

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

FORTY-SEVENTH 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

Sunday, June 18, 2006

The Senate was called to order at 5:00 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

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

PRESENT

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

ABSENT

Michot
Total - 1

The President of the Senate announced there were 38 Senators present and a quorum.

Prayer

The prayer was offered by Senator Barham, 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 Barham, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

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**

June 16, 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. 142—
BY SENATOR CAIN AND REPRESENTATIVE SALTER
A CONCURRENT RESOLUTION**

To commend Robin Briscoe of Anacoco High School upon her selection as a representative of north Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

Reported without amendments.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 16, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1293 by Representative Jack Smith, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Jack Smith, Hammett and Townsend.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 81 by Senator Jones:

Representatives Gallot, Lancaster and Townsend.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 226 by Senator N. Gautreaux:

Representatives Fauchaux, Toomy and R. Carter.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 269 by Senator Dupre:

Representatives Baldone, Quezairé and Pitre.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 453 by Senator Malone:

Representatives Daniel, Pierre and Pitre.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 454 by Senator Ellington:

Representatives Fannin, Thompson and Daniel.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 612 by Senator Mount:

Representatives Johns, Quezairé and Kleckley.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 749 by Senator Nevers:

Representatives Ritchie, Crane and Strain.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 58 by Senator Fontenot:

Representatives Damico, Hebert and Wooton.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 338 by Senator Amedee:

Representatives Martiny, Toomy and Triche.

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

Message from the House**HOUSE CONFEREES APPOINTED**

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 49 by Senator Marionneau:

Representatives LaFleur, Toomy and Cazayoux.

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

Message from the House**DISAGREEMENT TO HOUSE BILL**

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 999 by Representative Hunter, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Hunter, Hammett and Richmond.

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

**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. 145—

BY SENATOR JACKSON

A RESOLUTION

To commend and congratulate Ms. Nevada Williams Walker on her much deserved retirement.

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

SENATE RESOLUTION NO. 146—

BY SENATOR HINES

A RESOLUTION

To commend and congratulate Senator Philip C. Jimeno on his much deserved retirement from the Maryland General Assembly.

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

SENATE RESOLUTION NO. 147—

BY SENATOR CRAVINS

A RESOLUTION

To proclaim the month of May as Zydeco Appreciation Month (ZAM) in Louisiana.

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

SENATE RESOLUTION NO. 148—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Mrs. Ethel Thompson-Henderson for her faithful service and dedication to the community and for her many accomplishments within the Thompson Temple Church of God in Christ.

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

SENATE RESOLUTION NO. 149—

BY SENATOR CRAVINS

A RESOLUTION

To recognize June twenty-fifth as "Clifton Chenier Day."

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

SENATE RESOLUTION NO. 150—

BY SENATOR BROOME

A RESOLUTION

To commend and congratulate Marta-Ann Schnabel on being the first woman president of the Louisiana State Bar Association.

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

SENATE RESOLUTION NO. 151—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Deacon Leonard Tracy Watkins of the Greater Mount Calvary Church upon his many accomplishments.

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

SENATE RESOLUTION NO. 152—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Ernest "Sarge" Jones of the Second Zion Baptist Church for his many accomplishments.

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

SENATE RESOLUTION NO. 153—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Brother Ervin Riley of the Mount Hermon Baptist Church upon his many accomplishments.

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

SENATE RESOLUTION NO. 154—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Ms. Annie Toliver for her faithful service and dedication to the community and to the Calvary Baptist Church.

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

SENATE RESOLUTION NO. 155—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Tennie D. Collins of New Home Ministries upon her outstanding service, dedication and accomplishments.

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

SENATE RESOLUTION NO. 156—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Deacon Milton Webre of St. John Bosco Church upon his accomplishments.

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

June 18, 2006

SENATE CONCURRENT RESOLUTION NO. 144—
BY SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the passing of John Carter Wilkinson, retired Baton Rouge attorney and businessman.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Gautreaux B	Michot	Shepherd
Heitmeier	Schedler	
Total - 5		

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

Senate and Concurrent Resolutions
on Second Reading

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

SENATE RESOLUTION NO. 139—
BY SENATOR FONTENOT

A RESOLUTION

To commend Lieutenant Colonel Mark Oxley, on thirty-one years of service to the Louisiana State Police and congratulates him on his much deserved retirement.

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

SENATE RESOLUTION NO. 140—
BY SENATOR SHEPHERD

A RESOLUTION

To commend Concepcion "Connie" Tegre for being an outstanding leader and member of St. Gabriel the Archangel Church and the community.

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

SENATE RESOLUTION NO. 141—
BY SENATORS MALONE, BARHAM, BOASSO, DUPRE, N. GAUTREAUX, MCPHERSON, MICHOT AND ROMERO

A RESOLUTION

To memorialize the Congress of the United States to authorize appropriations for the cooperative enforcement initiative in the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006 (Act) for five years at increasing

levels of funding each year.

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

SENATE CONCURRENT RESOLUTION NO. 140—
BY SENATOR SHEPHERD

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to take such actions as are necessary to provide federal financial assistance to assist local governments in Louisiana in the repair and restoration of essential public utility services and related infrastructure damaged or destroyed by hurricanes Katrina and Rita.

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

SENATE CONCURRENT RESOLUTION NO. 141—
BY SENATOR SHEPHERD

A CONCURRENT RESOLUTION

To urge and request the Department of Economic Development execute cooperative endeavor agreements with entities that received monies or guarantees under the Louisiana Bridge Loan Program and that such cooperative endeavor agreements provide that the monies received or guaranteed be converted to grants.

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

SENATE CONCURRENT RESOLUTION NO. 143—
BY SENATORS MALONE, BOASSO, DUPRE, N. GAUTREAUX, ROMERO, MICHOT AND BARHAM

A CONCURRENT RESOLUTION

To urge and request the Division of Administration, office of facility and control, the Department of Wildlife and Fisheries, division of law enforcement, and Louisiana State University, office of community design and development, to conduct a feasibility study regarding construction of a new law enforcement training facility for the Department of Wildlife and Fisheries.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Heitmeier	Michot	Shepherd
Total - 3		

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 16, 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. 316—
BY REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION

To urge and request the Department of Veterans Affairs to encourage the employers of the state of Louisiana to recognize the importance of veterans having days off for the observance of Veteran's Day and Memorial Day.

HOUSE CONCURRENT RESOLUTION NO. 317—
BY REPRESENTATIVE HUNTER
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Labor's office of workforce development to study the Louisiana job market and assess the types of occupations currently in demand.

HOUSE CONCURRENT RESOLUTION NO. 318—
BY REPRESENTATIVE RICHMOND
A CONCURRENT RESOLUTION

To commend Louisiana professional fire fighters for their heroic actions during and after Hurricanes Katrina and Rita and to recognize Monday, June 19, 2006, as Louisiana Professional Fire Fighters Day.

HOUSE CONCURRENT RESOLUTION NO. 319—
BY REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of the Mr. James Pierce Hill, Sr.

HOUSE CONCURRENT RESOLUTION NO. 320—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CAZAYOUX, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, KENNARD, LAFLEUR, LAFONTA, MARCHAND, PIERRE, AND QUEZAIRE AND SENATORS ADLEY, BAJOE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MARIONNEAUX, MURRAY, AND SHEPHERD
A CONCURRENT RESOLUTION

To commend Mr. Xavier Carter for his outstanding accomplishments at the 2006 NCAA Outdoor Track and Field Championships.

HOUSE CONCURRENT RESOLUTION NO. 321—
BY REPRESENTATIVES DAMICO AND WOOTON AND SENATOR FONTENOT
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to authorize and fund the testing and evaluation to determine environmental impacts and safety of equipment to efficiently combust construction and demolition debris and reduce emissions associated with such incineration.

HOUSE CONCURRENT RESOLUTION NO. 322—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To urge and request the United States Department of Homeland Security, through Secretary Michael Chertoff, to increase the level of funding for Citizen Corps emergency preparedness education programs.

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. 316—
BY REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION

To urge and request the Department of Veterans Affairs to encourage the employers of the state of Louisiana to recognize the importance of veterans having days off for the observance of Veteran's Day and Memorial Day.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Heitmeier	Michot	Shepherd
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 317—
BY REPRESENTATIVE HUNTER
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Labor's office of workforce development to study the Louisiana job market and assess the types of occupations currently in demand.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers

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Broome	Gautreaux N	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Heitmeier	Michot	Shepherd
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 318—

BY REPRESENTATIVE RICHMOND

A CONCURRENT RESOLUTION

To commend Louisiana professional fire fighters for their heroic actions during and after Hurricanes Katrina and Rita and to recognize Monday, June 19, 2006, as Louisiana Professional Fire Fighters Day.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneau
Amedee	Ellington	McPherson
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Heitmeier	Michot	Shepherd
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 319—

BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of the Mr. James Pierce Hill, Sr.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneau
Amedee	Ellington	McPherson
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Heitmeier	Michot	Shepherd
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 320—

BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CAZAYOUX, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, KENNARD, LAFLEUR, LAFONTA, MARCHAND, PIERRE, AND QUEZAIRE AND SENATORS ADLEY, BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MARIONNEAUX, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Mr. Xavier Carter for his outstanding accomplishments at the 2006 NCAA Outdoor Track and Field Championships.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneau
Amedee	Ellington	McPherson
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Heitmeier	Michot	Shepherd
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 321—
BY REPRESENTATIVES DAMICO AND WOOTON AND SENATOR FONTENOT

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to authorize and fund the testing and evaluation to determine environmental impacts and safety of equipment to efficiently combust construction and demolition debris and reduce emissions associated with such incineration.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Heitmeier	Michot	Shepherd
Total - 3		

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

HOUSE CONCURRENT RESOLUTION NO. 322—
BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To urge and request the United States Department of Homeland Security, through Secretary Michael Chertoff, to increase the level of funding for Citizen Corps emergency preparedness education programs.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Heitmeier	Michot
Total - 2	

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

**House Concurrent Resolutions
on Second Reading**

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

HOUSE CONCURRENT RESOLUTION NO. 313—
BY REPRESENTATIVE E. GUILLORY

A CONCURRENT RESOLUTION

To urge and request the governor of the state of Louisiana to declare a hurricane preparedness sales tax holiday.

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

HOUSE CONCURRENT RESOLUTION NO. 314—
BY REPRESENTATIVE E. GUILLORY

A CONCURRENT RESOLUTION

To urge and request the local governing authorities of the state of Louisiana to enact a hurricane preparedness sales tax holiday.

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

HOUSE CONCURRENT RESOLUTION NO. 315—
BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to consider certain traffic management alternatives to alleviate traffic congestion in the Baton Rouge Metropolitan Area.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Heitmeier	Michot
Total - 2	

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

Senate Concurrent Resolutions Returned from the House of Representatives with Amendments

The following Senate Concurrent Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 125— BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute the study the potential legal effects of granting recognition in full faith and credit or comity to the judgments of Indian tribal courts in this state, and to report its findings to the Louisiana Legislature prior to February 1, 2007.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Original Senate Concurrent Resolution No. 125 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "direct" and insert "urge and request"

AMENDMENT NO. 2

On page 2, line 24 at the beginning of the line delete "direct" and insert "urge and request"

Senator Murray moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Heitmeier, Michot, Shepherd

Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator Murray moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE CONCURRENT RESOLUTION NO. 6— BY SENATOR JONES

A CONCURRENT RESOLUTION

To create a task force to identify and locate displaced Louisiana citizens and to aid in their return to Louisiana.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Concurrent Resolution No. 6 by Senator Jones

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and delete line 3 and insert the following:

"request the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to meet and function as a joint committee to study the issues related to how to identify and locate displaced Louisiana citizens, how to communicate with such citizens, and what proposals or actions may aid in their return to Louisiana."

AMENDMENT NO. 2

On page 1, line 13, change "create a task force to gather" to "provide a potential means for gathering"

AMENDMENT NO. 3

On page 1, line 18, after "Louisiana" delete the remainder of the line and on page 2, delete line 1 and insert the following:

"does hereby request the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to meet and function as a joint committee to study the issues related to how to identify and locate displaced Louisiana citizens, how to communicate with such citizens, and what proposals or actions may aid in their return to Louisiana."

AMENDMENT NO. 4

On page 2, line 2, after "that the" delete the remainder of the line and insert "joint committee shall specifically solicit the input, recommendations, and advice of the following:"

AMENDMENT NO. 5

On page 2, delete lines 5 through 27, and insert the following:

"(3) One representative of the Louisiana Recovery Authority appointed by the governor.

(4) One representative of the Bring New Orleans Back Commission appointed by the chairman or co-chairs.

(5) The president of the League of Women Voters of Louisiana, or her designee.

(6) One representative of the Louisiana Family Recovery Corps appointed by the chairman, subject to approval by the board of directors."

AMENDMENT NO. 6

On page 2, line 28, after "that the" delete the remainder of the line and delete lines 29 and 30, and on page 3, line 1, delete "quarterly." and insert the following:

"joint committee shall report the results of its study to the Louisiana Legislature by March 1, 2007."

AMENDMENT NO. 7

On page 3, line 4, after "Women Voters" insert a comma ","

Senator Jones moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Quinn
Total - 1

ABSENT

Heitmeier Michot
Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE CONCURRENT RESOLUTION NO. 13—
BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the Louisiana High School Athletic Association (LHSAA) to take certain steps to implement an online anabolic steroid awareness and prevention program, to require an anabolic steroid nonuse contract and consent form and inclusion of steroid testing on the LHSAA parental permission form as required for athletic participation, and to participate in a study to determine the feasibility of the development of other programs to educate and prevent the use of steroids and performance-enhancing supplements by high school athletes.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Concurrent Resolution No. 13 by Senator Dardenne

AMENDMENT NO. 1

On page 2, at the end of line 12, change the period "." to a semicolon ";" and insert "and"

AMENDMENT NO. 2

On page 2, between lines 12 and 13, insert the following:
"WHEREAS, current law, R.S. 40:5.12, provides for the establishment by the secretary of the Department of Health and Hospitals of an advisory board to develop a standard health form for use in all city, parish, and other public school systems for the purpose of eliminating the duplication of information submitted to schools and school nurses relative to immunizations, illnesses, allergies, and sports physicals."

AMENDMENT NO. 3

On page 2, line 19, after "includes" delete the remainder of the line and insert "provisions for testing student athletes for the presence of anabolic"

AMENDMENT NO. 4

On page 2, at the end of line 20, delete the period "." and insert "and work with the advisory board established by current law, R.S. 40:5.12, to assure that the consent portion of such form is included on the standard health form for sports physicals."

Senator Dardenne moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Heitmeier Michot
Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Dardenne moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE CONCURRENT RESOLUTION NO. 38—
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To establish the Louisiana Virtual Library Group to study and make recommendations regarding creating the Louisiana Virtual Library Council as a state entity and to require such group to make recommendations regarding such creation.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Concurrent Resolution No. 38 by Senator Broome

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and delete lines 3 and 4 and insert the following:

"urge and request the Senate Committee on Education and the House Committee on Education to meet and function as a joint committee to study and make recommendations regarding the advisability and feasibility of creating the Louisiana Virtual Library Council as a state entity and of providing for an integrated information system which provides access to a virtual library system through a single universal portal."

AMENDMENT NO. 2

On page 1, line 5, after "WHEREAS, it is" delete the remainder of the line delete lines 6 through 14 and insert the following:

"desirable that citizens have easy access to newspapers, magazines, encyclopedias, journals, and other essential sources of information; and

WHEREAS, it is important that students have access to information in a consistent format to advance their studies and research at school, home, or public libraries; and"

June 18, 2006

AMENDMENT NO. 3

On page 2, delete lines 11 through 16 and insert the following: "WHEREAS, currently multiple agencies provide extensive resources to the citizens, faculty, teachers, and students of this state and the state has multiple information database subscriptions and, if desirable, it may be possible to consolidate such services and subscriptions into a unitary site accessed through a single universal Internet portal in a manner which provides access to a virtual library system capable of statewide utilization by citizens and students in an age appropriate format."

AMENDMENT NO. 4

On page 2, delete lines 18 through 23 and insert the following: "urge and request the Senate Committee on Education and the House Committee on Education to meet and function as a joint committee to study and make recommendations regarding the advisability and feasibility of creating the Louisiana Virtual Library Council as a state entity and of providing for an integrated information system which provides access to a virtual library system through a single universal portal."

BE IT FURTHER RESOLVED that the joint committee shall specifically solicit the input, recommendations, and advice of the following:"

AMENDMENT NO. 5

On page 3, delete lines 10 through 23 and insert the following: "(11) The law librarian of the Huey P. Long Memorial Law Library.

(12) The director of the David R. Poynter Legislative Research Library.

BE IT FURTHER RESOLVED that the joint committee shall report its findings to the legislature no later than March 1, 2007."

Senator Broome moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dupre, McPherson. Lists names of senators who voted 'YEAS'.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Michot. Lists names of senators who were absent.

The Chair declared the amendments proposed by the House were concurred in. Senator Broome moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE CONCURRENT RESOLUTION NO. 117— BY SENATOR JONES

A CONCURRENT RESOLUTION

To create the Louisiana Sentencing Practices Commission to study the current and history of sentencing practices of the state and

make a report of its findings, together with any recommendations for changes in legislation, to the Louisiana Legislature no later than April 1, 2007.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original Senate Concurrent Resolution No. 117 by Senator Jones

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and at the beginning of line 3 delete "of" and insert "request the Senate Committee on Judiciary C and the House Committee on Administration of Criminal Justice to meet and function as a joint committee to study issues related to the rate of incarceration in the state and fiscal issues related to the rate of incarceration, and to examine the history of and current"

AMENDMENT NO. 2

On page 1, line 16, after "Louisiana" delete the remainder of the line and delete lines 17 and 18 and insert the following:

"does hereby request the Senate Committee on Judiciary C and the House Committee on Administration of Criminal Justice to meet and function as a joint committee to study issues related to the rate of incarceration in the state and fiscal issues related to the rate of incarceration, and to examine the history of and current sentencing practices of the state and to report its findings to the"

AMENDMENT NO. 3

On page 2, line 2, after "that the" delete the remainder of the line and insert "joint committee shall specifically solicit the input, recommendations, and advice of the"

AMENDMENT NO. 4

On page 2, delete lines 6 through 30 and on page 3, delete lines 1 and 2 and insert the following:

- (3) The secretary of the Department of Public Safety and Corrections, or his designee.
(4) The deputy secretary for youth services of the Department of Public Safety and Corrections, or his designee.
(5) Two judges designated by the chief justice of the Louisiana Supreme Court.
(6) The president of the American Bar Association, or his designee.
(7) The president of the Louisiana State Bar Association, or his designee.
(8) The president of the Louisiana Public Defender's Association, or his designee.
(9) The president of the Louisiana District Attorney's Association, or his designee.
(10) A private citizen, designated by the governor."

Senator Jones moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dupre, McPherson. Lists names of senators who voted 'YEAS'.

Cravins	Lentini	Ullo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 37		
NAYS		
Total - 0		
ABSENT		
Heitmeier	Michot	
Total - 2		

The Chair declared the amendments proposed by the House were concurred in. Senator Jones moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE CONCURRENT RESOLUTION NO. 119—
BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To create the Louisiana Task Force on Domestic Violence to study current law, policies, and practices in response to domestic and dating violence and make recommendations for legislation to the Legislature of Louisiana no later than April 1, 2007.

The resolution was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lancaster to Original Senate Concurrent Resolution No. 119 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "to study" delete "create the Louisiana Task Force on Domestic Violence" and insert "request the Senate Committee on Judiciary C and the House Committee on Administration of Criminal Justice to meet and function as a joint committee"

AMENDMENT NO. 2

On page 2, line 2, after "Louisiana" delete the remainder of the line and on line 3 delete "The Louisiana Task Force on Domestic Violence" and insert "does hereby request the Senate Committee on Judiciary C and the House Committee on Administration of Criminal Justice to meet and function as a joint committee"

AMENDMENT NO. 3

On page 2, line 5, after "that the" delete the remainder of the line and delete lines 6 through 30 and delete page 3 in its entirety and on page 4 delete lines 1 through 5 and insert the following:

"joint committee shall specifically solicit the recommendations, input, and advice of the following:

(1) The executive director, president, and legislative consultant of the Louisiana Coalition Against Domestic Violence, all three to be selected by the chief executive officer of the coalition.

(2) A representative from the formerly Battered Women's Task Force of the Louisiana Coalition Against Domestic Violence to be selected by the chief executive officer of the coalition.

(3) A representative from a local domestic violence program to be selected by the Louisiana Coalition Against Domestic Violence.

(4) The executive director of the Louisiana District Attorneys Association.

(5) The executive director of the Louisiana Commission on Law Enforcement and Administration of Criminal Justice.

(6) The executive director of the office on women's policy in the office of the governor.

(7) The secretary of the Department of Health and Hospitals.

(8) The secretary of the Department of Social Services.

(9) A representative from a batterer's intervention program certified by the Louisiana Coalition Against Domestic Violence to be selected by the director of such program.

(10) A representative from the Louisiana District Judges Association who presides over a predominately civil docket to be selected by the president of that association.

(11) A representative from the Louisiana District Judges Association who presides over a predominately criminal docket to be selected by the president of that association.

(12) A representative of the Louisiana Hearing Officer's Association to be selected by the president of the association.

(13) A representative of the Louisiana Clerks of Court Association to be selected by the president of that association.

(14) The secretary of the Department of Public Safety and Corrections.

(15) A representative from the Louisiana Council of Juvenile and Family Court Judges Association who presides over a juvenile docket to be selected by the president of that association.

(16) A representative from the Louisiana Council of Juvenile and Family Court Judges Association who presides over a family court docket to be selected by the president of that association.

(17) A city court judge who presides over both civil and criminal city dockets to be selected by the president of the Louisiana City Court Judges Association.

(18) The chief justice of the Louisiana Supreme Court.

(19) The judicial administrator of the Louisiana Supreme Court or a representative from the office of the judicial administrator who is familiar with the Louisiana Protective Order Registry.

(20) The executive director of the Louisiana Sheriff's Association.

(21) The executive director of the Louisiana Chiefs of Police Association.

(22) The attorney general, or his designee."

AMENDMENT NO. 4

On page 4, line 6, change "task force" to "joint committee"

Senator Mount moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Duplessis	Marionneaux
Adley	Dupre	McPherson
Amedee	Ellington	Mount
Bajoie	Fields	Murray
Barham	Fontenot	Nevers
Boasso	Gautreaux B	Quinn
Broome	Gautreaux N	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Total - 36		

NAYS

Kostelka
Total - 1

ABSENT

Heitmeier
Total - 2
Michot

The Chair declared the amendments proposed by the House were rejected. Senator Mount moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

**Senate Bills and Joint Resolutions
Returned from the House
of Representatives with Amendments**

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were taken up and acted upon as follows:

June 18, 2006

SENATE BILL NO. 19—
BY SENATOR MCPHERSON AND REPRESENTATIVE WALKER
AN ACT

To amend and reenact R.S. 37:1226.2(B)(1) and (2) and to enact R.S. 37:1226.2(F), (G), and (H), relative to the donation of prescription drugs to free pharmacies; to require free pharmacies to accept certain prescription drugs; to allow dispensing at the discretion of the pharmacist; to provide for mandatory donation of certain prescription drugs to charitable pharmacies under certain circumstances; to provide for a deduction of any such charges when unopened prescription drugs are returned, unused to a pharmacy; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 19 by Senator McPherson

AMENDMENT NO. 1
On page 1, line 2, after "(G)," and before "and" insert "(H),"

AMENDMENT NO. 2
On page 1, line 3, change to "(H)" to "(I)"

AMENDMENT NO. 3
On page 1, line 8, after "pharmacy;" insert "to provide for a definition;"

AMENDMENT NO. 4
On page 2, delete lines 10 through 21 in their entirety and insert the following:

"F. A hospital, health care facility, or governmental entity enrolled in the Medicaid program shall attempt to donate all unused or surplus prescription drugs meeting the criteria in Subsections A and B of this Section to charitable pharmacies.

G. In the event a hospital, health care facility or governmental entity does not have a charitable pharmacy within twenty miles of its location, the charitable pharmacy shall have the obligation to obtain those prescription drugs. In the event the charitable pharmacy is unable to make such arrangements, there shall be no requirement on the part of the hospital, health care facility or governmental entity to donate the drugs.

H. Notwithstanding any other provision of law to the contrary, a faith-based charitable pharmacy shall not be required to accept any prescription drugs it deems to conflict with its faith values.

I. For the purpose of this Section, "governmental entity" shall mean a health care facility owned and operated by a political subdivision of the state, the Department of Health and Hospitals, or the Louisiana State University Health Sciences Division. Governmental entities shall include but not be limited to a public service district hospital, a parish health unit, or a hospital, outpatient clinic, or both, of the Louisiana State University Health Sciences Division."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Reengrossed Senate Bill No. 19 by Senator McPherson

AMENDMENT NO. 1
In House Committee Amendment No. 4 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on May 31, 2006, at the end of line 12, insert the following:

"The provisions of this Subsection shall not apply to any hospital, health care facility, or governmental entity owned by or operated by an agency or department of the executive branch of the state."

AMENDMENT NO. 2
In House Committee Amendment No. 4 proposed by the House

Committee on Health and Welfare and adopted by the House of Representatives on May 31, 2006, line 13, change "a" to "such"

AMENDMENT NO. 3
In House Committee Amendment No. 4 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on May 31, 2006, delete lines 26 through 31 and insert in lieu thereof the following:
"political subdivision of the state."

Senator McPherson moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Position, and Name. Lists names of members present for yeas.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Position. Lists names of members absent.

The Chair declared the amendments proposed by the House were concurred in. Senator McPherson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 22—
BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 9:4103(A) and 4106(A)(2), relative to mediators and the Louisiana Mediation Act; to authorize court ordered mediation at the request of one party; to provide relative to qualifications of mediators; to provide relative to persons who served as judges; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 22 by Senator Smith

AMENDMENT NO. 1
On page 1, line 2, change "9:4103(A) and 4106(A)(2)" to "9:4106(A)(2)"

AMENDMENT NO. 2
On page 1, line 3, after the semicolon ";" delete the remainder of the line

AMENDMENT NO. 3
On page 1, at the beginning of line 4, delete "party;"

AMENDMENT NO. 4

On page 1, line 7, change "9:4103(A) and 4106(A)(2) are" to "9:4106(A)(2) is"

AMENDMENT NO. 5

On page 1, delete lines 9 through 13 in their entirety

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Reengrossed Senate Bill No. 22 by Senator Smith

AMENDMENT NO. 1

On page 1, line 2, after "(4106(A)(2)," insert "and to enact R.S. 9:4107 (C),"

AMENDMENT NO. 2

On page 1, line 7, after "reenacted" insert "and R.S. 9:4107(C) is hereby enacted"

AMENDMENT NO. 3

On page 2, after line 3 insert the following:
"§4107. Standard of conduct; disclosure
* * *

C. (1) No state agency which sponsors mediation shall encourage an individual or party to forego representation by an attorney. No state agency shall encourage an attorney to violate the Rules of Professional Responsibility by penalizing that attorney if he is adversarial to the desires or wishes of his or her opponent or the agency.

(2) The department or mediator shall advise, in writing, that the individual or party may retain counsel to represent them at the mediation. The department or mediator shall attach the advisory to the notice of mediation which is mailed or transmitted to the individual or party.

(3) Any mediator who conducts or a mediation sponsored by any state agency shall disclose, in writing, as follows:

(a) The agency's attorney represents the agency and does not represent the individual or party participating in the mediation.

(b) The individual or party has the right to retain his or her own attorney to represent him or her at the mediation.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFleur to Reengrossed Senate Bill No. 22 by Senator Smith

AMENDMENT NO. 1

On page 1, line 17, delete "city, parish,"

Senator Smith moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Dupre, McPherson, Adley, Ellington, Mount, Amedee, Fields, Murray, Bajojie, Fontenot, Nevers, Barham, Gautreaux B, Quinn, Boasso, Gautreaux N, Romero, Broome, Hollis, Schedler, Cain, Jackson, Shepherd, Chaisson, Jones, Smith, Cheek, Kostelka, Theunissen, Cravins, Lentini, Ullo, Dardenne, Malone

Duplessis Marionneaux
Total - 37 NAYS

Total - 0 ABSENT

Heitmeier Michot
Total - 2

The Chair declared the amendments proposed by the House were rejected. Senator Smith moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 39— BY SENATOR B. GAUTREAUX AN ACT

To amend and reenact R.S. 11:2258(C), relative to the Firefighters' Retirement System; to provide for survivor's benefits; to provide for continuation of benefits for a surviving spouse of a disability retiree; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 41— BY SENATOR B. GAUTREAUX AN ACT

To amend and reenact R.S. 11:1152(J)(4), relative to the Louisiana School Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide for calculation of benefits upon termination of plan participation and employment; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 41 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 11:1152(J)(4)," and insert "R.S. 11:1002(6), 1141.2(B)(10), and 1152(J)(3) and (4), and to enact R.S. 11:231(C)(3)"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, insert "to provide for definitions; to provide for calculation of average compensation;"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." delete "R.S. 11:1152(J)(4) is hereby amended and reenacted" and insert "R.S. 11:1002(6), 1141.2(B)(10), 1152(J)(3) and (4) are hereby amended and reenacted and R.S. 11:231(C)(3) is hereby enacted"

AMENDMENT NO. 4

On page 1, delete lines 9 through 17 and on page 2, delete lines 1 through 4 and insert the following:

"§231. Average compensation
* * *
C. * * *

(3) This Section shall not apply to members of the Louisiana School Employees' Retirement System whose first employment making them eligible for system membership began on or after July 1, 2006.

§1002. Definitions

As used in this Chapter, the following words and phrases shall have the meaning ascribed to them in this Section unless a different meaning is plainly required by the context:

* * *

(6)(a) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall be based on the thirty-six highest successive months of employment, or on the highest thirty-six successive joined months of employment where interruption of service occurred; however, the average compensation amount to be considered for the first through the twelfth month shall not exceed the compensation for the immediately preceding twelve months by more than ten percent. The amount for the thirteenth through the twenty-fourth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The limitations on the computation of average compensation in this Paragraph shall not apply to any of the twelve-month periods where compensation increased by more than one hundred and ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

(b) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall be based on the sixty highest successive months of employment, or on the highest sixty successive joined months of employment where interruption of service occurred; however, the average compensation amount for the thirteenth through the twenty-fourth month shall not exceed the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The amount for the thirty-seventh through the forty-eighth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the twenty-fifth through the thirty-sixth month by more than ten percent. The amount for the forty-ninth through the sixtieth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirty-seventh through the forty-eighth month by more than ten percent. The limitations on the computation of average compensation contained in this Paragraph shall not apply to any twelve-month period during which compensation increased by more than one hundred ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

* * *

§1141.2. Computation of retirement benefits

B. The annual retirement benefit of any member of the retirement system who is not a qualified participant, as defined by Paragraph (2) of Subsection A of this Section, and which is not attributable to the member's after-tax employee contribution, cannot exceed the lesser of ninety thousand dollars or one hundred percent of such member's average compensation. For purposes of determining whether a member's benefit exceeds those limitations, the following shall apply:

* * *

(10) Average compensation—For for the purposes of this Subsection the term shall have the following meaning:

(a) "Compensation" "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall mean the average compensation earned by a member for the period of three consecutive years during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for

federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

(b) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall mean the average compensation earned by a member for the period of six consecutive years, or for the highest sixty successive joined months where interruption of service occurred, during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

* * *

§1152. Deferred Retirement Option Plan

J. Monthly retirement benefits payable to a participant after termination of participation in the plan and employment shall be calculated as follows:

* * *

(3)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of less than thirty-six months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of less than sixty months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(4)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of thirty-six months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of sixty months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

* * *

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed Senate Bill No. 41 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:1152(J)(4)" delete the comma "," and insert "and to enact "R.S. 11:1152(M),"

AMENDMENT NO. 2

On page 1, line 5, after "employment;" insert "to provide for recession of election to participate subject to certain limitations; to provide for a rescinding members' return to active status upon payment of employee contributions, interest, or other actuarial costs, and forfeiture of plan benefits; to provide for rulemaking;"

AMENDMENT NO. 3

On page 1, line 8, after "reenacted" insert "and R.S. 11:1152(M) is hereby enacted"

AMENDMENT NO. 4

On page 2, between lines 4 and 5, insert the following:
"M.(1) Notwithstanding any other provision of this Section or any other law to the contrary, any participant in the Deferred Retirement Option Plan who satisfies all of the following requirements may make a one-time, irrevocable election to rescind all of his accumulated benefits and participation period in the plan and return to active, contributing membership in the system subject to Paragraph (2) of this Subsection:

(a) The member has completed his selected Deferred Retirement Option Plan participation period.

(b) The member's Deferred Retirement Option Plan participation period did not exceed two years.

(c) The member has not separated from service.

(d) The member has not taken a distribution from the plan account.

(e) The member has seventeen thousand dollars or less in his Deferred Retirement Option Plan Account.

(f) The member has thirty-four or more years of service credit in the system.

(g) The member's application to rescind Deferred Retirement Option Plan participation is received by the system on or before September 30, 2006.

(2) A person who rescinds plan participation as provided in this Subsection shall forfeit all accumulated plan benefits attributable to the participation period rescinded. On or before September 30, 2008, or retirement, whichever occurs first, the member shall pay to the system an amount equal to the cost calculated in accordance with the actuarial cost provisions of R.S. 11:158 resulting from such rescission. After he pays to the plan the required amount, the person shall be credited with service as if he had remained in active service continuously and had not participated in the plan during the rescinded participation period. The member's benefit shall be calculated using the accrual rate applicable at the time of the member's entry into the Deferred Retirement Option Plan. The board may adopt uniform rules for the implementation of this Subsection in accordance with the Administrative Procedure Act. The rescinding participant shall be required to contractually hold the system harmless in the event that a spouse, former spouse, or any other person ever successfully asserts a property right relative to the rescission of plan participation which has any adverse effect upon the fund."

Motion

Senator B. Gautreaux moved that the Senate concur in the amendments proposed by the House.

Senator Boasso moved as a substitute motion that the Senate reject the amendments proposed by the House.

Senator B. Gautreaux objected.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Adley	Ellington	Murray
Amedee	Fontenot	Nevers
Barham	Gautreaux N	Quinn
Boasso	Hollis	Romero

Cain	Jackson	Schedler
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Dardenne	Malone	Ullo
Duplessis	Mount	
Total - 26		

NAYS

Bajoie	Fields	McPherson
Broome	Gautreaux B	Shepherd
Chaisson	Jones	
Dupre	Marionneau	
Total - 10		

ABSENT

Mr. President	Heitmeier	Michot
Total - 3		

The Chair declared the amendments proposed by the House were rejected. Senator Boasso moved to reconsider the vote by which the amendments were rejected and laid that motion on the table.

SENATE BILL NO. 88—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1006(A)(1) and (B), relative to the Louisiana School Employees' Retirement System; to provide with respect to reemployment of retirees; to provide for limitation on earnings; to provide for payment to the system of amounts in excess of such limitation; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 88 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 11:1006(A)(1) and (B)," and insert "R.S. 11:1002(6), 1006(A)(1) and (B), 1141.2(B)(10), 1152(J)(3) and (4) and to enact R.S. 11:231(C)(3),"

AMENDMENT NO. 2

On page 1, line 3, after "System;" insert "to provide for definitions;"

AMENDMENT NO. 3

On page 1, line 5, after "limitation;" insert "to provide for calculation of average compensation; to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan;"

AMENDMENT NO. 4

On page 1, line 9, after "Section 1." delete the remainder of the line and insert "R.S. 11:1002(6), 1006(A)(1) and (B), 1141.2(B)(10), 1152(J)(3) and (4) are hereby amended and reenacted and R.S. 11:231(C)(3) is hereby enacted to read as"

AMENDMENT NO. 5

On page 1, between lines 10 and 11, insert the following:

"§231. Average compensation
 * * *
 C. * * *
 * * *

(3) This Section shall not apply to members of the Louisiana School Employees' Retirement System whose first employment making them eligible for system membership began on or after July 1, 2006.

* * *

§1002. Definitions

As used in this Chapter, the following words and phrases shall have the meaning ascribed to them in this Section unless a different meaning is plainly required by the context:

* * *

(6)(a) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall be based on the thirty-six highest successive months of employment, or on the highest thirty-six successive joined months of employment where interruption of service occurred; however, the average compensation amount to be considered for the first through the twelfth month shall not exceed the compensation for the immediately preceding twelve months by more than ten percent. The amount for the thirteenth through the twenty-fourth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The limitations on the computation of average compensation in this Paragraph shall not apply to any of the twelve-month periods where compensation increased by more than one hundred and ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

(b) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall be based on the sixty highest successive months of employment, or on the highest sixty successive joined months of employment where interruption of service occurred; however, the average compensation amount for the thirteenth through the twenty-fourth month shall not exceed the actual compensation amount for the first through the twelfth month by more than ten percent. The amount for the twenty-fifth through the thirty-sixth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirteenth through the twenty-fourth month by more than ten percent. The amount for the thirty-seventh through the forty-eighth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the twenty-fifth through the thirty-sixth month by more than ten percent. The amount for the forty-ninth through the sixtieth month shall not exceed the lesser of the maximum allowable compensation amount or the actual compensation amount for the thirty-seventh through the forty-eighth month by more than ten percent. The limitations on the computation of average compensation contained in this Paragraph shall not apply to any twelve-month period during which compensation increased by more than one hundred ten percent over the previous twelve-month period solely because of an increase in compensation by legislative act or by a city/parish system-wide salary increase.

AMENDMENT NO. 6

On page 2, between lines 12 and 13, insert the following:

* * *

§1141.2. Computation of retirement benefits

B. The annual retirement benefit of any member of the retirement system who is not a qualified participant, as defined by Paragraph (2) of Subsection A of this Section, and which is not attributable to the member's after-tax employee contribution, cannot exceed the lesser of ninety thousand dollars or one hundred percent of such member's average compensation. For purposes of determining whether a member's benefit exceeds those limitations, the following shall apply:

* * *

(10) Average compensation. ~~For~~ for the purposes of this Subsection the term shall have the following meaning:

(a) "Compensation" "Average compensation", for a member whose first employment making him eligible for membership in the system began on or before June 30, 2006, shall mean the average compensation earned by a member for the period of three consecutive years during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation

shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

(b) "Average compensation", for a member whose first employment making him eligible for membership in the system began on or after July 1, 2006, shall mean the average compensation earned by a member for the period of six consecutive years, or for the highest sixty successive joined months where interruption of service occurred, during which the member was an active member of the retirement system and had the greatest aggregate compensation from the employer. "Compensation" shall mean the total compensation reportable by the state of Louisiana, its agencies, or its political subdivisions as income to the member for the year. Compensation shall not include deferred compensation which is not reportable as income in the current year. Average compensation shall specifically exclude amounts not includable in the member's gross income for federal tax purposes by reason of Internal Revenue Code Sections 125 and 414(h) and any other provision of federal law; such amounts shall not be excluded, however, for any other purposes of this Title.

* * *

§1152. Deferred Retirement Option Plan

J. Monthly retirement benefits payable to a participant after termination of participation in the plan and employment shall be calculated as follows:

* * *

(3)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of less than thirty-six months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of less than sixty months, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the final average compensation used to calculate the monthly credit.

(4)(a) If the participant, whose first employment making him eligible for membership in the system began on or before June 30, 2006, continues employment after termination of participation in the plan for a period of thirty-six months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

(b) If the participant, whose first employment making him eligible for membership in the system began on or after July 1, 2006, continues employment after termination of participation in the plan for a period of sixty months or more, his monthly retirement benefit shall equal his base benefit plus an amount based upon the service credit for the additional employment, together with conversion of the net amount of sick and annual leave accumulated during that period of employment, based upon the higher of the final average compensation when the member entered the plan or for the period of employment after termination of participation in the plan.

* * *

Senator B. Gautreaux moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux B	Quinn
Boasso	Gautreaux N	Romero
Broome	Hollis	Schedler
Cain	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Uilo
Dardenne	Malone	
Duplessis	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Heitmeier	Michot
Total - 2	

The Chair declared the amendments proposed by the House were concurred in. Senator B. Gautreaux moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 222—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 32:402(B)(1)(a) and (c), 416, 417(A), and 427(A)(1), and to enact R.S. 14:92.2(A)(4) and (B)(3) and R.S. 32:417(D) and (E), relative to motor vehicles; to increase the penalties for any unlicensed person who operates a motor vehicle; to increase the penalties for any person who allows an unlicensed minor to operate a motor vehicle; to provide for penalties when an unlicensed person is involved in an accident which results in the serious injury or death of another person; to provide for the improper supervision of a minor by a parent or legal custodian; to provide for exceptions; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 222 by Senator Mount

AMENDMENT NO. 1

On page 3, line 18, at the beginning the line before "**road**" insert "**public**"

AMENDMENT NO. 2

On page 4, line 3, before "**road**" insert "**public**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Reengrossed Senate Bill No. 222 by Senator Mount

AMENDMENT NO. 1

On page 1, line 7, change "serious injury" to "serious bodily injury"

AMENDMENT NO. 2

On page 2, delete line 2 in its entirety and insert the following:

"results in the serious bodily injury or death of another person. For purposes of this Paragraph, "serious bodily injury" means a bodily injury which involves unconsciousness, protracted and obvious disfigurement, or protracted loss or impairment of the function of a bodily member, organ, or mental faculty, or a substantial risk of death."

AMENDMENT NO. 3

On page 2, at the end of line 22, before the period "." insert the following:

"or to a minor who is participating in a driver education course or a preclicensing training course approved and certified by the Department of Public Safety and Corrections or the Department of Education"

AMENDMENT NO. 4

On page 3, line 3, change "**serious injury**" to "**serious bodily injury**"

AMENDMENT NO. 5

On page 3, at the end of line 10, insert the following:

"For purposes of this Item, "serious bodily injury" means a bodily injury which involves unconsciousness, protracted and obvious disfigurement, or protracted loss or impairment of the function of a bodily member, organ, or mental faculty, or a substantial risk of death."

AMENDMENT NO. 6

On page 3, at the end of line 18, insert the following:

"However, the provisions of this Section shall not apply to a minor who is participating in a driver education course or a preclicensing training course approved and certified by the Department of Public Safety and Corrections or the Department of Education."

AMENDMENT NO. 7

On page 3, at the end of line 27, insert the following:

"However, the provisions of this Subsection shall not apply to a minor who is participating in a driver education course or a preclicensing training course approved and certified by the Department of Public Safety and Corrections or the Department of Education."

AMENDMENT NO. 8

On page 4, line 13, change "**serious injury**" to "**serious bodily injury**"

AMENDMENT NO. 9

On page 4, at the end of line 14, insert the following:

"For purposes of this Paragraph, "serious bodily injury" means a bodily injury which involves unconsciousness, protracted and obvious disfigurement, or protracted loss or impairment of the function of a bodily member, organ, or mental faculty, or a substantial risk of death."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Reengrossed Senate Bill No. 222 by Senator Mount

AMENDMENT NO. 1

On page 3, line 14, delete "**eighteen**" and insert "seventeen"

AMENDMENT NO. 2

On page 3, line 17, delete "**eighteen**" and insert "seventeen"

AMENDMENT NO. 3

On page 3, line 22, delete "**eighteen**" and insert "seventeen"

AMENDMENT NO. 4

On page 3, line 24, delete "**eighteen**" and insert "seventeen"

AMENDMENT NO. 5

On page 4, line 3, after "**minor**" insert "**under the age of seventeen**"

June 18, 2006

AMENDMENT NO. 6

On page 4, line 5, after "minor" insert "under the age of seventeen"

AMENDMENT NO. 7

On page 4, line 12, after "However" delete "if the unlicensed minor" and insert "if an unlicensed minor under the age of seventeen"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Reengrossed Senate Bill No. 222 by Senator Mount

AMENDMENT NO. 1

In House Floor Amendment No. 3 proposed by Representative Johns and adopted by the House on June 16, 2006, on page 1, at the end of line 14, insert a comma "," and add "or to a minor who is driving with a parent or guardian in the vehicle who holds a valid drivers license"

Senator Mount moved to concur in the amendments proposed by the House.

Senator Lentini moved as a substitute motion that the Senate reject the amendments proposed by the House.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Mr. President	Dardenne	Lentini
Adley	Duplessis	Malone
Amedee	Dupre	Mount
Bajoie	Ellington	Murray
Barham	Fields	Nevers
Boasso	Fontenot	Romero
Broome	Gautreaux B	Schedler
Cain	Gautreaux N	Smith
Chaisson	Hollis	Ullo
Cheek	Jackson	
Cravins	Jones	
Total - 31		

NAYS

Marionneaux	Quinn	Theunissen
Total - 3		

ABSENT

Heitmeier	McPherson	Shepherd
Kostelka	Michot	
Total - 5		

The Chair declared the amendments proposed by the House were rejected. Senator Lentini moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

SENATE BILL NO. 258—

BY SENATORS BOASSO, BARHAM, DARDENNE, B. GAUTREAU, HOLLIS, SHEPHERD AND THEUNISSEN

A JOINT RESOLUTION

Proposing to amend Article X, Section 29(E)(4) and (5) of the Constitution of Louisiana, relative to retirement and survivor's benefits; to limit creation of additional unfunded accrued liabilities for state retirement systems; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Engrossed Senate Bill No. 258 by Senator Boasso

AMENDMENT NO. 1

On page 2, line 14, after "new" delete the comma "," and insert "or"

AMENDMENT NO. 2

On page 2, line 29, after "new" delete the comma "," and insert "or"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schneider to Engrossed Senate Bill No. 258 by Senator Boasso

AMENDMENT NO. 1

On page 1, line 3, after "benefits;" delete the remainder of the line and on line 4 delete "accrued liabilities for" and insert "to provide limitations on increases in unfunded accrued liability and retirement benefits of"

AMENDMENT NO. 2

On page 2, delete lines 11 through 15, and insert the following:

"(b) The governing authority of a state retirement system shall take no action which increases the system's unfunded accrued liability unless it identifies a funding source sufficient to amortize such liability and such action and funding source are approved by the favorable vote of a majority of the elected members of each house of the legislature. This Subsubparagraph shall be implemented as provided by law and shall not be applicable to normal business operating expenses of the retirement system, cost-of-living increases, and any other action provided by law."

AMENDMENT NO. 3

On page 2, line 25, after "enactment;" delete the remainder of the line and delete lines 26 through 29 and on page 3, delete lines 1 and 2 and insert:

"however, unless approved by the favorable vote of two-thirds of the elected members of each house of the legislature, no legislative instrument that increases a retirement benefit of members of a state retirement system that has an actuarial cost shall be approved by the legislature unless the instrument identifies a funding source sufficient to amortize such actuarial cost, all as provided by law. This Subsubparagraph shall not apply to cost-of-living increases."

AMENDMENT NO. 4

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

"Section 2. Be it further resolved that this proposed amendment shall become effective on January 1, 2008."

AMENDMENT NO. 5

On page 3, line 11, after "To provide" delete the remainder of the line and delete lines 12 through 21 and insert:

"that the governing authority of a state retirement system shall take no action which increases the system's unfunded accrued liability unless it identifies a funding source sufficient to amortize such liability and the action and funding source are approved by the legislature and that, unless approved by the favorable vote of two-thirds of the legislature, no legislative instrument shall increase a retirement benefit of members of a state retirement system if it has an actuarial cost unless it identifies a funding source sufficient to amortize the cost, and to provide for exceptions and implementation. (Amends Article X, Section 29(E)(4) and (5)) (Effective January 1, 2008)"

Senator Boasso moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Michot
Total - 1

The Chair declared the amendments proposed by the House were rejected. Senator Boasso moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Senator Fields in the Chair

SENATE BILL NO. 445—
BY SENATOR JACKSON

AN ACT

To enact R.S. 40:600.26(G) and (H), relative to the Louisiana Housing Trust Fund Act of 2003; to provide for housing needs in declared disaster areas as a result of hurricanes Katrina and Rita; to provide for the priority of housing citizens who were displaced in a declared disaster area as a result of hurricanes Katrina and Rita; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed Senate Bill No. 445 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 40:600.6(A)(22) and to" and change "R.S. 40:600.26(G) and (H)" to "R.S. 40:600.26(D)(5) and (G) and Chapter 3-C of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:600.31 through 600.38"

AMENDMENT NO. 2

On page 1, line 3, after "2003" and the semicolon ";" and before "to provide" insert "to provide for a nonprofit corporation to address housing needs as defined in the Road Home Program"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1" and the period "." change "R.S. 40:600.26(G) and (H)" to "R.S. 40:600.6(A)(22) is hereby amended and reenacted and R.S. 40:600.26(D)(5) and (G) and Chapter 3-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.31 through 600.38,"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

"§600.6. Powers and duties of the agency

A. The agency shall have the powers necessary or convenient to carry out and effectuate the purposes and provisions of this Chapter, including the following powers in addition to all other powers granted by other provisions of this Chapter:

* * *

(22) Notwithstanding anything stated in this Chapter or in any other law to the contrary, particularly R.S. 12:202.1, to create or cause to be created such nonprofit corporations as may be necessary or expedient to participate in housing programs of the federal government or its agencies and instrumentalities, including the creation of a nonprofit corporation to address the needs of the Road Home Program, as more specifically described in R.S. 40:600.31, et seq.

* * *

AMENDMENT NO. 5

On page 1, between lines 10 and 11, insert the following:

"D. The trust fund shall receive monies in the following manner:

* * *

(5) Monies appropriated or otherwise made available to the trust fund, from income derived under the Road Home Housing Program from the sale of real property, acquired by the state, or its agent, under the program and sold for purposes of redevelopment of housing or from the repayment of loans, grants, or any other agreement wherein the state provided financial assistance to an individual for rehabilitation or buyout of a home under the program, but only in such amounts as are approved by the Louisiana Recovery Authority and the division of administration and provided that such monies shall be subject to budgetary control and authority of the division of administration."

AMENDMENT NO. 6

On page 1, delete lines 15 through 17 in their entirety and on page 2, delete lines 1 through 9 in their entirety.

AMENDMENT NO. 7

On page 2, between lines 9 and 10, insert the following:

* * *

CHAPTER 3-C. LOUISIANA ROAD HOME HOUSING CORPORATION ACT

§600.31. Short Title

This Chapter shall be known and may be cited as the "Louisiana Road Home Housing Corporation Act".

§600.32. Definitions

As used in this Chapter, the following words and terms shall have the following meanings, unless the context clearly indicates or requires another or different meaning or intent:

(1) "Road Home Corporation" means the nonprofit corporation authorized to be formed by this Chapter, or any corporation succeeding to the principal functions thereof or to which the powers conferred upon the corporation by this Chapter shall be given by law. It is further declared that any such corporation shall not constitute a state agency, board, or commission.

(2) "Division of administration" means the division of administration created within the office of the governor by Title 39 of the Louisiana Revised Statutes of 1950.

(3) "Project" collectively means the acquisition, disposition, purchase, renovation, improvement, leasing, or expansion of housing stock, including but not limited to housing stock as described in The Road Home, for the purposes set forth therein, as such action plan may hereafter be amended, supplemented, or otherwise modified, by the corporation. The project may be financed with funds provided in whole or in part from the U.S. Department of Housing and Urban Development's Community Development Block Grant Program, as administered by the Louisiana office of community development of the division of administration.

(5) "State" means the state of Louisiana or any agency or instrumentality thereof.

§600.33. Functions of Road Home Corporation

There is hereby authorized the formation and incorporation of a nonprofit corporation, the purpose of which shall be the acquisition, disposition, purchase, renovation, improvement, leasing, or

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expansion of housing stock, including but not limited to housing stock as described in The Road Home, for the purposes set forth therein, as such action plan hereafter may be amended, supplemented, or otherwise modified. To the extent that the provisions of this Chapter are inconsistent with the provisions of R.S. 12:202.1 or any other provisions of any general statute or special act or parts thereof, the provisions of this Chapter shall be deemed to be controlling. §600.34. Membership of the board of directors; vacancies; compensation; expenses

A. The governor shall appoint seven persons to serve as the directors and members of this corporation, with one member appointed from a list of three persons nominated by the President of the Senate and with one member appointed from a list of three persons nominated by the Speaker of the House of Representatives. No less than three of such members shall be a domiciliary of any of the parishes in the area most affected by Hurricanes Katrina and Rita. At least five of the members, including the members nominated by the President of the Senate and the Speaker of the House of Representatives, shall have education, training, or experience in banking, mortgage financing, housing development, environmental remediation, land use, or urban planning.

B. Members of the board of directors shall serve without compensation, but the Road Home corporation may reimburse such members for necessary expenses incurred in the discharge of their duties.

§600.35. Applicable laws to Road Home Corporation

The Road Home corporation shall be subject to the Public Records Law, the Open Meetings Law, and the Code of Governmental Ethics.

§600.36. Powers of the Road Home Corporation

A. In addition to the powers granted it by the General Nonprofit Corporation Law, Title 12 of the Louisiana Revised Statutes of 1950, as amended, the Road Home corporation shall have the power to undertake any project, in adherence to the policy guidelines for rebuilding, recovery, and land use management set forth by the Louisiana Recovery Authority, to provide for the financing thereof as administered by the office of community development, and in connection therewith:

(1) To receive and accept from any agency of the United States or any agency of the state of Louisiana or any municipality, parish, or other political subdivision thereof, of from any individual, association, or corporation, gifts, grants, or donations of monies or other property for achieving any other purposes of this Chapter.

(2) To finance, own, lease as lessee or lessor, sell, exchange, donate, or otherwise hold or transfer a property interest in housing stock damaged by Hurricane Katrina or Hurricane Rita, including contracts for the acquisition, purchase, construction, disposition, sale, exchange, donate, renovation, improvement, or expansion such housing stock property interest by the Road Home corporation.

(3) To receive and accept from any source, loans, contributions, or grants for or in aid of project, or the financing thereof in either money, property, labor, or other things of value.

(4) To mortgage all or any portion of its interest in a project and the property on which any such project is located, whether owned or thereafter acquired, including the granting of a security interest in any property, corporeal or incorporeal, and to assign or pledge all of any portion of its interest in property, corporeal or incorporeal and the revenues therefrom.

(5) To obtain, or aid in obtaining, from any department or agency of the United States or the state or any private company, any insurance or guarantee as to, or of, or for the payment or repayment of, interest or principal, or both, or any part thereof, on any lease or obligation or any instrument evidencing or securing the same, made or entered into pursuant to the provisions of this Chapter and to assign any such insurance or guarantee as security.

(6) To enter into any and all agreements or contracts, execute any and all instruments, and do and perform any and all acts or things necessary, convenient, or desirable for the purpose of the Road Home corporation or to carry out any power expressly given in this Chapter. §600.37. Excess Earnings

Any net earnings of the Road Home corporation beyond that necessary for the Road Home corporation to implement the purposes of this Chapter shall inure to the benefit of The Road Home Program.

§600.38. Dissolution of the Road Home Corporation; Title to

property to vest in successor

Upon dissolution of the Road Home corporation, title to all property owned by the Road Home corporation shall vest in the successor corporation created by the legislature, if any. If no such successor corporation is so created, title to such property shall vest in the state of Louisiana."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed Senate Bill No. 445 by Senator Jackson

AMENDMENT NO. 1

In House Floor Amendment No. 7 proposed by Representatives Richmond and Tucker and adopted by the House of Representatives on June 16, 2006, on page 3, delete lines 11 through 12 in their entirety and insert the following:

"No less than three of such members shall be a domiciliary of one of the parishes most affected by Hurricane Katrina and no less than three members shall be a domiciliary of one of the parishes most affected by Hurricane Rita. Any domiciliary selected under this Subsection shall have been domiciled in their respective parish for at least one year prior to August 29, 2005."

Motion

Senator Jackson moved that the Senate concur in the amendments proposed by the House.

Senator Boasso moved as a substitute motion that the Senate reject the amendments proposed by the House.

Senator Jackson objected.

ROLL CALL

The roll was called on the substitute motion with the following result:

YEAS

Barham Fontenot Schedler
Boasso Hollis Smith
Cain Kostelka Theunissen
Dardenne Malone Ullo
Ellington Romero
Total - 14

NAYS

Mr. President Duplessis Marionneau
Adley Dupre McPherson
Amedee Fields Mount
Bajoie Gautreaux N Murray
Broome Heitmeier Nevers
Chaisson Jackson Quinn
Cheek Jones Shepherd
Cravins Lentini
Total - 23

ABSENT

Gautreaux B Michot
Total - 2

The Chair declared the Senate refused to reject the amendments proposed by the House.

ROLL CALL

The roll was called on the original motion to concur in the amendments proposed by the House with the following result:

YEAS

Mr. President Dupre McPherson

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

Total - 35

NAYS

Boasso Kostelka

Total - 2

ABSENT

Gautreaux B Michot

Total - 2

The Chair declared the amendments proposed by the House were concurred in. Senator Jackson moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 703—
BY SENATORS HEITMEIER AND MOUNT
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.

The bill was read by title. Returned from the House of Representatives with the following amendments:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 703 by Senator Heitmeier

AMENDMENT NO. 1
On page 1, lines 3 and 9, following "and (D)," and before "4547.2(F)" insert "and"

AMENDMENT NO. 2
On page 1, lines 3 and 9, following "(H)" delete "and 4547.4"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Reengrossed Senate Bill No. 703 by Senator Heitmeier

AMENDMENT NO. 1
On page 3, line 7, after "**conditions**" and before the period "." insert "**below recognized acceptable standards**"

AMENDMENT NO. 2
On page 3, line 10, after "**2006**" and before the period "." insert "**, or subsequently amended verification protocols or alternative protocols and verification standards and methodologies acceptable to political subdivisions**"

AMENDMENT NO. 3
On page 4, line 2, after "**include**" delete the remainder of the line and on line 3, delete "**contractors or companies may include**"

AMENDMENT NO. 4
On page 4, line 4, after "**management**" delete the comma "," and delete the remainder of the line and delete lines 5 through 9 in their entirety and insert "**companies, or contractors that specialize in**

servicing such energy savings equipment such as mechanical or electrical systems and energy services companies (hereinafter referred to ESCO)."

AMENDMENT NO. 5
On page 4, line 15, after "completed." and before "**percent**" delete "**Price shall not be less than fifty**" and insert "**Fifty**"

AMENDMENT NO. 6
On page 4, line 16, after "**proposal**" delete the period "." and delete "**The most favorable price**"

AMENDMENT NO. 7
On page 4, line 17, after "**by**" and before "**shortest**" delete "**considering**"

AMENDMENT NO. 8
On page 5, line 6, after "**proposed**" and before the period "." insert "**and the cost of maintenance, if included in the proposed contract**"

AMENDMENT NO. 9
On page 6, line 1, after "**subdivision**" delete the remainder of the line and delete lines 2 through 10 in their entirety and on line 11, delete "**state or governmental unit.**" and insert "**or its designee.**"

AMENDMENT NO. 10
On page 6, line 15, after "**identify**" and before "**responsibility**" delete "**the**" and insert "**any and all**"

AMENDMENT NO. 11
On page 6, line 16, after "**subdivision**" and before "**under**" insert a comma "," and "**if any.**"

AMENDMENT NO. 12
On page 6, line 16, after "**ECM**" and before the period "." insert "**including, but not limited to, operating hours, maintenance requirements, and operating protocols**"

AMENDMENT NO. 13
On page 6, line 22, after "savings" and before the period "." insert a comma "," and "**for at least the term of the bonds sold to support the terms of the energy performance contract**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Reengrossed Senate Bill No. 703 by Senator Heitmeier

AMENDMENT NO. 1
On page 5, line 27, after "**maintain.**" and before "**update.**" insert "**, repair.**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Reengrossed Senate Bill No. 703 by Senator Heitmeier

AMENDMENT NO. 1
On page 4, delete lines 20 through 23 in their entirety and insert the following:
"**C. Every request for proposals shall include the following mandatory provisions:**"

AMENDMENT NO. 2
On page 6, delete lines 19 through 21 and insert the following:
"performance-based energy efficiency contract shall be for a period equal to the lesser of twenty years or the average life of the equipment installed by the performance contractor and shall contain a guarantee of energy"

AMENDMENT NO. 3
On page 6, at the end of line 22, delete the period "." and insert "**for at least the term of the bonds sold or financing arrangement of**

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the political subdivision to support the energy performance contract."

Senator Heitmeier moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Gautreaux N	Michot
Total - 2	

The Chair declared the amendments proposed by the House were concurred in. Senator Heitmeier moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 709—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4720.55(D), (E), (F)(1), 4720.57(F), 4720.71(1) through (21) and to enact R.S. 33:4720.57(G), 4720.71(22) through (30), and 4720.71.1, relative to the composition of the board of commissioners of the New Orleans Redevelopment Authority; to provide for the number of commissioners; to provide for the method of appointment of commissioners; to provide for the terms of commissioners; to provide for an effective date; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gray to Reengrossed Senate Bill No. 709 by Senator Murray

AMENDMENT NO. 1

On page 2, at the end of line 17, insert the following:

"However, the mayor shall not appoint two or more nominees submitted by the same legislator to serve as commissioners at the same time."

AMENDMENT NO. 2

On page 3, line 17, delete "**The authority may pay and its**" and delete lines 18 and 19 in their entirety and on line 20, delete "**to exceed two meetings per month.**"

Senator Murray moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Michot
Total - 1

The Chair declared the amendments proposed by the House were concurred in. Senator Murray moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 723—

BY SENATORS MALONE AND ADLEY AND REPRESENTATIVES HOPKINS, MONTGOMERY, JANE SMITH AND WADDELL

AN ACT

To amend and reenact R.S. 34:3158(A) and to enact R.S. 34:3158(D), relative to the Caddo-Bossier Parishes Port Commission; to provide relative to the composition, membership, powers, duties, and functions of the port commission; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 723 by Senator Malone

AMENDMENT NO. 1

On page 2, line 8, after "**Bossier**" delete the remainder of the line and insert a period "." and delete line 9 in its entirety

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Reengrossed Senate Bill No. 723 by Senator Malone

AMENDMENT NO. 1

On page 2, at the end of line 1, after "**Shreveport**" and before the period "." insert "**north of Interstate 20**"

AMENDMENT NO. 2

On page 2, at the end of line 2, delete "**within**" and insert "**outside of**"

AMENDMENT NO. 3

On page 2, at the end of line 3, after "**Shreveport**" and before the period "." insert "**south of Interstate 20**"

AMENDMENT NO. 4

On page 2, line 13, delete "**mayor**" and insert "governing authority"

AMENDMENT NO. 5

On page 2, at the beginning of line 25, delete "mavor" and insert "governing authority"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Glover to Reengrossed Senate Bill No. 723 by Senator Malone

AMENDMENT NO. 1

On page 2, line 13, after "Shreveport" insert a period "." and delete the remainder of the line and delete lines 14 through 23 in their entirety and insert the following:

"(b) Any commissioner appointed pursuant to this Paragraph shall serve a term of six years."

AMENDMENT NO. 2

On page 2, line 25, after "Bossier City" insert a period "." and delete the remainder of the line and delete lines 26 through 29 in their entirety

AMENDMENT NO. 3

On page 3, delete line 7 in its entirety and insert the following:
"of the parish of Caddo whose term would have expired on March 13, 2009, shall expire on such date. His successors shall"

AMENDMENT NO. 4

On page 3, at the end of line 8, change "Item(A)(1)(a)(i)" to "Item(A)(1)(a)(ii)"

AMENDMENT NO. 5

On page 3, line 16, change "Item(A)(3)(a)(iii)" to "Paragraph (A)(3)"

AMENDMENT NO. 6

On page 3, line 19, change "Item(A)(3)(a)(ii)" to "Item(A)(1)(a)(i)"

AMENDMENT NO. 7

On page 3, line 21, change "December 31, 2006" to "such date"

AMENDMENT NO. 8

On page 3, line 22, change "Item(A)(3)(a)(i)" to "Paragraph (A)(3)"

AMENDMENT NO. 9

On page 3, line 25, change "Item(A)(1)(a)(ii)" to "Paragraph (A)(3)"

AMENDMENT NO. 10

On page 3, line 27, after "shall" delete the remainder of the line and insert "expire on such date. His"

AMENDMENT NO. 11

On page 3, line 28, change "(A)(3)(a)(iv)" to "(A)(3)"

AMENDMENT NO. 12

On page 4, line 4, change "(A)(4)(a)(iv)" to "(A)(4)"

AMENDMENT NO. 13

On page 4, line 4, change "(A)(4)(a)(i)" to "(A)(4)"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hopkins to Engrossed Senate Bill No. 723 by Senator Malone

AMENDMENT NO. 1

On page 1, line 4, after "port commission;" insert "to change the name of the commission;"

AMENDMENT NO. 2

On page 1, line 11, after "known as the" delete the remainder of the line and on line 12, delete "Parishes Port" and insert "Port of Northwest Louisiana"

AMENDMENT NO. 3

On page 4, after line 7, insert the following:

"Section 2. The Louisiana State Law Institute shall change any occurrence of the words "Caddo-Bossier Parishes Port Commission" to "Port of Northwest Louisiana Commission" in Title 34 and in any other Title of the Louisiana Revised Statutes of 1950 where such words occur."

Senator Malone moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Adeley	Ellington	McPherson
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Dardenne	Lentini	Ullo
Duplessis	Malone	
Dupre	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Mr. President	Michot
Total - 2	

The Chair declared the amendments proposed by the House were rejected. Senator Malone moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

**Senate Bills and Joint Resolutions
Returned from the House
of Representatives with Amendments,
Subject to Call**

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments were, subject to call, taken up and acted upon as follows:

Called from the Calendar

Senator Schedler asked that Senate Bill No. 666 be called from the Calendar at this time.

**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.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 666 by Senator Schedler

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AMENDMENT NO. 1

On page 1, line 15, change "and or" to "and"

AMENDMENT NO. 2

On page 2, line 14, change "and or" to "and"

Senator Schedler moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Barham, Chaisson, Michot.

The Chair declared the amendments proposed by the House were concurred in. Senator Schedler moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Called from the Calendar

Senator Cravins asked that Senate Bill No. 695 be called from the Calendar at this time.

SENATE BILL NO. 695—

BY SENATORS CRAVINS AND N. GAUTREAU AND REPRESENTATIVE DURAND AN ACT

To amend and reenact R.S. 27:392(C)(2) and to enact R.S. 27:361(B)(4)(d), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to further the purposes of the Act by requiring payment of a fixed amount to establish a health and welfare plan for Louisiana jockeys; to provide for the distribution for the Greater New Orleans Sports Foundation Fund; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 695 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 27:392(B)(2)(b) and (C)(2), relative to the"

AMENDMENT NO. 2

On page 1, delete line 4, and insert "Act; to provide for the use of a portion of such monies to support functions of the Louisiana Racing Commission; to provide for the establishment of"

AMENDMENT NO. 3

On page 1, at the beginning of line 5, delete "establish"

AMENDMENT NO. 4

On page 1, line 9, change "R.S. 27:392(C)(2) is" to "R.S. 27:392(B)(2)(b) and (C)(2) are" and after "reenacted" delete the remainder of the line, delete line 10 in its entirety, and insert "to read as follows:"

AMENDMENT NO. 5

On page 1, delete lines 11 through 17 in their entirety and on page 2, delete lines 1 through 12 in their entirety, and insert the following: "§392. Collection and disposition of fees and taxes

Table with 3 columns of names: B., (2).

(b)(i) Monies in the Gaming Control Fund shall be withdrawn only pursuant to appropriation by the legislature and shall be used solely for the expenses of the board, the Department of Justice, and the division, and the Louisiana Racing Commission which are necessary to carry out the provisions of this Chapter. Monies in the fund remaining after appropriation for expenses of the board, the Department of Justice, and the division, and the Louisiana Racing Commission shall be credited as hereinafter provided in this Subsection.

(ii)(aa) The legislature does hereby find that in order to further the public policy of the state as expressed in R.S. 27:2 and 352, to provide for the continued viability of the horse racing industry in Louisiana, and to protect the revenues generated for the state and its local governments by that industry, including such revenues generated by the conduct of slot machine gaming at licensed eligible facilities, that it is necessary to establish a plan of health and disability insurance for Louisiana jockeys. The legislature further finds that establishing such a plan is a public purpose.

(bb) The Louisiana Racing Commission shall, out of monies specifically appropriated annually to the commission for purposes of supporting the health and welfare program for Louisiana jockeys, establish a plan for the provision of health and disability insurance for Louisiana jockeys. Such plan shall be administered by the Jockey's Guild, Inc. Such plan shall provide for a minimum contribution by the jockeys of twenty-five percent of the cost of the program. Any jockey who does not pay, or provide for payment of, such contribution shall be ineligible for participation in the plan. Notwithstanding any provision of this Paragraph to the contrary, no appropriation for purposes of this plan shall be taken from monies appropriated pursuant to House Bill No. 708 of the 2006 Regular Session for operations of the Louisiana Racing Commission."

AMENDMENT NO. 6

On page 3, delete lines 2 through 6 in their entirety, and insert the following:

"Section 2. This Act shall become effective on July 1, 2007."

Senator Cravins moved to concur in the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Bajoie, Boasso, Cain, Chaisson, Cheek, Cravins, Dardenne, Ellington, Fields, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Marionneaux, Murray, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen.

Duplessis Dupre Total - 29	Jones Malone NAYS	Ullo
Adley Kostelka Total - 5	Lentini Mount ABSENT	Nevers
Amedee Barham Total - 5	Broome McPherson	Michot

The Chair declared the amendments proposed by the House were concurred in. Senator Cravins moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

**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. 104—
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION**

To direct the Department of Health and Hospitals to continue the panel of healthcare information technology and fiscal experts who were first convened in July, 2005 at the e-Health Information Summit meeting for the purpose of identifying and recommending a method for funding investments in health information technology in both public and private healthcare provider facilities, and to direct the panel to develop recommendations to encourage medical professionals to adopt health information technology in the delivery of publicly and privately funded health care services.

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 Concurrent Resolution No. 104 by Senator McPherson

AMENDMENT NO. 1
On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2
On page 3, line 13, change "direct" to "urge and request"

AMENDMENT NO. 3
On page 3, line 19, after "Hospitals" delete "shall"

AMENDMENT NO. 4
On page 3, line 20, after "panel" delete "shall"

On motion of Senator McPherson, the committee amendment was adopted.

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

ROLL CALL

The roll was called with the following result:

	YEAS	
Mr. President	Duplessis	McPherson
Adley	Dupre	Mount
Amedee	Ellington	Murray
Bajoie	Fields	Nevers
Barham	Fontenot	Quinn
Boasso	Gautreaux B	Romero
Broome	Heitmeier	Schedler
Cain	Hollis	Shepherd
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Lentini	Ullo
Dardenne	Marionneaux	
Total - 35		
	NAYS	
Total - 0		
	ABSENT	
Gautreaux N	Malone	
Kostelka	Michot	
Total - 4		

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

Rules Suspended

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

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

The following Senate Concurrent Resolutions on second reading, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Duplessis asked that Senate Concurrent Resolution No. 138 be called from the Calendar at this time.

**SENATE CONCURRENT RESOLUTION NO. 138—
BY SENATORS DUPLESSIS AND MURRAY
A CONCURRENT RESOLUTION**

To strongly urge and request the Department of Environmental Quality to immediately test, with scientists identified by the community, the actual contents and leachate of the Chef Menteur landfill itself.

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

ROLL CALL

The roll was called with the following result:

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

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Duplessis Total - 37	Marionneaux NAYS
Total - 0	ABSENT
Gautreaux N Total - 2	Michot

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

Messages from the House

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 204 by Representative Hunter, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Hunter, Durand and E. Guillory.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1383 by Representative Townsend, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Appointment of Conference Committee on Senate Concurrent Resolution No. 119

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Concurrent Resolution No. 119: Senators Mount, Murray and Duplessis.

Appointment of Conference Committee on House Bill No. 13

The President of the Senate appointed on the Conference Committee on House Bill No. 13 the following members of the Senate: Senators Kostelka, Lentini and Murray.

Appointment of Conference Committee on House Bill No. 55

The President of the Senate appointed on the Conference Committee on House Bill No. 55 the following members of the Senate: Senators Barham, Marionneaux and Adley.

Appointment of Conference Committee on House Bill No. 439

The President of the Senate appointed on the Conference Committee on House Bill No. 439 the following members of the Senate: Senators Chaisson, Jones and Marionneaux.

Appointment of Conference Committee on House Bill No. 475

The President of the Senate appointed on the Conference Committee on House Bill No. 475 the following members of the Senate: Senators Dupre, Amedee and Chaisson.

Appointment of Conference Committee on House Bill No. 479

The President of the Senate appointed on the Conference Committee on House Bill No. 479 the following members of the Senate: Senators Cain, Cravins and McPherson.

Appointment of Conference Committee on House Bill No. 515

The President of the Senate appointed on the Conference Committee on House Bill No. 515 the following members of the Senate: Senators Bajoie, Duplessis and McPherson.

Appointment of Conference Committee on House Bill No. 624

The President of the Senate appointed on the Conference Committee on House Bill No. 624 the following members of the Senate: Senators Schedler, Nevers and Quinn.

Appointment of Conference Committee on House Bill No. 658

The President of the Senate appointed on the Conference Committee on House Bill No. 658 the following members of the Senate: Senators Hines, Heitmeier and McPherson.

Appointment of Conference Committee on House Bill No. 675

The President of the Senate appointed on the Conference Committee on House Bill No. 675 the following members of the Senate: Senators Ellington, Jones and N. Gautreaux.

Appointment of Conference Committee on House Bill No. 999

The President of the Senate appointed on the Conference Committee on House Bill No. 999 the following members of the Senate: Senators Jackson, Cheek and Michot.

Appointment of Conference Committee on House Bill No. 1017

The President of the Senate appointed on the Conference Committee on House Bill No. 1017 the following members of the Senate: Senators Ullo, Heitmeier and B. Gautreaux.

Appointment of Conference Committee on House Bill No. 1064

The President of the Senate appointed on the Conference Committee on House Bill No. 1064 the following members of the Senate: Senators Schedler, Hines and Adley.

Appointment of Conference Committee on House Bill No. 1094

The President of the Senate appointed on the Conference Committee on House Bill No. 1094 the following members of the Senate: Senators Ellington, Malone and Smith.

Appointment of Conference Committee on House Bill No. 1293

The President of the Senate appointed on the Conference Committee on House Bill No. 1293 the following members of the Senate: Senators Mount, Nevers and Kostelka.

Appointment of Conference Committee on House Bill No. 1307

The President of the Senate appointed on the Conference Committee on House Bill No. 1307 the following members of the Senate: Senators Dardenne, Fields and Marionneaux.

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

The following House 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 McPherson asked that House Bill No. 1235 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 1235—

BY REPRESENTATIVE LABRUZZO
AN ACT

To amend and reenact R.S. 37:1226.2(B), (C), (D), and (E) and to enact R.S. 37:1226.2 (A)(3), (F), (G), and (H), relative to prescription drug returns, exchanges, and redispensing; to allow a penal institution or state hospital for the mentally ill to receive donated medications for redispensing to individuals in its facility; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 1235 by Representative LaBruzzo

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact R.S. 37:1226.2(B), (C), (D), and (E) and to"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, change "(A)(3), (F), (G), and (H)," to "(B)(9),"

AMENDMENT NO. 3

On page 1, line 4, after "institution" delete "or state hospital for the mentally ill"

AMENDMENT NO. 4

On page 1, line 5, after "facility;" delete "to provide"

AMENDMENT NO. 5

On page 1, at the beginning of line 6, delete "for an effective date;"

AMENDMENT NO. 6

On page 1, line 8, after "R.S. 37:1226.2(B)" delete the remainder of the line and insert "(9) is"

AMENDMENT NO. 7

On page 1, at the beginning of line 9, delete "and R.S. 37:1226.2(A)(3), (F), (G), and (H) are"

AMENDMENT NO. 8

On page 1, delete lines 10 through 21, and delete pages 2 through 4

AMENDMENT NO. 9

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

"* * *

(9) In the event that a charitable pharmacy in the closest proximity to the donor refuses the donation, such refusal shall be documented by the donor, who then may make the donation to the Department of Public Safety and Corrections-Corrections Services for distribution to the penal institution pharmacies under its authority."

AMENDMENT NO. 10

On page 5, delete lines 6 through 27, and delete page 6

On motion of Senator McPherson, the amendments were adopted.

The bill, which had received consent of both houses for consideration after the 82nd calendar day, was read by title. Senator McPherson moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Cravins	Michot	Shepherd
Total - 3		

The Chair declared the amended 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.

Called from the Calendar

Senator Cheek asked that House Bill No. 1404 be called from the Calendar at this time for its final passage.

June 18, 2006

HOUSE BILL NO. 1404— (Substitute for House Bill No. 337 by Representative M. Guillory)
BY REPRESENTATIVE M. GUILLORY
AN ACT

To amend and reenact R.S. 40:1300.52(A)(1), (B)(1), (C), (D)(2), and (E) and to enact R.S. 40:1300.52(B)(3), relative to nonlicensed persons and licensed ambulance personnel; to provide for security checks; and to provide for related matters.

Floor Amendments Sent Up

Senator Cheek sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cheek to Reengrossed House Bill No. 1404 by Representative M. Guillory

AMENDMENT NO. 1

On page 1, line 2, after "(D)" and before "(2)" insert "(1)(a) and "

AMENDMENT NO. 2

On page 1, line 4, after "checks;" and before "and to" insert "to provide for mandatory criminal history checks;"

AMENDMENT NO. 3

On page 1, line 6, after "(D)" and before "(2)" insert "(1)(a) and "

AMENDMENT NO. 4

On page 2, at the end of line 11, delete "verify" and delete lines 12 through 14, and insert the following:

"search the national sex offender public registry. An authorized agency shall notify the office if a security check reveals that an applicant is listed in the national sex offender public registry."

AMENDMENT NO. 5

On page 3, line 1, after "D." insert the following:

"(1) The office or authorized agency shall not provide to the employer the criminal history records of a person being investigated unless the records relate to:

(a) Any crime of violence as enumerated in R.S. 14:2(13) and those crimes defined in R.S. 14:34.7, R.S. 14:35, R.S. 14:36, R.S. 14:37.1, R.S. 14:37.4, R.S. 14:38, R.S. 14:41, R.S. 14:43.3, R.S. 14:43.5, R.S. 14:44.2, R.S. 14:52 through R.S. 14:54.4, R.S. 14:55, R.S. 14:57, R.S. 14:60 through R.S. 14:62.3, R.S. 14:64.3, R.S. 14:64.4, R.S. 14:67, R.S. 14:67.1 through R.S. 14:67.16, R.S. 14:67.20 through R.S. 14:67.22, R.S. 14:69 through 14:70.2, R.S. 14:70.4 and 14:70.5, R.S. 14:71.1, R.S. 14:74, R.S. 14:78, R.S. 14:79.1, R.S. 14:80 through R.S. 14:86, R.S. 14:89, R.S. 14:91.13, R.S. 14:92, R.S. 14:93, R.S. 14:93.2.1, R.S. 14:93.3 through R.S. 14:93.5, R.S. 14:101.1, R.S. 14:102.1, R.S. 14:106, R.S. 14:107.2, R.S. 14:128.1 and R.S. 14:128.2, R.S. 14:282, R.S. 14:286, and distribution or possession with the intent to distribute controlled dangerous substances as listed in Schedules I through V of the Uniform Controlled Dangerous Substances Act."

On motion of Senator Cheek, the amendments were adopted.

The bill, which had received consent of both houses for consideration after the 82nd calendar day, was read by title. Senator Cheek moved the final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Ellington, McPherson, Adley, Fields, Mount, Amedee, Fontenot, Murray, Bajois, Gautreaux B, Nevers, Barham, Gautreaux N, Quinn, Boasso, Heitmeier, Romero

Table with 3 columns of names: Broome, Hollis, Schedler, Cain, Jackson, Shepherd, Chaisson, Jones, Smith, Cheek, Kostelka, Theunissen, Dardenne, Lentini, Ullo, Duplessis, Malone, Dupre, Marionneaux

Total - 37

NAYS

Total - 0

ABSENT

Cravins, Michot

Total - 2

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

Rules Suspended

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

Senate Resolutions on Second Reading

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

SENATE RESOLUTION NO. 148—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Mrs. Ethel Thompson-Henderson for her faithful service and dedication to the community and for her many accomplishments within the Thompson Temple Church of God in Christ.

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

SENATE RESOLUTION NO. 151—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Deacon Leonard Tracy Watkins of the Greater Mount Calvary Church upon his many accomplishments.

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

SENATE RESOLUTION NO. 152—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Ernest "Sarge" Jones of the Second Zion Baptist Church for his many accomplishments.

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

SENATE RESOLUTION NO. 153—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Brother Ervin Riley of the Mount Hermon Baptist Church upon his many accomplishments.

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

SENATE RESOLUTION NO. 154—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Ms. Annie Toliver for her faithful service and dedication to the community and to the Calvary Baptist Church.

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

SENATE RESOLUTION NO. 155—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Tennie D. Collins of New Home Ministries upon her outstanding service, dedication and accomplishments.

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

SENATE RESOLUTION NO. 156—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Deacon Milton Webre of St. John Bosco Church upon his accomplishments.

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

Rules Suspended

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

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. 157—

BY SENATOR DUPLESSIS

A RESOLUTION

To urge and request the Louisiana Housing Finance Authority (LHFA) to leverage at least fifteen percent of its Community Development Block Grant (CDBG) dollars with its second round tax credit funding to maximize funding available to recreate housing in the Gulf Opportunity Zone.

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

SENATE RESOLUTION NO. 158—

BY SENATOR SCHEDLER

A RESOLUTION

To urge and request the Senate Committee on Transportation, Highways and Public Works to study the feasibility of and make recommendations relative to permitting an individual surety on bonds required for public works contracts.

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

SENATE RESOLUTION NO. 159—

BY SENATOR SMITH

A RESOLUTION

To urge and request the Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development to study the role and functions of law enforcement officers of the United States Department of Agriculture (USDA) Forest Service as such roles and functions relate to law enforcement outside of federal lands.

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

SENATE RESOLUTION NO. 160—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Alena Boucree of St. Peter Claver Church upon her accomplishments and faithful service to the Lord.

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

SENATE RESOLUTION NO. 161—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Henri Reed for being an outstanding and faithful servant to her family, church, and community.

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

SENATE RESOLUTION NO. 162—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Mr. James Pierre, Sr., on his achievements in an unceasing commitment to his community and the Evening Star Baptist Church.

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

SENATE RESOLUTION NO. 163—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Ms. Rita Dowden on her numerous contributions to the Cornerstone Christian Church.

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

SENATE CONCURRENT RESOLUTION NO. 145—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To urge and request the New Orleans Civil Service Commission, in the strongest possible terms, to establish a regular schedule of monthly meeting dates beginning immediately, to provide public notice of such schedule, and to meet on each scheduled date.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Barham	Michot
Total - 2	

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

June 18, 2006

SENATE CONCURRENT RESOLUTION NO. 146—
BY SENATOR N. GAUTREAUX
A CONCURRENT RESOLUTION

To urge and request the Louisiana Recovery Authority to adopt a new plan for recovery that provides for deep recovery and renewal by: providing for homeowner assistance through the use of zero percent loans; including incentives to encourage raising structures above flood levels or relocate to safer ground; providing for financial processing by the state's banking community rather than state or federal government agencies; incorporating neighborhood design components which will be attractive to and integrate business and industry; providing partnership opportunities with nonprofit organizations which are actively involved in residential construction or licensed as residential contractors; and encouraging the use of building materials that would produce environmentally friendly and hurricane resistant products.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Michot
Total - 1

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

Motion to Consider

Senator Jones moved the adoption of a motion to allow the Senate to consider House Bill No. 11 on Third Reading and Final Passage, subject to call, after 6:00 p. m. on the 82nd calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Barham	Gautreaux B	Mount
Broome	Gautreaux N	Murray
Cain	Heitmeier	Nevers
Chaisson	Hollis	Quinn
Cheek	Jackson	Schedler
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen

Dupre
Total - 30

Lentini
Ullo

NAYS

Bajoie
Boasso
Total - 5

Fontenot
Malone
Romero

ABSENT

Mr. President
Duplessis
Total - 4

Michot
Shepherd

The Chair declared that the motion to allow the Senate to consider House Bill No. 11 after 6:00 p. m. on the 82nd calendar day was adopted and the bill may be considered pursuant to the consent of the House.

Mr. President in the Chair

Messages from the House

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 234 by Representative Richmond, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

ADOPTION OF
CONFERENCE COMMITTEE REPORT

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 52.

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

Message from the House

ADOPTION OF
CONFERENCE COMMITTEE REPORT

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 594.

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 800.

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 824.

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 1010.

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 60.

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 134.

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

Message from the House

**ADOPTION OF
CONFERENCE COMMITTEE REPORT**

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has adopted the Report of the Conference Committee on the disagreement to House Bill No. 884.

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

Rules Suspended

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

Reports of Committees

The following reports of committees were received and read:

CONFERENCE COMMITTEE REPORT
Senate Bill No. 573 by Senator N. Gautreaux

June 15, 2006

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 573 by Senator N. Gautreaux recommend the following concerning the Reengrossed bill:

- 1. That all House Floor Amendments proposed by Representative St. Germain and adopted by the House of Representatives on April 27, 2006, be rejected.

Senators:
Nick Gautreaux
Donald R. Cravins
Mike Smith

Respectfully submitted,
Representatives:
Karen St. Germain
Francis C. Thompson
Mickey Frith

Rules Suspended

Senator N. Gautreaux asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator N. Gautreaux, a vote was taken on the adoption of the report.

June 18, 2006

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cravins	Gautreaux B	Michot
Duplessis	Lentini	
Total - 5		

The Chair declared the Conference Committee Report was adopted. Senator N. Gautreaux moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 89 by Senator Dupre

June 18, 2006

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 89 by Senator Dupre recommend the following concerning the Engrossed bill:

1. That the House Committee Amendments proposed by the House Committee on Transportation, Highways and Public Works and adopted by the House of Representatives on May 25, 2006 be adopted.
2. That House Floor Amendments proposed by Representative Alario and adopted by the House of Representatives on June 6, 2006 be rejected.

Senators:
Reggie P. Dupre, Jr.
Joel T. Chaisson II
Walter J. Boasso

Respectfully submitted,
Representatives:
Loulan J. Pitre, Jr.
Roy Quezaire, Jr.
John A. Alario, Jr.

Rules Suspended

Senator Dupre asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dupre, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
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Adley	Ellington	McPherson
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Dardenne	Kostelka	Theunissen
Duplessis	Malone	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Chaisson	Lentini	Michot
Total - 3		

The Chair declared the Conference Committee Report was adopted. Senator Dupre moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 229 by Senator Dardenne

June 16, 2006

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 229 by Senator Dardenne recommend the following concerning the Engrossed bill:

1. That House Committee Amendments 1 through 9, proposed by the House Committee on Natural Resources and adopted by the House of Representatives on May 30, 2006, be adopted.
2. That House Floor Amendments No. 1, 2 and 3, proposed by Representative Dove and adopted by the House of Representatives on June 12, 2006, be rejected.
3. That the following amendments to the House Committee Amendments proposed by the House Committee on Natural Resources and adopted by the House of Representatives on May 30, 2006, be adopted:

AMENDMENT NO. 1

In Amendment No. 5 proposed by the House Committee on Natural Resources and adopted by the House of Representatives on May 30, 2006, on page 1, at the beginning of line 21, after "(E)" and before "**Notwithstanding**" insert "**(1)**"

AMENDMENT NO. 2

In Amendment No. 5 proposed by the House Committee on Natural Resources and adopted by the House of Representatives on May 30, 2006, on page 1, between lines 33 and 34, insert the following:

"(2) The legislature may appropriate up to twenty percent of the funds deposited into the fund pursuant to Subparagraph (1) of this Paragraph to the Barrier Island Stabilization and Preservation Fund to be used for purposes of the Louisiana Coastal Wetlands Conservation and Restoration Program.

(3) The fund balance limitations provided for in Paragraph (B) of this Section relative to the mineral revenues deposited to this fund shall not apply to revenues deposited pursuant to the provisions of this Paragraph."

AMENDMENT NO. 3

In Amendment No. 5 proposed by the House Committee on Natural Resources and adopted by the House of Representatives on May 30,

2006, on page 2, line 11, after "Fund" and before "and" insert a comma "," and "with a portion to be used for barrier island stabilization and preservation,"

Senators:
Jay Dardenne
Reggie P. Dupre, Jr.
D.A. "Butch" Gautreaux

Respectfully submitted,
Representatives:
Wilfred T. Pierre
Loulan J. Pitre, Jr.
Gordon E. Dove, Sr.

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dardenne, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cravins	Michot
Lentini	Shepherd
Total - 4	

The Chair declared the Conference Committee Report was adopted. Senator Dardenne moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 568 by Senator Dardenne

June 15, 2006

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 568 by Senator Dardenne recommend the following concerning the Engrossed bill:

1. That House Floor Amendment Nos. 1, 2, and 3, proposed by Representative Morrish and adopted by the House of Representatives on June 6, 2006 be adopted.
2. That House Floor Amendment No. 4 proposed by Representative Morrish and adopted by the House of Representatives on June 6, 2006 be rejected.
3. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, between lines 5 and 6, insert the following:

"Section 1. Chapter 35 of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:2851 and 2852, are hereby enacted to read as follows:

CHAPTER 35. FACILITIES PROVIDING HOUSING OR TEMPORARY RESIDENCE FOR INDIVIDUALS REFERRED BY JUDICIAL AGENCIES

§2851. Short title

This Chapter may be cited as the "Judicial Agency Referral Residential Facility Regulatory Act."

§2852. Facilities providing housing or temporary residence to individuals referred by judicial agencies

A. Any facility, not otherwise required to be licensed by the Department of Health and Hospitals or the Department of Social Services, that provides housing or temporary residence for individuals who have been arrested for the commission of a crime who are referred by any judicial agency shall be regulated by rules adopted by the Department of Public Safety and Corrections for the operation of such facilities.

B. The rules shall include, but not be limited to, providing for the construction, standards of operation, and services provided for such facilities.

C. No facility shall provide housing or temporary residence to any individual and no judicial agency shall refer any individual to a facility providing housing or temporary residence until the Department of Public Safety and Corrections has adopted rules as provided for by this Section.

D. All rules shall be adopted in accordance with the Administrative Procedure Act."

AMENDMENT NO. 2

On page 1, line 6, change "Section 1." to "Section 2."

AMENDMENT NO. 3

On page 1, after line 6, add the following:

"Section 3. 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."

Senators:
Sherri Smith Cheek
John L. "Jay" Dardenne
Gerald J. Theunissen

Respectfully submitted,
Representatives:
Sydnie Mae Durand
Billy Montgomery
Dan W. Morrish

Rules Suspended

Senator Dardenne asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dardenne, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

June 18, 2006

Dupre Marionneaux
 Total - 37
 NAYS
 Total - 0
 ABSENT
 Cravins Michot
 Total - 2

The Chair declared the Conference Committee Report was adopted. Senator Dardenne moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT
 Senate Bill No. 269 by Senator Dupre

June 18, 2006

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 269 by Senator Dupre recommend the following concerning the Engrossed bill:

1. That the House Floor Amendment proposed by Representative Pitre and adopted by the House of Representatives on June 14, 2006 be rejected.
2. That the following amendment to the engrossed bill be adopted:

AMENDMENT NO. 1
 On page 2, line 1, after "**which**" delete "**was not constructed or**"

Senators:	Respectfully submitted,
Reggie P. Dupre, Jr.	Representatives:
D.A. "Butch" Gautreaux	Damon J. Baldone
Chris Ullo	Roy Quezaire, Jr.
	Loulan J. Pitre, Jr

Rules Suspended

Senator Dupre asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Dupre, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Dupre	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Dardenne	Kostelka	Ullo
Duplessis	Lentini	
Total - 35		
NAYS		
Total - 0		
ABSENT		
Cravins	Mount	

Michot Theunissen
 Total - 4

The Chair declared the Conference Committee Report was adopted. Senator Dupre moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT
 Senate Bill No. 58 by Senator Fontenot

June 18, 2006

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 58 by Senator Fontenot recommend the following concerning the Engrossed bill:

1. That the House Committee Amendment No. 1 and 2 proposed by the House Committee on Environment and adopted by the House of Representatives on April 20, 2006 be adopted.
2. That the House Floor Amendments No. 1, 2, 3, and 4 proposed by Representative Damico and adopted by the House of Representatives on June 14, 2006 be rejected.

Senators:	Respectfully submitted,
Heulette "Clo" Fontenot	Representatives:
Jody Amedee	N. J. Damico
Max T. Malone	Troy Hebert
	Ernest Wooten

Rules Suspended

Senator Fontenot asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Fontenot, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. President	Dupre	Mount
Adley	Ellington	Murray
Amedee	Fields	Nevers
Bajoie	Fontenot	Quinn
Barham	Gautreaux B	Romero
Boasso	Heitmeier	Schedler
Broome	Hollis	Shepherd
Cain	Jackson	Smith
Chaisson	Kostelka	Theunissen
Cheek	Lentini	Ullo
Dardenne	Malone	
Duplessis	McPherson	
Total - 34		
NAYS		
Total - 0		
ABSENT		
Cravins	Jones	Michot
Gautreaux N	Marionneaux	
Total - 5		

The Chair declared the Conference Committee Report was adopted. Senator Fontenot moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT
Senate Bill No. 454 by Senator Ellington

June 18, 2006

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 454 by Senator Ellington recommend the following concerning the Reengrossed bill:

1. That Legislative Bureau Amendment No. 1 proposed by the Legislative Bureau and adopted by the House of Representatives on June 6, 2006 be accepted.
2. That House Floor Amendment No. 1 proposed by Representative Fannin and adopted by the House of Representatives on June 14, 2006 be accepted.
3. That House Floor Amendment No. 1 proposed by Representative Daniel and adopted by the House of Representatives on June 14, 2006 be rejected.
4. That House Floor Amendment Nos. 1 and 2 proposed by Representative Daniel and adopted by the House of Representatives on June 14, 2006 be rejected.
5. That the following amendments be adopted:

AMENDMENT NO. 1

On page 3, between lines 19 and 20, insert the following:

"(4)(a) In an effort to enable the renewable fuel plants in operation in Louisiana to systematically increase the use of Louisiana crops as feedstock over time as provided in this Subsection, the provisions of R.S. 3:4674, except as it relates to bio-diesel, shall not be effective until six months after the average wholesale price of a gallon of Louisiana-manufactured ethanol, less any federal alcohol fuel mixture tax credit, is equal to or below the average wholesale price of a gallon of regular unleaded gasoline in Louisiana for a period of not less than sixty days, as determined by the panel established pursuant to Subparagraph (b) of this Paragraph.

(b) The Louisiana Bio-Fuel Panel is hereby established to gather ethanol and gasoline pricing information to be used in verifying the provisions of Subparagraph (a). The panel shall consist of the following persons, the names of whom shall be transmitted to and received by the secretary of the Department of Revenue no later than December 1, 2006:

(i) An representative of the Louisiana Farm Bureau Federation, appointed by its president.

(ii) A representative of Louisiana Oil Marketers and Convenience Store Association, appointed by the association.

(iii) An appropriately credentialed member of the faculty appointed by the commissioner of higher education from a list of four nominees, one each submitted by the president of the Louisiana State University and Agricultural and Mechanical College System, the Southern University and Agricultural and Mechanical College System, the University of Louisiana System, and the Community and Technical College System, respectively.

(c) In gathering pricing information to be used in making the determination required by Subparagraph (a), the panel shall rely upon sales in Louisiana and shall utilize recognized information services, including, but not limited to, the Oil Price Information Service.

(d) The panel shall hold its initial meeting no later than January 1, 2007 and shall meet at least quarterly thereafter, to make a determination as provided in Subparagraph (a), all at the call of the secretary of revenue. At the initial meeting, the panel shall elect one of its members as chair. The panel shall meet until it determines that the average wholesale price of a gallon of Louisiana-manufactured ethanol, less any federal alcohol fuel mixture tax credit, is equal to or below the average wholesale

price of a gallon of regular unleaded gasoline in Louisiana for a period of not less than sixty days, at which time the panel shall dissolve ipso facto. The secretary of the Department of Revenue shall also provide for meeting facilities and staff for the panel.

(e) The secretary of the Department of Revenue shall provide public notice of each such determination in the Louisiana Register within ten days after the meeting in which the determination was made."

Senators:
Noble E. Ellington
Ben Nevers
Mike Smith

Respectfully submitted,
Representatives:
William B. Daniel, IV
James R. Fannin
Francis C. Thompson

Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Ellington, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Malone
Adley	Ellington	Marionneau
Amedee	Fields	McPherson
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Dardenne	Kostelka	Smith
Duplessis	Lentini	Theunissen
Total - 36		

NAYS

Ullo
Total - 1

ABSENT

Cravins
Total - 2

The Chair declared the Conference Committee Report was adopted. Senator Ellington moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 749 by Senator Nevers

June 18, 2006

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 749 by Senator Nevers recommend the following concerning the Reengrossed bill:

1. That the House Committee Amendments No. 1 through 5, 8 through 20, and 23 through 38, proposed by the House Committee on Education and adopted by the House of Representatives on June 6, 2006, be adopted.
2. That the House Committee Amendments No. 6, 7, 21, and 22 proposed by the House Committee on Education and adopted by

June 18, 2006

the House of Representatives on June 6, 2006, be rejected.

- 3. That House Floor Amendment No. 2, proposed by Representative Ritchie and adopted by the House of Representatives on June 15, 2006 be adopted.
- 4. That House Floor Amendments No. 1, proposed by Representative Ritchie and adopted by the House of Representatives on June 15, 2006 be rejected

Senators: Respectfully submitted,
 Ben Nevers Representatives:
 Chris Ullo Carl Crane
 Willie Mount Harold Ritchie
 Michael Strain

Rules Suspended

Senator Nevers asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Nevers, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cravins	Michot
Marionneaux	Quinn
Total - 4	

The Chair declared the Conference Committee Report was adopted. Senator Nevers moved to reconsider the vote by which the report was adopted and laid the motion on the table.

CONFERENCE COMMITTEE REPORT

Senate Bill No. 49 by Senator Marionneaux

June 16, 2006

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 49 by Senator Marionneaux recommend the following concerning the Engrossed bill:

- 1. That House Floor Amendments No. 1 and No. 2, proposed by Representative LaFleur and adopted by the House of Representatives on June 14, 2006, be adopted.

Senators:
 Robert Marionneaux, Jr.
 Joel T. Chaisson II
 Arthur J. "Art" Lentini

Respectfully submitted,
 Representatives:
 Joseph F. Toomy
 Eric LaFleur
 Donald J. Cazayoux

Rules Suspended

Senator Marionneaux asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Marionneaux, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Kostelka
Total - 1

ABSENT

Cravins	Michot	Shepherd
Total - 3		

The Chair declared the Conference Committee Report was adopted. Senator Marionneaux moved to reconsider the vote by which the report was adopted and laid the motion on the table.

SENATE CONFERENCE COMMITTEE REPORT

Senate Bill No. 548 by Senator Ellington

June 16, 2006

To the Honorable President and Members of the Senate and to the Honorable Speaker and Members of the House of Representatives:

We, the conferees appointed to confer over the disagreement between the two houses concerning Senate Bill No. 548 by Senator Ellington recommend the following concerning the Engrossed bill:

- 1. That the House Floor Amendment No. 1 proposed by Representative Jack Smith and adopted by the House of Representatives on May 16, 2006, be rejected.
- 2. That the following amendments to the engrossed bill be adopted:

AMENDMENT NO. 1

On page 1, line 3, after "Authority;" insert "to authorize and provide for the transfer of certain property in Caldwell Parish from the state of Louisiana, through the Military Department, to the Caldwell Parish Police Jury; to repeal Act No. 46 of the 2006 Regular Session of the Legislature;"

AMENDMENT NO. 2

On page 2, between lines 4 and 5, insert as follows: "Section 3. The state of Louisiana, through the Military

Department, notwithstanding any other provision of law to the contrary, is hereby authorized and empowered to convey, transfer, assign, and deliver any interest, excluding mineral rights, the state may have to the following described parcel of property located in Caldwell Parish to the Caldwell Parish Police Jury:

A certain tract of parcel of land situated in the Parish of Caldwell, State of Louisiana, commencing at the northwest corner of Section Fourteen (14), Township Twelve (12) North, Range Three (3) East, Caldwell Parish, thence run north 425 1/2 feet to a place of beginning; thence run west 123 feet; thence north 123 feet; thence east 457 feet to the west line of Mill Avenue as designated by survey of John W. Baker, a duly registered and qualified surveyor, dated August 1, 1953, which plat is of record in Conveyance Book -69-, page -0- of the records of Caldwell Parish, Louisiana, and is by reference made a part hereof for the purpose of more particularly identifying the property hereby conveyed with the same effect as if actually attached hereto; thence run south along west line of Mill Avenue a distance of 123 feet; thence west 334 feet or to the place of beginning proper, containing 1.29 acres, more or less, in the SE 1/4 of the SE 1/4 of Section 10, and the SW 1/4 of the SW 1/4 of Section 11, Township 12 North, Range 3 East.

Section 4. The Military Department, on behalf of the state of Louisiana, accepted donation of the above described parcel of property located in Caldwell Parish on the 19th day of June, 1985. The Act of Donation dated the 4th day of June, 1985, provided, as a reversionary provision, that if the property ceased to be used for military purposes for a period of five (5) consecutive years, except in wartime, or should the buildings constructed on such property be removed from such property, the donation shall be void and the property shall revert to the Caldwell Parish Police Jury. Pursuant to this reversionary provision and other law, the Military Department, on behalf of the state of Louisiana, is hereby authorized to execute such documents and to perform such other acts as are necessary to properly effectuate the conveyance, transfer, assignment, and delivery of title to the property described in this Act. All minerals and mineral rights associated with the property described in Section 3 of this Act shall be reserved to the state.

Section 5. Act No. 46 of the 2006 Regular Session of the Legislature is hereby repealed."

AMENDMENT NO. 3

On page 2, line 5, change "Section 3." to "Section 6."

Senators:
Noble E. Ellington
Mike Smith
Max T. Malone

Respectfully submitted,
Representatives:
Ronnie Johns
Wilfred Pierre
Jack D. Smith

Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of considering the Conference Committee Report. On motion of Senator Ellington, a vote was taken on the adoption of the report.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Dardenne	Lenini	Theunissen

Duplessis	Malone	Ullo
Total - 36		
	NAYS	
Total - 0		
	ABSENT	
Cravins	Hollis	Michot
Total - 3		

The Chair declared the Conference Committee Report was adopted. Senator Ellington moved to reconsider the vote by which the report was adopted and laid the motion on the table.

Messages from the House

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

Message from the House

RECOMMIT TO CONFERENCE COMMITTEE

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has recommitted House Bill No. 676 to the Conference Committee.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 707 by Representative Farrar, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Farrar, Ansardi and Townsend.

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 522 by Senator Cheek:

Representatives Hopkins, Martiny and Wooton.

June 18, 2006

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

Message from the House

HOUSE CONFEREES APPOINTED

June 18, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 605 by Senator McPherson:

Representatives Durand, McDonald and John Smith.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 767 by Representative Alario, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Alario, Salter and Hunter.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 18, 2006

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1208 by Representative Alario, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Alario, Salter and Hunter.

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

**Appointment of Conference Committee
on Senate Bill No. 22**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of

considering the disagreement on Senate Bill No. 22: Senators Smith, Kostelka and Lentini.

**Appointment of Conference Committee
on Senate Bill No. 41**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 41: Senators B. Gautreaux, Shepherd and Hollis.

**Appointment of Conference Committee
on Senate Bill No. 222**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 222: Senators Barham, Lentini and Mount.

**Appointment of Conference Committee
on Senate Bill No. 258**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 258: Senators Boasso, B. Gautreaux and Marionneaux.

**Appointment of Conference Committee
on Senate Bill No. 723**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 723: Senators Malone, Jackson and Ellington.

**Appointment of Conference Committee
on House Bill No. 204**

The President of the Senate appointed on the Conference Committee on House Bill No. 204 the following members of the Senate: Senators Cheek, McPherson and Hines.

**Appointment of Conference Committee
on House Bill No. 234**

The President of the Senate appointed on the Conference Committee on House Bill No. 234 the following members of the Senate: Senators Murray, Mount and Bajoie.

**Appointment of Conference Committee
on House Bill No. 1383**

The President of the Senate appointed on the Conference Committee on House Bill No. 1383 the following members of the Senate: Senators McPherson, Chaisson and N. Gautreaux.

Rules Suspended

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

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 164—

BY SENATOR SHEPHERD

A RESOLUTION

To commend Lawrence Billups, Sr. of Oakland Baptist Church on his numerous accomplishments.

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

Appointment of Conference Committee on House Bill No. 1383

The President of the Senate announced the following change in the Conference Committee membership on the disagreement to House Bill No. 1383: Senator Marionneaux, vice Senator N. Gautreaux.

Appointment of Conference Committee on House Bill No. 707

The President of the Senate appointed on the Conference Committee on House Bill No. 707 the following members of the Senate: Senators McPherson, Lentini and Dupre.

Appointment of Conference Committee on Senate Bill No. 204

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 204: Senators Cheek, Hines and B. Gautreaux.

Appointment of Conference Committee on House Bill No. 767

The President of the Senate appointed on the Conference Committee on House Bill No. 767 the following members of the Senate: Senators Hines, Heitmeier and Adley.

Appointment of Conference Committee on House Bill No. 1208

The President of the Senate appointed on the Conference Committee on House Bill No. 1208 the following members of the Senate: Senators Hines, Heitmeier and Adley.

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:

June 18, 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. 112—

BY SENATOR LENTINI

A CONCURRENT RESOLUTION

To add the director of the division of long-term supports and services within the Department of Health and Hospitals as a member of the Implementation Team of the Louisiana Commission on Decision-Making of Persons with Cognitive Disabilities and to require a report of such team to the Senate Committee on

Judiciary A and the House Committee on Civil Law and Procedure.

SENATE CONCURRENT RESOLUTION NO. 134—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Board of Regents and the nursing boards to work together and study the feasibility of expanding nursing programs in order to alleviate the nursing shortage crisis that exists in Louisiana.

Respectfully submitted,
CHARLES D. JONES
Chairman

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

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:

June 18, 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 Bills have been properly enrolled:

SENATE BILL NO. 5—

BY SENATOR CAIN

AN ACT

To enact R.S. 51:1425, relative to unfair or deceptive acts or practices; to prohibit certain disclosures by an Internet service provider; to provide for notices; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 63—

BY SENATOR B. GAUTREAU AND REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:2257(F)(2)(b)(introductory paragraph) and to enact R.S. 11:2257(F)(2)(d), relative to the Firefighters' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide for payment of interest on plan accounts; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 129—

BY SENATOR JONES

AN ACT

To amend and reenact R.S. 15:571.3(B) and (C)(4), relative to execution of sentence; to provide for diminution and commutation of sentence for good behavior; to provide for an increase in the rate of good time earned every thirty days in certain circumstances; and to provide for related matters.

SENATE BILL NO. 169—

BY SENATOR CHAISSON AND REPRESENTATIVE GARY SMITH

AN ACT

To amend and reenact R.S. 13:969(G) and (I) and 980(D) and to enact R.S. 13:961(F)(1)(r), relative to court reporter fees in the Twenty-Ninth Judicial District Court; to authorize the judges en banc to set the fees for each page and for each copied page of transcribed testimony; and to provide for related matters.

SENATE BILL NO. 353—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 27:372.1(A) and 392(C)(1) and (2),

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relative to the Pari-Mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for slot machine gaming at an eligible facility; to provide for the maximum number of slot machines at such facility; to provide for the deposit of monies into the Greater New Orleans Sports Foundation Fund and the Beautification and Improvement of the New Orleans City Park Fund; and to provide for related matters.

SENATE BILL NO. 569—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 29:734(A) and R.S. 51:1407, relative to the authority of the attorney general in certain emergencies; to authorize certain judicial action by the attorney general during an emergency; to provide for proper venue; and to provide for related matters.

SENATE BILL NO. 597—
BY SENATOR DARDENNE

AN ACT

To enact R.S. 18:154(F), 1303(H), and Part III of Chapter 1 of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:44 through 49, relative to public records; to provide for a program for maintaining the confidentiality of the residential addresses of program participants; to provide for procedures for applying for such program; to authorize the secretary of state to certify an applicant's participation in the program; to provide for the misdemeanor of false application to the program; to provide for penalties for the misdemeanor; to provide relative to cancellation from the program; to authorize the secretary of state to designate a substitute address for program participants; to authorize a program participant to use the substitute address in filings to a state or local agency in certain circumstances; to authorize the secretary of state to determine the circumstances in which a substitute address may be used; to provide for a program participant who is a registered voter to be eligible to vote absentee by mail; to prohibit a program participant from voting in person at the polls on election day or during early voting; and to provide for related matters.

SENATE BILL NO. 611—
BY SENATOR ADLEY

AN ACT

To enact R.S. 27:306(A)(6) and (9), relative to the Video Draw Poker Devices Control Law; to provide relative to the licensing of qualified truck stop facilities; to require notice to the public prior to application of a truck stop facility for a license to operate video draw poker devices; to provide for signage and zoning requirements; and to provide for related matters.

SENATE BILL NO. 613—
BY SENATOR CHEEK AND REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 46:2742(B)(introductory paragraph), (1), (2), (4)(introductory paragraph), (5)(a), (b) and (c), (6) and (8) and to enact R.S. 46:2742(B)(5)(d) and (10) and (C), relative to the case mix reimbursement for nursing facilities; to require payment and resource requirement be adjusted quarterly; to provide for a floor for direct care costs; to provide relative to square footage per bed to be allowed; to provide relative to depreciation and a minimum rate of return for facilities; to provide relative to renovations, long-term ownership, and property insurance; to provide relative to pass-through expenses, allowable costs and impact of budget reductions on nursing home reimbursement; and to provide for related matters.

SENATE BILL NO. 664—
BY SENATOR DUPRE AND REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 41:1702(D)(2)(a), relative to reclamation and restoration of certain lands; to provide relative to certain powers of the secretary of the Department of Natural Resources; to provide relative to certain agreements concerning the acquisition of land by certain entities for coastal projects; to provide certain requirements, procedures and definitions; to

provide for the adoption of rules and regulations; to provide relative to agreements concerning ownership of minerals; to provide certain terms, conditions, and procedures; and to provide for related matters.

SENATE BILL NO. 691—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 24:513(F), (G), (H), (I), (J), (K), (L), and (M) and to enact R.S. 24:513(N), relative to audit of certain entities; to provide for an audit of private water supply systems receiving public funds; to provide for the authority of the legislative auditor; and to provide for related matters.

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.

SENATE BILL NO. 7—
BY SENATOR NEVERS

AN ACT

To amend and reenact Part XIV-A of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:557.21 and 557.22, relative to agricultural and seafood products; to require state agencies to assist the Department of Economic Development in the development, registration, and licensing of any trademark or label for use in promoting Louisiana agricultural and seafood products; to authorize the Department of Economic Development to sell licenses for such trademarks or labels; to create the Agricultural and Seafood Products Support Fund; to provide for the use of monies in the fund; to require the promulgation of rules and regulations; and to provide for related matters.

SENATE BILL NO. 10—
BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 14:35.3(F)(2), (I), and (K), relative to penalties for the crime of domestic abuse battery; to provide for enhancement of penalties under certain circumstances; and to provide for related matters.

SENATE BILL NO. 38—
BY SENATOR B. GAUTREAUX AND REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:2253(A)(2), relative to membership in the Firefighters' Retirement System; to prohibit membership in the system of a person receiving a disability pension from another public retirement system or pension fund; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 42—
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1002(6), 1141.2(B)(10), and 1152(J)(3) and (4) and to enact R.S. 11:231(C)(3) and 1195.1, relative to the Louisiana School Employees' Retirement System; to provide for definitions; to provide for calculation of average compensation; to provide for calculation of benefits upon termination of participation in the Deferred Retirement Option Plan and employment; to provide with respect to methods of financing; to provide for employer contributions; to require continuation of payments to the unfunded accrued liability by contributing employers who terminate employees under certain circumstances; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 48—

BY SENATORS FONTENOT, MOUNT AND SCHEDLER
AN ACT

To enact R.S. 40:1238.1, 1238.2, and 1238.3, relative to public health and safety; to prohibit certain acts without a prescription for legend drugs; to prohibit prescriptions in certain circumstances; to provide for exceptions; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 64— (Duplicate of House Bill No. 451)

BY SENATOR DUPRE AND REPRESENTATIVE PITRE
AN ACT

To amend and reenact R.S. 38:281(3) and (4) and to enact R.S. 38:249 and R.S. 49:213.10(D), relative to the taking of property for the construction of flood control projects; to provide relative to compensation; to provide relative to determinations and limitations of the amount of compensation; to provide certain conditions, definitions, and procedures; and to provide for related matters.

SENATE BILL NO. 101—

BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 14:93.11(B), relative to alcoholic beverages; to increase the penalties for selling alcoholic beverages to a minor; and to provide for related matters.

SENATE BILL NO. 140—

BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 9:154(A)(3) and 174, relative to unclaimed property; to reduce the time period under which certain stocks and related distributions are presumed abandoned; to provide relative to the award of attorney fees for enforcement; and to provide for related matters.

SENATE BILL NO. 156—

BY SENATOR ELLINGTON AND REPRESENTATIVE KENNEY
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(H), relative to the jurisdiction of city courts; to provide relative to the City Court of Winnsboro; to increase the jurisdictional amount in dispute in such court; and to provide for related matters.

SENATE BILL NO. 181—

BY SENATOR JONES AND REPRESENTATIVE HUNTER
AN ACT

To enact Subpart G of Part II of Chapter 6 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:2892.1 through 2892.9, relative to property adjudicated to a municipality; to provide for the authorization of the city of Monroe to adjudicate property; to provide for notice to the owner; to provide for the applicability to redemptive periods; to provide for a deposit of monies sufficient to cover the expenses of the sale, advertisement, taxes due and other costs associated with the sale; to provide for the sale or transfer of adjudicated property; to provide for an effective date; and to provide for related matters.

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.

SENATE BILL NO. 18—

BY SENATOR FIELDS AND REPRESENTATIVES GALLOT, JEFFERSON, LAFONTA AND LANCASTER
AN ACT

To amend and reenact R.S. 18:44(A) and (B)(5)(b), the introductory paragraph of 110(B)(1), 197, 401(B), 402(B), the introductory paragraph of (C), (E) and (G), 431(A)(1)(b), 433(G)(1) and the introductory paragraph of (H)(1), 434(A)(1), the introductory paragraph of (C), and (D)(1) and (2), 435(A)(1) and (B), 436, 453, the introductory paragraph of 467, 467(2), 468(A), 481, 491(A) and (C), the introductory paragraph of 552(A), 1272(A), 1278(B), 1279, 1285(B)(1)(a), 1300(C)(1), 1300.7(A), 1306(A)(4) and (C)(2), 1307(A)(8) and (E), 1308(A)(2)(a), 1311(D)(5)(a), 1314(B)(1) and (2) and (C), 1333(D)(1)(e) and (E)(1), 1355(6), 1401(B), 1402(B)(1)(c), 1405(A), 1406(B), 1407, 1409(B)(1) and (2), 1432(A), and 1461(A)(17) and to enact R.S. 18:1275.1 through 1275.24, and to repeal R.S. 18:511(A)(2) and (B)(2) and 512(B)(2), relative to elections; to provide for a party primary system of elections for congressional offices, including provisions to provide for nomination of candidates for general elections for congressional offices by party primary elections, including a first primary election and a second primary election if no candidate receives a majority vote in the first primary election; to provide for the election of unopposed candidates for congressional offices; for qualification of candidates for congressional office having no party affiliation in the general election; for election in the general election by plurality vote; for voting for congressional offices by a voter registered as affiliated with the party in the party primary elections; to provide for voting of unaffiliated voters in party primaries; to provide for election dates; and to provide for related matters.

SENATE BILL NO. 47—

BY SENATORS NEVERS, AMEDEE AND SCHEDLER
AN ACT

To enact R.S. 47:463.131, relative to motor vehicle license plates; to provide for the creation and issuance of Louisiana Thank You! license plates for owners or operators; and to provide for related matters.

SENATE BILL NO. 86—

BY SENATORS JONES AND BAJOIE
AN ACT

To amend and reenact R.S. 18:1309(A)(2), and to enact R.S. 18:1309(I), relative to early voting; to provide relative to the time for conducting early voting; to authorize the registrars of voters to utilize commissioners in the conduct of early voting under certain circumstances; and to provide for related matters.

SENATE BILL NO. 228—

BY SENATOR JONES
AN ACT

To amend and reenact Code of Criminal Procedure Article 893, relative to suspension and deferral of sentence and probation in felony cases; to provide for suspension of sentence for certain third convictions; to require participation in a drug program; to provide for the period of probation upon completion of participation in a drug program; and to provide for related matters.

SENATE BILL NO. 422—

BY SENATOR JACKSON
AN ACT

To enact R.S. 24:515.1, relative to the legislative auditor; to require the legislative auditor to develop a uniform system of reporting all sources of revenue and expenditures relative to judicial district indigent defender boards, funds, and regional defense service centers; to require annual reporting of all major sources of revenues and expenditures through the new audit formats; to provide for uniformity, standardization, and consistency in terminology and classification for annual audit reports; to provide for compliance and reporting schedules; to provide for an effective date; and to provide for related matters.

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SENATE BILL NO. 496—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 29:12 and to enact R.S. 29:422(D), relative to military affairs; to provide with respect to the appointment of adjutant generals; to provide for enforcement of Servicemembers Civil Relief Act by the attorney general of Louisiana; and to provide for related matters.

SENATE BILL NO. 679—

BY SENATORS MCPHERSON AND NEVERS AND REPRESENTATIVE DURAND

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.

SENATE BILL NO. 701—

BY SENATOR JONES

AN ACT

To enact R.S. 17:3981(6), relative to charter schools; to require the State Board of Elementary and Secondary Education to provide certain financial information upon the request of certain school systems; and to provide for related matters.

SENATE BILL NO. 737—

BY SENATOR JONES AND REPRESENTATIVE THOMPSON

AN ACT

To enact Chapter 20-B-1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3042.11, relative to the Teachers Education Trust Fund Incentive Program; to establish the Teachers Education Incentive Program Trust Fund as a special fund in the state treasury; to provide relative to the credit of certain monies to the fund; to require the investment of fund monies; to require that interest earnings on fund monies be deposited in the fund; to provide relative to certain fund balances; to specify the use of fund monies; to establish the Teachers Education Trust Fund Incentive Program; to provide program purposes; to provide definitions; to provide relative to program eligibility; to provide relative to the formulation, development, and approval of program components by the State Board of Elementary and Secondary Education in cooperation with specified others; to provide relative to program implementation and administration by the Louisiana Student Financial Assistance Commission; and to provide for related matters.

SENATE BILL NO. 27— (Duplicate of House Bill No. 450)

BY SENATOR DUPRE AND REPRESENTATIVE PITRE

A JOINT RESOLUTION

Proposing to amend Article VI, Section 42(A) and to add Article I, Section 4(G) of the Constitution of Louisiana; to provide relative to the taking of property; to provide relative to the compensation paid for certain takings of property; to provide that compensation paid for the taking of, or loss or damage to, property rights affected by certain flood control projects shall be governed by the Fifth Amendment of the United States Constitution; to specify an election for submission of the proposition to electors and provide a ballot proposition; and to provide for related matters.

SENATE BILL NO. 30—

BY SENATORS MCPHERSON, BARHAM, BOASSO, CHEEK, DUPRE, MALONE, MICHOT AND MURRAY AND REPRESENTATIVES BALDONE, BAUDOIN, DURAND, FARRAR, FRITH, M. GUILLORY, HEBERT, HILL, GARY SMITH, JACK SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, WALKER AND SCALISE

AN ACT

To enact R.S. 41:16 and R.S. 56:109.2, relative to public lands, wildlife management areas, wildlife refuges, public hunting grounds and recreation areas; to provide that hunting and fishing opportunities be a primary consideration in state land management decisions; to require an annual report of public lands, wildlife management areas, wildlife refuges, public hunting grounds and recreation areas that are available for public hunting, fishing, and recreational opportunities; and to

provide for related matters.

SENATE BILL NO. 155—

BY SENATORS MARIONNEAUX, AMEDEE AND FONTENOT AND REPRESENTATIVES R. CARTER, CAZAYOUX, ERDEY, LAMBERT, QUEZAIRE, SMILEY, ST. GERMAIN AND WHITE

AN ACT

To enact Chapter 27-F of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.81 through 9039.86, relative to the creation of the Louisiana Capital Area Economic Development Alliance (LACAEDA) Film Commission; to create the Louisiana Capital Area Economic Development Alliance (LACAEDA) Film Commission; to provide for the purposes, powers, duties, functions, and responsibilities of the commission; to appoint a film commissioner/executive director; to provide relative to employees, funding, and cooperation with state agencies; and to provide for related matters.

SENATE BILL NO. 160—

BY SENATOR JONES

AN ACT

To enact Chapter 4-C of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1051 through 1054, relative to establishing an alliance among states affected by hurricanes Katrina and Rita; to provide for the purpose of restoring and revitalizing the states of Mississippi, Alabama, Louisiana and Texas; to provide for an alliance between states and agree to the alliance on behalf of Louisiana; and to provide for related matters.

SENATE BILL NO. 183—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:204(B), 1002(6), 1141.2(B)(10), 1147(B)(3) and (C), and 1152(J)(3) and (4) and to enact R.S. 11:231(C)(3), relative to the Louisiana School Employees' Retirement System; to provide for definitions; to provide for calculation of average compensation; to provide with respect to disability benefits; to provide for eligibility and calculation of such benefits for persons who become members of the system on or after July 1, 2006; to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 184—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1002(6), 1141.2(B)(10), and 1152(J)(3) and (4), and 1202(A)(1) and (C), and to enact R.S. 11:231(C)(3), relative to the Louisiana School Employees' Retirement System; to provide for definitions; to provide for calculation of average compensation; to provide with respect to payment of contributions; to provide for timely remission of contributions by employers; to provide for interest on delinquent contributions; to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 450—

BY SENATOR JACKSON

AN ACT

To enact R.S. 46:2605(B)(41) and to repeal R.S. 46:2605(B)(17) and (35), relative to the Children's Cabinet Advisory Board; to provide for members of such board; and to provide for related matters.

SENATE BILL NO. 546—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:318(B)(2)(a)(ii) and to enact R.S. 47:337.9(F), relative to sales and use taxes; to provide for exemptions from such tax imposed by local governmental subdivisions, school boards, and other political subdivisions whose boundaries are not coterminous with the state; to exempt purchases of prescription drugs purchased through or pursuant

to a Medicare Part B and D plan; to provide for the disposition of certain state sales and use taxes deposited in the Marketing Fund; to provide for effective dates; and to provide for related matters.

SENATE BILL NO. 607—

BY SENATORS FONTENOT, ADLEY, BOASSO, CRAVINS, DARDENNE, N. GAUTREAU, HOLLIS AND QUINN AND REPRESENTATIVES HEBERT, RICHMOND, JACK SMITH, TRICHE, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BADON, BAUDOIN, BAYLOR, BEARD, BRUCE, BURRELL, CAZAYOUX, CHANDLER, CRAVINS, CROWE, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FARRAR, FAUCHEUX, FRITH, GRAY, HILL, HONEY, HUTTER, JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LABRUZZO, LAFLEUR, LAFONTA, LANCASTER, MARCHAND, MARTINY, MCVEA, PIERRE, PINAC, PITRE, M. POWELL, QUEZAIRE, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WALKER, WALSWORTH, WHITE AND WOOTON

AN ACT

To amend and reenact R.S. 29:726(E)(20), 729(E)(13), and 733.1 and to enact R.S. 29:726(E)(21) and 729(E)(14), relative to emergency preparedness; to provide additional authorities and responsibilities to the office of homeland security and emergency preparedness and to parish homeland security and emergency preparedness agencies relative to a disaster operation plan for service animals and household pets; to provide for limitation of liability of emergency personnel and owners and operators of facilities used for shelter of household pets and service animals in emergencies; and to provide for related matters.

SENATE BILL NO. 111—

BY SENATOR NEVERS AND REPRESENTATIVE JOHNS
AN ACT

To enact R.S. 17:263, relative to secondary education curricula; to provide relative to required courses of study; to require certain topics to be included in certain courses of study; and to provide for related matters.

SENATE BILL NO. 73—

BY SENATOR LENTINI AND REPRESENTATIVE ANSARDI
AN ACT

To enact R.S. 13:5108.3(D), relative to the legal representation of state employees; to provide for representation and indemnification of officers and employees charged with contempt of court; to provide for exceptions; and to provide for related matters.

SENATE BILL NO. 194—

BY SENATOR LENTINI AND REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact Children's Code Article 615(E), and to enact Children's Code Article 615(F), relative to the Department of Social Services; to provide for the confidentiality and disposition of reports; to provide for the admission of reports in court proceedings; and to provide for related matters.

SENATE BILL NO. 262—

BY SENATOR B. GAUTREAU
AN ACT

To amend and reenact R.S. 11:1902(introductory paragraph), (14), (17), 1938(J)(4), 1941, 1943, 1944, 1961, 1963, and 1964, and to enact R.S. 11:1927(E) and 1935(E), and to repeal R.S. 11:231(A)(8), relative to the Parochial Employees' Retirement System; to provide for eligibility for retirement and calculation of benefits for persons whose system membership begins on or after January 1, 2007; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 318—

BY SENATOR B. GAUTREAU
AN ACT

To amend and reenact R.S. 11:2258(B)(2)(d), relative to the Firefighters' Retirement System; to provide with respect to disability; to reauthorize conversion of regular retirement to disability retirement; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 331—

BY SENATOR CAIN

AN ACT

To amend and reenact R.S. 14:95(G)(2) and to enact R.S. 40:1379.3.1(A)(3), relative to retired law enforcement officers; to provide for carrying concealed weapons by such persons; to provide for issuance of retiree identification to certain retired law enforcement officers; to provide for payment of concealed handgun permit fees; and to provide for related matters.

SENATE BILL NO. 332—

BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 11:1763(F)(2)(introductory paragraph), relative to the Municipal Employees' Retirement System; to provide with respect to interest earnings on Deferred Retirement Option Plan accounts; to provide for daily crediting to individual accounts; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 671—

BY SENATOR MARIONNEAUX

AN ACT

To enact Code of Civil Procedure Art. 372(F), relative to civil procedure; to require that an electronic copy of the transcript be provided to party requesting and paying for paper copy of transcript; and to provide for related matters.

SENATE BILL NO. 245—

BY SENATOR MICHOT

AN ACT

To enact R.S. 33:2738.85, relative to the sales and use tax of political subdivisions; to authorize certain parishes, and certain municipalities and districts within such parishes, to increase the rate of their sales tax if approved by the appropriate electorate; to provide that such tax authority shall not result in the limitation of prior tax authority; and to provide for related matters.

SENATE BILL NO. 286—

BY SENATORS FIELDS, MARIONNEAUX, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, N. GAUTREAU, HINES, HOLLIS, JACKSON, MICHOT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

AN ACT

To amend and reenact R.S. 49:149.23, relative to the Department of Social Services; to provide for the naming of the floor in the social services building on which the executive offices are located; and to provide for related matters.

SENATE BILL NO. 292—

BY SENATORS FONTENOT, HINES, MOUNT, BAJOIE, NEVERS AND CHEEK AND REPRESENTATIVES SALTER, DORSEY, ALARIO, DEWITT, HAMMETT, JEFFERSON, RICHMOND AND RITCHIE

AN ACT

To enact R.S. 30:2014.5, relative to environmental quality, to authorize the secretary of the Department of Environmental Quality to develop and implement an expedited permitting processing program; to provide for notice of expedited permit; and to provide for related matters.

SENATE BILL NO. 299—

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 22:1068(C)(a) and (g), relative to the reduction of premium taxes paid by insurers who make qualified Louisiana investments; to provide that funds may be deposited in a savings bank or trust company; to remove the requirement that insurers deposit funds in certain financial institutions domiciled in Louisiana in order to qualify for the reduction in premium tax; and to provide for related matters.

SENATE BILL NO. 393—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 39:1497, relative to the requirement of a cost-benefit analysis for the procurement of professional,

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personal, consulting, and social services; and to provide for related matters.

SENATE BILL NO. 411—
BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 18:495(A) and (B) and to enact R.S. 18:495(E), relative to actions objecting to candidacy; to provide for the authority of the district attorney and of the attorney general relative to such actions; to provide for the assessment of court costs, including attorney fees relative to certain such actions; and to provide for related matters.

SENATE BILL NO. 601—

BY SENATOR N. GAUTREUX AND REPRESENTATIVES BARROW, BAUDOIN, BAYLOR, GRAY, LAMBERT, RITCHIE AND WINSTON
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.

SENATE BILL NO. 614—

BY SENATOR BAJOE AND REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 46:2116, 2116.1(2), the introductory paragraph of 2116.1(3) and (3)(e) and (5), 2116.2(A) and (B)(1), (2), (3) and (4), the introductory paragraph of (C) and (C)(1), (2), and (3), and (D)(1) and (2), 2116.3(A), 2116.5(A) and (D), relative to the personal care assistants program; to provide for flexibility by Department of Social Services, office of rehabilitation services for the standards of eligibility; to provide for definitions for individuals determined to be in need of personal care assistants; provides for members to the advisory panel to develop criteria for prioritization; and to provide for related matters.

SENATE BILL NO. 663—

BY SENATOR N. GAUTREUX
AN ACT

To enact R.S. 25:214.4, relative to the Vermilion Parish Library Board of Control; to provide for membership and representation on the board; to provide for Senate confirmation; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 727—

BY SENATOR ELLINGTON AND REPRESENTATIVE WALSWORTH
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 provide for a self-insurance fund; to create the Northeast Delta Human Services Authority; to provide for 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 the transfer of employees; and to provide for related matters.

SENATE BILL NO. 742— (Substitute of Senate Bill No. 105 by Senator Marionneaux)

BY SENATORS MARIONNEAUX, DARDENNE, FIELDS, JONES, ULLO, HOLLIS, SCHEDLER AND BROOME
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 through

1300.253, 1300.255, 1300.261 through 1300.263, and to repeal Part XLII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.21 through 1300.28, and Part XLIV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.41 through 1300.48, relative to prohibiting and penalizing smoking in certain places; to provide relative to the preservation and improvement of the health, comfort, and environment of the people of the state by limiting exposure to tobacco smoke; to create the Louisiana Smokefree Air Act; to provide relative to purposes, definitions, restrictions, and exceptions; to prohibit certain activity and to provide penalties for violation; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 745— (Substitute of Senate Bill No. 516 by Senator Nevers)

BY SENATOR NEVERS
AN ACT

To amend and reenact R.S. 23:1195(A)(5), relative to group self-insurance funds for workers' compensation; to provide with respect to authorization, trade or professional association and initial financial requirements; to provide for the location of arrangements to pool liabilities to employees on account of personal injury and occupational disease arising out of or incurred during the course and scope of the employment relationship; and to provide for related matters.

SENATE BILL NO. 476—

BY SENATORS CAIN, ADLEY, BARHAM, BROOME, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREUX, N. GAUTREUX, JONES, KOSTELKA, LENTINI, MALONE, MICHOT, MOUNT, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVE BAUDOIN
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 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.

SENATE BILL NO. 753— (Substitute of Senate Bill No. 650 by Senator Cravins)

BY SENATOR CRAVINS
AN ACT

To enact R.S. 23:996, relative to employment of certain aliens; to prohibit the hiring of an alien who is not entitled to lawfully reside or work in the United States; to require the filing of an affidavit with a licensing agency; to provide with respect to an agency, department, board or commission of state or a parish agency to notify the attorney general or local district attorney when an employer who operates a business in the state knowingly employs an alien who is not lawfully entitled to reside or work in the United States; to provide for the attorney general or local district attorney to issue a cease and desist order; to provide for penalties; and to provide for related matters.

SENATE BILL NO. 754— (Substitute of Senate Bill No. 100 by Senator Cravins)

BY SENATOR CRAVINS
AN ACT

To enact Part II-H of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.41 through 2120.47, relative to adult day health care providers; to provide for purpose; to provide for definitions; to provide for licensure; to provide for rules, regulations, and licensing standards; to provide for license issuance, application, and onsite inspections; to provide for penalties; and to provide for related matters.

Respectfully submitted,
CHARLES D. JONES
Chairman

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

Leaves of Absence

The following leaves of absence were asked for and granted:

Michot 1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Monday, June 19, 2006, at 9:30 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:30 o'clock A.M. on Monday, June 19, 2006.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk

