OFFICIAL JOURNAL OF THE

SENATE

STATE OF LOUISIANA

THIRD 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

> > Wednesday, December 13, 2006

The Senate was called to order at 4:00 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	Fields	McPherson
Adley	Gautreaux B	Michot
Bajoie	Gautreaux N	Mount
Barham	Heitmeier	Murray
Boasso	Hollis	Nevers
Broome	Jackson	Romero
Cheek	Jones	Shepherd
Duplessis	Kostelka	Theunissen
Dupre	Lentini	Ullo
Ellington	Marionneaux	

Ellington Total - 29

ABSENT

Amedee	Cravins	Ouinn
Cain	Fontenot	Schedler
Chaisson	Malone	Smith
TD (1 0		

Total - 9

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

Prayer

The prayer was offered by Pastor Fernando Guitierrez, 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

Messages from the President of the Senate

The following messages from the President of the Senate were received and read as follows:

SENATE

State of Louisiana

December 12, 2006

Honorable Edwin R. Murray State Senator 1540 North Broad

New Orleans, LA 70119

RE: Senate Committee on Finance, Interim Member

Dear Senator Murray:

In accordance with Senate Rule 13.1(C), I hereby appoint you to serve as an interim member of the Senate Committee on Finance.

Thank you for your assistance and service.

Sincerely, DONALD E. HINES President

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. 41– BY SENATOR BOASSO

AN ACT

To enact Part XXXV of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1515.1, and Chapter 10 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:3301 through 3309, relative to the Louisiana Consumers Catastrophe Preparedness and Protection Act; to provide for the Louisiana State Catastrophe Fund as a special fund in the state treasury; to provide for the deposit of monies into the fund; to provide for the use of monies in the fund; to provide for the administration, investment, and use of the monies in the fund by the state treasurer; to provide for a program of reinsurance using monies in the fund; to authorize the issuance of revenue bonds; to create the Louisiana Consumers Catastrophe Preparedness and Protection Corporation and provide for a board of directors of the corporation, including development of the Louisiana Consumers Catastrophe Preparedness and Protection Plan; to provide for the powers, duties, functions, and responsibilities of the board of directors; 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 Resolutions. **Senate and Concurrent**

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

SENATE RESOLUTION NO. 3—

BY SENATOR CAIN

A RESOLUTION

To request the Senate Committee on Insurance to meet and also to form a task force to study and determine the feasability of establishing a catastrophic insurance fund.

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

SENATE RESOLUTION NO. 4—

BY SENATOR HINES

A RESOLUTION

To declare the Senate's intent to conduct committee hearings on the spending proposed by the governor at the 2006 Second Extraordinary Session; to invite the House of Representatives to join with the Senate in convening joint committees to review the proposals; and to urge and request the governor to have her staff to prepare background and other supporting materials concerning such proposals that will enhance the dialogue and illuminate the issues during the committee hearing process.

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December 13, 2006

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

SENATE RESOLUTION NO. 5—

BY SENATOR ADLEY

A RESOLUTION

To express the heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Sergeant Joshua Madden upon his death in combat in Operation Iraqi

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

SENATE RESOLUTION NO. 6—

BY SENATOR ELLINGTON

A RESOLUTION

To commend the Reverend Floyd Hawthorne of the First United Pentecostal Church of Winnsboro, Louisiana upon the occasion of his being honored for fifty years of service in the ministry.

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

SENATE RESOLUTION NO. 7—

BY SENATORS JONES, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMBRO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

A RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Benjamin S. Ruffin.

On motion of Senator Jones, the resolution was read by title and

SENATE RESOLUTION NO. 8—
BY SENATORS JONES, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

A RESOLUTION
To commend Norman C. Francis, president of Xavier University, upon the occasion of his being chosen to receive the Presidential Medal of Freedom, the nation's highest civilian honor.

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

SENATE CONCURRENT RESOLUTION NO. 12

BY SENATORS CRAVINS, N. GAUTREAUX AND MICHOT A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, the Department of Transportation and Development, and the Louisiana Highway Safety Commission to cooperatively develop a public awareness campaign to educate the public on the laws and dangers of illegal street racing; to cooperatively study such laws and penalties, including steps that may be taken to address the increase in occurrences of these activities in an effort to deter participation; and to request submission of a report to the legislature prior to the 2007 Regular Session.

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

SENATE CONCURRENT RESOLUTION NO. 13— BY SENATOR B. GAUTREAUX A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to authorize Louisiana to lease closed interstate rest areas to private entities in order to provide services and products helpful or desirable to interstate travelers.

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

3rd DAY'S PROCEEDINGS

SENATE CONCURRENT RESOLUTION NO. 14— BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To commend the multi-agency investigative task force formed by the attorney general of the state of Louisiana and to commend Attorney General Charles C. Foti, Jr., and the personnel in the office of the attorney general for their commitment, hard work, and remarkable service during the investigation and capture of serial killer, Ronald Joseph Dominique.

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

SENATE CONCURRENT RESOLUTION NO. 15—BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To urge and request the governor of the state of Louisiana, in consultation with the Louisiana commissioner of insurance, to establish a task force to study the purpose, structure, powers, and procedures of the Louisiana Citizens Property Insurance Corporation.

The resolution was read by title. Senator Dupre moved to adopt the Senate Concurrent Resolutiond.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Fields	Michot
Adley	Gautreaux B	Mount
Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Romero
Cheek	Jackson	Shepherd
Duplessis	Lentini	Theunissen
Dupre	Marionneaux	Ullo
Ellington	McPherson	

Total - 26

NAYS

Total - 0

ABSENT

Amedee	Cravins	Malone
Broome	Fontenot	Quinn
Cain	Jones	Schedler
Chaisson	Kostelka	Smith

Total - 12

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

SENATE CONCURRENT RESOLUTION NO. 16—BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To commend and memorialize the United States Congress for passing the Domenici-Landrieu Gulf of Mexico Energy Security Act of 2006 providing for sharing of federal offshore oil and gas revenue with Louisiana for coastal protection and restoration, to congratulate the members of the Louisiana congressional delegation upon their successful efforts in the passage of this legislation, and to urge the President to immediately sign this legislation.

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

ROLL CALL

The roll was called with the following result:

YEAS

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Mr President	Ellington	McPherson
Adley	Fields	Michot
Bajoie	Gautreaux B	Mount
Barham	Heitmeier	Murray
Boasso	Hollis	Nevers
Broome	Jackson	Romero
Cheek	Jones	Shepherd
Duplessis	Lentini	Theunissen
Dupre	Marionneaux	Ullo

Total - 27

Total - 0

ABSENT

NAYS

Amedee Fontenot Quinn Schedler Cain Gautreaux N Chaisson Kostelka Smith Cravins Malone

Total - 11

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

SENATE CONCURRENT RESOLUTION NO. 17—

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to reexamine current federal water resources programs and legislation in order to specifically address the urgent and unique challenges facing the coastal wetland ecosystems of Louisiana and other vulnerable large-scale ecosystems throughout the nation.

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

ROLL CALL

The roll was called with the following result:

YEAS

Fields	Michot
Gautreaux B	Mount
Gautreaux N	Murray
Heitmeier	Nevers
Hollis	Romero
Jackson	Shepherd
Jones	Theunissen
Lentini	Ullo
Marionneaux	
McPherson	
	Gautreaux B Gautreaux N Heitmeier Hollis Jackson Jones Lentini Marionneaux

Ellington

Total - 28

NAYS

Total - 0

ABSENT

Amedee Fontenot Schedler Kostelka Smith Cain Chaisson Malone Cravins Ouinn

Total - 10

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

SENATE CONCURRENT RESOLUTION NO. 18— BY SENATOR MARIONNEAUX A CONCURRENT RESOLUTION

To commend and congratulate Father Shelton J. Fabre on being named as Titular Bishop of Pudentiana and Auxiliary Bishop of New Orleans.

The resolution was read by title. Senator Marionneaux moved

to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Fields	Michot
Adley	Gautreaux B	Mount
Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Romero
Broome	Jackson	Shepherd
Cheek	Jones	Theunissen
Duplessis	Lentini	Ullo
Dupre	Marionneaux	
Ellington	McPherson	

Total - 28

NAYS

Total - 0

ABSENT

Amedee Fontenot Schedler Kostelka Smith Cain Chaisson Malone Cravins Quinn

Total - 10

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

SENATE CONCURRENT RESOLUTION NO. 19—

BY SENATORS NEVERS AND SMITH

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development and the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to meet and function as a joint committee to study and make recommendations with respect to the cost of transportation of agricultural products in the state of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

Bajoie Gautreaux N Barham Heitmeier Nevers Boasso Hollis Romero Broome Jackson Shepherd Cheek Jones Theunisser Duplessis Lentini Ullo Dupre Marionneaux Ellington McPherson Total - 28	arham oasso roome heek uplessis upre lington	Heitmeier Nev Hollis Ror Jackson She Jones The Lentini Ullo Marionneaux	vers nero pherd ounissen
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NAYS

Total - 0

ABSENT

Amedee	Fontenot	Schedler
Cain	Kostelka	Smith
Chaisson	Malone	
Cravins	Quinn	
Total - 10		

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

SENATE CONCURRENT RESOLUTION NO. 20—BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Reverend Donny Granvel.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Fields	Michot
Adley	Gautreaux B	Mount
Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Romero
Broome	Jackson	Shepherd
Cheek	Jones	Theunissen
Duplessis	Lentini	Ullo
- ·	3 - 1	

Marionneaux Ellington McPherson Total - 28

NAYS

Total - 0

ABSENT

Amedee	Fontenot	Schedler
Cain	Kostelka	Smith
Chaisson	Malone	
Cravins	Quinn	
Total 10	•	

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

SENATE CONCURRENT RESOLUTION NO. 21—

BY SENATORS NEVERS AND SMITH
A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development and the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to meet and function as a joint committee to study and make recommendations with respect to the funding and programs of the Louisiana State University Agricultural Center.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Fields	Michot
Adley	Gautreaux B	Mount
Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Romero
Broome	Jackson	Shepherd
Cheek	Jones	Theunissen
Duplessis	Lentini	Ullo
Dupre	Marionneaux	

McPherson

Total - 28 NAYS

Ellington

3rd DAY'S PROCEEDINGS

Total - 0

ABSENT

Amedee	Fontenot	Schedler
Cain	Kostelka	Smith
Chaisson	Malone	
Cravins	Quinn	
Tr. (1 10	•	

Total - 10

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

Senate Concurrent Resolutions on Second Reading to be Referred

The following Senate Concurrent Resolutions were read and referred to committees 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. Senator Hines moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Fields	McPherson
Adley	Gautreaux B	Michot
Barham	Gautreaux N	Mount
Boasso	Heitmeier	Murray
Broome	Hollis	Nevers
Cheek	Jackson	Romero
Duplessis	Jones	Shepherd Theunissen
Dupre	Lentini	Theunissen
Ellington	Marionneaux	Ullo

Total - 27

NAYS

Total - 0

ABSENT

Amedee	Cravins	Quinn
Bajoie	Fontenot	Schedler
Cain	Kostelka	Smith
Chaisson	Malone	

Total - 11

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

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 13, 2006

To the Honorable President and Members of the Senate:

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December 13, 2006

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. 52

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

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. 39:100.35, relative to state funds; to establish the Louisiana Economic and Port Development Infrastructure Fund as a special treasury fund; 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. 35—
BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, DORSEY, FAUCHEUX, AND THOMPSON

AN ACT

To amend and reenact R.S. 47:305.51, relative to sales and use tax exemptions; to provide for the effectiveness of the exemption for utilities purchased by certain steelworks, blast furnaces, coke ovens, and rolling mills; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 120—

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

AN ACT

To enact R.S. 47:6025, relative to state income tax credits; to reimburse, pay, or offset certain assessments levied by Louisiana Citizens Property Insurance Corporation; to provide a refundable credit against state income taxes to certain taxpayers in the amount of the surcharges, market equalization charges, or assessments paid as a result of assessments levied by Louisiana Citizens Property Insurance Corporation; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 59—

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

AN ACT

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

HOUSE BILL NO. 77— BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:1096(G)(3), relative to financing single premium insurance in connection with residential mortgage loans under the "Residential Mortgage Lending Act"; to provide for financing single premium insurance in connection with residential mortgage loans during the period beginning on August 15, 2006, and ending on August 14, 2007; and to provide for related matters.

HOUSE BILL NO. 90-

USE BILL NO. 90—
BY REPRESENTATIVES ALARIO, SALTER, DORSEY, TOWNSEND, BRUCE, DARTEZ, DOERGE, DURAND, HEBERT, HILL, KENNEY, MCDONALD, MONTGOMERY, JACK SMITH, ST. GERMAIN, THOMPSON, WALKER, WALSWORTH, BAYLOR, CAZAYOUX, E. GUILLORY, HUNTER, JACKSON, LAFLEUR, MCVEA, MORRISH, JOHN SMITH, AND TRICHE AND SENATOR MCPHERSON

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. 39:100.35, relative to state funds; to establish the Health Care Redesign Fund as a special treasury fund; 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.

> 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. 35— BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, DORSEY, FAUCHEUX, AND THOMPSON

AN ACT
To amend and reenact R.S. 47:305.51, relative to sales and use tax exemptions; to provide for the effectiveness of the exemption for utilities purchased by certain steelworks, blast furnaces, coke ovens, and rolling mills; 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.

HOUSE BILL NO. 52—

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

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. 39:100.35, relative to state funds; to establish the Louisiana Economic and Port Development Infrastructure Fund as a

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special treasury fund; 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. 59—

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

AN ACT
To amend and reenact R.S. 47:297(D) and to enact R.S. 47:297(P), relative to the individual income tax; to provide a child tax credit; to suspend the education 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.

HOUSE BILL NO. 77— BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 6:1096(G)(3), relative to financing single premium insurance in connection with residential mortgage loans under the "Residential Mortgage Lending Act"; to provide for financing single premium insurance in connection with residential mortgage loans during the period beginning on August 15, 2006, and ending on August 14, 2007; and to provide for related matters.

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

HOUSE BILL NO. 90-

BY REPRESENTATIVES ALARIO, SALTER, DORSEY, TOWNSEND, BRUCE, DARTEZ, DOERGE, DURAND, HEBERT, HILL, KENNEY, MCDONALD, MONTGOMERY, JACK SMITH, ST. GERMAIN, THOMPSON, WALKER, WALSWORTH, BAYLOR, CAZAYOUX, E. GUILLORY, HUNTER, JACKSON, LAFLEUR, MCVEA, MORRISH, JOHN SMITH, AND TRICHE AND SENATOR MCPHERSON 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. 39:100.35, relative to state funds; to establish the Health Care Redesign Fund as a special treasury fund; 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

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

HOUSE BILL NO. 120-

USE BILL NO. 120—
BY REPRESENTATIVES TOWNSEND, ARNOLD, GARY SMITH, ALARIO, ALEXANDER, ANDERS, ANSARDI, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DEWITT, DOERGE, DORSEY, DOVE, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRIEL, MORRISH, ODINET, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCÂLISE, SCHNEIDER, SMILEY, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TRAHAN, TRICHE,

3rd DAY'S PROCEEDINGS

TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON

AN ACT

To enact R.S. 47:6025, relative to state income tax credits; to reimburse, pay, or offset certain assessments levied by Louisiana Citizens Property Insurance Corporation; to provide a refundable credit against state income taxes to certain taxpayers in the amount of the surcharges, market equalization charges, or assessments paid as a result of assessments levied by Louisiana Citizens Property Insurance Corporation; 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.

Messages from the House

The following Messages from the House were received and read

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT 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 Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 20—BY REPRESENTATIVES SCALISE AND BRUNEAU

A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Internal Revenue Service to take such actions as are necessary to refrain from taxing rebuilding grants from the state's Road Home program.

HOUSE CONCURRENT RESOLUTION NO. 21—

BY REPRESENTATIVE SCHNEIDER
A CONCURRENT RESOLUTION

To authorize and request the Joint Legislative Committee on the Budget to investigate The Road Home Housing Program.

HOUSE CONCURRENT RESOLUTION NO. 22—

BY REPRESENTATIVE DEWITT
A CONCURRENT RESOLUTION

To urge and request Union Pacific Railroad to keep the Oilfield Road railroad crossing in Cheneyville, Louisiana, along U.S. Highway 71, open.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

December 12, 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:

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December 13, 2006

HOUSE CONCURRENT RESOLUTION NO. 26—
BY REPRESENTATIVES SCHNEIDER, GEYMANN, E. GUILLORY, JOHNS, KLECKLEY, AND MORRISH
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Ray C. Gillard of Lake Charles.

HOUSE CONCURRENT RESOLUTION NO. 27—

BY REPRESENTATIVE BAUDOIN
A CONCURRENT RESOLUTION
To urge and request that the U.S. Senate Committee on Homeland Security and Governmental Affairs and the Forensic Audits and Special Investigations Unit of the Government Accountability Office continue their investigation and oversight efforts regarding the Federal Emergency Management Agency's recovery expenditures in Louisiana and that they provide guidance to the agency and to the state of Louisiana as to what the state's share of legitimate recovery expenses is.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

December 13, 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. 28—BY REPRESENTATIVE MONTGOMERY

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Private Joshua Cain Burrows, United States Army, of Bossier City, who was killed in action in Iraq.

HOUSE CONCURRENT RESOLUTION NO. 29—
BY REPRESENTATIVES TRICHE, BALDONE, DOVE, AND PITRE AND SENATORS B. GAUTREAUX AND DUPRE
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education and the commissioner of administration to take certain actions relative to a proposal to create the Maxine Giardina Charter School as a Type 2 charter school in Lafourche Parish to serve students, beginning with the 2006-2007 school year, in grades one through eight who have language-based learning disorders.

HOUSE CONCURRENT RESOLUTION NO. 30— BY REPRESENTATIVES MONTGOMERY AND KLECKLEY A CONCURRENT RESOLUTION

To urge and request each public postsecondary education management board, in consultation with the Board of Regents, to develop and implement policies to prohibit each institution under its respective jurisdiction from using any state funds to provide athletic scholarships to foreign students and to report on the status of such implementation to the House Committee on Education and the Senate Committee on Education prior to the convening of the 2007 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 3—BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 5 of the Joint Rules of the Senate and House of Representatives to provide for audio and video broadcast of legislative proceedings and for the creation, nature, and maintenance of records thereof.

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. 3—

BY REPRESENTATIVE CROWE A CONCURRENT RESOLUTION

To adopt Joint Rule No. 5 of the Joint Rules of the Senate and House of Representatives to provide for audio and video broadcast of legislative proceedings and for the creation, nature, and maintenance of records thereof.

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

HOUSE CONCURRENT RESOLUTION NO. 20— BY REPRESENTATIVES SCALISE AND BRUNEAU A CONCURRENT RESOLUTION

To memorialize the United States Congress and the Internal Revenue Service to take such actions as are necessary to refrain from taxing rebuilding grants from the state's Road Home program.

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

HOUSE CONCURRENT RESOLUTION NO. 21—

BY REPRESENTATIVE SCHNEIDER

A CONCURRENT RESOLUTION

To authorize and request the Joint Legislative Committee on the Budget to investigate The Road Home Housing Program.

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

HOUSE CONCURRENT RESOLUTION NO. 22—

BY REPRESENTATIVE DEWITT
A CONCURRENT RESOLUTION

To urge and request Union Pacific Railroad to keep the Oilfield Road railroad crossing in Cheneyville, Louisiana, along U.S. Highway 71, open.

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

HOUSE CONCURRENT RESOLUTION NO. 26—
BY REPRESENTATIVES SCHNEIDER, GEYMANN, E. GUILLORY, JOHNS, KLECKLEY, AND MORRISH

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Ray C. Gillard of Lake Charles.

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

ROLL CALL

The roll was called with the following result:

YEAS

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0

Ellington Total - 28

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December 13, 2006

NAYS

Total - 0

ABSENT

Amedee Fontenot Schedler Kostelka Smith Cain Malone Chaisson Cravins Ouinn

Total - 10

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

HOUSE CONCURRENT RESOLUTION NO. 27—

BY REPRESENTATIVE BAUDOIN
A CONCURRENT RESOLUTION
To urge and request that the U.S. Senate Committee on Homeland Security and Governmental Affairs and the Forensic Audits and Special Investigations Unit of the Government Accountability Office continue their investigation and oversight efforts regarding the Federal Emergency Management Agency's recovery expenditures in Louisiana and that they provide guidance to the agency and to the state of Louisiana as to what the state's share of legitimate recovery expenses is.

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

HOUSE CONCURRENT RESOLUTION NO. 28—BY REPRESENTATIVE MONTGOMERY

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Private Joshua Cain Burrows, United States Army, of Bossier City, who was killed in action in Iraq.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Fields	Michot
Adley	Gautreaux B	Mount
Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Romero
Broome	Jackson	Shepherd
Cheek	Jones	Theunissen
Duplessis Dupre	Lentini Marionneaux	Ullo

Ellington McPherson

Total - 28

NAYS

Total - 0

ABSENT

Amedee Fontenot Schedler Cain Kostelka Smith Malone Chaisson Cravins Ouinn

Total - 10

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

HOUSE CONCURRENT RESOLUTION NO. 29-

BY REPRESENTATIVES TRICHE, BALDONE, DOVE, AND PITRE AND SENATORS B. GAUTREAUX AND DUPRE

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education and the commissioner of administration to take

3rd DAY'S PROCEEDINGS

certain actions relative to a proposal to create the Maxine Giardina Charter School as a Type 2 charter school in Lafourche Parish to serve students, beginning with the 2006-2007 school year, in grades one through eight who have language-based learning disorders.

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

HOUSE CONCURRENT RESOLUTION NO. 30-BY REPRESENTATIVES MONTGOMERY AND KLECKLEY A CONCURRENT RESOLUTION

To urge and request each public postsecondary education management board, in consultation with the Board of Regents, to develop and implement policies to prohibit each institution under its respective jurisdiction from using any state funds to provide athletic scholarships to foreign students and to report on the status of such implementation to the House Committee on Education and the Senate Committee on Education prior to the convening of the 2007 Regular Session.

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. 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

On motion of Senator Fields, the resolution was read by title and referred to the Committee on Local and Municipal Affairs.

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. Senator Murray moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Ellington	McPherson
Adley	Fields	Michot
Bajoie	Gautreaux B	Mount
Barham	Heitmeier	Murray
Boasso	Hollis	Nevers
Broome	Jackson	Romero
Cheek	Jones	Shepherd
Duplessis	Lentini	Theunissen
Dupre	Marionneaux	Ullo

Total - 27 NAYS

Gautreaux N

Total - 1

ABSENT

Amedee Fontenot Schedler Cain Kostelka Smith

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Chaisson Malone Cravins Quinn

Total - 10

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

HOUSE CONCURRENT RESOLUTION NO. 13—

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. Senator Bajoie moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Fields	Michot
Adley	Gautreaux B	Mount
Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Boasso	Hollis	Romero
Broome	Jackson	Shepherd
Cheek	Jones	Theunissen
Duplessis	Lentini	Ullo
D '	3.6 '	

Marionneaux Dupre Ellington McPherson Total - 28

NAYS

Total - 0

ABSENT

Schedler Amedee Fontenot Kostelka Smith Cain Chaisson Malone Cravins Ouinn Total - 10

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

FINANCE

Senator Francis C. Heitmeier, Chairman on behalf of the Committee on Finance, submitted the following report:

December 12, 2006

To the President and Members of the Senate:

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

SENATE BILL NO. 1— BY SENATOR FONTENOT

A JOINT RESOLUTION

Proposing to amend Article VII, Section 10(D)(3)(a) and (c) of the Constitution of Louisiana, relative to the expenditure of state funds; to prohibit the reduction of state salary supplements for full-time law enforcement and fire protection officers; and to specify an election for submission of the proposition to electors

and provide a ballot proposition.

Reported with Amendments.

SENATE BILL NO. 2-

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1), and 2218.8(B), relative to extra compensation and supplemental pay for firemen, police officers, and deputy sheriffs; to increase such extra compensation of supplemental pay; and to provide for related matters.

Reported with Amendments.

SENATE BILL NO. 14— BY SENATOR DUPRE

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 the creation and establishment of the Windfall Highway, Infrastructure, and Protection Fund; to provide for the dedication of money in the fund to certain uses; and to provide for related matters.

Reported with Amendments.

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 fulltime 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

Reported with Amendments.

SENATE BILL NO. 37-

BY SENATOR BARHAM AND REPRESENTATIVES THOMPSON, SALTER, ALARIO, BAYLOR, DORSEY, E. GUILLORY, 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.

Reported with Amendments.

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

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 a reduction of up to fifty percent for the Coastal Protection and Restoration Fund; to provide for an effective date; and to provide for related

Reported with Amendments.

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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.

Reported Favorably.

Respectfully submitted, FRANCIS C. HEITMEIER Chairman

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

Senator Heitmeier asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just reported by Committees.

SENATE BILL NO. 1—
BY SENATORS FONTENOT, BAJOIE, ELLINGTON, B. GAUTREAUX, HEITMEIER, JONES, LENTINI AND MCPHERSON A JOINT RESOLUTION

Proposing to amend Article VII, Section 10(D)(3)(a) and (c) of the Constitution of Louisiana, relative to the expenditure of state funds; to prohibit the reduction of state salary supplements for full-time law enforcement and fire protection officers; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 1 by Senator Fontenot

AMENDMENT NO. 1

On page 1, line 16, change "No law" to "Except as provided in Subsubparagraph (d) of this Subparagraph, no law"

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

SENATE BILL NO. 2—
BY SENATORS FONTENOT, BAJOIE, ELLINGTON, HEITMEIER, JONES, LENTINI, MCPHERSON AND ULLO AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1), and 2218.8(B), relative to extra compensation and supplemental pay for firemen, police officers, and deputy sheriffs; to increase such extra compensation of supplemental pay; and to provide for

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 2 by Senator Fontenot

On page 1, line 2, between "2218.8(B)" and the comma "," insert "and to enact R.S. 33:2218.10"

AMENDMENT NO. 2

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On page 1, line 3, change "and deputy sheriffs" to "deputy sheriffs, harbor police, bridge police, and fireboat employees'

AMENDMENT NO. 3 On page 1, line 8, between "reenacted" and "to" insert "and R.S. 33:2218.10 is enacted"

AMENDMENT NO. 4
On page 1, line 14, change "regularly employed" to "full time"

AMENDMENT NO. 5

On page 1, line 15, change "three" to "eight"

AMENDMENT NO. 6

On page 2, line 16, between "enforcement" and the comma "," insert and who is paid a salary of not less than eight hundred dollars per month

AMENDMENT NO. 7

On page 3, line 2, change "three hundred fifty" to "eight hundred"

AMENDMENT NO. 8

On page 3, between lines 6 and 7, insert the following:

"§2218.10. Extra compensation for commissioned full-time harbor police, fireboat personnel, and bridge police

In addition to the compensation now paid to any harbor police officer, fireboat operator, and bridge police officer, every harbor police officer, fireboat employee and bridge police officer who is a full time employee and who is paid a salary of not less than eight hundred dollars per month and who has completed and passed a post-certified training program as provided in R.S. 40:2405 and who has completed or who hereafter completes one year of service, shall be paid by the state extra compensation in the amount of four hundred twenty-five dollars per month.

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

SENATE BILL NO. 14-

BY SENATOR DUPRE

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 the creation and establishment of the Windfall Highway, Infrastructure, and Protection Fund; to provide for the dedication of money in the fund to certain uses; 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. 14 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 2, after "Section 10.3," insert "and excluding revenues attributable to mineral production activity or leasing activity on the Outer Continental Shelf,"

AMENDMENT NO. 2

On page 2, line15, change "Fifty" to "Sixty"

AMENDMENT NO. 3

On page 2, line 22, change "may expend up to" to "shall expend"

AMENDMENT NO. 4

On page 3, line 1, change "Fifty" to "Forty"

AMENDMENT NO. 5

On page 3, line 26, change "Natural" to "natural"

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

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 fulltime 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.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 28 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, at the end of line 2, between "2218.8(B) and (G)" and the comma "," insert "and to enact R.S. 33:2218.10"

AMENDMENT NO. 2 On page 1, line 6, delete "and"

AMENDMENT NO. 3 On page 1, line 7, between "servers" and the semicolon ";" insert ", harbor police, bridge police, and fireboat employees"

AMENDMENT NO. 4

On page 1, line11, between "reenacted" and "to" insert "and R.S. 33:2218.10 is enacted"

AMENDMENT NO. 5

On page 1, line 17, change "regularly employed" to "full time"

AMENDMENT NO. 6

On page 2, line 1, change "three" to "eight"

AMENDMENT NO. 7

On page 2, line 19, between "enforcement" and the comma "," insert and who is paid a salary of not less than eight hundred dollars per month'

AMENDMENT NO. 8

On page 3, line 4, between "thousand" and "shall" insert "and who is paid a salary of not less than eight hundred dollars per month'

 $\frac{AMENDMENT\ NO.\ 9}{On\ page\ 3,\ line\ 21,\ change}\ "three\ hundred\ fifty"\ to\ "\underline{eight\ hundred}"$

AMENDMENT NO. 10 On page 3, line 27, change "three hundred fifty" to "eight hundred"

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

§2218.10. Extra compensation for commissioned full-time harbor

police, fireboat personnel, and bridge police

In addition to the compensation now paid to any harbor police officer, fireboat operator, and bridge police officer, every harbor police officer, fireboat employee and bridge police officer who is a full time employee and who is paid a salary of not less than eight hundred dollars per month and who has completed and passed a post-certified training program as provided in R.S.

40:2405 and who has completed or who hereafter completes one year of service, shall be paid by the state extra compensation in the amount of four hundred twenty-five dollars per month."

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

SENATE BILL NO. 37—

BY SENATOR BARHAM AND REPRESENTATIVES THOMPSON, SALTER, ALARIO, BAYLOR, DORSEY, E. GUILLORY, 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.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Original Senate Bill No. 37 by Senator Barham

AMENDMENT NO. 1

On page 1, delete lines 15 through 17 and insert the following:

"B. The treasurer is authorized and directed on the effective date of this Act to deposit into the fund from the general fund the sum of twenty million five hundred ninety-five thousand five hundred dollars. Monies in the fund shall also include any monies appropriated annually to the fund by the legislature, including federal funds; donations, gifts, or grants; and any other monies which may be provided by law to be deposited in the fund. The monies in this fund shall be appropriated, administered and used solely as provided in Subsection C of this Section and only in the amounts appropriated annually by the legislature. All unexpended and unencumbered monies in this fund at the end of the fiscal year shall remain in the fund. The monies in this fund shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to this fund.'

AMENDMENT NO. 2 On page 2, delete lines 1 through 7

AMENDMENT NO. 3
On page 2, line 16, after "interoperability systems" and before the period "." insert the following:

, and an all-hazards emergency alert system which shall be able to support a text-based emergency alert and notification system containing messaging, e-mail, Internet access, cellular capability, desktop alert applications, prerecorded voice messages and text pager messages, and satellite phone and satellite radio with two-way send and reply capabilities, and include a web site which provides emergency information to the citizena of the state including but not limited to such things as citizens of the state including but not limited to such things as information relative to the Department of Homeland Security and Emergency Preparedness, Federal Emergency Management Agency, charities and faith-based groups that provide relief during times of emergency, and state and local shelters operating during a declared state of emergency; evacuation plans and routes; home safety including emergency kits, the supplying of food and water, pet care, and sheltering in place; and communications information, as well as a rapid communications system shall have at a minimum a text-based emergency alert and notification component where users may self register to receive all-hazards emergency information from their local parishes and the state and users can manage their personal contact information whether by e-mail, cell phone, pager, or personal

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digital assistant as they choose. The text-based alert and notification system shall be capable of enabling local and state emergency officials to send text alerts to such users based upon their preferences or geographical location by parish, emergency preparedness and homeland security regions, or statewide, and the system shall be capable of tracking replies from such users

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

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

Senator Heitmeier asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

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

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 a reduction of up to fifty percent for the Coastal Protection and Restoration Fund; to provide for an effective date; and to provide for related

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 57 by Representative Thompson

AMENDMENT NO. 1

On page 1, delete lines 6 and 7, and insert the following:

"monies in the fund; to provide for an effective date; and to provide for"

AMENDMENT NO. 2 On page 3, delete lines 25 through 27

AMENDMENT NO. 3

On page 3, line 28, change "Section 3." to "Section 2."

On motion of Senator Heitmeier, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

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.

Reported favorably by the Committee on Finance. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

3rd DAY'S PROCEEDINGS

Rules Suspended

Senator Murray asked for and obtained a suspension of the rules for the purpose of recalling Senate Concurrent Resolution No. 9 from the Committee on Insurance.

SENATE CONCURRENT RESOLUTION NO. 9—

BY SENATOR MURRAY
A CONCURRENT RESOLUTION

To strongly urge and request the commissioner of insurance to extend Emergency Rule 23, concerning the cancellation and nonrenewal of all personal residential, commercial residential, or commercial property insurance subject to the Louisiana Insurance Code to December 31, 2007.

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

ROLL CALL

The roll was called with the following result:

YEAS

Total - 0

ABSENT

NAYS

Amedee	Cravins	Quinn
Cain	Fontenot	Schedler
Chaisson	Malone	Smith
Total - 9		

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

December 9, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 1—

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

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SENATORS ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIRR, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN, AND ULLO

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of the Honorable Roy "Hoppy" Hopkins and to recognize his enduring legacy of dedicated and highly effective public service.

HOUSE CONCURRENT RESOLUTION NO. 2— BY REPRESENTATIVE MONTGOMERY

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Anthony G. "Tony" Sardisco of Shreveport.

HOUSE CONCURRENT RESOLUTION NO. 4—
BY REPRESENTATIVES HUTTER, BARROW, BAUDOIN, BOWLER, BRUCE, K. CARTER, DARTEZ, DOERGE, DORSEY, DURAND, GRAY, JEFFERSON, KATZ, MARCHAND, JANE SMITH, ST. GERMAIN, WALKER, AND WINSTON AND SENATORS BAJOIE, BROOME, CHEEK, DUPLESSIS, JACKSON, MOUNT, AND QUINN

A CONCURRENT RESOLUTION

To commend the Tulane Xavier National Center of Excellence in Women's Health upon receiving the prestigious designation of "Ambassador for Change" from the United States Department of Health and Human Services.

HOUSE CONCURRENT RESOLUTION NO. 8—

BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To commend the New Orleans Saints for their outstanding achievements during the 2006-2007 season and for the hope and happiness that the team has brought to New Orleans following Hurricane Katrina.

HOUSE CONCURRENT RESOLUTION NO. 10-

USE 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

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. 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, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, NEVERS, QUINN, ROMERO, SCHEDLER, SMITH, THEUNISSEN, AND ULLO

A CONCURRENT RESOLUTION

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.

and asked that the President of the Senate affix his signature to the

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

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Amedee Chaisson	1 Day 1 Day	Cain Cravins	1 Day 1 Day
Fontenot	1 Day 1 Day	Malone	1 Day
Quinn Smith	1 Day 1 Day	Schedler	1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Thursday, December 14, 2006, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Thursday, December 14, 2006.

> GLENN A. KOEPP Secretary of the Senate

GAYE F. HAMILTON Journal Clerk