

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

FIRST DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, February 6, 2006

The Senate was called to order at 10:00 o'clock A.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

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

PRESENT

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

ABSENT

Bajoie	Malone
Gautreaux B	Michot
Total - 4	

The President of the Senate announced there were 35 Senators present and a quorum.

Prayer

The prayer was offered by Dr. Joe Green, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Morning Hour

Messages from the Secretary of State

The following messages from the Secretary of State were received and read as follows:

**STATE OF LOUISIANA
AL ATER
Secretary of State**

As Secretary of State, of the State of Louisiana, I do hereby certify that the attached pages contain a true and correct copy of the Proclamation by Her Excellency, Kathleen Babineaux Blanco, Governor of the State of Louisiana, dated January 30, 2006, hereby call and convene the Legislature of Louisiana into Extraordinary Session to convene at the State Capitol, in the city of Baton Rouge,

Louisiana during twelve calendar days, beginning at 10:00 o'clock a.m. on the sixth day of February, 2006 and ending no later than 6:00 o'clock p.m. on the seventeenth day of February, 2006.

In testimony whereof, I have hereunto set my hand and caused the Seal of my Office to be affixed at the City of Baton Rouge on, this, the 3rd day of February, 2006.

AL ATER
Secretary of State

**STATE OF LOUISIANA
EXECUTIVE DEPARTMENT
PROCLAMATION NO. 12 KBB 2006**

Convening of Legislature in Extraordinary Session

By virtue of the authority vested in me by Paragraph B of Section 2 of Article III of the Constitution of Louisiana, I, Kathleen Babineaux Blanco, Governor of the state of Louisiana, HEREBY CALL AND CONVENE THE LEGISLATURE OF LOUISIANA INTO EXTRAORDINARY SESSION to convene at the State Capitol, in the city of Baton Rouge, Louisiana, during 12 calendar days, beginning at 10:00 o'clock a.m. on the sixth day of February, 2006, and ending no later than 6:00 o'clock p.m. on the 17th day of February, 2006. The power to legislate at such session shall be limited, under penalty of nullity, to the following specified enumerated objects:

- Item No. 1:** To legislate or propose an amendment to the Constitution of Louisiana with respect to the consolidation, division, reorganization, abolishment, and creation of levee districts, and with respect to planning, design, construction, and maintenance of hurricane protection levees.
- Item No. 2:** To legislate relative to the acquisition, rehabilitation and disposition of residential housing properties deemed abandoned, blighted or adjudicated to a political subdivision, and otherwise to provide with respect thereto.
- Item No. 3:** To legislate relative to the Louisiana Recovery Authority established in October 2005 by Executive Order No. KBB 2005-63.
- Item No. 4:** To legislate relative to a housing and land trust for the purposes of economic stabilization and redevelopment of hurricane devastated areas of Louisiana.
- Item No. 5:** To legislate the public policy of the state regarding automatic denial of insurance coverage of immovable property for all or part of damages when a part of the loss is covered by the policy of insurance and to provide for the burden to prove that any portion of the loss is not covered by the policy.
- Item No. 6:** To legislate relative to the Office of Homeland Security and Emergency Preparedness as an agency in the Office of the Governor reporting directly to the Governor and to provide for the authority and duties of the office.
- Item No. 7:** To legislate or propose an amendment to the Constitution of Louisiana for the office of tax assessor for Orleans Parish and the Board of Assessors for Orleans Parish, and otherwise to provide with respect thereto.
- Item No. 8:** To legislate relative to the district court in Orleans Parish to create a single district court for Orleans Parish, to abolish the civil and criminal district courts, to provide for a single clerk of court and to abolish the office of the clerks of the Civil and Criminal District Courts, and to authorize the district court to adopt local rules controlling the assigning of civil or criminal matters to designated sections of the court, and otherwise to provide with respect thereto.

- Item No. 9:** To legislate relative to the office of Recorder of Mortgages for the parish of Orleans to abolish the office and to merge the powers, duties, and functions of the office into a single office of clerk of court for the parish of Orleans, and otherwise to provide with respect thereto.
- Item No. 10:** To legislate relative to the office of Register of Conveyances for the parish of Orleans to abolish the office and to merge the powers, duties, and functions of the office into a single office of clerk of court for the parish of Orleans, and otherwise to provide with respect thereto.
- Item No. 11:** To legislate relative to the office of Custodian of Notarial Records for the parish of Orleans to abolish the office and to merge the powers, duties, and functions of the office into a single office of clerk of court for the parish of Orleans, and otherwise to provide with respect thereto.
- Item No. 12:** To legislate relative to the office of sheriff of the parish of Orleans to create a single sheriff for the parish of Orleans, to abolish the office of the civil sheriff for the parish of Orleans and the office of the criminal sheriff for the parish of Orleans, and otherwise to provide with respect thereto.
- Item No. 13:** To legislate relative to Chapter 8 of Title 13 of the Revised Statutes of 1950 to abolish the Municipal Court of New Orleans and to abolish the offices of the judges and officers of said court and to merge the powers, duties, and functions of the Municipal Court of New Orleans with the New Orleans City Courts, and otherwise to provide with respect thereto.
- Item No. 14:** To legislate relative to the organization or reorganization of local governmental subdivisions, and otherwise to provide with respect thereto.
- Item No. 15:** To legislate to reduce the number of district judges in any judicial district, and otherwise to provide with respect thereto.
- Item No. 16:** To legislate with respect to Act 66 of the 1st Extraordinary Session of 2005 relative to the authority of certain parishes to prorate certain ad valorem taxes.
- Item No. 17:** To legislate with respect to Act 37 of the 1st Extraordinary Session of 2005 relative to settlement monies on claims arising under homeowners insurance policies.
- Item No. 18:** To repeal Act 24 of the 1st Extraordinary Session of 2005 providing for a statewide election in April 2006.
- Item No. 19:** To authorize displaced voters who registered to vote by mail to vote for the first time by absentee by mail.
- Item No. 20:** To legislate relative to Chapter 7 of Title 18 of the Revised Statutes of 1950 to allow registered voters of a jurisdiction for which an emergency election plan has been proposed and approved to cast their ballots during the early voting period for the affected elections at registrar of voters offices in Louisiana parishes other than the parish in which such voters are registered to vote, and otherwise to provide with respect thereto.
- Item No. 21:** To legislate relative to amending the statewide election date on which the provisions of Act 69 of the 1st Extraordinary Session of 2005 providing for coastal protection and restoration funding will be submitted to the voters.
- Item No. 22:** To legislate relative to amending the statewide election date on which the provisions of Act 70 of the 1st Extraordinary Session of 2005 providing for the special assessment level for ad valorem taxes will be submitted to the voters and to make a corresponding amendment to Section 2 of Act 30 of the same session.
- Item No. 23:** To legislate relative to the authority of the Military Department to utilize the design-build method for construction projects to address damage resulting from a gubernatorially declared disaster or emergency.
- Item No. 24:** To legislate relative to special capital outlay authorization to enable the Military Department to expend Military Department funds, federal funds, or both, for the planning, repair, rebuilding and reconstruction of Military Department infrastructure, and otherwise to provide with respect thereto.
- Item No. 25:** To amend R.S. 42:1123 to allow public employees to receive, from validly-formed, not-for-profit organizations, disaster aid and relief to offset economic losses incurred as a result of Hurricanes Katrina or Rita.
- Item No. 26:** To amend the covered taxable periods in Act 23 of the 1st Extraordinary Session of 2005.
- Item No. 27:** To legislate relative to the authority of the parish of Jefferson to utilize the design-build method for construction projects to expedite hurricane protection and flood control projects needed for the current year.
- Item No. 28:** To amend and reenact R.S. 47:305.1 to provide for the application of the sales and use tax exemption therein to barges, commercial fishing vessels, and drilling ships.
- Item No. 29:** To legislate for the rescheduling of the 2006 election of Cameron Parish school board members and to provide for the terms of office for board members.
- Item No. 30:** To amend and reenact R.S. 23:1552, relative to the billing of government and certain nonprofit employers by the Louisiana Department of Labor for unemployment insurance claims paid pursuant to Executive Orders KBB 2005-34, 2005-46 and 2005-75, to delay such billing.
- Item No. 31:** To amend and reenact R.S. 13:992.1(D) to extend the deadline for letting public bids for construction of a new facility to house the Nineteenth Judicial District Court, the Family Court of East Baton Rouge Parish, the offices of the clerk of court for the Nineteenth Judicial District, and such other ancillary agencies deemed necessary.
- Item No. 32:** To amend Act 446 of the 2005 Regular Session to treat the one-time severance tax payment made by oil and gas severers as an overpayment to be credited in future periods.
- Item No. 33:** To authorize the state to incur debt or issue bonds to provide relief from the natural catastrophes caused by Hurricanes Katrina and Rita; to authorize procedures to implement and utilize the bond provisions of the Gulf Opportunity Zone Act of 2005; and to provide for the use and distribution of such proceeds.

Item No. 34: To legislate with respect to the limitation on or exclusion from net state tax supported debt with respect to debt incurred on bonds issued by the state to provide relief from the natural catastrophes caused by Hurricanes Katrina and Rita.

IN WITNESS WHEREOF, I have set my hand officially and caused to be affixed the Great Seal of Louisiana, at the Capitol, in the city of Baton Rouge, on this 30th day of January, 2006.

KATHLEEN BABINEAUX BLANCO
Governor of Louisiana

Attest by the Governor
AL ATER
Secretary of State

STATE OF LOUISIANA
AL ATER
Secretary of State

As Secretary of State, of the State of Louisiana, I do hereby certify that the attached pages contain a true and correct copy of the Proclamation by Her Excellency, Kathleen Babineaux Blanco, Governor of the State of Louisiana, dated January 31, 2006, hereby call and convene the Legislature of Louisiana into Extraordinary Session to convene at the State Capitol, in the city of Baton Rouge, Louisiana during twelve calendar days, beginning at 10:00 o'clock a.m. on the sixth day of February, 2006 and ending no later than 6:00 o'clock p.m. on the seventeenth day of February, 2006.

In testimony whereof, I have hereunto set my hand and caused the Seal of my Office to be affixed at the City of Baton Rouge on, this, the 3rd day of February, 2006.

AL ATER
Secretary of State

STATE OF LOUISIANA
EXECUTIVE DEPARTMENT
PROCLAMATION NO. 13 KBB 2006

By virtue of the authority vested in me, I, Kathleen Babineaux Blanco, Governor of the state of Louisiana, HEREBY ADD ITEMS TO THE PROCLAMATION SIGNED ON JANUARY 30, 2006, AND TO CALL AND CONVENE THE LEGISLATURE OF LOUISIANA INTO EXTRAORDINARY SESSION to convene at the State Capitol, in the city of Baton Rouge, Louisiana, during twelve calendar days, to begin at 10:00 o'clock a.m. on Monday, the sixth day of February, 2006, and ending no later than 6:00 o'clock p.m. on the 17th day of February, 2006. The power to legislate at such session shall be limited, under penalty of nullity, to the following specified enumerated objects:

Item No. 35 : To amend Subpart B of Part XXX of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950 to legislate as to the Louisiana Citizens Property Insurance Corporation; regarding the rehabilitation, liquidation or dissolution, change in the plan of operation, actions that would impair the protection of the rights of owners of bonds or other financial obligations of the corporation, the pledge and/or assignment of emergency assessments to pay bonds or other financial obligations, matters relating to severability; and provisions governing the bankruptcy of the corporation.

Item No. 36: To legislate with regard to the requirement of an insurer to provide information to the policyholder regarding the terms and conditions of a homeowners' insurance policy.

Item No. 37: To amend and reenact R.S. 40:1730.24 to authorize the State Fire Marshal to adopt rules to provide

temporary additional third-party provider options for implementation of the uniform construction code by municipalities and parishes subject to the emergency wind and flood mitigation requirements.

Item No. 38: To permit the suspension and resumption of participation in a Deferred Retirement Option Plan authorized by law as part of a state retirement system for persons who were employees of a city or parish public school system who were terminated or furloughed as a result of such a reduction-in-force necessitated by Hurricanes Katrina and Rita provided that such person is re-employed full-time in a city, parish, or other public school system within one year of the date of the termination or furlough.

Item No. 39: To provide relative to coverage for persons retired from a city or parish public school system on or before January 31, 2006, who participated in the private contracts of insurance or self-funded program of group health insurance provided to their retirees by that system.

Item No. 40: To amend Act 465 of the 2005 Regular Session of the Louisiana Legislature relative to the distribution of revenue sharing allocations by the sheriffs in Orleans, Jefferson, Plaquemines and St. Bernard Parishes.

Item No. 41: To legislate relative to construction of wireless internet networks for the establishment of basic and reliable communications among state and local law enforcement and emergency agencies.

IN WITNESS WHEREOF, I have here unto set my hand and caused to be affixed the Great Seal of the state of Louisiana, at the Capitol, in the city of Baton Rouge, on this 31st day of January, 2006.

KATHLEEN BABINEAUX BLANCO
Governor of Louisiana

Attest by the Governor
AL ATER
Secretary of State

Rules Suspended

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

Introduction of Senate and Concurrent Resolutions

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

SENATE RESOLUTION NO. 1
BY SENATOR BAJOIE

A RESOLUTION

BE IT RESOLVED by the Senate of the State of Louisiana that a committee of five be appointed to notify the House of Representatives that the Senate is now duly convened and organized and prepared to transact such business as may be brought before it.

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

In compliance with the resolution the President of the Senate appointed the following committee:

Senators McPherson, Marionneaux, Fontenot, Shepherd and Smith.

February 6, 2006

SENATE RESOLUTION NO. 2

BY SENATOR BAJOIE

A RESOLUTION

BE IT RESOLVED by the Senate of the State of Louisiana that a committee of five be appointed to act with such a committee as the House of Representatives may appoint to notify the Governor that the Legislature is now duly convened and organized and prepared to receive such communication as he may desire to lay before it.

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

In compliance with the resolution the President of the Senate appointed the following committee:

Senators Adley, N. Gautreaux, Nevers, Lentini and Cain.

Reports of Committees

The committee appointed to notify the Governor that the Senate had convened and was prepared to transact business reported it had performed that duty. The President of the Senate thanked the Committee and discharged it.

The committee appointed to notify the House of Representatives that the Senate had convened and was prepared to transact business reported it had performed that duty. The President of the Senate thanked the Committee and discharged it.

Committee from the House of Representatives

A committee from the House of Representatives appeared before the Bar of the Senate and informed the Senate that the House of Representatives was organized and ready to proceed with business.

SENATE RESOLUTION NO. 3—

BY SENATOR ROMERO

A RESOLUTION

To express the sincere condolences of the Louisiana Senate upon the death of Mary Sandoz Brown of New Iberia, Louisiana.

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

SENATE CONCURRENT RESOLUTION NO. 1—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To invite the Honorable Kathleen Babineaux Blanco, Governor of Louisiana, to address a joint session of the legislature.

The resolution was read by title. Senator Murray moved to adopt the Murray.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dardenne, Lentini, Adley, Duplessis, Mount, Amedee, Dupre, Murray, Barham, Ellington, Nevers, Boasso, Gautreaux N, Quinn, Broome, Heitmeier, Romero, Cain, Hollis, Schedler, Chaisson, Jackson, Smith, Cheek, Jones, Theunissen, Cravins, Kostelka, Ullo, Total - 30

NAYS

Fields
Total - 2

Fontenot

ABSENT

Bajoie
Gautreaux B
Malone
Total - 7

Marionneaux
McPherson
Michot

Shepherd

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

Prefiled Senate Bills and Joint Resolutions to be Referred

The following prefiled Senate Bills and Joint Resolutions were read by title and referred to committees.

SENATE BILL NO. 1—

BY SENATOR NEVERS

AN ACT

To enact R.S. 23:1552 (B)(6) and (7), relative to unemployment compensation; to provide with respect to contributions; to provide for reimbursement of unemployment compensation benefits charged to state and local governments and eligible nonprofit organizations during a gubernatorially declared disaster or emergency; to provide for deferment of payments; to provide for the waiver of penalty and interest; to provide for extended payment terms; and to provide for related matters.

On motion of Senator Lentini, the bill was read by title and referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 2—

BY SENATOR THEUNISSEN

AN ACT

To enact R.S. 17:65, relative to the election of and terms of service of school board members governing certain public school systems; to provide for the election of members in 2007 instead of 2006; to provide for the term of members effected by the change in election schedules; and to provide for related matters.

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

SENATE BILL NO. 3—

BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 13:992.1(D), relative to the judicial building fund; to provide for an extension of the deadline for letting public bids for construction of a new facility for the Nineteenth Judicial District Court; and to provide for related matters.

