

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

**TWENTY-THIRD 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 11, 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	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Cassidy	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

ABSENT

Total - 0

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

**Prayer**

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

**Reading of the Journal**

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

**Morning Hour**

**Privilege Report of the  
Legislative Bureau**

June 11, 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. 210—**

BY REPRESENTATIVES FAUCHEUX, DARTEZ, GALLOT, ST. GERMAIN, TOOMY, AND WHITE

AN ACT

To amend and reenact R.S. 13:782(A)(1), relative to the salary of the various clerks of district courts; to provide for the salary of the clerks of court based on parish population; to redefine the population categories; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 309—**

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 22:675(C)(3), relative to group health plans; to decrease the minimum aggregate stop-loss limit for a group health plan with fifty-one or more participants to one hundred ten percent of the group health plan's total expected claims per policy period; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 498—**

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 51:911.22(10)(introductory paragraph), 911.22(11), 911.24(C)(2), 912.25(introductory paragraph), and 912.27(B) and to enact R.S. 51:911.22(10)(e), relative to manufactured housing; to provide for changes to definitions; to provide for licensing relative to retailers and developers; to provide for changes to hurricane wind zones relative to manufactured housing; to provide for exclusion of certain individuals relative to installation of manufactured homes; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 535—**

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 40:1300.211, 1300.212(4), 1300.213, 1300.214, 1300.215, and 1300.216, relative to the Aging and Disability Information Station program; to create the program; to provide that the program work in conjunction with the Louisiana Senior Rx program within the Office of Elderly Affairs of the governor's office; to provide that the program provides assistance and support for persons with adult-onset disabilities; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 535 by Representative Anders

**AMENDMENT NO. 1**

On page 1, line 2, and page 1, line 9, following "1300.213" and before "," insert "(A), (B), and (C)(1)"

**HOUSE BILL NO. 573—**

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 28:22.8, 451.4(B), 854(A)(5)(a) and (b), and 894(A)(5) and R.S. 36:259(C)(13) through (15) and (17) through (22) and to enact R.S. 36:259(C)(25) and (26), relative to state developmental centers; to change the names of the developmental centers; to provide for Acadiana Employment Services at Eunice and Acadiana Employment Services at Opelousas; to provide for the relationship between certain developmental centers and the Florida Parishes Human Services Authority and the Northeast Delta Human Services Authority; to provide for the transfer of the developmental centers; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 573 by Representative Morrish

AMENDMENT NO. 1

On page 4, line 26, change "(R. S. 28:384 451.4 and R. S. 28:22.8)" to "(R. S. 28:22.8 (A)(1); R. S. 28:384 451.4)"

HOUSE BILL NO. 577—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 12:202.1(F), R.S. 44:4.1(B)(36), and Part VIII of Chapter 9 of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1311 through 1328, relative to financing utility storm repairs and strengthening and stabilizing utilities; to provide for an exception to the limitation on formation of nonprofit corporations; to provide for an exception from the public records law; to provide for legislative intent and definitions; to authorize the creation of the Louisiana Utilities Restoration Corporation as a nonprofit public corporation; to provide for a board of directors; to provide for certain immunity; to provide for corporate powers; to place the nonprofit corporation under the regulatory jurisdiction of the Public Service Commission; to establish a mechanism by which the Public Service Commission or the council of the city of New Orleans may authorize and certify a financing order and the issuance of system restoration bonds that promote the public good of minimizing rates charged by utilities by providing low-cost capital; to provide for the contents of financing orders; to provide that the financing orders shall require the electric or gas utility as collection agent to collect a system restoration charge from its retail customers sufficient to pay the debt service and related costs on any bonds issued pursuant to the financing order; to provide for appeals of financing orders; to provide for security interests in system restoration property; to provide for the sale or pledge of system restoration property; to provide that system restoration bonds are not public debt; to provide a state pledge of non-impairment of system restoration bonds; to prohibit the corporation from filing bankruptcy; to provide that the jurisdiction of the commission is not impaired; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 629—

BY REPRESENTATIVES RITCHIE AND PINAC

AN ACT

To enact Part IV-D of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.51 through 1730.66, relative to industrialized buildings; to provide legislative findings; to provide for definitions; to provide for rules and regulations relative to industrialized buildings; to provide for third-party inspectors and design review agencies; to provide for standards of construction for industrialized buildings; to provide for enforcement of the building code; to provide for enforcement of building code amendments; to provide for design review; to provide for equivalent methods of compliance; to provide for inspections of industrialized buildings; to provide for decals or insignia on modules; to provide for reciprocity of industrialized buildings; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 632—

BY REPRESENTATIVE STRAIN

AN ACT

To enact R.S. 40:2183(E), relative to hospices; to place an eighteen-month moratorium on the issuance of hospice licenses; to exempt certain facilities from the moratorium; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 680—

BY REPRESENTATIVES DURAND AND KATZ

AN ACT

To repeal Section 2 of Act No. 177 of the 2005 Regular Session of the Legislature and Section 3 of Act No. 177 of the 2005 Regular Session of the Legislature, relative to the medical assistance program; and to repeal the effective date.

Reported without amendments.

HOUSE BILL NO. 682—

BY REPRESENTATIVES JOHNS AND LAFLEUR

AN ACT

To amend and reenact R.S. 37:1041(C)(2)(a), relative to the practice of optometry; to provide for the definition of diagnostic and therapeutic pharmaceutical agent; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 784—

BY REPRESENTATIVES BARROW AND GRAY

AN ACT

To amend and reenact R.S. 40:2017 (introductory paragraph) and to enact R.S. 40:2017(B), relative to the Department of Health and Hospitals; to include qualified licensed clinical social workers as providers for the purposes of Medicaid reimbursement; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
ARTHUR J. "ART" LENTINI  
Chairman

Adoption of Legislative Bureau Report

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

June 7, 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. 170—

BY REPRESENTATIVES FARRAR, ALARIO, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GALLOT, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HILL, HONEY, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, LORUSSO, MARTINY, MCDONALD, MONTGOMERY, MORRELL, MORRIS, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROBIDEAUX, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, AND WINSTON

AN ACT

To enact R.S. 47:301(16)(m), relative to the state sales and use tax; to provide for an exclusion for machinery and equipment

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purchased by certain utilities; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 225—**

BY REPRESENTATIVES ST. GERMAIN, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, KENNEY, RICHMOND, RITCHIE, JANE SMITH, AND TOWNSEND

## AN ACT

To enact R.S. 47:305.56, relative to sales and use tax; to authorize an annual "sales tax holiday" for purchases of certain hurricane-preparedness items or supplies; to provide for definitions; to provide restrictions on the types and cost of purchases eligible for exemption; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 336—**

BY REPRESENTATIVES MONTGOMERY AND WADDELL

## AN ACT

To enact R.S. 32:41(E), relative to municipal authority to regulate traffic; to authorize municipal governing authorities to adopt certain regulations of traffic on private roads; to provide relative to enforcement of such regulations; and to provide for related matters.

**HOUSE BILL NO. 428—**

BY REPRESENTATIVES JOHN SMITH, ALARIO, ANDERS, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DEWITT, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HARRIS, HEBERT, HILL, HONEY, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAMBERT, LORUSSO, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRIS, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WILLIAMS, AND WOOTON AND SENATOR MALONE

## AN ACT

To amend and reenact R.S. 56:643(B) and to enact R.S. 47:297.7 and 297.8, relative to individual income tax credits for hunting and fishing licenses; to provide for a refundable tax credit for amounts paid by certain military servicemembers and their dependents for certain Louisiana hunting and fishing licenses; to provide relative to the fees paid by certain military servicemembers for certain hunting and fishing licenses; to provide for an individual income tax credit for certain military servicemembers who served in support of Operation Iraqi Freedom or Operation Enduring Freedom; to provide for a tax credit for certain family members of servicemembers who are killed as a result of service in such operations; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 696—**

BY REPRESENTATIVES PINAC, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, HONEY, KENNEY, RICHMOND, RITCHIE, JANE SMITH, AND TOWNSEND

## AN ACT

To amend and reenact R.S. 22:1068(E)(1)(a) and (b) and to enact R.S. 51:1924(D)(7) and (8), relative to tax credits; to provide for reduction of tax for certain investments in the state; to provide relative to premium tax credits under the Louisiana Capital Companies Tax Credit Program; to provide for the change of use of premium tax credits; to provide for notification of the change of use of the tax credits to the Department of Revenue and the Department of Insurance; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 892—**

BY REPRESENTATIVE TOWNSEND

## AN ACT

To amend and reenact R.S. 22:1068(E)(1)(a), (2)(d), and (3), and R.S. 51:1924(B)(2) and (D)(1) and (6), 1926(A)(2), and 1931, relative to tax credits; to extend the periods of certain tax credits; to provide relative to premium tax reductions for certain insurers; to provide relative to the eligibility of the percentage of the tax reduction on investments by certain insurers; to

authorize the extension of the period of time for tax reductions for certain investments; to provide relative to restrictions and exceptions; to provide relative to the Louisiana Capital Companies Tax Credit Program; to prohibit income tax credits resulting in the additional reduction of total income tax revenues; to authorize the increase of total premium tax revenues which qualify for insurance premium tax credits; to provide relative to investment pools; to extend the termination date of the program; and to provide for related matters.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

### House Bills and Joint Resolutions on First Reading

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

**HOUSE BILL NO. 170—**

BY REPRESENTATIVES FARRAR, ALARIO, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GALLOT, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HILL, HONEY, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, LORUSSO, MARTINY, MCDONALD, MONTGOMERY, MORRELL, MORRIS, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROBIDEAUX, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, AND WINSTON

## AN ACT

To enact R.S. 47:301(16)(m), relative to the state sales and use tax; to provide for an exclusion for machinery and equipment purchased by certain utilities; 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. 225—**

BY REPRESENTATIVES ST. GERMAIN, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, KENNEY, RICHMOND, RITCHIE, JANE SMITH, AND TOWNSEND

## AN ACT

To enact R.S. 47:305.56, relative to sales and use tax; to authorize an annual "sales tax holiday" for purchases of certain hurricane-preparedness items or supplies; to provide for definitions; to provide restrictions on the types and cost of purchases eligible for exemption; 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. 336—**

BY REPRESENTATIVES MONTGOMERY AND WADDELL

## AN ACT

To enact R.S. 32:41(E), relative to municipal authority to regulate traffic; to authorize municipal governing authorities to adopt certain regulations of traffic on private roads; to provide relative to enforcement of such regulations; and to provide for related matters.

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

**HOUSE BILL NO. 428—**

BY REPRESENTATIVES JOHN SMITH, ALARIO, ANDERS, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DEWITT, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HARRIS, HEBERT, HILL, HONEY, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAMBERT, LORUSSO, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRIS, ODINET,

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PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WILLIAMS, AND WOOTON AND SENATOR MALONE

AN ACT

To amend and reenact R.S. 56:643(B) and to enact R.S. 47:297.7 and 297.8, relative to individual income tax credits for hunting and fishing licenses; to provide for a refundable tax credit for amounts paid by certain military servicemembers and their dependents for certain Louisiana hunting and fishing licenses; to provide relative to the fees paid by certain military servicemembers for certain hunting and fishing licenses; to provide for an individual income tax credit for certain military servicemembers who served in support of Operation Iraqi Freedom or Operation Enduring Freedom; to provide for a tax credit for certain family members of servicemembers who are killed as a result of service in such operations; 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. 696—

BY REPRESENTATIVES PINAC, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, HONEY, KENNEY, RICHMOND, RITCHIE, JANE SMITH, AND TOWNSEND

AN ACT

To amend and reenact R.S. 22:1068(E)(1)(a) and (b) and to enact R.S. 51:1924(D)(7) and (8), relative to tax credits; to provide for reduction of tax for certain investments in the state; to provide relative to premium tax credits under the Louisiana Capital Companies Tax Credit Program; to provide for the change of use of premium tax credits; to provide for notification of the change of use of the tax credits to the Department of Revenue and the Department of Insurance; 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. 892—

BY REPRESENTATIVE TOWNSEND AN ACT

To amend and reenact R.S. 22:1068(E)(1)(a), (2)(d), and (3), and R.S. 51:1924(B)(2) and (D)(1) and (6), 1926(A)(2), and 1931, relative to tax credits; to extend the periods of certain tax credits; to provide relative to premium tax reductions for certain insurers; to provide relative to the eligibility of the percentage of the tax reduction on investments by certain insurers; to authorize the extension of the period of time for tax reductions for certain investments; to provide relative to restrictions and exceptions; to provide relative to the Louisiana Capital Companies Tax Credit Program; to prohibit income tax credits resulting in the additional reduction of total income tax revenues; to authorize the increase of total premium tax revenues which qualify for insurance premium tax credits; to provide relative to investment pools; to extend the termination date of the program; and to provide for related matters.

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 7, 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. 189—

BY REPRESENTATIVE ELBERT GUILLORY AND SENATOR CRAVINS A CONCURRENT RESOLUTION

To commend the Girl Scouts of Girl Scouts Bayou Council Troop 776 for their achievements and contributions.

HOUSE CONCURRENT RESOLUTION NO. 190—

BY REPRESENTATIVES PINAC AND HEBERT A CONCURRENT RESOLUTION

To urge and request the Louisiana Real Estate Commission to study the suitability of current educational and professional standards applicable to real estate licensees within the state.

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. 189—

BY REPRESENTATIVE ELBERT GUILLORY AND SENATOR CRAVINS A CONCURRENT RESOLUTION

To commend the Girl Scouts of Girl Scouts Bayou Council Troop 776 for their achievements and contributions.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Includes Mr President, Amedee, Bajoie, Barham, Broome, Cain, Chaisson, Total - 21.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Includes Adley, Boasso, Cassidy, Duplessis, Dupre, Fontenot, Total - 18.

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

HOUSE CONCURRENT RESOLUTION NO. 190—

BY REPRESENTATIVES PINAC AND HEBERT A CONCURRENT RESOLUTION

To urge and request the Louisiana Real Estate Commission to study the suitability of current educational and professional standards applicable to real estate licensees within the state.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr President	Cheek	Jones
Amedee	Cravins	McPherson
Bajoie	Ellington	Romero
Barham	Fields	Shepherd
Broome	Gautreaux B	Smith
Cain	Hollis	Theunissen
Chaisson	Jackson	Ullo
Total - 21		

**NAYS**

Total - 0

**ABSENT**

Adley	Gautreaux N	Michot
Boasso	Heitmeier	Mount
Cassidy	Kostelka	Murray
Duplessis	Lentini	Nevers
Dupre	Malone	Quinn
Fontenot	Marionneaux	Schedler
Total - 18		

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

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

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

**HOUSE BILL NO. 37—**

BY REPRESENTATIVES MONTGOMERY, ALARIO, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DARTEZ, DEWITT, DOERGE, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKKEY GUILLORY, HEBERT, HILL, HONEY, HUTTER, JACKSON, JEFFERSON, KATZ, KENNEY, KLECKLEY, LAFONTA, LANCASTER, LORUSSO, MCDONALD, MORRIS, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WILLIAMS, AND WINSTON

**AN ACT**

To enact R.S. 47:305.56, relative to the sales and use tax; to provide that the state sales and use tax shall not apply to consumer purchases of tangible personal property during certain time periods; to provide restrictions on the types and cost of purchases which are eligible for exemption; to authorize political subdivisions to waive local sales and use taxes on consumer purchases of tangible personal property during certain time periods; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 43—**

BY REPRESENTATIVES TOWNSEND, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, KENNEY, RICHMOND, RITCHIE, AND JANE SMITH

**AN ACT**

To amend and reenact R.S. 47:2401(B), 2410, 2426(A)(2), and 2451(A) and Code of Civil Procedure Article 2953(C)(1), relative to the inheritance tax; to provide that no tax shall be due when the date of death occurs after June 30, 2004; to provide for refunds; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 188—**

BY REPRESENTATIVE WADDELL

**AN ACT**

To amend and reenact R.S. 17:7(6)(b)(i)(cc), relative to requirements for the granting of certification to teachers who hold valid out-of-state teaching certificates and who have been employed as teachers in Louisiana; to exempt from the examination prerequisite certain teachers employed in nonpublic schools approved by the State Board of Elementary and Secondary Education; to provide conditions and limitations for such exemption; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 246—**

BY REPRESENTATIVE MCDONALD

**AN ACT**

To enact Part II-A of Chapter 11 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:981 through 990, relative to certified medication attendants in licensed nursing homes; to provide for the purpose, application, and definitions; to authorize the Louisiana State Board of Nursing to administer the medication attendant program; to establish qualifications for certification; to provide for authorized and prohibited functions of medication attendants; to require promulgation of rules and regulations; to establish medication administration applicant requirements; to establish a registry; to provide for a termination date; to provide an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 489—**

BY REPRESENTATIVES TOOMY AND SALTER

**AN ACT**

To amend and reenact R.S. 36:10, relative to the salaries of certain elected officials; to provide for the salaries of the statewide elected officials; to provide for effectiveness; and to provide for related matters.

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

**HOUSE BILL NO. 556—**

BY REPRESENTATIVE MCVEA

**AN ACT**

To enact R.S. 15:1107.6, relative to court costs imposed in support of the juvenile justice system; to impose special fees in criminal and traffic cases in district and mayor's courts within the territorial jurisdiction of the Feliciana Juvenile Justice District to fund the juvenile detention facility thereof; and to provide for related matters.

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

**HOUSE BILL NO. 579—**

BY REPRESENTATIVE ST. GERMAIN

**AN ACT**

To enact R.S. 40:1601.1 through 1601.11, relative to fire prevention and safety; to provide for definitions; to provide for test methods and performance standards for cigarette products; to provide for certification and product change of cigarette products; to provide for the marking of individual packages of cigarettes; to provide for inspections relative to cigarettes; to provide for penalties; to provide for forfeiture of cigarette products; to provide for the deposit of penalties into an existing fund; to provide for out-of-state sales of cigarette products; and to provide for related matters.

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

**HOUSE BILL NO. 602—**  
BY REPRESENTATIVE JACKSON  
AN ACT

To amend and reenact R.S. 40:1300.111, 1300.112(A)(introductory paragraph), (1), (3), and (5), (B)(introductory paragraph) and (1) through (3), (C), (D)(1) and (2), (E), and (F)(1) and (2) and to enact R.S. 40:1300.112 (A)(6) through (8), (B)(4) through (17), (G), and (H), relative to health care data reporting; to provide for findings; to provide for the powers and duties of the office of public health; to require the electronic release of patient claims and encounter data; to create the Health Data Panel; to provide for reporting to the legislature; and to provide for related matters.

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

**HOUSE BILL NO. 717—**  
BY REPRESENTATIVES BAYLOR AND HUTTER  
AN ACT

To enact R.S. 22:667.1, relative to residential property insurance policies; to provide certain policyholders the option to exclude personal property coverage after a gubernatorially declared disaster; to provide for an appropriate reduction in premium; and to provide for related matters.

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

**HOUSE BILL NO. 756—**  
BY REPRESENTATIVE DEWITT  
AN ACT

To amend and reenact R.S. 27:306(C)(2)(a), relative to the Video Draw Poker Devices Control Law; to amend provisions of law regarding the requirements for qualified truck stop facilities; and to provide for related matters.

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

**HOUSE BILL NO. 916—**  
BY REPRESENTATIVE FARRAR  
AN ACT

To enact R.S. 47:301(7)(l), relative to the state and local sales and use tax; to provide for an exclusion for leases of certain pallets by manufacturers; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 940—**  
BY REPRESENTATIVES BURRELL, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, KENNEY, MARCHAND, RICHMOND, RITCHIE, AND TOWNSEND  
AN ACT

To amend and reenact R.S. 47:297.6(A)(1) and (5), relative to individual income tax credits; to increase the tax credit for the rehabilitation of residential structures in certain areas; to increase the maximum amount of credits allowed by the State Historic Preservation Office; to extend the time period for the credit; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 969— (Substitute for House Bill No. 497 by Representative Downs and House Bill No. 586 by Representative Geymann)**  
BY REPRESENTATIVES DOWNS AND GEYMAN

AN ACT

To enact R.S. 14:81.4, relative to offenses affecting sexual immorality; to create the crime of prohibited sexual conduct between an educator and a student; to provide for definitions; to provide for penalties; to provide for mandatory reporting of offenses; and to provide for related matters.

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

**HOUSE BILL NO. 970— (Substitute for House Bill No. 504 by Representative Cazayoux)**

BY REPRESENTATIVES CAZAYOUX, ALARIO, ALEXANDER, BADON, BALDONE, BARROW, BAUDIN, BRUCE, BURRELL, K. CARTER, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DURAND, FARRAR, FAUCHEUX, FRITH, GRAY, GREENE, MICKY GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUTTER, JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFONTA, LORUSSO, MARCHAND, MARTINY, MCDONALD, MONTGOMERY, MORRELL, PINAC, PITRE, QUEZAIRE, RICHMOND, ROMERO, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WALKER, WALSWORTH, WHITE, AND WILLIAMS AND SENATOR MOUNT

AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(F)(4)(c) and R.S. 15:541(1), (9)(introductory paragraph) and (b), (14.1), (20)(a), and (21), 542, 542.1, 543(A), (B), (C), and (D), 543.1, 544, 545(A)(1), and 549(A), (B), and (D) and to enact R.S. 15:541(14.2) and (22), 542.1.1, 542.1.2, 542.1.3, 542.1.4, 542.1.5, 542.1.6, 542.1.7, and 543.2, and to repeal Code of Criminal Procedure Article 895(H)(4), relative to sex offender registration and notification laws; to revise the laws requiring sex offenders and child predators to register with law enforcement and provide community notification; to provide for procedures for sex offenders and child predators to register with local law enforcement agencies; to provide for procedures for sex offenders and child predators to provide community notifications; to provide for in-person verification by such offenders on a periodic basis; to provide for procedures for offenders to require notice of change of address in certain circumstances; to provide for procedures for out-of-state offenders; to provide relative to the crime of failure to register; to provide with respect to the State Sex Offender and Child Predator Registry; to provide for the duties of the Louisiana Bureau of Criminal Identification and Information; to provide for the duties of the courts, sheriffs, and the Department of Public Safety and Corrections; to provide for procedures in emergency situations; to provide for the duration of the registration and notification period; to provide relative to the duties of law enforcement; to provide relative to the disclosure of court records; to provide relative to the Sex Offender Registry Technology Fund; to provide for definitions; and to provide for related matters.

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

**HOUSE BILL NO. 973— (Substitute for House Bill No. 901 by Representative Ritchie)**

BY REPRESENTATIVES RITCHIE, R. CARTER, T. POWELL, AND STRAIN

AN ACT

To enact R.S. 47:6026, relative to tax credits; to provide for a refundable tax credit for certain taxpayers engaged in the business of producing milk; to provide for an effective date; and to provide for related matters.

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

**House 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. 157—**

BY REPRESENTATIVES WALSWORTH, ALEXANDER, BADON, BARROW, CHANDLER, DANIEL, DOWNS, ELBERT, GUILLORY, HONEY, KENNEY, MCDONALD, MONTGOMERY, M. POWELL, T. POWELL, RITCHIE, TRAHAN, AND WALKER  
AN ACT

To amend and reenact R.S. 17:164.1(A), relative to requirements for school bus crossing control devices; to provide that the State Board of Elementary and Secondary Education shall adopt rules and regulations requiring that every school bus used in the transportation of students be equipped with a crossing control device by a specified date; and to provide for related matters.

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

**HOUSE BILL NO. 193—**

BY REPRESENTATIVE SALTER  
AN ACT

To enact R.S. 42:1121(J) and to repeal R.S. 42:1121(J), relative to Ebarb Waterworks District No. 1; to provide an exception to the post-service restrictions in the Code of Governmental Ethics to allow certain employment by Ebarb Waterworks District No. 1; to provide for subsequent repeal of such exception; to provide for effectiveness; 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. 200—**

BY REPRESENTATIVE SALTER  
AN ACT

To amend and reenact R.S. 47:1908(A)(40) and (C), relative to the assessor of Red River Parish; to provide for an increase in the assessor's expense allowance; 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. 201—**

BY REPRESENTATIVE CROWE  
AN ACT

To enact R.S. 33:7728(E), relative to St. Tammany Parish Mosquito Abatement District No. 2; to provide with respect to changing the name of such district; to retain the powers of the board of commissioners of the district and of the St. Tammany Parish Council relative to 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. 298—**

BY REPRESENTATIVE PITRE  
AN ACT

To amend and reenact Section 1(A) of Act No. 57 of the 2005 Regular Session of the Legislature and to repeal House Concurrent Resolution No. 191 of the 2006 Regular Session of the Legislature, relative to the Grand Isle Port Commission; to provide relative to the use of certain waters for seafood production research; to provide relative to the specification of the boundaries of the area in which the research will be done; to repeal a resolution suspending the current boundary description; 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. 326—**

BY REPRESENTATIVES JACK SMITH, FRITH, AND ST. GERMAIN AND SENATORS MALONE AND MCPHERSON  
AN ACT

To amend and reenact R.S. 34:851.20(A)(1)(c) and (C) and 851.23(A), relative to boat registration fees; to authorize the imposition of a registration fee on certain boats; to repeal the registration fee for boat liveries; 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. 327—**

BY REPRESENTATIVES LAMBERT, JACK SMITH, AND ST. GERMAIN AND SENATOR MCPHERSON  
AN ACT

To enact R.S. 56:16, relative to evidence in fish and wildlife cases; to prohibit and provide for penalties for the intentional concealment, destruction, or deposit of fish, wildlife, and other animals in certain instances; 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. 328—**

BY REPRESENTATIVES PIERRE, JACK SMITH, AND ST. GERMAIN AND SENATOR MCPHERSON  
AN ACT

To amend and reenact R.S. 56:30.1 and to enact R.S. 39:198(G), relative to issuance of hunting and fishing licenses; to increase the maximum duration of multiyear contracts let by the Department of Wildlife and Fisheries for the issuance of hunting and fishing licenses through the electronic issuance system; to provide for selection of a contractor; 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. 329—**

BY REPRESENTATIVES ST. GERMAIN, FRITH, PIERRE, GARY SMITH, AND JACK SMITH AND SENATOR MCPHERSON  
AN ACT

To amend and reenact R.S. 56:320(B)(3), 329(B), 405(B), 408(A), 410(A), 499.1(A), and 804(B), relative to use of certain gear for shrimping; to provide uniform references to appropriate gear; 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. 329 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 13, after "butterfly net," insert "hoop net,"

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. 331—**

BY REPRESENTATIVES ST. GERMAIN, BALDONE, AND JACK SMITH AND SENATORS MALONE AND MCPHERSON  
AN ACT

To amend and reenact R.S. 56:632.5(E) and to enact R.S. 56:632.5(F), relative to reptile and amphibian wholesale/retail dealer's licenses; to authorize the imposition of a fee for a nonresident three-day reptile and amphibian wholesale/retail dealer's license; 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. 332—**  
BY REPRESENTATIVE CHANDLER  
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 130.740, relative to economic development in LaSalle Parish; to create and provide for the Olla, Urania, Tullos, Standard Economic and Industrial Development District; to provide for the governance, powers, duties, and funding 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. 333—**  
BY REPRESENTATIVE CHANDLER AND SENATOR SMITH  
AN ACT

To amend and reenact R.S. 33:130.152(A), (B), (C), and (H), relative to the Grant Parish Economic Development District; to provide for membership of the board of commissioners; to provide for time of service and removal from the board; to provide for a quorum; 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. 334—**  
BY REPRESENTATIVE CHANDLER  
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 130.739, relative to economic development in Pollock; to create and provide for the Pollock Economic and Industrial Development District; to provide for the governance, powers, duties, and funding 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. 343—**  
BY REPRESENTATIVE M. POWELL  
AN ACT

To amend and reenact R.S. 40:1496(A) and to enact R.S. 40:1496(B)(5), relative to Caddo Parish Fire District Number Five; to provide for an additional member of the board of commissioners of Caddo Parish Fire District Number Five appointed by the Caddo Parish Commission; to provide for the term of the additional commissioner; 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. 356—**  
BY REPRESENTATIVE FRITH  
AN ACT

To amend and reenact Section 3 of Act No. 398 of the 2006 Regular Session of the Louisiana Legislature; to extend the time period in which live oysters or oyster cultch may be transplanted in certain areas of Vermilion Bay; 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. 375—**  
BY REPRESENTATIVE TOOMY  
AN ACT

To enact R.S. 9:2347(M), relative to public property; to provide that property owned by a public trust, having as its beneficiary the parish of Jefferson, is public and is used for a public purpose; to provide for payments in lieu of taxes by lessees of such public trust; 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. 414—**  
BY REPRESENTATIVES KLECKLEY, ELCIE GUILLORY, HILL, FRITH,  
JOHNS, AND TRAHAN AND SENATORS CAIN, MICHOT, MOUNT, AND  
THEUNISSEN  
AN ACT

To enact Chapter 21 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:1811.1 through 1811.6, to create the Interstate 10 Corridor District in certain parishes; to provide for its purposes, governance, and powers; 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. 422—**  
BY REPRESENTATIVES JANE SMITH, BEARD, BURNS, DOVE, DOWNS,  
GREENE, HUTTER, KATZ, KENNARD, LAMBERT, MORRIS, PITRE, M.  
POWELL, SMILEY, ST. GERMAIN, AND TUCKER  
AN ACT

To amend and reenact R.S. 32:664(A) and (B), relative to tests for suspected drunken driving; to provide with respect to persons qualified to perform such tests; 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. 429—**  
BY REPRESENTATIVE M. POWELL  
AN ACT

To enact R.S. 17:154.5 and 3996(B)(21), relative to school schedules; to require that public elementary and secondary schools be closed on certain election dates; to provide exceptions; to provide applicability to charter schools; to provide for implementation; to provide an effective date; 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 Engrossed House Bill No. 429 by Representative M. Powell

AMENDMENT NO. 1

On page 1, delete line 12, and insert "and the conduct of school sponsored cocurricular or extracurricular activities."

On motion of Senator Ullo, 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. 453—**

BY REPRESENTATIVE ODINET  
AN ACT

To amend and reenact R.S. 56:424(E)(2) and 433(J) and to enact R.S. 56:424.1, relative to illegal taking of oysters; to provide consistent vessel monitoring penalties for illegal taking of oysters from public seed grounds and leased acreage, for taking oysters from areas closed for health reasons, and for taking undersized oysters; 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 Reengrossed House Bill No. 453 by Representative Odinet

AMENDMENT NO. 1

On page 3, between lines 4 and 5 insert

"D. The department shall adopt rules and regulations in accordance with the Administrative Procedure Act to implement the provisions of this Section."

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. 455—**

BY REPRESENTATIVE TOOMY  
AN ACT

To amend and reenact R.S. 33:9039.15(A) and (B), relative to community development districts; to provide relative to membership of the boards of supervisors of such districts; to permit additional members on the boards of supervisors of such districts located within Jefferson Parish and to provide for their appointment, residency, and service; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 455 by Representative Toomy

AMENDMENT NO. 1

On page 2, line 5 after "consists of" delete the remainder of the line and delete lines 6 through 8 in their entirety and insert the following: "eight members, all of whom shall be residents of Jefferson Parish. Each council member and the Parish President shall appoint one member, including initial members and their successors, and those members shall serve at the pleasure of the Jefferson Parish Council and the Parish President."

On motion of Senator Fields, 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. 514—**

BY REPRESENTATIVE KENNEY  
AN ACT

To amend and reenact R.S. 56:327(A)(1)(a) and (b)(i), relative to the sale of largemouth bass; to provide relative to length limitations for bass fingerlings; to exempt certain types of bass from length limitation requirements; 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. 552—**

BY REPRESENTATIVE FRITH  
AN ACT

To amend and reenact R.S. 33:4574.1.1(Q)(1)(b), relative to Vermilion Parish; to provide relative to the Vermilion Parish Tourist Commission; to provide relative to the use of monies levied and collected by the commission; to require the commission to enter into a cooperative endeavor agreement with the sheriff of the parish for certain purposes; to otherwise remove the authority of the commission to enter any such agreements with certain public entities; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 552 by Representative Frith

AMENDMENT NO. 1

On page 1, line 5 after "with the" and before "of the parish" delete "sheriff" and insert "governing authority"

AMENDMENT NO. 2

On page 2, at the beginning of line 12 after "the" and before "of Vermilion" delete "sheriff" and insert "governing authority"

On motion of Senator Fields, 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. 566—**

BY REPRESENTATIVE BURRELL  
AN ACT

To amend and reenact the heading of Chapter 5-M of Title 25 of the Louisiana Revised Statutes of 1950, R.S. 25:380.101, 380.102(A), 380.103(B)(5) and (C)(1), 380.104(A)(1) and (B), 380.105(A),(B), and (C)(1), (2)(b)(iii), and (3), and 380.106, and R.S. 36:744(X) and 801.17(A) and (C), relative to the McNeill Street Pumping Station Museum; to change the name of the museum to the Water Works Museum; 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. 567—**

BY REPRESENTATIVES FRITH AND PINAC AND SENATOR THEUNISSEN  
AN ACT

To enact R.S. 33:2758, relative to ad valorem property taxes in Cameron Parish; to provide for the authority of the Cameron Parish governing authority and local tax recipient bodies to collect ad valorem property taxes and to grant future ad valorem tax credits; 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 recommended to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 652—**

BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 32:414(A)(1)(a), (B)(introductory paragraph), and (D)(1)(a), 667(I)(1)(a) and (b) and (2), and 668(B)(1)(c) and to enact R.S. 32:415.1(A)(1)(f), relative to installation of ignition interlock devices; to provide for the suspension of driver's licenses for alcohol-related motor vehicle offenses; to provide for the installation of interlocking devices in certain offender's vehicles; and to provide for related matters.

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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. 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.

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. 734—
BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 41:642, relative to sixteenth section and indemnity lands; to provide for erosion of and subsidence of sixteenth section or indemnity lands; to provide for revenues generated by such lands; to provide for income beneficiaries; 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. 746—
BY REPRESENTATIVES R. CARTER AND T. POWELL AND SENATOR NEVERS
AN ACT

To enact R.S. 33:2554(H), relative to municipal fire and police civil service; to provide for filling vacancies in the position of district fire chief for Tangipahoa Fire Protection District No. 1; to provide relative to the qualifications of persons selected and appointed to fill such a vacancy; to provide limitations; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 746 by Representative R. Carter

AMENDMENT NO. 1

On page 1, line 5 after "limitations;" insert "to provide additional requirements prior to appointment;"

AMENDMENT NO. 2

On page 2, between lines 3 and 4 insert the following:
"(3) Prior to utilizing the provisions of Paragraphs (1) and (2) of this Subsection, the municipality or fire protection district shall be in complete compliance with all National Fire Protection Agency standards for a period of at least twelve months and continuously thereafter.

(4) Prior to utilizing the provisions of Paragraphs (1) and (2) of this Subsection, the municipality or fire protection district shall be in

compliance with all federal, state, and local statutes relative to fire fighters, fire departments, and fire protection districts and shall be up to date on all back and current pay for all affected parties."

On motion of Senator Fields, 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. 794—
BY REPRESENTATIVE SALTER
AN ACT

To enact R.S. 33:2955(A)(1)(i) and R.S. 51:2395.1, relative to investments by public entities; to authorize public entities to invest in Louisiana Business and Industrial Development Companies; 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. 802—
BY REPRESENTATIVE BEARD
AN ACT

To enact R.S. 33:4712.10, relative to the purchase of immovable property; to provide relative to the appraisal of such property prior to purchase by a political subdivision; to provide relative to the sale price; 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. 919—
BY REPRESENTATIVES ALARIO AND THOMPSON
AN ACT

To enact R.S. 47:324, relative to state funds; to provide for the dedication of the avails of certain state sales and use taxes; to provide with respect to deposits into the Louisiana Wildlife and Fisheries Conservation Fund; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Natural Resources. The bill was read by title and recommitted to the Committee on Finance.

Recess

On motion of Senator Bajoie, the Senate took a five minute recess.

After Recess

The Senate was called to order after recess by the President of the Senate.

ROLL CALL

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

PRESENT

Table listing members present: Mr President, Dupre, Marionneaux, Adley, Ellington, McPherson, Amedee, Fields, Michot, Bajoie, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn, Cain, Hollis, Romero, Cassidy, Jackson, Schedler.

Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 39		

ABSENT

Total - 0

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

Senate Business Resumed

Special Order of the Day

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

SENATE BILL NO. 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 to repeal R.S. 17:416.2(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.

Floor Amendments Sent Up

Senator Ullo sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Engrossed Senate Bill No. 265 by Senator Ullo

AMENDMENT NO. 1

Delete Senate Floor Amendment No. 1 proposed by Senator Ullo and adopted by the Senate on June 5, 2007

AMENDMENT NO. 2

In Senate Floor Amendment No. 4 proposed by Senator Ullo and adopted by the Senate on June 5, 2007, delete line 22 and insert in lieu thereof the following:

"(3) Notwithstanding any provision of law to the contrary, the State Board of Elementary and Secondary Education shall not accept or approve any application from a city, parish, or other local public school system for a waiver from the requirements of this Section, effective with the 2008-2009 school year and thereafter.

\* \* \*

(H) The Department of Education shall monitor each city, parish, and other local public school system annually for compliance with the provisions of this Section."

AMENDMENT NO. 3

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

AMENDMENT NO. 4

On page 1, line 8, between "requirements;" and "and" insert "to provide relative to compliance monitoring;"

AMENDMENT NO. 5

On page 1, line 11, between "reenacted" and "to" insert "and R.S. 17:416.2(H) is hereby enacted"

On motion of Senator Ullo, the amendments were adopted.

Floor Amendments Sent Up

Senator Shepherd sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Shepherd to Engrossed Senate Bill No. 265 by Senator Ullo

AMENDMENT NO. 1

On page 3, line 18, after "semesters" insert ", which includes the summer semester,"

AMENDMENT NO. 2

On page 4, line 2, after "semesters" and before the period "." insert ", which includes the summer semester,"

AMENDMENT NO. 3

On page 4, line 8, after "semesters" insert ", which includes the summer semester"

AMENDMENT NO. 4

On page 4, line 20, after "semesters" and before the period "." insert ", which includes the summer semester"

AMENDMENT NO. 5

On page 4, line 25, after "semesters" insert ", which includes the summer semester"

On motion of Senator Shepherd, the amendments were adopted.

Floor Amendments Sent Up

Senator Barham sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed Senate Bill No. 265 by Senator Ullo

AMENDMENT NO. 1

On page 3, line 19 after "action." insert the following: "Notwithstanding the provisions of this Act in regard to a weapon being brought onto a campus in a vehicle, each school board shall retain the authority to evaluate the facts of each individual case, and when warranted, reinstate a student without imposition of the four semester penalty."

On motion of Senator Barham, the amendments were adopted.

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

YEAS

Mr President	Gautreaux B	Nevers
Adley	Heitmeier	Quinn
Amedee	Hollis	Romero
Boasso	Jones	Schedler
Cassidy	Kostelka	Shepherd
Chaisson	Lentini	Smith
Cheek	Marionneaux	Theunissen
Duplessis	McPherson	Ullo
Dupre	Michot	
Ellington	Murray	
Total - 28		

NAYS

Bajoie	Cravins	Gautreaux N
Barham	Fields	Jackson
Cain	Fontenot	Malone
Total - 9		

June 11, 2007

ABSENT

Broome Mount
Total - 2

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

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. 107— BY SENATOR MARIONNEAUX AN ACT

To enact Civil Code Art. 2315.3, relative to damages; to provide for the award of certain exemplary damages; to provide terms and conditions; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed Senate Bill No. 107 by Senator Marionneaux

AMENDMENT NO. 1 On page 1, line 2, after "2315.3" insert "and R.S. 22:658(E) and 1220(E)"

AMENDMENT NO. 2 On page 1, line 3, after "conditions;" insert "to provide relative to certain penalties;"

AMENDMENT NO. 3 On page 1, delete lines 8 through 11 and insert "An insurer is liable to his insured for loss or damage caused by the failure or undue delay of payment under the contract of insurance, by reason of the insurer's willful and wanton misconduct or reckless disregard for the insured's rights.

Damages awarded under this article are punitive and are in addition to any other damages, duties, amounts, or statutory penalties for which the insurer may be liable. Reasonable attorney's fees in addition to damages may be recovered under this article."

AMENDMENT NO. 4 On page 1, between lines 11 and 12, insert "Section 2. R.S. 22:658(E) and 1220(E) are hereby enacted to read as follows:

§658. Payment and adjustment of claims, policies other than life and health and accident; personal vehicle damage claims; penalties; arson-related claims suspension

"E. (1) The award of penalties under this Section shall not preclude the recovery of damages by an insured against his insurer pursuant to Civil Code Article 2315.3. (2) If a penalty is assessed against an insurer pursuant to this Section, such insurer shall pay an additional amount of one half of the assessed penalty to the state to be used to offset costs of the Louisiana Citizens Property Insurance Corporation. Such amount paid to the state shall be deemed an additional penalty upon the insurer."

§1220. Good faith duty; claims settlement practices; cause of action; penalties

"E. (1) The award of penalties under this Section shall not preclude the recovery of damages by an insured against his insurer pursuant to Civil Code Article 2315.3. (2) If a penalty is assessed against an insurer pursuant to this Section, such insurer shall pay an additional amount of one half of the assessed penalty to the state to be used to offset costs of the Louisiana Citizens Property Insurance Corporation. Such amount paid to the state shall be deemed an additional penalty upon the insurer."

AMENDMENT NO. 5 On page 1, line 12, change "Section 2" to "Section 3"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Chaisson Jones
Bajoie Fields Marionneaux
Boasso Gautreaux B
Total - 8

NAYS

Adley Fontenot Murray
Amedee Gautreaux N Nevers
Barham Heitmeier Quinn
Broome Hollis Romero
Cain Jackson Schedler
Cassidy Kostelka Shepherd
Cheek Lentini Smith
Cravins Malone Theunissen
Duplessis McPherson Ullo
Dupre Michot
Ellington Mount
Total - 31

ABSENT

Total - 0

The Chair declared the amended bill failed to pass.

Notice of Reconsideration

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

Notice Regarding Vote

Senator B. Gautreaux stated he had voted in error on Senate Bill No. 107. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

SENATE BILL NO. 172— BY SENATOR CHAISSON AN ACT

To amend and reenact R.S. 15:572.8, relative to compensation for wrongful conviction and imprisonment; to provide certain procedural requirements for persons seeking compensation for wrongful conviction and incarceration; to provide for venue and service of process; to provide for rules of procedure; to provide a maximum payment; to require an annual report; 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. 172 by Senator Chaisson

AMENDMENT NO. 1

On page 2, line 20, following "Section" and before "the" change "to" to "upon"

AMENDMENT NO. 2

On page 3, line 4, following "that" and before "supported" change "are" to "is"

On motion of Senator Lentini, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr President	Cravins	Marionneaux
Adley	Duplessis	McPherson
Amedee	Dupre	Michot
Bajoie	Ellington	Mount
Barham	Fields	Murray
Boasso	Gautreaux B	Nevers
Broome	Heitmeier	Quinn
Cain	Jackson	Romero
Cassidy	Jones	Schedler
Chaisson	Kostelka	Shepherd
Cheek	Lentini	Ullo
Total - 33		

**NAYS**

Fontenot	Malone	Theunissen
Hollis	Smith	
Total - 5		

**ABSENT**

Gautreaux N  
Total - 1

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

**SENATE BILL NO. 224—**  
BY SENATOR MICHOT

**AN ACT**

To amend and reenact R.S. 4:724(B)(5) and to enact R.S. 4:724(J), relative to Charitable Raffles, Bingo, and Keno Licensing Law; to provide relative to the requirements and restrictions concerning the operation and use of electronic video bingo machines; to restrict the display of certain features on the machines; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Ellington sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Ellington to Engrossed Senate Bill No. 224 by Senator Michot

AMENDMENT NO. 1

On page 2, at the beginning of line 14, after "(3)" insert "(a)"

AMENDMENT NO. 2

On page 2, between lines 18 and 19, insert the following:

**"(b) However, no person who is licensed as a distributor and who has purchased electronic video bingo machines for a location for which application has been made for a commercial lessor's license before or after August 15, 2007, shall establish nor be allowed to operate an electronic video bingo machine at any other commercial lessor/hall location in a parish which prohibits video draw poker devices."**

Senator Ellington moved adoption of the amendments.

Senator Michot objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Dupre	Malone
Amedee	Ellington	Mount
Bajoie	Fields	Nevers
Barham	Gautreaux B	Quinn
Boasso	Gautreaux N	Schedler
Broome	Hollis	Smith
Cain	Kostelka	Theunissen
Cassidy	Lentini	Ullo
Total - 24		

**NAYS**

Mr President	Fontenot	Michot
Chaisson	Heitmeier	Murray
Cheek	Jackson	Romero
Cravins	Jones	Shepherd
Duplessis	Marionneaux	
Total - 14		

**ABSENT**

McPherson  
Total - 1

The Chair declared the amendments were adopted.

**Floor Amendments Sent Up**

Senator Michot sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Michot to Engrossed Senate Bill No. 224 by Senator Michot

AMENDMENT NO. 1

On page 2, delete lines 11 through 13 and in lieu thereof insert the following:

**"(2) Any person who is licensed as a distributor and who has a current agreement approved by the office of charitable gaming with a licensed manufacturer prior to June 1, 2007, or who has purchased electronic video bingo machines and the machines are designated for a location for which application has been made for a commercial or non-commercial lessor's license prior to August 15, 2007."**

AMENDMENT NO. 2

On page 2, line 15 after "commercial" insert "or non-commercial"

AMENDMENT NO. 3

On page 2, line 17 after "commercial" and before "lessor" insert "or non-commercial"

AMENDMENT NO. 4

On page 2, delete line 21 and in lieu thereof insert the following: "In addition, any commercial or non-commercial lessor or distributor license, or commercial or non-commercial hall"

AMENDMENT NO. 5

On page 2, line 24 after "commercial" and before "lessor" insert "or non-commercial"

AMENDMENT NO. 6

On page 2, line 28, after "2007" insert "or for which the distributor has an approved agreement executed prior to June 1, 2007."

On motion of Senator Michot, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Adley, Bajolie, Cassidy, Chaisson, Cheek, Cravins, Duplessis, Dupre, Ellington, Total - 27; Fields, Gautreaux B, Gautreaux N, Hollis, Jackson, Kostelka, Lentini, McPherson, Michot; Mount, Murray, Nevers, Quinn, Romero, Schedler, Smith, Theunissen, Ullo

NAYS

Table with 3 columns of names: Mr President, Amedee, Barham, Boasso, Total - 10; Cain, Fontenot, Jones, Malone; Marionneaux, Shepherd

ABSENT

Table with 2 columns of names: Broome, Total - 2; Heitmeier

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

SENATE BILL NO. 365— (Substitute of Senate Bill No. 174 by Senator Adley)

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 39:101(A)(1) and (B)(1)(a), (c), and (d) and (F)(1), 102(C), 103(A)(1) and (B)(1), 104(B), 111, 112, 113, 115, 121, 122(B)(1), 124, and 125, to enact R.S. 39:101(F)(3) and (G), and to repeal R.S. 39:105, relative to capital outlay; to provide relative to the priority and funding of projects to be included in the capital outlay bill; to provide relative to the development, enactment, and execution of the capital outlay process; 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. 365 by Senator Adley

AMENDMENT NO. 1

On page 2, line 2, following "Legislative" and before "," change "Capital Outlay Committee" to "Committee on Capital Outlay"

AMENDMENT NO. 2

On page 4, line 24, following "Subsection A" insert "of this Section"

AMENDMENT NO. 3

On page 5, line 22, following "Subpart A" insert "of this Subpart"

AMENDMENT NO. 4

On page 6, lines 12-13, following "Joint Legislative" and before ";" change "Capital Outlay Committee" to "Committee on Capital Outlay"

AMENDMENT NO. 5

On page 6, line 20, following "Joint Legislative" and before ";" change "Capital Outlay Committee" to "Committee on Capital Outlay"

AMENDMENT NO. 6

On page 8, line 25, following "projects, the" change "Department of Military Affairs" to "Military Department"

On motion of Senator Lentini, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Adley, Amedee, Barham, Broome, Cain, Cassidy, Chaisson, Cheek, Cravins, Duplessis, Dupre, Ellington, Total - 35; Fields, Fontenot, Gautreaux B, Gautreaux N, Hollis, Jackson, Jones, Kostelka, Lentini, Malone, Marionneaux, McPherson; Michot, Mount, Murray, Nevers, Quinn, Romero, Schedler, Shepherd, Smith, Theunissen, Ullo

NAYS

Table with 2 columns of names: Boasso, Total - 2; Heitmeier

ABSENT

Table with 2 columns of names: Mr President, Total - 2; Bajolie

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

SENATE BILL NO. 110—

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 37:3302, 3303(A)(1), (2), (3), (5) and (6), (B), (C), and (D), 3305, 3306, 3307, 3308, 3309, 3310 and 3311(A), relative to the Louisiana Athletic Trainers Law; to provide for the licensure of athletic trainers; to provide for the powers and duties of the Board of Medical Examiners; to provide for certain fees; to provide for prohibited activities; to provide for the denial, revocation, or suspension of an athletic trainer license and certificate; to provide for temporary licenses for certain graduate students; and to provide for related matters.

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

**SENATE BILL NO. 161—**  
BY SENATOR NEVERS AND REPRESENTATIVE FRITH  
AN ACT

To enact R.S. 14:32.10 and R.S. 40:1299.35.17 and to repeal R.S. 14:32.9 and R.S. 40:1299.35.16, relative to abortion; to provide for the crime of partial birth abortion; to provide for penalties; to provide for the prohibition of the performance of partial birth abortions by a physician or any other person except where necessary to preserve the life of the mother; to provide for civil remedies; 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. 161 by Senator Nevers

AMENDMENT NO. 1

On page 3, line 7, following "procedure" and before "performed" delete "is"

AMENDMENT NO. 2

On page 3, line 9, following "life" and before "endangering" insert "-"

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. 161 by Senator Nevers

AMENDMENT NO. 1

On page 2, delete lines 5 through 11 and insert the following:  
**"(2) "Physician" means a natural person who is the holder of an allopathic (M.D.) degree or an osteopathic (D.O.) degree from a medical college in good standing with the Louisiana State Board of Medical Examiners who holds a license, permit, certification, or registration issued by the Louisiana State Board of Medical Examiners to engage in the practice of medicine in this state. For the purposes of this Paragraph, "the practice of medicine" means the holding out of one's self to the public as being engaged in the business of, or the actual engagement in, the diagnosing, treating, curing, or relieving of any bodily or mental disease, condition, infirmity, deformity, defect, ailment, or injury in any human being, other than himself, whether by the use of any drug, instrument or force, whether physical or psychic, or of what other nature, or any other agency or means; or the examining, either gratuitously or for compensation, of any person or material from any person for such purpose whether such drug, instrument, force, or other agency or means is applied to or used by the patient or by another person; or the attending of a woman in childbirth without the aid of a licensed physician or midwife."**

AMENDMENT NO. 2

On page 2, line 16, delete "A" and insert "Notwithstanding any provision of law to the contrary, a"

AMENDMENT NO. 3

On page 2, between lines 18 and 19 insert the following:  
**"D. Any person who is not a physician or not otherwise legally authorized by the state to perform abortions, but who**

**nevertheless directly performs a partial birth abortion, shall be subject to the provisions of this Section."**

AMENDMENT NO. 4

On page 2, line 19, delete "D." and insert "E." and after "physician" insert "or person"

AMENDMENT NO. 5

On page 2, line 23, delete "E." and insert "F." and delete "defendant" and insert "physician"

AMENDMENT NO. 6

On page 3, line 1, delete "defendant." and insert "physician." and delete "defendant." and insert "physician."

AMENDMENT NO. 7

On page 3, delete lines 22 through 28 and insert the following:  
**"(2) "Physician" means a natural person who is the holder of an allopathic (M.D.) degree or an osteopathic (D.O.) degree from a medical college in good standing with the Louisiana State Board of Medical Examiners who holds a license, permit, certification, or registration issued by the Louisiana State Board of Medical Examiners to engage in the practice of medicine in this state. For the purposes of this Paragraph, "the practice of medicine" means the holding out of one's self to the public as being engaged in the business of, or the actual engagement in, the diagnosing, treating, curing, or relieving of any bodily or mental disease, condition, infirmity, deformity, defect, ailment, or injury in any human being, other than himself, whether by the use of any drug, instrument or force, whether physical or psychic, or of what other nature, or any other agency or means; or the examining, either gratuitously or for compensation, of any person or material from any person for such purpose whether such drug, instrument, force, or other agency or means is applied to or used by the patient or by another person; or the attending of a woman in childbirth without the aid of a licensed physician or midwife."**

AMENDMENT NO. 8

On page 3, between lines 28 and 29 insert the following:  
**"C. Any person who is not a physician or not otherwise legally authorized by the state to perform abortions, but who nevertheless directly performs a partial birth abortion, shall be subject to the provisions of this Section."**

AMENDMENT NO. 9

On page 3, line 29, delete "C." and insert "D."

AMENDMENT NO. 10

On page 4, line 1, delete "survival" and insert "injuries"

AMENDMENT NO. 11

On page 4, line 11, delete "D." and insert "E." and delete "defendant" and insert "physician"

AMENDMENT NO. 12

On page 4, line 18, delete "defendant." and insert "physician." and delete "defendant." and insert "physician."

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
Amedee	Fields	Mount
Bajoie	Fontenot	Murray

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Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cassidy	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Duplessis	Malone	

Total - 38

NAYS

Total - 0

ABSENT

Marionneaux  
Total - 1

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.

**SENATE BILL NO. 301—**  
BY SENATOR MURRAY

AN ACT

To enact Chapter 53 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3101 through 3104, relative to the Department of Economic Development; to create the Louisiana Infrastructure Bank; to provide for a board of directors to govern such bank; to provide for membership, duties, and authority of the board; to provide for the adoption of bylaws, rules, regulations by the board; to provide for the receipt, administration, and expenditure of federal grants allotted for the fund; to provide for the capitalization, investment, and disposition of the funds; to authorize the infrastructure bank to incur debt and issue bonds, notes, or other evidences of indebtedness and to guarantee the debt of other entities; to authorize loans from the fund to local governments, political subdivisions, and public entities; to provide procedures for political subdivisions to enter into such indebtedness; to exempt evidence of indebtedness from taxation; 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. 301 by Senator Murray

AMENDMENT NO. 1

On page 1, line 6, following "rules" and before "regulations" insert "and"

AMENDMENT NO. 2

On page 2, line 18, following "(3)" and before "the" change "To authorize" to "Authorize"

On motion of Senator Lentini, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Murray sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Murray to Engrossed Senate Bill No. 301 by Senator Murray

AMENDMENT NO. 1

On page 3, line 19, between "(e)" and "One" insert "(i)"

AMENDMENT NO. 2

On page 3, between lines 23 and 24, insert the following:

**"(ii) The member selected pursuant to this Subparagraph will serve a three year term. A vacancy in this position shall be filled in the manner provided in Item (i) of this Subparagraph for the remainder of the three year term."**

On motion of Senator Murray, the amendments were adopted.

The bill was read by title. Senator Murray 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
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Boasso	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Cain	Hollis	Schedler
Cassidy	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Duplessis	Malone	

Total - 38

NAYS

Total - 0

ABSENT

Marionneaux  
Total - 1

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

**SENATE BILL NO. 322—**  
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 37:930(A)(3), relative to the practice of nursing; to provide with respect to the authority to administer anesthetic to persons; 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. 322 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 11, following "(3)" and before "anesthetics" change "Administers" to "The registered nurse administers"

On motion of Senator Lentini, the amendments were adopted.

**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. 322 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 14, delete "including but not limited to those"

AMENDMENT NO. 2

On page 2, line 1, after "injections" insert "limited to the lumbar spine"

AMENDMENT NO. 3

On page 2, line 1, delete "and spinal facet joint injections"

Senator Cassidy moved adoption of the amendments.

Senator Chaisson objected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr President	Jackson	Michot
Barham	Kostelka	Mount
Cassidy	Lentini	Murray
Cheek	Malone	Romero
Cravins	McPherson	Schedler
Total - 15		

NAYS

Adley	Dupre	Jones
Amedee	Ellington	Marionneaux
Bajoie	Fields	Nevers
Boasso	Fontenot	Quinn
Broome	Gautreaux B	Shepherd
Cain	Gautreaux N	Smith
Chaisson	Heitmeier	Theunissen
Duplessis	Hollis	Ullo
Total - 24		

ABSENT

Total - 0

The Chair declared the amendments were rejected.

**Notice Regarding Vote**

Senator Broome stated she had voted in error on the amendment by Senator Cassidy to Senate Bill No. 322. She voted nay on the amendment and had intended to vote yea. She asked that the Official Journal so state.

**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. 322 by Senator Chaisson

AMENDMENT NO. 1

On page, 1, line 11, after "(3)" insert "(i)"

AMENDMENT NO. 2

On page 1, at the beginning of line 12, before "supervision" insert "direct" and after "supervision of" delete the remainder of the line and insert in lieu thereof "those individuals as provided in Subparagraph (3)(ii) of this Paragraph."

AMENDMENT NO. 3

On page 1, line 13, delete "state of Louisiana."

AMENDMENT NO. 4

On page 1, line 16, between "and" and "supervision" insert "direct" and after "supervision of" delete "a physician." and insert in lieu thereof "those individuals as provided in Subparagraph (3)(ii) of this Paragraph."

AMENDMENT NO. 5

On page 2, between lines 3 and 4, insert the following:

"(ii) For the purposes of this Paragraph, "direct supervision" means instruction or direction requiring the presence on the premises of an anesthesiologist, orthopedist, or neurosurgeon, and such individuals shall be licensed to practice medicine under the laws of this state and certified by the American Board of Medical Specialties."

Senator Cassidy moved adoption of the amendments.

Senator Chaisson objected.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr President	Gautreaux N	Mount
Barham	Jones	Murray
Broome	Kostelka	Romero
Cassidy	Lentini	Schedler
Cheek	Malone	Ullo
Cravins	Michot	
Total - 17		

NAYS

Adley	Ellington	McPherson
Amedee	Fields	Nevers
Bajoie	Fontenot	Quinn
Boasso	Gautreaux B	Shepherd
Cain	Heitmeier	Smith
Chaisson	Hollis	Theunissen
Duplessis	Jackson	
Dupre	Marionneaux	
Total - 22		

ABSENT

Total - 0

The Chair declared the amendments were rejected.

**Floor Amendments Sent Up**

Senator Jones sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Jones to Engrossed Senate Bill No. 322 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 14, delete "including but not limited to those"

AMENDMENT NO. 2

On page 2, line 1, after "epidural injections" insert "limited to the lumbar spine"

AMENDMENT NO. 3

On page 2, line 1, delete "and spinal facet joint injections"

Senator Jones moved adoption of the amendments.

Senator Chaisson objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Jackson	Michot
Barham	Jones	Murray
Cassidy	Kostelka	Schedler
Cheek	Lentini	Ullo
Cravins	Malone	
Dupre	McPherson	
Total - 16		

NAYS

Adley	Ellington	Mount
Amedee	Fields	Nevers
Bajoie	Fontenot	Quinn
Boasso	Gautreaux B	Romero
Broome	Gautreaux N	Shepherd
Cain	Heitmeier	Smith
Chaisson	Hollis	Theunissen
Duplessis	Marionneaux	
Total - 23		

ABSENT

Total - 0

The Chair declared the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	Michot
Amedee	Fields	Nevers
Bajoie	Fontenot	Quinn
Boasso	Gautreaux B	Romero
Broome	Gautreaux N	Shepherd
Cain	Heitmeier	Smith
Chaisson	Hollis	Theunissen
Cravins	Jones	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 28		

NAYS

Barham	Kostelka	Murray
Cassidy	Lentini	Schedler
Cheek	Malone	
Jackson	Mount	
Total - 10		

ABSENT

Mr President  
Total - 1

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

Rules Suspended

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

Messages from the House

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

Message from the House

CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS

June 11, 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. 81—  
BY SENATOR MICHOT AND REPRESENTATIVE ROBIDEAUX  
A CONCURRENT RESOLUTION

To commend William A. Meyers of Lafayette High School, son of Erin and Drew Meyers, upon his selection as an alternate representative of south Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 84—  
BY SENATOR ROMERO AND REPRESENTATIVE ROMERO  
A CONCURRENT RESOLUTION

To commend Jonathan Allen of New Iberia Senior High School, son of John W. Allen III and Shana Allen, upon his selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 82—  
BY SENATOR FIELDS  
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.

Reported without amendments.

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

Messages from the House

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 11, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 423 by Representative Jane Smith, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives Jane Smith, Martiny and Wooton.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 11, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 413 by Representative Tucker, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 11, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 269 by Representative Hutter, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 11, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 24 by Representative John Smith, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement; and to inform your honorable body that the Speaker of the House of Representatives has appointed the following members as conferees on the part of the House:

Representatives John Smith, Toomy and Farrar.

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

**Introduction of Resolutions,  
Senate and Concurrent**

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

**SENATE RESOLUTION NO. 87—**  
BY SENATORS BROOME AND CRAVINS  
A RESOLUTION

To urge and request the Congress of the United States to support efforts, programs, services and advocacy of organizations, such as the American Stroke Association, that work to enhance public awareness of childhood stroke.

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

**SENATE RESOLUTION NO. 88—**  
BY SENATOR JACKSON  
A RESOLUTION

To commend the efforts of Links, Incorporated and to recognize June 12, 2007, as Louisiana Links Day at the State Capitol.

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

**SENATE CONCURRENT RESOLUTION NO. 86—**  
BY SENATOR FIELDS  
A CONCURRENT RESOLUTION

To urge and request city, parish, and other local public school systems to discontinue hiring uncertified classroom teachers.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr President	Dupre	Marionneaux
Amedee	Fields	McPherson
Barham	Fontenot	Michot
Broome	Gautreaux B	Murray
Cain	Gautreaux N	Nevers
Cassidy	Heitmeier	Quinn
Chaisson	Jackson	Romero
Cheek	Jones	Shepherd
Cravins	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 30		

**NAYS**

Total - 0

**ABSENT**

Adley	Ellington	Mount
Bajoie	Hollis	Schedler
Boasso	Malone	Smith
Total - 9		

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

**SENATE CONCURRENT RESOLUTION NO. 87—**  
BY SENATOR MOUNT  
A CONCURRENT RESOLUTION

To commend the Louisiana School for Math, Science and the Arts upon being named one of nineteen "Public Elite High Schools" in America by Newsweek magazine and to recognize the achievements of its Class of 2007.

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

**ROLL CALL**

The roll was called with the following result:

June 11, 2007

YEAS

Mr President	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Heitmeier	Romero
Cassidy	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	Hollis	Schedler
Boasso	Malone	
Total - 5		

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

SENATE CONCURRENT RESOLUTION NO. 88—  
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Interagency Task Force on the Future of Family Medicine to work with the Department of Health and Hospitals to develop, prioritize, and implement evidence-based strategies to increase the primary care medical workforce in Louisiana; expand the surveillance of the state's family medicine, primary care, and rural health workforce and medical education programs; and administer the Rural Health Preferential Medical School Scholarship program.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Marionneaux
Amedee	Ellington	McPherson
Bajoie	Fields	Michot
Barham	Fontenot	Murray
Broome	Gautreaux B	Nevers
Cain	Gautreaux N	Quinn
Cassidy	Heitmeier	Romero
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Duplessis	Lentini	
Total - 32		

NAYS

Total - 0

ABSENT

Adley	Malone	Shepherd
Boasso	Mount	
Hollis	Schedler	
Total - 7		

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

SENATE CONCURRENT RESOLUTION NO. 89—  
BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to permanently include Junior Reserve Officer Training Corps instructors employed by city, parish, and other local public school boards in the classifications of school personnel eligible to receive pay raises granted to teachers and other certificated instructional employees.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Fontenot	Murray
Barham	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Heitmeier	Romero
Cassidy	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	Hollis	Schedler
Boasso	Malone	
Total - 5		

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

SENATE CONCURRENT RESOLUTION NO. 90—  
BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To designate June 12, 2007, as "YMCA Day in Louisiana."

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 11, 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. 452—**

BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact R.S. 46:18, relative to copies of health care records of a claimant filing for certain social security benefits; to permit a representative to request and be furnished a copy of health care records; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 589—**

BY REPRESENTATIVE RITCHIE  
AN ACT

To amend and reenact R.S. 9:3573.3(7) and 3573.12, relative to the Credit Repair Services Organizations Act; to provide for collection of payments for services performed; to provide for a change in the statute of limitations; and to provide for related matters.

**HOUSE BILL NO. 627—**

BY REPRESENTATIVE WILLIAMS  
AN ACT

To enact R.S. 11:1942.1, relative to the Parochial Employees' Retirement System; to provide an additional retirement benefit to court reporters employed by Caddo Parish who are paid separately for transcriptions; to provide for computation of such benefits; to provide for applicability; to provide for contributions; and to provide for related matters.

**HOUSE BILL NO. 670—**

BY REPRESENTATIVES BADON AND RICHMOND AND SENATOR MURRAY  
AN ACT

To amend and reenact R.S. 11:1513, relative to the Clerks of Court Retirement and Relief Fund; to provide with respect to reemployment of retirees in certain areas; to provide that clerks of court in parishes affected by Hurricane Katrina or Rita may reemploy a retiree for up to one hundred eighty working days, without a reduction in benefits; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 559—**

BY REPRESENTATIVE ERDEY  
AN ACT

To amend and reenact R.S. 13:2575(B)(1), relative to the adoption of ordinances; to authorize any municipality or parish to adopt ordinances establishing certain administrative adjudication hearing procedures; 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. 452—**

BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact R.S. 46:18, relative to copies of health care records of a claimant filing for certain social security benefits; to permit a representative to request and be furnished a copy of health care records; to provide for penalties; and to provide for related matters.

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

**HOUSE BILL NO. 559—**

BY REPRESENTATIVE ERDEY  
AN ACT

To amend and reenact R.S. 13:2575(B)(1), relative to the adoption of ordinances; to authorize any municipality or parish to adopt

ordinances establishing certain administrative adjudication hearing procedures; and to provide for related matters.

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

**HOUSE BILL NO. 589—**

BY REPRESENTATIVE RITCHIE  
AN ACT

To amend and reenact R.S. 9:3573.3(7) and 3573.12, relative to the Credit Repair Services Organizations Act; to provide for collection of payments for services performed; to provide for a change in the statute of limitations; and to provide for related matters.

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

**HOUSE BILL NO. 627—**

BY REPRESENTATIVE WILLIAMS  
AN ACT

To enact R.S. 11:1942.1, relative to the Parochial Employees' Retirement System; to provide an additional retirement benefit to court reporters employed by Caddo Parish who are paid separately for transcriptions; to provide for computation of such benefits; to provide for applicability; to provide for contributions; and to provide for related matters.

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

**HOUSE BILL NO. 670—**

BY REPRESENTATIVES BADON AND RICHMOND AND SENATOR MURRAY  
AN ACT

To amend and reenact R.S. 11:1513, relative to the Clerks of Court Retirement and Relief Fund; to provide with respect to reemployment of retirees in certain areas; to provide that clerks of court in parishes affected by Hurricane Katrina or Rita may reemploy a retiree for up to one hundred eighty working days, without a reduction 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.

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**RETIREMENT**

Senator D.A. "Butch" Gautreaux, Chairman on behalf of the Committee on Retirement, submitted the following report:

June 11, 2007

To the President and Members of the Senate:

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

**HOUSE CONCURRENT RESOLUTION NO. 7—**

BY REPRESENTATIVE SCHNEIDER AND SENATOR B. GAUTREUX AND REPRESENTATIVE SALTER AND SENATOR HINES AND REPRESENTATIVES JANE SMITH AND WALSWORTH AND SENATOR ELLINGTON AND REPRESENTATIVES ARNOLD, CURTIS, DOERGE, GEYMAN, HARRIS, KLECKLEY, ROBIDEAUX, AND TRAHAN  
A CONCURRENT RESOLUTION

To approve a cost-of-living increase requested by the board of trustees of the Louisiana State Employees' Retirement System (LASERS) of up to two and one-half percent and an additional cost-of-living increase of up to one-half of one percent for LASERS retirees, survivors, and beneficiaries, effective July 1, 2007.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 135—**  
BY REPRESENTATIVE TRAHAN  
A CONCURRENT RESOLUTION

To urge and request the thirteen state and statewide public retirement systems to meet voluntarily on at least a semi-annual basis to share and discuss investment strategies.

Reported favorably.

**HOUSE BILL NO. 252—**  
BY REPRESENTATIVE GEYMAN  
AN ACT

To enact R.S. 11:2256.1, relative to the Firefighters' Retirement System; to provide for the removal of a former spouse as a beneficiary of any benefits payable by the system, upon consent of both parties to a divorce and a court order; to provide for a restoration of benefits; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 253—**  
BY REPRESENTATIVES MORRIS AND MONTGOMERY  
AN ACT

To amend and reenact R.S. 11:2178.1(B), relative to the Sheriffs' Pension and Relief Fund; to provide for a four-year back-deferred retirement option plan period for members with over thirty years of service; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 295—**  
BY REPRESENTATIVE T. POWELL AND SENATOR QUINN  
AN ACT

To enact R.S. 11:2219(F), relative to the Municipal Police Employees' Retirement System; to provide for service credit in the system for certain municipal employees who were erroneously enrolled in the Municipal Employees' Retirement System and subsequently transferred to the Municipal Police Employees' Retirement System; to provide for certain payments by the employing municipality; to provide for conditions relative to such transfers and purchases of service credit; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 415—**  
BY REPRESENTATIVE MORRIS  
AN ACT

To amend and reenact R.S. 11:1761 and 2225(A)(7)(c) and to enact R.S. 11:1145(C) and 2225(A)(7)(d), relative to a nonrecurring lump-sum benefit for certain benefit recipients of certain state and statewide retirement systems; to authorize a nonrecurring lump-sum benefit if a cost-of-living adjustment is not payable based on the system valuation for the fiscal year ending June 30, 2007, subject to certain conditions and limitations; to provide for applicability to the Louisiana School Employees' Retirement System, the Municipal Employees' Retirement System of Louisiana, and the Municipal Police Employees' Retirement System; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 440—**  
BY REPRESENTATIVES SCHNEIDER, WALSWORTH, ARNOLD, CURTIS, DOERGE, GEYMAN, HARRIS, KLECKLEY, MCDONALD, ROBIDEAUX, AND TRAHAN  
AN ACT

To amend and reenact R.S. 11:2178(M)(1), relative to the Sheriffs' Pension and Relief Fund; to provide authority for the board of trustees to grant a cost-of-living adjustment for the year ending June 30, 2007; to provide for limitations on such cost-of-living adjustment; to provide for eligibility for such cost-of-living adjustment; to provide for an additional cost-of-living

adjustment for certain individuals over sixty-five; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 671—**  
BY REPRESENTATIVE SALTER  
AN ACT

To amend and reenact R.S. 11:441(A)(1)(introductory paragraph) and 444(A)(2)(b), to enact R.S. 11:544, and to repeal R.S. 11:607, relative to the Louisiana State Employees' Retirement System; to provide with respect to certain peace officers of the Department of Public Safety and Corrections; to provide for retirement eligibility; to provide for benefit calculation; to provide for contributions and a funding source therefor; to create a fund in the treasury; to provide for the deposit of certain monies to such fund; to specify uses for the monies in such fund; to provide for disbursement from the fund; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
D.A. "BUTCH" GAUTREAUX  
Chairman

**REPORT OF COMMITTEE ON  
FINANCE**

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

June 11, 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. 118—**  
BY SENATOR MALONE  
AN ACT

To amend and reenact R.S. 29:412 and 414, relative to credit in retirement systems for service in the uniformed services; to provide for payment of contributions to public retirement systems for such service credit; to provide for time periods for payment of such contributions; to specify that any employee of the city of Shreveport who is a member of the Firefighters' Retirement System or the Municipal Police Employees' Retirement System and any employee of the city of Bossier City shall have certain employee contributions funded by his employer; to provide for refunds of certain previously paid amounts; to prohibit the use of certain assessments against insurers for payment of such contributions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 4—**  
BY REPRESENTATIVES ALARIO, ALEXANDER, ANDERS, ANSARDI, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CURTIS, 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, 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, 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

AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1) and (2)(a), and 2218.8(B) and (G) and to enact R.S. 33:2218.10, relative to supplemental pay for firemen, police officers, law enforcement officers of certain state agencies and political subdivisions, deputy sheriffs, and full-time deputy sheriffs employed as field representatives or process servers, harbor police, bridge police, and fireboat employees; to increase such supplemental pay; to provide for extra compensation for commissioned law enforcement officers of the Department of Wildlife and Fisheries and commissioned law enforcement officers of the Department of Public Safety and Corrections, excluding those in state police service; to provide for extra compensation for commissioned law enforcement officers employed by a public institution of higher education; to provide for extra compensation for certain harbor police officers, fireboat operators, and bridge police officers employed by the state; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 806—

BY REPRESENTATIVES THOMPSON, ANDERS, BRUCE, CAZAYOUX, DOWNS, FANNIN, FRITH, MICKEY GUILLORY, HILL, HUNTER, KENNEY, LAFLEUR, McDONALD, JACK SMITH, ST. GERMAIN, STRAIN, AND WALSWORTH

AN ACT

To enact R.S. 3:333, relative to a Delta Development Initiative; to provide for legislative findings; to require the Center for Rural Initiatives to plan, develop, and implement a Delta Development Initiative; to provide for initiative purposes and components; to provide for collaboration with certain entities; to require certain responsibilities for the center in carrying out the initiative; to provide for evaluation and reports; and to provide for related matters.

Reported favorably.

Respectfully submitted, FRANCIS C. HEITMEIER Chairman

Rules Suspended

Senator Cain asked for and obtained a suspension of the rules for the purpose of recalling Senate Concurrent Resolution No. 72 from the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE CONCURRENT RESOLUTION NO. 72—

BY SENATOR CAIN

A CONCURRENT RESOLUTION

To urge and request the Senate and House committees on agriculture, forestry, aquaculture and rural development to study the issues of the National Animal Identification System of the United States Department of Agriculture and to hold a public hearing in each region of the state to provide an opportunity for public testimony on the program.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Position, Name. Lists members of the Senate who voted 'YEAS'.

Table with 3 columns: Name, Position, Name. Lists members of the Senate who voted 'NAYS' and 'ABSENT'.

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

Appointment of Conference Committee on House Bill No. 269

The President of the Senate appointed on the Conference Committee on House Bill No. 269 the following members of the Senate: Senators Hines, Nevers and Smith.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 11, 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. 11—

BY REPRESENTATIVES HUTTER AND GARY SMITH AND SENATORS AMEDEE, CAIN, DUPLESSIS, FONTENOT, HOLLIS, MICHOT, AND SMITH

A CONCURRENT RESOLUTION

To authorize and direct the State Licensing Board for Contractors to consult with the attorney general in order to develop proposed legislation creating a homeowner's bill of rights to protect the rights of homeowners when building or repairing their homes, particularly in those areas impacted by Hurricane Katrina and Hurricane Rita.

HOUSE CONCURRENT RESOLUTION NO. 41—

BY REPRESENTATIVES ST. GERMAIN, BURRELL, R. CARTER, FARRAR, FAUCHEUX, GREENE, ELBERT GUILLORY, LABRUZZO, M. POWELL, RICHMOND, TOOMY, AND WHITE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to research and promote Virtual Command Technology to improve police, emergency medical services (EMS), and fire protection.

HOUSE CONCURRENT RESOLUTION NO. 42—

BY REPRESENTATIVES ST. GERMAIN, BURRELL, R. CARTER, FARRAR, FAUCHEUX, GREENE, ELBERT GUILLORY, LABRUZZO, M. POWELL, RICHMOND, TOOMY, AND WHITE

A CONCURRENT RESOLUTION

To urge and request state and local governments to research and implement Virtual Command Technology to improve emergency services.

HOUSE CONCURRENT RESOLUTION NO. 48—

BY REPRESENTATIVE KENNARD

A CONCURRENT RESOLUTION

To recognize September as Louisiana Poultry and Egg Month.

June 11, 2007

**HOUSE CONCURRENT RESOLUTION NO. 58—**  
BY REPRESENTATIVES SCHNEIDER AND SCALISE  
A CONCURRENT RESOLUTION

To urge and request the United States Postal Service not to remove the mail forwarding service center from St. Tammany Parish.

**HOUSE CONCURRENT RESOLUTION NO. 84—**  
BY REPRESENTATIVE HUTTER  
A CONCURRENT RESOLUTION

To urge and request the Department of Economic Development to prepare a report with respect to any known business studies that rank Louisiana's economy or its businesses against the economies or businesses of other states.

**HOUSE CONCURRENT RESOLUTION NO. 120—**  
BY REPRESENTATIVE GREENE  
A CONCURRENT RESOLUTION

To urge and request the State Board of Certified Public Accountants of Louisiana to encourage certified public accountants to take continuing professional education courses which include information relevant to donations made through an income tax check off.

**HOUSE CONCURRENT RESOLUTION NO. 180—**  
BY REPRESENTATIVES MCDONALD AND WALSWORTH AND SENATOR THEUNISSEN  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to formulate, develop, adopt, and implement a paperwork reduction and simplification plan that will reduce paperwork unrelated to instruction that is required by the board and by the state Department of Education from teachers, school administrative personnel, and school boards by twenty percent by not later than the start of the 2010-2011 school year and to provide for a written report to the House and Senate committees on education prior to the convening of the 2008 Regular Session relative to the status of the plan.

**HOUSE CONCURRENT RESOLUTION NO. 182—**  
BY REPRESENTATIVES FANNIN AND WALSWORTH AND SENATOR KOSTELKA  
A CONCURRENT RESOLUTION

To commend Mrs. Bobbie Sims on her retirement after over thirty-five years of service to the educational community of Ouachita Parish, Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 184—**  
BY REPRESENTATIVE DAMICO  
A CONCURRENT RESOLUTION

To commend Ms. Verlie Wims on her achievements in the field of accounting upon her retirement from the Louisiana Department of Natural Resources after thirty-five years of service.

**HOUSE CONCURRENT RESOLUTION NO. 185—**  
BY REPRESENTATIVE JOHN SMITH AND SENATOR CAIN  
A CONCURRENT RESOLUTION

To commend Master Sergeant Dale Owens upon his retirement from the United States Air Force.

**HOUSE CONCURRENT RESOLUTION NO. 186—**  
BY REPRESENTATIVE WALKER  
A CONCURRENT RESOLUTION

To commend Riley B. "B.B." King for his extraordinary musical accomplishments and to welcome him to Louisiana upon his performance at the Paragon Casino in Avoyelles Parish on June 16, 2007.

**HOUSE CONCURRENT RESOLUTION NO. 176—**  
BY REPRESENTATIVE ODINET  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to instruct the United States Army Corps of Engineers to take such actions as are necessary to include pump station repairs and safe house construction in St. Bernard Parish as a part of the projects authorized for funding under the provisions of Public Law 109-234, Flood Control and Coastal Emergencies.

**HOUSE CONCURRENT RESOLUTION NO. 177—**  
BY REPRESENTATIVE KENNARD  
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Specialist William J. "Jared" Crouch, United States Army, who was killed in action in Iraq.

**HOUSE CONCURRENT RESOLUTION NO. 178—**  
BY REPRESENTATIVE MARCHAND  
A CONCURRENT RESOLUTION

To recognize Tuesday, June 5, 2007, as Hunger Awareness Day.

**HOUSE CONCURRENT RESOLUTION NO. 179—**  
BY REPRESENTATIVE BARROW  
A CONCURRENT RESOLUTION

To recognize Thursday, June 7, 2007, as YWCA Day at the legislature.

**HOUSE CONCURRENT RESOLUTION NO. 181—**  
BY REPRESENTATIVE SCALISE  
A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to immediately take all necessary and appropriate actions to provide and distribute positive ground anchorage systems to existing post-disaster emergency temporary housing located in Louisiana.

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

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

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

**Message from the House**

**SIGNED HOUSE BILLS AND JOINT RESOLUTIONS**

June 11, 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 Bills and Joint Resolutions:

**HOUSE BILL NO. 32—**  
BY REPRESENTATIVE HILL  
AN ACT

To enact R.S. 13:2619, relative to the justice of the peace court in Ward 1 of Allen Parish; to authorize the constable of the court to utilize certain surplus automobiles; and to provide for related matters.

**HOUSE BILL NO. 62—**  
BY REPRESENTATIVE CROWE AND SENATOR SCHEDLER  
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.

**HOUSE BILL NO. 70—**  
BY REPRESENTATIVE WADDELL  
AN ACT

To amend and reenact R.S. 40:966(E)(3), relative to possession of marijuana; to provide for a fine as a penalty for third or subsequent conviction of possession of marijuana; and to provide for related matters.



**HOUSE BILL NO. 74—**  
 BY REPRESENTATIVES CROWE AND STRAIN AND SENATORS  
 NEVERS AND SCHEDLER

AN ACT

To enact R.S. 33:1573.1, relative to the office of the coroner of St. Tammany Parish; to provide relative to the receipt by the coroner of certain ad valorem tax revenues; to provide relative to a cooperative endeavor agreement between the parish and the coroner; to provide for the powers and duties of the specified office of the coroner and the fiscal operation of the coroner's office; to provide for salaries; to provide for an annual report; and to provide for related matters.

**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.

**HOUSE BILL NO. 134—**  
 BY REPRESENTATIVE CHANDLER

AN ACT

To amend and reenact Code of Criminal Procedure Article 883.2, relative to restitution to victims of crime; to provide that if the defendant agrees as a term of a plea agreement, the court shall order restitution to be paid to other victims of the defendant's criminal conduct, although those persons are not the victims of the criminal charge to which the defendant pleads; and to provide for related matters.

**HOUSE BILL NO. 150—**  
 BY REPRESENTATIVES ANSARDI AND MARTINY

AN ACT

To enact Code of Evidence Articles 507(E) and 508(E), relative to the subpoena of lawyers in civil and criminal cases; to provide that the prohibition against the issuance of subpoenas requiring lawyers to reveal privileged or work product information extends to prosecutors and lawyers representing the state or any political subdivision or employed by the Louisiana Legislature; and to provide for related matters.

**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.

**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.

**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.

**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.

**HOUSE BILL NO. 243—**  
 BY REPRESENTATIVE DAMICO

AN ACT

To amend and reenact Code of Criminal Procedure Article 731(B), relative to the issuance of subpoenas; to authorize the clerk of court for the Twenty-Fourth Judicial District Court to sign subpoenas electronically; and to provide for related matters.

**HOUSE BILL NO. 270—**  
 BY REPRESENTATIVES ALARIO, BEARD, 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.

**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.

**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.

**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.

**HOUSE BILL NO. 303—**  
 BY REPRESENTATIVE TRAHAN

AN ACT

To amend and reenact R.S. 6:1094(C)(1), relative to licensees under the Residential Mortgage Lending Act; to provide for continuing professional education for persons seeking to reinstate or renew their license; and to provide for related matters.

**HOUSE BILL NO. 307—**  
 BY REPRESENTATIVES DAMICO AND PINAC

AN ACT

To amend and reenact R.S. 37:1442(B), (C), and (D), 1443(4)(a) and (b), and 1462(A), relative to the Louisiana Real Estate Commission; to provide for a delinquent renewal time period for active or inactive license or registration; to provide an increase in delinquent renewal fees; to provide for conditions for recovery relative to consent judgments; and to provide for related matters.

**HOUSE BILL NO. 314—**  
 BY REPRESENTATIVE BRUCE

AN ACT

To amend and reenact R.S. 6:1088(F)(4), to enact R.S. 6:103(B)(16), 1083(3.2), and 1088.1, and to repeal R.S. 6:1092(J), relative to the Office of Financial Institutions; to provide for the disclosure of information in connection with an online licensing system; to provide for a definition of licensing system; to provide for

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rejection of a renewal application for licensure; to provide for the establishment and implementation of a licensing system; to provide for collection and imposition of fees by a third party; and to provide for related matters.

**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.

**HOUSE BILL NO. 317—**  
BY REPRESENTATIVES GEYMAN AND SCHNEIDER  
AN ACT

To enact R.S. 6:1090(I), relative to the Residential Mortgage Lending Act; to provide for a restriction on licensees; and to provide for related matters.

**HOUSE BILL NO. 339—**  
BY REPRESENTATIVES QUEZAIRE 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.

**HOUSE BILL NO. 342—**  
BY REPRESENTATIVE WOOTON  
AN ACT

To enact Code of Criminal Procedure Article 893.3(J)(6), relative to the imposition of sentence on felony or specifically enumerated misdemeanor in which firearm was possessed, used, or discharged; to add the crime of domestic abuse battery as an enumerated misdemeanor offense; and to provide for related matters.

**HOUSE BILL NO. 355—**  
BY REPRESENTATIVES KLECKLEY AND THOMPSON  
AN ACT

To amend and reenact R.S. 37:766 and 780(B)(1), relative to the practice of dentistry; to provide for employment of dental hygienists; to provide for operations of dental hygienists; to provide for the committee's authority relative to administrative hearings; and to provide for related matters.

**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.

**HOUSE BILL NO. 387—**  
BY REPRESENTATIVE FARRAR AND SENATOR MCPHERSON  
AN ACT

To amend and reenact R.S. 37:2805(B)(1)(d), 2808(2), 2809(A)(9), and 2810(B), relative to the procedures of the Louisiana Board of Chiropractic Examiners; to provide for licensing requirements; to provide for fees; and to provide for related matters.

**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.

**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.

**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.

**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.

**HOUSE BILL NO. 439—**  
BY REPRESENTATIVE DOERGE AND SENATOR SHEPHERD  
AN ACT

To amend and reenact R.S. 11:788(B)(2), to enact R.S. 11:449(E), and to repeal R.S. 11:788(B)(3), relative to the Teachers' Retirement System of Louisiana and the Louisiana State Employees' Retirement System; to provide with respect to eligibility to redeposit all or any part of an eligible rollover distribution by retirees who received a qualified distribution pursuant to the Katrina Emergency Tax Relief Act of 2005 or the Gulf Opportunity Zone Act of 2005; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 457—**  
BY REPRESENTATIVE ARNOLD AND SENATOR B. GAUTREAUX  
AN ACT

To amend and reenact R.S. 11:2260(A)(9) and R.S. 24:513(C)(1), relative to the Firefighters' Retirement System; to provide relative to audits of employers conducted by the system's board of trustees or the legislative auditor; to provide relative to the powers and duties of the board and the legislative auditor with respect to such audits; to provide for access by the legislative auditor to system and employer books, records, documents, and accounts; to provide penalties for failure of an employer to provide access to records; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 462—**  
BY REPRESENTATIVES GREENE, ALEXANDER, ANDERS, ARNOLD, BADON, BALDONE, BAUDOIN, BRUCE, CAZAYOUX, CHANDLER, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DOVE, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUTTER, KATZ, KENNARD, KENNEY, LABRUZZO, LAMBERT, LANCASTER, LORUSSO, MCDONALD, MORRELL, ODINET, PIERRE, PITRE, M. POWELL, T. POWELL, QUEZAIRE, SCALISE, SCHNEIDER, SMILEY, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WINSTON, AND WOOTON  
AN ACT

To amend and reenact R.S. 14:34.2(B)(3), relative to the crime of battery of a police officer; to provide for a minimum mandatory period of incarceration when the battery results in an injury requiring medical attention; and to provide for related matters.

**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.

**HOUSE BILL NO. 526—**  
BY REPRESENTATIVE ANDERS AND SENATOR JONES  
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 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.

**HOUSE BILL NO. 595—**  
BY REPRESENTATIVES TRAHAN, ALARIO, ALEXANDER, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HEBERT, HILL, HONEY, HUTTER, JACKSON, JEFFERSON, KATZ, KENNARD, KENNEY, KLECKLEY, JAFLEUR, LANCASTER, LORUSSO, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRIS, MORRISH, PIERRE, PINAC, PITRE, T. POWELL, QUEZAIRE, RITCHIE, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, AND WOOTON AND SENATORS BROOME, CASSIDY, CHAISSON, ELLINGTON, HINES, QUINN, THEUNISSEN, AND ULLO  
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.

**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.

**HOUSE BILL NO. 832—**  
BY REPRESENTATIVE HUNTER AND SENATORS CHEEK, CRAVINS, JONES, MURRAY, AND NEVERS  
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.

**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.

**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.

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

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

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

**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 11, 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 Resolutions have been properly enrolled:

**SENATE RESOLUTION NO. 46—**  
BY SENATOR THEUNISSEN  
A RESOLUTION

To declare May 23, 2007, as Louisiana Chemical Industry Day.

**SENATE RESOLUTION NO. 47—**  
BY SENATOR SHEPHERD  
A RESOLUTION

To commend Ida Taylor Tatum of Westwego, Louisiana on the occasion of her seventieth birthday.

**SENATE RESOLUTION NO. 53—**  
BY SENATORS BOASSO, ADLEY, AMEDEE, BAJOIE, BARHAM, BROOME, CASSIDY, CHAISSON, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, B. GAUTREAUX, N. GAUTREAUX, HINES, HOLLIS, JACKSON, KOSTELKA, LENTINI, MALONE, MCPHERSON, MOUNT, NEVERS, QUINN, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO  
A RESOLUTION

To memorialize the Congress of the United States and urge and request the federal administration to fulfill the commitment to the citizens of Louisiana to fully fund recovery from damages resulting from hurricanes Katrina and Rita.

**SENATE RESOLUTION NO. 55—**  
BY SENATOR CRAVINS  
A RESOLUTION

To commend Carlton and Lauris Jordan for being named the "2007 Foster Family of the Year" for the Lafayette Region of the Department of Social Services.

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**SENATE RESOLUTION NO. 56—**  
BY SENATOR FIELDS

A RESOLUTION

To commend and congratulate participants of the Louisiana Leadership Institute for their achievements in high school and extends best wishes for their future endeavors.

**SENATE RESOLUTION NO. 59—**  
BY SENATORS BAJOIE AND BROOME

A RESOLUTION

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Earline Elaine Brown.

Respectfully submitted,  
CHARLES D. JONES  
Chairman

The foregoing Senate Resolutions were signed by the President of the Senate and presented to the Secretary of State by the Secretary.

**Message to the Secretary of State**

**SIGNED**

**SENATE CONCURRENT RESOLUTIONS**

June 11, 2007

To the Honorable Secretary of State:

The President of the Senate and the Speaker of the House of Representatives have signed the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 25—**  
BY SENATORS DUPLESSIS, BAJOIE, BOASSO, BROOME, FIELDS, B. GAUTREAU, JACKSON, MURRAY AND SCHEDLER

A CONCURRENT RESOLUTION

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

**SENATE CONCURRENT RESOLUTION NO. 65—**  
BY SENATORS SCHEDLER, BOASSO, NEVERS, QUINN, ADLEY, AMEDEE, BAJOIE, BARHAM, BROOME, CAIN, CASSIDY, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, ROMERO, SHEPHERD, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES BURNS, CROWE, RITCHIE, SCHNEIDER, STRAIN AND WINSTON

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Pearl Williams, Councilwoman-at-Large for the city of Slidell.

**SENATE CONCURRENT RESOLUTION NO. 66—**  
BY SENATORS CHEEK, ADLEY AND MALONE AND REPRESENTATIVES MONTGOMERY AND JANE SMITH

A CONCURRENT RESOLUTION

To commend Breanna Spivy for her many extraordinary achievements and her outstanding ability to overcome adversity and physical impediment.

**SENATE CONCURRENT RESOLUTION NO. 68—**  
BY SENATORS BAJOIE, ADLEY, AMEDEE, 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, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVE MARCHAND

A CONCURRENT RESOLUTION

To commend Antoine Dominique "Fats" Domino for his exceptional and unique rock 'n roll singing style and to designate June 19, 2007, as "Fats" Domino Day in Louisiana.

**SENATE CONCURRENT RESOLUTION NO. 69—**  
BY SENATOR BAJOIE AND REPRESENTATIVES K. CARTER AND GRAY

A CONCURRENT RESOLUTION

To commend Delta Sigma Theta Sorority, Inc., for its achievements and community service and to designate May 30, 2007, as Delta Sigma Theta Sorority "Red and White" Day at the Legislature of Louisiana.

**SENATE CONCURRENT RESOLUTION NO. 70—**  
BY SENATOR MCPHERSON AND REPRESENTATIVE CURTIS

A CONCURRENT RESOLUTION

To commend Meredith Carstens Menache on receipt of the Student of the Year award from the Rapides Parish School Board and to congratulate her for many outstanding scholastic achievements.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Adjournment**

Senator Bajoie moved that the Senate adjourn until Tuesday, June 12, 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 12, 2007.

GLENN A. KOEPP  
Secretary of the Senate

LYNDA E. WHEELER  
Journal Clerk