

OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA

TWENTY-SECOND DAY'S PROCEEDINGS

**Thirty-Second Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Thursday, May 4, 2006

The Senate was called to order at 1:30 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	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

ABSENT

Total - 0

The President of the Senate announced there were 39 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Gordon Artwell, 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

**Privilege Report of the
Legislative Bureau**

May 4, 2006

To the President and Members of the Senate:

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

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

HOUSE BILL NO. 51—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 40:971.2(C), relative to controlled dangerous substances; to increase penalties for the crime of unlawfully prescribing, distributing, dispensing, or assisting in illegally obtaining controlled dangerous substances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 77—
BY REPRESENTATIVE BRUCE
AN ACT

To enact Code of Criminal Procedure Article 814(A)(14.2), relative to responsive verdicts; to provide for responsive verdicts for aggravated second degree battery; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 81—
BY REPRESENTATIVE BURNS
AN ACT

To amend and reenact R.S. 14:30(A)(1) and 30.1(A)(2)(a), relative to criminal homicide; to add certain crimes to the list of enumerated felonies which raise a homicide to the grades of first or second degree murder; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 211—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:964, Schedule III(D), to enact R.S. 40:964, Schedule I(D)(3), and to repeal R.S. 40:964, Schedule II(D)(1) and 964, Schedule V(B)(1), relative to the Uniform Controlled Dangerous Substances Law; to change the schedule classification of Methaqualone and Buprenorphine; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 212—
BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 16:65, relative to judicial enforcement districts; to provide for a district attorney in a federally declared disaster district to borrow money to finance the daily operations of his office; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 216—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 40:964, Schedule IV, relative to the Controlled Dangerous Substances Law; to organize the drugs in Schedule IV to be consistent with the federal controlled substances designations; to add several substances which are listed in Schedule IV federally but not in Louisiana; to delete Nalbuphine from Schedule IV consistent with federal schedule; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 373—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(a)(i) and (c)(i), relative to intensive incarceration and intensive parole supervision; to provide for which inmates are eligible to participate in the programs; and to provide for related matters.

Reported without amendments.

May 4, 2006

HOUSE BILL NO. 375—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:829, relative to discipline of inmates; to provide that procedures for discipline of inmates in the custody of the Department of Public Safety and Corrections are prescribed by the secretary of the department regardless of where housed; to provide that the secretary maintains a record of infractions which occur in state prisons; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 376—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:711(G) and 1135(A), (B)(introductory paragraph) and (2), and (D), relative to work release programs; to provide for the eligibility of inmates convicted of certain offenses involving controlled dangerous substances to participate in work release programs; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 380—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:833 and to enact R.S. 15:833.1, relative to the temporary release of inmates; to provide for eligibility for temporary furlough; to provide for the release of inmates for medical care under certain circumstances; to provide for temporary secured release of inmates; to provide for applicability; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 435—
BY REPRESENTATIVES GEYMANN AND SCHNEIDER
AN ACT

To amend and reenact R.S. 14:42(D)(2), relative to aggravated rape; to change the penalty provisions relative to the age of the victim to conform to the definition of the crime; to provide for penalties imposed when the victim is under the age of thirteen years; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 435 by Representative Geymann

AMENDMENT NO. 1

On page 1, line 2, following "R. S." and before "," change "14:42(D)(2)" to "14:42(D)(2)(introductory paragraph)"

AMENDMENT NO. 2

On page 1, line 7, following "R. S." and before "is" change "14:42(D)(2)" to "14:42(D)(2)(introductory paragraph)"

HOUSE BILL NO. 512—
BY REPRESENTATIVE MARTINY
AN ACT

To enact R.S. 14:37.5, relative to assault and battery; to create the crime of aggravated assault upon a utility service person with a firearm; to provide for penalties; to provide for definitions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 563—
BY REPRESENTATIVE GEYMANN
AN ACT

To amend and reenact R.S. 14:80(A)(1) and (2), relative to felony carnal knowledge of a juvenile; to change the minimum age of the victim to a person thirteen years of age or older; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 611—
BY REPRESENTATIVE R. CARTER
AN ACT

To amend and reenact R.S. 14:35, relative to simple battery; to increase the amount of the fine for the offense of simple battery; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 612—
BY REPRESENTATIVE R. CARTER
AN ACT

To amend and reenact R.S. 14:67(B)(3), relative to theft; to increase the fine for theft when the value of the thing taken is less than three hundred dollars; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 613—
BY REPRESENTATIVE R. CARTER
AN ACT

To amend and reenact R.S. 14:69(B)(3), relative to illegal possession of stolen things; to increase the fine when the amount of the stolen things is less than three hundred dollars; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 614—
BY REPRESENTATIVE R. CARTER
AN ACT

To amend and reenact R.S. 14:56(B), relative to simple criminal damage to property; to increase the fine for the crime of simple criminal damage to property when the value of the property damaged is less than five hundred dollars; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 635—
BY REPRESENTATIVE BURNS
AN ACT

To amend and reenact Code of Criminal Procedure Article 905.4(A)(1), relative to sentencing in capital cases; to add certain crimes to the enumeration of aggravating circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 636—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:832(B), 871, and 873, relative to inmate compensation; to provide for discretionary rather than mandatory compensation for inmate labor; to provide for the adoption of rules for establishing the eligibility to receive compensation; to provide for rules to establish rate of compensation for labor performed by eligible inmates; to provide for applicability; to provide with respect to the sources of funding for inmate compensation; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 847—

BY REPRESENTATIVES MARTINY, ALARIO, K. CARTER, DEWITT, DORSEY, HAMMETT, JEFFERSON, RICHMOND, RITCHIE, SALTER, AND JANE SMITH AND SENATORS BAJOEI, HEITMEIER, HINES, MOUNT, AND NEVERS

AN ACT

To amend and reenact R.S. 15:824(B)(1)(b) and (c)(introductory paragraph) and to enact R.S. 15:824(B)(1)(d), relative to persons committed to the Department of Public Safety and Corrections; to provide for the amount paid to parish prisons housing inmates in the custody of the Department of Public Safety and Corrections and who were evacuated due to a disaster or emergency; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1007—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 15:571.3(C)(1)(r) and (s) and to enact R.S. 15:571.3(C)(1)(t), relative to diminution of sentence; to provide that a person convicted of looting that occurred during a state of emergency not have the benefit of diminution of sentence for good behavior; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1120—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 40:1375(B) and (F)(1), relative to state police training facilities; to provide for fees charged for participation in the training school and courses and for the use of the training facility by local government to train their police officers; and to provide for related matters.

Reported without amendments.

Respectfully submitted, ARTHUR J. "ART" LENTINI Chairman

Adoption of Legislative Bureau Report

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

Messages from the House

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

Message from the House

CONCURRING IN SENATE CONCURRENT RESOLUTIONS

May 4, 2006

To the Honorable President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 64—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and request that the Department of Health and Hospitals open a mental health facility and provide additional mental health treatment opportunities to address the mental health crisis occurring in the wake of the devastation of Hurricane Katrina and Hurricane Rita.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 69—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To declare and designate May 4, 2006 as Together Rx Access Awareness Day.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 70—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To commend Earl Barbry, Sr., Chairman of the Tunica-Biloxi Tribe of Louisiana, on being selected as a 2006 Louisiana Legend.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 71—

BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Cathryn Corman Morris to record for posterity the enduring appreciation of the members for her lifetime of contributions to her family and community.

Reported without amendments.

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

Senate Concurrent Resolutions on Second Reading

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

SENATE CONCURRENT RESOLUTION NO. 72—

BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to immediately authorize the Morganza to the Gulf Hurricane Protection Project, and to urge and request the U.S. Army Corps of Engineers to include such recommendation in its pending interim report to Congress.

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 3, 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. 19—

BY REPRESENTATIVE TOOMY

AN ACT

To repeal R.S. 16:11(A)(2), relative to the annual salary of assistant district attorneys payable by the state; to repeal provisions authorizing the district attorney for the parish of Orleans and the Nineteenth Judicial District to reallocate the total funds authorized and payable by the state by combining or dividing the amounts fixed for each of the assistant district attorneys effective August 15, 2011, subject to the enactment into law of House Bill No. 1178 of this 2006 Regular Session.

May 4, 2006

HOUSE BILL NO. 177—

BY REPRESENTATIVE SMILEY
AN ACT

To enact R.S. 49:155.6, relative to state symbols; to require the state poem to be "I Love My Louisiana" by James Ellis Richardson; and to provide for related matters.

HOUSE BILL NO. 1332—

BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 41:1212(L), to authorize the Natchitoches Parish School Board to lease certain property to Waterworks District No. 2 of Natchitoches Parish for specified purposes; to provide relative to the term and cost of such lease; to provide conditions and limitations; to provide relative to access to the leased property; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 11—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 18:463(A)(1)(a), relative to candidates; to provide for the notice of candidacy; to prohibit a candidate from filing multiple notices for the same office; to provide for information listed on the ballot; and to provide for related matters.

HOUSE BILL NO. 87—

BY REPRESENTATIVE WHITE
AN ACT

To enact Part LXIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.251, relative to health care of persons arrested for felony offenses; to require that hospitals notify requesting law enforcement agencies prior to discharge of a person admitted to the hospital under certain conditions; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 154—

BY REPRESENTATIVES STRAIN, ALEXANDER, ARNOLD, BADON, BALDONE, BARROW, BURRELL, CRANE, CROWE, DANIEL, DOERGE, DOVE, DURAND, FANNIN, FAUCHEUX, FRITH, GALLOT, GLOVER, GREENE, HARRIS, HEATON, HONEY, KATZ, KENNEY, MCDONALD, MONTGOMERY, ODINET, PINAC, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, GARY SMITH, JANE SMITH, TRAHAN, TUCKER, WADDELL, AND WALKER
AN ACT

To enact R.S. 17:170.1, relative to immunizations; to require certain students of postsecondary education institutions to provide documentation of certain immunizations; to require such institutions to provide information relative to certain immunizations to certain persons; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 1043—

BY REPRESENTATIVES GREENE AND SCALISE
AN ACT

To amend and reenact R.S. 14:32.1(B), relative to vehicular homicide; to provide for increased penalties for the crime of vehicular homicide; and to provide for related matters.

HOUSE BILL NO. 1069—

BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 30:572(1)(a), relative to the Natural Resources and Energy Act of 1973; to provide that when intrastate natural gas is rationed or allocated because of an emergency shortage, priority is given to the petroleum, petrochemical, and chemical industry to the extent necessary to ensure the protection of the public health, safety, and the environment; and to provide for related matters.

HOUSE BILL NO. 922—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:1002(6), 1141.2(B)(10), 1152(J)(3) and (4), 1402(6), 1422, 1503(7), 1732(15), 1763(J)(1) and (2), 1902(14), 2031(5), and 2178(B)(1)(b) and (C)(1)(c) and to enact

R.S. 11:231(C)(3), relative to benefits of the state and statewide retirement systems of Louisiana; to provide for definitions; to provide for calculation of average compensation; to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan; to provide for applicability and effectiveness; and to provide for related matters.

HOUSE BILL NO. 1268—

BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 22:1379(8) and to enact R.S. 22:1379(3)(g), relative to insurance; to provide for insurer insolvency; to provide for a program to pay claims of insolvent insurers; to provide for an exclusion from coverage under the program; and to provide for related matters.

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

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 11—

BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 18:463(A)(1)(a), relative to candidates; to provide for the notice of candidacy; to prohibit a candidate from filing multiple notices for the same office; to provide for information listed on the ballot; and to provide for related matters.

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

HOUSE BILL NO. 19—

BY REPRESENTATIVE TOOMY
AN ACT

To repeal R.S. 16:11(A)(2), relative to the annual salary of assistant district attorneys payable by the state; to repeal provisions authorizing the district attorney for the parish of Orleans and the Nineteenth Judicial District to reallocate the total funds authorized and payable by the state by combining or dividing the amounts fixed for each of the assistant district attorneys effective August 15, 2011, subject to the enactment into law of House Bill No. 1178 of this 2006 Regular Session.

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

HOUSE BILL NO. 87—

BY REPRESENTATIVE WHITE
AN ACT

To enact Part LXIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.251, relative to health care of persons arrested for felony offenses; to require that hospitals notify requesting law enforcement agencies prior to discharge of a person admitted to the hospital under certain conditions; to provide for definitions; and to provide for related matters.

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

HOUSE BILL NO. 154—

BY REPRESENTATIVES STRAIN, ALEXANDER, ARNOLD, BADON, BALDONE, BARROW, BURRELL, CRANE, CROWE, DANIEL, DOERGE, DOVE, DURAND, FANNIN, FAUCHEUX, FRITH, GALLOT, GLOVER, GREENE, HARRIS, HEATON, HONEY, KATZ, KENNEY, MCDONALD, MONTGOMERY, ODINET, PINAC, PITRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, GARY SMITH, JANE SMITH, TRAHAN, TUCKER, WADDELL, AND WALKER
AN ACT

To enact R.S. 17:170.1, relative to immunizations; to require certain students of postsecondary education institutions to provide documentation of certain immunizations; to require such

institutions to provide information relative to certain immunizations to certain persons; to provide for exceptions; and to provide for related matters.

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

HOUSE BILL NO. 177—
BY REPRESENTATIVE SMILEY
AN ACT

To enact R.S. 49:155.6, relative to state symbols; to require the state poem to be "I Love My Louisiana" by James Ellis Richardson; and to provide for related matters.

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

HOUSE BILL NO. 922—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:1002(6), 1141.2(B)(10), 1152(J)(3) and (4), 1402(6), 1422, 1503(7), 1732(15), 1763(J)(1) and (2), 1902(14), 2031(5), and 2178(B)(1)(b) and (C)(1)(c) and to enact R.S. 11:231(C)(3), relative to benefits of the state and statewide retirement systems of Louisiana; to provide for definitions; to provide for calculation of average compensation; to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan; to provide for applicability and effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 1043—
BY REPRESENTATIVES GREENE AND SCALISE
AN ACT

To amend and reenact R.S. 14:32.1(B), relative to vehicular homicide; to provide for increased penalties for the crime of vehicular homicide; and to provide for related matters.

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

HOUSE BILL NO. 1069—
BY REPRESENTATIVE PIERRE
AN ACT

To amend and reenact R.S. 30:572(1)(a), relative to the Natural Resources and Energy Act of 1973; to provide that when intrastate natural gas is rationed or allocated because of an emergency shortage, priority is given to the petroleum, petrochemical, and chemical industry to the extent necessary to ensure the protection of the public health, safety, and the environment; and to provide for related matters.

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

HOUSE BILL NO. 1268—
BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 22:1379(8) and to enact R.S. 22:1379(3)(g), relative to insurance; to provide for insurer insolvency; to provide for a program to pay claims of insolvent insurers; to provide for an exclusion from coverage under the program; and to provide for related matters.

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

HOUSE BILL NO. 1332—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 41:1212(L), to authorize the Natchitoches Parish School Board to lease certain property to Waterworks District No. 2 of Natchitoches Parish for specified purposes; to provide relative to the term and cost of such lease; to provide conditions and limitations; to provide relative to access to the leased property; to provide an effective date; and to provide for related matters.

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 3, 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. 161—
BY REPRESENTATIVE GEYMAN
A CONCURRENT RESOLUTION

To commend Evan Alexandra Adams upon being named Louisiana's 2006 Junior High/Middle School Student of the Year and to recognize her extraordinary accomplishments.

HOUSE CONCURRENT RESOLUTION NO. 162—
BY REPRESENTATIVE GLOVER
A CONCURRENT RESOLUTION

To recognize the State Fair of Louisiana upon the celebration of its centennial anniversary and to declare May 9, 2006, as State Fair of Louisiana Day at the Louisiana Legislature.

HOUSE CONCURRENT RESOLUTION NO. 163—
BY REPRESENTATIVE STRAIN
A CONCURRENT RESOLUTION

To recognize September of 2006 as Parent Teacher Association Month in Louisiana, to commend those involved in their schools and communities, and to encourage school and community participation.

HOUSE CONCURRENT RESOLUTION NO. 164—
BY REPRESENTATIVE WALSWORTH
A CONCURRENT RESOLUTION

To commend Randy Ewing for his leadership and guidance as the chief executive officer of the Louisiana Family Recovery Corps.

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. 161—
BY REPRESENTATIVE GEYMAN
A CONCURRENT RESOLUTION

To commend Evan Alexandra Adams upon being named Louisiana's 2006 Junior High/Middle School Student of the Year and to recognize her extraordinary accomplishments.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Michot
Amedee	Ellington	Mount
Bajoie	Gautreaux N	Murray
Barham	Hollis	Nevers

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Boasso	Jackson	Romero
Cain	Jones	Shepherd
Chaisson	Lentini	Smith
Cheek	Malone	Theunissen
Dardenne	Marionneaux	Ullo
Total - 27		

NAYS

Total - 0

ABSENT

Adley	Fields	Kostelka
Broome	Fontenot	McPherson
Cravins	Gautreaux B	Quinn
Dupre	Heitmeier	Schedler
Total - 12		

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

HOUSE CONCURRENT RESOLUTION NO. 162—
BY REPRESENTATIVE GLOVER

A CONCURRENT RESOLUTION

To recognize the State Fair of Louisiana upon the celebration of its centennial anniversary and to declare May 9, 2006, as State Fair of Louisiana Day at the Louisiana Legislature.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Michot
Amedee	Duplessis	Mount
Bajoie	Ellington	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Romero
Broome	Hollis	Shepherd
Cain	Jackson	Smith
Chaisson	Jones	Theunissen
Cheek	Lentini	Ullo
Cravins	Malone	
Total - 29		

NAYS

Total - 0

ABSENT

Adley	Heitmeier	Quinn
Dupre	Kostelka	Schedler
Fields	Marionneaux	
Fontenot	McPherson	
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. 163—
BY REPRESENTATIVE STRAIN

A CONCURRENT RESOLUTION

To recognize September of 2006 as Parent Teacher Association Month in Louisiana, to commend those involved in their schools and communities, and to encourage school and community participation.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Marionneaux
Amedee	Duplessis	Michot
Bajoie	Ellington	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Hollis	Romero
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Total - 30		

NAYS

Total - 0

ABSENT

Adley	Fontenot	McPherson
Dupre	Heitmeier	Quinn
Fields	Kostelka	Schedler
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. 164—
BY REPRESENTATIVE WALSWORTH

A CONCURRENT RESOLUTION

To commend Randy Ewing for his leadership and guidance as the chief executive officer of the Louisiana Family Recovery Corps.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	McPherson
Amedee	Dupre	Michot
Bajoie	Ellington	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Hollis	Romero
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Dardenne	Marionneaux	
Total - 32		

NAYS

Total - 0

ABSENT

Adley	Heitmeier	Schedler
Fields	Kostelka	
Fontenot	Quinn	
Total - 7		

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

**House Bills and Joint Resolutions
on Second Reading to be Referred**

The following House Bills and Joint Resolutions were read by

title and referred to committees as follows:

HOUSE BILL NO. 45—
BY REPRESENTATIVE TRICHE
AN ACT

To provide with respect to the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for early retirement of members of the Louisiana State Employees' Retirement System, including but not limited to provisions for eligibility, retirement benefits, restrictions on hiring of new employees, abolition of vacated positions, reductions in appropriated funds, and funding; and to provide for related matters.

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

HOUSE BILL NO. 48—
BY REPRESENTATIVE WHITE
A JOINT RESOLUTION

Proposing to amend Article VIII, Section 13(D)(1) of the Constitution of Louisiana, to provide that for certain effects and purposes the Central community school system in East Baton Rouge Parish shall be regarded and treated as a parish and shall have the authority granted parishes, including the purposes of certain funding and the raising of certain local revenues for the support of elementary and secondary schools; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Under the provisions of Joint Rule No. 5, the bill, which is a duplicate of Senate Bill No. 177, was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 79—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 27:311.9, relative to the licensing and operation of video draw poker devices; to provide for an exemption from processing fees for new video poker license applications when there is a transfer of ownership among subsidiaries and the corporate structure of a licensee changes; to provide for applicability; and to provide for related matters.

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

HOUSE BILL NO. 178—
BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:323(A), (B), and (D), relative to provisions affecting more than one retirement system; to provide with respect to participation in the Deferred Retirement Option Plan of certain retirement systems by certain persons; to allow certain terminated members to adjust the periods applicable to their participation in the plan under certain circumstances; to provide for participation in the plan upon reemployment; 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 Retirement.

HOUSE BILL NO. 193—
BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 18:108(C), relative to voter registration; to provide for the reinstatement of prior voter registration information for a voter whose registration has been canceled and who re-registers to vote in the parish in which he was previously registered within three years of the cancellation of his registration in that parish; and to provide for related matters.

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

HOUSE BILL NO. 217—
BY REPRESENTATIVE TOWNSEND
AN ACT

To enact R.S. 27:306(A)(4)(d), relative to the Video Draw Poker Devices Control Law; to provide that the requirements for qualified truck stop facilities are suspended if the property upon which the qualified truck stop facility is located is expropriated by the state or its political subdivisions; and to provide for related matters.

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

HOUSE BILL NO. 250—
BY REPRESENTATIVE K. CARTER
AN ACT

To repeal R.S. 22:83 and 130, relative to domestic insurers; to delete the requirement of United States citizenship to serve on the board of directors or be an officer of a domestic stock insurer or a domestic mutual insurer.

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

HOUSE BILL NO. 340—
BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:636(G), relative to nonrenewal of certain insurance policies; to provide for notice of nonrenewal to persons with an interest in any loss covered by the policy; and to provide for related matters.

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

HOUSE BILL NO. 374—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact Code of Criminal Procedure Article 893(A), relative to suspension and deferral of sentence and probation in felony cases; to provide when a term of probation commences if incarceration and probation are ordered by a court; to provide for the concurrent running of probation and parole supervision in certain cases; to provide for applicability; and to provide for related matters.

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

HOUSE BILL NO. 379—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 15:571.3(B) and Code of Criminal Procedure Article 880, relative to diminution of sentence for good behavior and credit for prior custody; to limit the amount of good time or credit earned per month for inmates serving consecutive sentences; and to provide for related matters.

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

HOUSE BILL NO. 487—
BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 36:681(C)(1), 686(C)(2) and (E), 687, and 690 and to enact R.S. 36:686(A)(5) and 802.21, relative to the Department of Insurance; to provide with respect to the organization of the department and the agencies made a part of that department; to provide relative to the officers of the department; and to provide for related matters.

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

May 4, 2006

HOUSE BILL NO. 674—
BY REPRESENTATIVE WADDELL
AN ACT

To enact R.S. 18:1309.2, relative to a pilot program for early voting; to authorize the secretary of state to develop and implement a pilot program for the conduct of early voting in additional locations within certain parishes; to limit the number of parishes in which such pilot program may be implemented; to require the secretary of state, clerks of court, and the registrars of voters to work together to develop and implement the pilot program; to limit the time frame for and the number of elections at which the pilot program may be implemented; to require the approval of the pilot program by the House and Senate governmental affairs committees prior to implementation; to require the secretary of state to provide a report regarding the pilot program to the House and Senate governmental affairs committees; to provide for related matters.

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

HOUSE BILL NO. 685—
BY REPRESENTATIVES THOMPSON, BRUCE, CAZAYOUX, CRAVINS,
DOWNS, FRITH, M. GUILLORY, HILL, KENNEY, JACK SMITH, AND
STRAIN
AN ACT

To enact R.S. 3:4674, relative to ethanol and bio-diesel standards; to provide a minimum ethanol content requirement for gasoline; to provide a minimum bio-diesel content requirement for diesel; to provide relative to alternate renewable fuels; to provide for definitions; to provide for exemptions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

HOUSE BILL NO. 717—
BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 33:2737.79, to authorize the Sabine Parish School Board to levy and collect an additional sales and use tax; to provide for the maximum rate of the tax and for imposition and collection of the tax; to provide for the use of tax proceeds; 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 Education.

HOUSE BILL NO. 763—
BY REPRESENTATIVE WADDELL
AN ACT

To amend and reenact R.S. 11:3714(B)(5)(a) and to repeal R.S. 11:3731(D), relative to the Police Pension Fund of the city of Shreveport; to provide for the composition of the board of trustees; and to provide for related matters.

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

HOUSE BILL NO. 797—
BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 40:1241(A), relative to public market places; to provide for exemptions for permanent open-air public market buildings; to require the development of food service operational guidelines; and to provide for related matters.

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

HOUSE BILL NO. 815—
BY REPRESENTATIVES WHITE AND KENNARD AND SENATORS
FONTENOT AND MARIONNEAUX
AN ACT

To enact R.S. 17:58.2(H), 65, and 65.1, relative to the Central community school system; to provide for the school system, including its establishment and boundaries; to provide for the school board and an interim board of control; to provide for board membership, apportionment, qualifications, method of selection, terms of office, filling of vacancies, compensation, expenses, powers, duties, and responsibilities; to provide relative to facilities and property; to provide for the reapportionment of the East Baton Rouge Parish School Board; to provide for effectiveness and for implementation; and to provide for related matters.

Under the provisions of Joint Rule No. 5, the bill, which is a duplicate of Senate Bill No. 410, was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 835—
BY REPRESENTATIVES JACK SMITH AND LAMBERT AND SENATORS
MALONE AND MCPHERSON
AN ACT

To amend and reenact R.S. 34:851.36, relative to boating safety; to revise the penalties for violations of boating safety education requirements; and to provide for related matters.

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

HOUSE BILL NO. 836—
BY REPRESENTATIVES JACK SMITH, LAMBERT, AND ST. GERMAIN
AND SENATORS MALONE AND MCPHERSON
AN ACT

To amend and reenact R.S. 34:851.10(A) and (B), relative to the operation of vessels; to revise collision and accident report provisions; and to provide for related matters.

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

HOUSE BILL NO. 909—
BY REPRESENTATIVE BRUNEAU
AN ACT

To amend and reenact R.S. 18:104(A)(16)(introductory paragraph), 115(F)(2)(d)(ii), 132, 133(A), 401.3(D)(4), 425(B)(1), 426(A)(1), 434(B)(7), 441(B)(1), 533(A), 553(B)(1)(b) and (2), 571, 572(A)(1), 573(A)(2), 583(D)(1), 601, 654, 1309(B), 1313(F)(1), 1334(heading), 1351(12), 1353(C)(4), and 1355(12), (13), (14), (15), (16), and (17), to enact R.S. 18:18(D), 101.1, 104(G), 115(F)(2)(d)(iii), 152.1, 425(A)(4), 1308.3(C), 1314(F), and 1351(13), and to repeal R.S. 18:1353(C)(5) and 1355(18), relative to the election code; to make changes to the election code; to authorize the secretary of state to enter into certain agreements with other states; to provide for procedures for verification of registration information; to provide relative to the forms of identification an applicant may use when registering to vote; to require the registrar to verify that a displaced person applying to vote absentee by mail has not registered in another jurisdiction; to provide relative to the offices and branch offices of the registrars of voters when an emergency has affected such office; to provide relative to the re-creation of destroyed records of the registrar; to provide relative to procedures for tabulating legislative ballots regarding the secretary of state's emergency plan; to authorize and provide for the use of additional commissioners from other parishes when a parish has a shortage due to an emergency; to provide relative to the requirements for the selection of commissioners; to provide relative to the requirements to have the political party designation of a candidate on the ballot; to provide for certification of polling places as handicapped accessible; to provide relative to the location of multiple precincts within a polling location; to specify when the filling of an anticipated vacancy is premature; to specify certain requirements for a notice of retirement or resignation to become effective; to provide for the beginning of

legislative service for certain purposes; to remove references to voting machines, equipment, and paraphernalia no longer in use; and to provide for related matters.