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

SENATE BILL NO. 4—

BY SENATOR B. GAUTREAUX

AN ACT

To enact R.S. 38:331, relative to levees; to reorganize the structure of certain coastal levee boards; to create and provide for the Coastal Louisiana Levee Consortium; to provide for its purposes; to provide for membership; to provide for its duties and functions; and to provide for related matters.

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

SENATE BILL NO. 5—

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 40:1730.24(B), relative to state building codes; to provide for certain inspections and inspectors; to authorize the state fire marshal to adopt rules and regulations to provide temporary additional third-party provider options for implementation of the uniform construction code by municipalities and parishes subject to the emergency wind and flood mitigation requirements; and to provide for related matters.

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

SENATE BILL NO. 6—

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 40:1730.24(B) and 1730.27(D), relative to state building codes; to provide for certain inspections and inspectors; to provide for an effective date of the emergency provisions; and to provide for related matters.

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

SENATE BILL NO. 7—

BY SENATOR QUINN

AN ACT

To enact R.S. 22:658.2, relative to the public policy in determining insurance coverage for damage to immovable property; to prohibit the automatic denial of coverage under certain circumstances; to provide that the insurer has the burden to establish that portion of a claim to be excluded from coverage; to prohibit an insurer from using certain floodwater marks or the fact that a structure has been moved from its foundation as exclusive proof on which to deny coverage; to provide that policy provisions altering the burden of an insurer are null and void; to provide for policy provisions attempting to shift the burden on an insurer or which automatically deny coverage; and to provide for related matters.

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

Introduction of Senate Bills and Joint Resolutions

Senator Lentini asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

SENATE BILL NO. 8—

BY SENATOR BOASSO AND REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 38:291(D)(2), (G)(2), (K)(2), (L)(1), and (R)(2), 301(B), 304(A) and (B), 305, and 313(C), R.S. 42:808(A)(10), and R.S. 49:213.1(C), 213.4(A)(2), 213.5(A)(10), and 213.6(A)(2)(b), to enact, R.S. 38:291(V), (W), (X), and (Y), 304(D), and Part 3-A of Chapter 4 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:330.1 through 330.12, and to repeal R.S. 38:291(D)(3), 304.2, and 304.3, relative to flood protection; to establish the Southeast Louisiana Flood Protection Authority; to provide for its powers, duties, jurisdiction, and members; to provide for appointments to the board of commissioners of the authority; to provide for qualifications of commissioners; to provide for meetings of the board; to establish regions within the authority and provide for its governance, powers, and duties; to provide for the management of certain levee districts in areas of southeast Louisiana; to retain the territorial limits of such levee

districts; to terminate the terms of commissioners on certain levee boards and to reorganize the governance of such levee districts; to transfer authority, duties, powers, functions, and responsibilities from such levee boards to the authority; to provide for obligations, tax proceeds, and property of the district; to provide for a regional executive director; to create and provide for the Livingston Levee District; to create and provide for the St. Tammany Levee District; to create and provide for the Tangipahoa Levee District; to create and provide for the West Lake Pontchartrain Levee District; to create and provide for the Mississippi River East Region within the authority; to create and provide for the Mississippi River West Region within the authority; to provide for funding; to transfer and provide for the management and control of certain facilities and improvements of levee districts within the authority that are not related to flood protection and to provide for the allocation of revenue derived therefrom; to provide for applicability; and to provide for related matters.

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

SENATE BILL NO. 9—

BY SENATOR BOASSO AND REPRESENTATIVE K. CARTER

A JOINT RESOLUTION

Proposing to amend Section 38(A) and Section 39(A) and to add Section 38.1 of Article VI of the Constitution of Louisiana and to redesignate the title to Part III of said Article, relative to flood protection; to provide for the establishment of a regional flood protection authority and its governing authority, powers, duties, functions; to provide for the governing authority of levee districts within the territorial jurisdiction of the regional flood protection authority; to provide for the establishment of regions within the authority; to provide for taxing authority; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 10—

BY SENATORS MCPHERSON, ADLEY, AMEDEE, BARHAM, CAIN, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, HINES, HOLLIS, LENTINI, MOUNT, MURRAY, NEVERS, SCHEDLER AND SMITH AND REPRESENTATIVES ALARIO, ALEXANDER, BALDONE, BAUDOIN, BOWLER, BRUNEAU, BURNS, CAZAYOUX, CROWE, CURTIS, DAMICO, DARTEZ, DOERGE, DOWNS, DURAND, FANNIN, FARRAR, FRITH, GREENE, E. GUILLORY, HILL, JEFFERSON, JOHNS, KLECKLEY, LAFONTA, LANCASTER, MCDONALD, MCVEA, MONTGOMERY, SCHNEIDER, T. POWELL, RITCHIE, ROMERO, STRAIN AND WALSWORTH

A JOINT RESOLUTION

Proposing to amend Article I, Section 4(B) of the Constitution of Louisiana, relative to the expropriation of property; to prohibit the expropriation of property for use by or transfer to any private person or entity under certain circumstances; to provide for the definition of "public purposes"; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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

SENATE BILL NO. 11—

BY SENATOR BOASSO AND REPRESENTATIVE K. CARTER

AN ACT

To enact R.S. 38:85, relative to flood control and related matters; to provide certain penalties for the failure to perform lawful duties related to hurricane protection levees or flood control; to create the crime of malfeasance in office for the failure to perform hurricane protection levee or flood control duties; to provide terms and penalties; and to provide for related matters.

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

SENATE BILL NO. 12—
BY SENATOR SHEPHERD

AN ACT

To enact R.S. 42:808(A)(11), relative to insurance coverage for certain persons retired from the employment of a city or parish public school system; to provide relative to the eligibility of such persons to participate in programs sponsored by the office of group benefits; to provide for limitations; and to provide for related matters.

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

SENATE BILL NO. 13—
BY SENATOR MURRAY

AN ACT

To enact R.S. 38:331, relative to reorganization of levee districts; to transfer the control and management of certain non-flood protection functions and activities, and facilities and improvements involved therewith, of the Orleans Levee District; to provide for transfers to the New Orleans City Park Improvement Association; to provide for transfers to the Department of Transportation and Development; to provide for the authority of the association and the department with respect to such transferred facilities and improvements; to designate the association as the successor to the levee district regarding certain mineral leases; to provide for the liability of the association and department for certain legal actions and claims arising against, and certain obligations of, the Orleans Levee District; to provide for the transfer of certain district employees to the association or department; and to provide for related matters.

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

SENATE BILL NO. 14—
BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 22:1430.6(D)(5), 1430.16(G), and 1430.17 and to enact R.S. 1430.6(E), 1430.19, 1430.20 and 1430.21, relative to the Louisiana Citizens Property Insurance Corporation, to prohibit the rehabilitation, liquidation or dissolution of the corporation; to authorize the corporation to assign and grant a security interest in assessment, insurance and reinsurance recoverable; to clarify that any future statutory amendment or amendments to the plan of operation may not impair the obligation to any bond holders; to prohibit the corporation from filing bankruptcy; to reaffirm severability; and to provide for related matters.

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

SENATE BILL NO. 15—
BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 42:808(A)(11), relative to insurance coverage for certain persons retired from the employment of a city or parish public school system; to provide relative to the eligibility of such persons to participate in programs sponsored by the office of group benefits; to provide for limitations; and to provide for related matters.

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

SENATE BILL NO. 16—
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 18:401.3(B) and to enact R.S. 18:401.4, relative to the conduct of elections impaired as a result of a gubernatorially declared disaster or emergency; to provide relative to the registration of voters; to provide for early voting by mail for persons who registered by mail; to provide for the authority of a voter who has registered by mail who has not previously voted in the parish in which he is registered during certain emergencies; to require an affidavit attesting to the voter's eligibility; to provide for the effectiveness of such provisions; and to provide for related matters.

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

SENATE BILL NO. 17—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 36:4(B)(1)(n) and 801.1(A) and to enact Chapter 6-A of Title 29 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 29:739.1 through 739.9, relative to the Louisiana Recovery Authority; to establish the authority as a statutory entity; to provide for a board and its membership, powers and duties; to provide for an executive director and his duties and responsibilities; to provide that employees of the authority shall be in the unclassified service of the state; to provide procedures and requirements for legislative approval of the authority's recommended plans for funding and coordinating resources; to provide for quarterly reports; to provide for audits; and to provide for related matters.

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

SENATE BILL NO. 18—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 47:305.54, relative to Louisiana Sales Tax Holidays; to provide that state-wide sales and use taxes shall not apply to certain purchases of tangible personal property on certain dates each year; to provide restrictions on the types and cost of purchases that are eligible for exemption; and to provide for related matters.

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

Messages from the House

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

February 6, 2006

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVES STRAIN, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT,

GEYMANN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS SCHEDLER, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SHEPHERD, SMITH, THEUNISSEN, AND ULLO

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Maurice L. "Bud" Mapes who served with excellence as a lobbyist for fifty years.

HOUSE CONCURRENT RESOLUTION NO. 2—

BY REPRESENTATIVES BRUNEAU, SCALISE, AND LANCASTER

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Mary Gemelli Hansen of New Orleans and to recognize her outstanding achievements.

HOUSE CONCURRENT RESOLUTION NO. 3—

BY REPRESENTATIVES WINSTON AND BURNS AND SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To commend Roxanne Lagarde of Tchefuncte Middle School, Middle/Junior High School Division, upon being named the 2005-2006 Principal of the Year for St. Tammany Parish.

HOUSE CONCURRENT RESOLUTION NO. 4—

BY REPRESENTATIVE MCDONALD

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Leslie Remi Lavergne of Baton Rouge.

HOUSE CONCURRENT RESOLUTION NO. 5—

BY REPRESENTATIVE HEBERT

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to require the Federal Emergency Management Agency to honor the preferences of local governing authorities in determining the location of temporary housing sites.

HOUSE CONCURRENT RESOLUTION NO. 6—

BY REPRESENTATIVES SMILEY, LAMBERT, AND QUEZAIRE AND SENATOR AMEDEE

A CONCURRENT RESOLUTION

To commend Jason Garey for winning the Hermann Trophy.

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVES SALTER, DEWITT, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Michael J. Bourgeois and to recognize his outstanding achievements.

HOUSE CONCURRENT RESOLUTION NO. 8—

BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request the governor, commissioner of administration, Board of Regents, and Board of Supervisors of Community and Technical Colleges to cooperate fully with each other and take all actions necessary to facilitate and expedite the reopening of the Slidell campus of Louisiana Technical College in the immediate future to provide educational services to students that meet the needs of the students as well as those of the community and the state.

HOUSE CONCURRENT RESOLUTION NO. 9—

BY REPRESENTATIVE CRANE

A CONCURRENT RESOLUTION

To commend Glenn Lee Buquet upon her service as president of the State Board of Elementary and Secondary Education for five terms and to recognize and record her myriad accomplishments and her remarkable contributions to the field of education.

HOUSE CONCURRENT RESOLUTION NO. 10—

BY REPRESENTATIVE LAFONTA AND SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To commend the Coca-Cola system for the generous donations and contributions it gave to Louisiana following Hurricane Katrina.

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To commend the Kentwood Springs Water Company for the generous donations that it made to the recovery effort in Louisiana following Hurricane Katrina.

HOUSE CONCURRENT RESOLUTION NO. 12—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To commend the people of Ohio, particularly the citizens of Hamilton and Fairfield, for their generosity upon the occasion of the Ohio Concert for Katrina, which featured Louisiana's own world-renowned pianist Ronnie Kole.

HOUSE CONCURRENT RESOLUTION NO. 13—

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To urge and request the banking industry and the Louisiana Bankers Association to study the issue of mortgage holders retaining amounts of insurance settlement payments in excess of the unpaid portion of the secured indebtedness.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVES STRAIN, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER,

February 6, 2006

WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS SCHEDLER, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAU, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SHEPHERD, SMITH, THEUNISSEN, AND ULLO

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Maurice L. "Bud" Mapes who served with excellence as a lobbyist for fifty years.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie Malone
Gautreaux B Michot
Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 2— BY REPRESENTATIVES BRUNEAU, SCALISE, AND LANCASTER A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Mary Gemelli Hansen of New Orleans and to recognize her outstanding achievements.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Duplessis Marionneaux
Total - 34
NAYS

Total - 0
ABSENT

Bajoie Malone Shepherd
Gautreaux B Michot
Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 3— BY REPRESENTATIVES WINSTON AND BURNS AND SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To commend Roxanne Lagarde of Tchefonct Middle School, Middle/Junior High School Division, upon being named the 2005-2006 Principal of the Year for St. Tammany Parish.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie Malone Shepherd
Gautreaux B Michot
Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 4— BY REPRESENTATIVE MCDONALD A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Leslie Remi Lavergne of Baton Rouge.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre McPherson

Adley	Ellington	Mount
Amedee	Fields	Murray
Barham	Fontenot	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Marionneaux	

Total - 34

NAYS

Total - 0

ABSENT

Bajoie	Malone	Shepherd
Gautreaux B	Michot	

Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 5—
BY REPRESENTATIVE HEBERT

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to require the Federal Emergency Management Agency to honor the preferences of local governing authorities in determining the location of temporary housing sites.

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

HOUSE CONCURRENT RESOLUTION NO. 6—
BY REPRESENTATIVES SMILEY, LAMBERT, AND QUEZAIRE AND SENATOR AMEDEE

A CONCURRENT RESOLUTION

To commend Jason Garey for winning the Hermann Trophy.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Bajoie	Malone	Shepherd
Gautreaux B	Michot	

Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVES SALTER, DEWITT, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Michael J. Bourgeois and to recognize his outstanding achievements.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 34

NAYS

Total - 0

ABSENT

Bajoie	Malone	Shepherd
Gautreaux B	Michot	

Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 8—
BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To urge and request the governor, commissioner of administration, Board of Regents, and Board of Supervisors of Community and Technical Colleges to cooperate fully with each other and take all actions necessary to facilitate and expedite the reopening of the Slidell campus of Louisiana Technical College in the immediate future to provide educational services to students that meet the needs of the students as well as those of the community and the state.

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

February 6, 2006

HOUSE CONCURRENT RESOLUTION NO. 9—

BY REPRESENTATIVE CRANE
A CONCURRENT RESOLUTION

To commend Glenny Lee Buquet upon her service as president of the State Board of Elementary and Secondary Education for five terms and to recognize and record her myriad accomplishments and her remarkable contributions to the field of education.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie Malone Shepherd
Gautreaux B Michot
Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 10—

BY REPRESENTATIVE LAFONTA AND SENATOR MARIONNEAUX
A CONCURRENT RESOLUTION

To commend the Coca-Cola system for the generous donations and contributions it gave to Louisiana following Hurricane Katrina.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie Malone Shepherd
Gautreaux B Michot
Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To commend the Kentwood Springs Water Company for the generous donations that it made to the recovery effort in Louisiana following Hurricane Katrina.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie Malone Shepherd
Gautreaux B Michot
Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 12—

BY REPRESENTATIVE SCHNEIDER
A CONCURRENT RESOLUTION

To commend the people of Ohio, particularly the citizens of Hamilton and Fairfield, for their generosity upon the occasion of the Ohio Concert for Katrina, which featured Louisiana's own world-renowned pianist Ronnie Kole.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre McPherson
Adley Ellington Mount
Amedee Fields Murray
Barham Fontenot Nevers

Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Dardenne	Lentini	
Duplessis	Marionneaux	

Total - 34

NAYS

Total - 0

ABSENT

Bajoie	Malone	Shepherd
Gautreaux B	Michot	

Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 13—

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To urge and request the banking industry and the Louisiana Bankers Association to study the issue of mortgage holders retaining amounts of insurance settlement payments in excess of the unpaid portion of the secured indebtedness.

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

Motion

Senator Murray moved that the Senate meet with the House of representative for a Joint Session at the Morial Convention Center in New Orleans at 5:30 p.m. on Monday, February 6, 2006.

Without objections, so ordered.

Messages from the House

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

February 6, 2006

To the Honorable President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 1—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To invite the Honorable Kathleen Babineaux Blanco, Governor of Louisiana, to address a joint session of the legislature.

Reported without amendments.

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

Leaves of Absence

The following leaves of absence were asked for and granted:

Bajoie	1 Day	B. Gautreaux	1 Day
Malone	1 Day	Michot	1 Day

Adjournment

Senator Lentini moved that the Senate adjourn until Tuesday, February 7, 2006, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 4:00 o'clock P.M. on Tuesday, February 7, 2006.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk