

**DAILY PROOF OF THE OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA
THIRTY-FIRST DAY'S PROCEEDINGS**

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Thursday, May 8, 2014

The Senate was called to order at 9:00 o'clock A.M. by Hon. John A. Alario Jr., President of the Senate.

Morning Hour

CONVENING ROLL CALL

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

ROLL CALL

The roll was called with the following result:

PRESENT

Mr. President	Johns	Peacock
Allain	Kostelka	Perry
Amedee	Long	Riser
Appel	Martiny	Smith, G.
Broome	Mills	Ward
Brown	Morrell	White
Erdey	Murray	
Guillory	Nevers	
Total - 22		

ABSENT

Adley	Donahue	Peterson
Buffington	Dorsey-Colomb	Smith, J.
Chabert	Gallot	Tarver
Claitor	Heitmeier	Thompson
Cortez	LaFleur	Walsworth
Crowe	Morrish	
Total - 17		

The President of the Senate announced there were 22 Senators present and a quorum.

Prayer

The prayer was offered by Deacon Francis Froisy, 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 Peacock, the reading of the Journal was dispensed with and the Journal of May 7, 2014, was adopted.

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

May 7, 2014

To the Honorable President and Members of the Senate:

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

**SENATE BILL NO. 128—
BY SENATOR MARTINY**

AN ACT

To amend and reenact R.S. 37:2352(4), (5), (6) and (7), 2354(B), (C) and (D), 2355(B), 2357, the introductory paragraph of 2359(B), 2359(E) and (G), 2363(A), (B), (C)(3), (4), and (5), and (D) and to enact R.S. 37:2352(8), (9), and (10), 2356.2, and 2359(B)(15), relative to the State Board of Examiners of Psychologists; to provide relative to powers and duties of the board; to provide for definitions; to provide for the licensure of specialists in school psychology; to provide for the practice of a licensed specialist in school psychology; to provide for licensure and licensure renewal fees; to provide for scope of practice of specialists in school psychology; to provide for procedures, terms, and conditions; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 157—
BY SENATOR MARTINY**

AN ACT

To amend and reenact R.S. 37:2352(6) and (7), 2354(A), (B), (C), and (D), the introductory paragraph of R.S. 37:2359(B), and 2359(C), (D), (E), (F), and (G) and to enact R.S. 37:2352(8), 2356.2 and 2359(B)(15), relative to the State Board of Examiners of Psychologists; to provide for a provisional license for psychologists; to provide for fees; to provide for definitions; to provide for the renewal of a provisional license; to provide for qualifications; to provide for continuing education; to provide the denial, revocation, or suspension of a provisional license; to provide for conditions, terms, and procedures; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 326—
BY SENATOR GARY SMITH**

AN ACT

To amend and reenact R.S. 15:440.5(C), relative to electronic recordings of protected persons; to authorize certain individuals to view certain videotaped statements of a protected person; to provide with respect to copies and transcripts of the videotaped statement; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 351—
BY SENATORS THOMPSON AND DORSEY-COLOMB**

AN ACT

To amend and reenact R.S. 14:403.4(B), (C)(1), and (D)(2), relative to offenses affecting law enforcement; to provide relative to reports of burn injuries to the office of state fire marshal; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 388—
BY SENATOR THOMPSON**

AN ACT

To amend and reenact the introductory paragraph of R.S. 15:562.2, 562.3(B)(2), the introductory paragraph of 562.4(A), and 562.6 and to enact R.S. 15:562.1(3)(i) and 562.2(B), relative to the registration of arson offenders; to provide relative to definitions; to authorize the state fire marshal to promulgate rules; to increase the duration of registration for certain offenders; and to provide for related matters.

Reported with amendments.

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

May 8, 2014

Privilege Report of the Legislative Bureau

May 8, 2014

To the President and Members of the Senate:

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

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

HOUSE BILL NO. 46— BY REPRESENTATIVE HENRY BURNS AN ACT

To amend and reenact Code of Civil Procedure Articles 1911 and 4906, relative to judgments; to provide for the court's signature on judgments; to provide for the typewritten or printed name of the judge rendering judgment; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 61— BY REPRESENTATIVE POPE AN ACT

To amend and reenact R.S. 13:5554.2(C)(2) and (G)(1)(a), relative to the Livingston Parish Retired Employees' Insurance Fund; to provide relative to the administration of the Livingston Parish Retired Employees' Insurance Fund; to provide for the investment of fund monies; to provide for members of the investment advisory board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 118— BY REPRESENTATIVE HARRISON AN ACT

To amend and reenact R.S. 32:866(A)(1), relative to compulsory motor vehicle liability security; to provide relative to the prohibition of the recovery of damages in certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 160— BY REPRESENTATIVE ST. GERMAIN AN ACT

To amend and reenact R.S. 40:1472.2(7)(d) and to enact R.S. 40:1472.2(7)(e), relative to the regulation of explosives; to add "exploding or explosive target" to the definition of explosives; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 237— BY REPRESENTATIVE MACK AN ACT

To enact R.S. 13:2583(A)(2)(c), relative to constables; to provide relative to qualifications; to provide relative to the mandatory retirement age of constables in certain parishes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 413— BY REPRESENTATIVE HARRISON AN ACT

To amend and reenact R.S. 15:574.4(A)(2), relative to parole eligibility; to provide that offenders convicted of certain offenses are not eligible for parole consideration after having served a certain number of years; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 422— BY REPRESENTATIVE SHADOIN AN ACT

To amend and reenact R.S. 9:202(1), relative to authority to perform a marriage ceremony; to require a religious official to have attained the age of majority before being authorized to perform a marriage ceremony; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 445— BY REPRESENTATIVE NANCY LANDRY AN ACT

To amend and reenact Children's Code Article 1243(A)(1) and to repeal Children's Code Article 1243(C), relative to adoptions; to provide for who may petition for an intrafamily adoption; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 495— BY REPRESENTATIVE ADAMS AN ACT

To amend and reenact R.S. 40:1563.1(A), relative to the authority of certain officials to conduct investigations and make arrests; to add simple arson of a religious building to the list of offenses for which a fire marshal and other officials may conduct investigations and make arrests; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 495 by Representative Adams

AMENDMENT NO. 1 On page 1, line 2, following "(A)" insert "(3) and (4)"

AMENDMENT NO. 2 On page 1, line 7, following "(A)" change "is" to "(3) and (4) are"

AMENDMENT NO. 3 On page 1, delete line 17, in its entirety and insert "* * *

AMENDMENT NO. 4 On page 1, delete lines 18 through 20

AMENDMENT NO. 5 On page 2, delete lines 1 through 17 in their entirety

HOUSE BILL NO. 511— BY REPRESENTATIVE GUILLORY AN ACT

To amend and reenact R.S. 14:98(F), relative to operating a vehicle while intoxicated; to provide relative to multiple offenses of operating a vehicle while intoxicated; to provide relative to determinations of prior convictions of such offenses; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 539— BY REPRESENTATIVE STOKES AN ACT

To amend and reenact R.S. 6:966.1(A)(introductory paragraph), (B), and (C), and to enact R.S. 6:966.1(E) relative to default remedies; to amend the time delay for submission of a notice of repossession; to provide for the methods of submission of the

notice; to provide for proof of the notice; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 546—
BY REPRESENTATIVE BARROW
AN ACT

To enact Code of Criminal Procedure Article 883.2(D), relative to restitution payable to victims; to provide for a periodic payment plan for defendants who are indigent; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 567—
BY REPRESENTATIVE SHADWIN
AN ACT

To amend and reenact R.S. 9:4835(A) and (B), relative to the filing of security in certain civil proceedings under the Private Works Act; to provide for the form of security to be filed; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 638—
BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 15:542.1.4(A)(1), relative to sex offender registration and notification requirements; to provide relative to the crime of failure to register and notify as a sex offender or child predator; to amend the crime of failure to register and notify as a sex offender or child predator to include untimely actions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 639—
BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 15:541(12)(d) and to enact R.S. 15:541(12)(e), relative to registration and notification requirements of sex offenders and child predators; to amend the definition of criminal offense against a victim who is a minor; to require persons convicted of certain stalking offenses to register and provide notification; to provide for application; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 670—
BY REPRESENTATIVE SMITH
AN ACT

To enact R.S. 15:529.2, relative to intensive parole supervision; to authorize certain habitual offenders to participate in intensive parole supervision; to provide for applicability; to provide criteria; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 772—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 13:5554(DD), relative to the premium costs of group insurance for retired sheriffs and employees of Lafayette Parish Sheriff's Office; to provide for eligibility for payment of premium costs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 781—
BY REPRESENTATIVE THIBAUT
AN ACT

To enact Part I-E of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:745 through 745.3, relative to the reentry of offenders who are housed in parish

jails; to create an Offender Reentry Support Pilot Program; to provide for the establishment of a pilot program in Pointe Coupee Parish; to provide that the program shall be maintained by the Pointe Coupee Parish Sheriff; to provide offenders with assistance to facilitate reentry into society following incarceration; to provide for the criteria for development of the pilot program; to provide for an advisory council to assist with the implementation of the pilot program; to provide for the membership of the council; to provide for a report of program results; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 791—
BY REPRESENTATIVE KATRINA JACKSON
AN ACT

To amend and reenact R.S. 14:27(D)(2)(c) and 67(B) and Code of Criminal Procedure Article 814(A)(26) and (27) and to repeal R.S. 14:67.1, 67.2, 67.5, 67.12, 67.13, 67.14, 67.17, 67.23, and 67.27 and Code of Criminal Procedure Article 814(A)(28) and (29), relative to crimes of theft; to provide for the threshold amounts for the attempt to commit the crime of theft; to amend the penalty provisions in the crime of theft; to repeal certain theft statutes relative to livestock, animals, crawfish, timber, alligators, rental motor vehicles, motor vehicle fuel, used building components, and copper; to amend the responsive verdicts relative to these offenses; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1024—
BY REPRESENTATIVE KATRINA JACKSON
AN ACT

To repeal R.S. 40:981.3(D), relative to drug free zones; to repeal the private residence exception for violations of the Uniform Controlled Dangerous Substances Law which occur in drug free zones.

Reported without amendments.

HOUSE BILL NO. 1038—
BY REPRESENTATIVE DIXON
AN ACT

To amend and reenact Code of Criminal Procedure Article 926.1(A)(1) and (H)(3), relative to post-conviction DNA testing; to extend the time period in which to file an application for post-conviction DNA testing; to extend the time period for preservation of biological material which can be subject to DNA testing once an application for DNA testing has been served; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1052—
BY REPRESENTATIVES MORENO, BARRAS, AND BROSSETT
AN ACT

To enact Part III of Chapter 28 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2145 through 2147, relative to domestic violence; to create the Domestic Violence Prevention Commission; to provide relative to the duties, powers, membership, and meetings of the commission; to authorize commission members to appoint certain persons as proxy; to require a certain vote of the membership for legislative recommendations; to provide for legislative findings; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1157—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact Code of Criminal Procedure Articles 895(B)(3) and 900(A)(6)(a), relative to probation; to increase the length of time a person may serve in intensive incarceration as a condition of probation; to provide for sanctions for

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violations of conditions of probation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1158— BY REPRESENTATIVE BADON AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1257— (Substitute for House Bill No. 327 by Representative Lopinto) BY REPRESENTATIVE LOPINTO AN ACT

To amend and reenact Code of Criminal Procedure Articles 896 and 897, relative to probation; to provide for a procedure by which conditions of probation may be modified, changed, or discharged; to provide for a procedure by which a defendant's probation may be terminated; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1263— (Substitute for House Bill No. 47 by Representative Henry Burns) BY REPRESENTATIVE HENRY BURNS AN ACT

To amend and reenact R.S. 13:5554(Z) and 5554.1(C)(2) and (G)(1)(introductory paragraph), relative to the payment of insurance premium costs; to provide for eligibility requirements for the payment of insurance premium costs for retired sheriffs and employees of the Bossier Parish Sheriff's Office; to provide for the investment of monies into the Bossier Parish Retired Employees Insurance Fund; to provide for the creation of a board of trustees and its responsibilities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1264— (Substitute for House Bill No. 208 by Representative Hoffman) BY REPRESENTATIVE HOFFMANN AN ACT

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

Reported without amendments.

HOUSE BILL NO. 1265— (Substitute for House Bill No. 438 by Representative Greene) BY REPRESENTATIVE GREENE AN ACT

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

Reported without amendments.

Respectfully submitted, DANIEL R. MARTINY Chairman

Adoption of Legislative Bureau Report

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

Senate Resolutions on Second Reading

SENATE RESOLUTION NO. 124— BY SENATOR MORRELL A RESOLUTION

To commend Cyndi Nguyen upon receipt of a fellowship presented by the W. K. Kellogg Foundation Community Leadership Network for her exemplary efforts to broaden educational opportunities and after-school programs in New Orleans East.

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

Senate Concurrent Resolutions on Second Reading

SENATE CONCURRENT RESOLUTION NO. 125— BY SENATORS AMEDEE, GARY SMITH AND BROWN AND REPRESENTATIVES BERTHELOT, LAMBERT, SCHEXNAYDER AND PRICE A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of J. Harold Marchand.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Crowe, Erdey, Gallot, Guillory, Heitmeier, Long, Mills, Morrell, Murray, Nevers, Peacock, Perry, Riser, Smith, G., Smith, J., Walsworth, Ward, White.

Total - 25

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names like Buffington, Chabert, Claitor, Cortez, Donahue, Dorsey-Colomb, Johns, Kostelka, LaFleur, Martiny, Morrish, Peterson, Tarver, Thompson.

Total - 14

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

SENATE CONCURRENT RESOLUTION NO. 126—
 BY SENATORS GALLOT, KOSTELKA AND WALSWORTH AND REPRESENTATIVES KATRINA JACKSON, JEFFERSON, PRICE AND SHADOIN

A CONCURRENT RESOLUTION

To commend Dr. Frank G. Pogue, President of Grambling State University, for his commitment, service, singular contributions, and outstanding accomplishments and to express gratitude for his exemplary term of dedicated and highly productive public service.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Riser
Amedee	Heitmeier	Smith, G.
Appel	Long	Smith, J.
Broome	Mills	Walsworth
Brown	Murray	Ward
Crowe	Nevers	White
Total - 24		

NAYS

Total - 0

ABSENT

Buffington	Dorsey-Colomb	Morrell
Chabert	Johns	Morrish
Claitor	Kostelka	Peterson
Cortez	LaFleur	Tarver
Donahue	Martiny	Thompson
Total - 15		

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

SENATE CONCURRENT RESOLUTION NO. 127—
 BY SENATOR MORRELL

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to develop a plan for the creation of a demonstration program to coordinate and integrate the health care for persons eligible for both Medicare and Medicaid.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 8, 2014

To the Honorable President and Members of the Senate:

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

HB No. 909	HB No. 953	HB No. 1015
HB No. 1069	HB No. 1253	HB No. 1278
HB No. 1279		

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

House Bills and Joint Resolutions on First Reading

HOUSE BILL NO. 909—
 BY REPRESENTATIVE LEOPOLD
 AN ACT

To amend and reenact R.S. 44:4.1(B)(11) and to enact R.S. 22:1488, relative to disclosures by homeowner's insurers; to require insurers authorized to issue homeowner's policies in Louisiana to provide policy and premium information; to provide for the commissioner of insurance publishing aggregate information on homeowner's policies in force and the direct incurred losses of insurers; to provide for the commissioner of insurance publishing a description of the actuarial model used for homeowner's properties risk and other related data; to provide penalties for noncompliance by insurers; to provide for an exemption from the Public Records Law; and to provide for related matters.

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

HOUSE BILL NO. 953—
 BY REPRESENTATIVES LEGER, BADON, BROADWATER, BURRELL, CARMODY, DIXON, HARRISON, HUNTER, JEFFERSON, PIERRE, REYNOLDS, SMITH, ST. GERMAIN, AND WOODRUFF
 AN ACT

To amend and reenact R.S. 17:24.4(A)(4) and (F)(1) and to enact R.S. 17:24.4(F)(2), relative to statewide content standards and assessments for required subjects; to provide relative to the definition and establishment of such standards; to provide for the collection and sharing of student assessment results and information by the State Board of Elementary and Secondary Education; to provide for the use of such results and information for specified purposes including for purposes of distributing school and district letter grades; to provide for the promulgation of rules by the State Board of Elementary and Secondary Education relative to measuring student growth; to require the State Board of Elementary and Secondary Education to establish an academic support plan and determine interventions for certain failing public schools; and to provide for related matters.

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

HOUSE BILL NO. 1015—
 BY REPRESENTATIVE SCHRODER AND SENATOR CLAITOR AND REPRESENTATIVES ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, BROADWATER, BROWN, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CONNICK, COX, CROMER, DIXON, DOVE, EDWARDS, FOIL, FRANKLIN, GUILLORY, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUNTER, IVEY, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, KLECKLEY, LAMBERT, TERRY LANDRY, LEBAS, LOPINTO, LORUSSO, MACK, MILLER, MONTOU CET, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, SCHEXNAYDER, SIMON, SMITH, ST. GERMAIN, TALBOT, THIBAUT, THIERRY, THOMPSON, WHITNEY, PATRICK WILLIAMS, WILLMOTT, AND WOODRUFF
 AN ACT

To amend and reenact R.S. 17:24.4(H), 183.2(B)(1) and (C), 183.3(B)(3) and (D)(1)(introductory paragraph), (a), and (b)(i) and (ii), and 2925(A)(2) and to enact R.S. 17:24.4(K) and 183.3(D)(1)(b)(iii)(dd) and (E), relative to students with exceptionalities; to provide for a student's Individualized Education Program team to determine promotion to the next grade under certain circumstances as it relates to the student's achievement level on required state assessments; to provide for certain actions to be taken by the Individualized Education Program team under certain circumstances; to provide for participation by a student's Individualized Education Program team relative to requirements for Individual Graduation Plans and graduation; to provide relative to criteria for pursuing a

career major curriculum; to provide for the issuance of a high school diploma; to provide for rules of the State Board of Elementary and Secondary Education; to provide for the calculation of school performance scores with respect to certain students with exceptionalities; to require the state Department of Education to track the performance of students with exceptionalities and to develop and implement a monitoring and corrective action system for school systems with high rates of students with exceptionalities performing below expected levels; and to provide for related matters.

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

HOUSE BILL NO. 1069—
BY REPRESENTATIVES BROADWATER AND HENRY
AN ACT

To amend and reenact R.S. 23:1021(13)(e) through (g) and to enact R.S. 23:1021(13)(h) and (14), relative to workers' compensation; to provide with respect to average weekly wage; to provide for the calculation of average weekly wage for any professional athlete contracted as an employee who earns a variable wage under a written employment contract dependent on specific activity, job description, job status, or temporal consideration under certain circumstances; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 1253—
BY REPRESENTATIVE NANCY LANDRY
AN ACT

To amend and reenact R.S. 17:500.2(E)(2)(a), (b), and (c), 1202(E)(2)(a), (b), and (c), and 1206.2(E)(2)(a), (b), and (c), relative to powers of local public school boards and local superintendents of schools; to provide relative to requirements for extension of sick leave for school bus drivers, teachers, and school employees; and to provide for related matters.

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

HOUSE BILL NO. 1278— (Substitute for House Bill No. 79 by Representative Pearson)

BY REPRESENTATIVES PEARSON, HOFFMANN, HOLLIS, IVEY, MILLER, AND TALBOT
AN ACT

To amend and reenact R.S. 11:102(C)(1)(l) and (4)(b), 612(introductory paragraph), 613(A), 615(B), the heading of Subpart G of Part II of Chapter 3 of Subtitle IV of Title 11 of the Louisiana Revised Statutes of 1950, 3681, 3682(1), (2), (4)(a), (7), (16), (18) through (20), and (26), 3683(introductory paragraph), (1), and (3)(b), 3684(A), (D), and (F), 3685(A)(1)(a) and (2)(introductory paragraph) and (d), (B)(1), (3) through (6), and (8), (C)(1), (2), and (13), and (E), 3685.2(B)(introductory paragraph), (6) and (7), 3686(B)(1), (D)(3), and (E), 3688(D), 3688.1, 3690(A) and (B), 3690.2, 3692(A), and 3695(C)(introductory paragraph), to enact R.S. 11:102(C)(1)(m), 416(D), 612(2.f), 620.1, Subpart E of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:631, and 3682(20.1), and to repeal R.S. 11:3682(29), 3685(D), 3688(A) through (C) and (E), 3689(B) through (E), 3690 (C) and (D), 3690.1, 3691, 3693, and 3698, relative to retirement for employees of the Harbor Police Department of the Port of New Orleans; to provide relative to the merger of the Harbor Police Retirement System into the Louisiana State Employees' Retirement System; to provide for enrollment of new hires of the Harbor Police Department in the Hazardous Duty Services Plan in the Louisiana State Employees' Retirement System; to provide relative to a cooperative endeavor agreement with respect to the merger of the systems; to provide relative to the assets of the Harbor Police Retirement System; to provide relative to benefits for members of the Harbor Police Retirement System; to provide

relative to retirement benefits for new hires of the Harbor Police Department of the Port of New Orleans; to provide relative to the boards of trustees of the Louisiana State Employees' Retirement System and the Harbor Police Retirement System; to provide an effective date; and to provide for related matters.

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

HOUSE BILL NO. 1279— (Substitute for House Bill No. 247 by Representative Ortego)

BY REPRESENTATIVES ORTEGO AND DANAHAY
AN ACT

To amend and reenact R.S. 40:921(A) and 922(A) and to enact Subpart C of Part VII of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:931 through 938, relative to the sale of milk; to provide for definitions; to authorize the incidental sales of raw milk; to provide for chemical, bacteriological, and temperature standards; to provide for sanitation standards; to provide for standards for bottling, packaging, and container filling; to provide for animal health standards; to provide for recalls; to prohibit statements implying endorsement by the Department of Health and Hospitals; and to provide for related matters.

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

Rules Suspended

Senator Murray asked for and obtained a suspension of the rules to pass over House Bills on Second Reading and House Concurrent Resolutions on Second Reading.

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

SENATE BILL NO. 107—
BY SENATOR NEVERS
AN ACT

To enact Chapter 8-B of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:979.1 through 979.6, relative to the Louisiana Health Care Independence Act; to provide for the creation and administration of the Louisiana Health Care Independence Program; to provide for access to basic health insurance coverage for Louisiana citizens with certain incomes; to provide for legislative findings and intent; to provide definitions; to provide for certain waiver applications and Medicaid state plan amendments; to provide for medical assistance programs; to provide relative to funding and legislative oversight; to provide for certain eligibility factors and reports; to provide relative to termination of the program; to provide certain terms, conditions and procedures; and to provide for related matters.

Reported by substitute by the Committee on Health and Welfare. The bill was read by title; the committee substitute bill was read.

SENATE BILL NO. —(Substitute of Senate Bill No. 107 by Senator Nevers)

BY SENATOR NEVERS
AN ACT

To enact Chapter 8-B of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:979.1 through 979.6, relative to the Louisiana First America Next Freedom and Empowerment Act; to provide for the creation, implementation and administration of the Louisiana First American Next Freedom and Empowerment Plan; to provide for access to basic health insurance coverage for Louisiana citizens; to provide for legislative findings and intent; to provide for application for certain federal funds; to provide relative to funding and legislative oversight; to provide for certain eligibility factors and reports; to provide relative to termination of the plan; to provide

certain terms, definitions, conditions and procedures; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. Chapter 8-B of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:979.1 through 979.6, is hereby enacted to read as follows:

CHAPTER 8-B. LOUISIANA FIRST AMERICA NEXT FREEDOM AND EMPOWERMENT PLAN

§979.1. Title

This Chapter shall be known and may be cited as the "Louisiana First America Next Freedom and Empowerment Act".

§979.2. Definitions

As used in this Chapter, the following terms shall have the following definitions, unless the context clearly indicates otherwise:

(1) "Cost-sharing" means the portion of the cost of a covered medical service that must be paid by or on behalf of eligible individuals, consisting of copayments or coinsurance, but not deductibles.

(2) "Department" means the Department of Health and Hospitals.

(3) "Medicaid" means the medical assistance program provided for in Title XIX of the Social Security Act.

(4) "Plan" means the Louisiana First America Next Freedom and Empowerment Plan established by this Chapter.

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

§979.3. Legislative findings; purpose

A. The Legislature of Louisiana does hereby find and declare that, due to compelling moral and economic reasons, Louisiana must enact positive reforms to move the state's health care system in the right direction, because the status quo of American health care and insurance is simply not defensible.

B. The Legislature of Louisiana does hereby find and declare that Louisiana must ensure that people have access to affordable high quality health care. Our state must create a solid safety net for the poorest of the poor and the sickest of the sick. Louisiana must seek to offer to its citizens a health care system that allows the patient to be in control, working with his own doctor and other health care providers. Louisiana must work on reducing health care costs, since many of Louisiana's citizens struggle to afford health care. Louisiana must work to preserve and strengthen the safety net for the most vulnerable in our state, including those with pre-existing conditions. Louisiana must focus on enhancing patient choice, removing obstacles to portability and promoting consumer selection.

C. The Legislature of Louisiana does hereby find and declare that true health reform puts doctors and patients, not government bureaucrats, at the heart of all health policy decisions.

D. The purposes of this state in implementing the Louisiana First America Next Freedom and Empowerment Plan are as follows:

(1) To lower health care costs by providing incentives for Louisiana consumers to serve as smart health care shoppers, to save money by engaging in healthy behaviors and to take control of their health care choices.

(2) To protect the most vulnerable Louisiana citizens by targeting government resources to those most at risk in our state and by enacting reforms that would guarantee health care access to individuals with pre-existing conditions, senior citizens, individuals with disabilities and the unborn.

(3) To provide portability and choice to Louisiana consumers by offering personalized choices so that consumers can buy the health care coverage plan they want, not the plan a government bureaucrat tells them to purchase.

§979.4. Administration of the Louisiana First America Next Freedom and Empowerment Plan

A. The Department of Health and Hospitals shall create and administer the plan within the department. The department shall promulgate rules to implement this Chapter in accordance with the Administrative Procedure Act.

B. In keeping with the plan's purposes set forth in R.S. 46:979.3, the department shall on or before September 1, 2014, submit to the House and Senate committees on health and welfare and to the governor an outline specifying how it will seek to implement the following health care access reforms in Louisiana beginning January 1, 2015:

(1) Lowering the cost of health care in Louisiana, including but not limited to actions furthering the following goals:

(a) Tax equity: Giving all Louisiana consumers the same standard deduction for health insurance, regardless of whether they obtain that health insurance from an employer or on their own.

(b) A Louisiana health insurance program: Seeking any available federal funds, including but not limited to the use of federal waivers or Medicaid state plan amendments, so as to create an innovative state health insurance program that would reduce health insurance premiums to make coverage more affordable, guarantee access for individuals with pre-existing conditions, and allow the state the option of using such funds to subsidize health insurance coverage for individuals with pre-existing conditions and low-income individuals who may not receive tax savings from a health insurance deduction.

(c) Health savings accounts: Further increasing participation in the plan's innovative insurance model and enhancing the ability to contain the growth of health costs by allowing individuals to create personal health savings accounts and use those funds to pay health insurance premiums, allowing for additional flexibility in benefit design.

(d) Greater incentives for wellness: Providing insurers and employers with additional flexibility to offer incentives for healthy behaviors, and the ability to provide those incentives on a tax-free basis, in order to accelerate efforts at changing behaviors in a way that can slow health cost growth.

(e) Focus on eliminating fraud: Moving away from the existing "pay and chase" model of eliminating fraud, and seeking to target those who profit from trafficking in personal health information.

(f) Price and quality transparency: Increasing online posting of health care services price and quality data in order to empower Louisiana patients with trusted information and provide Louisiana health care providers with a greater incentive to improve their quality practices.

(2) Protecting the most vulnerable Louisiana citizens, including but not limited to actions furthering the following goals:

(a) Guaranteed access for pre-existing conditions: Demonstrating in requests to federal funding sources that, as a condition of participation in the plan, Louisiana will guarantee access for individuals with pre-existing conditions through a high-risk pool, reinsurance, or some other method ensuring those with chronic conditions can obtain needed care.

(b) Premium support: Providing cost subsidies or premium assistance so that Louisiana's senior citizens are offered more health insurance choices, while seeking to make Medicare more financially solvent and sustainable for future generations.

(c) Medicaid reforms: Seeking to work with the federal government through existing or new grant programs to demonstrate that, in exchange for a fixed funding allotment from the federal government and accountability standards, Louisiana will demonstrate flexibility in designing solutions to meet the health care needs of Louisiana citizens.

(d) Life protections: Seeking to strengthen conscience protections for businesses and medical providers.

(3) Portability and choice, including but not limited to actions furthering the following goals:

(a) Louisiana-based reforms to expand access: Reforming laws that govern medical licensure and construction of new medical facilities, in order to increase the supply of medical providers, including new options that may lower health care costs.

(b) Better access for individuals changing employers: Ending the requirement that individuals leaving their employer must exhaust COBRA continuation coverage before gaining access to the individual health insurance market, in order to

alleviate a costly mandate on businesses and ease the transition into individual health coverage for those changing jobs.

(c) Pooling mechanisms: Allowing small businesses, fraternal organizations, civic groups, alumni associations, and other similar organizations to band together and offer health insurance to their members in order to provide new options for individuals to purchase coverage that travels with them from job to job.

(d) Cross-state insurance purchasing: Seeking to work with the federal government to allow purchasing of health insurance across state lines, so as to allow Louisianians to buy the customized health insurance plan that best meets their needs.

(e) Lawsuit reform: Enacting common sense reforms to crack down on frivolous lawsuits in seeking to expand patient access and lower costs.

(f) Freedom for senior citizens to choose: Enhancing choice and competition by eliminating the arbitrary restrictions on senior citizens' choice of medical providers imposed by bureaucratic mandates, and seeking to restore the doctor-patient relationship by working with the federal government to see those onerous requirements repealed.

C. The department may work with any other state department in order to seek to effect the plan's purposes, and shall do so with all deliberate speed so as to effect these health care reforms in a timely manner.

D. The department may utilize any federal or state funding, or any other source of revenue, available to implement this plan.

E. The plan may include premium support or insurance premium subsidies for eligible individuals to enable their enrollment in a health insurance plan.

F. The department shall be specifically authorized to pay supplemental cost-sharing subsidies directly to health insurance plans or health savings accounts for participants in the plan.

G. An eligible individual offered health insurance access, enrolled in health insurance coverage or allowed to create a health savings account, shall affirmatively acknowledge the existence of all of the following facts:

(1) The plan shall not be a perpetual federal or state right or guaranteed entitlement.

(2) The plan shall be subject to cancellation upon appropriate notice.

(3) The plan shall not be an entitlement program.

H. The state may implement cost-sharing and copays, as a condition of participation in the plan, for plan participants whose earning shall exceed fifty percent of the applicable federal poverty level.

I. The department shall recommend appropriate adjustments in funding to the legislature. Adjustments shall be made by the legislature as appropriate.

J. On a quarterly basis, the department shall report to the Joint Legislative Committee on the Budget, within two weeks of the end of each quarter, information regarding the following aspects of the plan:

(1) Plan enrollment.

(2) Patient experience.

(3) Economic impact.

(4) Carrier competition.

(5) Success in avoiding uncompensated care.

§979.5. Plan outcomes; reporting requirements

A. On or before July 1, 2015, and annually thereafter, the secretary of the department shall provide to the House and Senate committees on health and welfare and to the governor a written report covering the most recent one-year period which includes at a minimum all of the items required hereafter in this Section.

B. The secretary shall make the report provided for in this Section publicly available on its Internet website.

C. The report shall include but shall not be limited to the following items:

(1) Evaluation of major barriers to access to health care by participants in the Louisiana First America Next Freedom and Empowerment Plan, and recommendations for policy changes to eliminate such barriers.

(2) Summary of successful initiatives in this state for disease prevention and early diagnosis and management of chronic conditions among participants in the plan.

(3) Such other information as the secretary deems appropriate to convey a clear and sufficiently complete assessment of the impact of the plan.

§979.6. Termination

Annually during each regular session of the legislature, the legislature shall have the authority to decide whether to continue the program.

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

On motion of Senator Heitmeier, the committee substitute bill was adopted and becomes Senate Bill No. 682 by Senator Nevers, substitute for Senate Bill No. 107 by Senator Nevers.

SENATE BILL NO. 682— (Substitute of Senate Bill No. 107 by Senator Nevers)

BY SENATOR NEVERS

AN ACT

To enact Chapter 8-B of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:979.1 through 979.6, relative to the Louisiana First America Next Freedom and Empowerment Act; to provide for the creation, implementation and administration of the Louisiana First American Next Freedom and Empowerment Plan; to provide for access to basic health insurance coverage for Louisiana citizens; to provide for legislative findings and intent; to provide for application for certain federal funds; to provide relative to funding and legislative oversight; to provide for certain eligibility factors and reports; to provide relative to termination of the plan; to provide certain terms, definitions, conditions and procedures; and to provide for related matters.

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

SENATE BILL NO. 303—

BY SENATORS AMEDEE AND MORRELL

AN ACT

To amend and reenact R.S. 42:1124.4(B)(2), relative to the Ethics Adjudicatory Board; to provide for enforcement for failure to file violations; to provide for penalties for failure to file personal financial disclosure; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 303 by Senator Amedee

AMENDMENT NO. 1

On page 1, delete lines 2 through 4 and insert

"To enact R.S. 42:1123(43), relative to the code of Governmental Ethics; to provide for an exception to the prohibition of persons being employed by a political subdivision who have served on certain boards as designees; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." delete the remainder of the line and insert "R.S. 42:1123(43) is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1 delete lines 7 through 17 and on page 2, delete lines 1 and 2 and insert the following"

"§1123. Exceptions

This Part shall not preclude:

* * *

(43) The employment of a person by a board that is created by law when the person has served as a member of the board as a designee, as authorized by law, of a mayor of a municipality with a population of three hundred thousand or more according to the latest decennial census."

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

SENATE BILL NO. 543—

BY SENATORS DONAHUE, ALLAIN, BUFFINGTON, CHABERT, CLAITOR, JOHNS, LAFLEUR, MILLS, MURRAY, TARVER AND WHITE
AN ACT

To amend and reenact R.S. 39:24(A) and (B), 34(A), 51(A)(2), and 56(A) and to enact R.S. 39:2(15.1) and 36(A)(7), relative to budgetary procedures; to define expenditures for payments to businesses and individuals; to provide for inclusion in the official forecast, the executive budget, the general appropriation bill, other appropriation bills, and the state budget of expenditures for payments to businesses and individuals; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 543 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 2, change "39:24(A) and (B), 34(A)," to "39:34(A),"

AMENDMENT NO. 2

On page 1, line 3, change "39:2(15.1) and 36(A)(7)" to "39:2(15.1) and (15.2), 24.1, 36(A)(7), and 51(A)(5)"

AMENDMENT NO. 3

On page 1, line 3, change "expenditures for" to "incentive expenditures;"

AMENDMENT NO. 4

On page 1, delete line 4, and insert "to provide for inclusion in the incentive expenditure"

AMENDMENT NO. 5

On page 1, line 6, after "budget of" delete the remainder of the line, and insert "incentive expenditures;"

AMENDMENT NO. 6

On page 1, line 7, delete "individuals;"

AMENDMENT NO. 7

On page 1, line 9, change "39:24(A) and (B), 34(A)," to "39:34(A),"

AMENDMENT NO. 8

On page 1, line 10, change "39:2(15.1) and 36(A)(7)" to "39:2(15.1) and (15.2), 24.1, 36(A)(7), and 51(A)(5)"

AMENDMENT NO. 9

On page 1, delete line 16 and 17, on page 2, delete lines 1 through 3, and insert the following:

"(15.1) "Incentive Expenditures" means the reductions of and payments from current tax collections because of the following incentive benefit statutes:

(a) Atchafalaya Trace Heritage Area Development Zone Tax Exemption (Part II of Chapter 26 of Title 25 of the Revised Statutes, comprised of R.S. 25:1226 et seq.).

(b) Brownfields Investor Tax Credit (R.S. 47:6021).

(c) Cane River Heritage Tax Credit (R.S. 47:6026).

(d) Louisiana Community Economic Development (R.S. 47:6031).

(e) Ports of Louisiana Tax Credit (R.S. 47:6036).

(f) Motion Picture Investor Tax Credit (R.S. 47:6007).

(g) Research and Development Tax Credit (R.S. 47:6015).

(h) Digital Interactive Media and Software Tax Credit (R.S. 47:6022).

(i) Louisiana Motion Picture Incentive Program (Chapter 12 of Subtitle II of Title 47 of the Revised Statutes of 1950, comprised of R.S. 47:1121 et seq.).

(j) Louisiana Capital Companies Tax Credit Program (Chapter 26 of Title 51 of the Revised Statutes of 1950, comprised of R.S. 51:1921 et seq.).

(k) New Markets Tax Credit (R.S. 47:6016).

(l) University Research and Development Parks (R.S. 17:3389).

(m) Industrial Tax Equalization Program (Chapter 1 of Subtitle V of Title 47 of the Revised Statutes of 1950, comprised of R.S. 47:3201 through 3205).

(n) Exemptions for Manufacturing Establishments (Chapter 3 of Subtitle V of Title 47 of the Revised Statutes of 1950, comprised of R.S. 47:4301 through 4306).

(o) Enterprise Zones (Chapter 21 of Title 51 of the Revised Statutes of 1950, comprised of R.S. 51:1781 et seq.).

(p) Sound Recording Investor Tax Credit (R.S. 47:6023).

(q) Urban Revitalization Tax Incentive Program (Chapter 22 of Title 51 of the Revised Statutes of 1950, comprised of R.S. 51:1801).

(r) Technology Commercialization Credit and Jobs Program (Part VI of Chapter 22 of Title 51 of the Revised Statutes of 1950, comprised of R.S. 51:2351 et seq.).

(s) Angel Investor Tax Credit Program (R.S. 47:6020).

(t) Musical and Theatrical Productions Tax Credit (R.S. 47:6034).

(u) Retention and Modernization Credit (Chapter 39-C of Title 51 of the Revised Statutes of 1950, comprised of R.S. 51:2399.1 through 2399.6).

(v) Green Jobs Industries Credit (R.S. 47:6037).

(w) Louisiana Quality Jobs Program (R.S. 51:2451 et seq.).

(x) Corporate Headquarters Relocation Program (Chapter 54 of Title 51 of the Revised Statutes of 1950, comprised of R.S. 51:3111 through 3115).

(y) Competitive Projects Payroll Incentive Program (R.S. 51:3121).

(z) Procurement Processing Company Rebate Program (R.S. 47:6351).

(aa) Rehabilitation of Historic Structures (R.S. 47:6019).

(15.2) "Current tax collections" means the current collections of the taxes imposed by Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950."

AMENDMENT NO. 10

On page 2, delete lines 5 through 29, on page 3, delete lines 1 through 14, and insert the following:

"§24.1. Incentive Expenditure Forecast

A. Beginning fiscal year 2015-2016, the Revenue Estimating Conference shall establish a forecast of incentive expenditures for each fiscal year, hereinafter referred to as the incentive expenditure forecast, which shall be derived and revised only as provided in this Section. The forecast of incentive expenditures shall include a forecast of the amount of payments from and reductions of current tax collections to be granted by each of the incentive benefit statutes provided for in R.S. 39:2(15.1) for the forecasted year. The forecast shall be an amount that is no less than the estimated amount of payments from and reductions of current tax collections which will be made by each of the incentive benefit statutes provided for in R.S. 39:2(15.1) for the forecasted fiscal year. Such forecast shall be used to provide for the statement of incentive expenditure allocations in the proposed executive budget, the general appropriation bill and other appropriation bills, and the state budget.

B. The incentive expenditure forecast shall be derived and based upon the assumption that the current law and current administrative procedures will remain in effect for the forecast period.

C. The department which administers the incentive benefit shall notify the conference when the incentive expenditure

forecast is not sufficient to meet the requirements of current law or current administrative procedures. The conference may revise the forecast as necessary.

D. The incentive expenditure forecast shall be a separate section in the official forecast and shall not be included in the estimates of the money to be received by the state general fund and dedicated funds for the current and next fiscal years which are available for appropriation.

E.(1) The Revenue Estimating Conference may utilize whatever staff, information, and technical expertise which it may determine is required to derive or revise the incentive expenditure forecast. The conference may request and shall receive from all public officers, departments, agencies, and authorities of the state such assistance and data as will enable the conference to fulfill its duties.

(2) Public officers, departments, agencies, and authorities of the state, including the Department of Revenue, the Department of Economic Development, and the Department of Culture, Recreation and Tourism, which administer an incentive expenditure program shall furnish the Revenue Estimating Conference, legislative fiscal office, and the division of administration with data reflecting the program's operations and shall prepare a report setting forth the dollar amount of incentive expenditure for each incentive benefit program administered by the respective department, agency, or authority. In order that such information may be included in the incentive expenditure forecast for the next fiscal year, such reports shall include data beginning July first of each fiscal year through the date of the report and the report shall be due monthly. An initial report detailing historical participation and applicable dollar amounts of incentive expenditures shall also be provided. The initial historical report and subsequent monthly reports shall be developed in consultation with the Revenue Estimating Conference, the legislative fiscal office, and the division of administration.

(3) In addition to the data required to be submitted in Paragraph (2) of this Subsection, each department, agency, or authority of the state, including the Department of Revenue, the Department of Economic Development, and the Department of Culture, Recreation and Tourism, which administers an incentive expenditure as defined in R.S. 39:2(15.1) shall submit to the Revenue Estimating Conference, the legislative fiscal office, and the division of administration, upon request, an estimate of incentive expenditures for each of the tax benefit statutes listed in R.S. 39:2(15.1) administered by the respective department, agency, or authority. Such estimates shall be an amount that is no less than the estimated amount of reductions of and payments to be made from current tax collections for each incentive expenditures for the current fiscal year. The participants of the conference shall work in conjunction with the respective department, agency, or authority, to finalize all estimates for presentation to the conference.

F. The incentive expenditure forecast shall be determined by the Revenue Estimating Conference through a process to be decided by the conference except that any final action establishing an incentive expenditure forecast shall be taken only pursuant to a unanimous decision by all of the conference principals.

* * *

AMENDMENT NO. 11

On page 3, line 24, after "separate" delete the remainder of the line, delete lines 25 through 29, on page 4, delete lines 1 and 2, and insert the following: "statement of incentive expenditures allocations as contained in the incentive expenditure forecast. The incentive expenditures allocations shall be stated as a separate description in the program activities of the respective department, agency, or authority of the state which administers an incentive expenditure as defined in R.S. 39:2(15.1). A statement of total incentive expenditure allocations shall also be provided in the executive budget proposal. Such incentive expenditures shall not be included as, nor counted towards the operating expenses of the relevant department, agency, or authority."

AMENDMENT NO. 12

On page 4, line 12, after "separate", delete the remainder of the line, delete lines 13 through 19, and insert the following: "statement of incentive expenditures allocations as contained in the incentive expenditure forecast. The incentive expenditures allocations shall be stated as a separate description in the program activities of the respective department, agency, or authority of the state which administers an incentive expenditure as defined in R.S. 39:2(15.1). Such incentive expenditures shall not be included as, nor counted towards the operating expenses of the relevant department, agency, or authority."

AMENDMENT NO. 13

On page 4, delete lines 22 through 29, on page 5, delete lines 1 through 7, and insert the following:

"A.

* * *

(5) The General Appropriation Bill and other appropriation bills shall include a statement of incentive expenditure allocations as contained in the incentive expenditure forecast. The incentive expenditures allocations shall be stated as a separate description in the program activities of the respective department, agency, or authority of the state which administers an incentive expenditure as defined in R.S. 39:2(15.1). Such incentive expenditures shall not be included as, nor counted towards the operating expenses of the relevant department, agency, or authority. The statement of incentive expenditure allocations shall not be deemed to be an appropriation.

* * **

AMENDMENT NO. 14

On page 5, line 17, after "include" delete the remainder of the line, delete lines 18 through 21, and insert "a statement of total incentive expenditure allocations and a statement of incentive expenditure allocations by department."

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

SENATE BILL NO. 648—

BY SENATORS DORSEY-COLOMB, AMEDEE, BROOME, BROWN, GALLOT, GUILLORY, HEITMEIER, JOHNS, KOSTELKA, MILLS, NEVERS AND WARD AND REPRESENTATIVES BARRAS, BARROW, CARTER, COX, FOIL, GREENE, HONORE, JAMES, LEGER, PONTI, SCHEXNAYDER, SMITH, ALFRED WILLIAMS AND PATRICK WILLIAMS

AN ACT

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

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed Senate Bill No. 648 by Senator Donahue

AMENDMENT NO. 1

On page 4, line 24, delete "or his designee"

AMENDMENT NO. 2

On page 4, line 26, delete "or his designee"

AMENDMENT NO. 3

On page 4, line 27, change "**A majority of**" to "**All**"

AMENDMENT NO. 4

On page 5, between lines 16 and 17, insert the following:

"(6) The district shall be subject to the Public Records Law, official journals law, Code of Governmental Ethics, and audit law pursuant to R.S. 24:513."

AMENDMENT NO. 5

On page 6, line 6, between "**property**" and "**as**" insert "**within the district**"

AMENDMENT NO. 6

On page 7, delete lines 6 through 14

AMENDMENT NO. 7

On page 7, line 15, change "**14**" to "**13**"

AMENDMENT NO. 8

On page 11, line 10, between "**board**" and the comma "," insert "**including but not limited to an ordinance adopted pursuant to Paragraph (F)(5) of this Section**"

AMENDMENT NO. 9

On page 11, line 11, change "**may**" to "**shall**"

AMENDMENT NO. 10

On page 11, line 12, change "**once**" to "**twice**"

AMENDMENT NO. 11

On page 11, line 15, delete "**such**"

AMENDMENT NO. 12

On page 11, line 16, change "**shall have**" to "**may file for**"

AMENDMENT NO. 13

On page 11, line 18, between "**whatever**" and the period "." insert "**except for fraud**"

AMENDMENT NO. 14

On page 11, line 23, between "**publication**" and the period "." insert "**unless a claim pursuant to this Section has been filed**"

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

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

HOUSE BILL NO. 24—

BY REPRESENTATIVE PEARSON
AN ACT

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

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

HOUSE BILL NO. 105—

BY REPRESENTATIVE JAMES
AN ACT

To amend and reenact R.S. 42:1111(A)(4), relative to the Code of Governmental Ethics; to increase the amount of supplemental compensation or benefits allowed to be provided to an attorney

who is a public employee who is participating in a certain bona fide Loan Repayment Assistance Program; and to provide for related matters.

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

HOUSE BILL NO. 167—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 37:711.14(B) and 711.15(A)(4)(b), relative to the Louisiana Professional Geoscience Practice Act; to provide relative to examinations prepared, administered, or graded by organizations other than the Louisiana Board of Professional Geoscientists; to extend the time period for applicants to be exempt from taking an examination for licensure; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 185—

BY REPRESENTATIVE HAVARD
AN ACT

To amend and reenact R.S. 37:1031(A) and 1033(A)(introductory paragraph), relative to care for individuals receiving certain home- and community-based services; to provide for applicability of laws relative to services rendered by direct service workers; to revise criteria for individuals who are served by direct service workers; to provide for requirements relative to authorization for direct service workers to perform certain procedures; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 185 by Representative Havard

AMENDMENT NO. 1

On page 1, delete lines 12 through 20, in their entirety, and on page 2, delete lines 1 through 15, in their entirety, and insert:

"A. The provisions of this Part shall not apply to gratuitous care provided by friends or members of the individual's family. The provisions of this Part shall apply to all direct service workers employed by a licensed agency, or employed as part of an authorized departmental self-directed program, and who attend to individuals receiving home- and community-based long-term services and who are not authorized to perform these tasks under other state laws or regulations. An individual being served shall meet the following criteria:

- (1) Is eligible for home and community-based long-term care services licensed by the Department of Health and Hospitals.
- (2) ~~Is able to self-direct the services or resides~~ Resides in a residence where there is daily monitoring by a family member, a direct service worker, or other health care provider.
- (3) Has a current plan of care.
- (4) Receives a periodic assessment by a registered nurse based on the individual's health status.
- (5) Requires assistance with medication administration or other noncomplex medical tasks.

* * *

AMENDMENT NO. 2

On page 2, line 19, after "agency" insert: "or employed as part of an authorized departmental self-directed program"

AMENDMENT NO. 3

On page 2, line 20, delete "and" and insert: ". If the direct service worker is employed as part of an authorized departmental self-directed program, the training he will receive shall be developed by

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the Department of Health and Hospitals in conjunction with the Louisiana State Board of Nursing. If the direct service worker is employed by a licensed agency he"

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

HOUSE BILL NO. 195—

BY REPRESENTATIVE SIMON

AN ACT

To enact R.S. 49:191(7) and to repeal R.S. 49:191(5)(g), relative to the Department of Children and Family Services, including provisions to provide for the re-creation of the Department of Children and Family Services and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

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

HOUSE BILL NO. 298—

BY REPRESENTATIVE GAROFALO

AN ACT

To amend and reenact R.S. 13:5722(A)(2)(a), relative to court costs in St. Bernard Parish; to provide for additional court costs in criminal matters in all courts in St. Bernard Parish; to provide for the collection and use of the additional funds; and to provide for related matters.

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

HOUSE BILL NO. 388—

BY REPRESENTATIVES KATRINA JACKSON, ADAMS, ARMES, BARRAS, BARROW, STUART BISHOP, BROADWATER, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CHAMPAGNE, CHANEY, CONNICK, COX, DANAHAY, GEYMAN, GISCLAIR, GREENE, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HOWARD, IVEY, JOHNSON, KLECKLEY, LEBAS, LORUSSO, JAY MORRIS, ORTEGO, PEARSON, PONTI, POPE, PYLANT, REYNOLDS, ROBIDEAUX, SCHRODER, SEABAUGH, SIMON, STOKES, THOMPSON, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 40:1299.35.2(A), 1299.35.2.1, and 2175.3(2) and (5), relative to abortion; to provide for requirements of physicians who perform abortions; to require delivery of certain information concerning health care facilities and services to a pregnant woman prior to abortion; to provide regulations for the practice of inducing an abortion through use of drugs or chemicals; to provide for definitions of terms in the Outpatient Abortion Facility Licensing Law; to provide for penalties; to provide for application of laws; to provide for legislative intent; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 388 by Representative Katrina Jackson

AMENDMENT NO. 1

On page 1, line 5, after "abortion;" insert "to provide relative to penalties;"

AMENDMENT NO. 2

On page 2, delete lines 22 through 24, and insert: "(c) Whoever violates the provisions of Subparagraph 2(a) of this Paragraph shall be fined not more than four thousand dollars per violation."

AMENDMENT NO. 3

On page 3, line 23, delete "direction" and insert "direct and immediate supervision"

AMENDMENT NO. 4

On page 4 delete lines 28 through 29, and on page 5 delete lines 1 through 3, and insert:

"Section 4. This Act shall be effective on September 1, 2014."

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

HOUSE BILL NO. 396—

BY REPRESENTATIVE WILLMOTT

AN ACT

To amend and reenact R.S. 37:1007(A)(2)(a)(xvi) and to repeal R.S. 37:1007(A)(2)(a)(xi) and (xiv), relative to the membership of the Nursing Supply and Demand Council; to provide for corrections in names of and to remove references to certain organizations comprising the membership of the council; and to provide for related matters.

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

HOUSE BILL NO. 459—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 42:1123(39)(a), relative to the Code of Governmental Ethics; to allow an immediate family member of a legislator to lobby the legislature under certain circumstances; and to provide for related matters.

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

HOUSE BILL NO. 486—

BY REPRESENTATIVE TALBOT

AN ACT

To enact R.S. 18:1491.4(D)(3), relative to certain contributions by certain political committees; to provide certain requirements regarding contributions to candidates and to principal campaign committees and subsidiary committees of candidates; and to provide for related matters.

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

HOUSE BILL NO. 610—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact R.S. 37:3200(9), 3205(B), 3208(B), 3209, 3210(C) and (D), 3211, and 3218, relative to radiologic technologists; to amend the definition of "radiologic technologist"; to provide for meetings of the Louisiana Radiologic Technology Board of Examiners; to provide for the qualification of applicants for licensure; to require a certification examination; to require payment of fees prior to licensure; to authorize the board to promulgate a fee schedule; to make technical changes; and to provide for related matters.

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

HOUSE BILL NO. 754—

BY REPRESENTATIVES MORENO, BADON, WESLEY BISHOP, BROSSETT, HENRY BURNS, BURRELL, EDWARDS, HARRISON, LEBAS, LEGER, ST. GERMAIN, AND WILLMOTT

AN ACT

To enact R.S. 40:978.1, relative to the prescribing and administering of an opioid antagonist for overdoses of controlled dangerous substances; to authorize a first responder to receive a prescription for naloxone; to authorize the first responder to

administer naloxone to a third party; to limit liability for the administration of naloxone by a first responder; to require training prior to receiving a prescription for naloxone; to require promulgation of best practices; and to provide for related matters.

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

HOUSE BILL NO. 770—
BY REPRESENTATIVE PRICE

AN ACT

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

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

HOUSE BILL NO. 802—
BY REPRESENTATIVE BARROW

AN ACT

To enact Part LXXV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.381 through 1300.385, relative to toxic mold; to provide for a task force to study the public health impacts of toxic mold in this state; to provide for composition, functions, and duties of the task force; to terminate the task force on a certain date; and to provide for related matters.

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

HOUSE BILL NO. 803—
BY REPRESENTATIVE BERTHELOT

AN ACT

To enact R.S. 23:1036(M), relative to workers' compensation; to provide with respect to coverage for volunteer firefighters; to provide rule making authority; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

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

AN ACT

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

provide for definitions; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 863 by Representative Danahay

AMENDMENT NO. 1

In Senate Committee Amendment No. 6, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on April 29, 2014, on page 1, line 14, change "(6)(a)" to "(6)"

AMENDMENT NO. 2

In Senate Committee Amendment No. 13, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on April 29, 2014, on page 2, line 46, after "confirmed" and before "prior to" insert "or reconfirmed"

AMENDMENT NO. 3

Delete Senate Committee Amendment Nos. 2, 3, 5, 7, 8, 9, and 12, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on April 29, 2014

AMENDMENT NO. 4

On page 1, line 6, change "49:967(A) and 968(B)(9)," to "49:968(B)(9),"

AMENDMENT NO. 5

On page 2, delete lines 27 through 29, on page 3, delete lines 1 through 11, and insert the following:

"(7)(a) Pursuant to an appropriation by the legislature, the secretary shall annually provide for an interagency transfer in the amount of one hundred and thirty-two thousand dollars to the Department of State Civil Service, Board of Tax Appeals, to be expended exclusively for the purposes of its Local Tax Division, and thereafter distribute the proceeds of the tax to the central local sales and use tax collector or, if none, the parish governing authority according to population. The central local sales and use tax collector or the parish governing authority shall at no charge distribute the tax proceeds received from the secretary to each political subdivision within the parish which levies a sales and use tax or receives a portion of the proceeds of a parishwide sales and use tax levy, in accordance with each such political subdivision's pro rata share of local sales and use tax receipts collected on all other transactions subject to local sales and use taxes during the most recent state fiscal year for which data is available within thirty days of receipt of the proceeds.

(b) The amount specified in Subparagraph (a) of this Paragraph as transferred to the Department of State Civil Service, Board of Tax Appeals, shall be increased by five thousand dollars on July 1, 2015, and on the first day of each of the four subsequent fiscal years when the amount distributed pursuant to this Subsection in the fiscal year immediately preceding that date actually exceeds the amount distributed in fiscal year 2013-2014. The amounts specified in Subparagraphs (a) and (b) of this Paragraph shall be transferred by the secretary within the first thirty days of each fiscal year and the Department of State Civil Service, Board of Tax Appeals, may retain all funds which are transferred as directed in Subparagraphs (a) and (b) of this Paragraph.

AMENDMENT NO. 6

On page 5, line 16, after "pursuant" and before "R.S. 47:337.63" insert "to"

AMENDMENT NO. 7

On page 27, line 4, change "49:967(A) and 968(B)(9) are" to "49:968(B)(9) is"

AMENDMENT NO. 8

On page 27, delete lines 6 through 14

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

HOUSE BILL NO. 869—

BY REPRESENTATIVE PONTI
AN ACT

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

Reported with amendments by the Committee on Commerce.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 869 by Representative Ponti

AMENDMENT NO. 1

On page 1, delete lines 17 through 19 and insert: "hundred eighty days after the initial license date. Passage of any post-license examination administered by any outside professional testing service shall not be required as a condition of maintaining a license. However, satisfactory completion of the post-licensing course may require passage of an examination on course content as prescribed by the commission, which may include, but not be limited to, assessment or examination directly prescribed by the commission, or vendor-designed examinations approved by the commission. Such hours shall be in"

AMENDMENT NO. 2

On page 2, delete lines 10 through 12 and insert: "hundred eighty days after the initial license date. Passage of any post-license examination administered by any outside professional testing service shall not be required as a condition of maintaining a license. However, satisfactory completion of the post-licensing course may require passage of an examination on course content as prescribed by the commission, which may include, but not be limited to, assessment or examination directly prescribed by the commission, or vendor-designed examinations approved by the commission. Such hours shall be in"

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

HOUSE BILL NO. 919—

BY REPRESENTATIVE PONTI
AN ACT

To enact R.S. 37:1367(I), relative to plumbing; to provide relative to licensing requirements for utility line work; to provide for applicability; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 994—

BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 51:2395(A)(7), relative to the Louisiana Business and Industrial Development Company Act; to provide an exception for certain financing requirements of entities licensed in this state to transact business as a business and industrial development company; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1048—

BY REPRESENTATIVES PONTI AND ORTEGO
AN ACT

To amend and reenact R.S. 37:1378(A)(3) and R.S. 40:5, 1722(B)(2), 1723(B), 1730.22(C), 1730.28(A)(1), (3)(a), and (5), and 1730.29(A)(introductory paragraph), to enact R.S. 40:4(C) and (D) and 1730.23(I), and to repeal R.S. 40:4(A)(7), 1722(D), and 1730.28(A)(3)(h); relative to the regulation of plumbing; to provide for grounds for disciplinary actions; to require the Louisiana State Uniform Construction Code Council to adopt certain provisions relative to plumbing; to provide relative to the duties of the state health officer; to provide relative to the authority of local building officials; to provide for effective dates; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1048 by Representative Ponti

AMENDMENT NO. 1

On page 1, delete lines 2 through 9 and insert the following: "To amend and reenact R.S. 40:4(A)(7), 5, 1722(B)(2), 1730.22(A) and (C), 1730.26, and 1730.28(A)(introductory paragraph), (1), (3)(a), and (5), to enact R.S. 40:4(C) and (D), 1730.23(I), 1730.26(3) and (4), 1730.28.1, 1730.28.2, 1730.28.3, and 1730.40.1, and to repeal R.S. 40:1722(D) and 1730.28(A)(3)(h), relative to the regulation of plumbing; to require the Louisiana State Uniform Construction Code Council to adopt certain provisions relative to plumbing; to provide for membership of the Louisiana State Uniform Construction Code Council; to provide relative to the duties of the state health office and the Department of Health and Hospitals; to provide relative to the authority of local building officials; to provide an exception to certain plumbing codes in instances of court orders or consent decrees; to provide for effective dates; to provide certain terms, conditions, procedures, requirements, and effects; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 11 through 21 and on page 2, delete lines 1 through 7 and insert:

"Section 1. R.S. 40:4(A)(7), 5, 1722(B)(2), 1730.22(A) and (C), 1730.26, and 1730.28(A)(introductory paragraph), (1), (3)(a), and (5) are hereby amended and reenacted and R.S. 40:4(C) and (D), 1730.23(I), 1730.26(3) and (4), 1730.28.1, 1730.28.2, 1730.28.3, and 1730.40.1 are hereby enacted to read as follows:

AMENDMENT NO. 3

On page 2, between lines 8 and 9, insert the following:
"A. The state health officer acting through the office of public health of the Department of Health and Hospitals shall prepare, promulgate, and enforce rules and regulations embodied within the state's Sanitary Code covering all matters within his jurisdiction as defined and set forth in R.S. 40:5. The promulgation of this Sanitary Code shall be accomplished in strict accordance with the provisions of the Administrative Procedure Act, and further, in conformity with the following guidelines and directives:

* * *

(7) In order to protect the public from disease and safety hazards associated with public and private building plumbing systems, including sewer gas intrusion into buildings with the potential of asphyxiation, and other health hazards and contamination of water supplies by sewage, toxic chemicals, or other similar matter, via "cross connections" and "back siphonage", the state health officer shall ~~prepare and promulgate all rules and regulations necessary be a member of the Louisiana State Uniform Construction Code Council. The state health officer shall serve on this body in order to assure safe building plumbing systems. These rules and regulations shall include, but not be limited to, the building water supply piping system, the building drain system, and the building mechanical~~

pipng system. Under this authority, a building refers to any structure built, erected, and framed of component structural parts designed for the housing, shelter, enclosure, or support of persons, animals, or property of any kind."

AMENDMENT NO. 4

On page 2, delete lines 11 and 15 and insert: "pursuant to this Section and the International Residential Code, Part VII-Plumbing, the International Residential Code, Part VII-Plumbing shall be used."

AMENDMENT NO. 5

On page 2, delete lines 20 and 23 and insert: "to supercede or circumvent the International Residential Code, Part VII-Plumbing. The building official for the parish, municipality, or"

AMENDMENT NO. 6

On page 2, line 26, after "enforce" delete "and interpret"

AMENDMENT NO. 7

On page 5, line 9, after "enforce" delete "and interpret"

AMENDMENT NO. 8

On page 5, line 13, after "enforce" delete "and interpret"

AMENDMENT NO. 9

On page 5, delete lines 21 through 29 and on page 6, delete lines 1 and 2 and insert:

"(2)(a) For residential plumbing: The International Residential Code, Part VII- Plumbing.

(b) For commercial plumbing: Part XIV (Plumbing) of the State Sanitary Code as promulgated by the secretary of the Department of Health and Hospitals."

AMENDMENT NO. 10

On page 6, between lines 5 and 6, insert the following:

"A. The Louisiana State Uniform Construction Code Council, hereinafter referred to as the "council", is hereby created and shall consist of ~~nineteen~~ twenty members, one of which shall be the state health officer, or his designee. ~~Each~~ With the exception of the state health officer, or his designee, who shall serve as virtue of his position, each member of the council shall be appointed by the governor, subject to Senate confirmation, and shall serve at the pleasure of the governor. With the exception of the state health officer, or his designee, each ~~Each~~ term for a member of the council shall be four years where a member shall serve no more than two consecutive terms. Each member of the council shall serve without compensation but shall be reimbursed for actual expenses and mileage incurred while attending council meetings in accordance with state travel regulations promulgated by the division of administration. Reimbursement shall be limited to mileage and expenses for the attendance of twelve meetings per calendar year."

AMENDMENT NO. 11

On page 6, line 9, after "code" insert ", except the Louisiana State Plumbing Code [Part XIV (Plumbing) of the State Sanitary Code]."

AMENDMENT NO. 12

On page 6, line 26, after "enforce" delete "and interpret"

AMENDMENT NO. 13

On page 6, after line 28, insert the following:

"§1730.26. Adoption and promulgation of certain building codes and standards as state uniform construction code; procedures

The council shall review, adopt, modify, and promulgate the building codes referenced in R.S. 40:1730.28 of this Part, provided that:

(1) The council shall promulgate rules and regulations to modify portions of the ~~state uniform construction code~~ State Uniform Construction Code referenced in R.S. 40:1730.28 of this Part ~~under~~ pursuant to the provisions of the Administrative Procedure Act, R.S. 49:950 et seq. Such rules and regulations may include, but not be limited to use of certain mapping systems regarding soil testing.

(2)(a) ~~The Senate and House committees on commerce~~ Senate Committee on Commerce, Consumer Protection and International Affairs and the House Committee on Commerce shall receive notice of intent to modify portions of the ~~state uniform construction code~~ State Uniform Construction Code and shall have oversight of any such modifications ~~under~~ pursuant to the provisions of the Administrative Procedure Act.

(b) ~~The Senate Committee on Commerce, Consumer Protection and International Affairs and the House Committee on Commerce and the Senate Committee on Health and Welfare and the House Committee on Health and Welfare~~ shall receive notice of intent to ~~adopt the portions of the State Uniform Construction Code relating to plumbing which are proposed by the council after August 1, 2014, and shall have oversight of the initial adoption pursuant to the provisions of the Administrative Procedure Act.~~

(2)(3) ~~The council shall review, evaluate, and update the state uniform construction code no later than five years from the date of publication of the appropriate code as provided for in R.S. 40:1730.28. The council shall submit the updated state uniform construction code to the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs for oversight and approval. Additionally, the council shall provide the members of each house of the legislature a summary of the major proposed changes to the International Residential Code at the time of submission to the oversight committees.~~

(4) ~~The council shall, pursuant to the Administrative Procedure Act, promulgate any and all rules and regulations to satisfy the requirements of any consent decree or order relative to maintaining or building a public sewage system which is entered in a federal court of competent jurisdiction. The council shall indicate in which municipalities or parishes the rules and regulations adopted pursuant to this Paragraph shall apply.~~

* * *

AMENDMENT NO. 14

On page 7, line 7, after "Electrical" insert "and Chapter 29-Plumbing Systems"

AMENDMENT NO. 15

On page 7, delete line 14 and insert: "Parts I-~~Administrative Administration~~, VII-Plumbing, and VIII-Electrical. The applicable standards"

AMENDMENT NO. 16

On page 7, delete lines 28 and 29 and on page 8 delete lines 1 through 20 and insert:

"(5)(a) The Louisiana State Plumbing Code [Part XIV (Plumbing) of the state Sanitary code] as amended by the state health officer acting through the office of public health of the Department of Health and Hospitals. Nothing in this Part shall be construed so as to prevent the state health officer from enforcing Part XIV (Plumbing) of the state Sanitary Code the enforcement of which is his statutory and regulatory responsibility. The state health officer may provide the council with recommended amendments to the plumbing provisions adopted pursuant to this Section. All recommended amendments provided to the council by the state health officer shall be presented to the council for review. The council shall review recommended amendments and vote on whether or not to adopt such amendments at the next regularly scheduled meeting of the council, but no sooner than thirty days from receipt.

(b) Nothing in this Paragraph nor any rules adopted pursuant thereto shall lessen the licensing qualifications and requirements provided in R.S. 37:1361 et seq.

* * *

§1730.28.1. Back flow prevention; rule adoption

A method of back flow prevention shall be required to prevent water from flowing back into the public water system in all new construction. The Louisiana State Uniform Construction Code Council shall adopt rules and regulations in accordance with the Administrative Procedure Act to implement the provisions of this Section.

§1730.28.2. Miscellaneous plumbing prohibitions and requirements

A. Plumbing vent systems using air admittance valves shall be prohibited.

B. A trap seal primer valve shall be installed where a trap seal is subject to loss by evaporation.

§1730.28.3. Authority of the Department of Health and Hospitals

A. Nothing in this Chapter or any rule or regulation adopted pursuant to this Chapter shall prohibit the Department of Health and Hospitals from the following:

(1) Regulating stored water temperatures through enforcement of the Sanitary Code.

(2) Regulating medical gas and medical vacuum systems.

§1730.40.1. Plumbing provisions of or adopted pursuant to this Part; court orders or consent decrees

Any order or consent decree entered in the lawsuit entitled United States, et al. v. Sewage and Water Board of New Orleans, et al., Civil Action No. 2:93-CV-3212-MVL, in the United States District Court for the Eastern District of Louisiana, shall supercede the plumbing provisions of this Part or plumbing provisions adopted pursuant to this Part."

AMENDMENT NO. 17

On page 8, delete lines 21 through 29 in their entirety and insert the following:

"Section 2. R.S. 40:1722(D) and 1730.28(A)(3)(h) are hereby repealed in their entirety."

AMENDMENT NO. 18

On page 9, delete lines 1 through 5 and insert:

"Section 3. Sections 1, except for the provisions of R.S. 40:4(A)(7), 1730.22(A), 1730.26, and 1730.28 as amended by Section 1 of this Act, and 2 of this Act shall be effective sixty days following the promulgation and adoption of the International Residential Code, Part VII-Plumbing."

AMENDMENT NO. 19

On page 9, delete line 6 and insert:

Section 4(A). This Section, Sections 3, and the provisions of R.S. 40:4(A)(7), 1730.22(A), 1730.26, and 1730.28(A)"

AMENDMENT NO. 20

On page 9, line 7, after "by" delete "Section 2" and inset "Section 1"

AMENDMENT NO. 21

On page 9, line 13, after "until" change "sixty" to "ninety"

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

HOUSE BILL NO. 1121—

BY REPRESENTATIVE DANAHAY
AN ACT

To enact R.S. 44:3.3, relative to public records; to provide an exemption for certain commercially sensitive information of a public power authority; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 1200—

BY REPRESENTATIVE STOKES
AN ACT

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

program; to provide for contractor oversight and penalties; to provide for promulgation of rules; to require submittal of Medicaid state plan amendments; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 1259— (Substitute for House Bill No. 661 by Representative Price)

BY REPRESENTATIVE PRICE
AN ACT

To amend and reenact R.S. 6:667.3, R.S. 13:3733.1(A)(1), (E), and (G), and Code of Civil Procedure Articles 2636 and 2637(A) and (C) and to enact Code of Civil Procedure Article 2637(F), relative to reproductions of records retained by financial institutions and usage thereof; to provide for the recognition of reproductions as authentic evidence; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 1259 by Representative Price

AMENDMENT NO. 1

On page 1, line 3, after "to enact" insert "R.S. 13:3733.1(K) and"

AMENDMENT NO. 2

On page 1, line 18, after "reenacted" inset "and R.S. 13:3733.1(K) is hereby enacted"

AMENDMENT NO. 3

On page 4, between lines 9 and 10 insert:

"K. Except as provided in Subsection H of this Section, the provisions of this Section that authorize the use of a reproduction shall not apply to a collateral mortgage note as defined in R.S. 10:9-102(d)(3)."

AMENDMENT NO. 4

On page 6, line 2, after "or if the" insert "conventional mortgage or"

AMENDMENT NO. 5

On page 6, line 5, after "submitted" delete the remainder of the line and delete lines 6 through 8 and on line 9 delete "13:3773.1(E), that may be attached as an exhibit to the petition" and insert: "with the original or supplemental petition, along with the original or reproduction of the note, bond, handnote, or other evidence representing the actual indebtedness, attached as an exhibit. A reproduction of the note, bond, handnote, or other evidence representing the actual indebtedness shall be certified by a representative of a financial institution pursuant to the provisions of R.S. 13:3733.1(E)."

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

HOUSE BILL NO. 1267— (Substitute for House Bill No. 570 by Representative Stokes)

BY REPRESENTATIVES STOKES AND ADAMS
AN ACT

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

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title and referred to the Legislative Bureau.

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

BY REPRESENTATIVE HENRY

AN ACT

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

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

Rules Suspended

Senator Guillory asked for and obtained a suspension of the rules to take up at this time:

**House Bills and Joint Resolution
Just Advanced to a
Second Reading**

HOUSE BILL NO. 1278— (Substitute for House Bill No. 79 by Representative Pearson)

BY REPRESENTATIVES PEARSON, HOFFMANN, HOLLIS, IVEY, MILLER, AND TALBOT

AN ACT

To amend and reenact R.S. 11:102(C)(1)(l) and (4)(b), 612(introductory paragraph), 613(A), 615(B), the heading of Subpart G of Part II of Chapter 3 of Subtitle IV of Title 11 of the Louisiana Revised Statutes of 1950, 3681, 3682(1), (2), (4)(a), (7), (16), (18) through (20), and (26), 3683(introductory paragraph), (1), and (3)(b), 3684(A), (D), and (F), 3685(A)(1)(a) and (2)(introductory paragraph) and (d), (B)(1), (3) through (6), and (8), (C)(1), (2), and (13), and (E), 3685.2(B)(introductory paragraph), (6) and (7), 3686(B)(1), (D)(3), and (E), 3688(D), 3688.1, 3690(A) and (B), 3690.2, 3692(A), and 3695(C)(introductory paragraph), to enact R.S. 11:102(C)(1)(m), 416(D), 612(2.1), 620.1, Subpart E of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:631, and 3682(20.1), and to repeal R.S. 11:3682(29), 3685(D), 3688(A) through (C) and (E), 3689(B) through (E), 3690(C) and (D), 3690.1, 3691, 3693, and 3698, relative to retirement for employees of the Harbor Police Department of the Port of New Orleans; to provide relative to the merger of the Harbor Police Retirement System into the Louisiana State Employees' Retirement System; to provide for enrollment of new hires of the Harbor Police Department in the Hazardous Duty Services Plan in the Louisiana State Employees' Retirement System; to provide relative to a cooperative endeavor agreement with respect to the merger of the systems; to provide relative to the assets of the Harbor Police Retirement System; to provide relative to benefits for members of the Harbor Police Retirement System; to provide relative to retirement benefits for new hires of the Harbor Police Department of the Port of New Orleans; to provide relative to the boards of trustees of the Louisiana State Employees' Retirement System and the Harbor Police Retirement System; to provide an effective date; and to provide for related matters.

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

Special Order of the Day No. 1

**SENATE BILL NO. 520—
BY SENATOR DONAHUE**

AN ACT

To amend and reenact R.S. 17:3048.1(C)(5) and to enact R.S. 17:3046.3 and 3048.1(A)(1)(b)(iii), (c)(iv), and (d)(iii), relative to financial assistance for certain postsecondary students; to provide relative to the Taylor Opportunity Program for Students; to revise the academic requirements for initial eligibility to receive certain program awards; to provide with respect to funding for the Louisiana GO Grant program; to provide for effectiveness; and to provide for related matters.

On motion of Senator Donahue, Senate Bill No. 520 was made Special Order of the Day No. 1 on Monday, May 12, 2014.

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

Bagneris Rule

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

Without objection, so ordered.

SENATE BILL NO. 524—

BY SENATORS WALSWORTH, GULLORY AND LAFLEUR AND REPRESENTATIVES CARTER AND LEGER

AN ACT

To amend and reenact R.S. 15:587.1(A)(1)(a), R.S. 36:474(A)(11) and 477(B)(1), R.S. 46:1401, 1402, 1402.1, 1403, 1404(A), 1405, 1406, 1407, 1414.1, 1415, 1417, 1418(A), 1419, 1420(A), 1421, 1422, 1423, 1427, 1428, and 1430, to enact R.S. 17:407.26, Part X-B of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:407.31 through 407.53, Part X-C of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:407.61 through 407.72, and Part X-D of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:407.81 through 407.84, and to repeal R.S. 46:1414, 1426, 1429, and 1445 through 1448, relative to early learning center licensing; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Re-reengrossed Senate Bill No. 524 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 16, change "**R.S.17:**" to "**and**"

AMENDMENT NO. 2

On page 3, line 3, change "**federal**" to "**United States**"

AMENDMENT NO. 3

On page 20, line 15, change "**designee**" to "**designees**"

AMENDMENT NO. 4

On page 20, line 22, following "**Maternal**" insert "**and**"

AMENDMENT NO. 5

On page 20, line 27, change "**Office of Sanitarian Services**" to "**office of sanitarian services**"

AMENDMENT NO. 6

On page 21, line 21, following "**Care**" insert "**and**"

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AMENDMENT NO. 7

On page 22, line 11, following "Early" insert "Childhood"

AMENDMENT NO. 8

On page 24, line 16, change "federal" to "United States"

AMENDMENT NO. 9

On page 24, line 25, change "and/or" to "and"

AMENDMENT NO. 10

On page 25, line 13, change "and/or" to "or"

AMENDMENT NO. 11

On page 28, line 12, change "federal" to "United States"

AMENDMENT NO. 12

On page 29, line 22, change "consider" to "include"

AMENDMENT NO. 13

On page 36, line 27, change "and is" to ", which shall be"

AMENDMENT NO. 14

On page 37, line 2, following "of" and before "number" insert "the"

AMENDMENT NO. 15

On page 37, line 3, and before "amount of" insert "the"

AMENDMENT NO. 16

On page 45, line 18, delete "or agency"

AMENDMENT NO. 17

On page 46, line 7, change "of" to "or"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Walsworth proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Reengrossed Senate Bill No. 524 by Senator Walsworth

AMENDMENT NO. 1

On page 46, line 7, change "of" to "or"

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:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Appel	Heitmeier	Riser
Broome	LaFleur	Smith, G.
Brown	Long	Smith, J.
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	Ward
Donahue	Murray	White

Total - 30

NAYS

Total - 0

ABSENT

Amedee	Dorsey-Colomb	Morrish
Buffington	Johns	Peterson
Chabert	Kostelka	Tarver
Total - 9		

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

SENATE BILL NO. 591— BY SENATOR MORRELL

AN ACT

To enact R.S. 40:600.66(B)(5), relative to the Road Home Corporation and the Louisiana Land Trust; to provide for the disposition of certain properties by the Road Home Corporation, the Louisiana Land Trust, or certain other housing assistance programs; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 591 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 15, change "Action Plan amendments" to "amendments to The Road Home Program's Action Plan"

AMENDMENT NO. 2

On page 1, line 16, change "Properties" to "properties"

AMENDMENT NO. 3

On page 2, line 6, following "nonprofit" insert "entities"

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments

Senator Morrell proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed Senate Bill No. 591 by Senator Morrell

AMENDMENT NO. 1

On page 1, at the beginning of line 15, after "(5)" insert "(a)"

AMENDMENT NO. 2

On page 2, after line 6, insert:

"(b) The provisions of Subparagraph (a) of this Paragraph shall not apply to any "lot next door program" that provides an opportunity to owners of property that share a common boundary with a former Road Home property to purchase the property."

On motion of Senator Morrell, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Peacock
Adley	Gallot	Perry
Allain	Guillory	Peterson
Amedee	Heitmeier	Riser
Appel	Kostelka	Smith, G.
Broome	LaFleur	Smith, J.
Brown	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	Ward
Crowe	Morrell	White
Donahue	Murray	
Dorsey-Colomb	Nevers	
Total - 34		

Total - 0

NAYS

ABSENT

Buffington	Johns	Tarver
Chabert	Morrish	
Total - 5		

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

SENATE BILL NO. 639—
BY SENATORS PERRY AND WALSWORTH
AN ACT

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

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 639 by Senator Perry

AMENDMENT NO. 1
On page 2, line 2, change "word" to "acronym"

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Donahue	Murray	White
Total - 33		
	NAYS	
Total - 0		
	ABSENT	
Buffington	Johns	Morrish
Chabert	LaFleur	Tarver
Total - 6		

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

SENATE BILL NO. 570—
BY SENATOR LONG
AN ACT

To enact R. S. 31:149(I), relative to the prescription of nonuse; to provide for a twenty-year prescription period for mineral rights reserved in a transfer in connection with a state economic development project; to provide terms, conditions, and requirements; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Peacock
Adley	Erdey	Perry
Allain	Gallot	Peterson
Amedee	Guillory	Riser
Appel	Kostelka	Smith, G.
Broome	Long	Smith, J.
Brown	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	Ward
Crowe	Murray	White
Donahue	Nevers	
Total - 32		

Total - 0

NAYS

ABSENT

Buffington	Johns	Tarver
Chabert	LaFleur	
Heitmeier	Morrish	
Total - 7		

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

SENATE BILL NO. 583—
BY SENATOR GUILLORY
AN ACT

To amend and reenact R.S. 13:2582(A)(2) and 2583(A)(2), relative to officers of justice of the peace courts; to remove certain exceptions from age requirements to serve or run for such offices; and to provide for related matters.

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

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ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Claitor, Cortez, Crowe, Donahue, Dorsey-Colomb, Erdey, Gallot, Guillory, Kostelka, Long, Martiny, Mills, Morrell, Murray, Nevers, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Thompson, White. Total - 30

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Buffington, Chabert, Heitmeier, Johns, LaFleur, Morrish, Tarver, Walsworth, Ward. Total - 9

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

Rules Suspended

Senator Kostelka asked for and obtained a suspension of the rules to pass over House Concurrent Resolutions Reported by Committee.

House Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

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

Without objection, so ordered.

HOUSE BILL NO. 951— BY REPRESENTATIVE FOIL

AN ACT

To enact R.S. 33:9097.22, relative to East Baton Rouge Parish; to create the University Acres Crime Prevention and Neighborhood Improvement District within the parish; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

Floor Amendments

Senator Claitor proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 951 by Representative Foil

AMENDMENT NO. 1

On page 5, line 11 after "per year." delete the remainder of the line and delete lines 12 through 14

On motion of Senator Claitor, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Claitor, Cortez, Crowe, Dorsey-Colomb, Erdey, Gallot, Guillory, Heitmeier, Kostelka, Long, Martiny, Mills, Morrell, Murray, Nevers, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Thompson, Walsworth, White. Total - 31

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Buffington, Chabert, Donahue, Johns, LaFleur, Morrish, Tarver, Ward. Total - 8

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

HOUSE BILL NO. 972— BY REPRESENTATIVE HOLLIS

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Claitor, Cortez, Crowe, Dorsey-Colomb, Erdey, Gallot, Guillory, Heitmeier, Kostelka, Long, Martiny, Mills, Morrell, Murray, Nevers, Peacock, Perry, Peterson, Riser, Smith, G., Smith, J., Thompson, Walsworth, White. Total - 31

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Buffington, Chabert, Donahue, Johns, LaFleur, Morrish, Tarver, Ward. Total - 8

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

HOUSE BILL NO. 975—

BY REPRESENTATIVE WESLEY BISHOP
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Amedee	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Kostelka	Smith, G.
Brown	Long	Smith, J.
Claitor	Martiny	Thompson
Cortez	Mills	Walsworth
Crowe	Morrell	White
Total - 30		

NAYS

Total - 0

ABSENT

Buffington	Johns	Riser
Chabert	LaFleur	Tarver
Donahue	Morrish	Ward
Total - 9		

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

HOUSE BILL NO. 984—

BY REPRESENTATIVE PIERRE
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock

Allain	Gallot	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	Long	Smith, J.
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	White
Crowe	Murray	
Total - 32		

NAYS

Total - 0

ABSENT

Buffington	LaFleur	Ward
Donahue	Morrish	
Guillory	Tarver	
Total - 7		

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

HOUSE BILL NO. 1042—

BY REPRESENTATIVE RITCHIE
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Murray
Adley	Dorsey-Colomb	Nevers
Allain	Gallot	Peacock
Amedee	Heitmeier	Perry
Appel	Johns	Peterson
Broome	Kostelka	Riser
Brown	Long	Smith, G.
Chabert	Martiny	Thompson
Claitor	Mills	Walsworth
Cortez	Morrell	White
Total - 30		

NAYS

Total - 0

ABSENT

Buffington	Guillory	Smith, J.
Donahue	LaFleur	Tarver
Erdey	Morrish	Ward
Total - 9		

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

HOUSE BILL NO. 1046—

BY REPRESENTATIVES LEOPOLD, BILLIOT, GAROFALO, AND HARRISON

AN ACT

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

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penalties for mislabeling oysters; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dorsey-Colomb, Murray. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Chabert, Claitor, Cortez, Crowe and their counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, LaFleur, Tarver. Lists names like Buffington, Donahue and their counts.

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

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

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

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Erdey, Nevers. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Chabert, Cortez, Crowe, Dorsey-Colomb and their counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Johns, Ward. Lists names like Buffington, Chabert and their counts.

Table with 2 columns: Name, Tarver. Lists names like Donahue and their counts.

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

HOUSE BILL NO. 9— BY REPRESENTATIVE EDWARDS AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dorsey-Colomb, Murray. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Claitor, Cortez, Crowe, Donahue and their counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Heitmeier, Tarver. Lists names like Buffington, Chabert and their counts.

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

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

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Erdey, Nevers. Lists names like Mr. President, Adley, Allain, Amedee, Appel, Broome, Brown, Claitor, Cortez and their counts.

Crowe	Mills	White
Donahue	Morrell	
Dorsey-Colomb	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Buffington	Morrish	Ward
Chabert	Tarver	
Total - 5		

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

HOUSE BILL NO. 42—
BY REPRESENTATIVE PEARSON
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Appel	Heitmeier	Peterson
Broome	Kostelka	Riser
Brown	Long	Smith, G.
Claitor	Martiny	Smith, J.
Cortez	Mills	Thompson
Crowe	Morrell	Walsworth
Dorsey-Colomb	Murray	White
Total - 30		

NAYS

Total - 0

ABSENT

Amedee	Donahue	Morrish
Buffington	Johns	Tarver
Chabert	LaFleur	Ward
Total - 9		

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

HOUSE BILL NO. 102—
BY REPRESENTATIVE FOIL
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Nevers
Adley	Gallot	Peacock
Allain	Guillory	Perry
Amedee	Heitmeier	Peterson
Appel	Johns	Riser
Broome	Kostelka	Smith, G.
Brown	LaFleur	Smith, J.
Claitor	Long	Thompson
Cortez	Martiny	Walsworth
Crowe	Mills	Ward
Donahue	Morrell	White
Dorsey-Colomb	Murray	
Total - 35		

NAYS

Total - 0

ABSENT

Buffington	Morrish
Chabert	Tarver
Total - 4	

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

HOUSE BILL NO. 177—
BY REPRESENTATIVE CHAMPAGNE
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	White
Crowe	Morrell	
Donahue	Murray	
Total - 34		

NAYS

Total - 0

ABSENT

Buffington	Morrish	Ward
LaFleur	Tarver	
Total - 5		

May 8, 2014

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

HOUSE BILL NO. 196—

BY REPRESENTATIVE SMITH AN ACT

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

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:

YEAS

Mr. President Dorsey-Colomb Nevers
Adley Erdey Peacock
Allain Gallot Perry
Amedee Guillory Peterson
Appel Heitmeier Riser
Broome Johns Smith, G.
Brown Kostelka Smith, J.
Buffington Long Thompson
Claitor Martiny Walsworth
Cortez Mills White
Crowe Morrell
Donahue Murray
Total - 34

NAYS

Total - 0

ABSENT

Chabert Morrish Ward
LaFleur Tarver
Total - 5

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.

HOUSE BILL NO. 210—

BY REPRESENTATIVE JEFFERSON AN ACT

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

Floor Amendments

Senator Walsworth proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Reengrossed House Bill No. 210 by Representative Jefferson

AMENDMENT NO. 1

On page 2, line 6 after "which" delete the remainder of the line and at the beginning of page 2, line 7 delete "period of not less than twelve months" and insert "is or can be expected to be permanently irreversible"

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:

YEAS

Mr. President Donahue Morrell
Adley Dorsey-Colomb Murray
Allain Erdey Nevers
Amedee Gallot Peacock
Appel Guillory Perry
Broome Heitmeier Peterson
Brown Johns Smith, G.
Buffington Kostelka Smith, J.
Chabert LaFleur Thompson
Claitor Long Walsworth
Cortez Martiny White
Crowe Mills
Total - 35

NAYS

Total - 0

ABSENT

Morrish Tarver
Riser Ward
Total - 4

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.

HOUSE BILL NO. 398—

BY REPRESENTATIVE STOKES AN ACT

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

Floor Amendments

Senator Martiny proposed the following amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed House Bill No. 398 by Representative Stokes

AMENDMENT NO. 1

On page 2, line 2, after "Kenner," insert "for an initial term of thirty years with four options to renew, with each renewal being for a period of ten years,"

AMENDMENT NO. 2

On page 2, line 11, after "committee." delete the remainder of the line and delete lines 12 and 13 and insert: "No award shall be made to the responsible offerer unless the East Jefferson Levee District certifies to the city of Kenner that the proposal does not create a negative impact on hurricane and flood protection for the parish of Jefferson.

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Morrish	Tarver	Ward
Total - 3		

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

HOUSE BILL NO. 417—
BY REPRESENTATIVE LOPINTO
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Morrish	Tarver	Ward
Total - 3		

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

HOUSE BILL NO. 514—
BY REPRESENTATIVE HENRY
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Nevers
Adley	Erdey	Peacock
Allain	Gallot	Perry
Amedee	Guillory	Peterson
Appel	Heitmeier	Riser
Broome	Johns	Smith, G.
Brown	Kostelka	Smith, J.
Claitor	LaFleur	Thompson
Cortez	Long	Walsworth
Crowe	Mills	White
Donahue	Murray	
Total - 32		

NAYS

Total - 0

ABSENT

Buffington	Morrell	Ward
Chabert	Morrish	
Martiny	Tarver	
Total - 7		

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

HOUSE BILL NO. 534—
BY REPRESENTATIVE SHADOIN
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dorsey-Colomb	Murray
Adley	Erdey	Nevers
Allain	Gallot	Peacock
Appel	Guillory	Perry
Broome	Heitmeier	Peterson
Brown	Johns	Riser
Buffington	Kostelka	Smith, G.
Chabert	LaFleur	Smith, J.
Claitor	Long	Thompson
Cortez	Martiny	Walsworth
Crowe	Mills	White
Donahue	Morrell	
Total - 35		

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NAYS

Total - 0

ABSENT

Amedee Tarver
Morrish Ward
Total - 4

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

HOUSE BILL NO. 535—

BY REPRESENTATIVE SHADOIN
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Crowe	Murray
Adley	Donahue	Peacock
Allain	Dorsey-Colomb	Perry
Amedee	Erdey	Peterson
Appel	Gallot	Riser
Broome	Guillory	Smith, G.
Brown	Heitmeier	Smith, J.
Buffington	Johns	Thompson
Chabert	Long	Walsworth
Claitor	Martiny	White
Cortez	Mills	
Total - 32		

NAYS

Total - 0

ABSENT

Kostelka Morrish Ward
LaFleur Nevers
Morrell Tarver
Total - 7

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

HOUSE BILL NO. 578—

BY REPRESENTATIVE COX
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Donahue	Murray
Adley	Dorsey-Colomb	Nevers
Allain	Erdey	Peacock
Amedee	Gallot	Perry
Appel	Guillory	Peterson
Broome	Heitmeier	Riser
Brown	Johns	Smith, G.
Buffington	Kostelka	Smith, J.
Chabert	Long	Thompson
Claitor	Martiny	Walsworth
Cortez	Mills	White
Crowe	Morrell	
Total - 35		

NAYS

Total - 0

ABSENT

LaFleur Tarver
Morrish Ward
Total - 4

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

Rules Suspended

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

Introduction of Senate Resolutions

SENATE RESOLUTION NO. 125—

BY SENATORS PERRY, CORTEZ, MILLS AND GUILLORY
A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Jerry F. Meaux, chairman of the Louisiana Racing Commission.

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

Introduction of Senate Concurrent Resolutions

SENATE CONCURRENT RESOLUTION NO. 128—

BY SENATOR BROWN
A CONCURRENT RESOLUTION

To urge and request the Louisiana High School Athletic Association to study current practices of member high schools relative to the awarding of athletic letters, jackets, patches, and other indicia to student athletes in recognition of team participation in sports for which athletic letters are awarded.

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

SENATE CONCURRENT RESOLUTION NO. 129—

BY SENATOR ALARIO
A CONCURRENT RESOLUTION

To commend Cheryl Elliott Gaudin, longtime legislative assistant to Senate President John A. Alario Jr., for her distinguished career and to congratulate her upon the occasion of her retirement after forty-two years of outstanding public service to the state of Louisiana.

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

SENATE CONCURRENT RESOLUTION NO. 130—

BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To designate May 14, 2014, as Louisiana Housing Council Day at the Legislature and commend the organization for its accomplishments.

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

**Senate Resolutions on
Second Reading,
Subject to Call**

Called from the Calendar

Senator Heitmeier asked that Senate Resolution No. 114 be called from the Calendar.

SENATE RESOLUTION NO. 114—

BY SENATOR HEITMEIER

A RESOLUTION

To recognize May 2014 as "International Internal Audit Awareness Month" in the Senate of the Legislature of Louisiana.

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

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules to recall Senate Bill No. 647 from the Committee on Health and Welfare.

SENATE BILL NO. 647—

BY SENATOR HEITMEIER

AN ACT

To enact Subpart C of Part XIII of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:460.81, relative to Medicaid; to provide relative to health information exchanges; to provide relative to legislative findings; to provide for reporting and coordination; to provide relative to confidentiality; and to provide for related matters.

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

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules to recall Senate Bill No. 495 from the Committee on Health and Welfare.

SENATE BILL NO. 495—

BY SENATOR HEITMEIER

AN ACT

To enact Subpart C of Part II of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2115.31, relative to a public benefit assessment; to provide for a public benefit assessment process; to provide the department with rule making authority; to provide the department with criteria to consider in the assessment process; and to provide for related matters.

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 8, 2014

To the Honorable President and Members of the Senate:

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

HCR No. 135

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

**House Concurrent Resolutions
on First Reading**

HOUSE CONCURRENT RESOLUTION NO. 135—

BY REPRESENTATIVE SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to establish partnerships with universities in the state of Louisiana in order to provide access to individual therapy and drug treatment for inmates at the Louisiana Correctional Institute for Women.

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

Senator Broome in the Chair

Rules Suspended

Senator Brown asked for and obtained a suspension of the rules to take up at this time:

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

Called from the Calendar

Senator Brown asked that Senate Bill No. 282 be called from the Calendar.

SENATE BILL NO. 282—

BY SENATOR BROWN

AN ACT

To enact R.S. 38:326.3, relative to special districts; to provide relative to combined police authority within and by and between the Port of South Louisiana, the Lafourche Basin Levee District, and the Pontchartrain Levee District; to provide relative to the jurisdiction, personnel, equipment, costs, and administrative responsibilities for such authority; and to provide for related matters.

Floor Amendments

Senator Martiny sent up floor amendments.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny on behalf of the Legislative Bureau to Engrossed Senate Bill No. 282 by Senator Brown

AMENDMENT NO. 1

On page 2, line 21, change "possesses" to "meets"

On motion of Senator Martiny, the amendments were adopted.

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

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 8, 2014

To the President and Members of the Senate:

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

The following Senate Bills have been properly enrolled:

SENATE BILL NO. 32— BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 14:231, relative to offenses against property; to provide relative to air bag fraud; to provide penalties for knowingly manufacturing, importing, selling, offering for sale, or installing or reinstalling in any motor vehicle a counterfeit or nonfunctional air bag; to provide definitions; and to provide for related matters.

SENATE BILL NO. 147— BY SENATOR DORSEY-COLOMB

AN ACT

To amend and reenact R.S. 15:570(E)(1), relative to executions of death sentences; to provide relative to the notice of an execution required to be given to a victim's family; to require a victim's family to register with the Crime Victims Services Bureau in order to obtain notice of the date and time of the offender's execution; and to provide for related matters.

SENATE BILL NO. 168— BY SENATORS WALSWORTH AND THOMPSON

AN ACT

To enact R.S. 15:146(A)(5), relative to the Louisiana Public Defender Board; to provide requirements for the membership of the board; to provide for transition; and to provide for related matters.

SENATE BILL NO. 260— BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 22:1547(D) and (G), relative to producer license; to provide with respect to license reinstatement after lapse; and to provide for related matters.

SENATE BILL NO. 279— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 37:963, relative to the Louisiana State Board of Practical Nurse Examiners; to provide for the domicile of the board; and to provide for related matters.

SENATE BILL NO. 281— BY SENATOR BROWN

AN ACT

To amend and reenact R.S. 22:572.1, relative to insurance anti-fraud plan; to provide with respect to an exemption for small companies from the requirement to prepare, implement, maintain, and file with the commissioner an insurance anti-fraud plan; and to provide for related matters.

SENATE BILL NO. 383— BY SENATORS LAFLEUR AND MILLS

AN ACT

To amend and reenact R.S. 15:574.4(A)(1)(b)(ii), relative to parole eligibility; to provide relative to eligibility based upon years between offenses; and to provide for related matters.

SENATE BILL NO. 399— BY SENATORS MILLS AND MURRAY

AN ACT

To amend and reenact R.S. 15:574.4(A)(4)(b), (B)(2)(a)(iii), (iv) and (v), (B)(2)(b)(iii), (iv) and (v), (B)(2)(c)(iii), (iv) and (v), (B)(2)(d)(iii),(iv) and (v), (D)(1)(b), and (E)(1)(b), relative to parole eligibility; to require that disqualification for a disciplinary offense be a major offense; to provide for definitions; to change time frame for consideration of disciplinary offenses; to limit required services to those available at facility where offender is incarcerated; and to provide for related matters.

SENATE BILL NO. 433— BY SENATORS WHITE AND ERDEY AND REPRESENTATIVES HODGES AND IVEY

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in East Baton Rouge Parish from the Department of Health and Hospitals to the Central Community School System of East Baton Rouge Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Respectfully submitted, "JODY" AMEDEE Chairman

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

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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

May 8, 2014

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 8— BY SENATOR CLAITOR AND REPRESENTATIVE GREENE

A CONCURRENT RESOLUTION

To urge and request that the citizens of Louisiana recognize the life-saving benefits of routine colorectal screening examinations and schedule such examinations as deemed appropriate by their physicians.

SENATE CONCURRENT RESOLUTION NO. 9— BY SENATOR CLAITOR AND REPRESENTATIVES GREENE AND PONTI

A CONCURRENT RESOLUTION

To commend Clancy Duplechin, the boys varsity cross country coach at Episcopal High School in Baton Rouge, on being selected as a 2013 National Coach of the Year by the National Federation of State High School Associations.

SENATE CONCURRENT RESOLUTION NO. 24— BY SENATOR ERDEY AND REPRESENTATIVE PUGH

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study improving Louisiana Highway 22 to three lanes between Springfield, Louisiana, and Interstate 55 in Tangipahoa Parish.

May 8, 2014

SENATE CONCURRENT RESOLUTION NO. 25—BY SENATOR ERDEY AND REPRESENTATIVES MACK AND POPE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study improving Louisiana Highway US 190 to three lanes between Louisiana Highway 16 and Louisiana Highway 63 in Livingston Parish.

SENATE CONCURRENT RESOLUTION NO. 26—BY SENATOR ERDEY AND REPRESENTATIVES MACK AND POPE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to advance the project to construct roundabouts on Louisiana Highway 1026 at its intersections with Dunn and Eden Church Roads in Livingston Parish.

SENATE CONCURRENT RESOLUTION NO. 31—BY SENATOR ERDEY AND REPRESENTATIVES HONORE, MACK AND RICHARD
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study improving the Bend Road Bridge on Louisiana Highway 1020 in Livingston Parish.

SENATE CONCURRENT RESOLUTION NO. 92—BY SENATOR JOHN SMITH AND REPRESENTATIVE ARMES
A CONCURRENT RESOLUTION

To urge and request the governor of Louisiana to express support of the United States Armed Services Active Duty, Reserve Component and National Guard; to recognize the impact of the military on Louisiana's economy; to resource adequately those efforts designed to protect and promote the missions, quality of life and economic viability of Louisiana's military installation and defense communities.

SENATE CONCURRENT RESOLUTION NO. 116—BY SENATOR GALLOT AND REPRESENTATIVE SHADOIN
A CONCURRENT RESOLUTION

To commend and congratulate William "Tucker" Smith on being awarded the Tiger Athletic Foundation University College Sophomore Award.

SENATE CONCURRENT RESOLUTION NO. 117—BY SENATORS GALLOT AND WALSWORTH AND REPRESENTATIVE SHADOIN
A CONCURRENT RESOLUTION

To commend and congratulate Ben Serio, a senior at Ruston High School, on being selected as a National Merit Scholarship recipient.

SENATE CONCURRENT RESOLUTION NO. 119—BY SENATORS GALLOT, LONG, KOSTELKA AND RISER AND REPRESENTATIVES DIXON, HARRIS AND HAZEL
A CONCURRENT RESOLUTION

To commend the Central Louisiana Chamber of Commerce on its one hundredth anniversary.

SENATE CONCURRENT RESOLUTION NO. 120—BY SENATORS MURRAY AND ALARIO AND REPRESENTATIVES HENRY, LEGER AND LORUSSO
A CONCURRENT RESOLUTION

To commend the Jesuit High School varsity lacrosse team upon winning the 2014 Louisiana High School State Championship.

SENATE CONCURRENT RESOLUTION NO. 121—BY SENATOR THOMPSON AND REPRESENTATIVE ANDERS
A CONCURRENT RESOLUTION

To commend the 100th anniversary of the signing of the Smith-Lever Act which founded the nationwide Cooperative Extension System.

SENATE CONCURRENT RESOLUTION NO. 122—BY SENATOR LONG AND REPRESENTATIVE COX
A CONCURRENT RESOLUTION

To commend and congratulate Kaffie-Frederick General Mercantile on its one hundred and fiftieth year of continuous business operations in Natchitoches, Louisiana.

Respectfully submitted,
"JODY" AMEDEE
Chairman

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

Message to the Governor**SIGNED SENATE BILLS**

May 8, 2014

To the Honorable Governor of the State of Louisiana:

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

SENATE BILL NO. 58—

BY SENATOR ALARIO

AN ACT

To amend and reenact the heading of Subpart AA of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950 and R.S. 47:120.91, relative to state individual income tax return checkoffs for certain donations; to change the Louisiana Chapter of the National Multiple Sclerosis Society to the National Multiple Sclerosis Society; and to provide for related matters.

SENATE BILL NO. 82—

BY SENATOR THOMPSON AND REPRESENTATIVE ANDERS

AN ACT

To enact R.S. 49:191(7) and to repeal R.S. 49:191(5)(c), relative to the Department of Agriculture and Forestry, including provisions to provide for the re-creation of the Department of Agriculture and Forestry and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

SENATE BILL NO. 178—

BY SENATORS MORRISH, ADLEY, ALARIO, ALLAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CLAITOR, CORTEZ, CROWE, DONAHUE, ERDEY, GULLORY, JOHNS, LONG, MARTINY, MILLS, MURRAY, NEVERS, PEACOCK, PERRY, PETERSON, RISER, GARY SMITH, JOHN SMITH, TARVER, THOMPSON, WALSWORTH AND WARD

AN ACT

To enact Subpart J-1 of Part I of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:318 and 319, relative to health care sharing ministries; to provide for the definition of a health care sharing ministry; to provide with respect to required disclaimers; to provide for the exemption from provisions of the state insurance laws; and to provide for related matters.

SENATE BILL NO. 254—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:1542(20) and (21), 1547(A)(9), and 1551(C)(4), to enact R.S. 22:1542(22) and Part VIII-B of Chapter 5 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1782.1 through 1782.3, and to repeal R.S. 22:992, relative to travel insurance; to provide with respect to definitions; to provide for the regulation of travel insurance producers; to provide with respect to the requirements for a travel retailer to offer travel insurance under a limited lines travel insurance producer business entity; and to provide for related matters.

and they are hereby presented for executive approval.

May 8, 2014

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

ATTENDANCE ROLL CALL

ROLL CALL

The roll was called with the following result:

PRESENT

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

ABSENT

Morrish	Tarver
Total - 2	

Leaves of Absence

The following leaves of absence were asked for and granted:

Morrish 1 Day Tarver 1 Day

Announcements

The following committee meetings for May 12, 2014, were announced:

Finance	9:30 A.M.	Room A
Retirement	12:30 P.M.	Room E
Revenue & Fiscal Affairs	10:00 A.M.	Hainkel Room

Adjournment

On motion of Senator Thompson, at 10:45 o'clock A.M. the Senate adjourned until Monday, May 12, 2014, at 3:00 o'clock P.M.

The President Pro Tempore of the Senate declared the Senate adjourned.

GLENN A. KOEPP
Secretary of the Senate

DIANE O' QUIN
Journal Clerk