possible funding sources, including tolls.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 2—
BY SENATORS CROWE AND LONG AND REPRESENTATIVES BURFORD, TIM BURNS, CORTEZ, CROMER, ELLINGTON, HOFFMANN, HOWARD, KATZ, LABRUZZO, LOPINTO, PEARSON AND JANE SMITH
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States of America to affirm Louisiana's sovereignty under the Tenth Amendment to the Constitution of the United States of America and to demand that the federal government halt the practice of assuming powers and imposing mandates upon the states for purposes which are not enumerated by the Constitution of the United States of America.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 12—
BY SENATOR BROOME
A CONCURRENT RESOLUTION
To urge and request the Louisiana Recovery Authority to provide new action plans to spend Community Development Block Grant funds allowing nonprofit organizations to perform cost, construction and case management and emergency rental assistance and to use unallocated Community Development Block Grant or other identified funds to fill discrepancies for Louisiana recipients receiving housing grants.

Reported with amendments.

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

Appointment of Conference Committee on House Bill No. 128

The President of the Senate appointed to the Conference Committee on House Bill No. 128 the following members of the Senate:

Senators Marionneaux,
N. Gautreaux
and McPherson.

Appointment of Conference Committee on House Bill No. 563

The President of the Senate appointed to the Conference Committee on House Bill No. 563 the following members of the Senate:

Senators Jackson,
N. Gautreaux
and Marionneaux.

Appointment of Conference Committee on House Bill No. 578

The President of the Senate appointed to the Conference Committee on House Bill No. 578 the following members of the Senate:

Senators Marionneaux,
Jackson
and Claitor.

Appointment of Conference Committee on House Bill No. 687

The President of the Senate appointed to the Conference Committee on House Bill No. 687 the following members of the Senate:

Senators Heitmeier,
Mount
and Alario.

Appointment of Conference Committee on House Bill No. 720

The President of the Senate appointed to the Conference Committee on House Bill No. 720 the following members of the Senate:

Senators Marionneaux,
Michot
and Chaissen.

Appointment of Conference Committee on House Bill No. 765

The President of the Senate appointed to the Conference Committee on House Bill No. 765 the following members of the Senate:

Senators Marionneaux,
Adley
and Hebert.

Appointment of Conference Committee on House Bill No. 827

The President of the Senate appointed to the Conference Committee on House Bill No. 827 the following members of the Senate:

Senators Kostelka,
Heitmeier
and Donahue.

Appointment of Conference Committee on House Bill No. 885

The President of the Senate appointed to the Conference Committee on House Bill No. 885 the following members of the Senate:

Senators Gray Evans,
N. Gautreaux
and Michot.

Message from the House

CONCURRING IN
SENATE CONCURRENT RESOLUTIONS

June 24, 2009

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. 17—
BY SENATOR NEVERS
A CONCURRENT RESOLUTION
To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all
public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on March 12, 2009.

Reported without amendments.

**SENATE CONCURRENT RESOLUTION NO. 110—**
**BY SENATOR MCPHERSON**
A CONCURRENT RESOLUTION
To urge and request formation of a Complete Streets Work Group in the Department of Transportation and Development.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 43—**
**BY SENATOR MCPHERSON**
A CONCURRENT RESOLUTION
To create the LaPOST study committee to study and make recommendations to the Legislature of Louisiana with respect to the Physician Orders for Life-Sustaining Treatment Paradigm program and whether to establish such a program in this state.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 130—**
**BY SENATOR BROOME**
A CONCURRENT RESOLUTION
To express support of and to provide authority for actions by the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College (LSU) for the strategic collaboration between LSU and Our Lady of the Lake Regional Medical Center (OLOL), as well as seeking, considering, and evaluating other alternatives and strategies, in planning for a new model of health care delivery and medical education in the Baton Rouge region.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 48—**
**BY SENATOR BROOME**
A CONCURRENT RESOLUTION
To create the Southern University Center for Equitable Development Task Force to study and develop statewide recommendations for local strategies and initiatives to meet the economic, social, health, and human resource development needs of economically depressed communities across the state.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 57—**
**BY SENATORS LONG AND ALARIO**
A CONCURRENT RESOLUTION
To designate May 18, 2009, as “Pro Life Day in Louisiana.”

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 116—**
**BY SENATORS DONAHUE, ADLEY, ALARIO, AMEDEE, APPEL, CHAISON, CLAIBORNE, DORSEY, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY, C. HEITMEIER, KOSTELKA, LONG, MARIONNEAUX, MARTINY, MORGUE, MURRAY, MURRISH, NEVERS, QUINN, SHEARD AND SMITH**
A CONCURRENT RESOLUTION
To authorize and direct that savings generated from cost effective practices in the NOW program be maintained in the NOW program and applied to new slots for those on the waiting list and to provide that the Department of Health and Hospitals report to the Joint Legislative Committee on the Budget the savings achieved and the number of waiver slots for people with developmental disabilities offered, filled, and served on a quarterly basis, beginning July 1, 2009.

Reported with amendments.

**SENATE CONCURRENT RESOLUTION NO. 62—**
**BY SENATOR MURRAY**
A CONCURRENT RESOLUTION
To urge and request the Senate Committee on Health and Welfare and the House Committee on Health and Welfare to meet and function as a joint committee to study possible strategies, methods, and policies to prevent physicians and other health care practitioners from prescribing an alternative brand of medication because of financial incentives.

Reported with amendments.

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 350 by Senator Morrell:

Representatives Leger, Hutter and Abramson.

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 347 by Senator Mount:

Representatives Perry, Wooton and Hines.

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

**Message from the House**

**HOUSE CONFEREES APPOINTED**
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 345 by Senator Smith:
committee from the Senate, on the disagreement to Senate Bill No. 304 by Senator Hebert:

Representatives Barras, Barrow and Cortez.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 305 by Senator Murray:

Representatives Leger, Wooton and Landry.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 302 by Senator Broome:

Representatives Ponti, Honey and Talbot.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 261 by Senator Donahue:

Representatives Cromer, Gallot and Henry.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 254 by Senator Murray:

Representatives Ponti, Honey and Talbot.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 235 by Senator N. Gautreaux:

Representatives Montoucet, Barrow and B. Badon.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 140 by Senator Riser:

Representatives Ellington, Dove and Harrison.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:
I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 104 by Senator Duplessis:

Representatives Barrow, Richmond and A. Badon.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 57 by Senator B. Gautreaux:

Representatives Hoffmann, Robideaux and Arnold.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 33 by Senator Chaisson:

Representatives G. Smith, Greene and Robideaux.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 20 by Senator Chaisson:

Representatives G. Smith, Robideaux and Downs.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 1 by Senator Chaisson:

Representatives Schroder, Fannin and Lambert.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 881 by Representative Fannin, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House
DISAGREEMENT TO HOUSE BILL
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 523 by Representative Ernst, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House
DISAGREEMENT TO HOUSE BILL
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 520 by Representative Ernst, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 20 by Senator Chaisson:

Representatives G. Smith, Robideaux and Downs.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 33 by Senator Chaisson:

Representatives G. Smith, Greene and Robideaux.

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

Message from the House
HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 104 by Senator Duplessis:

Representatives Barrow, Richmond and A. Badon.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives
committee from the Senate, on the disagreement to House Bill No. 523 by Representative Ernst:

Representatives Ernst, Wooton and Guillory.

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

Message from the House

DISAGREEMENT TO HOUSE CONCURRENT RESOLUTION

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Concurrent Resolution No. 236 by Representative Fannin, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 881 by Representative Fannin:

Representatives Fannin, Williams and Tucker.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 381 by Representative Hoffmann:

Representatives Hoffmann, Arnold and Chaney.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 802 by Representative Fannin:

Representatives Fannin, Morris and Tucker.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Concurrent Resolution No. 236 by Representative Fannin:

Representatives Fannin, Tucker and Peterson.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 885 by Representative Perry:

Representatives Perry, Barrow and Champagne.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 802 by Representative Fannin:
on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 827 by Representative Simon:

Representatives Simon, Gallot and Pugh.

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

Message from the House

HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 765 by Representative Gallot:

Representatives Gallot, Greene and Morris.

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

Message from the House

HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 720 by Representative J. Smith:

Representatives J. Smith, Greene and LaFonta.

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

Message from the House

HOUSE CONFEREES APPOINTED
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 617 by Representative Talbot:

Representatives Talbot, Richmond and Carmody.

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

Message from the House

CONSIDERATION OF A BILL ON THIRD READING
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 777 by Representative Champagne on third reading after 6:00 P.M. on the 57th calendar day of this regular session.

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

Motion to Consider

Senator Hebert moved the adoption of a motion to allow the Senate to consider House Bill No. 777 on Third Reading and Final Passage, subject to call, after the 57th calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. President</td>
<td>McPherson</td>
<td></td>
</tr>
<tr>
<td>Erdey</td>
<td>Michot</td>
<td></td>
</tr>
<tr>
<td>Gautreaux B</td>
<td>Morrell</td>
<td></td>
</tr>
<tr>
<td>Gautreaux N</td>
<td>Morris</td>
<td></td>
</tr>
<tr>
<td>Gray Evans</td>
<td>Mount</td>
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<tr>
<td>Guillory</td>
<td>Murray</td>
<td></td>
</tr>
<tr>
<td>Hebert</td>
<td>Nevers</td>
<td></td>
</tr>
<tr>
<td>Heitmeier</td>
<td>Quinn</td>
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<td>Kostelka</td>
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<tr>
<td>LaFleur</td>
<td>Smith</td>
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<td>Long</td>
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<tr>
<td>Marionneaux</td>
<td>Walsworth</td>
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</tr>
<tr>
<td>Total - 39</td>
<td>Total - 0</td>
<td>Total - 0</td>
</tr>
</tbody>
</table>

The Chair declared that the motion to allow the Senate to consider House Bill No. 777 after the 57th calendar day was adopted and the bill may be considered pursuant to the consent of the House.

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

Called from the Calendar

Senator Hebert asked that House Bill No. 777 be called from the Calendar.

HOUSE BILL NO. 777—
BY REPRESENTATIVE CHAMPAGNE
AN ACT
To amend and reenact R.S. 42:1113(A)(1), relative to public servants and prohibited contractual arrangements; to authorize a municipal or parish governing authority to appoint one of its...
members to fill certain vacancies and to certain boards or commissions; to provide relative to the eligibility as a candidate in the next election of any governing authority member appointed to fill a vacancy; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Hebert sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hebert to Engrossed House Bill No. 777 by Representative Champagne

**AMENDMENT NO. 1**

On page 1, line 23, after "appointing authority" and before "if a member" insert the following: "and the appointee receives no salary or per diem for service on the board or commission, or"

Senator Hebert moved adoption of the amendments.

Senator Crowe objected.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adley</td>
<td>N Michot</td>
</tr>
<tr>
<td>Gautreaux N</td>
<td>Morrell</td>
</tr>
<tr>
<td>Alario</td>
<td>Gray Evans</td>
</tr>
<tr>
<td>Amedee</td>
<td>Guillory</td>
</tr>
<tr>
<td>Cheek</td>
<td>Hebert</td>
</tr>
<tr>
<td>Dorsey</td>
<td>Jackson</td>
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<tr>
<td>Duplessis</td>
<td>Kostelka</td>
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<td>Dupre</td>
<td>Marionneaux</td>
</tr>
<tr>
<td>Erdey</td>
<td>Martiny</td>
</tr>
<tr>
<td>Gautreaux B</td>
<td>McPherson</td>
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<tr>
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<td>Crowe</td>
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</tr>
<tr>
<td>Total - 3</td>
<td>Nevers</td>
</tr>
</tbody>
</table>

**Floor Amendments Sent Up**

Senator Alario sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Alario to Engrossed House Bill No. 777 by Representative Champagne

**AMENDMENT NO. 1**

In Senate Committee Amendment No. 1 proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on May 21, 2009, on line 2 thereof, between the second "R.S. 42:2" and "1123(10)(c)" insert "1113(D)(2)(i) and"

**AMENDMENT NO. 2**

In Senate Committee Amendment No. 2 proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on May 2, 2009, on line 8 thereof, between "boards:" and the quotation marks """" insert "to except certain health care provider contracts with the Office of Group Benefits from prohibited contractual agreements;"

**AMENDMENT NO. 3**

In Senate Committee Amendment No. 3 proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on May 21, 2009, on line 10 thereof, change "R.S. 42:1123(10)(c)" to "R.S. 42:1113(D)(2)(i) and 1123(10)(c) are"

**AMENDMENT NO. 4**

In Senate Committee Amendment No. 4 proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on May 21, 2009, delete line 13 thereof and insert the following: "D. *          *          *

(ii) A health care provider contract by a physician or other licensed health care provider with the Office of Group Benefits to provide medical, surgical, and hospital services or medical equipment or pharmaceuticals at a reduced rate for members of the Office of Group Benefits Program as the sole reimbursement for such medical services, treatment, or health care, *          *          *

§1123. Exceptions"

**AMENDMENT NO. 5**

In Senate Committee Amendment No. 5 proposed by the Senate and Governmental Affairs Committee and adopted by the Senate on May 21, 2009, after line 29 thereof, add the following: "Section 2. The provisions of R.S. 42:1113(D)(2) as enacted by this Act are deemed remedial in nature and are to be applied retroactively to contracts entered into on or after January 1, 2008."

On motion of Senator Alario, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Adley sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Adley to Engrossed House Bill No. 777 by Representative Champagne

**AMENDMENT NO. 1**

On page 1, line 20, between "appointed" and "shall" insert ", except as provided in R.S. 42:1121(G),"

On motion of Senator Adley, the amendments were adopted.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Erdey</td>
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<tr>
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<td>Alario</td>
<td>Gautreaux N</td>
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<tr>
<td>Amedee</td>
<td>Gray Evans</td>
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<tr>
<td>Cheek</td>
<td>Guillory</td>
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<tr>
<td>Dorsey</td>
<td>Jackson</td>
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<tr>
<td>Duplessis</td>
<td>Kostelka</td>
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<td>Dupre</td>
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<tr>
<td>Erdey</td>
<td>Martiny</td>
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<tr>
<td>Gautreaux B</td>
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<tr>
<td>Total - 37</td>
<td>*</td>
</tr>
<tr>
<td>Mr. President</td>
<td>Donahue</td>
</tr>
<tr>
<td>Appel</td>
<td>Heitmeier</td>
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<tr>
<td>Broome</td>
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<td>Claitor</td>
<td>Mount</td>
</tr>
<tr>
<td>Total - 11</td>
<td>*</td>
</tr>
</tbody>
</table>

The Chair declared the amendments were adopted.

**Floor Amendments Sent Up**

Senator Alario sent up floor amendments.

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
</tr>
</thead>
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<td>Total - 37</td>
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</tbody>
</table>
The Chair declared the amended bill was passed and ordered it returned to the House. Senator Hebert moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Message from the House

CONSIDERATION OF A BILL ON THIRD READING

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 227 by Representative Greene on third reading after 6:00 P.M. on the 57th calendar day of this regular session.

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

Senator Amedee in the Chair

Motion to Consider

Senator Walsworth moved the adoption of a motion to allow the Senate to consider House Bill No. 227 on Third Reading and Final Passage, subject to call, after the 57th calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tr>
<td>Mr. President</td>
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<tr>
<td>Crowe</td>
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</table>

The Chair declared that the motion to allow the Senate to consider House Bill No. 227 after the 57th calendar day was adopted and the bill may be considered pursuant to the consent of the House.

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

Called from the Calendar

Senator Walsworth asked that House Bill No. 227 be called from the Calendar.

HOUSE BILL NO. 227—

AN ACT

To amend and reenact R.S. 43:31(B)(2), relative to public printing; to remove certain exemptions from certain public printing requirements; to limit certain exemptions from certain public printing requirements; and to provide for related matters.

Floor Amendments Sent Up

Senator Walsworth sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Engrossed House Bill No. 227 by Representative Greene

AMENDMENT NO. 1

In Senate Committee Amendment No. 5, proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 11, 2009, on page 1, between lines 29 and 30, insert: "(d) Any reports, research, studies, publications, and other printed matter of the healthcare institutions of the Louisiana public higher education system:"

On motion of Senator Walsworth, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
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<td>ABSENT</td>
</tr>
<tr>
<td>Crowe</td>
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<td>Total - 1</td>
</tr>
</tbody>
</table>

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

CONSIDERATION OF A BILL ON THIRD READING

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 516 by Representative Williams on third reading after 6:00 P.M. on the 57th calendar day of this regular session.

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

Senator Adley in the Chair

Motion to Consider

Senator Jackson moved the adoption of a motion to allow the Senate to consider House Bill No. 516 on Third Reading and Final Passage, subject to call, after the 57th calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEA S

Mr. President  Gautreaux B  Michot
Adley  Gautreaux N  Morrell
Alario  Gray Evans  Morrish
Amedee  Guillory  Mount
Appel  Hebert  Murray
Broome  Heitmeier  Nevers
Cheek  Jackson  Quinn
Claitor  Kostelka  Riser
Donahue  LaFleur  Shaw
Dorsey  Long  Smith
Duplessis  Marionneau  Thompson
Dupre  Martiny  Walsworth
Erdey  McPherson

Total - 38

NAYS

Total - 0

ABSENT

Crowe

Total - 1

The Chair declared that the motion to allow the Senate to consider House Bill No. 516 after the 57th calendar day was adopted and the bill may be considered pursuant to the consent of the House.

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

Called from the Calendar

Senator Jackson asked that House Bill No. 516 be called from the Calendar.

HOUSE BILL NO. 516—

BY REPRESENTATIVES WILLIAMS, ELLINGTON, FANNIN, ELBERT GUILLORY, HAZEL LIGI, LMCVEA, MORRISS, PEARSON, SMILEY, GARY SMITH, PATRICIA SMITH, AND STAES

AN ACT

To enact Subpart Q-1, to be comprised of R.S. 39:100.121, and Q-2, to be comprised of R.S. 39:100.125, of Part II-A of Chapter I of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, relative to state funds; to establish the Center of Excellence for Autism Spectrum Disorder Fund as a special treasury fund; to provide for deposit, use, and investment of monies in the fund; to establish the Walking the Walk for Our Kids Fund as a special treasury fund; to provide for deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Jackson sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Engrossed House Bill No. 516 by Representative Williams

AMENDMENT NO. 1
Delete Senate Floor Amendments proposed by Senator Walsworth identified as SFAHB516 BERGERÖK 3546 and adopted by the Senate on June 18, 2009.

AMENDMENT NO. 2
On page 1, line 4, after "1950" and before ",", insert "and R.S. 47:870 and R.S. 51:2357"

AMENDMENT NO. 3
On page 1, line 5, after "fund"; and before "to" insert "to establish the Technology Commercialization Fund as a special fund in the state treasury; to authorize a grants program related to commercialization of technologies developed at certain institutions;"

AMENDMENT NO. 4
On page 2, between lines 24 and 25, insert the following: 
"Section 2. R.S. 47:870 is hereby enacted to read as follows: §870. Disposition of certain collections
After compliance with Article VII, Section 9(B) of the Constitution of Louisiana, the state treasurer is hereby authorized and directed to transfer the first two hundred fifty thousand dollars of collections derived from the proceeds of the taxes on cigarettes levied in R.S. 47:841(B) which are in excess of the rate levied on the effective date of this Section to the Technology Commercialization Fund as provided in R.S. 51:2357. Each year thereafter, the state treasurer shall transfer, subject to an annual appropriation by the legislature, no less than two hundred fifty thousand dollars to the Technology Commercialization Fund.

Section 3. R.S. 51:2357 is hereby enacted to read as follows: §2357. Technology Commercialization Fund
A. The Technology Commercialization Fund, hereinafter referred to as the "fund", is hereby established as a special fund in the state treasury for purposes of supporting a competitive grants program for commercialization of technologies developed at accredited Louisiana institutions of higher education and academic research centers as provided in Subsection C of this Section. Monies shall be transferred, subject to an annual appropriation by the legislature, into the Technology Commercialization Fund in accordance with the provisions of R.S. 47:870.
B. Monies in the fund, shall be invested by the state treasurer in the same manner as those in the state general fund and interest earnings on the investment of monies in the fund shall be credited to the fund. Any unencumbered or unexpended monies in the fund at the end of the fiscal year shall remain in the fund.

1394
C. Subject to an annual appropriation by the legislature, monies in the fund shall be used by the Louisiana Economic Development Corporation, hereinafter referred to as the "corporation", to provide for a competitive grants program for the advancement of commercialization of technologies developed at accredited Louisiana institutions of higher education and academic research centers. The corporation shall establish a committee to assist in the review and consideration of proposals for grants. The committee shall be comprised of representatives of the public and private sectors, of which a majority of members shall be from the private sector. The corporation shall develop the rules of the grants program, to include the methods and form of grant application and award thresholds."

AMENDMENT NO. 5
On page 2, line 25 change "Section 2." to "Section 4."

Senator Jackson moved adoption of the amendments.

Senator Walsworth objected.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. President Dorsey LaFleur
Adley Duplessis Michot
Alario Dupre Morrell
Broom Broome Gray Evans Murray
Cheek Heitmeier Quinn
Donahe Donahue Jackson
Total - 17

NAYS
Amedee Mount Thompson
Appel Riser Walsworth
Claitor Shaw
Marionneaux Smith
Total - 10

ABSENT
Crowe Guillory Martin
Erdey Hebert McPherson
Gautreaux B Kostelka Morrish
Gautreaux N Long Nevers
Total - 12

The Chair declared the amendments were adopted.

Floor Amendments Sent Up
Senator Murray sent up floor amendments.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Murray to Engrossed House Bill No. 516 by Representative Williams

AMENDMENT NO. 1
On page 1, delete lines 2 and 3 in their entirety, and insert in lieu thereof "To enact Subpart Q, to be comprised of R.S. 39:100.121, Q-1, to be comprised of R.S. 39:100.122, and Q-2, to be comprised of R.S. 39:100.125, of Part II-A of Chapter 1 of Title 39 of the Louisiana"

AMENDMENT NO. 2
On page 1, line 4, after "relative to state funds;" insert "to establish the Hurricane Recovery Health Insurance Premium Fund;"

AMENDMENT NO. 3
On page 1, line 11, after "Section 1." delete the remainder of the line and insert "Subpart Q, comprised of R.S. 39:100.121, Q-1, comprised of R.S. 39:100.122 and Q-2, comprised of R.S."

AMENDMENT NO. 4
On page 1, between lines 13 and 14, insert the following:

"SUBPART Q.  HURRICANE RECOVERY HEALTH INSURANCE PREMIUM FUND

§100.121. Hurricane Recovery Health Insurance Premium Fund

A. There is hereby created, as a special fund in the state treasury, the Hurricane Recovery Health Insurance Premium Fund, hereafter referred to as "the fund".

B. Beginning July 1, 2009, and each fiscal year thereafter, and after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year and before monies are credited to the state general fund, the treasurer shall pay, subject to an annual appropriation by the legislature, into the Hurricane Recovery Health Insurance Premium Fund an amount equal to forty percent of the premiums necessary to provide health insurance for certain plan members of the Cameron Parish School Board, the Orleans Parish School Board, the Plaquemines Parish School Board, and the St. Bernard Parish School Board, but not less than the amount appropriated for such purposes as provided in Act 642 of the 2006 Regular Session of the Legislature. Monies credited to the fund shall be distributed as provided in Subsection C of this Section.

C. Subject to an annual appropriation by the legislature, monies in the fund shall be distributed as follows:

(1) Fifty-three and three-tenths percent shall be distributed to the Orleans Parish School Board and shall be used to reduce the employee portions of health insurance premiums for certain system retirees.

(2) Monies distributed to the Cameron Parish School Board, the Plaquemines Parish School Board, and the St. Bernard Parish School Board shall be used for subsidy of health insurance premiums.

D. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to the state general fund.

AMENDMENT NO. 5
On page 1, at the beginning of line 16, change "§100.121." to "§100.122."

Senator Murray moved adoption of the amendments.

Senator Marionneaux objected.

ROLL CALL
The roll was called with the following result:

YEAS
Alario Duplessis Morrell
Appel Dupre Morrish
Broom Gray Evans Murray
Cheek Jackson LaFleur
Dorsey Total - 13

NAYS
Amedee Heitmeier Riser
Claitor Shaw
Crowe Smith
Total - 10

The Chair declared the amendments were adopted.
The Chair declared the amendments were rejected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

- Donahue (2)
- Erdey (1)
- Gautreaux N (1)
- Hebert (1)
- Total - 5

**NAYS**

- Total - 0

**ABSENT**

- Total - 3

The Chair declared the motion to allow the Senate to consider House Bill No. 535 after the 57th calendar day was adopted and the bill may be considered pursuant to the consent of the House.

**House Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call, Resumed**

Senator Gray Evans asked that House Bill No. 535 be called from the Calendar.

**HOUSE BILL NO. 535—**

**BY REPRESENTATIVE WILLIAMS**

**AN ACT**

To amend and reenact R.S. 36:801.5(B) and to enact Part IV-C of Chapter 9 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2048.52, and R.S. 36:651(AA)(3), relative to creating the Simulation Medical Training and Education Council for Louisiana; to provide for its purpose; to provide for membership; to provide for governance of the council; to provide for staffing and facilities; to provide for compensation; to provide for reporting requirements; to place the council within the Louisiana Health Works Commission and the Department of Education; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

- Mr. President (1)
- Adley (1)
- Alario (1)
- Amedee (1)
- Appel (1)
- Broome (1)
- Cheek (1)
- Claitor (1)
- Crowe (1)
- Duplessis (1)
- Dupre (1)
- Erdey (1)
- Gautreaux B (1)
- Gautreaux N (1)
- Hebert (1)
- Heitmeier (1)
- Jackson (1)
- Kostelka (1)
- LaFleur (1)
- Long (1)
- Marionneaux (1)
- Martiny (1)
- Michot (1)
- Morrell (1)
- Morrish (1)
- Mount (1)
- Murray (1)
- Nevers (1)
- Quinn (1)
- Shaw (1)
- Smith (1)
- Total - 37

**NAYS**

- Total - 0

**ABSENT**

- Total - 2

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

**Senator N. Gautreaux in the Chair**

**Motion to Consider**

Senator Gray Evans moved the adoption of a motion to allow the Senate to consider House Bill No. 535 on Third Reading and Final Passage, subject to call, after the 57th calendar day, pursuant to the consent of the House.
Senate
June 24, 2009

**Cheek**
Heitmeyer
Quinn

**Claitor**
Jackson
Riser

**Crowe**
Kostelka
Shaw

**Donahue**
LaFleur
Smith

**Dorsey**
Long
Thompson

**Duplessis**
Marionneaux
Walsworth

**Dupre**
Martiny

**Total - 38**

**NAYS**

**Total - 0**

**ABSENT**

**Total - 1**

McPherson

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

**Message from the House**

**CONSIDERATION OF A BILL ON THIRD READING**

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 265 by Representative H. Burns on third reading after 6:00 P.M. on the 57th calendar day of this regular session.

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

Mr. President in the Chair

**Motion to Consider**

Senator Martiny moved the adoption of a motion to allow the Senate to consider House Bill No. 265 on Third Reading and Final Passage, subject to call, after the 57th calendar day, pursuant to the consent of the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
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<tr>
<th>Mr. President</th>
<th>Gautreaux B</th>
<th>Michot</th>
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</thead>
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<td><strong>Total - 38</strong></td>
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</tbody>
</table>

**NAYS**

| Claitor        |             |       |
| **Total - 1**  |             |       |

The Chair declared that the motion to allow the Senate to consider House Bill No. 265 after the 57th calendar day was adopted and the bill may be considered pursuant to the consent of the House.

**House Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call, Resumed**

Senator Martiny asked that House Bill No. 265 be called from the Calendar.

**HOUSE BILL NO. 265—**

**BY REPRESENTATIVE HENRY BURNS**

**AN ACT**

To amend and reenact R.S. 32:393(A) and (C)(1)(b) and 853(A)(1)(a) and (c)(iii), relative to operator's records; to provide for the time in which convictions be sent to the Department of Public Safety and Corrections; to provide for the authority to add conviction to driver's operating record; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Martiny sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Martiny to Engrossed House Bill No. 265 by Representative Henry Burns

**AMENDMENT NO. 1**

Amendments proposed by Senator Martiny to Engrossed House Bill No. 265 by Representative Henry Burns

**AMENDMENT NO. 2**

On page 1, line 5, after "record;" insert "to provide for an exception from the public records;"

**AMENDMENT NO. 3**

On page 2, line 10, after "invoked."

**AMENDMENT NO. 4**

On page 3, after line 10 insert the following:

"Section 2, R.S. 44:4.1(B)(17) is hereby amended and reenacted to read as follows:

§4.1. Exceptions

B. The legislature further recognizes that there exist exceptions, exemptions, and limitations to the laws pertaining to public records throughout the revised statutes and codes of this state. Therefore, the following exceptions, exemptions, and limitations are hereby continued in effect by incorporation into this Chapter by citation:

(17) R.S. 32:393(C)(1)(b), 398, 707.2, 1254

On motion of Senator Martiny, the amendments were adopted.

The bill was read by title. Senator Martiny moved the final passage of the amended bill.
The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
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<td>Martiny</td>
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<td>NAYS</td>
<td>Total - 0</td>
</tr>
</tbody>
</table>

Adley

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

Message from the House

CONSIDERATION OF A BILL ON THIRD READING

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 246 by Representative McVea on third reading after 6:00 P.M. on the 57th calendar day of this regular session.

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

Motion to Consider

Senator Broome moved the adoption of a motion to allow the Senate to consider House Bill No. 246 on Third Reading and Final Passage, subject to call, after the 57th calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

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<th>YEAS</th>
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The Chair declared the motion to allow the Senate to consider House Bill No. 246 after the 57th calendar day was adopted and the bill may be considered pursuant to the consent of the House.

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

Called from the Calendar

Senator Broome asked that House Bill No. 246 be called from the Calendar.

HOUSE BILL NO. 246—

BY REPRESENTATIVES MCVEA, RICHARDSON, AND WHITE

AN ACT

To enact R.S. 39:562(P), relative to the issuance of bonds; to provide an increase in the bonded debt limit of certain school districts for specified purposes; to provide guidelines, conditions, and limitations relative to such debt; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

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<td>Total - 39</td>
<td>NAYS</td>
<td>Total - 0</td>
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The Chair declared the bill was passed and ordered it returned to the House. Senator Broome moved to reconsider the vote by which the bill was passed and laid the motion on the table.
Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 24, 2009

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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 91—
BY SENATOR N. GAUTREAUX
AN ACT
To enact R.S. 47:6035, relative to tax credits for the individual or corporation income tax or corporation franchise tax; to provide a tax credit for certain qualified energy systems; to provide terms, conditions, and definitions; to provide for promulgation of rules and regulations; to provide an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 159—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact R.S. 47:6007 (C)(2)(c)(iv), relative to tax credits; to provide for the kinds of expenditures which qualify an infrastructure project for initial certification on or before December 31, 2008; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

HOUSE CONFEREES APPOINTED

June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 813 by Representative Connick:

Representatives Connick, Kleckley and Harrison.

Respectfully submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

Appointment of Conference Committee on House Bill No. 523

The President of the Senate appointed to the Conference Committee on House Bill No. 523 the following members of the Senate:

Senators Martiny, Heitmeier and Morrell.

Appointment of Conference Committee on House Bill No. 617

The President of the Senate appointed to the Conference Committee on House Bill No. 617 the following members of the Senate:

Senators Martiny, Michot and Heitmeier.

Appointment of Conference Committee on House Bill No. 802

The President of the Senate announced the following change in the Conference Committee membership on the disagreement to House Bill No. 802:

Senator Jackson, vice Senator Broome.

Appointment of Conference Committee on House Bill No. 881

The President of the Senate appointed to the Conference Committee on House Bill No. 881 the following members of the Senate:

Senators Chaisson, Michot and Jackson.

Appointment of Conference Committee on House Concurrent Resolution No. 236

The President of the Senate appointed to the Conference Committee on House Concurrent Resolution No. 236 the following members of the Senate:

Senators Chaisson, Michot and Broome.

Rules Suspended

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 133—
BY SENATOR DUPLESSIS
A RESOLUTION
To extend the reporting deadline of the Notary Public Study Committee to report to the Louisiana Legislature.

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

SENATE RESOLUTION NO. 134—
BY SENATOR BROOME
A RESOLUTION
To commend Jamie Johnell Roddy upon winning the 2009 Miss New Orleans USA Pageant.

On motion of Senator Broome the resolution was read by title and adopted.
SENATE RESOLUTION NO. 135—
BY SENATOR NEVERS
A RESOLUTION
To urge and request the Department of Transportation and Development and the Department of Agriculture and Forestry to submit a report on all state-controlled, inspected, or maintained dams and spillways in Louisiana to the Senate Committee on Transportation, Highways, and Public Works and the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

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

SENATE RESOLUTION NO. 136—
BY SENATOR GRAY EVANS
A RESOLUTION
To direct the Department of Social Services and the Department of Education to submit to the Senate Committee on Health and Welfare all documents which were created in accordance with the "Plan To Provide Improved Educational Outcomes for Students in Foster Care" pursuant to and in compliance with House Concurrent Resolution 228 of the 2006 Regular Session.

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

Introduction of Senate Concurrent Resolutions

Senator N. Gautreaux asked for and obtained a suspension of the rules to read Senate Concurrent Resolutions a first and second time.

SENATE CONCURRENT RESOLUTION NO. 158—
BY SENATOR N. GAUTREAUX
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to support the American Clean Energy and Security Act of 2009.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President           Gautreaux B           Michot
Adley                   Gautreaux N           Morrell
Alario                  Gray Evans            Morrish
Amedee                  Guillory              Mount
Appel                   Hebert                Murray
Broome                  Heitmeier             Nevers
Cheek                   Jackson               Riser
Claitor                 LaFleur               Shaw
Donahue                 Long                  Smith
Dorsey                  Marionneaux           Thompson
Duplessis               Martiny               Walsworth
Dupre                   McPherson             Total - 38
Erdey                   McPherson

NAYS

Total - 0

ABSENT

Crowe                   Kostelka              Total - 2

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor were received and read as follows:

STATE OF LOUISIANA
OFFICE OF THE GOVERNOR
June 24, 2009

The Honorable President and Members of the Senate

Ladies and Gentlemen:

I have appointed the following persons on the attached list to the offices indicated.

In compliance with Article IV, Section 5(H)(3) of the Louisiana Constitution of 1974, I do hereby present these names for your review.

Capital Area Human Services District
Amy Betts

Poverty Point Reservoir District
Sylvia Armstrong

Sincerely,
BOBBY JINDAL
Governor
Mr. Alfred W. Speer  
Clerk of the House of Representatives  
State Capitol  
Baton Rouge, Louisiana 70804

Mr. Glenn Koepp  
Secretary of the Senate  
State Capitol  
Baton Rouge, Louisiana 70804

RE: House Bill No. 1 of the 2009 Regular Session of the Legislature  
Provide for the ordinary operating expenses of state government for Fiscal Year 2009-2010

Dear Gentlemen:

As authorized by Article III, Section 18(B), and more particularly, Article IV, Section 5(G)(1) of the Constitution of Louisiana, I have exercised my right to veto 563 items of the General Appropriation Bill. I respectfully request that you deliver on my behalf the following message to the members of the Legislature:

Even as Louisiana’s economy continues to out-perform the national economy and the South, we know we are not immune to the current national economic downturn. These economic forces, combined with significant declines in the prices of oil and natural gas and the leveling off of the post-hurricane economic boom, contributed to significantly lower revenues to state government and required meaningful reductions in the FY 09-10 budget.

But just like any family or business living within its means, a tighter budget for state government represents not just a challenge to live within our means, but an opportunity to think strategically, prioritize what is essential, and plan ahead by pursuing reforms and innovations that will strengthen our state for years to come.

Many of the critical steps in tightening the belt of state government began months before the start of the 2009 Legislative session. Departments were asked to evaluate their spending and to analyze the performance of programs within their agency to isolate those low-performing programs that could be targeted for strategic reductions in funding. Agencies were then asked to submit strategic priority plans, and for the first time in the history of the budget, they were also asked to provide meaningful performance data on the activities being funded through their agencies. These priority planning and performance review efforts helped ensure that spending reductions were targeted and prioritized, instead of implementing a blanket across-the-board cuts with no account of a program’s importance or performance history. This review process also helped departments identify critical services they wanted to protect from severe funding reductions.

Through this thorough evaluation of current spending, the FY 09-10 budget includes targeted cost savings across state government that streamline government and increase efficiencies of service. In many instances, these savings came as a result of reforming policy, by consolidating offices and functions, and by downsizing or eliminating some programs and halting the expansion or creation of new programs.

Even as we tighten our belt in state government, we will absolutely not waiver from our commitment to continue moving Louisiana forward. The FY 09-10 budget protects and continues our investment in ethics reform and transforming our workforce. In the FY 09-10 budget includes targeted cost savings across state government.

Working closely with the Legislature, we also took steps to mitigate reductions to higher education and health care and to give us an opportunity to prepare for continuing budget challenges in the years ahead.

Prior to House concurrence with the Senate-passed House Bill No. 1, we informed House leaders that we would veto everything in the bill contingent upon funding from the Insure Louisiana Incentive Program Fund, from the Budget Stabilization fund, and from delaying planned tax relief. The House did not approve the latter, and we have been informed by Senate staff that funding tied to all three sources was interdependent and could not be separated. We told leaders of our intentions because we wanted to be clear about our actions while we also worked with the Legislature to add funds back into the budget to aid higher education and health care through other appropriations bills.

This letter is to communicate that I have in fact vetoed those contingent items and others in House Bill No. 1, as follows:

VETO MESSAGE NO. 1 (553 Items)

Page 10 Lines 19-31 and Page 11 Lines 1-16; Page 12 Lines 14-23, 24-37, 38-52 and Page 13 Lines 1-7; Page 20 Lines 11-29; Page 23 Lines 1-55; Page 24 Lines 56-58; Page 29 Lines 1-17, 18-34, 35-52; Page 31 Lines 1-17, 18-34, 35-51; Page 32 Lines 1-17, 18-34, 35-51; Page 33 Lines 1-17, 18-34, 35-51; Page 34 Lines 1-17, 18-34, 35-51; Page 35 Lines 1-17, 18-36, 37-53; Page 36 Lines 1-17, 18-34, 35-51; Page 37 Lines 1-17, 18-34, 35-51; Page 38 Lines 1-17, 18-34, 35-51; Page 39 Lines 1-17, 18-34, 35-51; Page 40 Lines 1-17, 18-34, 35-51; Page 41 Lines 1-17, 18-34, 35-51; Page 42 Lines 9-24; Page 52 Lines 13-29, 39-47 and Page 53 Lines 1-7; Page 56 Lines 26-40; Page 57 Lines 8-24; Page 60 Lines 35-47 and Page 61 Lines 1-4; Page 73 Lines 30-44, 45-56 and Page 74 Lines 1-3; Page 75 Lines 4-18, 19-34, 54-56 and Page 75 Lines 1-13; Page 75 Lines 14-28, 29-43; Page 76 Lines 5-7 and Page 76 Lines 1-5; Page 76 Lines 6-18; Page 77 Lines 29-44, 45-49 and Page 78 Lines 1-10; Page 78 Lines 11-25; Page 79 Lines 25-40, 41-55 and Page 80 Line 1; Page 80 Lines 2-17, 18-32; Page 81 Lines 18-33, 34-49; Page 82 Lines 5-20, 21-37, 38-52; Page 83 Lines 29-51, 52-53 and Page 84 Lines 1-14; Page 84 Lines 24-39; Page 87 Lines 17-33, 34-50, 51 and Page 88 Lines 1-16; Page 88 Lines 17-33, 41-49; Page 90 Lines 1-9; Page 91 Lines 3-18; Page 92 Lines 6-52 and Page 93 Lines 1-2, 3, 4-9, 15, 19-34; Page 96 Lines 37-54, 55 and Page 97 Lines 1-17; Page 97 Lines 18-33, 34-49, 50-57 and Page 98 Lines 1-10; Page 98 Lines 11-27, 28-45, 46-57 and Page 99 Lines 1-4; Page 99 Lines 5-21, 22-38, 39-54, 55-57 and Page 100 Lines 1-13; Page 102 Lines 35-50; Page 107 Lines 41-52 and Page 108 Lines 1-14; Page 109 Lines 1-7; Page 121 Lines 45-57 and Page 122 Lines 1-3; Page 122 Lines 4-18; Page 127 Lines 13-29; Page 129 Lines 57-58 and Page 130 Lines 1-13; Page 130 Lines 14-28, 31-46; Page 131 Lines 5-13; Page 132 Lines 16-24; Page 134 Lines 4-12; Page 136 Lines 9-17; Page 137 Lines 50-54 and Page 138 Lines 1-7; Page 141 Lines 36-45, 46-50 and Page 142 Lines 1-6; Page 142 Lines 7-16, 17-25, 26-35, 36-45, 46-52 and Page 143 Lines 1-2; Page 143 Lines 3-11, 12-20, 21-29, 30-38; Page 145 Lines 8-44; Page 146 Lines 14-40; Page 148 Lines 19-34, 42-55; Page 149 Lines 1-14; Page 151 Lines 1-18; Page 154 Lines 30-45, 46-55 and Page 155 Lines 1-8; Page 155 Lines 9-24, 39-49 and Page 156 Lines 1-8; Page 160 Lines 28-39; Page 166 Lines 14-30, 31-46, 52 and Page 167 Lines 1-15; Page 169 Lines 29-44, 45-52 and Page 170 Lines 1-8; Page 170 Lines 9-24; Page 171 Lines 39-53; Page 180 Lines 3-52, 53-54 and Page 181 Lines 1-14; Page 180 Lines 1-10; Page 180 Lines 30-44, 45-56 and Page 183 Lines 1-3; Page 180 Lines 44-56 and Page 183 Lines 1-3; Page 230 Lines 4-13; Page 231 Lines 3-18, 19-35, 36-52; Page 232 Lines 8-24, 25-41, 42-54 and Page 233 Lines 1-4; Page 236 Lines 43-55 and Page 237 Lines 1-6; Page 240 Lines 34-48; Page 242 Lines 28-49; Page 243 Lines 1-9; Page 245 Lines 7-23; Page 247 Lines 37-53; Page 248 Lines 1401
VETO MESSAGE NO. 2
Page 4, Lines 12 through 20:

The language is duplicative of language currently in the Preamble. Therefore, I am vetoing this item.

VETO MESSAGE NO. 3
Page 5, Lines 10 through 15:

This amendment provides funding from monies that are not state funds and by virtue of Article VII, Section 9C of the Constitution of the State of Louisiana are exempt from being deposited into the State Treasury. Therefore, I am vetoing this item.

VETO MESSAGE NO. 4
Page 18, Lines 8 through 14:

This amendment provides funding from monies that are not state funds and by virtue of Article VII, Section 9C of the Constitution of the State of Louisiana are exempt from being deposited into the State Treasury. Therefore, I am vetoing this item.

VETO MESSAGE NO. 5
Page 74, Lines 50 through 53:

These amendments provide for appropriations designated as “Supplementary Budget Recommendations” contigent on the abolishment of the Insure Louisiana Incentive Program Fund and an appropriation from the Budget Stabilization Fund, and upon the Delay of the Restorations of Excess Itemized Deductions and further contingent upon the recognition of additional revenue by the Revenue Estimating Conference. The Louisiana Constitution protects the security and integrity of the State Treasury by, among other means, requiring a balanced budget (“Appropriations by the legislature...shall not exceed the official forecast in effect at the time the appropriations are made.” La Const. Art. VII, §10E) and prohibiting appropriations based on contingencies (“no appropriations shall be made under the heading of contingencies...” La Const. Art. III §16A) These amendments provide for appropriations in excess of the official forecast and are based on events, including the passage of legislation, which have not occurred. Therefore, I am vetoing these items.
This language amendment does not provide additional funding, but instead, is an unfunded mandate. Therefore, I am vetoing this item.

VETO MESSAGE NO. 6
Page 166, Lines 50 through 51:

This amendment funds a Non-Governmental Organization (NGO), which did not meet the criteria established in my letter of April 27, 2009, and therefore, I am vetoing this item.

VETO MESSAGE NO. 7
Page 222, Lines 35 through 38:

I have vetoed this item to give the Legislature the opportunity to work with the higher education community to appropriate this funding through another appropriations bill to mitigate reductions and give higher education time to restructure and become more efficient.

VETO MESSAGE NO. 8 (3 Items)
Page 224, Lines 27 through 35, Page 228, Lines 1 through 4; Page 228, Lines 5-7:

I have vetoed these items to give the Legislature the opportunity to work with the higher education community to appropriate this funding with more flexible authorizing language through another appropriations bill to mitigate reductions and give higher education time to restructure and become more efficient.

VETO MESSAGE NO. 9
Page 239, Lines 53-57:

This item should be funded through higher education formula funding. Therefore, I am vetoing this item.

Sincerely,
BOBBY JINDAL
Governor

Message from the House

CONSIDERATION OF A BILL ON THIRD READING
June 24, 2009

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 779 by Representative Tucker on third reading after 6:00 P.M. on the 57th calendar day of this regular session.

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

Motion to Consider

Senator Appel moved the adoption of a motion to allow the Senate to consider House Bill No. 779 on Third Reading and Final Passage, after the 57th calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. President Gray Evans Murray
Appel Kostelka Nevers
Claitor Martiny Shaw

Total - 14

NAYS
Alario Gautreaux B McPherson
Amedee Gautreaux N Morrish
Cheek Hebert Mount
Crowe Heitmeier Riser
Dorsey Jackson Smith
Duplessis LaFleur Thompson
Erdey Long

Total - 20

ABSENT
Adley Guillory Quinn
Broome Marionneaux

Total - 5

The Chair declared that the Senate refused to grant the motion to consider House Bill No. 779 after the 57th calendar day.

Conference Committee Reports Received
June 24, 2009

Conference Committee Reports were received for the following legislative instruments:

Senate Bill Nos. 57, 140, 143, 254, 302, 303 and 347.

House Bill Nos. 76, 98, 119, 145, 352, 404, 420, 439, 522, 523, 600, 612, 629, 687, 729, 796, 820 and 827.

The Conference Committee Reports for the legislative instruments listed lie over under the rules.

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS
June 24, 2009

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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 194—
BY SENATORS BROOME, DORSEY AND GRAY EVANS
AN ACT
To enact R.S. 47:6035, relative to tax credits; to provide a credit against the corporate income tax and the corporation franchise tax for employers who allow parental involvement in schools during working hours; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 206—
BY SENATORS ADLEY, DORSEY, DUPRE, ERDEY, LONG, MARIONNEAUX AND RISER
AN ACT
To amend and reenact R.S. 47:6035, relative to tax credits; to provide a credit against the corporate income tax and the corporation franchise tax for employers who allow parental involvement in schools during working hours; to provide for an effective date; and to provide for related matters.

Reported with amendments.
To amend and reenact the introductory paragraphs of R.S. 47:6007(C)(1)(b) and (c), and R.S. 47:6007(C)(1)(c)(i) and (ii), and (5), to enact R.S. 47:6007(D)(2)(e), and to repeal R.S. 47:6007(C)(1)(d), relative to tax credits; to increase the motion picture investor tax credit; to provide with respect to the submission to the Department of Economic Development of a notarized statement by the applicant which demonstrates conformity with certain provisions of law; to provide for transfers of certain credits; to provide for the amount of payroll credit; and to provide for related matters.

Reported with amendments.

To enact Part XXIX-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.97.1 through 1299.97.4, relative to the Electronic Health Records Loan Program; to provide for findings and purpose; to provide definitions; to facilitate access to funding for acquisition and implementation of certified electronic health record technology by health care providers; and to provide for related matters.

Reported without amendments.

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

Privilege Report of the Committee on Senate and Governmental Affairs

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

June 24, 2009

To the President and Members of the Senate:

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

The following Senate Bills have been properly enrolled:

SENATE BILL NO. 9—BY SENATOR LONG  
AN ACT  
To amend and reenact R.S. 47:303(D)(1), 305(D)(1)(i) and (H), and 337.9(D)(25), and to enact R.S. 47:301(16)(q) and 47:305.50(F) and 47:321(H)(3), relative to the sales and use tax of the state and its political subdivisions; to provide for an exemption for certain property used as demonstrators; to provide an exclusion for certain component parts of immovable property; to provide with respect to the legislative intent of Act No. 632 of the 2008 Regular Session of the Legislature as it relates to sales and use tax; to establish a collaborative working group to develop certain proposals and make certain reports regarding component parts of immovable property for purposes of sales and use tax; to provide for applicability and retroactivity; to provide an exemption for certain railroad ties; and to provide for related matters.

SENATE BILL NO. 32—BY SENATOR CHAISON  
AN ACT  
To amend and reenact R.S. 15:1098.7(D), relative to the authority of the governing authority of the parish of St. John the Baptist; to expend an annual tax of one mill for a period of twenty years to fund the cost of housing juveniles; to permit the expenditure of such funds on hand and to be received for operation and maintenance cost and for construction and/or renovation of a facility to house the juvenile probation officers, judges, counselors, and other personnel associated with juvenile services; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 156—BY SENATOR LAFLEUR  
AN ACT  
To amend and reenact R.S. 22:1545(C), 1546(D), 1547(A), the introductory paragraph of R.S. 22:1547(I), R.S. 22:1551(C), 1571(A)(1), (B), (C)(4), and (E), and 1573(B), (C), (D), (E), and the introductory paragraph of R.S. 22:1573(I)(1)(a) and R.S. 44:4.1(B)(10) and to repeal R.S. 22:1545(F), 1546(B)(3), 1553(C), 1572, 1573(F)(2) and R.S. 36:686(C)(3), relative to insurance producers; to provide for exemptions to prelicensing education requirements; to provide for the fingerprinting and criminal history check of applicants; to provide for confidentiality; to provide for application for license; to provide for lines of authority for licenses; to provide for exemptions from licensing examinations; to provide for prelicensing requirements; to provide for prelicensing and continuing education programs; to abolish the Insurance Education Advisory Council; to repeal certain temporary licenses; to provide for continuing education requirements; and to provide for related matters.

SENATE BILL NO. 222—BY SENATORS ADLEY, JACKSON, MCPHERSON AND SHAW AND REPRESENTATIVES BILLIOT, HENRY BURNS, DIXON, DOERGE, DOWNS, GUINN, HOWARD, MORRIS, NORTON AND ST. GERMAIN  
AN ACT  
To amend and reenact R.S. 34:2309(9), relative to powers and authority of the Red River Waterway Commission; to adjust the uses to which the Commission's ad valorem property tax is allocated; and to provide for related matters.

SENATE BILL NO. 231—BY SENATORS N. GAUTREAUX AND THOMPSON AND REPRESENTATIVES BOBBY BADON, HARDY, HUTTER, NORTON AND THIBAUT  
AN ACT  
To amend and reenact R.S. 4:214.1, relative to horse racing; to provide for a minimum number of live quarter horse racing dates; and to provide for related matters.

SENATE BILL NO. 271—BY SENATORS NEVERS, LONG, MCPHERSON, RISER, SMITH, THOMPSON AND WALSWORTH  
AN ACT  
To enact Part IX of Chapter 28 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4421 through 4425, relative to the creation of the "Forestry Product Fairness Act"; to provide for legislative purpose; to provide relative to incentives to directly support the purchase of forestry products; to provide for promulgation of rules and regulations; to provide for definitions; and to provide for related matters.

SENATE BILL NO. 279—BY SENATOR WALSWORTH AND REPRESENTATIVE PETERSON  
AN ACT  
To enact R.S. 29:726.2, relative to the use of public facilities as emergency evacuation shelters; to provide for terms; to provide for certain entities to identify and maintain a list of public facilities suitable for use as emergency evacuation shelters; to provide for duties; and to provide for related matters.

SENATE BILL NO. 282—BY SENATOR HEBERT AND REPRESENTATIVES CORTEZ, FRANKLIN, MONICA, PEARSON, ROY AND TALBOT  
AN ACT  
To enact R.S. 22:1879, relative to disclosure of health care provider network information to consumers; to provide for reporting of certain health care related information by health care facilities, certain facility based providers, and health insurance issuers; to...
provide for duties of the Department of Insurance and the Department of Health and Hospitals; and to provide for related matters.

SENATE BILL NO. 308—
BY SENATOR MCPHerson
AN ACT
To amend and reenact R.S. 11:42(B)(5) and (11), 102(B)(1), (2)(b)(i)
SENATE BILL NO. 296—
BY SENATOR MCPHerson
AN ACT
To amend and reenact R.S. 11:42(B)(5) and (11), 102(B)(1), (2)(b)(i)
To provide for the disposition of property; and to provide for related matters.

SENATE BILL NO. 26—
BY SENATORS N. GAUTREAUX, ADLEY, ALARIO, AMEDEE, CHEEK, DORSEY, DUPLESSIS, DUPRE, G. GAUTREAUX, GRAY EVANS, HERBERT, KOSTELKA, LONG, MARIONNEAUX, MARTIN, MCPHerson, MICHOT, MORRELL, MORRISH, MURRAY, NEVERS, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES BALDOne, BARRas, BILLOIT, BURFORD, HENRY BURNS, BURRELL, CARTER, CHAMPAGNE, ELLINGTON, GISClaIR, GUNN, HOFMANN, HONEY, MONTouCET, NOWLIN, PERRY, RICHMOND, RITCHIE, ROBIDEAUX, SIMON, JANE SMITH AND TEMPLEt
AN ACT
To amend and reenact R.S. 51:2453(4), relative to the Louisiana Quality Jobs Program Act; to expand the definition of "new direct job" to include employees of a contract labor provider in certain instances; to provide for definitions; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 240—
BY SENATOR MOUNT
AN ACT
To enact R.S. 33:3811.2 and 3812(H), relative to the French Quarter-Marigny Historic Area Management District; to provide for district boundaries, purpose, governance, and funding; to provide for powers of the district and its governing board; and to provide for related matters.

SENATE BILL NO. 256—
BY SENATORS MURRAY AND DORSEY
AN ACT
To amend and reenact R.S. 25:380.161 through 167, and R.S. 1950, to be comprised of R.S. 25:380.161 through 167, and R.S. 25:380.161 through 167, and to provide for the creation of waterworks districts and subdistricts; to provide for the expansion of the board of waterworks districts and subdistricts; and to provide for related matters.

SENATE BILL NO. 281—
BY SENATORS APPel AND THOMPSON AND REPRESENTATIVE ELLINGtON
AN ACT
To enact Chapter 5-S of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.161 through 167, and to provide for funding; to provide for the disposition of property; and to provide for related matters.

SENATE BILL NO. 296—
BY SENATORS B. GAUTREAUX AND REPRESENTATIVE ROBIDEAUX
AN ACT
To amend and reenact R.S. 11:42(B)(5) and (11), 102(B)(1), (2)(b)(ii) and (ii) and (c), (3)(b) and (c), and (5), 542(A), (B), (C)(1)(introductory paragraph), (2), (3), (4)(a)(introductory paragraph), (b)(introductory paragraph), and (c), (5)(a)(i) and (b), and (E), and 883.1(A), (B), (C)(1)(introductory paragraph), (2), (3), (4)(a)(introductory paragraph), (b)(introductory paragraph), and (c), (E), and (F), to enact R.S. 11:102.1, 102.2, 542(C)(4)(d) and (e) and (F), and 883.1(C)(4)(d) and (e) and (G), and to repeal R.S. 11:542(D) and 883.1(D), relative to the liabilities of the state retirement systems; to provide for payment of such liabilities; to provide for employer contributions; to limit creation of certain additional liabilities through benefit increases; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 10—
BY SENATORS DUPRE, ADLEY AND SHAW AND REPRESENTATIVES BOBBY BADON, BALKPuNE, BILLOIT, BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, COrTEZ, GISClaIR, HONEY, GIROD JACKSON, SAM JONES, KLECKLEY, LAMBERT, LANDry, LITTLE, MILLS, MONICA, MONTouCET, MORRIS, PUGH, RICHARD, RITCHIE, ROBIDEAUX, SIMON, JANE SMITH AND WHITE
AN ACT
To amend and reenact R.S. 47:633.4(B)(2), and to enact R.S. 47:30110(ff) and (18)(p), relative to taxation related to oil production from certain crude oil tertiary recovery projects; to provide an exclusion from state and local sales and use taxes for certain tertiary recovery projects; to reduce the severance tax on oil production for certain tertiary recovery projects; and to provide for related matters.

SENATE BILL NO. 67—
BY SENATORS MCPHerson, DUPRE, N. GAUTREAUX, HEITMEIER, LONG, RISER AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, DIXON, HINES, LEGER, PEARson, RICHARD AND ROY
A JOINT RESOLUTION
Proposing to amend Article IV, Section 4 and to add Article III, Section 4(G) and Article IV, Section 21(F) of the Constitution of Louisiana, relative to state elected officials; to provide for the implementation of any income salary increase for certain state elected officials; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

SENATE BILL NO. 102—
BY SENATOR DUPLESSIS
AN ACT
To amend and reenact R.S. 33:9100.1, 9100.3(A), 9100.4(B), 9100.5, 9100.6(A), 9100.7(A) and (C), and 9100.11, to enact R.S. 33:9100.9(E), to repeal R.S. 33:9100.10, relative to the East New Orleans Neighborhood Advisory Commission; to provide for commission membership; to provide for commission jurisdiction; to provide for terms; to provide for officers and meetings; to provide for staff; to require notice from governing authority regarding zoning and building permits; to require that views of the commission be presented only by their officers; and to provide for related matters.

SENATE BILL NO. 103—
BY SENATOR DUPLESSIS
AN ACT
To enact R.S. 33:4564.7, relative to the Livingston Parish Recreation District; to provide for terms; to provide for officers and meetings; to provide for staff; to provide for the disposition of property; and to provide for related matters.

SENATE BILL NO. 119—
BY SENATOR ERDeY
AN ACT
To enact R.S. 33:4564.7, relative to the Livingston Parish Recreation District; to provide for the determination of rates charged by the corporation; and to provide for related matters.

SENATE BILL NO. 130—
BY SENATORS HERBERT, DUPRE, N. GAUTREAUX, MORRILL AND REPRESENTATIVES BALDOne, BROSEtt, COrTEZ, FRANKLIN, KLECKLEY, MONICA, PEARson AND TALBt
AN ACT
To amend and reenact R.S. 22:2303(A) and (D)(1), relative to the Louisiana Citizens Property Insurance Corporation; to provide with respect to the powers, duties, functions and responsibilities of the corporation; to provide for the determination of rates charged by the corporation; and to provide for related matters.
To repeal R.S. 39:75(F), relative to the avoidance of budget deficits; to provide for legal sales characteristics in certain parishes; to provide for restaurant "R" permits, applications and fees; to provide for definitions; to provide for qualifications; and to provide for related matters.

SENATE BILL NO. 137—
BY SENATOR JACKSON
AN ACT
To amend and reenact R.S. 36:477(C)(1) and R.S. 46:1404 and to repeal R.S. 36:474(A)(10), relative to child care facilities and child-placing agencies; to provide for the transfer of functions related to the licensure of child care facilities and child-placing agencies from the secretary of the Department of Social Services to the office of community services within the Department of Social Services; to provide for the functions of the office of community services with the Department of Social Services; to provide for the licensure of child care facilities and child-placing agencies; and to provide for related matters.

SENATE BILL NO. 179—
BY SENATOR CROWE AND THOMPSON
AN ACT
To amend and reenact R.S. 34:3494(A) and (B)(5) and (9) and 3495(B), and to enact R.S. 34:3494(B)(10), (11), and (12), and 3506(D), relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to provide relative to the jurisdiction of the authority; to increase the membership of the board of commissioners; to provide for the terms of office for the board of commissioners; to provide for budgets and financial reports of the authority; and to provide for related matters.

SENATE BILL NO. 195—
BY SENATOR KOSTELKA
AN ACT
To enact R.S. 42:1124.6, relative to financial disclosure; to require disclosure relative to campaign contributions by persons hired by statewide elected officials to serve as agency heads and by persons appointed to certain state boards and commissions; and to provide for related matters.

SENATE BILL NO. 208—
BY SENATOR AMEEDE
AN ACT
To amend and reenact R.S. 38:291(F)(2)(introductory paragraph) and (f) and 334(A), relative to levee districts; to provide relative to the Lafourche Basin Levee District; to increase the number of levee commissioners; to provide for revenue utilization; and to provide for related matters.

SENATE BILL NO. 209—
BY SENATOR WALSWORTH
A JOINT RESOLUTION
Proposing to amend Sections 2(B)(11) and (12) and to add Section 2 (B)(13) of Article X of the Constitution of Louisiana, relative to public officials and employees; to provide that the director, deputy director and all employees of the Governor's Office of Homeland Security and Emergency Preparedness shall serve in unclassified service of the state civil service; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

SENATE BILL NO. 2—
BY SENATORS CHAISON, ALARIO, BROOME, CHEEK, DONAHUE, N. GAUTREAUX, JACKSON, LAFLEUR, MICHOT, MURRAY, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVE BALDONE
AN ACT
To repeal R.S. 39:75(F), relative to the avoidance of budget deficits; to repeal the limitation on the cumulative percentage reduction in constitutionally or statutorily protected or mandated appropriations, allocations, or expenditures; and to provide for an effective date.

SENATE BILL NO. 324—
BY SENATOR LAFLEUR
AN ACT
To amend and reenact R.S. 33:2721.8, relative to the Evangeline Parish School Board; to authorize any school district in Evangeline Parish, to levy and collect an additional sales and use tax; to provide for the purpose of the tax; and to provide for related matters.

SENATE BILL NO. 95—
BY SENATORS MARTYINO AND MORRELL AND REPRESENTATIVES BILLIOT, GICLAR, LABRUSCO, LIGI, LOPINTO, TALBOT AND WILLMOTT
AN ACT
To amend and reenact R.S. 33:2536.2(B) and to enact R.S. 33:2476.4, relative to Jefferson Parish; to provide for a secretary for any municipal fire and police civil service board in Jefferson Parish; to provide for the assignment of secretarial duties for the Jefferson Parish Fire Civil Service Board; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 149—
BY SENATOR MORRELL
AN ACT
To amend and reenact R.S. 47:2244, relative to redemptions; to provide for actual costs incurred by a political subdivision; to provide for the imposition of a fee for preparation of redemption certificates; and to provide for related matters.

SENATE BILL NO. 214—
BY SENATOR MORRISH
AN ACT
To amend and reenact R.S. 22:1892(A)(3), relative to insurance; to authorize the commissioner of insurance to extend the time period for the filing of certain claims on policies covering damage that occurs during certain declared emergencies or disasters; and to provide for related matters.

SENATE BILL NO. 273—
BY SENATOR MARTIN
AN ACT
To enact R.S. 27:306(C)(5), relative to the Video Draw Poker Devices Control Law; to provide relative to licenses for truck stop facilities; to provide for an effective date; to provide for definitions; and to provide for related matters.

SENATE BILL NO. 224—
BY SENATOR N. GAUTREAUX AND REPRESENTATIVE FOIL
AN ACT
To enact Subpart B-42 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.790 through 130.793, inclusive; to provide relative to local governmental subdivisions; to authorize the creation of sustainable energy financing districts; to provide terms, conditions, procedures, and requirements; to provide for the powers and duties of the districts; to authorize certain financing concerning property within the district; to provide for property assessment and collection of such assessments within the district; and to provide for related matters.

SENATE BILL NO. 277—
BY SENATORS DUPLESSIS, ERDEY, GRAY EVANS, KOSTELKA, LONG, MARIONNEAUX, MICHOT, QUINN, RISER AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ARNOLD, BARRAS, CORTEZ, DOWNS, HENRY, HOFFMANN, HONEY, LÉGER, LIGI, RITCHIE, ROBIDEAUX AND JANE SMITH
AN ACT
To amend and reenact R.S. 47:6022, relative to digital interactive media producer tax credit; to provide terms and conditions; to provide relative to qualifications, administration and procedures; to provide an effective date; and to provide for related matters.

SENATE BILL NO. 309—
BY SENATORS GRAY EVANS AND DORSEY
AN ACT
To enact R.S. 17:17.5, relative to physical fitness; to provide for physical fitness assessments in schools; to provide for continuation of a program conducting fitness assessments; to
provide a plan for statewide implementation of such assessments; to provide for legislative intent; to provide for program participants; to provide relative to the results from such assessments; to provide for reports; to provide rules and guidelines; to provide for funding; and to provide for related matters.

SENATE BILL NO. 94—
BY SENATORS DONAHUE, APPEL, BROOME, CROWE, DORSEY, DUPLESSIS, MORRELL, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, ROBIDEAUX, SIMON, SMILEY, JANE SMITH AND THIBAUT
AN ACT
To amend and reenact R.S. 17:15(E) and to enact R.S. 14:81.2(F), relative to molestation of a juvenile; to provide for the crime of molestation of a juvenile involving an educator; to provide for penalties; to provide for definitions; to provide for reporting of criminal history; and to provide for related matters.

SENATE BILL NO. 259—
BY SENATORS KOSTELKA, ADLEY, ALARIO, AMEDEE, APPEL, BORREKE, CHAUVIN, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDIE, B. GAUTREAUX, N. GAUTREAUX, HEBERT, HEITMEIER, JACKSON, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MORSHE, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES ARNEM, CARMOY, CHANEY, DIXON, DOWNS, HARDY, RICHARDSON, RITCHIE AND PATRICIA SMITH
AN ACT
To amend and reenact R.S. 17:183.1, 183.2, and 183.3, and to repeal R.S. 17:183.4, 183.6, 183.7, 183.8, and 183.9, relative to curricula; to provide relative to high school career option programs; to provide relative to career major programs; to provide relative to a career diploma; to provide relative to program, course, and curriculum approval; to provide for waivers; to provide relative to program participation eligibility criteria; to provide relative to individual graduation plans; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 320—
BY SENATORS ALARIO, THOMPSON AND WALSWORTH
AN ACT
To amend and reenact R.S. 13:621.42.1(B), the introductory paragraph of (E)(1), and (E)(3), 998(B), the introductory paragraph of (E)(1), and (E)(3), and 1414(B), the introductory paragraph of (E)(1), and (E)(3), R.S. 30:2455 and the introductory paragraph of 2456(A), R.S. 36:401(C)(1b)(b), 405(A)(1b)(b), 405(A)(1b)(b), 642(D)(2), and the introductory paragraph of 801, R.S. 39:15.3(A), the introductory paragraph of (B), and (B)(12) through (18), R.S. 46:2122, 2123, and 2124(A) and (B), and R.S. 49:1053(B), 1054(1) and (2), and 1054.1(A) and (B)(3), to enact R.S. 36:4.1(D)(18), 408(1), 409(C)(10), 477(C)(5), and 651(BB) and R.S. 39:15.3(B)(19), and to repeal R.S. 36:4(M) and 41(B), Subpart D of Part I of Chapter 1 of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:16.1 through 16.5, and R.S. 46:2522(11), relative to the organization of the executive branch of state government; to transfer certain agencies in the executive branch of state government; to provide relative to the transfer and exercise of the powers, duties, functions, and responsibilities of certain agencies in the executive branch; to abolish the office of electronic services within the office of information technology in the division of administration; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 191—
BY SENATOR ALARIO
AN ACT
To amend and reenact R.S. 44:4.1(B)(24) and to enact R.S. 40:2020, relative to the authority of the Department of Health and Hospitals to conduct certain mortality reviews; to provide for legislative intent; to provide for definitions and duties; to provide for records; to provide for confidentiality; to provide for a public records exception; and to provide for related matters.

SENATE BILL NO. 351— (Substitute of Senate Bill No. 258 by Senator McPherson)
BY SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 48:250.3(B), (C), (D), (E), (F), (G), and (H) and to repeal R.S. 48:250.4, relative to design-build contracts; to provide for require requirements for design-build contracts of the Department of Transportation and Development; and to provide for related matters.

SENATE BILL NO. 107—
BY SENATOR CHEEK AND REPRESENTATIVE MILLS
AN ACT
To enact Chapter 10 of Title 29 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 29:781 through 792, and to repeal R.S. 29:735.2(A), relative to emergency volunteer health practitioners; to provide for definitions; to provide for the regulation of health services during a declared emergency; to provide for volunteer health practitioner registration systems; to provide for administrative sanctions; to provide for a limitation of liability for volunteer health practitioners; and to provide for related matters.

SENATE BILL NO. 223—
BY SENATORS CLAIror, APPEl, CRowE, KOSTELKA, LONG, MICHOT, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, TIM BURNS, CHAMPAGNE, CONNICK, CORTEZ, DOVE, FOIL, LITTLE, PERRY, PUGI, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, PATRICIA SMITH AND THIBAUT
AN ACT
To amend and reenact R.S. 17:416(A)(1)(i), (ii), and (vi) and (3)(e), and to enact R.S. 17:252(C), relative to the discipline of pupils; to provide relative to circumstances under which pupils may be removed from the classroom; to require principals to provide parental notification when a pupil is removed from the classroom; to allow principals to provide feedback and guidance to teachers; to authorize school boards to adopt policies relative to parental attendance at certain intervention sessions and consequences for parents who fail to comply; to require that certain students be assigned and required to complete missed school work under certain circumstances; and to provide for related matters.

SENATE BILL NO. 55—
BY SENATORS DUPRE AND MORRISH AND REPRESENTATIVES DOVE AND ST. GERMAIN
AN ACT
To amend and reenact R.S. 56:699.1, 699.2 and 699.8(B), relative to issuance of hunting licenses; to require completion of a firearm and hunter education course by certain persons; to provide for a firearm and hunter safety card; to provide with respect to persons authorized to issue hunting licenses; to prohibit certain actions; to provide for temporary firearm hunter education deferential license; to provide for nonresident temporary firearm and hunter education deferential license; to provide an effective date; and to provide for related matters.

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

ATTENDANCE ROLL CALL

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

Present
Mr. President
Adley
Alario
Ameeee
Appel
Brame
Cheek
Clairor
McPherson
Michot
Morrish
Mount
Murray
Nevers
Quinn

1407
Adjournment

On motion of Senator Thompson, at 5:55 o'clock P.M. the Senate adjourned until Thursday, June 25, 2009, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Thursday, June 25, 2009.

GLENN A. KOEPP  
Secretary of the Senate

DIANE O’QUIN  
Journal Clerk