

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**
SECOND DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, December 11, 2006

The Senate was called to order at 5:00 o'clock P.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	Cravins	Marionneaux
Adley	Duplessis	McPherson
Amedee	Ellington	Michot
Bajoie	Fields	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Quinn
Broome	Jackson	Romero
Cain	Jones	Theunissen
Chaisson	Kostelka	Uilo
Cheek	Lentini	
Total - 29		

ABSENT

Dupre	Gautreaux N	Schedler
Fontenot	Malone	Shepherd
Gautreaux B	Mount	Smith
Total - 9		

The President of the Senate announced there were 29 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Ronnie Cuvillier, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Bajoie, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

**Introduction of Senate Bills
and Joint Resolutions**

Senator Bajoie 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. 23—
BY SENATOR CAIN

AN ACT

To redesignate Part XX of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:941 through 947, as Part XX-A thereof, to amend and reenact R.S. 22:1265(A)(2) and (B) and R.S. 44:41.1(B)(10) and to enact Part XX-B of Title 22 of the Louisiana Revised Statutes of 1950 which is comprised of R.S. 22:951 through 960, R.S. 22:1265(E), relative to the creation and establishment and for deposit into and use of certain monies in dedicated funds in the treasury; to create and establish the Louisiana Consumers Hurricane Catastrophe Protection Fund within the state treasury; to provide for definitions; to provide for reimbursement contracts; to provide for investment of funds; to provide for reimbursement premiums; to set forth funding sources for the fund; to create an advisory board; to provide for changes to the plan; to provide for reversion of fund assets; to provide for the statutory dedication of certain insurance premium tax collections; and to provide for related matters.

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

SENATE BILL NO. 24—

BY SENATOR MURRAY AND REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact Code of Civil Procedure Article 2951(C)(1)(introductory paragraph) and R.S. 47:2417 and 2451(A)(introductory paragraph), and to enact Code of Civil Procedure Article 2951(C)(1)(c) and R.S. 47:2401(B)(4), relative to date of death and judicially opening a succession for inheritance tax purposes; to provide relative to the applicability of the tax; to provide for the extension of filing inheritance tax returns; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 25—

BY SENATOR MURRAY

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain casualty and theft loss claimed as federal itemized deductions; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 26—

BY SENATOR MICHOT

AN ACT

To enact Part VIII of Chapter 2 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:765, relative to state funds; to establish the Parish Transportation Fund No. 2 as a special fund in the state treasury; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 27—

BY SENATOR ELLINGTON AND REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 32:477 relative to abandoned motor vehicles; to provide relative to abandoned motor vehicles seized during a gubernatorial declared state of emergency; to provide relative to the authority of state and political subdivisions to dispose of such vehicles; to provide relative to notice requirements; to authorize the disposal of abandoned motor vehicles under certain circumstances; to provide relative to the proceeds from the disposal of such vehicles; and to provide for related matters.

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

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

SENATE BILL NO. 28—

BY SENATORS HEITMEIER, DUPLESSIS, AMEDEE, BAJOIE AND MOUNT AND REPRESENTATIVES ALARIO, SALTER, DORSEY AND TOWNSEND

AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1) and (2)(a), and 2218.8(B) and (G), relative to fire and police departments; to provide with respect to extra compensation and supplemental pay for firemen, police officers, law enforcement officers of certain state agencies and political subdivisions providing police services within certain municipalities, deputy sheriffs, and full-time deputy sheriffs employed as field representatives or process servers; to increase such extra compensation of supplemental pay; to provide for effectiveness; and to provide for related matters.

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

SENATE BILL NO. 29—

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a child tax credit; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 30—

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for certain home mortgage interest and points; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 31—

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions claimed for medical and dental expenses; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 32—

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for certain casualty and theft losses; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 33—

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for certain charitable deductions; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 34—

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 47:6025, relative to tax credits; to provide for a refundable transportation credit to certain farmers from income taxes; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 35—

BY SENATOR HEITMEIER

AN ACT

To enact R.S. 47:305.56 and 337.9(D)(28), relative to the state and local sales and use tax; to provide for an exemption for purchase, use, or lease of certain trucks and trailers; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 36—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 47:331(P)(2) and to enact R.S. 47:302(U), relative to the sales and use tax; to provide for the effectiveness and applicability of the exemptions for electric power or energy, natural gas, water, and steam; to reduce the sales tax rates on electric power or energy, natural gas, water, and steam; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 37—

BY SENATOR BARHAM AND REPRESENTATIVES THOMPSON, SALTER, ALARIO, BAYLOR, DORSEY, E. GULLORY, HUNTER, JACKSON, MCVEA, MORRISH, JACK SMITH, JOHN SMITH, TOWNSEND AND TRICHE

AN ACT

To enact Subpart L of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.41, relative to state funds; to establish the Louisiana Interoperability Communications Fund as a special fund in the state treasury; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

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

**Introduction of
Senate Concurrent Resolutions**

The following Senate Concurrent Resolutions, were introduced and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 11—

BY SENATOR HINES AND REPRESENTATIVE SALTER

A CONCURRENT RESOLUTION

To commend the Louisiana Society of the Sons of the American Revolution for its generous gift to the people of Louisiana a monument honoring George Washington and to salute its patriotic efforts to commemorate George Washington's 275th birthday on February 22, 2007.

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

Messages from the House

The following Messages from the House were received and read

as follows:

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

December 11, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 57—

BY REPRESENTATIVES THOMPSON, SALTER, ALARIO, DORSEY, TOWNSEND, BAYLOR, E. GUILLORY, HUNTER, JACKSON, MCVEA, MORRISH, JACK SMITH, JOHN SMITH, AND TRICHE AND SENATOR BARHAM

AN ACT

To enact Subpart L of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.41, relative to state funds; to establish the Louisiana Interoperability Communications Fund as a special fund in the state treasury; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 84—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, TOWNSEND, BAYLOR, DEWITT, GRAY, E. GUILLORY, HUNTER, LAFLEUR, MCVEA, MORRISH, JACK SMITH, JOHN SMITH, THOMPSON, AND TRICHE

AN ACT

To amend and reenact R.S. 39:100.31(C) and Section 6(C) of Act No. 642 of the 2006 Regular Session of the Legislature, relative to special treasury funds; to provide relative to appropriations from the State Emergency Response Fund; to provide relative to the effective date of certain appropriations from the State Emergency Response Fund; to provide for an effective date; and to provide for related matters.

Respectfully submitted, ALFRED W. SPEER

Clerk of the House of Representatives

House Bills and Joint Resolutions

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

HOUSE BILL NO. 57—

BY REPRESENTATIVES THOMPSON, SALTER, ALARIO, DORSEY, TOWNSEND, BAYLOR, E. GUILLORY, HUNTER, JACKSON, MCVEA, MORRISH, JACK SMITH, JOHN SMITH, AND TRICHE AND SENATOR BARHAM

AN ACT

To enact Subpart L of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.41, relative to state funds; to establish the Louisiana Interoperability Communications Fund as a special fund in the state treasury; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 84—

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, TOWNSEND, BAYLOR, DEWITT, GRAY, E. GUILLORY, HUNTER, LAFLEUR, MCVEA, MORRISH, JACK SMITH, JOHN SMITH, THOMPSON, AND TRICHE

AN ACT

To amend and reenact R.S. 39:100.31(C) and Section 6(C) of Act No. 642 of the 2006 Regular Session of the Legislature, relative to special treasury funds; to provide relative to appropriations from the State Emergency Response Fund; to provide relative to the effective date of certain appropriations from the State Emergency Response Fund; to provide for an effective date; and to provide for related matters.

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

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

December 8, 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. 9—

BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To urge and request the Division of Administration, office of community development, and the Louisiana Recovery Authority to amend the housing assistance component of the Road Home Program to permit banks to participate as contractors in the provision of certain homeowner assistance services.

HOUSE CONCURRENT RESOLUTION NO. 10—

BY REPRESENTATIVES TUCKER, ALEXANDER, BEARD, BOWLER, BRUNEAU, BURNS, CRANE, CROWE, DANIEL DOVE, DOWNS, ERDEY, GEYMANN, GREENE, HUTTER, JOHNS, KATZ, KENNARD, KLECKLEY, LABRUZZO, LAMBERT, LANCASTER, MARTINY, MCVEA, MORRISH, PITRE, M. POWELL, T. POWELL, SCALISE, SCHNEIDER, SMILEY, JANE SMITH, STRAIN, TOOMY, TRAHAN, WADDELL, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS SCHEDLER, BARHAM, BOASSO, CAIN, CHEEK, FONTENOT, HOLLIS, KOSTELKA, LENTINI, MALONE, MICHOT, QUINN, ROMERO, THEUNISSEN, ADLEY, AMEDEE, BAJOIE, BROOME, CHAISSON, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, JACKSON, JONES, MARIONNEAUX, MCPHERSON, MOUNT, MURRAY, NEVERS, SHEPHERD, SMITH, AND ULLO

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of former state representative Edward "Bud Rip" Ripoll, Jr., of New Orleans.

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVE BRUNEAU

A CONCURRENT RESOLUTION

To urge and request the commissioner of insurance to extend the suspension of insurers; rights to cancel or nonrenew certain property insurance policies in effect during hurricane activity.

HOUSE CONCURRENT RESOLUTION NO. 12—

BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, E. GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, PIERRE, AND QUEZAIRE AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, SHEPHERD, ADLEY, AMEDEE, BARHAM, BOASSO, CAIN, CHAISSON, CHEEK, DUPRE, ELLINGTON, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, KOSTELKA, LENTINI,

December 11, 2006

MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, NEVERS, QUINN, ROMERO, SCHEDLER, SMITH, THEUNISSEN, AND ULLO
A CONCURRENT RESOLUTION

To commend Dr. Norman C. Francis, president of Xavier University of Louisiana, for his outstanding accomplishments, for his singular contributions to the university and as chairman of the Louisiana Recovery Authority, and upon being chosen as a recipient of the Presidential Medal of Freedom.

HOUSE CONCURRENT RESOLUTION NO. 13—
BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To urge and request the commissioner of insurance to extend Emergency Rule 23, which suspends the rights of property insurers to cancel or nonrenew certain policies.

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

House Concurrent Resolutions

Senator Bajoie 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. 9—
BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To urge and request the Division of Administration, office of community development, and the Louisiana Recovery Authority to amend the housing assistance component of the Road Home Program to permit banks to participate as contractors in the provision of certain homeowner assistance services.

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

HOUSE CONCURRENT RESOLUTION NO. 10—

BY REPRESENTATIVES TUCKER, ALEXANDER, BEARD, BOWLER, BRUNEAU, BURNS, CRANE, CROWE, DANIEL DOVE, DOWNS, ERDEY, GEYMAN, GREENE, HUTTER, JOHNS, KATZ, KENNARD, KLECKLEY, LABRUZZO, LAMBERT, LANCASTER, MARTINY, MCVEA, MORRISH, PITRE, M. POWELL, T. POWELL, SCALISE, SCHNEIDER, SMILEY, JANE SMITH, STRAIN, TOOMY, TRAHAN, WADDELL, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS SCHEDLER, BARHAM, BOASSO, CAIN, CHEEK, FONTENOT, HOLLIS, KOSTELKA, LENTINI, MALONE, MICHOT, QUINN, ROMERO, THEUNISSEN, ADLEY, AMEDEE, BAJOIE, BROOME, CHAISSON, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, JACKSON, JONES, MARIONNEAUX, MCPHERSON, MOUNT, MURRAY, NEVERS, SHEPHERD, SMITH, AND ULLO

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of former state representative Edward "Bud Rip" Ripoll, Jr., of New Orleans.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Cravins	Marionneaux
Adley	Duplessis	McPherson
Amedee	Ellington	Michot
Bajoie	Fields	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Quinn
Broome	Jackson	Romero
Cain	Jones	Theunissen
Chaisson	Kostelka	Ullo
Cheek	Lentini	

Total - 29

NAYS

Total - 0

ABSENT

Dupre	Gautreaux N	Schedler
Fontenot	Malone	Shepherd
Gautreaux B	Mount	Smith
Total - 9		

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

HOUSE CONCURRENT RESOLUTION NO. 11—
BY REPRESENTATIVE BRUNEAU

A CONCURRENT RESOLUTION

To urge and request the commissioner of insurance to extend the suspension of insurers; rights to cancel or nonrenew certain property insurance policies in effect during hurricane activity.

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

HOUSE CONCURRENT RESOLUTION NO. 12—

BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, E. GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, PIERRE, AND QUEZAIRE AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, SHEPHERD, ADLEY, AMEDEE, BARHAM, BOASSO, CAIN, CHAISSON, CHEEK, DUPRE, ELLINGTON, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, NEVERS, QUINN, ROMERO, SCHEDLER, SMITH, THEUNISSEN, AND ULLO

A CONCURRENT RESOLUTION

To commend Dr. Norman C. Francis, president of Xavier University of Louisiana, for his outstanding accomplishments, for his singular contributions to the university and as chairman of the Louisiana Recovery Authority, and upon being chosen as a recipient of the Presidential Medal of Freedom.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Cravins	Marionneaux
Adley	Duplessis	McPherson
Amedee	Ellington	Michot
Bajoie	Fields	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Quinn
Broome	Jackson	Romero
Cain	Jones	Theunissen
Chaisson	Kostelka	Ullo
Cheek	Lentini	

Total - 29

NAYS

Total - 0

ABSENT

Dupre	Gautreaux N	Schedler
Fontenot	Malone	Shepherd
Gautreaux B	Mount	Smith
Total - 9		

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

HOUSE CONCURRENT RESOLUTION NO. 13—

BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To urge and request the commissioner of insurance to extend Emergency Rule 23, which suspends the rights of property insurers to cancel or nonrenew certain policies.

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

**House Concurrent Resolutions
on Second Reading**

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to create a federal catastrophe fund.

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

Rules Suspended

Senator Murray asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 5 from the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 5—

BY SENATOR MURRAY

AN ACT

To enact R.S. 47:297(P), relative to income tax credits; to grant a credit against individual income tax for certain surcharges; and to provide for related matters.

On motion of Senator Murray, the bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

Rules Suspended

Senator Cain asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 10 from the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 10—

BY SENATOR CAIN

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions; to provide for an effective date; and to provide for related matters.

On motion of Senator Cain, the was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

Rules Suspended

Senator Cain asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 11 from the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 11—

BY SENATOR CAIN

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for certain federal itemized deductions; to provide for an effective date; and to provide for related matters.

On motion of Senator Cain, the bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

Rules Suspended

Senator Adley asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 12 from the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 12—

BY SENATOR ADLEY

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a credit for certain federal itemized deductions; to provide for an effective date; and to provide for related matters.

On motion of Senator Adley, the bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

Rules Suspended

Senator Cheek asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 15 from the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 15—

BY SENATORS CHEEK AND JACKSON AND REPRESENTATIVES BAYLOR, BRUCE, BURRELL, DOERGE, GALLOT, MONTGOMERY, M. POWELL, JANE SMITH AND WADDELL

AN ACT

To enact Section 4(D) of Act No. 1 of the 2004 First Extraordinary Session of the Legislature, relative to the sales and use tax; to legislate with respect to the manufacturing machinery and equipment sales tax exclusion; to provide for effective dates; and to provide for related matters.

On motion of Senator Cheek, the bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 16 from the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 16—

BY SENATORS MOUNT, HINES, ADLEY, BAJOIE, DUPLESSIS, B. GAUTREUX AND HEITMEIER

AN ACT

To enact R.S. 47:297(P) relative to the individual income tax; to provide a credit for a percentage of certain federal itemized deductions; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 17 from the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 17—

BY SENATORS MOUNT, HINES, ADLEY, BAJOIE, CHEEK, DUPLESSIS, B. GAUTREUX, HEITMEIER AND JACKSON AND REPRESENTATIVES BAYLOR, BRUCE, BURRELL, DOERGE, GALLOT, MONTGOMERY, M. POWELL, JANE SMITH AND WADDELL

AN ACT

To enact Section 4(D) of Act No. 1 of the 2004 First Extraordinary Session of the Legislature, relative to the sales and use tax; to legislate with respect to the manufacturing machinery and equipment sales tax exclusion; to provide for effective dates; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 18 from the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 18— BY SENATORS JACKSON, MOUNT, HINES, ADLEY, BAJOIE, DUPLESSIS, B. GAUTREAU AND HEITMEIER AN ACT

To enact R.S. 47:297.7, relative to individual income tax; to provide a refundable child tax credit; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 19 from the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 19— BY SENATOR MOUNT AN ACT

To amend and reenact Code of Civil Procedure Article 2951(C)(1)(introductory paragraph) and R.S. 47:2417 and 2451(A)(introductory paragraph) and (A)(5), and to enact Code of Civil Procedure Article 2951(C)(1)(c) and R.S. 47:2401(B)(4), relative to date of death and judicially opening a succession for inheritance tax purposes; to provide relative to the applicability of the tax; to provide for the extension of filing inheritance tax returns; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

Rules Suspended

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 20 from the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 20— BY SENATORS MOUNT, HINES, ADLEY, BAJOIE, DUPLESSIS, B. GAUTREAU AND HEITMEIER AN ACT

To amend and reenact R.S. 47:302(S) and (T) and 331(P)(2) and (R), to provide for the effectiveness and applicability of the sales tax exclusions for electric power or energy, natural gas, water, and steam; to reduce the effective sales tax rates on electric power or energy, natural gas, water, and steam; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

Rules Suspended

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

Introduction of Senate Bills and Joint Resolutions

Senator Bajoie 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. 38— BY SENATOR BOASSO AN ACT

To enact R.S. 11:273, relative to provisions affecting more than one public retirement system; to provide for elimination of certain unfunded accrued liabilities; to create the Public Retirement

Fund in the state treasury; to create subfunds therein; to provide for allocation of certain monies to the fund; to provide for payment from the fund to the Teachers' Retirement System of Louisiana and to the Louisiana State Employees' Retirement System; to specify that each system shall use certain monies received from the fund exclusively to reduce the unfunded accrued liability existing as of June 30, 1988; to provide supplemental monies for the payment of cost-of-living adjustments; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 39— BY SENATORS ADLEY, DUPLESSIS AND MOUNT AND REPRESENTATIVES SALTER, DORSEY, ALARIO AND TOWNSEND AN ACT

To enact Subtitle XII of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:9100 through 9108, relative to providing a program for the reimbursement and payment of or for offsetting of assessments levied by Louisiana Citizens Property Insurance Corporation; to provide for the administration of the program by the Department of Revenue; to provide for the creation of the Louisiana Citizens Assessment Reimbursement Fund; to provide for the reimbursement, payment, or both of surcharges or assessments applied to residential and commercial policyholders as a result of assessments and charges levied by Louisiana Citizens Property Insurance Corporation; to provide for the transmission of information by affected insurance companies to the Department of Revenue; to provide a penalty for the failure to produce such information to the Department of Revenue; to provide for the confidentiality of such information; to provide an effective date; and to provide for related matters.

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

SENATE BILL NO. 40— BY SENATOR ADLEY AND REPRESENTATIVES ALARIO, SALTER, DORSEY AND TOWNSEND AN ACT

To amend and reenact R.S. 39:100.31(C) and Section 6(C) of Act No. 642 of the 2006 Regular Session of the Legislature, relative to special treasury funds; to provide relative to appropriations from the State Emergency Response Fund; to provide relative to the effective date of certain appropriations from the State Emergency Response Fund; to provide for an effective date; and to provide for related matters.

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

Leaves of Absence

The following leaves of absence were asked for and granted:

Table with 2 columns of names and 2 columns of 1 Day leaves.

Adjournment

Senator Bajoie moved that the Senate adjourn until Wednesday, December 13, 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 Wednesday, December 13, 2006.

GLENN A. KOEPP Secretary of the Senate GAYE F. HAMILTON Journal Clerk