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

HOUSE BILL NO. 1006—
BY REPRESENTATIVES DOERGE, DOWNS, AND MONTGOMERY
AN ACT

To authorize and provide for the transfer of certain property, located in Webster Parish from the University of Louisiana System, acting with and on behalf of Louisiana Tech University, to the Military Department, state of Louisiana; and to provide for related matters.

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

HOUSE BILL NO. 1036—
BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 22:844(A)(1) and (12), (C)(1), and (D)(1)(a), relative to investment by domestic insurers in securities; to authorize domestic insurers to invest in certain mortgage obligations and bonds and other mortgage-backed securities and in mutual funds that invest in foreign securities; to authorize domestic life insurers to invest in certain real estate investment trusts; to limit the amount of such investments; and to provide for related matters.

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

HOUSE BILL NO. 1119—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 17:3141.3(A)(4), 3141.5(C)(4), and 3141.18(A), (B), (C), and (D), to enact R.S. 17:3141.3(G) and R.S. 36:651(L) and 801.5, and to repeal R.S. 36:651(G)(1), relative to proprietary schools; to provide relative to the membership and duties of the Advisory Commission on Proprietary Schools; to provide relative to the revocation of licenses in the event of a change of ownership of a proprietary school; to provide relative to certain authority of the Board of Regents and the Advisory Commission on Proprietary Schools with regard to the investigation of complaints and hearings relative thereto; to provide relative to the placement of the Advisory Commission on Proprietary Schools in the executive branch of state government and for the exercise of its powers, duties, functions, and responsibilities; and to provide for related matters.

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

HOUSE BILL NO. 1162—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 32:661(C)(1), 661.1(C)(1), 661.2(C)(1), and 667(A)(1), relative to tests for suspected drunken drivers; to provide with respect to the standardized form given to a person who has submitted to a chemical test; to provide with respect to the manner in which the name of law enforcement officials involved in the stop, detention, investigation, or arrest of a person for operating a vehicle or watercraft while intoxicated must be provided to the person who has submitted to a chemical test; and to provide for related matters.

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

HOUSE BILL NO. 1175—
BY REPRESENTATIVE SALTER AND SENATOR HINES
AN ACT

To amend and reenact R.S. 47:511.1(A) and to enact R.S. 11:607, relative to registration of vehicles; to provide relative to temporary permits authorizing the operation of trucks owned by residents of states which do not have a reciprocity agreement with Louisiana; to increase the fee for issuance of temporary permits authorizing the operation of such trucks on Louisiana highways; to provide relative to the terms of such temporary permits; to increase the number of hours the temporary permits authorize the operation of such trucks on Louisiana highways; to create the Department of Public Safety and Corrections Police Officer Fund; to provide for the use of such monies; 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.

HOUSE BILL NO. 1193—
BY REPRESENTATIVES BALDONE AND MCDONALD
AN ACT

To amend and reenact Children's Code Article 1131(E)(1), relative to adoptions; to authorize state police to conduct records checks; and to provide for related matters.

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

HOUSE BILL NO. 1229—
BY REPRESENTATIVE BAUDOIN
AN ACT

To amend and reenact R.S. 41:15, relative to state lands; to prohibit permanent stands on state lands; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
EDUCATION**

Senator Ullo, Chairman on behalf of the Committee on Education, submitted the following report:

May 4, 2006

To the President and Members of the Senate:

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

SENATE BILL NO. 539—
BY SENATOR ULLO
AN ACT

To enact R.S. 17:84.2, relative to qualifications for school board business managers or chief financial officers; to require the State Board of Elementary and Secondary Education to promulgate rules establishing qualifications for financial officers employed by school boards; to provide for a period in which business managers or chief financial officers may acquire certain qualifications; authorizes school systems to share certain officers and employees; and to provide for related matters.

Reported with amendments.

May 4, 2006

SENATE BILL NO. 601—

BY SENATOR N. GAUTREAUX

AN ACT

To enact Chapter 5-O of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.121 through 380.126, and R.S. 36:744(Z) and 801.19, relative to museums; to establish the Louisiana Military Hall of Fame and Museum in the Department of State; to provide for location of the facility; to provide for a governing board, membership, appointment, and compensation; to provide for duties and powers of the board; to provide for operating funds and appropriations by the legislature; to provide for donations, loans, disposition of property, and use of collections; to provide relative to the authority of the secretary of state with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 167—

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact R.S. 17:421.8(A), relative to salary adjustments for certain persons holding credentials issued by the National Board for Certified Counselors; to provide conditions for receiving the adjustment; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 175—

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact R.S. 17:421.6(C), relative to salary adjustments for certain persons holding certificates issued by the National Board for Professional Teaching Standards; to provide conditions for receiving the adjustment; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 210—

BY REPRESENTATIVE BADON

AN ACT

To amend and reenact R.S. 17:421.9(G), relative to salary adjustments for certain school psychologists holding a specified credential issued by the National School Psychology Certification Board; to provide conditions for receiving the adjustment; to provide an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 236—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To enact R.S. 41:728, relative to unused school lands; to authorize the St. Tammany Parish School Board to sell, exchange, or otherwise dispose of certain unused school lands, including sixteenth section lands, indemnity for school lands, and other immovable property; to provide relative to procedures for such disposition; to provide for the sale of sixteenth section lands by the state land office; to provide for use of proceeds; to provide for effectiveness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 800—

BY REPRESENTATIVE TRAHAN

AN ACT

To enact R.S. 17:81(O), relative to leave for employees of local school boards who serve on certain public entities; to require the adoption of policies and procedures by each city, parish, and other local public school board providing leave with pay for certain employees under specified circumstances; to provide applicability; to provide guidelines for such policies and procedures and a time line for adoption by the school board; to

provide an effective date; and provide for related matters.

Reported favorably.

HOUSE BILL NO. 1023—

BY REPRESENTATIVES HUTTER, BADON, BARROW, DOWNS, FANNIN, KENNEY, M. POWELL, T. POWELL, AND RITCHIE

AN ACT

To enact R.S. 17:1871(B)(7), relative to the duties of the Board of Supervisors of Community and Technical Colleges; to require that the board cooperate and work together with the State Board of Elementary and Secondary Education to improve linkages and career and technical education pathways between high schools and community and technical colleges; to provide for specified issues to be included in such duty; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CHRIS ULLO
Chairman

**REPORT OF COMMITTEE ON
NATURAL RESOURCES**

Senator Malone, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

May 4, 2006

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 59—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To nominate a portion of Drake's Creek in Vernon Parish for inclusion in the Louisiana Natural and Scenic Rivers System.

Reported favorably.

SENATE BILL NO. 78—

BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 31:11, relative to minerals; to provide relative to mineral rights and ownership of land; to provide relative to reservations of mineral rights; to provide relative to correlative rights; to provide relative to transfers of ownership of land; to provide certain requirements, conditions, and terms; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 453—

BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 30:10(A)(2)(b)(i) and (e), relative to agreements for drilling units; to provide relative to pooling interests; to provide relative to risk charges; to provide certain terms, conditions, requirements, and effects; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 702—

BY SENATOR B. GAUTREAUX

AN ACT

To enact R.S. 30:2015.2, relative to certain remediation of property and claims for such remediation; to provide certain terms, conditions, procedures, requirements, and definitions; to provide relative to evaluation, remediation, restoration and repair of real property; to provide relative to powers, duties and

responsibilities of certain state agencies; to provide relative to certain actions or claims involving environmental damage or contamination; to provide relative to parties, proceedings, damages, orders, and awards by the court, and to provide for related matters.

Reported with amendments.

Respectfully submitted,
MAX T. MALONE
Chairman

**REPORT OF COMMITTEE ON
LOCAL AND MUNICIPAL AFFAIRS**

Senator Fields, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 4, 2006

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

SENATE RESOLUTION NO. 56—
BY SENATOR FIELDS

A RESOLUTION

To urge and request the governor's office of homeland security and emergency preparedness to establish a statewide planning and mapping system of public buildings for use as shelters to accommodate persons in need of being placed in a safe environment whenever a state of emergency has been declared due to a natural disaster.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 73—
BY SENATOR FIELDS

A CONCURRENT RESOLUTION

To urge and request the governor's office of homeland security and emergency preparedness to establish a statewide planning and mapping system of public buildings for use as shelters to accommodate persons in need of being placed in a safe environment whenever a state of emergency has been declared due to a natural disaster.

Reported with amendments.

SENATE BILL NO. 490—
BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 33:2337(D), relative to municipalities and parishes; to provide for mutual aid between local law enforcement agencies responding to a disaster; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 623—
BY SENATOR SMITH

AN ACT

To enact R.S. 33:3838, relative to inspections of rural water systems; to provide definition of rural water system; to provide relative to engineering fees; to provide relative to time frames for approvals; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 703—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 33:4547.1(B), 4547.2(B) through (E), and 4547.3 and to enact R.S. 33:4547.1(C) and (D), 4547.2(F) through (H) and 4547.4, relative to performance-based energy

efficiency contracts; to provide for award of certain performance-based energy efficiency contracts by political subdivisions; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 274—
BY REPRESENTATIVE DOERGE
AN ACT

To enact R.S. 33:2740.64, relative to the city of Springhill; to create a downtown development district within the city; to provide relative to the purpose, boundaries, and governance of the district; to provide relative to district plans; and to provide for related matters.

Reported favorably.

Respectfully submitted,
CLEO FIELDS
Chairman

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

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 6—
BY SENATOR SHEPHERD
AN ACT

To enact R.S. 40:1614, relative to fire protection; to require all mattresses and box springs sold in Louisiana to be fire retardant; to provide for open flame resistance standards; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 6 by Senator Shepherd

AMENDMENT NO. 1

On page 1, line 11, after "**open-flames**" insert a period "." and delete the remainder of the line and delete line 12 in its entirety and at the beginning of line 13 delete "**Bureau of Home Furnishings and Thermal Insulation.**"

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

SENATE BILL NO. 94—
BY SENATOR MICHOT
AN ACT

To enact R.S. 51:1787(K), relative to economic development; to provide for additional business enterprises eligible for participation in the Louisiana Enterprise Zone Act; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 94 by Senator Michot

AMENDMENT NO. 1

May 4, 2006

On page 1, line 10, delete "multi-housing" and insert "multi-family housing"

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

SENATE BILL NO. 125—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 28:382.2(C) and R.S. 39:1533(A) and to enact R.S. 28:771(G), and Chapter 18 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:871 through 876, and R.S. 36:254(J) and 258(J), relative to human services; to create the South Central Louisiana Human Services Authority; to provide for the powers, duties and functions of the authority; to create a governing board and provide for membership, powers, duties, and functions; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the authority; to provide for transfer of employees; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 125 by Senator Dupre

AMENDMENT NO. 1

On page 5, line 4, after "authority" and before "shall" insert ", in accordance with R.S. 28:382.2 and the framework created pursuant thereto,"

AMENDMENT NO. 2

On page 5, line 14, after "disorders," delete the remainder of the line, and delete lines 15 through 17

AMENDMENT NO. 3

On page 5, delete lines 21 through 29, and on page 6, delete lines 1 through 7

AMENDMENT NO. 4

On page 11, between lines 8 and 9, insert the following:
"Section 4. The provisions of this Act shall become effective when adequate funds are appropriated by the legislature to implement this Act. Until such appropriation is made, the governing board shall act as an advisory board to the department regarding the issues of developmental disabilities, mental health, and substance abuse with the Department of Health and Hospitals Region 3 of Louisiana. The board may also make recommendations regarding the providing of inpatient psychiatric services within the region."

AMENDMENT NO. 5

On page 11, line 9, change "Section 4." to "Section 5."

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

SENATE BILL NO. 207—
BY SENATOR MICHOT

AN ACT

To enact R.S. 51:1783(10), relative to the Louisiana Enterprise Zone Act; to define the term "residential type development"; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. On motion of Senator Hollis, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 208—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 51:2453(4), relative to the Louisiana Quality Jobs Program Act; to provide for the definition of "new direct job"; to allow employee located in certain geographic areas to be deemed "new direct job"; to provide certain criteria for such employee to be deemed "new direct job"; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title, ordered engrossed, and recommitted to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 246—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 17:1519.6(C) and to enact Chapter 61 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2771; relative to common payment methodology for hospitals; to provide for the adoption by the Department of Health and Hospitals of a Medicaid common payment methodology; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 246 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2 after "17:1519.6 (C) and to" delete the remainder of the line and delete line 3, and insert "repeal R.S. 47:8051 through 8060, relative to"

AMENDMENT NO. 2

On page 1, at the end of line 5, add "to repeal the Healthcare Affordability Act;"

AMENDMENT NO. 3

On page 2, delete lines 8 through 15, and insert the following:

"Section 2. R.S. 47:8051 through 8060 are hereby repealed."

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

SENATE BILL NO. 285—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 4:61(B) and (C), 63, 64, 65(A), (B)(1), (2), (3), (10), (11), and (12), and (C)(3), (4), and (5), 67(A) and (C)(1), 70, 72, 73, 75, 76, 79, 81, 82, 83, and 85 and to enact R.S. 4:61(F), 82.1, and 82.2, relative to the boxing commission; to provide for authority; to provide for domicile; to provide for exemption from civil liability; to provide for duties of secretary; to provide for bond requirements; to provide for license fees and taxes; to provide for physicians; to provide for seating for the commission; to provide for sham contests; to provide relative to events coordinators, referees, and judges; to provide for criminal penalties and injunctions; to provide for definitions; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 285 by Senator Marionneaux

AMENDMENT NO. 1

On page 2, line 14 delete "parish of East Baton Rouge" and insert "city of New Orleans"

AMENDMENT NO. 2

On page 5, at the end of line 22, insert "New Orleans" and at the beginning of line 23 delete "Baton Rouge"

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

SENATE BILL NO. 383—
BY SENATOR DARDENNE

AN ACT

To amend and reenact Chapter 1 of Title 10 of the Louisiana Revised Statutes of 1950, heretofore comprised of Parts 1 through 2 and consisting of R.S. 10:1-101 through 1-209, to be comprised of Parts 1 through 3 and consisting of R.S. 10:1-101 through 1-310, to amend and reenact R.S. 9:3306(12) and (26), 3353(A)(8), and 4770(B), R.S. 10:3-101 and 3-103(a)(10), R.S. 10:4-101, 4A-101, 4A-105(c)(6) and (7), 4A-106(a), and 4A-204(b), R.S. 10:5-101, 5-102(b), and 5-103(c), R.S. 10:7-101, R.S. 10:8-102(a)(10), and R.S. 10:9-102(a)(43), and to enact R.S. 10:5-102(a)(6.1), all relative to general provisions under the Louisiana Commercial laws; to revise the entirety of Chapter 1 to conform to revisions in the Uniform Commercial Code; to provide for definitions and general concepts; to provide for when value is given; to provide for usages of trade; to provide for when actions are taken within a reasonable time; to provide for the relation to Electronic Signatures in Global and National Commerce Act; to provide for the territorial applicability of the commercial laws and the parties' power to choose applicable law; to provide for the variation of the commercial laws by agreement; to provide for obligation of good faith; to provide for prima facie evidence by third-party documents; to provide for performance or acceptance under reservation of rights; to provide for the option to accelerate at will; to provide for subordinated obligations; to provide for the correction of cross referenced citations; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. On motion of Senator Hollis, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 404—
BY SENATOR HINES

AN ACT

To amend and reenact R.S. 43:31(A)(2), relative to uniform standards for printed matter; to authorize certain state entities to make exceptions to such standards; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 414—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:3389(D), (E), (F) and (G), relative to the Addictive Disorders Practice Act; to provide for changes in the composition of the transition advisory committee; to provide for changes in the composition of the board; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. On motion of Senator McPherson, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 451—
BY SENATOR BROOME

AN ACT

To amend and reenact Part VI-B of Chapter 20 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1742.1, relative to providing information and making recommendation of lifestyle modifications, food, dietary supplements, or homeopathic remedies; to provide with respect to disclosure by certain individuals who provide such information recommendations; to provide for information to be disclosed in the disclosure; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 451 by Senator Broome

AMENDMENT NO. 1

On page 2, line 1, after "consulting fee" and before "but who" insert "hereinafter referred to as a provider,"

AMENDMENT NO. 2

On page 2, line 8, change "the" to "any"

AMENDMENT NO. 3

On page 2, line 8, after "food" change the comma "," to "or"

AMENDMENT NO. 4

On page 2, line 8, delete ", or homeopathic remedies"

AMENDMENT NO. 5

On page 2, line 11, after "provider" delete the remainder of the line and delete line 12, and insert "regarding services provided."

AMENDMENT NO. 6

On page 2, line 25, after "dietary supplements," delete "or"

AMENDMENT NO. 7

On page 2, line 25, after "remedies" and before "for a fee." insert "or lifestyle modifications"

AMENDMENT NO. 8

On page 3, after line 4, insert the following:

"G. As used in this Part, "lifestyle modifications" mean the broad domain of traditional or homeopathic health care practices and other complementary health practices and services provided by a person who is not licensed, certified or registered to perform the following designated services or practices:

- (1) Performing surgery.
- (2) Prescribing or administering any procedure involving ionizing radiation.
- (3) Prescribing, dispensing, administering, or recommending the discontinuance of a prescription drug or device.
- (4) Performing a chiropractic adjustment of the articulations of the joints or spine.
- (5) Holding out, stating, indicating, advertising, or otherwise implying to any person that he or she is a licensed health care professional.

H. Nothing in this Part shall be construed as being applicable to a member of the clergy or religious non-medical care provider."

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

SENATE BILL NO. 476—
BY SENATOR CAIN

AN ACT

To enact Chapter 32 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1280 through 1283, relative to the religious history of America and of the state of Louisiana as

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background of American and Louisiana law; to authorize the state archives and records service within the office of the secretary of state to produce certain documents; to distribute certain documents to state offices, judges and clerks of court and local government entities; to authorize court houses and local buildings to post certain documents relative to the history of that heritage; to provide for the production of documents by members of the public, and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 479—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 39:1678.1(C), relative to the Louisiana Procurement Code; to correct a citation error with respect to expenses of administrative proceedings in connection with pre-litigation resolution of controversies; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 520—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 46:1071 and to enact R.S. 46:1076.1, relative to hospital service districts; to provide for findings; to provide with respect to joint bargaining and contracting, including immunity from certain antitrust provisions; to provide for applicability; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. On motion of Senator McPherson, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 596—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 28:185 relative to mental health; to provide for penalties for performing mental health or substance abuse counseling without a license, and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 596 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 17, change "**Justice**" to "**Health and Hospitals**"

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

SENATE BILL NO. 620—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 22:658(B)(1), relative to insurance claims; to increase the penalties for failure to timely pay a claim; to authorize the assessment of attorney fees and cost against an insurer who fails to timely pay a claim; and to provide for related matters.

Reported favorably by the Committee on Insurance. On motion of Senator Cain, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 646—
BY SENATOR MURRAY

AN ACT

To enact R.S. 18:1505.2(S), relative to campaign finance; to prohibit certain campaign contributions made to candidates seeking the office of the commissioner of insurance; to prohibit service providers who contract or subcontract with the Louisiana Citizens Property Insurance Corporation from making campaign contributions to such candidates; to define the term service provider; to provide for applicability to certain campaign contributions; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 662—
BY SENATOR MICHOT

AN ACT

To enact Chapter 30 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2101 and 2102, relative to immersive technologies; to create the Louisiana Immersive Technologies Enterprise Commission; to provide for the membership of the commission; to provide for the powers, duties, functions, and responsibilities of the commission; to authorize issuance of bonds; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 666—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 40:2198.11(4) and 2198.12(A) and (D)(1), relative to pain management clinics; to provide for definitions; to provide for licensure; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. On motion of Senator McPherson, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 670—
BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 22:844 (C)(1) and (D)(1)(a), relative to domestic life insurers; to provide that domestic life insurers may invest in certain real estate investment trusts; and to provide for related matters.

Reported favorably by the Committee on Insurance. On motion of Senator Cain, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 679—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 37:1164(37), relative to pharmacy practice; to provide for definitions; to provide for pharmacy collaborative drug therapy management; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 679 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 11, after "(37)" insert "**(a)**"

AMENDMENT NO. 2

On page 1, delete line 14 and 15 and insert the following:

"conjunction with a physician licensed to practice medicine by the Louisiana State Board of Medical Examiners or a practitioner with prescriptive authority. Pharmacy"

AMENDMENT NO. 3

On page 2, after line 5 insert the following:

"(b)(i) The Louisiana State Board of Medical Examiners and the Louisiana Board of Pharmacy shall initiate the rulemaking process in accordance with the provisions of the Administrative Procedure Act by publishing their respective notices of intent no later than one hundred twenty days following the effective date of this Paragraph.

(ii) If both boards have not initiated the rulemaking process in accordance with the provisions of the Administrative Procedure Act by publishing their respective notices of intent by one hundred twenty days following the effective date of this Paragraph, then the boards shall appoint a committee composed of three physicians and three pharmacists, the physicians by the Louisiana State Board of Medical Examiners and the pharmacists by the Louisiana Board of Pharmacy. This committee shall complete the drafting process no later than one hundred eighty days following the effective date of this Paragraph.

(iii) If the boards have not initiated the rulemaking process in accordance with the provision of the Administrative Procedure Act by publishing their respective notices of intent by one hundred eighty days following the effective date of this Paragraph, then the Louisiana Board of Pharmacy shall have the authority to promulgate the rule required in R.S. 37:1164(37) independently of the Louisiana State Board of Medical Examiners."

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

SENATE BILL NO. 681—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:2116(A), (B)(1) and the introductory paragraph of (D)(2), relative to the moratorium on beds in nursing facilities; to provide for facility need review; to extend the moratorium on beds in nursing facilities; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 681 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, change "(B)(1)" to (B)(2)"

AMENDMENT NO. 2

On page 1, line 7, change "(B)(1)" to (B)(2)"

AMENDMENT NO. 3

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

* * *

(2) Criteria for review of nursing facility beds to determine if there is a need for additional beds ~~to be licensed and enrolled in the Title XIX program."~~

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

SENATE BILL NO. 682—
BY SENATOR MCPHERSON

AN ACT

To enact Part I-A of Chapter 11-A of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1025.1 through 1025.8, relative to licensed nursing facilities; to authorize certified medication attendants in licensed nursing facilities; to provide for definitions, certification, authorized and prohibited functions, and qualifications; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 682 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 11, after "**Part.**" and before "**Those**" insert the following:

"Notwithstanding the provisions of the Administrative Procedure Act to the contrary, the rules and regulations promulgated pursuant to this Section shall be submitted to the committees on health and welfare of the House of Representatives and the Senate, meeting jointly or separately, for approval prior to implementation."

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

SENATE BILL NO. 690—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 4:1(A) and (B) and to enact R.S. 4:1(E), relative to amusements and sports; to provide for the reselling of certain tickets; to provide for procedures to resell certain tickets; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 690 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, between "R.S. 4:1(E)" and the comma "," insert "and (F)"

AMENDMENT NO. 2

On page 1, line 3, after "sports;" insert " to provide for the price printed on tickets;"

AMENDMENT NO. 3

On page 1, line 4, after "tickets;" insert "to provide for exceptions;"

AMENDMENT NO. 4

On page 1, at the beginning of line 7, delete "is" and insert "and (F) are"

AMENDMENT NO. 5

On page 2, delete lines 9 through 22 in their entirety and insert the following:

"E. Nothing shall prohibit the resale or offering for resale via the Internet, at any price, of an admission ticket to an athletic contest, dance, theater, concert, circus, or other amusement, if the organizer of, or the operator of the location where the event is occurring such athletic contest, dance, theater, concert, circus, or other amusement authorizes admission tickets to such event to be resold for more than the price printed on the ticket's face. If

such authorization is given, then any admission ticket to such event may be resold or offered at resale, at any price, through any website if such website's operator, through such web site's Internet web pages on which are posted text, makes and posts the following guarantee to which a prospective purchaser is directed before completion of the resale transaction:

(1) The website operator guarantees a full refund of the amount paid for the ticket if any of the following occurs:

(a) The ticketed event is canceled.

(b) The purchaser is denied admission to the ticketed event, unless such denial is due to the action or omission of the purchaser.

(c) The ticket is not delivered to the purchaser in the manner described on such website or pursuant to the delivery guarantee made by the reseller and such failure results in the purchaser's inability to attend the ticketed event.

(2) A refund issued pursuant to Subparagraph E(1) of this Section shall include any servicing, handling, or processing fees unless such fees are declared nonrefundable under the terms of the guarantee.

F. The provisions of Subsection E of this Section shall not apply to:

(1) University sports event tickets specially allocated to Louisiana legislators.

(2) Student tickets issued by Louisiana universities for sporting events."

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

SENATE BILL NO. 697—

BY SENATOR BAJOIE

AN ACT

To enact R.S. 17:1519.3(H), relative to Louisiana State University health care services; to require the re-opening of University Hospital at New Orleans; to provide a re-opening date; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 697 by Senator Bajoie

AMENDMENT NO. 1

On page 1, line 3, change "re-opening" to "opening"

AMENDMENT NO. 2

On page 1, line 3, change "University Hospital at New Orleans" to "Medical Center of Louisiana, New Orleans campus"

AMENDMENT NO. 3

On page 1, line 12, change "**re-open**" to "**open**"

AMENDMENT NO. 4

On page 1, line 12, change "**University Hospital at New Orleans**" to "**Medical Center of Louisiana, New Orleans campus**"

AMENDMENT NO. 5

On page 1, line 15, change "**an**" to "**as**"

AMENDMENT NO. 6

On page 1, line 15, change "**June 30**" to "**October 31**"

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

SENATE BILL NO. 698—

BY SENATOR BAJOIE

AN ACT

To amend and reenact R.S. 37:1794 and to enact R.S. 37:1782(15), 1790(C), 1795(C), 1805(J), and 1861(B)(5), relative to pawnbrokers; to provide for Internet-based pawnbrokers; to provide for definitions; to provide for certain exemptions; to provide for procedures to operate as an Internet-based pawnbroker; to provide for compliance; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 698 by Senator Bajoie

AMENDMENT NO. 1

On page 1, line 14, delete "**exclusively**" and at the end of the line, change "**intangible**" to "**intellectual**"

AMENDMENT NO. 2

On page 1, line 15, after "**property**" insert "**, including domain names, websites, copyrights, trademarks, servicemarks and patents**"

AMENDMENT NO. 3

On page 2, line 24, delete "**domain name**" and insert "**intellectual property**"

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

SENATE BILL NO. 739—

BY SENATOR BOASSO

AN ACT

To amend and reenact R.S. 39:15.2(A) and to enact R.S. 29:726.1 through 726.7, Chapter 18 of Title 49 of the Louisiana Revised Statutes of 1950, comprised of R.S. 49:1151 through 1157, relative to the creation of the office of interoperability; to provide for a communications interoperability director; to establish the Statewide First Responders Interoperability Committee to design, construct, administer, and maintain a statewide shared communications system for first responders; to create the Louisiana Statewide Interoperability Executive Committee to design, construct, administer, and maintain a Statewide Communication Interoperability Plan; to provide for coordination with the chief information officer, and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 739 by Senator Boasso

AMENDMENT NO. 1

On page 1, line 17, delete "**and state**" and insert "**, and state and federal**"

AMENDMENT NO. 2

On page 2, line 7, after "**safety**" insert "**agencies and personnel**"

AMENDMENT NO. 3

On page 2, at the end of line 27, delete "**Time**"

AMENDMENT NO. 4

On page 3, line 14, after "**First**" delete "**Time**"

AMENDMENT NO. 5

On page 3, line 16, after "communications," insert "spectrum, networks,"

AMENDMENT NO. 6

On page 3, line 22, after "He shall" insert "be selected by the Louisiana Commission on Law Enforcement and Administration of Criminal Justice from qualified applicants based on the job qualifications established by the Department of Civil Service and"

AMENDMENT NO. 7

On page 4, line 3, delete "Time"

AMENDMENT NO. 8

On page 4, line 10, delete "Time"

AMENDMENT NO. 9

On page 4, line 14, after "efforts" insert ", including assets and resources,"

AMENDMENT NO. 10

On page 5, line 9, delete "Time"

AMENDMENT NO. 11

On page 6, delete line 19 and insert the following:

"(18) The deputy secretary of the Department of Public Safety and Corrections, public safety services, or his designee.

(19) The chair of the Louisiana House of Representatives Special Committee on Louisiana Homeland Security, or his designee.

(20) The communications interoperability director, or his designee."

AMENDMENT NO. 12

On page 7, at the end of line 15, insert "information"

AMENDMENT NO. 13

On page 7, line 9, after "R.S." insert "49." and at the end of line 19, insert "and information technology"

AMENDMENT NO. 14

On page 8, at the end of line 18, delete "Time"

AMENDMENT NO. 15

On page 10, delete lines 9 through 29 and on page 11, delete lines 1 through 8 and insert the following:

"(1) The commissioner of administration, or his designee.

(2) The director of homeland security and emergency preparedness, or his designee.

(3) The communications interoperability director, or his designee.

(4) The chief information officer, or his designee.

(5) The attorney general, or his designee.

(6) The president of the Senate, or his designee who shall be a member of the Senate.

(7) The speaker of the House of Representatives, or his designee who shall be a member of the House of Representatives.

(8) The chief justice of the Louisiana Supreme Court, or his designee.

(9) One information technology representative from postsecondary education to be appointed by the Louisiana Postsecondary Education Information Technology Council.

(10) One representative of the Louisiana Broadband Advisory Council.

(11) One representative from local technology councils selected by the president of the Louisiana Technology Council, president of the Baton Rouge Technology Council, and president of the Northwest Louisiana Science and Technology Council and president of Zydatech.

(12) One representative of the Louisiana Municipal Association.

(13) One representative of the Police Jury Association of Louisiana.

(14) One representative of the Louisiana Emergency Response Network.

(15) Three representatives, each from separate professional disciplines, selected by the Louisiana Commission on Law Enforcement and Administration of Criminal Justice."

AMENDMENT NO. 16

On page 11, at the end of line 28, insert the following:

"A technology advisory subcommittee shall be established composed of not more than nine solution providers from the technology industry to utilize as a resource for interoperability related issues. Only one representative from any single vendor shall participate and the membership shall rotate every two years once the initial subcommittee is selected. The purpose of this subcommittee is for information sharing only and shall have no direct impact on the decisions made by the executive committee on the statewide plan. The technology advisory committee will be selected by the communications interoperability director and the chief information officer. Participation in this subcommittee shall not prohibit any representative company from participating in any bid let by any state entity in Louisiana."

AMENDMENT NO. 17

On page 12, line 3, delete "Time"

AMENDMENT NO. 18

On page 12, line 11, after "A." insert "The LASIEC shall manage federal funds and additional sources of funding earmarked for interoperability to optimize the investment and resources needed in planning, implementing, and maintaining a statewide communications interoperability plan."

AMENDMENT NO. 19

On page 12, at the end of line 15, delete "Time"

On motion of Senator Hollis, 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

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 440—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 24:173(A)(introductory paragraph), R.S. 25:125(A), and R.S. 43:87, and to enact R.S. 24:173(C) and (D), relative to publication and distribution of certain documents by the secretary of state; to provide procedures for the reduction of the number of documents printed, distributed, or delivered by the secretary of state; to provide for certain notifications regarding the number of documents to be printed, distributed, or delivered; to provide for the printing and distribution of newspaper copies of the acts of the legislature; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. 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.

HOUSE BILL NO. 628—

BY REPRESENTATIVES MONTGOMERY, LANCASTER, AND JANE SMITH
AN ACT

To amend and reenact R.S. 33:1236.1, to enact R.S. 42:1121.1, and to repeal R.S. 42:66(E), relative to a parish governing authority member or former member serving as the parish manager; to repeal provisions of law that authorize a member of a parish governing authority to serve as a parish manager or assistant

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parish manager; to provide for any member or former member of a parish governing authority currently serving as a parish manager to continue to serve as a parish manager; to require such member's recusal from any vote regarding his employment as parish manager; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. 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.

HOUSE BILL NO. 671—
BY REPRESENTATIVES DOWNS AND GALLOT
AN ACT

To enact R.S. 42:1121(I) and to repeal R.S. 42:1121(I), relative to the Code of Governmental Ethics; to provide an exception to the post-service restrictions to allow certain employment by the North Louisiana Exhibition Center Commission; to remove such exception; to provide for effectiveness; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. 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.

HOUSE BILL NO. 688—
BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 42:6.1(A)(9) and to enact R.S. 42:6.1(A)(10), relative to public meetings; to provide for an exception for the Second Injury Board; to permit executive session discussion of the settlement of a workers' compensation disputed claim; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. 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.

HOUSE BILL NO. 833—
BY REPRESENTATIVES BALDONE, BURNS, DARTEZ, DORSEY, FARRAR, FAUCHEUX, GREENE, HEBERT, LABRUZZO, M. POWELL, SMILEY, AND WHITE
AN ACT

To amend and reenact R.S. 49:151(A) and 153(A) and to enact R.S. 49:151(C), relative to the state flag and seal; to provide for the description of the state bird on the state flag; to provide for three drops of blood to be included in the description of the pelican tearing at its breast to feed its young; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. 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.

HOUSE BILL NO. 887—
BY REPRESENTATIVES PINAC, BRUCE, BURRELL, CROWE, DOERGE, RITCHIE, GARY SMITH, STRAIN, THOMPSON, TRAHAN, WHITE, AND WINSTON
AN ACT

To enact R.S. 10:9-109(c)(6) and Part V-B of Chapter 9 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1230 through 1240, relative to electric utilities; to provide for legislative intent and definitions; to provide with respect to issuance of financing orders; to provide for appeals of financing orders; to provide relative to a utility's interest in a financing order; to provide with respect to storm recovery property; to provide for the sale of storm recovery property; to provide for the perfection and true sale status of a sale of storm recovery property; to provide with respect to subsidiaries of electric utilities; to provide for conflicts of laws; to provide for the creation, perfection, and priority of security interests in storm recovery property; to provide a state pledge of non-impairment of storm recovery bonds; to provide that storm

recovery bonds are not public debt; to provide an exclusion from secured transactions provisions of the uniform commercial laws; to provide that the jurisdiction of the commission is not impaired; and to provide for related matters.

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

HOUSE BILL NO. 1073—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 22:1464(A)(1), relative to property, casualty, and liability insurance; to provide for either an explanation of any insurance premium increase or a statement asking the insured to contact his insurance company or agent for any questions; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 1073 by Representative Hutter

AMENDMENT NO. 1
On page 1, line 2, after "reenact" delete the remainder of the line and insert "the introductory paragraph of R.S. 22:636.1(E)(1), R.S. 22:636.3(B)(1)(a), and 1464(A)(1), relative to"

AMENDMENT NO. 2
On page 1, at the beginning of line 3, delete "insurance;" and insert "insurance policies; to provide a minimum notice prior to nonrenewal or cancellation of certain insurance policies;"

AMENDMENT NO. 3
On page 1, line 7, after "1." delete "R.S. 22:1464(A)(1) is" and insert "The introductory paragraph of R.S. 22:636.1(E)(1), R.S. 22:636.3(B)(1)(a), and 1464(A)(1) are"

AMENDMENT NO. 4
On page 1, between lines 7 and 8, insert the following:
"§636.1. Automobile, property, casualty, and liability insurance policies; cancellations
* * *

E.(1) No insurer shall fail to renew a policy unless it shall mail or deliver to the named insured, at the address shown in the policy, at least ~~twenty~~ thirty days advance notice of its intention not to renew. This Subsection shall not apply:
* * *

§636.3. Cancellation by insurer; failure to maintain membership in required organization
* * *

B. Cancellation under this Section by the insurer of any policy or of any binder based on such policy, may be effected as to any interest only upon compliance with either or both of the following:

(1)(a) Written notice of such cancellation must be actually delivered or mailed to the insured or to his representative in charge of the subject of the insurance not less than ~~twenty~~ thirty days prior to the effective day of the cancellation.
* * *

AMENDMENT NO. 5
On page 2, below line 6, add the following:
"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Senator Cain, 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.

Motion to Recommit

Senator B. Gautreaux asked for and obtained a suspension of the rules and recommitted House Bill No. 920 from the Committee on Revenue and Fiscal Affairs to the Committee on Retirement.

Senator Ellington in the Chair

Rules Suspended

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

Senate Concurrent Resolutions on Third Reading and Final Passage

The following Senate Concurrent Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 63— BY SENATORS HINES, BAJOIE AND HEITMEIER AND REPRESENTATIVES SALTER, DORSEY AND ALARIO A CONCURRENT RESOLUTION

To approve The Road Home Housing Programs Action Plan Amendment for Disaster Recovery Funds and certain other administrative, planning, and technical assistance costs proposed by the Louisiana Recovery Authority and approved by the governor, the Joint Legislative Committee on the Budget, the House Committee on Appropriations, and the Senate Committee on Finance; and to provide for other matters pertaining thereto.

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

Table with 3 columns: Mr. President, Dupre, Marionneaux, Adley, Ellington, McPherson, Amedee, Fields, Michot, Bajoie, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn, Cain, Hollis, Romero, Chaisson, Jackson, Schedler, Cheek, Jones, Shepherd, Cravins, Kostelka, Smith, Dardenne, Lentini, Theunissen, Duplessis, Malone, Ullo, Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

Regular Order of the Day Resumed

Special Order of the Day

The following Senate Bill on Third Reading and Final Passage,

which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

SENATE BILL NO. 655—

BY SENATORS ADLEY, KOSTELKA AND QUINN AND REPRESENTATIVES DANIEL, BEARD, CRANE, DAMICO, DEWITT, FRITH, GEYMANN, HAMMETT, KATZ, LANCASTER, MARTINY, PIERRE, PITRE, T. POWELL, SCALISE AND WALSWORTH AN ACT

To amend and reenact R.S. 30: 82(6), 89.1 and 2015.1(B), (C)(1), (2), and (4), (D), (E)(1), (F)(2), (H), (I), and (K) and to enact R.S. 30:29, 29.1, and 2015.1(L), relative to remediation; to provide relative to remediation of certain sites by the Department of Natural Resources; to provide relative to the remediation of oil and gas and other sites; to provide terms, conditions, procedures, requirements, definitions, and standards; to provide relative to duties and responsibilities of certain agencies; to provide relative to certain actions or claims involving environmental damage; to provide relative to parties, proceedings, orders, judgments, and awards by the court; to provide relative to remediation and cleanup arising from such actions or claims; to provide relative to oilfield sites and exploration and production sites; to provide for landowner notification of environmental testing; and to provide for related matters.

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

Mr. President in the Chair

Senate Concurrent Resolutions on Second Reading Reported by Committees

The following Senate Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 23—

BY SENATOR CAIN A CONCURRENT RESOLUTION

To memorialize the United States Senate to take such actions as are necessary to pass the proposed constitutional amendment banning the desecration of the United States flag.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, McPherson, Adley, Ellington, Michot, Amedee, Fields, Mount, Bajoie, Gautreaux B, Murray, Barham, Gautreaux N, Nevers, Boasso, Heitmeier, Quinn, Broome, Hollis, Romero, Cain, Jackson, Shepherd, Chaisson, Jones, Smith, Cheek, Kostelka, Theunissen, Cravins, Lentini, Ullo, Dardenne, Malone, Duplessis, Marionneaux, Total - 37

NAYS

Total - 0

May 4, 2006

ABSENT

Fontenot Schedler
Total - 2

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

SENATE CONCURRENT RESOLUTION NO. 55—
BY SENATOR JONES

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to extend the Voting Rights Act of 1965 prior to its expiration in 2007.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

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

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage were taken up and acted upon as follows:

SENATE BILL NO. 49—
BY SENATOR MARIONNEAUX

AN ACT

To enact Code of Civil Procedure Article 2168, relative to courts, appellate procedure and opinions; to provide that opinions of the supreme court and courts of appeal shall be published; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Lentini
Amedee	Duplessis	Marionneaux
Bajoie	Dupre	Murray
Barham	Fields	Nevers
Broome	Gautreaux B	Quinn
Cain	Gautreaux N	Theunissen
Cheek	Jackson	Ullo
Cravins	Jones	
Total - 23		

NAYS

Boasso	Hollis	Schedler
Chaisson	Kostelka	Shepherd
Ellington	Malone	Smith
Fontenot	Michot	
Heitmeier	Romero	
Total - 13		

ABSENT

Adeley	McPherson	Mount
Total - 3		

The Chair declared the bill was passed. The title was read and adopted. Senator Marionneaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 77—
BY SENATOR MARIONNEAUX
A JOINT RESOLUTION

Proposing to amend Article V, Section 10(A) and (B) of the Constitution of Louisiana, relative to appellate jurisdiction of a court of appeal; to provide that a court of appeal has appellate jurisdiction of all civil matters except administrative agency determinations and worker's compensation matters; to provide that appellate review extends only to questions of law; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed Senate Bill No. 77 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 6, after "law;" insert "to provide for an exception;"

AMENDMENT NO. 2

On page 2, at the end of line 10, insert the following:

"Notwithstanding the provisions of this Subsection, appellate jurisdiction of a court of appeal shall extend to questions of law and fact relative to all matters appealed from family and juvenile courts."

AMENDMENT NO. 3

On page 2, line 22, after "law" insert ", except in all matters appealed from family and juvenile courts"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Cravins	Marionneaux
Amedee	Fields	McPherson
Bajoie	Jones	
Total - 8		

NAYS

Adeley	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Michot	
Ellington	Mount	
Total - 31		

ABSENT

Total - 0

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

Senator Marionneaux, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

SENATE BILL NO. 101—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 26:90(I) and (J) and 286(I) and (J), and to enact R.S. 26:90(K) and 286(K), relative to alcoholic beverages; to increase the penalties for selling alcoholic beverages to a minor; and to provide for related matters.

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

SENATE BILL NO. 185—

BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 13:312(5) and 312.1(E), relative to courts; to provide relative to courts of appeal; to provide relative to the number of judges authorized for the Fifth Circuit Court of Appeal; to create and provide for an additional judge and division; to provide for elections and terms of office; to provide terms, conditions, and procedures; to provide an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Lentini
Bajoie	Fields	McPherson
Broome	Gautreaux B	Murray
Chaisson	Gautreaux N	Shepherd
Duplessis	Jackson	
Total - 14		

NAYS

Adley	Fontenot	Nevers
Amedee	Heitmeier	Romero
Barham	Hollis	Schedler
Boasso	Kostelka	Smith
Cain	Malone	Theunissen
Cheek	Marionneaux	Ullo
Dardenne	Michot	
Ellington	Mount	
Total - 22		

ABSENT

Cravins	Jones	Quinn
Total - 3		

The Chair declared the bill failed to pass.

Notice of Reconsideration

Senator Shepherd, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

SENATE BILL NO. 196—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 3:3414, relative to the Agricultural Commodity Dealer and Warehouse Law; to require warehousemen to provide quarterly statements to producers contracting for storage of grain; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Dardenne	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneaux	
Total - 38		

NAYS

Barham
Total - 1

ABSENT

Total - 0

The Chair declared the bill was passed. The title was read and adopted. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 241—

BY SENATOR SHEPHERD

AN ACT

To enact R.S. 9:2941.1, relative to contracts; to provide relative to bond for deed contracts; to provide relative to recording of such contracts; to prohibit interest for subsequent filings by or against the bond for deed purchaser; to provide for the cancellation of certain mortgage records after registry of the sale of a bond for deed under certain circumstances; to provide relative to cancellation of a bond for deed contract upon default; to provide relative to tax sales; and to provide for related matters.

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

SENATE BILL NO. 328—

BY SENATOR MARIONNEAUX

AN ACT

To repeal Code of Evidence Art. 510(F), relative to malpractice; to provide relative to health care provider-patient privilege; to repeal certain limitations on such privilege in medical malpractice claims; to repeal certain limitations on the disclosure of a patient's treatment or condition in medical malpractice claims; and to provide for related matters.

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

May 4, 2006

SENATE BILL NO. 410—
BY SENATORS FONTENOT AND MARIONNEAUX AND REPRESENTATIVES KENNARD AND WHITE
AN ACT

To enact R.S. 17:58.2(H), 65.1, and 65.2, relative to the Central community school system; to provide for the school system, including its establishment and boundaries; to provide for the school board and an interim board of control; to provide for board membership, apportionment, qualifications, method of selection, terms of office, filling of vacancies, compensation, expenses, powers, duties, and responsibilities; to provide relative to facilities and property; to provide for the reapportionment of the East Baton Rouge Parish School Board; to provide for effectiveness and for implementation; and to provide for related matters.

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

SENATE BILL NO. 473—
BY SENATOR KOSTELKA
AN ACT

To amend and reenact Section 2 of Act No. 1212 of the 2003 Regular Session of the Legislature; relative to expropriation; to extend the quick-take authority of certain municipalities for certain purposes for three years; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Cheek, Cravins, Dardenne, Dupre and their corresponding counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names Chaisson, Duplessis, Gautreaux B and their counts.

The Chair declared the bill was passed. The title was read and adopted. Senator Kostelka moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 528—
BY SENATOR ADLEY
AN ACT

To amend and reenact R.S. 27:28(H)(1), relative to the Louisiana Gaming Control Law; to provide with respect to suitability standards; to provide for a hearing process for a person found by the board to exercise significant influence over a licensee, permittee, or casino gaming operator; and to provide for related matters.

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

SENATE BILL NO. 560—
BY SENATOR SCHEDLER
AN ACT

To enact Part X of Title 19 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 19:351 through 355, relative to expropriation of property; to authorize certain parishes to expropriate by a declaration of taking; to define terms; to provide for procedures; to provide for purposes of the expropriation; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 560 by Senator Schedler

AMENDMENT NO. 1

On page 3, line 23, following "with" and before "to the" change "preferences" to "preference"

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Cheek, Cravins, Dardenne, Duplessis and their counts.

NAYS

Marionneaux
Total - 1

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names Chaisson, Gautreaux B and their counts.

The Chair declared the amended bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 617—
BY SENATOR MARIONNEAUX
AN ACT

To enact R.S. 37:223, relative to professions and occupations; to provide for attorneys; to create a Standing Committee on Attorney Advertising; to provide for its members, their appointment, terms, and duties; to authorize such committee to evaluate certain advertising material, make certain recommendations, and issue certain advisory opinions; and to provide for related matters.

On motion of Senator Marionneaux, Senate Bill No. 617 was made Special Order of the Day No. 2 on Tuesday, May 9, 2006, immediately following the Morning Hour.

SENATE BILL NO. 630—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2418(B), (F), (G), (H), (I), (J), (K)(1), (M)(3) and (N) and to enact R.S. 30:2418(P) and R.S. 48:58, relative to environmental quality; to provide relative to the Waste Tire Management Fund; to transfer the Waste Tire Management Fund from the Department of Environmental Quality to the Department of Transportation and Development; and to provide for related matters.

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

SENATE BILL NO. 678—

BY SENATOR SMITH

AN ACT

To amend and reenact Code of Criminal Procedure Art. 887 (F)(3), relative to court costs; to provide for imposition of court costs in the Tenth Judicial District and the City Court of Natchitoches; and to provide for related matters.

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

SENATE BILL NO. 726—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 30:2418(I)(2) and (3)(a), relative to environmental quality; to provide relative to minimum payments to a permitted waste tire processing facility; and to provide for related matters.

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

SENATE BILL NO. 740—

BY SENATOR QUINN

AN ACT

To enact R.S. 22:658.3, relative to insurance claims; to extend the time for filing certain insurance claims for damages arising from hurricane activity; and to provide for related matters.

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

Motion to Make Special Order

Senator Marionneaux asked for and obtained a suspension of the rules for the purpose of making Senate Bill No. 617, which is Special Order of the Day No. 1 on Tuesday, May 9, 2006, Special Order of the Day No. 1 on Wednesday, May 10, 2006, immediately following the Morning Hour.

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

The following Senate Bills and Joint Resolutions on Third Reading and Final Passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Adley asked that Senate Bill No. 655 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 655—

BY SENATORS ADLEY, KOSTELKA AND QUINN AND REPRESENTATIVES DANIEL, BEARD, CRANE, DAMICO, DEWITT, FRITH, GEYMAN, HAMMETT, KATZ, LANCASTER, MARTINY, PIERRE, PITRE, T. POWELL, SCALISE AND WALSWORTH

AN ACT

To amend and reenact R.S. 30: 82(6), 89.1 and 2015.1(B), (C)(1), (2), and (4), (D), (E)(1), (F)(2), (H), (I), and (K) and to enact R.S. 30:29, 29.1, and 2015.1(L), relative to remediation; to provide relative to remediation of certain sites by the Department of Natural Resources; to provide relative to the remediation of oil and gas and other sites; to provide terms, conditions, procedures, requirements, definitions, and standards; to provide relative to duties and responsibilities of certain agencies; to provide relative to certain actions or claims involving environmental damage; to provide relative to parties, proceedings, orders, judgments, and awards by the court; to provide relative to remediation and cleanup arising from such actions or claims; to provide relative to oilfield sites and exploration and production sites; to provide for landowner notification of environmental testing; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 655 by Senator Adley

AMENDMENT NO. 1

On page 11, line 13 change "30:29(I)(5)" to "30:29(I)(4)"

AMENDMENT NO. 2

On page 15, line 26 change "30:29(I)(5)" to "30:29(I)(4)"

AMENDMENT NO. 3

On page 16, line 2 change "30:29(I)(6)" to "30:29(I)(5)"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 655 by Senator Adley

AMENDMENT NO. 1

On page 4, line 7, change "(D)(1)" to "(C)(1)"

AMENDMENT NO. 2

On page 5, line 20, change "responsibly" to "responsible"

On motion of Senator Adley, the amendments were adopted.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Adley and Barham to Engrossed Senate Bill No. 655 by Senator Adley

AMENDMENT NO. 1

On page 16, at the end of line 2, add the following:

"This Section shall not apply to cases wherein a trial date has been set on or before March 27, 2006."

May 4, 2006

On motion of Senator Adley, the amendments were adopted.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Adley and Barham to Engrossed Senate Bill No. 655 by Senator Adley

AMENDMENT NO. 1

On page 2, line 16, between "department" and the period "." insert "or limit the right of a party to a private contract to enforce any contract provision in a court of proper jurisdiction"

AMENDMENT NO. 2

On page 6, line 29, delete "or any other person"

AMENDMENT NO. 3

On page 7, line 1, between "pursuing" and "or" insert "a judicial remedy" and change "an" to "a judicial"

AMENDMENT NO. 4

On page 9, lines 9 and 10, change "First Circuit Court of Appeal" to "court of appeal with appellate jurisdiction over the judicial district in which the case is being litigated"

AMENDMENT NO. 5

On page 9, line 10, delete "judicial"

AMENDMENT NO. 6

On page 9, lines 11 and 12, change "First Circuit Court of Appeal" to "court of appeal with appellate jurisdiction over the judicial district in which the case is being litigated"

On motion of Senator Adley, the amendments were adopted.

On motion of Senator Adley, Senate Bill No. 655 as amended was made Special Order of the Day No. 2 on Tuesday, May 9, 2006, immediately following the Morning Hour.

Rules Suspended

Senator Fields asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

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. 57—
BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Lance Corporal Derrick J. Cothran upon his death in ground combat action in Operation Iraqi Freedom.

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

SENATE RESOLUTION NO. 58—
BY SENATOR THEUNISSEN

A RESOLUTION

To commend Aviation Warfare Specialist Joel Peter Aguiard upon his retirement after a distinguished and successful career in the United States Navy where he served and fought for his country faithfully and bravely.

On motion of Senator Theunissen, the resolution was read by

title and adopted.

SENATE RESOLUTION NO. 59—
BY SENATOR ROMERO

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of John Berry "JB" Henderson, a native and resident of New Iberia, United States Navy World War II veteran, and long-time educator and school principal.

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

SENATE CONCURRENT RESOLUTION NO. 74—
BY SENATOR N. GAUTREAUX

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide funding for local housing authorities located in Vermilion Parish which were impacted by Hurricane Rita.

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

SENATE CONCURRENT RESOLUTION NO. 75—
BY SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to examine all plans and to take any actions necessary to bring down the high energy prices that undermine the short and long-term economic and national security of the United States of America.

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

SENATE CONCURRENT RESOLUTION NO. 76—
BY SENATOR DARDENNE

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 the feasibility of creating a Louisiana agricultural and seafood surplus products purchase program and the creation of a purchasing board to oversee the program; and to report its findings, together with any recommendations for legislation, to the legislature.

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

May 4, 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. 184—
BY REPRESENTATIVES JACK SMITH, BALDONE, BRUCE, BURRELL, AND LAFLEUR

AN ACT

To enact Code of Criminal Procedure Article 894.4, relative to extension of probation or parole; to provide for the extension of probation or parole when monetary obligations are not extinguished; and to provide for related matters.

HOUSE BILL NO. 204—

BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 40:2009.4.1, relative to nursing homes; to require the installation of supervised automatic fire sprinkler systems; to provide for the offset of costs; to provide for violations; and to provide for related matters.

HOUSE BILL NO. 456—

BY REPRESENTATIVE HEBERT
AN ACT

To enact R.S. 22:1478, relative to property or casualty insurance; to require that certain bills sent by an insurer to its policyholder for an insurance premium identify the property upon which the premium is due; and to provide for related matters.

HOUSE BILL NO. 604—

BY REPRESENTATIVES M. POWELL AND LANCASTER
AN ACT

To amend and reenact R.S. 18:402(F)(5), relative to election dates; to eliminate the January election date for bond, tax, and other proposition elections; and to provide for related matters.

HOUSE BILL NO. 777—

BY REPRESENTATIVE GRAY
AN ACT

To amend and reenact Children's Code Articles 603(18), 619(A), (B), and (C), 620(B) and (C), 621, 622, 624(G), and 627(A) and (B), to enact Children's Code Articles 603(19) and 627(F), and to repeal Children's Code Article 624(H), relative to children in need of care; to provide for the definitions for the removal and safety plan for children in need of care; to provide with respect to instanter orders of custody; to provide for placement of the child pending a continued custody hearing; to provide for the safety plan of a child in need of care; to provide for persons who seek to become custodians of the child; to provide for the custody hearing and custody orders; and to provide for related matters

HOUSE BILL NO. 905—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 15:848.5(B), relative to the Lincoln Parish Detention Center; to provide relative to the incarceration of prisoners; to provide for the use of other jail and prison facilities in the state; and to provide for related matters.

HOUSE BILL NO. 983—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 15:551, relative to the monitoring, apprehension, arrest, and prosecution of sex offenders; to create the Sexual Offender Apprehension Team; to provide for the activities of the sexual predator apprehension team; and to provide for related matters.

HOUSE BILL NO. 1256—

BY REPRESENTATIVE SCALISE
AN ACT

To amend and reenact R.S. 29:726(E)(20) and to enact R.S. 29:726(E)(21), relative to the duties of the Governor's Office of Homeland Security and Emergency Preparedness; to require the office to study the pre-bidding of certain disaster response contracts; and to provide for related matters.

HOUSE BILL NO. 1335—

BY REPRESENTATIVE GLOVER
AN ACT

To amend and reenact R.S. 14:67.16(A) and (C), relative to identity theft; to provide for penalties for the crime of identity theft against persons sixty years of age or older or disabled; and to provide for related matters.

HOUSE BILL NO. 1248—

BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 17:60, relative to city, parish, and other local public school board members; to provide that any city, parish, or other local public school board member who qualifies for any elective office shall not be required to vacate his school board office or resign from the school board; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1366— (Substitute for House Bill No. 168 by Representative Jack Smith)

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(A)(2)(a), relative to orders for costs and fines; to provide that orders for costs and fines are deemed to be civil money judgments in the same manner as provided for orders for restitution; and to provide for related matters.

HOUSE BILL NO. 1367— (Substitute for House Bill No. 618 by Representative Martiny)

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 27:306(A)(4)(b)(introductory paragraph) and (7)(a), relative to the Video Draw Poker Devices Control Law; to provide for the determination of the number of video draw poker devices operated at truck stops based upon average annual fuel sales; to provide for the operation of twenty-five video draw poker devices at new truck stop facilities for ninety days without average fuel sale requirements; to provide for average monthly fuel sales determinations followed by annual average fuel sale determinations after twelve months of operation; and to provide for related matters.

HOUSE BILL NO. 1368— (Substitute for House Bill No. 790 by Representative Labruzzo)

BY REPRESENTATIVE LABRUZZO
AN ACT

To enact R.S. 22:1477(B)(5), relative to homeowners' insurance; to provide for disclosure of the possibility of increasing the deductible and lowering the potential cost paid; and to provide for related matters.

HOUSE BILL NO. 90—

BY REPRESENTATIVE GRAY
AN ACT

To amend and reenact Children's Code Articles 625, 644(A)(5), 684(D), (E), (F), and (G), 694(B), and 704(B) and to enact Children's Code Articles 644(A)(6) and (7) and 682(B)(4), relative to the diligent search for absent parents; to provide for the responsibility of parents involved in certain juvenile court proceedings to notify the department and their counsel of their whereabouts; to provide for the duty of a curator ad hoc to give notice to parents of their responsibility to keep their whereabouts known to their counsel and the department; to provide for the duty of parents to notify the court and counsel of contact information of alternative caregivers for their child; to provide for giving notice to persons before the court of their responsibility to give contact information of the parents and alternative caregivers; to provide for duties of the department; and to provide for related matters.

HOUSE BILL NO. 265—

BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 9:334, relative to child custody; to provide for the qualifications of mediators in child custody proceedings; and to provide for related matters.

HOUSE BILL NO. 654—

BY REPRESENTATIVES DOERGE AND RICHMOND
AN ACT

To enact Children's Code Articles 1024.1 and 1036.2, relative to the involuntary termination of parental rights; to provide for the payment of transportation costs; to require the incarcerated

May 4, 2006

parent to provide a reasonable plan for the appropriate care of his child; to require the Department of Social Services to notify the incarcerated parent of his duty; to provide time limitations; to provide for the assessment of the plan; to provide a standard notification form; and to provide for related matters.

HOUSE BILL NO. 732—
BY REPRESENTATIVE MARCHAND
AN ACT

To amend and reenact R.S. 37:1431(30), relative to the real estate commission; to provide for a definition; and to provide for related matters.

HOUSE BILL NO. 904—
BY REPRESENTATIVE SCALISE
AN ACT

To amend and reenact Children's Code Article 1169(3) and (5), relative to adoption; to provide for the definition of child; to provide that a child is a person under the age of eighteen for purposes of adoption; to provide for a citation correction; and to provide for related matters.

HOUSE BILL NO. 993—
BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 32:735 and 737(A)(introductory paragraph) and (2), (4), (10), and (11), (B), and (C) and R.S. 47:532.1(A)(1) and to enact R.S. 32:737(A)(12), relative to auto title companies; to provide for the contracting of auto title companies; to provide for surety bond requirements; to provide for contracts; and to provide for related matters.

HOUSE BILL NO. 1179—
BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 32:387.10(A)(3), relative to special permits allowing operation of oversize and overweight trucks and combination vehicles; to provide relative to the limitations on a vehicle transporting certain logging equipment pursuant to such a permit; and to provide for related matters.

HOUSE BILL NO. 1206—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To require the mayors of certain municipalities within the territorial boundaries of certain airport authorities to be members of the boards of commissioners of such airport authorities; and to provide for related matters.

HOUSE BILL NO. 1369— (Substitute for House Bill No. 581 by Representative Geymann)
BY REPRESENTATIVES GEYMANN AND CRAVINS
AN ACT

To amend and reenact Code of Criminal Procedure Article 893(A) and to enact Chapter 3-D of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:561 through 561.7, relative to sex offenders; to provide for supervised release of sex offenders; to provide for the duties of the Department of Public Safety and Corrections; to provide for the conditions of supervised release; to provide for the duration of supervised release; to provide for applicability; to provide for the adoption of administrative rules; to provide for exceptions; to provide for penalties for failure to comply with the conditions of supervised release; to provide for duties of the court to explain the term and conditions of supervised release; to provide that supervised release shall not constitute probation and as such is not subject to the five-year limitation on the length of probation; and to provide for related matters.

HOUSE BILL NO. 152—
BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 51:943(A)(9), (10), (11), and (12), relative to the membership of the Small Business Entrepreneurship Commission; to increase the membership of the commission to add members chosen from Louisiana colleges and universities;

and to provide for related matters.

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

**House Bills and Joint Resolutions
on First Reading**

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 90—
BY REPRESENTATIVE GRAY
AN ACT

To amend and reenact Children's Code Articles 625, 644(A)(5), 684(D), (E), (F), and (G), 694(B), and 704(B) and to enact Children's Code Articles 644(A)(6) and (7) and 682(B)(4), relative to the diligent search for absent parents; to provide for the responsibility of parents involved in certain juvenile court proceedings to notify the department and their counsel of their whereabouts; to provide for the duty of a curator ad hoc to give notice to parents of their responsibility to keep their whereabouts known to their counsel and the department; to provide for the duty of parents to notify the court and counsel of contact information of alternative caregivers for their child; to provide for giving notice to persons before the court of their responsibility to give contact information of the parents and alternative caregivers; to provide for duties of the department; and to provide for related matters.

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

HOUSE BILL NO. 152—
BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 51:943(A)(9), (10), (11), and (12), relative to the membership of the Small Business Entrepreneurship Commission; to increase the membership of the commission to add members chosen from Louisiana colleges and universities; and to provide for related matters.

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

HOUSE BILL NO. 184—
BY REPRESENTATIVES JACK SMITH, BALDONE, BRUCE, BURRELL,
AND LAFLEUR
AN ACT

To enact Code of Criminal Procedure Article 894.4, relative to extension of probation or parole; to provide for the extension of probation or parole when monetary obligations are not extinguished; and to provide for related matters.

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

HOUSE BILL NO. 204—
BY REPRESENTATIVE HUNTER
AN ACT

To enact R.S. 40:2009.4.1, relative to nursing homes; to require the installation of supervised automatic fire sprinkler systems; to provide for the offset of costs; to provide for violations; and to provide for related matters.

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

HOUSE BILL NO. 265—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 9:334, relative to child custody; to provide for the qualifications of mediators in child custody proceedings; and to provide for related matters.

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

HOUSE BILL NO. 456—

BY REPRESENTATIVE HEBERT
AN ACT

To enact R.S. 22:1478, relative to property or casualty insurance; to require that certain bills sent by an insurer to its policyholder for an insurance premium identify the property upon which the premium is due; and to provide for related matters.

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

HOUSE BILL NO. 604—

BY REPRESENTATIVES M. POWELL AND LANCASTER
AN ACT

To amend and reenact R.S. 18:402(F)(5), relative to election dates; to eliminate the January election date for bond, tax, and other proposition elections; and to provide for related matters.

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

HOUSE BILL NO. 654—

BY REPRESENTATIVES DOERGE AND RICHMOND
AN ACT

To enact Children's Code Articles 1024.1 and 1036.2, relative to the involuntary termination of parental rights; to provide for the payment of transportation costs; to require the incarcerated parent to provide a reasonable plan for the appropriate care of his child; to require the Department of Social Services to notify the incarcerated parent of his duty; to provide time limitations; to provide for the assessment of the plan; to provide a standard notification form; and to provide for related matters.

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

HOUSE BILL NO. 732—

BY REPRESENTATIVE MARCHAND
AN ACT

To amend and reenact R.S. 37:1431(30), relative to the real estate commission; to provide for a definition; and to provide for related matters.

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HOUSE BILL NO. 777—

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AN ACT

To amend and reenact Children's Code Articles 603(18), 619(A), (B), and (C), 620(B) and (C), 621, 622, 624(G), and 627(A) and (B), to enact Children's Code Articles 603(19) and 627(F), and to repeal Children's Code Article 624(H), relative to children in need of care; to provide for the definitions for the removal and safety plan for children in need of care; to provide with respect to instanter orders of custody; to provide for placement of the child pending a continued custody hearing; to provide for the safety plan of a child in need of care; to provide for persons who seek to become custodians of the child; to provide for the custody hearing and custody orders; and to provide for related matters.

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

HOUSE BILL NO. 904—

BY REPRESENTATIVE SCALISE
AN ACT

To amend and reenact Children's Code Article 1169(3) and (5), relative to adoption; to provide for the definition of child; to provide that a child is a person under the age of eighteen for purposes of adoption; to provide for a citation correction; and to provide for related matters.

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

HOUSE BILL NO. 905—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 15:848.5(B), relative to the Lincoln Parish Detention Center; to provide relative to the incarceration of prisoners; to provide for the use of other jail and prison facilities in the state; and to provide for related matters.

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

HOUSE BILL NO. 983—

BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 15:551, relative to the monitoring, apprehension, arrest, and prosecution of sex offenders; to create the Sexual Offender Apprehension Team; to provide for the activities of the sexual predator apprehension team; and to provide for related matters.

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

HOUSE BILL NO. 993—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 32:735 and 737(A)(introductory paragraph) and (2), (4), (10), and (11), (B), and (C) and R.S. 47:532.1(A)(1) and to enact R.S. 32:737(A)(12), relative to auto title companies; to provide for the contracting of auto title companies; to provide for surety bond requirements; to provide for contracts; and to provide for related matters.

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

HOUSE BILL NO. 1179—

BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 32:387.10(A)(3), relative to special permits allowing operation of oversize and overweight trucks and combination vehicles; to provide relative to the limitations on a vehicle transporting certain logging equipment pursuant to such a permit; and to provide for related matters.

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

HOUSE BILL NO. 1206—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To require the mayors of certain municipalities within the territorial boundaries of certain airport authorities to be members of the boards of commissioners of such airport authorities; and to provide for related matters.

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

HOUSE BILL NO. 1248—

BY REPRESENTATIVE DAMICO
AN ACT

To enact R.S. 17:60, relative to city, parish, and other local public school board members; to provide that any city, parish, or other local public school board member who qualifies for any elective office shall not be required to vacate his school board office or resign from the school board; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 1256—

BY REPRESENTATIVE SCALISE
AN ACT

To amend and reenact R.S. 29:726(E)(20) and to enact R.S. 29:726(E)(21), relative to the duties of the Governor's Office of Homeland Security and Emergency Preparedness; to require the office to study the pre-bidding of certain disaster response contracts; and to provide for related matters.

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

HOUSE BILL NO. 1335—

BY REPRESENTATIVE GLOVER
AN ACT

To amend and reenact R.S. 14:67.16(A) and (C), relative to identity theft; to provide for penalties for the crime of identity theft against persons sixty years of age or older or disabled; and to provide for related matters.

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

HOUSE BILL NO. 1366— (Substitute for House Bill No. 168 by Representative Jack Smith)

BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(A)(2)(a), relative to orders for costs and fines; to provide that orders for costs and fines are deemed to be civil money judgments in the same manner as provided for orders for restitution; and to provide for related matters.

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

HOUSE BILL NO. 1367— (Substitute for House Bill No. 618 by Representative Martiny)

BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 27:306(A)(4)(b)(introductory paragraph) and (7)(a), relative to the Video Draw Poker Devices Control Law; to provide for the determination of the number of video draw poker devices operated at truck stops based upon average annual fuel sales; to provide for the operation of twenty-five video draw poker devices at new truck stop facilities for ninety days without average fuel sale requirements; to provide for average monthly fuel sales determinations followed by annual average fuel sale determinations after twelve months of operation; and to provide for related matters.

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

HOUSE BILL NO. 1368— (Substitute for House Bill No. 790 by Representative Labruzzo)

BY REPRESENTATIVE LABRUZZO
AN ACT

To enact R.S. 22:1477(B)(5), relative to homeowners' insurance; to provide for disclosure of the possibility of increasing the deductible and lowering the potential cost paid; and to provide for related matters.

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

HOUSE BILL NO. 1369— (Substitute for House Bill No. 581 by Representative Geymann)

BY REPRESENTATIVES GEYMANN AND CRAVINS
AN ACT

To amend and reenact Code of Criminal Procedure Article 893(A) and to enact Chapter 3-D of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:561 through 561.7, relative to sex offenders; to provide for supervised release of sex offenders; to provide for the duties of the Department of Public Safety and Corrections; to provide for the conditions of supervised release; to provide for the duration of supervised release; to provide for applicability; to provide for the adoption of administrative rules; to provide for exceptions; to provide for penalties for failure to comply with the conditions of supervised release; to provide for duties of the court to explain the term and conditions of supervised release; to provide that supervised release shall not constitute probation and as such is not subject to the five-year limitation on the length of probation; and to provide for related matters.

The bill 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 CONCURRENT RESOLUTIONS

May 4, 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. 127—

BY REPRESENTATIVES DURAND, CURTIS, DOERGE, GRAY, E. GUILLORY, M. GUILLORY, KATZ, MCDONALD, JOHN SMITH, STRAIN, AND WADDELL

A CONCURRENT RESOLUTION

To create the Louisiana Health Care Redesign Collaborative for the purpose of advising the Department of Health and Hospitals (DHH) in the development and implementation of a practical blueprint for an evidence-based, quality driven health care system for Louisiana that will guide overall health care policy and systems development in Louisiana, with an initial focus on rebuilding health care capacity in the hurricane-affected areas of the state.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

House Concurrent Resolutions on First Reading

The following House Concurrent Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 127—

BY REPRESENTATIVES DURAND, CURTIS, DOERGE, GRAY, E. GUILLORY, M. GUILLORY, KATZ, MCDONALD, JOHN SMITH, STRAIN, AND WADDELL

A CONCURRENT RESOLUTION

To create the Louisiana Health Care Redesign Collaborative for the purpose of advising the Department of Health and Hospitals (DHH) in the development and implementation of a practical blueprint for an evidence-based, quality driven health care system for Louisiana that will guide overall health care policy and systems development in Louisiana, with an initial focus on rebuilding health care capacity in the hurricane-affected areas of the state.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

TRANSPORTATION, HIGHWAYS AND PUBLIC WORKS

Senator Ellington, Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

May 4, 2006

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways

and Public Works to submit the following report:

SENATE BILL NO. 284—
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 32:407(E) and to enact R.S. 32:431.1, relative to motor vehicles; to provide relative to driver's licenses and learner's permits; to prohibit issuance of license or learner's permit to a minor who is not enrolled in or has not completed school or a general education development program; to require notification to the office of motor vehicles when a student withdraws from a school program; to provide for suspension of driver's license; to require notification of such suspension; to provide for appeal process; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 656—
BY SENATOR BOASSO

AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv), relative to public contracts; to increase the contract limit for certain projects to repair hurricane or storm-related damage to public buildings; to provide limitations; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 452—
BY REPRESENTATIVE DOVE

AN ACT

To enact R.S. 38:301.1, relative to levee districts in the coastal zone; to require such levee districts to prepare and submit levee elevation reports; to provide relative to the preparation of such reports; to provide relative to the frequency of submission of such reports; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 694—
BY REPRESENTATIVE SMILEY

AN ACT

To enact R.S. 32:123(E), relative to motor vehicle traffic regulations; to provide relative to motor vehicle violations occurring at stop signs and yield signs; to provide relative to penalties for such violations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 973—
BY REPRESENTATIVE GREENE

AN ACT

To enact Part II-B of Chapter 4 of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:491 and 492, and to repeal R.S. 47:463.3, relative to motor vehicle license plates; to provide relative to the creation and issuance of ham radio station license plates for owners or operators; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 982—
BY REPRESENTATIVE LAMBERT

AN ACT

To amend and reenact R.S. 32:408(B)(2)(a), relative to drivers' licenses; to provide for commercial drivers' licenses; to provide for restrictions; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 985—
BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 32:191(A) and (D) and to enact R.S. 32:191(E), relative to the operation of motorcycles; to prohibit certain children from being transported on motorcycles; to

provide relative to certain requirements for authorized child passengers on motorcycles; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1080—
BY REPRESENTATIVE PITRE

AN ACT

To name the new bridge along Louisiana Highway 1 in Leesville, Louisiana; and to provide for related matters.

Reported favorably.

Respectfully submitted,
NOBLE E. ELLINGTON
Chairman

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 947 from the Committee on Finance.

HOUSE BILL NO. 947—
BY REPRESENTATIVES ALARIO AND SALTER

AN ACT

To amend and reenact R.S. 39:1678.1(C), relative to the Louisiana Procurement Code; to provide for certain actions to which claims for damages do not apply; to provide for an effective date; and to provide for related matters.

Under the provisions of Joint Rule No. 5, the bill, which is a duplicate of Senate Bill No. 479, was read by title and referred to the Legislative Bureau.

**Privilege Report of the Committee on
Senate and Governmental Affairs**

ENROLLMENTS

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

May 4, 2006

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 67—

BY SENATORS CRAVINS, N. GAUTREAUX, HINES, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, HOLLIS, JACKSON, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MURRAY, NEVERS, SCHEDLER, SHEPHERD, SMITH AND ULLO AND REPRESENTATIVES BAUDOIN, CRAVINS, M. GUILLORY AND LAFLEUR
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Sheriff Howard Zerangue.

SENATE CONCURRENT RESOLUTION NO. 62—

BY SENATOR FIELDS
A CONCURRENT RESOLUTION

To urge and request the Board of Regents to study the availability of need-based aid in the state of Louisiana for students attending postsecondary institutions and to make recommendations to the legislature regarding the adequacy of that aid, the type of program required to accommodate the demand of such aid, and the cost of implementing a program that would make need-based aid available to qualified students beginning in the 2007-2008 school year.

May 4, 2006

SENATE CONCURRENT RESOLUTION NO. 60—

BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To urge and request the Louisiana Cemetery Board and the Louisiana State Board of Embalmers and Funeral Directors to review their rules and regulations and develop and implement necessary changes within their respective jurisdictions, and make recommendations for legislation, to prevent and respond to the problems that arose during hurricanes Katrina and Rita with the displacement of human remains and subsequent identification of those remains.

Respectfully submitted,
CHARLES D. JONES
Chairman

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

May 4, 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. 146—

BY REPRESENTATIVE QUEZAIRE

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install lighting on the Sunshine Bridge.

HOUSE CONCURRENT RESOLUTION NO. 150—

BY REPRESENTATIVES FAUCHEUX AND QUEZAIRE

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic signal at the intersection of Louisiana Highways 44 and 3223 in St. John the Baptist Parish.

HOUSE CONCURRENT RESOLUTION NO. 158—

BY REPRESENTATIVE FANNIN AND SENATOR KOSTELKA

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to develop and implement a ten-year management plan for Caney Lake.

HOUSE CONCURRENT RESOLUTION NO. 159—

BY REPRESENTATIVES CRAVINS, BURRELL, AND PIERRE AND SENATORS CRAVINS, JONES, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Alpha Phi Alpha Fraternity, Incorporated upon the celebration of its one hundredth anniversary as an organization.

HOUSE CONCURRENT RESOLUTION NO. 160—

BY REPRESENTATIVES FAUCHEUX, QUEZAIRE, AND GARY SMITH

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to construct a westbank expressway along Louisiana Highway 3127 between Baton Rouge and New Orleans in order to create an alternate escape route during hurricane evacuations.

HOUSE CONCURRENT RESOLUTION NO. 15—

BY REPRESENTATIVE SCHNEIDER AND SENATORS BARHAM, BOASSO, DARDENNE, B. GAUTREAUX, HOLLIS, SHEPHERD, AND THEUNISSEN

A CONCURRENT RESOLUTION

To commend Robert L. Borden for his outstanding service as executive director of the Louisiana State Employees' Retirement System (LASERS).

HOUSE CONCURRENT RESOLUTION NO. 141—

BY REPRESENTATIVES ERDEY, K. CARTER, FARRAR, FAUCHEUX, HARRIS, HEBERT, JOHNS, KLECKLEY, MCVEA, MORRISH, PITRE, T. POWELL, RICHMOND, SCALISE, GARY SMITH, TOOMY, TOWNSEND, TUCKER, AND WALSWORTH

A CONCURRENT RESOLUTION

To urge and request Louisiana's congressional delegation and the state insurance commissioner to support and secure passage of federal legislation establishing a catastrophic reinsurance fund to support state efforts to keep homeowners' disaster insurance affordable.

HOUSE CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVE GALLOT

A CONCURRENT RESOLUTION

To commend Cynthia M. Lemelle upon her retirement as director of career services at Grambling State University and to recognize her dedication and contributions to this great university.

HOUSE CONCURRENT RESOLUTION NO. 148—

BY REPRESENTATIVES GLOVER, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BRUNEAU, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CRAVINS, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HAMMETT, HARRIS, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS ADLEY, AMEDEE, BAJOLE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN, AND ULLO

A CONCURRENT RESOLUTION

To commend former State Senator Virginia K. Shehee of Shreveport upon being honored as a 2006 Louisiana Legend by Louisiana Public Broadcasting and to recognize her singular achievements and contributions.

HOUSE CONCURRENT RESOLUTION NO. 149—

BY REPRESENTATIVE SCALISE

A CONCURRENT RESOLUTION

To commend the workers of NASA's Michoud Assembly Facility in New Orleans for their heroic efforts during Hurricane Katrina.

HOUSE CONCURRENT RESOLUTION NO. 152—

BY REPRESENTATIVE GALLOT

A CONCURRENT RESOLUTION

To express condolences upon the death of Dr. Robert Lawson Bailey, retired professor of biological sciences and head of the Department of Agriculture at Grambling State University.

HOUSE CONCURRENT RESOLUTION NO. 153—

BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To designate June 1, 2006, the first day of hurricane season, as a statewide day of prayer for protection from hurricanes throughout the season.

HOUSE CONCURRENT RESOLUTION NO. 154—

BY REPRESENTATIVES JOHNS, GEYMANN, E. GUILLORY, KLECKLEY, AND MORRISH AND SENATORS CAIN, MOUNT, AND THEUNISSEN

A CONCURRENT RESOLUTION

To commend Wilmer Dugas upon the occasion of his retirement from the Sulphur City Council.

HOUSE CONCURRENT RESOLUTION NO. 156—

BY REPRESENTATIVE SCALISE

A CONCURRENT RESOLUTION

To commend NASA's Michoud Assembly Facility in New Orleans for being awarded the manufacturing of the Crew Launch Vehicle.

HOUSE CONCURRENT RESOLUTION NO. 157—
BY REPRESENTATIVE GALLOT
A CONCURRENT RESOLUTION

To commend Dean Busby upon his retirement as road superintendent of Claiborne Parish.

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

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.

Message from the House
SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS

May 4, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 267—
BY REPRESENTATIVE CROWE
AN ACT

To amend and reenact R.S. 47:463.109(D)(3), relative to motor vehicle prestige license plates; to provide relative to the In God We Trust prestige license plate; to provide relative to the distribution of the annual fee for such plates; and to provide for related matters.

HOUSE BILL NO. 680— (Duplicate of Senate Bill No. 239)
BY REPRESENTATIVE BAYLOR AND SENATOR MALONE AND COAUTHORED BY REPRESENTATIVES BARROW, BAUDOIN, GLOVER, GRAY, JEFFERSON, LAMBERT, MARCHAND, RITCHIE, AND WINSTON AND SENATORS HOLLIS AND ULLO
AN ACT

To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(d), relative to the Department of Culture, Recreation and Tourism, including provisions to provide for the re-creation of the Department of Culture, Recreation and Tourism and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 856—
BY REPRESENTATIVES KATZ, ALARIO, ALEXANDER, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CURTIS, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FRITH, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, M. GUILLORY, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUTTER, JEFFERSON, JOHNS, KENNEY, KLECKLEY, LAMBERT, LANCASTER, MARTINY, MCDONALD, MCVEA, MONTGOMERY, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON AND SENATORS AMEDEE, BOASSO, ELLINGTON, AND KOSTELKA
AN ACT

To name the bridge along Interstate 20 which crosses the Ouachita River the World War II Memorial Bridge; and to provide for related matters.

HOUSE BILL NO. 377— (Duplicate of Senate Bill No. 202)
BY REPRESENTATIVE MARTINY AND SENATOR JONES
AN ACT

To amend and reenact R.S. 15:828(B), relative to treatment and rehabilitation programs for inmates; to require the secretary of the Department of Public Safety and Corrections to adopt rules and regulations to encourage voluntary participation in such programs; and to provide for related matters.

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

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

Adjournment

Senator Bajoie moved that the Senate adjourn until Monday, May 8, 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 Monday, May 8, 2006.

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

