

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

NINETEENTH DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Monday, June 4, 2007

The Senate was called to order at 3:00 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	Ellington	Michot
Adley	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Cassidy	Jones	Shepherd
Chaisson	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 37		

ABSENT

Amedee	Gautreaux B
Total - 2	

The President of the Senate announced there were 37 Senators present and a quorum.

Prayer

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

Reading of the Journal

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

Morning Hour

**Petitions, Memorials and
Communications**

The following petitions, memorials and communications were received and read:

**STATE SUPERINTENDENT OF EDUCATION
LOUISIANA STATE DEPARTMENT OF EDUCATION
Baton Rouge, Louisiana 70804**

May 31, 2007

The Honorable Don Hines, President
Louisiana State Senate
Post Office Box 44183
Baton Rouge, LA 70804

Dear Mr. President:

RE: Senate Confirmation of Appropriate Unclassified Personnel
Louisiana Department of Education

In accordance with mandates of the Louisiana Constitution and Title 36 of the Louisiana Revised Statutes, I am submitting the name of the individual below who was appointed to the following unclassified position in the Department of Education.

Assistant Superintendent for the Office of Student and School Performance
(Effective May 17, 2007)
Scott Norton, Ph.D.
1138 Havenwood Drive
Baton Rouge, LA 70815

I respectfully request Senate confirmation of this appointment.

Sincerely,
PAUL G. PASTOREK
State Superintendent of Education

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 4, 2007

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. 79—
BY SENATOR N. GAUTREAUX AND REPRESENTATIVE PINAC
A CONCURRENT RESOLUTION**

To commend Edmund L. Habetz for being named Outstanding Business Person of the Year for 2006-07 by the Crowley Chamber of Commerce.

Reported without amendments.

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

**Privilege Report of the
Legislative Bureau**

June 4, 2007

To the President and Members of the Senate:

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

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

**HOUSE BILL NO. 103—
BY REPRESENTATIVE GARY SMITH
AN ACT**

To enact R.S. 12:1607, relative to conversion of business organizations; to provide for recognition of converted entities by state boards and commissions; to provide for updated licenses;

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to provide for a cap on fees chargeable for an updated license; to provide for an effective date of updated licenses; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 126—

BY REPRESENTATIVES LAFONTA, ALARIO, ALEXANDER, BAUDOIN, BURRELL, K. CARTER, CAZAYOUX, CROWE, DAMICO, DANIEL, DARTEZ, ERDEY, FRITH, GRAY, ELCIE GUILLORY, HARRIS, HEATON, HEBERT, HONEY, HUNTER, HUTTER, JEFFERSON, JOHNS, KATZ, KENNARD, LABRUZZO, LAMBERT, LANCASTER, LORUSSO, MARCHAND, MCVEA, MORRELL, ODINET, PIERRE, PINAC, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, JANE SMITH, ST. GERMAIN, STRAIN, TRAHAN, TUCKER, WALKER, WHITE, AND WILLIAMS

AN ACT

To amend and reenact R.S. 51:579(A)(1)(c), (B)(2) and (3), and (D), relative to persons dealing with junk or scrap metal; to provide for proper identification of sellers of junk or scrap metal; to provide for increased penalties for noncompliance; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 126 by Representative LaFonta

AMENDMENT NO. 1

In Senate Committee Amendment No.11 proposed by the Senate Committee on Commerce and adopted by the Senate on May 31, 2007, on page 2, line 12, following "located," and before "if" insert "or"

AMENDMENT NO. 2

In Senate Committee Amendment No. 12 proposed by the Senate Committee on Commerce and adopted by the Senate on May 31, 2007, on page 2, line 15, following "page 2," change "after line 29" to "on line 29, delete the asterisks "*" * * and"

HOUSE BILL NO. 216—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 32:1254(C)(9), (E)(7), (F)(4), and (G)(4) and 1261(2)(f)(iii), relative to the Louisiana Motor Vehicle Commission; to provide for mandatory insurance coverage or liability protection for licensees of the commission; to provide for liability of purchasers with respect to vehicles in their custody pursuant to a conditional sale; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 269—

BY REPRESENTATIVES HUTTER AND GRAY

AN ACT

To enact R.S. 40:1300.143(3)(a)(xiii), relative to the Rural Hospital Preservation Act; to add certain hospitals to the definition of a rural hospital; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 284—

BY REPRESENTATIVES PINAC AND ARNOLD

AN ACT

To amend and reenact R.S. 9:3530(A)(1), relative to consumer credit; to change the origination fee on a consumer loan or revolving loan account; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 348—

BY REPRESENTATIVE DANIEL

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 381—

BY REPRESENTATIVES BOWLER AND K. CARTER

AN ACT

To amend and reenact R.S. 22:629(B) and 691(F), relative to insurance contracts; to provide an insurance contract may not limit the insured's right of action against the insurer to a period of less than two years; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 393—

BY REPRESENTATIVES WINSTON, ALARIO, ANDERS, ARNOLD, BALDONE, BARROW, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURRELL, K. CARTER, CROWE, CURTIS, DAMICO, DANIEL, DOERGE, DORSEY, DOWNS, DURAND, FAUCHEUX, FRITH, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HEATON, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KENNARD, KENNEY, KLECKLEY, LAFONTA, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, ODINET, PIERRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, GARY SMITH, JACK SMITH, JANE SMITH, THOMPSON, TOOMY, TRAHAN, WADDELL, AND WALKER

AN ACT

To amend and reenact R.S. 46:460.21(A)(1), (2), (3), (5)(introductory paragraph), and (6) and (B)(1) and to enact R.S. 46:460.21(B)(1.1) and (G) and Chapter 6 of Title V of the Louisiana Children's Code, to be comprised of Articles 571 through 575, and Part II of Code Title XIV of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:185.1 through 185.9, relative to the representation of indigent parents in child abuse and neglect cases; to provide for the establishment of the indigent parents' representation program; to provide for the powers and duties of the Indigent Defense Assistance Board or any successor to that board; to provide that the Indigent Defense Assistance Board or any successor to that board administer a program to provide representation for indigent parents in abuse and neglect cases; to provide for legislative findings; to provide for definitions; to provide for uniform standards and guidelines for the representation of indigent parents in certain cases; to provide for mandatory training for attorneys representing indigent parents in certain cases; to create the Louisiana Indigent Parent Representation Program Fund; to provide for administration of the fund; to prohibit the commingling of revenues in the fund; to provide for the adoption of rules; to provide for the effect to be given to provisions; to provide for reporting requirements of cases; to provide for auditing; to provide for the incremental implementation; to provide for a time period for implementation; to provide for the transfer and use of certain funds in child protection cases; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 393 by Representative Winston

AMENDMENT NO. 1

On page 13, line 13, at the beginning of the line insert "pursuant"

HOUSE BILL NO. 499—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 22:1078(B)(1), (4), and (8), to enact R.S. 22:1078(B)(25), and to repeal R.S. 22:1078(B)(5), relative to fees collected by the commissioner of insurance; to provide with respect to the fee for an initial certificate of authority for an insurer or rating organization; to provide relative to fees for certified copies of documents; to delete the fee for initial examination of insurance companies; to provide with respect to the fee for filing a charter, other documents, and amendments thereto; to provide for a fee for the issuance of a certificate of compliance; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 545—

BY REPRESENTATIVES RITCHIE AND PINAC
AN ACT

To amend and reenact R.S. 37:73(1)(a)(i) and (iv), 77(A) and (C)(3) and (4), 79(A)(introductory paragraph), (1), (2), (4), (7), (8), and (9) and (B)(introductory paragraph), 80(C), 81(A), (B), and (K)(1), and 94(A)(1), (2), and (3)(introductory paragraph), (a), and (c) and to enact R.S. 37:94(A)(3)(d), relative to the Louisiana Accountancy Act; to provide for a definition; to provide for firm permits for out-of-state firms; to provide for practice privileges for out-of-state practitioners; to provide for investigation of and enforcement of such provisions for out-of-state practitioners; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 557—

BY REPRESENTATIVE HONEY
AN ACT

To amend and reenact R.S. 51:579(A)(1)(introductory paragraph), (d), (e), and (f) and (B)(2) and (3) and to enact R.S. 51:579(A)(1)(g), relative to persons dealing in scrap metal and junk; to provide for photo identification of a seller of scrap metal; to provide for additional identification of material purchased by a scrap metal dealer; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 557 by Representative Honey

AMENDMENT NO. 1

In Senate Committee Amendment No. 8 proposed by the Senate Committee on Commerce and adopted by the Senate on May 31, 2007, on line 31, page 1, following "Subsection A" insert "of this Section"

AMENDMENT NO. 2

In Senate Committee Amendment No. 9 proposed by the Senate Committee on Commerce and adopted by the Senate on May 31, 2007, on line 2, page 2, after "located," and before "if in", insert "or"

AMENDMENT NO. 3

In Senate Committee Amendment No. 10 proposed by the Senate Committee on Commerce and adopted by the Senate on May 31, 2007, on line 5, page 2, after "On page 3," change "after line 15" to "between line 14 and line 15."

HOUSE BILL NO. 653—

BY REPRESENTATIVES BAYLOR, WALSWORTH, AND WHITE
AN ACT

To amend and reenact R.S. 37:583(B)(2), 585(A), and 586(A)(1) and to enact R.S. 37:586(A)(6), relative to cosmetologists; to provide for qualifications for certificates; to provide for an examination team; to provide for examination of applicants; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 711—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 45:162(10) and 169.1, relative to the Public Service Commission; to provide for the definition of motor carriers; to rededicate certain monies collected by the Public Service Commission to the Motor Carrier Regulation Fund; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 743—

BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 40:1730.42(2) and (6), 1730.44(C)(1), and 1730.45(A) and (B), relative to the Commercial Building Energy Conservation Code; to provide for the latest editions of the ANSI/ASHRAE/IESNA 90.1 and the International Energy Conservation Code with regards to the Commercial Building Energy Conservation Code; to provide for the scope of the code; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 910— (Substitute for House Bill No. 890 by Representative Barrow)

BY REPRESENTATIVE BARROW
AN ACT

To amend and reenact R.S. 22:681, relative to automobile insurance; to provide with respect to insurance coverage and financial responsibility protection for vehicles which are rented by individuals or companies licensed and engaged in the business of renting motor vehicles; to require mandatory minimum coverage on all such rental vehicles; to provide with respect to the rights and obligations of rental companies; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

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

Senate Resolutions on Second Reading

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

SENATE RESOLUTION NO. 64—

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

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Navy Lieutenant Adam A. Dyer upon his death during a training mission off the California coast.

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

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SENATE RESOLUTION NO. 65—

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

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Navy Ensign Van Andrew Wilson upon his death while in the service of his country.

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

SENATE RESOLUTION NO. 66—

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

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Coast Guardsman Jake Brian Harrison upon his death while in the active military service of his country.

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 31, 2007

To the Honorable President and Members of the Senate:

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

HOUSE BILL NO. 1—

BY REPRESENTATIVE ALARIO AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

HOUSE BILL NO. 2—

BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, AND DORSEY AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

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

House Bills and Joint Resolutions

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

HOUSE BILL NO. 1—

BY REPRESENTATIVE ALARIO AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

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

HOUSE BILL NO. 2—

BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, AND DORSEY AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 4, 2007

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. 166—

BY REPRESENTATIVE JANE SMITH A CONCURRENT RESOLUTION

To commend the Parkway High School golf team upon winning the 2007 Class 4A State Championship for the third consecutive year.

HOUSE CONCURRENT RESOLUTION NO. 168—

BY REPRESENTATIVES DORSEY, DANIEL, HUNTER, QUEZAIRE, GREENE, BARROW, BEARD, CRANE, HONEY, JACKSON, KENNARD, MCVEA, AND WHITE AND SENATORS BROOME, CASSIDY, FIELDS, FONTENOT, AND MARIONNEAUX A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect appropriate directional signage on the Interstate 110 downtown corridor in Baton Rouge indicating the location and exits for Baton Rouge's Public Market.

HOUSE CONCURRENT RESOLUTION NO. 169—

BY REPRESENTATIVE BRUCE A CONCURRENT RESOLUTION

To recognize Tuesday, June 5, 2007, as the sixth annual 4-H Day at the Louisiana State Capitol.

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. 166—
 BY REPRESENTATIVE JANE SMITH
 A CONCURRENT RESOLUTION

To commend the Parkway High School golf team upon winning the 2007 Class 4A State Championship for the third consecutive year.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Cravins	Quinn
Bajoie	Dupre	Romero
Barham	Ellington	Schedler
Boasso	Fields	Shepherd
Broome	Fontenot	Smith
Cain	Hollis	Theunissen
Chaisson	Jones	Ullo
Cheek	Lentini	
Total - 23		

NAYS

Total - 0

ABSENT

Adley	Heitmeier	Michot
Amedee	Jackson	Mount
Cassidy	Kostelka	Murray
Duplessis	Malone	Nevers
Gautreaux B	Marionneaux	
Gautreaux N	McPherson	
Total - 16		

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

HOUSE CONCURRENT RESOLUTION NO. 168—
 BY REPRESENTATIVES DORSEY, DANIEL, HUNTER, QUEZAIRE, GREENE, BARROW, BEARD, CRANE, HONEY, JACKSON, KENNARD, MCVEA, AND WHITE AND SENATORS BROOME, CASSIDY, FIELDS, FONTENOT, AND MARIONNEAUX

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to erect appropriate directional signage on the Interstate 110 downtown corridor in Baton Rouge indicating the location and exits for Baton Rouge's Public Market.

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

HOUSE CONCURRENT RESOLUTION NO. 169—
 BY REPRESENTATIVE BRUCE
 A CONCURRENT RESOLUTION

To recognize Tuesday, June 5, 2007, as the sixth annual 4-H Day at the Louisiana State Capitol.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Cravins	Quinn
Bajoie	Dupre	Romero
Barham	Ellington	Schedler
Boasso	Fields	Shepherd
Broome	Fontenot	Smith
Cain	Hollis	Theunissen
Chaisson	Jones	Ullo
Cheek	Lentini	
Total - 23		

NAYS

Total - 0

ABSENT

Adley	Heitmeier	Michot
Amedee	Jackson	Mount
Cassidy	Kostelka	Murray
Duplessis	Malone	Nevers
Gautreaux B	Marionneaux	
Gautreaux N	McPherson	
Total - 16		

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

Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of allowing the Committee on Revenue and Fiscal Affairs to continue meeting while the Senate is in session.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 73—
 BY REPRESENTATIVE ANSARDI
 AN ACT

To amend and reenact Title XVII of Book III of the Louisiana Civil Code, to be comprised of Civil Code Articles 3071 through 3083, relative to compromise; to provide for definitions; to provide for formal requirements; to provide for the effects of a compromise; to provide for the object of a compromise; to provide for the scope of a compromise; to provide for the interpretation of a compromise; to provide for renunciation of rights; to provide for after-acquired rights; to provide for tender and acceptance of a lesser sum; to provide for the preclusive effect of a compromise; to provide for the effect on a novation; to provide for the rescission of a compromise; to provide for prescription of rights affected by the compromise; and to provide for related matters.

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

HOUSE BILL NO. 203—
 BY REPRESENTATIVE ANSARDI
 AN ACT

To amend and reenact Code of Civil Procedure Articles 1424, 1425, 1460, 1461, and 1462 and R.S.13:3205 and to enact Code of Civil Procedure Article 1633.1, relative to discovery; to provide for the scope of discovery; to provide exceptions to disclosure; to provide remedies for inadvertent disclosure; to provide for discovery of experts; to provide for discovery of electronically stored information; to provide for live trial testimony by video;

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to provide for delivery of process by commercial carrier; and to provide for related matters.

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

HOUSE BILL NO. 486—
BY REPRESENTATIVES FANNIN, ANDERS, CHANDLER, FRITH, MCDONALD, MORRIS, AND TOWNSEND AND SENATOR SMITH
AN ACT

To amend and reenact R.S. 40:1730.22(A) and (B), 1730.23(A) and (B), 1730.24(B), 1730.28(A)(introductory paragraph) and (3), and 1730.34(C) and to enact R.S. 40:1730.28(C) and (D), relative to the state uniform construction code; to provide for membership of the code council; to provide for enforcement by plan review and inspection; to clarify an exemption for manufactured housing; to provide for agreements between homeowners and third-party providers; to provide for third-party provider qualifications; to provide for mandatory enforcement only with respect to new construction, reconstruction, extensive alterations, and additions to code-built homes; to provide for adoption of the 2006 International Residential Code with an amendment; to amend the energy part of the code; to provide for creation of a council web site and publishing of third-party providers; and to provide for related matters.

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

HOUSE BILL NO. 493—
BY REPRESENTATIVES BARROW, SCHNEIDER, GALLOT, GREENE, HEBERT, LANCASTER, MARCHAND, MONTGOMERY, SCALISE, ST. GERMAIN, AND WILLIAMS
AN ACT

To amend and reenact R.S. 42:1134(M) and (N) and 1170 and to enact R.S. 42:1134(O), relative to the Code of Governmental Ethics; to provide for certain education and training materials and requirements; to require certain public servants to receive education regarding certain laws under the jurisdiction of the Board of Ethics; to provide for the functions and duties of the Board of Ethics relative to such education and training; to require the Board of Ethics to publish certain information; to provide for the provision of certain education and training via the Internet; to provide for the availability of such education and training; to provide for the duties of state agencies relative to such education; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 677—
BY REPRESENTATIVES THOMPSON, ALARIO, DEWITT, FANNIN, KATZ, AND TOWNSEND AND SENATORS HINES AND SMITH
AN ACT

To amend and reenact R.S. 25:352(A) and (B)(2)(b), to enact Chapter 5-Q of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.141 through 380.146, and R.S. 36:744(K) and 801.21, and to repeal R.S. 25:342(B)(3)(c) and R.S. 36:209(W)(2), relative to the Louisiana Political Museum and Hall of Fame; to transfer the Louisiana Political Museum and Hall of Fame to the Department of State and to provide relative to such transfer; to create the governing board of the Louisiana Political Museum and Hall of Fame and to provide for its composition, powers, duties, responsibilities, meetings, employees, and officers; to provide for the adoption of rules and regulations and fees; to provide for receipt and use of funds and property and self-generated revenue; to provide relative to the authority of the secretary of state and the Department of State with respect to the museum; to provide relative to personnel and budgets of the museum; to provide relative to the director and secretary of the museum; and to provide for related matters.

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

HOUSE BILL NO. 698—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:110(B), 1275.1(A), 1275.11(A), 1275.14(B), 1275.15, 1275.19, 1275.20, 1355(6), and 1405(A) and to enact R.S. 18:1275.14(C), relative to elections involving federal offices; to provide relative to voter registration; to provide relative to participation in elections by unaffiliated voters in congressional elections; to provide relative to candidates qualifying in certain congressional first party primary, second party primary, and general elections; to provide relative to the nomination of candidates in congressional elections; to provide relative to qualifications for voters in congressional elections; to provide relative to requirements for voting machines used in certain congressional primary elections; to provide relative to objecting to candidacy; and to provide for related matters.

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

HOUSE BILL NO. 704—
BY REPRESENTATIVES PINAC AND KENNEY
AN ACT

To amend and reenact R.S. 40:1730.22(A) and (B), 1730.23(A) and (B), 1730.24(B), and 1730.28(A)(introductory paragraph) and (3) and to enact R.S. 40:1730.28(C), relative to the state uniform construction code; to provide for members of the Louisiana State Uniform Construction Code Council; to provide for enforcement by parishes and municipalities; to provide for an exception for manufactured housing; to provide for agreements with third-party providers; to provide for third-party provider qualifications; to provide for mandatory portions of the International Residential Code; to amend the energy part of the International Residential Code; to provide for adoption of the 2006 International Residential Code with an amendment; and to provide for related matters.

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

HOUSE BILL NO. 730—
BY REPRESENTATIVES JACKSON, CAZAYOUX, DURAND, GALLOT, ELBERT GUILLORY, HEBERT, LAFLEUR, MONTGOMERY, MORRELL, ROBIDEAUX, SCALISE, ST. GERMAIN, STRAIN, TOOMY, TRAHAN, WALSWORTH, AND WILLIAMS AND SENATOR MICHOT
AN ACT

To amend and reenact R.S.18:463(B) and R.S. 42:1114.1 and 1124(A) and to enact R.S. 42:1114.4, relative to financial disclosure; to require certain disclosures by members of the legislature; to require certain disclosures by candidates for the state legislature; to provide for the content of such disclosures; to require certain disclosures by statewide elected officials; to require certain disclosures by appointed officials; to require certain disclosures by members of the Louisiana Board of Ethics; to require certain disclosures by candidates for statewide elective office; to require all other elected officials to file certain disclosures; to provide for the content of such disclosures; to provide for the duties of the Board of Ethics relative to such disclosures; to provide for penalties; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 758—
BY REPRESENTATIVE MONTGOMERY
AN ACT

To enact R.S. 30:2055.2, relative to odor nuisances; to authorize certain municipal governing authorities to enact odor nuisance ordinances; to provide limitations; and to provide for related matters.

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

HOUSE BILL NO. 759—

BY REPRESENTATIVE DOWNS
AN ACT

To enact Chapter 17 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:5161, relative to political subdivisions; to authorize political subdivisions to establish post-employment benefits funds; to provide relative to the management and investment of such funds; to provide relative to existing funds; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

FINANCE

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

May 31, 2007

To the President and Members of the Senate:

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

SENATE BILL NO. 2—

BY SENATOR FONTENOT
A JOINT RESOLUTION

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

Reported favorably.

SENATE BILL NO. 96—

BY SENATOR AMEDEE AND REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 11:416(A)(2) and 441.1(G), relative to the Louisiana State Employees' Retirement System; to provide with respect to membership; to provide for reemployment of retirees; to provide for options upon such reemployment; to allow reemployment of certain persons who retired pursuant to early retirement provisions; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 98—

BY SENATORS SCHEDLER, BAJOIE, CHAISSON, CHEEK, N. GAUTREAU, JACKSON AND MCPHERSON
AN ACT

To enact Subpart N of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.42, relative to special funds; to create the New Opportunities Waiver Fund as a special fund in the state treasury; to provide for the dedication of certain revenues and for the deposit of and use of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 146—

BY SENATORS DUPRE, B. GAUTREAU, HOLLIS AND MICHOT AND REPRESENTATIVES BALDONE, DOVE, KENNARD, PITRE AND QUEZAIRE

AN ACT

To enact Subpart N of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.51, relative to the creation and establishment of the Windfall Highway, Infrastructure, and Protection Fund; to provide for the dedication of money in the fund to certain uses; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 270—

BY REPRESENTATIVES ALARIO AND THOMPSON
AN ACT

To amend and reenact R.S. 51:1286(C)(1) and to repeal R.S. 51:1286(C)(3), (5), and (6), relative to the Louisiana Tourism Promotion District; to remove the limitation on the amount of the proceeds of the sales and use tax levied by the district dedicated and pledged to specific purposes; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 774—

BY REPRESENTATIVE ALARIO
AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations for said agencies and purposes for 2006-2007 Fiscal Year; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
FRANCIS C. HEITMEIER
Chairman

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

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

SENATE BILL NO. 14—

BY SENATOR HINES AND REPRESENTATIVE SALTER
AN ACT

To amend and reenact R. S. 39:1401(C) and to enact R.S. 39:1401(D), relative to the State Bond Commission; to provide for rotation of the chairmanship of the commission; to establish an executive committee of the commission; to provide that the executive committee shall set the agenda for commission meetings; and to provide for related matters.

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

SENATE BILL NO. 33—

BY SENATORS B. GAUTREAU AND DUPRE
AN ACT

To amend and reenact R.S. 34:2203(B)(8), relative to the Terrebonne Port Commission; to provide for the powers, duties, and functions of the Terrebonne Port Commission; to provide relative to expropriation; to specify certain facilities not subject to expropriation by the commission; and to provide for related matters.

June 4, 2007

Reported favorably by the Committee on Transportation, Highways and Public Works. On motion of Senator Ellington, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 157—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 18:463(B)(1) and R.S. 42:1114(E) and to enact R.S. 42:1114 (D) and (F) and 1124(B)(8), relative to ethical standards; to provide for public servants; to provide for legislators; to provide for the governor; to provide for financial disclosure; to provide for notice of candidacy; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 157 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 3, after "(F)" insert ", 1114.1(E)"

AMENDMENT NO. 2

On page 2, line 9, after "(F)" insert ", 1114.1(E)"

AMENDMENT NO. 3

On page 2, line 12 after "candidate" delete ", each member of his immediate family"

AMENDMENT NO. 4

On page 2, line 22, delete "legislator," and after "candidate" delete ", " and insert "or" and after "elected official" delete "and each"

AMENDMENT NO. 5

On page 2, line 23 delete "member of his immediate family"

AMENDMENT NO. 6

On page 2, between lines 27 and 28, insert the following: "§1114.1. Financial disclosure; legislators

* * *

E. A legislator shall disclose their most recent federal and state income tax return."

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

SENATE BILL NO. 222—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 18:621, relative to a vacancy in the office of a judge; to provide relative to the calling of a special election by the governor; to provide relative to the date of such election; to provide certain terms, conditions, and procedures; to authorize certain action by the governor and legislature; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 222 by Senator Lentini

AMENDMENT NO. 1

On page 2, line 24 change "Subsections A" to "Subsection A"

AMENDMENT NO. 2

On page 2, delete lines 26 through 28 and insert

"(1) The governor shall issue a proclamation calling a special election to fill the vacancy thirty days after being notified of the vacancy."

AMENDMENT NO. 3

On page 3, delete lines 1 through 3 and insert **"the vacancy, the governor shall determine whether there is a need to immediately fill the vacancy"**

AMENDMENT NO. 4

On page 3, delete lines 11 through 15 and insert **"filling of the vacancy, and may additionally include within such concurrent resolution a request and recommendation that legislation should be enacted to eliminate the judgeship for a fixed period of time or permanently pursuant to Article V of the Louisiana Constitution. If the legislature is not in session it may adopt and make the same requests and recommendations to the governor by letter, if the contents of the letter have been approved through ballot by a majority of the elected members of each house. The letter shall be signed by the presiding officers of both houses, and delivered to the governor before expiration of the time period for issuance of the proclamation to fill the vacancy."**

AMENDMENT NO. 5

On page 3, line 16, delete "practical"

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

SENATE BILL NO. 243—

BY SENATOR NEVERS

AN ACT

To amend and reenact Section 2 of Act No. 504 of the 2005 Regular Session of the Legislature, and to repeal R.S. 47:287.759(C)(3), relative to tax credits; to change the termination date for tax credits to certain contractors and subcontractors who provide employee and dependent health insurance coverage; to repeal the limitation of such tax credits to three million dollars per year; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Original Senate Bill No. 243 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 3, delete "and to repeal R.S. 47:287.759(C)(3),"

AMENDMENT NO. 2

On page 1, line 5, after "coverage;" delete the remainder of the line and on line 6 delete "of such tax credits to three million dollars per year;"

AMENDMENT NO. 3

On page 1, line 12, change "2012" to "2010"

AMENDMENT NO. 4

On page 1, delete line 13

AMENDMENT NO. 5

On page 1, line 14, change "Section 3." to "Section 2."

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

SENATE BILL NO. 265—
BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 17:416(A)(2)(c), (B)(2) and (3)(b) and (d)(i), (C)(2), and R.S. 17:416.2(A) and (B), relative to student suspensions and expulsions; to provide for minimum expulsion periods for certain offenses; to provide relative to student participation in appropriate rehabilitation or counseling programs; to provide relative to student admission to regular and alternative education programs; to provide relative to local school board applications for waivers from certain requirements; and to provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Original Senate Bill No. 265 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 3, delete "and (B)" and insert "and to repeal R.S. 17:416.2(B)"

AMENDMENT NO. 2

On page 1, line 11, delete "and (B)"

AMENDMENT NO. 3

On page 2, line 4, after "setting" delete the remainder of the line, delete line 5 in its entirety, and insert a period "."

AMENDMENT NO. 4

On page 3, line 17, after "of" delete the remainder of the line, delete lines 18 through 24 in their entirety, and insert "**four complete school semesters** and"

AMENDMENT NO. 5

On page 3, at the beginning of line 25, delete "**following. The student**"

AMENDMENT NO. 6

On page 4, at the end of line 7, delete "**two**", delete lines 8 through 16 in their entirety, and insert "**four complete school semesters.**"

AMENDMENT NO. 7

On page 4, line 21, after "of" delete the remainder of the line, delete lines 22 through 28 in their entirety, and insert "**four complete school semesters** and"

AMENDMENT NO. 8

On page 4, at the beginning of line 29, delete "**following. The student**"

AMENDMENT NO. 9

On page 5, line 11, change "**one school semester as**" to "**two complete school semesters.**" and delete lines 12 through 19 in their entirety

AMENDMENT NO. 10

On page 5, line 24, after "of" delete the remainder of the line, delete lines 25 through 29 in their entirety, and insert "**four complete school semesters** and"

AMENDMENT NO. 11

On page 6, delete line 1 and at the beginning of line 2 delete "**following. The student**"

AMENDMENT NO. 12

On page 7, line 10, after "(1)" delete the remainder of the line, and on line 11 change "by Subsection B of this Section, any" to "**Any**"

AMENDMENT NO. 13

On page 7, delete lines 24 through 29 in their entirety

AMENDMENT NO. 14

On page 8, delete lines 1 through 5 in their entirety

AMENDMENT NO. 15

On page 8, after line 6, insert the following:

"Section 2. R.S. 17: 416.2(B) is hereby repealed."

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

SENATE BILL NO. 268—
BY SENATOR FIELDS

AN ACT

To amend and reenact the introductory paragraph of R.S. 18:110(B)(1), 401(B)(2)(a)(i), 493, 1275.1, 1275.11(A), (B) and (D), 1275.14(B), 1275.15, 1275.19, 1275.20, 1280.21(B) and 1405, relative to elections; to provide for first party primary elections; to provide for unaffiliated voters to participate in primary elections; to provide for the reopened qualifying period; to provide for candidates who qualify for a general election; to provide for nomination of candidates; to provide for qualified voters; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 268 by Senator Fields

AMENDMENT NO. 1

On page 1, lines 4 and 12 change "1405," to "1405(A)"

AMENDMENT NO. 2

On page 3, line 17 after "a copy of the" insert "**bylaws or**"

AMENDMENT NO. 3

On page 6, line 12 delete "**a notarized** notice" and insert "**a notice in writing sworn to and subscribed before a notary**"

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

SENATE BILL NO. 317—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:330.12(A), (D), and (E), and to enact R.S. 38:330.12(F), relative to the Orleans Levee District; to provide for the control of certain property of that district; to provide relative to certain facilities and improvements; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. On motion of Senator Ellington, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 320—

BY SENATOR JONES

AN ACT

To amend and reenact R.S. 18:104.1, 401.4(A) and (C), 1308(A)(2)(a) and 1308.3(A)(1), (2)(a) and (B) and to enact R.S. 18:101(G), 135(D), 401.5, 1306(E)(3), 1309.5, and 1309.6, relative to the election code; to provide for registration; to provide for application for registration; to provide for in-person registration and voting; to provide for early voting in an election conducted pursuant to an emergency plan; to allow registered voters of an affected area to vote during early voting in the offices of the registrars in certain parishes for certain elections; to provide relative to the manner of conducting the early voting in other parishes; to require the secretary of state to assist the

registrars of voters in conducting early voting; to provide for registration of voters; to provide for qualification of voters; to provide for close of registration; to provide for military emergency procedures; to provide for absentee by mail voting; to provide for early voting; to provide for absentee voting by mail by temporarily displaced persons; to provide for the application to such persons of certain provisions relative to absentee voting by mail by United States service members and persons residing outside the United States; to require an affidavit attesting to the voter's eligibility; to provide for the effectiveness of the provisions; to provide for write-in early ballot; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 320 by Senator Jones

AMENDMENT NO. 1

On page 1, line 2 delete "18:104.1, 401.4(A) and (C), 1308(A)(2)(a)" and insert "18:115(F)(2)(d)(i)"

AMENDMENT NO. 2

On page 1, line 3 delete "18:101(G), 135(D), 401.5, 1306(E)(3), 1309.5, and" and on line 4 delete "1309.6 " and insert "18:401.4"

AMENDMENT NO. 3

On page 1, line 4 after "code;" delete the remainder of the line

AMENDMENT NO. 4

On page 1, delete line 5 and insert "to"

AMENDMENT NO. 5

On page 1, line 10 after "voting;" delete the remainder of the line and delete lines 11 and 12 and insert "to provide for absentee"

AMENDMENT NO. 6

On page 2, line 1 delete "to provide for write-in early ballot;"

AMENDMENT NO. 7

On page 2, line 3 delete "18:104.1, 401.4(A) and (C), 1308(A)(2)(a)" and insert "18:115(F)(2)(d)(i)"

AMENDMENT NO. 8

On page 2, line 4 delete "18:101(G), 135(D), 401.5, 1306(E)(3)," and on line 5 delete "1309.5 and 1309.6 are" and insert "18:401.4 is"

AMENDMENT NO. 9

On page 2, delete lines 6 through 29

AMENDMENT NO. 10

On page 3, delete lines 1 through 29, and on page 4, delete lines 1 through 29, and on page 5, delete lines 1 through 20 and insert the following:

"§115. Registration by mail
* * *
F.
* * *
(2) The provisions of Paragraph (1) of this Subsection shall not apply in the case of the following:
* * *

(d)(i) The Legislature of Louisiana recognizes that due to a recent common disaster and state of emergency in the state, an unprecedented number of persons have been temporarily displaced from their parishes of residence for an indefinite period of time. Because the right to vote is a right that is essential to the effective operation of a democratic government, the legislature finds that the state has a compelling interest in securing the right to vote for any person temporarily displaced by a disaster or emergency who may experience greater difficulty exercising his right due to his displaced

status. The legislature, therefore, enacts this Subparagraph, which shall apply to any person temporarily displaced from his parish of residence by a gubernatorially declared state of emergency who registered to vote by mail on or after October 5, 2004, but prior to September 25, 2005, when he submits with the application to vote by mail an affidavit attesting that he is temporarily displaced from his parish of residence due to a state of emergency which has been declared by the governor, that he is eligible to vote in his parish of residence, and that he expects to be out of his parish of registration during early voting and on election day. He shall sign such affidavit before a notary public or two witnesses. If signed before two witnesses, the witnesses shall also sign the affidavit and such affidavit shall be made under penalty of perjury for providing false or fraudulent information. The provisions of this Subparagraph shall be effective until July 16, 2006. June 15, 2008.

§401.4. Early Voting in other parishes

A. For an election in an affected area for which the secretary of state has submitted an emergency plan to the legislature pursuant to R.S. 18:401.3(C), and such plan has been approved by the legislature pursuant to R.S. 18:401.3(D), any registered voter of the affected area may vote during the early voting period for such election at any office of the registrar in any parish that has a population of one hundred thousand or more according to the most recent federal decennial census.

B. The registrars of voters shall conduct the early voting authorized by this Section in the same manner as provided in R.S. 18:1309(A). The secretary of state shall assist each registrar of voters, as necessary, in the preparation for and conduct of early voting authorized by this Section. Any expenses associated with compliance with the provisions of this Section shall be borne by any local or municipal entity for which a local or municipal candidate or a local bond, debt, or tax proposition or other question appears on the ballot for such election. Prior to the beginning of early voting pursuant to this Section, the secretary of state shall contact the appropriate election official in each jurisdiction where potential displaced registered voters are currently located to the best of his knowledge, to verify that each such registered voter has not registered to vote in that jurisdiction or, if such jurisdiction has a statewide voter registration database, in that state. If the secretary of state finds that a displaced registered voter has registered in that jurisdiction or state, the registered voter shall not be permitted to vote early pursuant to this Section and the secretary of state shall instruct the appropriate registrar of voters to proceed in accordance with the applicable provisions of Part V of this Chapter.

C. The provisions of this Section shall be effective until June 15, 2008.

* * *

AMENDMENT NO. 11

On page 6, delete lines 23 through 29, and on page 7, delete lines 1 through 29, and on page 8, delete lines 1 through 23

AMENDMENT NO. 12

On page 8, line 24 change "Section 4." to "Section 2."

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

House Bills and Joint Resolutions on Second Reading Reported by Committees

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

HOUSE BILL NO. 62—

BY REPRESENTATIVE CROWE

AN ACT

To authorize and provide for the transfer of certain state properties in St. Tammany Parish from the division of administration to the city of Slidell.

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

HOUSE BILL NO. 114—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact Section 3 of Act No. 222 of the 2005 Regular Session of the Legislature of Louisiana, relative to the transfer of certain state property in Jefferson Parish; to extend the termination date of the Act; and to provide for related matters.

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

HOUSE BILL NO. 198—

BY REPRESENTATIVE MCVEA

AN ACT

To provide relative to the selection of a contractor for the restoration of the East Feliciana Parish courthouse; to require the parish to use the state's list of contractors who are prequalified for historic preservation projects; and to provide for related matters.

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

HOUSE BILL NO. 199—

BY REPRESENTATIVES CAZAYOUX AND BARROW

AN ACT

To enact R.S. 25:221.1, relative to the West Baton Rouge Parish Library; to prohibit the West Baton Rouge Parish Library Board of Control from spending the principal of the Judge Paul B. Landry, Jr. Memorial Fund; to authorize the board to spend the investment earnings of the fund; and to provide for related matters.

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

HOUSE BILL NO. 211—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To enact R.S. 47:1923(D), relative to tax assessors; to provide for the payment of certain insurance premiums for certain retired assessors and assessor's employees; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 221—

BY REPRESENTATIVE MORRELL

AN ACT

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

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Engrossed House Bill No. 221 by Representative Morrell

AMENDMENT NO. 1

On page 2, line 16, after "exceed" change "~~two~~" to "two"

AMENDMENT NO. 2

On page 2, line 16, after "~~two~~" delete "three"

AMENDMENT NO. 3

On page 2, at the beginning of line 17 delete "2007" and insert in lieu thereof "2008"

On motion of Senator Barham the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 292—

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(26), relative to St. Landry Parish; to increase the maximum rate of the hotel occupancy tax authorized to be levied by the St. Landry Parish Tourist Commission; and to provide for related matters.

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

HOUSE BILL NO. 302—

BY REPRESENTATIVES QUEZAIRE AND MARTINY

AN ACT

To amend and reenact R.S. 38:241(F)(2) and 244(B), to enact R.S. 49:214.12(A)(1)(s) and (t), and to repeal R.S. 36:509(E)(1) and R.S. 38:242(3) and 243, relative to hurricane flood protection; to abolish the Hurricane Flood Protection Advisory Commission within the Department of Transportation and Development; to increase the membership of the Governor's Advisory Commission on Coastal Protection, Restoration and Conservation; and to provide for related matters.

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

HOUSE BILL NO. 315—

BY REPRESENTATIVE LAFLEUR

AN ACT

To enact R.S. 47:463.135, relative to motor vehicle prestige license plates; to provide relative to the creation and issuance of the "Chez nous autres" prestige license plate; to provide relative to the design of the plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 315 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:463.135" delete the comma "," and insert "and 490.19,"

AMENDMENT NO. 2

On page 1, line 3, after "autres"" delete the remainder of the line and insert "and U.S. Army Airborne prestige license plates;"

AMENDMENT NO. 3

On page 1, line 4, change "the plate" to "such plates"

AMENDMENT NO. 4

On page 1, line 7, delete "is" and insert "and 490.19 are"

AMENDMENT NO. 5

On page 1, line 8, after "license" change "plate" to "plates" and at the end of the line after "autres" delete "plate"

AMENDMENT NO. 6

On page 1, line 17, after "iris" change "in the center" to "on the right"

AMENDMENT NO. 7

On page 2, after line 6, insert the following:

§490.19. Special prestige license plates; U.S. Army Airborne
A. The secretary of the Department of Public Safety and Corrections shall establish a special prestige motor vehicle license plate to be known as the U.S. Army Airborne plate, provided there is a minimum of one thousand applicants for such plate. The license plates shall be restricted to use on passenger cars, pickup trucks, recreational vehicles, and vans.

B. The secretary shall design the plates, which shall bear the parachute symbol as displayed on the U.S. Airborne insignia and the words "U.S. Army Airborne".

C. The military honor license plates shall be issued in the same manner as other motor vehicle license plates. The prestige license plate shall be issued, upon application, to any citizen of Louisiana who has satisfactorily completed the prescribed proficiency tests while assigned or attached to an airborne unit or the Airborne Department of the U.S. Army Infantry School or who has participated in at least one combat parachute jump.

D. The secretary shall adopt rules and regulations as are necessary to implement the provisions of this Section."

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

HOUSE BILL NO. 316—

BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 34:208(A) and (B), relative to the Lake Charles Harbor and Terminal District; to provide relative to procurement of materials and supplies by the district; and to provide for related matters.

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

HOUSE BILL NO. 339—

BY REPRESENTATIVES QUEZAIRES AND WILLIAMS
AN ACT

To amend and reenact R.S. 48:285 and to enact R.S. 48:292.1, relative to the employment of consultants by the Department of Transportation and Development; to provide for a Small Engineering Consultant Program within the Department of Transportation and Development; to provide for prequalification requirements of consultants participating in the program; to provide for selection of prequalified consultants; to provide with respect to consultants being disqualified from participation in said program; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 345—

BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 23:1541(4) and to enact R.S. 23:1531.1, relative to unemployment insurance; to authorize the secretary of the Department of Labor to require electronic filings of contribution and wage reports under certain circumstances; to provide that the electronic filing requirement be implemented through administrative rule; to provide for waiver; to provide relative to employer notification of contribution rates; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Engrossed House Bill No. 345 by Representative Badon

AMENDMENT NO. 1

On page 2, line 18, after "determined" change "for any" to "for any"

AMENDMENT NO. 2

On page 2, line 18, delete "from the previous" and in lieu thereof insert "relevant"

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

HOUSE BILL NO. 398—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 32:365(A)(2)(d), relative to motor vehicles; to provide relative to the use of visual display technology in motor vehicles; and to provide for related matters.

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

HOUSE BILL NO. 406—

BY REPRESENTATIVE FRITH
AN ACT

To enact Chapter 27-H of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9039.121 through 9039.125, relative to the Abbeville Film and Visitors Commission District; to create and provide with respect to such district, including provisions for the district and its governing board and their powers, duties, functions, and responsibilities; to provide relative to employees, funding, and cooperation with state agencies; and to provide for related matters.

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

HOUSE BILL NO. 407—

BY REPRESENTATIVES K. CARTER, DOWNS, GRAY, JACKSON, AND MCDONALD
AN ACT

To amend and reenact Section 3 of Act No. 527 of the 2003 Regular Session of the Legislature and Section 2 of Act No. 363 of the 2004 Regular Session of the Legislature, relative to increased fees for issuance and renewal of drivers' licenses; to extend the sunset date of a fee used to fund litter reduction efforts; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 413—

BY REPRESENTATIVES TUCKER AND ARNOLD
AN ACT

To amend and reenact R.S. 38:330.1(C)(1)(introductory paragraph) and (b) and (L) and 330.8 and to repeal R.S. 38:330.1(F)(5), relative to the Southeast Louisiana Flood Protection Authority-West Bank; to provide for management of the affairs of the authority; to provide relative to residency requirements for members of the authority; to provide relative to involvement of certain members in decisions of the board; to provide relative to compensation of members; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 413 by Representative Tucker

AMENDMENT NO. 1

On page 4, delete lines 16 and 17, and insert: "levee, flood control, or other projects on the West Bank of Orleans Parish which were funded by the debt of the Orleans Levee District existing as of January 1, 2007."

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

HOUSE BILL NO. 424—

BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 17:66(A)(2) and (C), relative to the Central Community School System; to provide relative to the geographic boundaries of the school system; to provide relative to when school board members take office; and to provide for related matters.

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

HOUSE BILL NO. 434—

BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact R.S. 48:105.1, relative to transportation training and education; to create a special fund in the state treasury; to provide for fees; to provide for deposit of fees; to provide for uses and disposition of fund monies; and to provide for related matters.

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

HOUSE BILL NO. 467—

BY REPRESENTATIVE TOWNSEND AND SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 47:1907(A)(1), relative to assessors; to increase the compensation schedule for assessors; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 477—

BY REPRESENTATIVE TRICHE AND SENATOR CHAISSON
AN ACT

To amend and reenact R.S. 25:341(D)(7) and (E) and to enact R.S. 25:341(D)(8), relative to the membership of the Board of Directors of the Louisiana State Museum; to provide for

appointment of an additional member from a panel provided by the Friends of the Edward Douglass White Historic Site; to provide for the terms of board members; and to provide for related matters.

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

HOUSE BILL NO. 490—

BY REPRESENTATIVE GRAY
AN ACT

To enact R.S. 33:9091.11, relative to the Hurstville Security and Neighborhood Improvement District in Orleans Parish; to create and provide relative to such district, including provisions for the district and its board of commissioners and their powers, duties, functions, and responsibilities; to provide for the imposition and collection of a parcel fee and for the use thereof; to provide relative to liability of board members and officers; and to provide for related matters.

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

HOUSE BILL NO. 491—

BY REPRESENTATIVE BARROW
AN ACT

To enact R.S. 33:2740.67, relative to economic development in East Baton Rouge Parish; to create and provide for the Greenwell Springs-Airline Economic Development District within such parish; to provide for the governance, powers, duties, and plans of the district; and to provide for related matters.

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

HOUSE BILL NO. 507—

BY REPRESENTATIVES LABRUZZO, DOVE, ERDEY, M. POWELL, ST. GERMAIN, AND TUCKER
AN ACT

To amend and reenact R.S. 33:1975(A), relative to exemptions from tolls on bridges and ferries; to provide for the exemption from tolls for firemen; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 507 by Representative LaBruzzo

AMENDMENT NO. 1

On page 1, line 15, after "Section." insert: "However, firemen may have free and unhampered passage if they have a toll tag decal affixed to their windshield."

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

HOUSE BILL NO. 526—

BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 33:4709.1(A) and (B) and to enact R.S. 33:4709.1(J), relative to the town of Vidalia; to provide that the Vidalia Riverfront Development District shall be a political subdivision of the state; to provide for district purposes and the powers and duties of the district and its governing authority; to authorize the district, through its governing authority, to levy a

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hotel occupancy tax; to provide for the use of the avails of the tax and to otherwise provide with respect to such tax; and to provide for related matters.

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

HOUSE BILL NO. 582—
BY REPRESENTATIVE WINSTON
AN ACT

To authorize the Board of Supervisors of Louisiana State University to transfer certain buildings, structures, and facilities to St. Tammany Parish; and to provide for related matters.

Reported with amendments by the Committee on Natural Resources.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 582 by Representative Winston

AMENDMENT NO. 1
On page 1, line 8, after "facilities" insert ", excluding mineral rights,"

AMENDMENT NO. 2
On page 2, line 7, after "facilities" insert ", excluding mineral rights,"

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

HOUSE BILL NO. 595—
BY REPRESENTATIVES TRAHAN, ALEXANDER, BADON, CHANDLER, CRANE, CROWE, DOWNS, FANNIN, ELBERT GUILLORY, KENNEY, T. POWELL, AND RITCHIE
AN ACT

To amend and reenact R.S. 17:24.10(A) and (I)(3), to provide relative to a program for early childhood development and enrichment activity classes; to designate a program name; and to provide for related matters.

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

HOUSE BILL NO. 628—
BY REPRESENTATIVE K. CARTER AND SENATOR DUPLESSIS
AN ACT

To amend and reenact R.S. 38:281(9), 291(K)(1), 330.12(A), and 336(A) and to enact R.S. 38:281(10), relative to the Orleans Levee District; to clarify and provide for the ownership and management of certain property of the district; to provide relative to the disposition of the proceeds of any sale or alienation of such property; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 628 by Representative K. Carter

AMENDMENT NO. 1
On page 1, line 4, after "district;" delete the remainder of the line and delete line 5 and insert "to provide"

AMENDMENT NO. 2
On page 2, line 13, after "A." delete "(1)"

AMENDMENT NO. 3
On page 2, delete lines 28 and 29, and on page 3, delete lines 1 and 2

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

HOUSE BILL NO. 651—
BY REPRESENTATIVES CURTIS AND HUNTER
AN ACT

To amend and reenact R.S. 23:1378(A)(1), (2), (3)(a)(introductory paragraph) and (b) (introductory paragraph), (6), and (7), relative to worker's compensation; to provide for the determination of the liability of the Second Injury Fund; and to provide for related matters.

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

HOUSE BILL NO. 766—
BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 32:409.1(A)(2)(d)(x)(ff) and to enact R.S. 32:409.1(A)(9), relative to driver's licenses; to change the eligibility of citizens of other countries for a driver's license; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 766 by Representative Fannin

AMENDMENT NO. 1
On page 1, line 2, delete "and to enact R.S. 32:409.1(A)(9)"

AMENDMENT NO. 2
On page 1, line 4, after "license;" insert "to provide for the eligibility of such persons who are employed in the agricultural industry;"

AMENDMENT NO. 3
On page 1, line 6, after "reenacted" delete the remainder of the line and delete line 7 in its entirety and insert "to read as follows:"

AMENDMENT NO. 4
On page 2, line 6, after "least" delete the remainder of the line and insert "one hundred eighty calendar"

AMENDMENT NO. 5
On page 2, line 7, after "days" insert "; except, however, such passports and immigration documents of applicants who are employed in the agricultural industry must permit the applicant to maintain a legal presence in the United States for at least sixty calendar days"

AMENDMENT NO. 6
On page 2, delete lines 9 through 12

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

HOUSE BILL NO. 771—BY REPRESENTATIVE JEFFERSON
AN ACT

To amend and reenact R.S. 33:9091.9(F)(2)(b) and (c), relative to the Twinbrook Security District; to provide relative to the parcel fee imposed within the district; to provide relative to the definition of "parcel" with respect to condominiums; to provide relative to the payment of the parcel fee; and to provide for related matters.

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

HOUSE BILL NO. 778—BY REPRESENTATIVE PITRE
AN ACT

To amend and reenact R.S. 47:820.5.2(B)(3) and (4), (C), (E), and (F)(1) and (2) and to enact R.S. 47:820.5.4, relative to the imposition and collection of tolls; to assess and provide for collection of tolls on trailers on the Crescent City Connection; to authorize the Louisiana Transportation Authority to impose and collect tolls on the LA 1 Project; to provide for definitions; to provide enforcement procedures and methods; to provide for liable persons; to provide for hearings and appeals; to provide for use of certain evidence; to provide for methods of collection; to provide for administrative fees and late charges; to provide for the deposit of tolls and fees collected; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. The bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 779—BY REPRESENTATIVE ELCIE GUILLORY
AN ACT

To amend and reenact R.S. 23:1651 and R.S. 36:308(B) and (C), relative to the office of regulatory services; to provide for a name change of the office of regulatory services to the office of unemployment insurance; to transfer certain functions of the office of regulatory services to the office of workforce development; and to provide for related matters.

Reported with amendments by the Committee on Labor and Industrial Relations.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Engrossed House Bill No. 779 by Representative Elcie Guillory

AMENDMENT NO. 1

On page 1, line 4, between "insurance" and the semi-colon "(:);", insert "administration"

AMENDMENT NO. 2

On page 1, line 9, between "insurance" and the semi-colon "(:);", insert "administration"

AMENDMENT NO. 3

On page 1, line 10, between "insurance" and the comma "(,)", insert "administration"

AMENDMENT NO. 4

On page 2, line 7, after "insurance" and before "shall", insert "administration"

AMENDMENT NO. 5

On page 2, line 17, after "insurance" and before "in", insert "administration"

On motion of Senator Barham, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the

Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 832—BY REPRESENTATIVE HUNTER
AN ACT

To amend and reenact R.S. 23:1514 and 1553(B)(6), (7), (8), (9), (10), and (11), to enact R.S. 23:1553(G), and to repeal R.S. 23:1553(B)(12), relative to the Incumbent Worker Training Program; to change the name of the Workforce Development Training Account to the Incumbent Worker Training Account; to provide for the funding of the Incumbent Worker Training Program; to provide for training for those employers who incur a state unemployment insurance tax liability; to provide for the types of training; to establish criteria eligibility; to provide for the administration of the program; to provide for the amount of credit based upon the applied trust fund balance; to provide for certain definitions; to provide for reauthorization of the program; and to provide for related matters.

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

HOUSE BILL NO. 853—BY REPRESENTATIVE HONEY
AN ACT

To amend and reenact R.S. 32:80(A)(2), relative to overtaking and passing school buses; to provide for notification of violation; to modify the notification procedure; and to provide for related matters.

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

HOUSE BILL NO. 897—BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 32:414.2(A)(1)(a) and (b)(ii), (2), (4), (6), and (9)(a) and (D) and to repeal R.S. 32:414.2(E), relative to commercial driver's licenses; to require disqualification of commercial driving privileges for certain offenses; to provide with respect to suspension and revocation of driving privileges under commercial driver's licenses; and to provide for related matters.

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

Reconsideration

On motion of Senator Nevers, pursuant to the previous notice given, the vote by which the following bill failed to pass on Thursday, May 31, 2007, was reconsidered.

SENATE BILL NO. 93—BY SENATOR NEVERS
AN ACT

To amend and reenact R.S. 22:215.5(A) and to enact R.S. 22:215.5(C) and (D), relative to health insurance; to provide for health insurance coverage for mental illness; to require coverage for treatment for drugs and alcoholism under the same coverages and terms as those which are provided for the treatment of other illnesses; to exempt certain individual and limited benefit policies from mandated coverage; 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.

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Special Order of the Day

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was taken up and acted upon as follows:

SENATE BILL NO. 242—

BY SENATORS BOASSO, BAJOEI, BARHAM, BROOME, DUPLESSIS, N. GAUTREAU, HOLLIS, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MURRAY, NEVERS, QUINN, ROMERO, SHEPHERD, SCHEDLER AND ULLO

AN ACT

To enact R.S. 47:6026, relative to income tax credits; to provide for a refundable credit against state income taxes to certain taxpayers in the amount of the difference between the current property and casualty insurance premium and the 2005 property and casualty insurance premium; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 242 by Senator Boasso

AMENDMENT NO. 1

On page 3, line 2, following "qualifying" and before "insurance" delete "1"

AMENDMENT NO. 2

On page 3, line 9, at the end of the line change "2016" to "2017"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Boasso sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boasso to Engrossed Senate Bill No. 242 by Senator Boasso

AMENDMENT NO. 1

On page 1, line 4, change "the 2005" to "their pre-Katrina"

AMENDMENT NO. 2

On page 1, line 13, change "for 2005" to "paid prior to Hurricane Katrina in 2005"

AMENDMENT NO. 3

On page 1, line 15, change "one hundred percent" to "seventy-eight percent"

AMENDMENT NO. 4

On page 1, line 17, change "in 2005" to "prior to Hurricane Katrina in 2005"

AMENDMENT NO. 5

On page 2, line 2, change "ninety percent" to "forty-eight and one-half percent"

AMENDMENT NO. 6

On page 2, line 4, change "in 2005" to "prior to Hurricane Katrina in 2005"

AMENDMENT NO. 7

On page 2, delete lines 5 through 29, and on page 3, delete lines 1 through 9, and insert:

"B. There shall be no credit allowed under this Section for all taxable periods beginning on or after January 1, 2009."

AMENDMENT NO. 8

On page 3, delete lines 13 and 14, and insert:

"(2) "Qualifying insurance premium" means all insurance premiums paid for an insurance policy which covers any type of immovable property if the property has not been constructed, reconstructed, repaired, or otherwise modified in a manner which materially increases the value of the property because of such construction, reconstruction, repair, or modification. If the value of such property has been materially increased because of construction, reconstruction, repair, or modification, then "qualifying insurance premium" means the amount of insurance premiums that would have been paid by the person if there had been no construction, reconstruction, repair, or modification as determined by the insurer according to rules and regulations promulgated by the commissioner of insurance, in consultation with the Department of Revenue, in accordance with the Administrative Procedure Act.

(3) "Qualifying insurance premium paid prior to Hurricane Katrina in 2005" means the amount of money paid as annual insurance premiums on policies insuring immovable property prior to Hurricane Katrina's landfall, or amounts paid to an escrow agent or other third party for such premiums. If only a portion of annual premiums were paid prior to Hurricane Katrina's landfall, then the monthly amount shall be annualized on a twelve-month basis."

On motion of Senator Boasso, the amendments were adopted.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 242 by Senator Boasso

AMENDMENT NO. 1

On page 1, line 2, between "enact" and "R.S. 47:6026" insert the following: "R.S. 39:1503.1 and"

AMENDMENT NO. 2

On page 1, line 5, between "premium;" and "to provide" insert the following: "to limit the tax credit to insurance policies issued by qualified insurers; to provide selection of qualified insurers;"

AMENDMENT NO. 3

On page 1, between lines 7 and 8, insert the following:

"Section 1. R.S. 39:1503.1 is hereby enacted to read as follows: §1503.1. Insurance covering immovable property; eligibility for tax credit on premiums paid to qualified insurers; selection of qualified insurers; request for proposals

A. The commissioner of the Department of Insurance shall execute a contract with an insurer, pursuant to the provisions of this Section, in which the insurer agrees to provide insurance coverage on immovable property located in this state for a term of three years for a premium which qualifies the insured for the tax credit contained in R.S. 47:6026. The insurer selected pursuant to this Section shall be deemed the only qualified insurer for purposes of the insurance tax credit authorized in R.S. 47:6026 and shall be the sole provider of insurance on immovable property for which an insured can claim the tax credit provided in R.S. 47:6026.

B. No contract shall be executed by the commissioner of insurance under the provisions of this Section unless the contract is awarded to the insurer pursuant to a request for proposals developed by the commissioner of insurance and the commissioner of administration.

C. Once developed by the commissioner of insurance and the commissioner of administration, the request for proposals shall be submitted for approval by a majority vote of the membership of each of the following committees: the Senate Committee on Revenue and Fiscal Affairs; the House Committee on Way and Means; the Senate Committee on Commerce, Consumer

Protection, and International Affairs; and the House Committee on Commerce. Each legislative committee, by majority vote of the committee members, may amend, alter, revise, reject, or approve the request for proposals prior to its distribution.

D.(1) Once approved, adequate public notice of the request for proposals shall be given by advertising in the official journal of the state and in one or more newspapers of general circulation in the state at least once. The advertisement shall appear at least thirty days before the last day that proposals will be accepted. When available, advertisements shall be placed in those national insurance journals and publications serving insurers who write policies covering immovable property. In addition, written notice shall be provided to persons, firms, or corporations who are known to be in a position to furnish such insurance coverage, at least thirty days before the last day that proposals will be accepted.

(2) The request for proposals shall be advertised by the commissioner of administration through a centralized electronic interactive environment administered by the division of administration as provided in this Section. The advertisement or written notice required by this Section shall contain the name and address of the commissioner of administration and the commissioner of insurance and shall establish the specific date, time, and place by which the request for proposals must be received by the commissioner of administration.

(3)(a) The request for proposals shall indicate the relative importance of price and other evaluation factors, shall clearly define the tasks to be performed and insurance coverage to be provided under the contract, the criteria to be used in evaluating the proposals, and that the term of any contract executed pursuant to the request for proposals is three years.

(b) The request for proposals shall include the following items or options as determined by the commissioner of administration and the commissioner of insurance:

(i) Policies providing coverage for all lines of insurance applicable to immovable property or for a single line of insurance as may be determined by the commissioner of administration and the commissioner of insurance.

(ii) Policies providing coverage which is limited to homeowners insurance on residential property.

(iii) Policies for any combination of single or multi-line coverage as may be determined by the commissioner of administration and the commissioner of insurance to be the most cost effective and beneficial to the potential policyholders of the state.

(4) Award shall be made to the responsible insurer whose proposal is determined in writing by the commissioner of insurance and the commissioner of administration to be the most advantageous to the state, taking into consideration price and the evaluation factors set forth in the request for proposals.

(5) Written or oral discussions shall be conducted with all responsible insurers who submit proposals determined in writing to be reasonably susceptible of being selected for award. Discussions shall not disclose any information derived from proposals submitted by competing insurers.

E. Notwithstanding the provisions of this Chapter, all relevant federal statutes and regulations shall be followed by the commissioner of administration and the commissioner of insurance in procuring insurance coverage under this Section. The burden of complying with these federal statutes and regulations shall rest with the commissioner of administration and the commissioner of insurance and shall be documented in the contract record submitted to the office of contractual review.

F. The request for proposals authorized in this Section shall be developed and ready for advertisement as provided in this Section no later than December 31, 2007."

AMENDMENT NO. 4

In Senate Floor Amendment No. 8, proposed by Senator Boasso and adopted by the Senate on June 4, 2007, on page 1, line 23, between "modification" and the period "." insert the following "provided the policy is issued by a qualified insurer authorized under the provisions of R.S. 39:1503.1"

AMENDMENT NO. 5

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

AMENDMENT NO. 6

On page 3, line 29, change "2007." to "2008."

Senator Adley moved adoption of the amendments.

Senator Boasso objected.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Cravins	Smith
Barham	Heitmeier	Theunissen
Cassidy	Jackson	Ullo
Chaisson	Mount	
Cheek	Nevers	
Total - 13		

NAYS

Mr President	Gautreaux N	Michot
Bajoie	Hollis	Murray
Boasso	Jones	Quinn
Broome	Kostelka	Romero
Duplessis	Lentini	Schedler
Dupre	Malone	Shepherd
Ellington	Marionneaux	
Fontenot	McPherson	
Total - 22		

ABSENT

Amedee	Fields
Cain	Gautreaux B
Total - 4	

The Chair declared the amendments were rejected.

Floor Amendments Sent Up

Senator Boasso sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boasso to Engrossed Senate Bill No. 242 by Senator Boasso

AMENDMENT NO. 1

In Senate Floor Amendments proposed by Senator Boasso (1940) and adopted by the Senate on June 4, 2007, in Amendment No. 8, on page 1, at the end of line 30, insert: ""Qualifying insurance premium" shall not include premiums paid by any company issuing insurance policies."

On motion of Senator Boasso, the amendments were adopted.

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

YEAS

Bajoie	Fields	Mount
Barham	Fontenot	Murray
Boasso	Gautreaux N	Nevers
Broome	Hollis	Quinn
Cain	Jackson	Romero
Cassidy	Jones	Schedler
Chaisson	Kostelka	Shepherd
Cheek	Lentini	Smith
Cravins	Malone	Theunissen
Duplessis	Marionneaux	Ullo

June 4, 2007

Dupre Ellington Total - 34	McPherson Michot NAYS
Adley Total - 1	ABSENT
Mr President Amedee Total - 4	Gautreaux B Heitmeier

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

Senator Bajoie in the Chair

**Senate Resolutions
on Second Reading
Reported by Committees**

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

**SENATE RESOLUTION NO. 45—
BY SENATORS MCPHERSON AND ELLINGTON
A RESOLUTION**

To establish a task force to develop and propose a statewide traffic incident management plan for the purpose of proposing a standard of practice for a more efficient management of incidents on all roadways that will serve to minimize delays and the duration of road or lane closures for the traveling public and enhance the safety of emergency responders and victims at the scene of an incident.

Reported favorably by the Committee on Transportation, Highways and Public Works.

The resolution was read by title. On motion of Senator McPherson, the resolution was adopted.

**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. 14—
BY SENATOR QUINN
A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States to conduct an independent, bipartisan investigation into the failure of the federal levees on August 29, 2005, which flooded eighty percent of the city of New Orleans and the surrounding region, including the parishes of St. Bernard, Jefferson, Orleans, and St. Charles.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Fields	Michot
Adley	Fontenot	Mount

Bajoie Barham Broome Cassidy Chaisson Cheek Cravins Duplessis Dupre Total - 33	Gautreaux N Hollis Jackson Jones Kostelka Lentini Malone Marionneaux McPherson NAYS	Murray Nevers Quinn Romero Schedler Shepherd Smith Theunissen Ullo
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Total - 0

ABSENT

Amedee Boasso Total - 6	Cain Ellington	Gautreaux B Heitmeier
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The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

**SENATE CONCURRENT RESOLUTION NO. 26—
BY SENATOR SHEPHERD**

A CONCURRENT RESOLUTION

To direct the Louisiana Board of Ethics to cease and desist all lobbying efforts at the legislature.

Reported favorably by the Committee on Senate and Governmental Affairs.

Floor Amendments Sent Up

Senator Fields sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Original Senate Concurrent Resolution No. 26 by Senator Shepherd

AMENDMENT NO. 1

On page 1, line 2, after "Ethics" insert "" staff"

AMENDMENT NO. 2

On page 2, line 1, after "Ethics" insert "" staff"

On motion of Senator Fields, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Fields	Michot
Bajoie	Fontenot	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cheek	Hollis	Romero
Cravins	Jackson	Schedler
Duplessis	Jones	Shepherd
Dupre	Malone	Smith
Ellington	Marionneaux	Theunissen
Total - 27		

NAYS

Total - 0

ABSENT

Adley	Cassidy	Lentini
Amedee	Chaisson	McPherson

Barham
Cain
Total - 12

Gautreaux B
Kostelka

Mount
Ullo

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

SENATE CONCURRENT RESOLUTION NO. 33—
BY SENATOR MALONE

A CONCURRENT RESOLUTION

To express legislative intent for the meaning of Act 1492 of the 1997 Regular Session relative to pardons and the right to qualify for office and hold office.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

Adley	Ellington	Murray
Barham	Fontenot	Nevers
Broome	Gautreaux N	Quinn
Cassidy	Hollis	Romero
Cheek	Kostelka	Shepherd
Cravins	Lentini	Smith
Duplessis	Malone	Theunissen
Dupre	Michot	Ullo

Total - 24

NAYS

Total - 0

ABSENT

Mr President	Chaisson	Jones
Amedee	Fields	Marionneaux
Bajoie	Gautreaux B	McPherson
Boasso	Heitmeier	Mount
Cain	Jackson	Schedler

Total - 15

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

SENATE CONCURRENT RESOLUTION NO. 53—
BY SENATORS JONES AND KOSTELKA

A CONCURRENT RESOLUTION

To direct the Grambling State University Board of Supervisors to rename the Assembly Center the Frederick C. Hobdy Assembly Center.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Concurrent Resolution No. 53 by Senator Jones

AMENDMENT NO. 1

On page 1, delete line 2, and insert "To direct the Board of Supervisors for the University of Louisiana System to rename the Grambling State University Assembly"

AMENDMENT NO. 2

On page 2, delete line 5, and insert "direct the Board of Supervisors for the University of Louisiana System to rename the Grambling

State University Assembly Center"

AMENDMENT NO. 3

On page 2, line 8, after "University" insert "and the president of the University of Louisiana System"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Ellington	Michot
Adley	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cassidy	Hollis	Romero
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Malone	Theunissen
Duplessis	Marionneaux	Ullo
Dupre	McPherson	

Total - 32

NAYS

Total - 0

ABSENT

Amedee	Gautreaux B	Schedler
Boasso	Jackson	
Cain	Lentini	

Total - 7

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

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

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

SENATE BILL NO. 111—

BY SENATOR HINES AND REPRESENTATIVE THOMPSON
AN ACT

To enact Part LVII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.172.1 through 1300.172.5, relative to health care; to enact the North Louisiana LSUHSC-S/Rural Hospital Network Act; to provide for legislative findings and purpose; to provide definitions; to provide for an advisory committee; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 111 by Senator Hines

AMENDMENT NO. 1

June 4, 2007

On page 4, lines 16 and 17, following "members" and before "appointed" delete "shall be"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Hines sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed Senate Bill No. 111 by Senator Hines

AMENDMENT NO. 1

On page 4, delete lines 21 through 23, and insert the following:

"B. The initial members appointed pursuant to Paragraph (A)(3) of this Section and the initial members appointed pursuant to Paragraph (A)(4) of this Section shall be appointed such that one member shall serve a one year term, one member shall serve a two year term, and one member shall serve a three year term, as determined by the respective appointing authority. Thereafter, the six members shall serve two year terms. Members appointed by the"

AMENDMENT NO. 2

On page 5, line 3, after "herein" insert a period "." and delete the remainder of the line and line 4, in its entirety and insert the following: "The advisory committee shall elect a chairman and secretary/treasurer from its membership who shall serve one year terms."

On motion of Senator Hines, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Amedee Cain Gautreaux B
Total - 3

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

SENATE BILL NO. 136— BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 39:1494.1(A)(7), relative to social service contracts; to provide for an increase in the maximum contract proposal amount; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Fields Mount
Bajoie Fontenot Murray
Boasso Gautreaux N Nevers
Broome Heitmeier Quinn
Cassidy Hollis Romero
Chaisson Jackson Schedler
Cheek Jones Shepherd
Cravins Malone Smith
Duplessis Marionneaux Theunissen
Dupre McPherson Ullo
Ellington Michot
Total - 32

NAYS

Barham Kostelka Lentini
Total - 3

ABSENT

Adley Cain
Amedee Gautreaux B
Total - 4

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

SENATE BILL NO. 145— BY SENATOR MALONE

AN ACT

To enact R.S. 15:572(F) and R.S. 18:4, relative to pardons; to provide relative to the effects of a pardon; to limit the effects of a pardon to a conviction for an offense against this state; to provide relative to the effects of a pardon upon the qualifying for office or taking of office; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley Ellington Mount
Barham Fontenot Murray
Boasso Heitmeier Nevers
Broome Hollis Quinn
Cain Jones Romero
Cassidy Kostelka Schedler
Cheek Lentini Shepherd
Cravins Malone Smith
Duplessis McPherson Theunissen
Dupre Michot Ullo
Total - 30

NAYS

Total - 0

ABSENT

Mr President Chaisson Gautreaux N
Amedee Fields Jackson
Bajoie Gautreaux B Marionneaux
Total - 9

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

SENATE BILL NO. 181—
BY SENATOR NEVERS

AN ACT

To enact R.S. 40:2116(D)(4) and (5), relative to nursing home facilities; to provide for the bed abeyance program; to provide for the licensing and approval of nursing facilities and additional beds in nursing facilities; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 181 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 14, following "to" and before "of" change "**Subsection D**" to "**Paragraph (1)**"

AMENDMENT NO. 2

On page 1, line 15, change "**Section**" to "**Subsection**"

AMENDMENT NO. 3

On page 1, line 16, following "**Notwithstanding**" and before ":", change "**the provisions of Subsection D of this Section**" to "**any other provisions of this Subsection**"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Nevers sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed Senate Bill No. 181 by Senator Nevers

AMENDMENT NO. 1

On page 2, line 1, after "**facilities in**" insert "**the service area known as**"

AMENDMENT NO. 2

On page 2, line 5, delete "**and sixty-three**" and in lieu thereof insert "**twenty**"

On motion of Senator Nevers, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Ellington	Michot
Bajoie	Fields	Mount
Barham	Fontenot	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Quinn
Cassidy	Jackson	Romero
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen

Duplessis	Malone	Ullo
Total - 33		
	NAYS	
Gautreaux N	Schedler	
Total - 2		
	ABSENT	
Amedee	Gautreaux B	
Boasso	Marionneaux	
Total - 4		

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

Notice Regarding Vote

Senator Schedler stated he had voted in error on Senate Bill No. 181. He voted nay on the bill and had intended to vote yea. He asked that the Official Journal so state.

SENATE BILL NO. 183—
BY SENATOR QUINN

AN ACT

To enact R.S. 22:1430.23, relative to the Louisiana Citizens Property Insurance Corporation; to require the Louisiana Citizens Property Insurance Corporation to provide a preference to Louisiana adjusters and adjusting firms; and to provide for related matters.

Floor Amendments Sent Up

Senator Quinn sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Quinn to Engrossed Senate Bill No. 183 by Senator Quinn

AMENDMENT NO. 1

On page 1, delete lines 9, 10, and 11 in their entirety and insert the following: "**With respect to contracting with adjusters to adjust claims, the corporation shall give preference to adjusters and businesses engaged in the business of adjusting claims, who have been domiciled in Louisiana for a period of not less than five years, provided the adjusting of said claims is subject to a fee schedule or other fixed fee arrangement. For purposes of reciprocal preference, the provisions of this Section shall only apply to Louisiana Citizens Property Insurance Corporation.**"

On motion of Senator Quinn, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

June 4, 2007

Total - 36

NAYS

Total - 0

ABSENT

Amedee Boasso Gautreaux B
Total - 3

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

SENATE BILL NO. 186— BY SENATOR QUINN

AN ACT

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

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 186 by Senator Quinn

AMENDMENT NO. 1

On page 2, line 13, following "by" and before "and" insert "1" and following "and" and before "satisfy" delete "to" and following "of" insert "1"

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Ellington Michot
Bajoie Fields Murray
Broome Heitmeier Nevers
Cain Hollis Quinn
Cassidy Jackson Schedler
Cheek Jones Shepherd
Cravins Lentini Smith
Duplessis McPherson
Total - 23

NAYS

Barham Kostelka Romero
Chaisson Malone Theunissen
Dupre Marionneau
Gautreaux N Mount
Total - 10

ABSENT

Adley Boasso Gautreaux B
Amedee Fontenet Ullo
Total - 6

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

Notice Regarding Vote

Senator Ullo stated he appeared as absent on the vote on Senate Bill No. 186. He had intended to vote yea on the bill. He asked that the Official Journal so state.

SENATE BILL NO. 199— BY SENATOR MOUNT

AN ACT

To amend and reenact the introductory paragraph of R.S. 27:93(A)(6) and to enact R.S. 27:93(A)(10), relative to riverboats; to authorize the governing authority of Calcasieu Parish to levy an additional admission fee for each passenger boarding or embarking upon a riverboat; to provide for the allocation of such fee; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Ellington McPherson
Adley Fontenet Michot
Bajoie Gautreaux N Mount
Barham Heitmeier Murray
Cain Hollis Nevers
Cassidy Jackson Romero
Chaisson Jones Schedler
Cheek Kostelka Smith
Cravins Lentini Theunissen
Duplessis Malone Ullo
Dupre Marionneau
Total - 32

NAYS

Fields
Total - 1

ABSENT

Amedee Broome Quinn
Boasso Gautreaux B Shepherd
Total - 6

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

SENATE BILL NO. 308— BY SENATORS SCHEDLER AND HOLLIS AN ACT

To enact Part XVII of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1193, relative to a project return post-release skills program for former offenders; to authorize the Department of Labor to contract with service providers or community service organizations for the establishment of the program; to provide for program goals, purposes, and services; to require the promulgation of rules and regulations; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Ellington Michot
Adley Fields Mount

Bajoie	Fontenot	Murray
Barham	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Cassidy	Jackson	Schedler
Chaisson	Kostelka	Shepherd
Cheek	Lentini	Smith
Cravins	Malone	Theunissen
Duplessis	Marionneaux	Ullo
Dupre	McPherson	

Total - 35

NAYS

Total - 0

ABSENT

Amedee	Gautreaux B
Boasso	Jones

Total - 4

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

Senator Fields in the Chair

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

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

Called from the Calendar

Senator Nevers asked that Senate Bill No. 93 be called from the Calendar at this time for its reconsideration.

SENATE BILL NO. 93—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 22:215.5(A) and to enact R.S. 22:215.5(C) and (D), relative to health insurance; to provide for health insurance coverage for mental illness; to require coverage for treatment for drugs and alcoholism under the same coverages and terms as those which are provided for the treatment of other illnesses; to exempt certain individual and limited benefit policies from mandated coverage; and to provide for related matters.

Floor Amendments Sent Up

Senator Cassidy sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cassidy to Engrossed Senate Bill No. 93 by Senator Nevers

AMENDMENT NO. 1

Delete Senate Floor Amendment No. 6 proposed by Senator Cassidy and adopted by the Senate on May 31, 2007.

AMENDMENT NO. 2

On page 2, line 6 after "units." insert "Under these policies, the maximum benefits shall include a combined total for treatment of mental illness and substance abuse, including the intensive outpatient program, of forty-five inpatient days and fifty-two outpatient visits per covered individual per calendar year."

On motion of Senator Cassidy, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Ellington	Marionneaux
Adley	Fields	McPherson
Bajoie	Fontenot	Murray
Barham	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Schedler
Cassidy	Jackson	Shepherd
Chaisson	Jones	Smith
Dupre	Lentini	Theunissen

Total - 27

NAYS

Cheek	Kostelka	Mount
Cravins	Malone	Romero
Duplessis	Michot	Ullo

Total - 9

ABSENT

Amedee	Boasso	Gautreaux B
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Total - 3

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

Mr. President in the Chair

Rules Suspended

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

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. 67—
BY SENATORS JACKSON AND CHEEK
A RESOLUTION

To commend the Sisters of Charity of the Incarnate Word for one hundred years of service.

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

SENATE RESOLUTION NO. 68—
BY SENATOR MARIONNEAUX
A RESOLUTION

To express the most sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army National Guard Sergeant Jonathan C. Schwall upon his death while in the military service of his country.

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

SENATE RESOLUTION NO. 69—
BY SENATOR MARIONNEAUX
A RESOLUTION

To express the most sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Specialist Richard L. Brown upon his death in the uniformed service of his country.

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

SENATE RESOLUTION NO. 70—

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

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Specialist Johnathan Brian Chism upon his death in ground combat operations in this nation's War on Terror.

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

SENATE RESOLUTION NO. 71—

BY SENATOR NEVERS

A RESOLUTION

To commend the Louisiana AFL-CIO Building and Construction Trades Apprenticeship Program and the Louisiana Technical College System upon working together with "Helmets to Hardhats Program" to support our military.

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

SENATE RESOLUTION NO. 72—

BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Marine Corps Lance Corporal Jon Eric Bowman upon his death in combat in this nation's war against terrorism.

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

SENATE RESOLUTION NO. 73—

BY SENATOR MARIONNEAUX

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Cavalry Scout Jared Crouch upon his death in ground combat in Operation Iraqi Freedom.

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

June 4, 2007

To the Honorable President and Members of the Senate:

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

HOUSE BILL NO. 818—

BY REPRESENTATIVE HEATON AND SENATOR MURRAY
AN ACT

To amend and reenact R.S. 11:1386, relative to the judges' noncontributory plan; to provide with respect to cost-of-living adjustments for judges who did not opt to become members of the Louisiana State Employees' Retirement System and for surviving spouses of such judges; to provide the procedures for determining the amount of such adjustments; to provide for a

two-year increase in benefits; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 260—

BY REPRESENTATIVE JACK SMITH

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(C)(19) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to provide an exemption for certain jewelry; to provide for submission of the proposed amendment to the electors; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 466—

BY REPRESENTATIVE KENNARD

AN ACT

To amend and reenact R.S. 6:1091(A) and to enact R.S. 6:1088(B), relative to requirements for licensure under the Residential Mortgage Lending Act; to provide for an applicant's physical location within the state; to provide for recordkeeping and retention requirements for licensees; to provide for an exception from the physical location requirement; and to provide for related matters.

HOUSE BILL NO. 701—

BY REPRESENTATIVE WILLIAMS

AN ACT

To enact R.S. 6:1096(J), relative to the Residential Mortgage Lending Act; to provide for payment of interest accrued from an escrow account with regards to a residential mortgage loan transaction; and to provide for related matters.

HOUSE BILL NO. 920—

BY REPRESENTATIVES SALTER, DORSEY, LANCASTER, ARNOLD, AND ALARIO AND SENATORS HINES, BAJOIE, JONES, FIELDS, AND HEITMEIER

AN ACT

To appropriate funds for Fiscal Year 2007-2008 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

HOUSE BILL NO. 931—

BY REPRESENTATIVES ALARIO, SALTER, GALLOT, DEWITT, CAZAYOUX, LAFLEUR, AND TOWNSEND AND SENATORS CHAISSON, HINES, LENTINI, AND MARIONNEAUX

AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

HOUSE BILL NO. 612—

BY REPRESENTATIVES ALARIO, SALTER, AND DORSEY

AN ACT

To amend and reenact R.S. 39:100.21 and 100.26 and to repeal R.S. 39:100.31(C) and Section 6(C) of Act No. 642 of the 2006 Regular Session of the Legislature, relative to state funds; to provide relative to the continuation of the 2004 Overcollections Fund as a special fund in the state treasury; to provide for the allowable uses of monies in the FEMA Reimbursement Fund and the State Emergency Response Fund; to provide for effective date; and to provide for related matters.

HOUSE BILL NO. 615—

BY REPRESENTATIVES ALARIO, SALTER, AND DOERGE

AN ACT

To amend and reenact R.S. 39:100.26, relative to state funds; to provide for the deposit of certain funds into the FEMA Reimbursement Fund and certain special treasury funds; to provide for the dedication of such monies for use and appropriation as specified in the FEMA Reimbursement Fund and certain special treasury funds; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 757—

BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 47:301(3)(i)(ii)(aa)(I)(eee) and (bb)(III), relative to the sales and use tax; to include certain machinery and equipment used primarily to produce a news publication within the sales and use tax exclusion for manufacturing machinery and equipment; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 935—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 47:301(10)(v) and (w), and (16)(d), 321(A), 337.10(H)(1), and 6014(E)(1)(a), to enact R.S. 47:301(14)(i) and (29), 301.1, 302(C), and 331(C), and to repeal R.S. 47:301(14)(i), 302(C), and 331(C), relative to the taxation of telecommunication services; to provide for definitions; to provide for rules for sourcing of taxable telecommunication services and certain ancillary services; to provide for sourcing of taxable sales of certain prepaid calling services and prepaid wireless calling services; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 938—

BY REPRESENTATIVE ALARIO
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2007-2008; and to provide for related matters.

HOUSE BILL NO. 965— (Substitute for House Bill No. 553 by Representative Durand)

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 36:259(J) and to enact R.S. 9:2798.5, relative to the Louisiana Emergency Response Network; to provide for a separate budget unit; to provide for limitation of liability; to provide for applicability; and to provide for related matters.

HOUSE BILL NO. 967— (Substitute for House Bill No. 856 by Representative Lorusso)

BY REPRESENTATIVE LORUSSO
AN ACT

To amend and reenact R.S. 19:14, relative to expropriation; to provide relative to the waiver and acquisition of certain property rights; to provide relative to actual possession of immovable property; and to provide for related matters.

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

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

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

HOUSE BILL NO. 260—

BY REPRESENTATIVE JACK SMITH
A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(C)(19) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to provide an exemption for certain jewelry; to provide for submission of the proposed amendment to the electors; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 466—

BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 6:1091(A) and to enact R.S. 6:1088(B), relative to requirements for licensure under the Residential Mortgage Lending Act; to provide for an applicant's physical location within the state; to provide for recordkeeping and retention requirements for licensees; to provide for an exception from the physical location requirement; and to provide for related matters.

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BY REPRESENTATIVE HEATON AND SENATOR MURRAY
AN ACT

To amend and reenact R.S. 11:1386, relative to the judges' noncontributory plan; to provide with respect to cost-of-living adjustments for judges who did not opt to become members of the Louisiana State Employees' Retirement System and for surviving spouses of such judges; to provide the procedures for determining the amount of such adjustments; to provide for a two-year increase in benefits; to provide for an effective date; and to provide for related matters.

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

June 4, 2007

HOUSE BILL NO. 920—

BY REPRESENTATIVES SALTER, DORSEY, LANCASTER, ARNOLD, AND ALARIO AND SENATORS HINES, BAJIOIE, JONES, FIELDS, AND HEITMEIER

AN ACT

To appropriate funds for Fiscal Year 2007-2008 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

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

HOUSE BILL NO. 931—

BY REPRESENTATIVES ALARIO, SALTER, GALLOT, DEWITT, CAZAYOUX, LAFLEUR, AND TOWNSEND AND SENATORS CHAISSON, HINES, LENTINI, AND MARIONNEAUX

AN ACT

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BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 47:301(10)(v) and (w), and (16)(d), 321(A), 337.10(H)(1), and 6014(E)(1)(a), to enact R.S. 47:301(14)(i) and (29), 301.1, 302(C), and 331(C), and to repeal R.S. 47:301(14)(i), 302(C), and 331(C), relative to the taxation of telecommunication services; to provide for definitions; to provide for rules for sourcing of taxable telecommunication services and certain ancillary services; to provide for sourcing of taxable sales of certain prepaid calling services and prepaid wireless calling services; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 938—

BY REPRESENTATIVE ALARIO

AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2007-2008; and to provide for related matters.

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

HOUSE BILL NO. 965— (Substitute for House Bill No. 553 by Representative Durand)

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 36:259(J) and to enact R.S. 9:2798.5, relative to the Louisiana Emergency Response Network; to provide for a separate budget unit; to provide for limitation of liability; to provide for applicability; and to provide for related matters.

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

HOUSE BILL NO. 967— (Substitute for House Bill No. 856 by Representative Lorusso)

BY REPRESENTATIVE LORUSSO

AN ACT

To amend and reenact R.S. 19:14, relative to expropriation; to provide relative to the waiver and acquisition of certain property rights; to provide relative to actual possession of immovable property; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

REVENUE AND FISCAL AFFAIRS

Senator Willie L. Mount, Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

June 4, 2007

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

SENATE BILL NO. 70—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:6023(B)(5) and (6) and (C)(1), relative to income tax; to extend the sound recording investor tax credit; to provide for the amount of investments allowed as credits; to eliminate the need for certain approvals; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 108—

BY SENATOR CHEEK AND REPRESENTATIVES BRUCE, BURNS, MONTGOMERY AND SCHNEIDER

AN ACT

To amend and reenact R.S. 47:1003(5)(introductory paragraph) and (11)(b) and to enact R.S. 47:1003(5)(e), relative to the public utilities tax; to exempt household goods carriers from the tax; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 124—

BY SENATOR BROOME

AN ACT

To enact Subpart B-37 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.731 through 130.737 and R.S. 47:6026, relative to community economic development entities and tax credits relating to these entities; to provide for community development corporations and community development financial institutions; to provide definitions; to provide for the duties and responsibilities of the Department of Economic Development relative to such entities; to provide for the establishment of criteria for such entities; to provide for community economic development tax credits; to provide for the expiration of such credits; to provide for audit and performance review procedures for such entities; to provide for the expiration of such provisions; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 174—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 39:101(B)(1)(a) and (c) and (F)(1), 102(C), 103(A)(1) and (B)(1), 111, 112, 113, 115, 121, 122(B)(1), 124, and 125, relative to capital outlay; to provide relative to the development, enactment, and execution; and to provide for related matters.

Reported by substitute.

SENATE BILL NO. 211—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:6025(A)(3), relative to the tax credit for assessments levied by Louisiana Citizens Property Insurance Corporation; to provide for the claiming of the credit; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 213—
BY SENATOR BAJOEIE

AN ACT

To enact R.S. 47:305.56, relative to economic development; to establish the hurricanes Katrina and Rita Recovery Zone; to provide that the state sales and use tax will not apply to manufacturing machinery and equipment purchased, leased, or rented or repaired by manufacturers located in the zone; to eliminate the corporation franchise tax for certain businesses located within the zone; to eliminate the state corporate income taxes for certain businesses located within the zone; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 217—
BY SENATOR MURRAY

AN ACT

To enact R.S. 33:9038.59, relative to cooperative economic development; to create the New Orleans City Park Taxing District as a special taxing and tax increment financing district in the parish of Orleans; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and function of the governing body to levy and collect taxes within the district; to engage in tax increment financing; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 251—
BY SENATOR ADLEY

AN ACT

To enact R.S. 47:6026, relative to state sales tax; to provide a credit against such tax for certain investments; to provide for refunds; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 292—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:3204(B)(1), relative to contracts of tax exemption with the Board of Commerce and Industry; to remove the time limitation for the number of years the exemption is allowed; to provide for subsequent renewals of a contract; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 341—
BY SENATOR JACKSON

AN ACT

To enact R.S. 47:297.7, relative to individual income tax; to provide for an earned income tax credit against state tax; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 353—
BY SENATOR JACKSON

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide a tax credit for individuals whose income is less than or equal to the federal poverty level; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 360—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:306(B)(11), relative to the collection of sales tax by wholesalers and the exemption from payment of advance sales tax to certain retail dealers; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,
WILLIE L. MOUNT
Chairman

Rules Suspended

Senator Heitmeier asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 467 from the Committee on Finance.

HOUSE BILL NO. 467—
BY REPRESENTATIVE TOWNSEND AND SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 47:1907(A)(1), relative to assessors; to increase the compensation schedule for assessors; to provide for an effective date; and to provide for related matters.

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

**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 4, 2007

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. 11—

BY SENATORS DUPRE AND ULLO AND REPRESENTATIVES BALDONE AND PITRE

A CONCURRENT RESOLUTION

To approve the Comprehensive Master Plan for Coastal Protection, as adopted by the Coastal Protection and Restoration Authority.

SENATE CONCURRENT RESOLUTION NO. 12—

BY SENATORS DUPRE AND ULLO AND REPRESENTATIVES PITRE, BALDONE, DOVE, DOWNS, ERDEY, GREENE, SMILEY AND ST. GERMAIN

A CONCURRENT RESOLUTION

To approve the annual Coastal Protection Plan for Fiscal Year 2007-2008, as adopted by the Coastal Protection and Restoration Authority.

SENATE CONCURRENT RESOLUTION NO. 73—

BY SENATOR CASSIDY AND REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To recognize October 1, 2007, as World Peace Day in the state of Louisiana.

June 4, 2007

SENATE CONCURRENT RESOLUTION NO. 74—
BY SENATOR NEVERS AND REPRESENTATIVE RITCHIE
A CONCURRENT RESOLUTION

To commend Bogalusa native and Pulitzer Prize-winning poet Yusef Komunyakaa upon his being honored with the Louisiana Writer Award.

Respectfully submitted,
CHARLES D. JONES
Chairman

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 4, 2007

To the Honorable President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 161—
BY REPRESENTATIVES HUTTER, BARROW, BAUDOIN, BOWLER, BRUCE, K. CARTER, DANIEL, DARTEZ, DOERGE, DORSEY, DURAND, GRAY, JEFFERSON, KATZ, MARCHAND, JANE SMITH, ST. GERMAIN, WALKER, AND WINSTON AND SENATORS BAJOEI, BROOME, CHEEK, DUPLESSIS, FIELDS, JACKSON, MOUNT, AND QUINN
A CONCURRENT RESOLUTION

To commend Dr. Margaret Pereboom for her outstanding accomplishments and to express appreciation for the pride she brings to her family, friends, colleagues, community, and the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 162—
BY REPRESENTATIVES M. POWELL, BAYLOR, BRUCE, BURRELL, MONTGOMERY, MORRIS, JANE SMITH, WADDELL, AND WILLIAMS AND SENATORS ADLEY, CHEEK, JACKSON, AND MALONE
A CONCURRENT RESOLUTION

To express condolences to the family of Dr. Joe E. Holoubek of Shreveport.

HOUSE CONCURRENT RESOLUTION NO. 163—
BY REPRESENTATIVES BADON, ALARIO, ALEXANDER, ANDERS, ANSARDI, ARNOLD, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, LORUSSO, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRIS, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WILLIAMS, WINSTON, AND WOOTON
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the passing of Marquise Hill of New Orleans, defensive end for the New England Patriots and former defensive end for the Louisiana State University Fighting Tigers.

HOUSE CONCURRENT RESOLUTION NO. 153—
BY REPRESENTATIVE MORRELL
A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to cease attempting to recoup payments from hurricane victims.

HOUSE CONCURRENT RESOLUTION NO. 154—
BY REPRESENTATIVES BURRELL, BADON, BARROW, BAYLOR, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND WILLIAMS AND SENATORS BAJOEI, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD
A CONCURRENT RESOLUTION

To urge and request the United States Department of Agriculture (USDA) to study ways to address the decline in numbers of black farmers in Louisiana and throughout the Southeast region.

HOUSE CONCURRENT RESOLUTION NO. 157—
BY REPRESENTATIVES MONTGOMERY, DURAND, AND MORRIS
A CONCURRENT RESOLUTION

To commend and congratulate the Manufacturing Extension Partnership of Louisiana and its sponsor, the University of Louisiana at Lafayette, for their outstanding services to the manufacturers of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 158—
BY REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To commend Carol Leah Price, a mathematics teacher at Zachary High School, upon her selection as the 2007 Louisiana Teacher of the Year and to recognize her outstanding contributions to the education of the youth of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 159—
BY REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION

To commend the Zachary Community School District upon receiving the highest district performance score in the state as determined by the Louisiana school accountability system for the second consecutive year.

HOUSE CONCURRENT RESOLUTION NO. 160—
BY REPRESENTATIVES WINSTON, BURNS, RITCHIE, SCALISE, AND STRAIN AND SENATORS SCHEDLER, BOASSO, AND NEVERS
A CONCURRENT RESOLUTION

To commend the boys tennis team of St. Paul's School of Covington upon winning the 2007 Division I state championship.

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

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

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

Leaves of Absence

The following leaves of absence were asked for and granted:

Amedee 1 Day B. Gautreaux 1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Tuesday, June 5, 2007, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Tuesday, June 5, 2007.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk