

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

TWENTY-SIXTH 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

Thursday, June 14, 2007

The Senate was called to order at 1:30 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

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

PRESENT

Mr President	Dupre	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	Lentini	Theunissen
Cravins	Malone	Uilo
Duplessis	Marionneaux	
Total - 38		

ABSENT

Kostelka
Total - 1

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

Prayer

The prayer was offered by Pastor Scott Bledsoe, 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 Amedee, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Messages from the House

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 14, 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. 98—
BY SENATOR MCPHERSON AND REPRESENTATIVES CURTIS AND DEWITT

A CONCURRENT RESOLUTION

To commend James E. Morgan on his retirement as a health care administrator for LSU Health Care Services, for his unselfish commitment to forty-three years of public service to the state of Louisiana, and for his outstanding contributions to public health.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 99—
BY SENATOR DUPRE AND REPRESENTATIVE PITRE

A CONCURRENT RESOLUTION

To commend Shaely Cheramie of South Lafourche High School, daughter of Jimmy and Shada Cheramie, upon her selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

Reported without amendments.

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

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

June 13, 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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 137—
BY SENATOR FONTENOT

AN ACT

To repeal R.S. 32:808 and 809, relative to certain used motor vehicle dealers; to remove the requirement for the possession of a buyer's identification card for certain transactions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 245—
BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 4:145.1 and to enact R.S. 4:166.7, relative to the Louisiana State Racing Commission; to provide for the exclusive venue for law suits against the commission; to provide for the allocation of proceeds from exotic wagering; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 256—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 6:969.18(A)(2) and to enact R.S. 6:969.42, relative to the Louisiana Motor Vehicle Sales Finance Act; to authorize the collection of certain fees by the seller of a motor vehicle; to provide for venue of litigation or arbitration regarding a motor vehicle credit transaction; and to provide for related matters.

Reported with amendments.

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

**Privilege Report of the
Legislative Bureau**

June 14, 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. 22—
BY REPRESENTATIVES FARRAR AND LAMBERT
AN ACT

To amend and reenact R.S. 15:893.1(introductory paragraph) and (2), relative to correctional facilities; to provide with respect to inmates who are not eligible for assignment to Work Training Facility North, now J. Levy Dabadie Correctional Center; to correct the name of Work Training Facility North; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 73—
BY REPRESENTATIVE ANSARDI
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 149—
BY REPRESENTATIVE MARTINY
AN ACT

To amend and reenact R.S. 47:9025(B)(1) and to enact R.S. 47:9027, relative to lottery prizes; to provide for the assignment of deferred lottery annuity prizes; to provide for procedures for issuing a court order approving a voluntary assignment; to provide criteria for issuing a court order approving a voluntary assignment; to provide for the establishment of fees to defray administrative costs associated with assignments; to provide for a time period for cancellation of the assignment; to provide limitations and restrictions with respect to assignments; to provide time periods for notice of hearings; to provide time periods regarding action to be taken by the corporation with respect to assignments; to provide with respect to limitations of liability; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 203—
BY REPRESENTATIVE ANSARDI
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 222—
BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 15:1152, 1153(A)(2), 1154(D) and (E), 1157, 1158, 1159, and 1161(A), (B), and (D), relative to prison enterprises; to authorize prison enterprises to provide products and services to public employees; to delete provisions requiring that products and services be provided at the cost to the department for providing the goods and services; to provide for a professional timber management consultant; to provide consultation relative to and concurrence in the development of budgets regarding prison enterprises; to provide relative to sales of goods and services; to authorize the use of inmate labor in maintaining existing production and service facilities; to provide relative to proceeds of sales; to provide relative to sales of livestock breeding services and fees charged for services; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 222 by Representative Johns

AMENDMENT NO. 1

On page 2, line 20, following "secretary" and before "the" change ":" to "z"

HOUSE BILL NO. 229—
BY REPRESENTATIVES GALLOT, LAMBERT, JACK SMITH, AND ST. GERMAIN AND SENATORS MALONE AND MCPHERSON
AN ACT

To amend and reenact R.S. 15:255(A)(3), relative to payment of witness fees to certain law enforcement officers required to appear in court; to provide for the manner of payment of witness fees to law enforcement officers employed by the Department of Public Safety and Corrections, public safety services, and the Department of Wildlife and Fisheries; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 238—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 27:29.3(A), relative to non-gaming supplier permits; to increase the amount of business a supplier of non-gaming goods and services must conduct with certain gaming licensees to require the issuance of a non-gaming supplier permit; to provide for the adoption of rules for reporting by certain suppliers; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 238 by Representative Wooton

AMENDMENT NO. 1

On page 2, line 5, following "27:44(14)" change "R. S. 27:" to "and"

AMENDMENT NO. 2

On page 2, line 7, following "27:44(14)" delete "," and on line 8, change "R. S. 27:" to "and"

HOUSE BILL NO. 290—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 13:972(D), relative to court reporters for the Twenty-Fifth Judicial District Court in Plaquemines Parish; to provide for the fees to be charged for transcriptions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 294—

BY REPRESENTATIVE CHANDLER
AN ACT

To amend and reenact R.S. 15:1105.1(A)(introductory paragraph), 1105.3(B), and 1105.5(B), relative to the Central Louisiana Juvenile Detention Center Authority; to change the name of the authority to the Central Louisiana Youth Authority; to remove the requirement that the board of commissioners meetings be held at the domicile of the board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 378—

BY REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 30:2548, relative to litter abatement; to create the "Adopt a Water Body" program; to establish responsibilities of participants; to provide for signage; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 391—

BY REPRESENTATIVE ERDEY
AN ACT

To enact R.S. 33:1448.2, relative to payment of group health insurance premiums for retired sheriffs and deputy sheriffs; to create the Livingston Parish Retired Employees' Insurance Fund; to provide relative to eligible retired sheriffs and retired deputy sheriffs; to provide for the total amount of principal and earning in the Livingston Parish Retired Employees' Insurance Fund; to provide for the limitations on withdrawal and appropriation of monies; to provide for limitations of equity and fixed income investments; to provide for the membership and election on the investment advisory board and the filling of vacancies thereon; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 391 by Representative Erdey

AMENDMENT NO. 1

On page 2, line 8, following "Subsection G" and before "1" insert "of this Section"

AMENDMENT NO. 2

On page 2, line 16, following "Subsection C" insert "of this Section"

AMENDMENT NO. 3

On page 3, line 4, following "Subsection C" and before "1" insert "of this Section"

HOUSE BILL NO. 441—

BY REPRESENTATIVES LAFLEUR, LORUSSO, THOMPSON, AND TOOMY AND SENATOR BARHAM
AN ACT

To amend and reenact R.S. 29:1(B), 5(C), 7(A) and (B), 7.1(B), 26(A), 28.1, 110, 115(B)(introductory paragraph) and (2), 116(1)(a) and (2), 118(A) and (B)(1) and (6), 119(C), 120(C)(3), 122, 158(B), 161, 165(A), 166(A) through (D), 170, 171, 173, 174, and 175 and to enact R.S. 29:7.1(C), relative to the regulation of the Military Department; to provide for regulation of law enforcement within the department; to provide for pay, allowances, and benefits of certain persons within the department; to provide relative to the situations which state military forces and individual service members may be called into state active service; to provide for the administration and operation of military property; to provide for the composition and conduct of disciplinary proceedings of service members; to provide for an effective date; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 441 by Representative LaFleur

AMENDMENT NO. 1

On page 2, between lines 3 and 4 insert " * * * "

HOUSE BILL NO. 479—

BY REPRESENTATIVES GRAY, BADON, BARROW, BAUDOIN, BAYLOR, BRUCE, BURRELL, CAZAYOUX, CURTIS, DAMICO, DANIEL, DORSEY, DURAND, FARRAR, GALLOT, ELCIE GUILLORY, HARRIS, HEBERT, HONEY, HUNTER, JACKSON, JEFFERSON, JOHNS, KENNEY, LAFONTA, MONTGOMERY, MORRISH, PIERRE, PINAC, T. POWELL, QUEZAIRE, RICHMOND, SALTER, JACK SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, WALKER, AND WOOTON AND SENATORS ADLEY, BROOME, CRAVINS, DUPLESSIS, FIELDS, B. GAUTREAUX, JONES, MARIONNEAU, MURRAY, SCHEDLER, AND SHEPHERD
AN ACT

To enact R.S. 29:726.1, relative to the Louisiana Homeland Security and Emergency Assistance and Disaster Act; to provide legislative intent; to authorize inclusion of nongovernmental nonprofit organizations in the delivery of public services related to emergencies and disasters; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 647—

BY REPRESENTATIVE CHANDLER
AN ACT

To enact Part I-C of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:741 through 743, relative to private correctional facilities; to provide for definitions; to provide that private correctional facility officers have the same authority as state correctional facility officers to perform their duties, including the use of force; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 647 by Representative Chandler

AMENDMENT NO. 1

On page 2, line 4, following "American" change "Corrections" to "Correctional"

HOUSE BILL NO. 657—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 35:191(S), relative to notaries public; to provide for reciprocal notarial authority in the parishes of Natchitoches, Sabine, Red River, Bienville, Vernon, and Winn; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 913— (Substitute for House Bill No. 224 by Representative Townsend)

BY REPRESENTATIVES TOWNSEND, SALTER, AND FAUCHEUX
AN ACT

To amend and reenact R.S. 16:516, relative to the payment of health insurance premiums of the district attorneys in the Twenty-Second and Thirty-Ninth judicial districts; to provide with respect to payment of health insurance for certain retired district attorneys; to establish criteria for eligibility; and to provide for related matters.

Reported without amendments.

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

BY REPRESENTATIVE DURAND
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 966— (Substitute for House Bill No. 764 by Representative Heaton)

BY REPRESENTATIVES HEATON AND ANSARDI
AN ACT

To amend and reenact Code of Civil Procedure Article 561(A), relative to the abandonment of civil actions; to provide an exception for Hurricanes Katrina and Rita; and to provide for related matters.

Reported without amendments.

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

BY REPRESENTATIVE LORUSSO
AN ACT

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

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 967 by Representative Lorusso

AMENDMENT NO. 1

On page 1, line 15, following "provisions of" and before "," change "Section 9 of this Title" to "R. S. 19:9"

AMENDMENT NO. 2

On page 1, line 19, following "in" and before "." change "Section 2.1 of this Title" to "R. S. 19:2.1"

AMENDMENT NO. 3

On page 2, line 1, following "in" and before "has" change "Section 2 of this Title" to "R. S. 19:2"

AMENDMENT NO. 4

On page 2, line 9, at the beginning of the line and before "," change "Section 9 hereof" to "R. S. 19:9"

AMENDMENT NO. 5

On page 2, line 11, following "in" and before "." change "Section 2.1 of this Title" to "R. S. 19:2.1"

AMENDMENT NO. 6

On page 2, line 12, following "shall" and before "to" change "only apply" to "apply only"

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.

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 93—

BY SENATOR CRAVINS

A RESOLUTION

To commend Father Jason Mouton upon the celebration of the fifteenth anniversary of his ordination into the priesthood and of distinguished service to the numerous congregations he has ministered to throughout south Louisiana.

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

SENATE RESOLUTION NO. 94—

BY SENATOR SCHEDLER

A RESOLUTION

To designate the week up to and including Fathers' Day, June 11 through June 17, 2007, as Men's Health Week at the Louisiana Senate.

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

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 13, 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. 450—

BY REPRESENTATIVE BURNS

AN ACT

To amend and reenact R.S. 3:2(C) and to enact R.S. 40:16.2, relative to state funds; to provide for the disposition of certain proceeds from the sale or lease of certain property operated or previously operated by the Department of Health and Hospitals; to create the Department of Health and Hospitals' Facility Support Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; and to provide for related matters.

HOUSE BILL NO. 847—
BY REPRESENTATIVES JEFFERSON, CURTIS, AND SCALISE
AN ACT

To enact R.S. 47:297(P), relative to individual income tax credits; to provide for a credit for certain individuals who were previously employed as public school classroom teachers in certain parishes upon reemployment; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 896—
BY REPRESENTATIVES HUNTER, ARNOLD, BADON, BALDONE, CURTIS, FAUCHEUX, HILL, HONEY, KENNEY, RITCHIE, JANE SMITH, AND THOMPSON
AN ACT

To enact Chapter 10-E of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4549.1 through 4549.5, relative to the Local Government Capital Outlay Projects Fund Program; to provide legislative findings; to establish the Local Government Capital Outlay Projects Fund Program; to provide for funding of the program; to provide for the administration of the program; to provide for financing conditions and repayment; and to provide for related matters.

HOUSE BILL NO. 928—
BY REPRESENTATIVES ALARIO, ALEXANDER, ANDERS, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GRAY, ELCIE GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUTTER, JACKSON, JEFFERSON, KATZ, KENNARD, KENNEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, LORUSSO, MARTINY, 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, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, WADDELL, WALKER, WHITE, WILLIAMS, AND WOOTON
AN ACT

To enact R.S. 47:297.7, relative to the individual income tax; to provide for a tax credit for a certain percentage of property taxes paid by certain persons; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 949—
BY REPRESENTATIVES MARCHAND, ARNOLD, BADON, BALDONE, FAUCHEUX, HEATON, HILL, HONEY, KENNEY, MONTGOMERY, RICHMOND, AND RITCHIE
AN ACT

To enact R.S. 47:297(P) and (Q), relative to the individual income tax; to provide for a tax credit for persons who volunteer for certain recreation departments and as firefighters; and to provide for related matters.

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

House Bills and Joint Resolutions

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

HOUSE BILL NO. 450—
BY REPRESENTATIVE BURNS
AN ACT

To amend and reenact R.S. 3:2(C) and to enact R.S. 40:16.2, relative to state funds; to provide for the disposition of certain proceeds from the sale or lease of certain property operated or previously operated by the Department of Health and Hospitals; to create the Department of Health and Hospitals' Facility Support Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; 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. 847—
BY REPRESENTATIVES JEFFERSON, CURTIS, AND SCALISE
AN ACT

To enact R.S. 47:297(P), relative to individual income tax credits; to provide for a credit for certain individuals who were previously employed as public school classroom teachers in certain parishes upon reemployment; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 896—
BY REPRESENTATIVES HUNTER, ARNOLD, BADON, BALDONE, CURTIS, FAUCHEUX, HILL, HONEY, KENNEY, RITCHIE, JANE SMITH, AND THOMPSON
AN ACT

To enact Chapter 10-E of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4549.1 through 4549.5, relative to the Local Government Capital Outlay Projects Fund Program; to provide legislative findings; to establish the Local Government Capital Outlay Projects Fund Program; to provide for funding of the program; to provide for the administration of the program; to provide for financing conditions and repayment; 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. 928—
BY REPRESENTATIVES ALARIO, ALEXANDER, ANDERS, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GRAY, ELCIE GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUTTER, JACKSON, JEFFERSON, KATZ, KENNARD, KENNEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, LORUSSO, MARTINY, 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, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, WADDELL, WALKER, WHITE, WILLIAMS, AND WOOTON
AN ACT

To enact R.S. 47:297.7, relative to the individual income tax; to provide for a tax credit for a certain percentage of property taxes paid by certain persons; 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. 949—
BY REPRESENTATIVES MARCHAND, ARNOLD, BADON, BALDONE, FAUCHEUX, HEATON, HILL, HONEY, KENNEY, MONTGOMERY, RICHMOND, AND RITCHIE
AN ACT

To enact R.S. 47:297(P) and (Q), relative to the individual income tax; to provide for a tax credit for persons who volunteer for certain recreation departments and as firefighters; and to provide for related matters.

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

Messages from the House

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

June 13, 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. 209— BY REPRESENTATIVES SALTER, ALARIO, ALEXANDER, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, LORUSSO, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRIS, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, 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 AND SENATOR HINES

A CONCURRENT RESOLUTION

To commend Lord Derek Foster of Bishop Auckland, Nigel Waterson, a Member of Parliament for Eastbourne, and John Robertson, a Member of Parliament for Glasgow North West, for their commitment to the organization and genesis of the "Friends of Louisiana".

HOUSE CONCURRENT RESOLUTION NO. 211— BY REPRESENTATIVE HONEY A CONCURRENT RESOLUTION

To commend Dr. Dolores R. Spikes, former president of the Southern University System, for her outstanding accomplishments.

HOUSE CONCURRENT RESOLUTION NO. 114— BY REPRESENTATIVES MONTGOMERY, ALEXANDER, BADON, CHANDLER, CRANE, FANNIN, HONEY, AND M. POWELL A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to calculate the total value of all benefits, in addition to salary, provided to Louisiana teachers as part of their total compensation, including but not limited to retirement benefits (including Deferred Retirement Option Plan benefits), survivor benefits, health insurance, dental and optical coverage, life insurance, Section 125 flexible benefits plans, worker's compensation, leaves of absence, incentive pay, supplemental pay, and continuing education programs and to submit a written report of such calculation, detailing the benefits included, to the House Committee on Education and the Senate Committee on Education by not later than October 1, 2007.

HOUSE CONCURRENT RESOLUTION NO. 210— BY REPRESENTATIVE TOOMY A CONCURRENT RESOLUTION

To urge and request the Louisiana Housing Finance Agency to cooperate and coordinate with local governmental subdivisions, and any agency or instrumentality thereof, in the administration and allocation of low-income housing tax credits, to provide information regarding any tax credit application by certified mail to the appropriate local governmental subdivision, and to afford such local governmental subdivision an opportunity to comment on, support, or oppose any tax credit application prior to action being taken by the agency on such application.

HOUSE CONCURRENT RESOLUTION NO. 212— BY REPRESENTATIVE CROWE A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to revise the National Flood Insurance Program to extend coverage for other natural disasters.

HOUSE CONCURRENT RESOLUTION NO. 213— BY REPRESENTATIVE DANIEL A CONCURRENT RESOLUTION

To commend Catholic High School in Baton Rouge, Louisiana, for being named as the 2007 Class 5A winner of the Louisiana High School Athletic Association's All-Sports Award.

HOUSE CONCURRENT RESOLUTION NO. 214— BY REPRESENTATIVE MICKEY GUILLORY A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to establish a bicycle path along Louisiana Highway 35 between Rayne and Church Point.

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. 114— BY REPRESENTATIVES MONTGOMERY, ALEXANDER, BADON, CHANDLER, CRANE, FANNIN, HONEY, AND M. POWELL A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to calculate the total value of all benefits, in addition to salary, provided to Louisiana teachers as part of their total compensation, including but not limited to retirement benefits (including Deferred Retirement Option Plan benefits), survivor benefits, health insurance, dental and optical coverage, life insurance, Section 125 flexible benefits plans, worker's compensation, leaves of absence, incentive pay, supplemental pay, and continuing education programs and to submit a written report of such calculation, detailing the benefits included, to the House Committee on Education and the Senate Committee on Education by not later than October 1, 2007.

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

HOUSE CONCURRENT RESOLUTION NO. 209— BY REPRESENTATIVES SALTER, ALARIO, ALEXANDER, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, LORUSSO, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRIS, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, 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 AND SENATOR HINES

A CONCURRENT RESOLUTION

To commend Lord Derek Foster of Bishop Auckland, Nigel Waterson, a Member of Parliament for Eastbourne, and John Robertson, a Member of Parliament for Glasgow North West, for their commitment to the organization and genesis of the "Friends of Louisiana".

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Position, and Name. Mr President, Dupre, Mount; Adley, Ellington, Murray; Amedee, Fields, Nevers; Bajoie, Gautreaux B, Quinn; Barham, Gautreaux N, Romero; Broome, Hollis, Schedler; Cain, Jackson, Shepherd

Cassidy	Jones	Smith
Chaisson	Lentini	Theunissen
Cheek	Marionneau	Ullo
Cravins	McPherson	
Duplessis	Michot	
Total - 34		

NAYS

Total - 0

ABSENT

Boasso	Heitmeier	Malone
Fontenot	Kostelka	
Total - 5		

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

HOUSE CONCURRENT RESOLUTION NO. 210—
BY REPRESENTATIVE TOOMY

A CONCURRENT RESOLUTION

To urge and request the Louisiana Housing Finance Agency to cooperate and coordinate with local governmental subdivisions, and any agency or instrumentality thereof, in the administration and allocation of low-income housing tax credits, to provide information regarding any tax credit application by certified mail to the appropriate local governmental subdivision, and to afford such local governmental subdivision an opportunity to comment on, support, or oppose any tax credit application prior to action being taken by the agency on such application.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Michot
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Cassidy	Jones	Shepherd
Chaisson	Lentini	Smith
Cheek	Malone	Theunissen
Cravins	Marionneau	Ullo
Duplessis	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Boasso	Heitmeier
Fontenot	Kostelka
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 211—
BY REPRESENTATIVE HONEY

A CONCURRENT RESOLUTION

To commend Dr. Dolores R. Spikes, former president of the Southern University System, for her outstanding accomplishments.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Michot
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Cassidy	Jones	Shepherd
Chaisson	Lentini	Smith
Cheek	Malone	Theunissen
Cravins	Marionneau	Ullo
Duplessis	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Boasso	Heitmeier
Fontenot	Kostelka
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 212—
BY REPRESENTATIVE CROWE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to revise the National Flood Insurance Program to extend coverage for other natural disasters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Michot
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Broome	Hollis	Romero
Cain	Jackson	Schedler
Cassidy	Jones	Shepherd
Chaisson	Lentini	Smith
Cheek	Malone	Theunissen
Cravins	Marionneau	Ullo
Duplessis	McPherson	
Total - 35		

NAYS

Total - 0

ABSENT

Boasso	Heitmeier
Fontenot	Kostelka
Total - 4	

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

June 14, 2007

HOUSE CONCURRENT RESOLUTION NO. 213—

BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To commend Catholic High School in Baton Rouge, Louisiana, for being named as the 2007 Class 5A winner of the Louisiana High School Athletic Association's All-Sports Award.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Boasso, Fontenot, Heitmeier, Kostelka, Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 214—

BY REPRESENTATIVE MICKEY GUILLORY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to establish a bicycle path along Louisiana Highway 35 between Rayne and Church Point.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Boasso, Fontenot, Heitmeier, Kostelka, Total - 4

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. 172—

BY REPRESENTATIVES BRUCE, ALARIO, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BAYLOR, BEARD, BURNS, BURRELL, CAZAYOUX, CRANE, CROWE, DAMICO, DANIEL, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FAUCHEUX, FRITH, GALLOT, MICKEY GUILLORY, HEBERT, HILL, JEFFERSON, JOHNS, KENNARD, LAMBERT, MCDONALD, MONTGOMERY, MORRIS, ODINET, PIERRE, T. POWELL, RITCHIE, ROMERO, SALTER, SCALISE, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, WADDELL, WALKER, WALSWORTH, WHITE, AND WILLIAMS AND SENATORS ADLEY AND CHEEK

AN ACT

To amend and reenact R.S. 33:2002(A) and (B), relative to state supplemental pay for firefighters; to provide state supplemental pay for certain employees of public emergency medical services providers; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 241—

BY REPRESENTATIVES BALDONE, DOVE, PITRE, SCALISE, AND TOOMY

AN ACT

To enact R.S. 47:301(10)(dd) and 305.56, relative to sales and use taxes; to provide an exclusion from the collection of state sales and use taxes for food purchases made by certain nonpublic elementary and secondary schools or nonprofit corporations; to provide for certain requirements; to provide for a state and local sales and use tax exemption for sales of certain property to Habitat for Humanity; 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. 722—

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

AN ACT

To amend and reenact R.S. 47:481, to enact R.S. 48:77, and to repeal Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:196, relative to special funds; to provide for the dedication, disposition, distribution, investment, and use of certain monies in the Transportation Trust Fund; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 790—

BY REPRESENTATIVES DOERGE, BAYLOR, CAZAYOUX, GRAY, ELCIE GULLORY, HUNTER, JACKSON, JEFFERSON, LAFLEUR, MCDONALD, MORRISH, SCALISE, JACK SMITH, JOHN SMITH, AND TRICHE AND SENATORS ELLINGTON AND SMITH
AN ACT

To amend and reenact R.S. 46:1606(A), (B)(1),(D)(2), and (E), relative to the office of elderly affairs; to increase the appropriations to each parish council on aging; to delete the appropriation to the Louisiana Association of Councils on Aging; 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. 829—

BY REPRESENTATIVES BAUDOIN AND HUTTER
AN ACT

To amend and reenact R.S. 22:1585(A)(2), relative to the disposition of monies in the Two Percent Fire Insurance Fund; to provide for the allocation of monies in the fund to Delgado Community College; 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. 864—

BY REPRESENTATIVES SCHNEIDER, ARNOLD, BEARD, CURTIS, DOERGE, GEYMANN, KLECKLEY, LORUSSO, ROBIDEAUX, AND TRAHAN
AN ACT

To amend and reenact R.S. 11:312(B)(2) and to enact R.S. 11:313 through 316, relative to public retirement or pension systems, plans, or funds; to legislate for the purpose of providing that monies held in trust for the benefit of public employees are not used directly or indirectly to support terrorist activities; to provide relative to investments of such systems, plans, or funds and particularly relative to investments, directly or indirectly, in support of prohibited nations; to provide with respect to system divestiture of investments in support of such nations; to remove certain nations from the list of prohibited nations; to provide for the adoption of certain system policies in dealing with companies directly or indirectly in support of prohibited nations; to provide for the systems' investment in a terror-free index fund; and to provide for related matters.

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

HOUSE BILL NO. 954—

BY REPRESENTATIVE TRICHE
AN ACT

To appropriate funds for Fiscal Year 2007-2008 to the Office of the Attorney General; to provide for elections expenses related to the North Lafourche Revitalization District; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 974— (Substitute for House Bill No. 731 by Representative Farrar)

BY REPRESENTATIVES FARRAR AND GALLOT AND SENATORS JONES AND LENTINI
AN ACT

To enact R.S. 13:49, relative to the salary of justices and judges of the supreme court, courts of appeal, district courts, parish courts, and city courts; to provide for their salary paid for by the state as recommended by the Judicial Compensation Commission; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON EDUCATION

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

June 14, 2007

To the President and Members of the Senate:

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

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.

Reported favorably.

HOUSE BILL NO. 767—

BY REPRESENTATIVES MCDONALD AND GALLOT
AN ACT

To amend and reenact R.S. 17:221(A)(2) and 233(B)(1) and to enact R.S. 17:233(C), relative to school attendance; to provide for the circumstances under which a student shall be considered habitually tardy; to require parents and other persons having charge of a student to enforce the attendance of such student at school; to provide relative to violations of such enforcement requirement by parents, tutors, and other persons having charge of certain habitually tardy students; to provide for penalties; to provide for definitions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 775—

BY REPRESENTATIVE JEFFERSON
AN ACT

To enact R.S. 17:414.3(F), relative to school fund accounts; to provide that monies deposited in a school fund account for a school that has been closed due to natural catastrophe or disaster shall be placed under the control of the city, parish, or other local public school board having jurisdiction over the school prior to its closure; to provide that certain school fund accounts be placed under the control of the Recovery School District; to require the creation of committees authorized to invest, withdraw, and expend the monies in such school fund accounts and to require the adoption of policies relative thereto; to provide relative to the payment of deficits in such school fund accounts; to specify a prescriptive period for the collection of obligations payable from certain school fund accounts; to provide relative to such investments, withdrawals, and expenditures; to provide for committee membership, appointments, vacancies, and meetings; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 831—

BY REPRESENTATIVES HONEY, ALEXANDER, CHANDLER, FANNIN, ELBERT GULLORY, KENNEY, M. POWELL, RITCHIE, TRAHAN, AND WALKER
AN ACT

To enact R.S. 17:1601.7, relative to state buildings; to provide that the Honors College building located on B.A. Little Drive at Southern University at Baton Rouge be renamed the Dr. Dolores

June 14, 2007

Richard Spikes Honors College Building; and to provide for related matters.

Reported favorably.

Respectfully submitted,
J. CHRIS ULLO
Chairman

REPORT OF COMMITTEE ON

LOCAL AND MUNICIPAL AFFAIRS

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

June 14, 2007

To the President and Members of the Senate:

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

HOUSE BILL NO. 192—
BY REPRESENTATIVE ALARIO
AN ACT

To repeal R.S. 33:9033.4, relative to sales tax increment financing; to repeal the provision providing for sales tax increment financing in Jefferson Parish, including provisions for a special district and its rights and powers and the use of tax increment financing by the district.

Reported with amendments.

HOUSE BILL NO. 194—
BY REPRESENTATIVE FRITH
AN ACT

To amend and reenact R.S. 47:302.23(B) and to repeal R.S. 47:302.23(C), relative to state funds; to provide for the use of monies appropriated from the Vermilion Parish Visitor Enterprise Fund; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 197—
BY REPRESENTATIVE TOOMY AND SENATOR SHEPHERD
AN ACT

To amend and reenact R.S. 27:93(A)(4)(a), relative to riverboat admission fees levied by Jefferson Parish; to provide for the use of such fees in the incorporated areas of the West Bank of Jefferson Parish for specified purposes; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 264—
BY REPRESENTATIVE MCVEA
AN ACT

To enact Subpart I of Part I of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4780.61 through 4780.70, relative to East Feliciana Parish; to authorize the governing authority of the parish to adopt and enforce zoning regulations and procedures therefor; to provide with respect to a zoning commission and a board of adjustment of the parish; to provide for appeals from decisions of the board of adjustment and for judicial review; to provide relative to penalties for violations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 336—
BY REPRESENTATIVES MONTGOMERY AND WADELL
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.

Reported favorably.

HOUSE BILL NO. 388—
BY REPRESENTATIVE MICKEY GULLORY
AN ACT

To amend and reenact R.S. 47:332.20(B), relative to the St. Landry Parish Historical Development Fund No. 1; to provide for the use of monies appropriated from the fund; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 527—
BY REPRESENTATIVE DOWNS
AN ACT

To amend and reenact R.S. 33:2740.57(A)(1), (F)(4), (G)(2)(c), and (K)(1) and (3)(a)(introductory paragraph), relative to the Downtown Development District of the City of Ruston; to change the boundaries of the district; to provide relative to the district governing authority; to provide relative to district plans; to provide relative to funding and the issuance of bonds; and to provide for related matters.

Reported favorably.

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.

Reported favorably.

HOUSE BILL NO. 607—
BY REPRESENTATIVE ALARIO
AN ACT

To enact R.S. 33:1420.16, relative to special districts in Jefferson Parish; to provide for the creation of a special district in Jefferson Parish; to grant to such district certain rights and powers, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 626—
BY REPRESENTATIVES WALSWORTH AND KATZ
AN ACT

To enact Chapter 33 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2131 through 2141, relative to the Ouachita Expressway Authority; to create and provide for the Ouachita Expressway Authority and its board of commissioners; to provide for the composition of the board of commissioners; to provide relative to the purpose, powers, duties, and jurisdiction of the authority and the board of commissioners; to provide for terms of commissioners; to provide relative to bonds, tolls, and other revenues; to provide relative to certain projects and land acquisition; to provide for cessation of tolls; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 686—
BY REPRESENTATIVE ELCIE GUILLORY
AN ACT

To repeal Subpart B-28 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:130.551 through 130.559, relative to the Lake Area Economic Development District; to repeal provisions of law relative to the Lake Area Economic Development District; and to provide for an effective date.

Reported favorably.

HOUSE BILL NO. 750—
BY REPRESENTATIVE HONEY
AN ACT

To enact R.S. 33:4574.16, relative to East Baton Rouge Parish; to provide relative to the Baton Rouge Area Convention and Visitors Bureau; to provide relative to the powers and duties of the bureau; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 759—
BY REPRESENTATIVE DOWNS
AN ACT

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

Reported favorably.

Respectfully submitted,
CLEO FIELDS
Chairman

**REPORT OF COMMITTEE ON
TRANSPORTATION, HIGHWAYS
AND PUBLIC WORKS**

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

June 14, 2007

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

HOUSE BILL NO. 726—
BY REPRESENTATIVE DOWNS
AN ACT

To enact R.S. 38:2212(A)(1)(d)(iv) and to repeal R.S. 38:2212(A)(1)(d)(iv), relative to public works performed by political subdivisions; to provide relative to the applicability of certain laws governing the advertising and letting of contracts to the repair of damage caused by Hurricane Katrina or Rita; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
NOBLE E. ELLINGTON
Chairman

**REPORT OF COMMITTEE ON
NATURAL RESOURCES**

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

June 14, 2007

To the President and Members of the Senate:

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

SENATE CONCURRENT RESOLUTION NO. 94—
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION

To nominate Black Creek in Grant Parish for inclusion in the Louisiana Natural and Scenic Rivers System.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 95—
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources to study the establishment of a state coastal land trust to acquire, accept, and manage coastal lands consistent with the state's coastal protection and restoration plan.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 96—
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries, in consultation with other state agencies and private organizations, to develop a master list of priority unprotected wildlife habitats and to recommend strategies for funding the acquisition and protection of such habitats.

Reported favorably.

HOUSE BILL NO. 187—
BY REPRESENTATIVES PIERRE AND DANIEL
AN ACT

To amend and reenact R.S. 19:2(10) and R.S. 30:4(C)(17), relative to carbon dioxide pipelines; to authorize the commissioner of conservation to authorize certain carbon dioxide pipeline projects; to provide for the expropriation of property for such pipelines; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 524—
BY REPRESENTATIVE JACK SMITH
AN ACT

To amend and reenact R.S. 10:9-311(b) and to enact R.S. 10:9-501(a)(3) and Part IV-A of Chapter 4 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:852.1 through 852.20, relative to titling of vessels; to provide for titling and registering of vessels; to provide for definitions; to provide for certificates of title; to provide for form and content of application for title and certificate of title; to provide for duplicate titles; to provide for exemptions; to provide for manufacturers and dealers; to provide for transfer of and interest in vessels; to provide for liens; to provide for rules and regulations; and to provide for related matters.

Reported with amendments.

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HOUSE BILL NO. 599—
BY REPRESENTATIVES WADDELL AND FRITH
AN ACT

To amend and reenact R.S. 56:116(C), relative to hunting deer; to define primitive firearms that may be used during the special hunting seasons for muzzleloaders; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 720—
BY REPRESENTATIVE MARCHAND
AN ACT

To authorize the commissioner of administration to sell, convey, transfer, assign, and deliver certain state property located in Orleans Parish; to repeal an authorization to sell, convey, transfer, assign, or exchange certain property in Natchitoches Parish; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 827—
BY REPRESENTATIVE PITRE
AN ACT

To amend and reenact R.S. 30:125(B), 127(A)(introductory paragraph), and 188(D), relative to administration of state mineral leases; to provide relative to registration of leaseholders and prospective leaseholders; to provide relative to fiduciary responsibility for leases owned in indivision by more than five hundred persons; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 908—
BY REPRESENTATIVES DANIEL AND FRITH
AN ACT

To amend and reenact R.S. 56:2011 through 2015, relative to dredging of fill sand and fill material on state water bottoms; to provide relative to a license for such activity; to provide relative to royalty payments for such activity; to provide relative to penalties; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
MAX T. MALONE
Chairman

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

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

SENATE BILL NO. 235—
BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 42:1119(B)(2)(b)(i), relative to nepotism in certain hospital service districts and hospital public trust authorities; to permit certain hospital service districts to enter into an initial recruiting contract with a health care provider who is a member of the immediate family of a member of the parish governing authority or a member of the governing authority or of the chief executive of the district or authority by certain hospital service districts and hospital public trust authorities; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 235 by Senator Smith

AMENDMENT NO. 1
On page 1, line 2 after "42:1119(B)(2)(b)" delete "(i)"

AMENDMENT NO. 2
On page 1, line 10 after "42:1119(B)(2)(b)" delete "(i)"

AMENDMENT NO. 3
On page 2, line 3 after "contract" insert "with"

AMENDMENT NO. 4
On page 2, line 4 after "provider" insert "1"

AMENDMENT NO. 5
On page 2, line 11 after "which" insert "enters into an initial recruiting contract with or"

AMENDMENT NO. 6
On page 2, in between lines 14 and 15 insert the following:
"(ii) In addition, no later than January thirtieth of each year, any chief executive and any member of a board of a hospital service district or hospital public trust authority whose immediate family member enters into an initial recruiting contract with or is employed by the hospital service district or hospital public trust authority shall file a disclosure statement with the Board of Ethics stating the facts of such employment. Any person who fails to timely file a disclosure statement under this Item may be assessed a late fee of fifty dollars per day, not to exceed one thousand five hundred dollars, subject to the provisions of R.S. 42:1157.2."

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

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

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

HOUSE BILL NO. 25—
BY REPRESENTATIVES CROWE, KATZ, ALEXANDER, BALDONE, BAUDOIN, BEARD, BOWLER, BURNS, CHANDLER, DARTEZ, ERDEY, FANNIN, FRITH, GEYMAN, GREENE, ELCIE GUILLORY, MICKEY GUILLORY, HEBERT, HILL, HUTTER, JOHNS, KENNEY, KLECKLEY, LAMBERT, LANCASTER, LORUSSO, MARTINY, MONTGOMERY, MORRIS, M. POWELL, T. POWELL, ROBIDEAUX, ROMERO, SCALISE, SMILEY, JACK SMITH, JANE SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WADDELL, WALSWORTH, WHITE, AND WILLIAMS
AN ACT

To amend and reenact R.S. 40:1299.35.6(C)(1)(a) and to enact R.S. 40:1299.35.6(A)(5)(d) and (B)(1)(g) and (h), relative to the performance of abortions; to provide for informed consent requirements; to provide for publication of materials by the Department of Health and Hospitals; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 25 by Representative Crowe

AMENDMENT NO. 1
On page 1, line 2, delete "amend and reenact R.S. 40:1299.35.6(C)(1)(a) and to" and after "R.S. 40:1299.35.6(A)(5)(d)" insert comma "1"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, before "(B)(1)(g)" delete "and" and after "(B)(1)(g)" delete "and (h)," and insert in lieu thereof ", and (C)(5) and (6),"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1. R.S." delete the remainder of the line

AMENDMENT NO. 4

On page 1, line 8, after "40:1299.35.6(A)(5)(d)" insert comma "," and delete "and (B)(1)(g) and (h)," and insert in lieu thereof "(B)(1)(g), and (C)(5) and (6),"

AMENDMENT NO. 5

On page 2, line 1, after "pain" insert period "." and delete the remainder of the line and delete line 2

AMENDMENT NO. 6

On page 2, line 13, after "pain" insert period "." and delete the remainder of the line

AMENDMENT NO. 7

On page 2, delete lines 14 through 19

AMENDMENT NO. 8

On page 2, line 21, after "C.(1)" delete the remainder of the line and in lieu thereof insert

"* * *

AMENDMENT NO. 9

On page 2, delete lines 22 through 29 and insert in lieu thereof:

"(5) Prior to the distribution of the updated printed materials, the Department of Health and Hospitals shall submit the updated printed materials to the Senate Committee on Health and Welfare and the House of Representatives Committee on Health and Welfare for legislative oversight review pursuant to the Administrative Procedure Act.

(6)(a) The Woman's Right to Know Advisory Committee, hereinafter "advisory committee," is hereby created and shall be composed of the following members:

(i) The secretary of the Department of Health and Hospitals or his designee.

(ii) A representative from Louisiana State University Health Sciences Center at New Orleans appointed by its chancellor.

(iii) A representative from Louisiana State University Health Sciences Center at Shreveport appointed by its chancellor.

(iv) A representative from Tulane University Health Sciences Center appointed by its chancellor.

(v) The president of the Women's Counseling Center of North Louisiana, Inc., or his designee.

(vi) The director of Planned Parenthood of Louisiana and the Mississippi Delta, Inc., or his designee.

(vii) The director of the Louisiana Maternal and Child Health Coalition, or his designee.

(b) One member shall be an anaesthesia specialist, one member shall be an obstetrics and gynecology specialist, and one member shall be a medical ethics specialist.

(c) The duties and purpose of the advisory committee shall be to study information related to the unborn child at the various gestational ages and make recommendations to the Department of Health and Hospitals regarding the content of the materials published by the department. Such recommendations shall be objective, nonjudgmental, and designed to convey only accurate scientific information about the unborn child at the various gestational ages. All recommendations shall be made to the Department of Health and Hospitals by December thirty-first of each year.

(d) The advisory committee shall elect a chairman, vice chairman, and secretary at its first meeting.

(e) The advisory committee shall meet at least twice each year or more frequently as necessary. Meetings shall be called by the chairman; however, a majority of the members of the advisory committee may call a meeting.

(f) Four members of the advisory committee shall constitute a quorum.

* * *

AMENDMENT NO. 10

On page 3, delete lines 1 through 27

On motion of Senator McPherson, 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. 212—

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 42:1113.1, relative to the Code of Governmental Ethics; to provide relative to the allocation or use of certain governmental property or resources during gubernatorially declared emergencies or disasters; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 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.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 246 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 2, change "II-A" to "I-A" and change "Chapter 11" to "Chapter 11-A"

AMENDMENT NO. 2

On page 1, line 3, change "981" to "1026.1" and change "990" to "1026.9"

AMENDMENT NO. 3

On page 1, line 5, delete "Louisiana State Board of Nursing" and insert in lieu thereof "Department of Health and Hospitals"

AMENDMENT NO. 4

On page 1, line 6, after "attendant" and before "program" insert "pilot"

AMENDMENT NO. 5

On page 1, line 12, change "II-A" to "I-A" and change "Chapter 11" to "Chapter 11-A"

AMENDMENT NO. 6

On page 1, line 13, change "981" to "1026.1" and change "990" to "1026.9"

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AMENDMENT NO. 7

On page 1, line 14, change "II-A" to "I-A"

AMENDMENT NO. 8

On page 1, line 15, change "981." to "1026.1."

AMENDMENT NO. 9

On page 1, line 16, after "to" and before "authorize" insert "create a pilot program that shall"

AMENDMENT NO. 10

On page 1, line 18, delete "Louisiana State Board of Nursing" and insert in lieu thereof "Department of Health and Hospitals"

AMENDMENT NO. 11

On page 2, line 1, change "982." to "1026.2."

AMENDMENT NO. 12

On page 2, line 4, change "983." to "1026.3"

AMENDMENT NO. 13

On page 2, line 9, delete "Certified medication" and insert in lieu thereof "Medication"

AMENDMENT NO. 14

On page 2, line 10, delete "board-approved" and after "course" and before "." insert "approved by the Department of Health and Hospitals" and after "passed" delete the remainder of the line

AMENDMENT NO. 15

On page 2, line 11, delete "qualifying" and insert in lieu thereof "an" and after "examination" and before "." insert "for medication attendants approved by the Department of Health and Hospitals" and delete "Louisiana State" and insert in lieu thereof "Department of Health and Hospitals."

AMENDMENT NO. 16

On page 2, delete line 12

AMENDMENT NO. 17

On page 2, delete line 13 and insert in lieu thereof the following :
"(3) "Department" means the Department of Health and Hospitals."

AMENDMENT NO. 18

On page 2, delete line 16 and insert in lieu thereof the following :
"§1026.4. Medication Attendants"

AMENDMENT NO. 19

On page 2, line 19, change "board" to "department"

AMENDMENT NO. 20

On page 2, line 21, between "considered" and "direct" delete "nursing" and after "nursing homes" insert "." and delete the remainder of line

AMENDMENT NO. 21

On page 2, line 22, delete "hours, and direct care staffing."

AMENDMENT NO. 22

On page 2, line 23, change "board" to "department"

AMENDMENT NO. 23

On page 2, line 24, change "985." to "1026.5."

AMENDMENT NO. 24

On page 2, line 27, after "of" and before "medications" insert "certain prescribed"

AMENDMENT NO. 25

On page 2, line 28, after "patients" delete the remainder of the line and delete line 29 and insert in lieu thereof the following: "pursuant to nursing delegation by the following methods:

- (a) Orally.

- (b) Topically.

- (c) Drops for eye, ear, or nose.

- (d) Vaginally.

- (e) Rectally.

- (f) Transdermally.

- (g) Via oral inhaler."

AMENDMENT NO. 26

On page 3, delete line 1

AMENDMENT NO. 27

On page 3, line 2, change "(3)" to "(2)"

AMENDMENT NO. 28

On page 3, line 4, change "(4)" to "(3)"

AMENDMENT NO. 29

On page 3, line 8, after "the" and before "unless" change "board," to "department," and after "in" and before "rules" change "board" to "department"

AMENDMENT NO. 30

On page 3, line 10, change "board" to "department"

AMENDMENT NO. 31

On page 3, line 14, change "board" to "department"

AMENDMENT NO. 32

On page 3, line 24, change "986." to "1026.6."

AMENDMENT NO. 33

On page 3, line 25, change "board" to "department"

AMENDMENT NO. 34

On page 3, line 28, after "Examiners," delete the remainder of the line and insert "Louisiana State Board of Nursing, Louisiana State Long-Term Care Ombudsman Program in the office of the governor."

AMENDMENT NO. 35

On page 4, line 4, after "course" and before "." insert "of not less than one hundred hours"

AMENDMENT NO. 36

On page 4, line 26, change "987." to "1026.7."

AMENDMENT NO. 37

On page 5, between lines 8 and 9 insert the following:

- (7) Be a certified nursing assistant with a valid certification.
- (8) Have a minimum of one year's experience in a nursing home as a certified nursing assistant or graduated from a nursing program.
- (9) Have a letter of recommendation from an administrator or a director of nursing."

AMENDMENT NO. 38

On page 5, line 9, change "(7)" to "(10)" and change "board" to "department"

AMENDMENT NO. 39

On page 5, line 10, change "988." to "1026.8."

AMENDMENT NO. 40

On page 5, line 11, after "a" delete "certified"

AMENDMENT NO. 41

On page 5, line 12, delete "board," and insert in lieu thereof "department as part of the nurse aide registry."

AMENDMENT NO. 42

On page 5, line 13, delete "certified"

AMENDMENT NO. 43

On page 5, delete lines 15 through 17

AMENDMENT NO. 44

On page 5, line 18, change "990." to "1026.9."

On motion of Senator McPherson, 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. 248—
BY REPRESENTATIVES ANSARDI AND WADDELL
AN ACT

To amend and reenact R.S. 18:1302(4) and 1309(A)(1) and to enact R.S. 18:1400.8, relative to the period during which voting may occur; to provide relative to the definition of early voting; to provide relative to the periods for conducting early voting application and early voting; to provide relative to certain election expenses related to early voting; and to provide for related matters.

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

HOUSE BILL NO. 251—
BY REPRESENTATIVES MICKEY GUILLORY AND DURAND
AN ACT

To amend and reenact R.S. 36:259(E)(18) and R.S. 37:3353(2) through (6), 3354(A) and (B)(introductory paragraph), (3), and (4), 3355(2) and (3), 3356(A), (B)(1), (F), and (G), 3357, 3358(A)(introductory paragraph), (2), and (3), (B), and (D), 3359, 3360(A), and 3361(2) through (4), to enact R.S. 37:3354(B)(5), 3357.1 through 3357.4, and 3358(A)(4) through (19), and to repeal R.S. 37:3354(C) through (E) and 3357(E)(2) and (3), relative to the practice of respiratory therapy; to provide for the transfer of the Respiratory Care Advisory Committee to the Department of Health and Hospitals; to provide for definitions; to provide for licensing requirements; to provide for the practice of certain health care providers; to provide for powers and duties of the Louisiana State Board of Medical Examiners; to provide for the composition, duties, and compensation of the members of the Respiratory Care Advisory Committee; to provide for issuance and renewal of a license; to provide for a continuing education requirement; to provide for a temporary license; to provide for a work permit; to provide for causes for nonissuance, nonrenewal, suspension, or revocation of a license; to provide for fees; to prohibit the false representation of a license; to provide for persons and practices not affected by the Respiratory Therapy Practice Act; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 273—
BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 18:1484(2), relative to persons required to file campaign finance disclosure reports; to provide relative to the determination of the amount of contributions which subjects certain candidates to the requirements to file campaign finance disclosure reports; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 277—
BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 32:861(A)(1), relative to compulsory motor vehicle liability security; to exempt certain motor vehicles from required coverage; and to provide for related matters.

Reported favorably by the Committee on Insurance. 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. 318—
BY REPRESENTATIVE WALKER
AN ACT

To enact R.S. 46:446.6, relative to medical assistance payments; to provide for definitions; to require health insurers to provide information to the Department of Health and Hospitals to determine the status and nature of coverage of Medicaid eligibles; to require health insurers to accept the state's right to recover; to require health insurers to respond to an inquiry from the department regarding a claim; to prohibit health insurers from denying a claim based on certain conditions; to allow the prevailing party in a legal action to collect certain fees and costs; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 340—
BY REPRESENTATIVES WHITE, DURAND, HEBERT, SCALISE, AND TRAHAN
AN ACT

To amend and reenact R.S. 42:1169(A) and (E) and to enact R.S. 42:1169(G), relative to prohibited actions by employers against their employees; to provide relative to the procedures of the board of ethics concerning findings relating to public hearings and involving possible criminal activity; to provide relative to the records of the board concerning such findings; to require the posting in certain buildings of certain information regarding the rights of public employees to be free from reprisal for disclosing certain improper or illegal acts of employers; to provide relative to penalties; and to provide for related matters.

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

HOUSE BILL NO. 412—
BY REPRESENTATIVE CRANE
AN ACT

To amend and reenact R.S. 37:2703(1), 2707(C), and 2708(A)(3) and to repeal R.S. 37:2703(9), relative to social workers; to provide for definitions; to provide for graduate social worker qualifications and employment; to provide for licensed clinical social worker qualifications; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 412 by Representative Crane

AMENDMENT NO. 1

On page 2, line 26, delete "after January 1, 2000,"

On motion of Senator McPherson, 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. 451—
BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 45:1177(A)(2) and (3) and (C), 1180(A) and (B), and 1181(A) and to repeal R.S. 45:1177(D) and (E), 1177.1, and 1178, relative to the Public Service Commission; to provide for an increase in inspection and supervision fees; to repeal the Economics and Rate Analysis Division and Hearing Examiners Division Supplemental Fee Fund; to repeal certain

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provisions regarding inspection and supervision fees for railroads; and to provide for related matters.

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

HOUSE BILL NO. 474—
BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:108(A) and (B), 134(D), 154(A), (B), and (C), 423(B) and (D)(1), 434(A)(1), 435(B), 436, 467(3), 562(A)(2), 563(C), 571(A)(2), (5), and (8) and (B), 1253(E), 1275.3(C), 1278(B), 1279, 1306(F), 1307(A)(8) and (E), 1309(D)(1) and (E)(3), 1310(B)(3), 1313(C) and (I)(3), 1314(C)(2)(b)(i), 1333(D)(1)(e), 1351(13), 1355(6) and (16), and 1371(B), to enact R.S. 18:423(I), and to repeal R.S. 18:572(A)(1)(a)(ii) and (b)(v), 1306(G), and 1310(A)(2), relative to the election code; to provide relative to voter registration; to provide relative to the specification and advertising of information by registrars of voters; to provide relative to the inspection of records of registrars of voters; to provide relative to the disclosure of voter information; to provide relative to the inspection of voting records; to provide relative to the election of members of parish boards of election supervisors; to provide relative to meetings of parish boards of elections supervisors; to provide relative to the filing of lists of watchers; to provide relative to the selection of commissioners and alternate commissioners for certain elections; to provide relative to the qualifying period for certain candidates; to provide relative to picture identification cards used to identify voters; to provide relative to the procedures for voting; to provide relative to the certification of candidates for presidential electors; to provide relative to qualifying as a candidate; to provide relative to vacancies in the offices of United States senator and representative in congress; to provide relative to procedures for counting and tabulating votes; to provide relative to the transmission of election returns; to provide relative to the content of and procedures for early voting applications; to provide relative to requesting absentee by mail ballots; to provide relative to procedures for early voting; to provide relative to persons providing security during the counting and tabulation of certain voting ballots; to provide relative to absentee by mail and early voting commissioners; to provide relative to voting by persons confined to nursing homes; to provide relative to definitions; to provide relative to requirements for voting machines; to provide relative to the delivery of voting machines; and to provide for related matters.

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

HOUSE BILL NO. 483—
BY REPRESENTATIVES TUCKER AND GARY SMITH
AN ACT

To enact R.S. 22:2(J), relative to the authority of the commissioner of insurance; to provide for the adoption of rules by the commissioner to protect military personnel in insurance matters; and to provide for related matters.

Reported favorably by the Committee on Insurance. 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. 487—
BY REPRESENTATIVE WHITE
AN ACT

To enact R.S. 42:1119(F), relative to nepotism; to allow certain school boards to employ an immediate family member of a school board member under certain circumstances; to provide for recusal; to provide for disclosure; to provide for penalties; and to provide for related matters.

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

HOUSE BILL NO. 488—
BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 44:9(F) and (G), relative to criminal arrest and disposition records; to authorize the Louisiana Department of Public Safety and Corrections to provide the Louisiana Attorney Disciplinary Board, Office of Disciplinary Counsel, and the Louisiana Supreme Court Committee on Bar Admissions access to criminal arrest and disposition records; to provide that the Louisiana Attorney Disciplinary Board, Office of Disciplinary Counsel, and the Louisiana Supreme Court Committee on Bar Admissions may use criminal arrest and disposition records which have been expunged; and to provide for related matters.

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

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

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

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 493 by Representative Barrow

AMENDMENT NO. 1

On page 3, delete lines 7 - 19 and insert the following:

"A.(1) Commencing with terms of office beginning January 1, 2008, and thereafter, each statewide elected official, legislator, and public service commissioner shall receive a minimum of two hours of education and training on the Code of Governmental Ethics during their term. A minimum of one hour of the required two hours of education and training shall be received in the first year of his term. In addition, each statewide elected official, legislator, and public service commissioner shall receive a minimum of one hour of education and training on the Campaign Finance Disclosure Act during his term of office.

(2) Commencing with the terms of office beginning January 1, 2010, and thereafter, each elected official is subject to the provisions of the Code of Governmental Ethics, and who was not required to complete education and training on the Code of Governmental Ethics pursuant to Paragraph (1) of this Subsection, shall receive a minimum of two hours of education and training in the first year of his term. In addition, each such elected official who was not required to complete education and training pursuant to Paragraph (1) of this Subsection shall receive a minimum of one hour of education and

training on the Campaign Finance Disclosure Act during his term of office.

(3) Commencing with the four-year period beginning January 1, 2012, and ending December 31, 2015 and during each four-year period thereafter, each public servant subject to the provisions of the Code of Governmental Ethics, not already required to complete education and training pursuant to Paragraph (1) or (2) of this Subsection, shall receive a minimum of two hours of education and training on the Code of Governmental Ethics.

B. The education and training required pursuant to this Section may be received either in person or via the internet through the training and education materials designed by the board pursuant to R.S. 42:1134."

On motion of Senator Jones, 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. 509—
BY REPRESENTATIVE ELBERT GUILLORY
AN ACT

To amend and reenact R.S. 42:1123(18)(a) and to repeal R.S. 42:1123(18)(b), relative to ethics; to allow a physician on the board of commissioners of a hospital service district to engage in certain transactions and to own an interest in entities that engage in certain transactions; to require certain recusals by such physician board members; to remove a specific provision allowing such transactions by a cardiologist on such a board of commissioners; and to provide for related matters.

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

HOUSE BILL NO. 512—
BY REPRESENTATIVES CURTIS AND JACKSON
AN ACT

To amend and reenact R.S. 40:1061, 1065, 1091, 1092, 1300.12(A), and 1300.13 and to repeal R.S. 40:1300.13(F) and 1300.16, relative to venereal diseases; to change the definition of venereal disease; to provide for reporting cases of venereal diseases; to provide for standard tests for blood samples; to provide for HIV-related tests; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 516—
BY REPRESENTATIVE DORSEY
AN ACT

To amend and reenact R.S. 49:149.23 and to enact R.S. 49:149.62, relative to the capitol complex; to provide for the A. Z. Young Park; to provide for the boundaries of such park; to provide for the appropriate markers located on the grounds of the park; to provide for the A. Z. Young Memorial Commission, its membership, and its duties; to remove the designation of a former building located within the site of the park; and to provide for related matters.

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

HOUSE BILL NO. 523—
BY REPRESENTATIVE THOMPSON
AN ACT

To enact R.S. 40:1238.4, relative to dispensing legend drugs; to prohibit pharmacists from filling prescriptions based upon the results of an electronic questionnaire; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 523 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 2, after "drugs;" insert "to provide for definitions;"

AMENDMENT NO. 2

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

"A. As used in this Section, the following terms shall have the following meanings unless the context clearly indicates otherwise:

(1) "Electronic questionnaire" means a computer-assisted system for collecting a person's health care data.

(2) "Internet" means collectively the myriad of computer and telecommunications facilities, including equipment and operating software, which comprise the interconnected worldwide network of networks that employ the Transmission Control Protocol/Internet Protocol, or any predecessor or successor protocol to such protocol, to communicate information of all kinds by wire or radio.

(3) "Valid physician-patient relationship" means a medical relationship that exists when the practitioner has conducted at least one medical evaluation with a person in the physical presence of the practitioner, without regard to whether portions of the evaluation are conducted by other practitioners."

AMENDMENT NO. 3

On page 1, line 8, change "A" to "B"

AMENDMENT NO. 4

On page 1, delete lines 12 through 20 and insert in lieu thereof the following:

"C. If a pharmacist knowingly dispenses a prescription authorized solely on the result of an electronic questionnaire, he shall be in violation of this Section."

AMENDMENT NO. 5

On page 2, delete lines 1 through 7

AMENDMENT NO. 6

On page 2, line 8, change "C" to "D" and after "who" delete the remainder of the line and insert in lieu thereof "knows that a prescription has"

AMENDMENT NO. 7

On page 2, line 10, after "prescription" insert a ":"

AMENDMENT NO. 8

On page 2, delete lines 11 and 12

AMENDMENT NO. 9

On page 2, line 13, change "D" to "E"

AMENDMENT NO. 10

On page 2, line 16, change "E" to "F"

On motion of Senator McPherson, 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. 532—
BY REPRESENTATIVES DANIEL, DURAND, HEBERT, AND TRAHAN
AN ACT

To amend and reenact R.S. 42:1134(B), relative to the administration of the board of ethics and its powers, duties, and responsibilities; to provide for the position of ethics administrator; to provide relative to the duties and responsibilities of the ethics administrator; to prohibit the ethics administrator from engaging in certain activities; to provide relative to definitions; and to provide for related matters.

June 14, 2007

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 532 by Representative Daniel

AMENDMENT NO. 1

On page 2, line 14 after "effective" delete remainder of line and insert "on January 1, 2008."

On motion of Senator Jones, 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. 536—

BY REPRESENTATIVE ROBIDEAUX AN ACT

To enact R.S. 42:1123(2)(c), relative to ethics; to allow employees of public elementary or secondary schools to receive certain awards, including things of economic value, from certain persons; and to provide for related matters.

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

HOUSE BILL NO. 542—

BY REPRESENTATIVES WALKER, ALARIO, ANDERS, ARNOLD, BADON, BARROW, BAUDOIN, BRUCE, K. CARTER, R. CARTER, CAZAYOUX, CROWE, CURTIS, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GRAY, ELBERT GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, JACKSON, JEFFERSON, KATZ, LAFLEUR, LAFONTA, MCDONALD, PIERRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, GARY SMITH, JACK SMITH, STRAIN, TOWNSEND, TRAHAN, TRICHE, WADDELL, WILLIAMS, WINSTON, AND WOOTON AND SENATOR BAJOE AN ACT

To enact Part II of Chapter 8 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:977.1 through 977.13, relative to the Louisiana Children and Youth Health Insurance Program; to provide for a short title; to provide a purpose; to provide definitions; to provide for the creation of the Louisiana Children and Youth Health Insurance Program; to provide eligibility requirements; to provide for the promulgation of rules; to provide for the enrollment process; to provide for eligibility in the case of future federal legislation; to provide for health care benefits; to provide for cost sharing requirements; to authorize the department to carry out procedures in regard to premiums; to provide for the department's right to recovery; to provide for amendments or waivers of federal requirements; to provide that premium monies be credited to the Health Care Redesign Fund; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 542 by Representative Walker

AMENDMENT NO. 1

On page 6, line 10, after "shall work" delete the remainder of the line and delete line 11 and insert in lieu thereof the following: "in consultation with the Louisiana staff of the Children's Defense Fund, Agenda for Children, Louisiana Maternal and Child Health Coalition, Covering Kids and Families, Louisiana Partnership for Children and Families, Families Helping Families of Louisiana, Louisiana Chapter of the National Association of Social Workers, Louisiana Chapter of the American Academy of Pediatrics, Louisiana Chapter of the

March of Dimes, and Louisiana Primary Care Association in the rulemaking process regarding the sliding scale."

On motion of Senator McPherson the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 554—

BY REPRESENTATIVES MORRIS AND LANCASTER AN ACT

To enact R.S. 44:4(42), relative to public records; to exempt the notarial examination and answers to the notarial examination from the laws relative to public records; and to provide for related matters.

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

HOUSE BILL NO. 558—

BY REPRESENTATIVES SALTER, DORSEY, TOWNSEND, ANDERS, BOWLER, DURAND, ERDEY, FARRAR, FAUCHEUX, ELCIE GUILLORY, HARRIS, HEBERT, HILL, KLECKLEY, LAFLEUR, MORRELL, PINAC, SCALISE, GARY SMITH, ST. GERMAIN, TOOMY, TUCKER, AND WALSWORTH AND SENATORS DUPRE, HINES, AND NEVERS AN ACT

To enact R.S. 22:1426, relative to property and casualty insurance; to provide with respect to premium discounts, credits, rate differentials, adjustments in deductibles, or other adjustments on such policies of insurance for compliance with building codes and for damage mitigation improvements or construction techniques; to authorize the commissioner of insurance to promulgate rules; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 558 by Representative Salter

AMENDMENT NO. 1

On page 2, line 3 after "techniques" delete the comma ",."

AMENDMENT NO. 2

On page 2, line 11, after "Council," delete "may" and insert the following: "shall, no later than January 1, 2008,"

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

HOUSE BILL NO. 596—

BY REPRESENTATIVE TOOMY AN ACT

To amend and reenact R.S. 22:615 and 692.1, relative to insurance policies; to provide for the protection of innocent coinsureds with regard to loss by fire; to provide for the effect of misrepresentation by an insured to an insurer; and to provide for related matters.

Reported favorably by the Committee on Insurance. 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. 603—

BY REPRESENTATIVE CURTIS AN ACT

To amend and reenact R.S. 40:2009.4.1(A), relative to nursing homes; to provide for compliance with sprinkler system requirements; to provide for replacement facilities; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 603 by Representative Curtis

AMENDMENT NO. 1

On page 1, line 14, after "reasonable," delete the remainder of the line and delete lines 15 and 16

AMENDMENT NO. 2

On page 1, line 17, delete "November 1, 2007."

On motion of Senator McPherson, 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. 669—

BY REPRESENTATIVES CURTIS AND GRAY
AN ACT

To amend and reenact Children's Code Articles 623, 624(B) and (C), 645, 672.1(D), 675(B)(3), 682(A), 695(A) and (C), 702(A) and (F), 705(A) and (C), and 1025, to enact Children's Code Articles 116(6) and (8.1), 603(11), 622.1, 679(D), 702(I) and (J), 780(E), and 901(F), relative to the interstate placement of foster children; to provide for definitions; to provide for access to shelter care facility records; to provide for notice to parties in procedures for the protection of a child; to provide for the cooperation of the Department of Social Services in foster care and adoption cases; to provide for reunification efforts; to provide for the contents of a case plan; to provide relative to the removal of a child from parental custody or control; to provide for notice to parties in case review hearings; to provide for permanency hearings; to provide for the cooperation of state agencies in foster care placement cases; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 676—

BY REPRESENTATIVE SMILEY
AN ACT

To amend and reenact R.S. 32:781(33), 783(F)(6) and (8), 784(A)(6), (7), and (8), 792(A), (B), (C), and (D), and 811(K)(1) and to enact R.S. 32:783(F)(9) and (10) and 811(L), relative to the Louisiana Recreational and Used Motor Vehicle Commission; to provide for definitions; to provide for commission's powers and duties; to provide for licensing of dealers of recreational products; to provide for licensing of used motor vehicle dealers and salespersons; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 676 by Representative Smiley

AMENDMENT NO. 1

On page 1, at the end of line 3 after "(9) and (10)" insert ", 808(F),"

AMENDMENT NO. 2

On page 1, line 7 after "salespersons;" insert "to provide for certain transaction fees;"

AMENDMENT NO. 3

On page 1, at the beginning of line 11 after "(10)" insert ", 808(F),"

AMENDMENT NO. 4

On page 3, line 19 between "products" and the period "." insert "except for any person, firm, or corporation engaged in the business of renting or leasing recreational products prior to August 15, 2007"

AMENDMENT NO. 5

On page 11, between lines 11 and 12 insert the following:
"\$808. Salvage pools

* * *
F. In the event a bid card is not required in order to purchase a vehicle, a transaction fee of five dollars shall be collected and remitted monthly, electronically or otherwise, and transmitted to the commission by the owner or operator of the salvage pool in connection with the sale of each vehicle.
* * *

F. In the event a bid card is not required in order to purchase a vehicle, a transaction fee of five dollars shall be collected and remitted monthly, electronically or otherwise, and transmitted to the commission by the owner or operator of the salvage pool in connection with the sale of each vehicle.

On motion of Senator Hollis, 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. 678—

BY REPRESENTATIVES K. CARTER, ERDEY, MCDONALD, MORRELL, SCALISE, GARY SMITH, TOOMY, TUCKER, AND WALSWORTH
AN ACT

To enact Chapter 10 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:3301 through 3311, relative to addressing the critical need for adequate and affordable residential and commercial property insurance in Louisiana; to establish the "Insure Louisiana Incentive Program" in order to attract new property insurance market capacity through certain public and private partnerships in order to accomplish this essential public purpose; to provide for the administration and funding of the program; to provide for the administration of the program through the execution of cooperative endeavor agreements which provide for matching grants and for the conditions and limitations on such grants; to provide for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 678 by Representative K. Carter

AMENDMENT NO. 1

On page 6, line 7 after "dollars." insert "D."

AMENDMENT NO. 2

On page 6, line 9, delete "was" and insert "is"

AMENDMENT NO. 3

On page 6, line 10, change "formerly" to "presently"

AMENDMENT NO. 4

On page 6, line 13 change "D." to "E."

AMENDMENT NO. 5

On page 6, line 15, after "Louisiana." insert "F."

AMENDMENT NO. 6

On page 6, line 16 delete "was formerly" and insert "is presently"

AMENDMENT NO. 7

On page 7 delete lines 23 through 27 and insert the following:
"Section 2. The provisions of R.S. 22:3309(D) and (F) or any other provision relating to taking policies out of the Louisiana Citizens Property Insurance Corporation as part of the incentive, as enacted under the provisions of this Act shall only become effective if the state treasurer sends out a request for proposal and either no one submits a response to the request for proposal or a successful bid is not accepted pursuant to the authority granted in the Act which originated as Senate Bill 195 of the 2007 Regular Session.

Section 3. Except as is provided in Section 2 of this Act, this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

HOUSE BILL NO. 693—
BY REPRESENTATIVE MARCHAND
AN ACT

To amend and reenact R.S. 44:52(A)(2) and (B)(2), 53(A)(3), and 54(B) and to enact R.S. 44:52(B)(4) and 57, relative to the address confidentiality program; to provide relative to the liability of certain persons for certain acts or omissions under provisions of law providing for the address confidentiality program; to provide relative to the use of a program participant's physical address or substitute address by certain persons; to provide for the misdemeanor of unauthorized obtaining or release of a program participant's physical address; to provide for penalties for such misdemeanor; to provide relative to the cancellation of a program participant's certification as a participant; to provide relative to the confidentiality of certain information in the records of the secretary of state and registrars of voters; to provide relative to service of process on a program participant; and to provide for related matters.

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

HOUSE BILL NO. 698—
BY REPRESENTATIVE LANCASTER
AN ACT

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

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

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

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

2006 International Residential Code with an amendment; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 704 by Representative Pinac

AMENDMENT NO. 1
On page 3, line 17 after "however," insert "beginning January 1, 2008,"

AMENDMENT NO. 2
On page 3, line 19 delete "contractor, architect," and insert "architect"

AMENDMENT NO. 3
On page 3, line 21 after "work only," delete the remainder of the line and delete line 22

AMENDMENT NO. 4
On page 4, at the end of line 17 change ";" to "," and on line 18 change "~~V-Mechanical~~," and Part VII-Plumbing and ~~VIII-Electrical~~." to "V-Mechanical, VII-Plumbing and VIII-Electrical."

On motion of Senator Hollis, 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. 712—
BY REPRESENTATIVE TOOMY
AN ACT

To enact Chapter 62 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2781 through 2796, relative to Medicaid finance; to provide for certain agreements for purposes of enhancing reimbursements to certain providers of Medicaid services; to provide for definitions; to authorize and provide for the certification of certain public health care expenditures for purposes of Medicaid finance; to authorize the payment of certain federal monies to certain public entities; to require the submission of a state Medicaid plan amendment; to provide for a process for effectiveness; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 712 by Representative Toomy

AMENDMENT NO. 1
On page 1, line 7, between "finance;" and "to" insert "to provide for direct payment by local government for purposes of Medicaid finance;"

AMENDMENT NO. 2
On page 3, line 1, after "§2784," delete the remainder of the line and insert in lieu thereof "Jefferson Parish public expenditures"

AMENDMENT NO. 3
On page 3, delete line 2

AMENDMENT NO. 4
On page 3, line 4, between "department," and "The" insert "The parish or its health care providers are further authorized to transfer funds directly to the department funds."

AMENDMENT NO. 5

On page 3, line 5, between "expenditures" and "from" insert "and transfers"

AMENDMENT NO. 6

On page 3, line 7, between "expenditures" and "from" insert "and transfers"

AMENDMENT NO. 7

On page 3, line 9, between "reimbursing" and "hospitals" insert "all or a portion of the"

AMENDMENT NO. 8

On page 4, line 18, after "§2794." delete the remainder of the line and delete line 19 and insert in lieu thereof "Parish public expenditures"

AMENDMENT NO. 9

On page 4, line 21, between "department." and "The" insert "The parish or its health care providers are further authorized to transfer funds directly to the department funds."

AMENDMENT NO. 10

On page 4, line 22, between "expenditures" and "from" insert "and transfers"

AMENDMENT NO. 11

On page 4, line 24, between "expenditures" and "from" insert "and transfers"

AMENDMENT NO. 12

On page 4, line 26, between "reimbursing" and "hospitals" insert "all or a portion of the"

On motion of Senator McPherson the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

HOUSE BILL NO. 730—

BY REPRESENTATIVES JACKSON, CAZAYOUX, DURAND, GALLOT, ELBERT GUILLORY, HEBERT, LAFLEUR, MONTGOMERY, MORRELL, ROBIDEAUX, SCALISE, ST. GERMAIN, STRAIN, TOOMY, TRAHAN, WALSWORTH, AND WILLIAMS AND SENATOR MICHOT
AN ACT

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

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 730 by Representative Jackson

AMENDMENT NO. 1

On page 1, line 6, after "elected officials;" delete the remainder of the line and insert "to"

AMENDMENT NO. 2

On page 1, line 7, after "members" insert "and the ethics administrator"

AMENDMENT NO. 3

On page 3, line 8, change "name and address" to "name, brief description, and address"

AMENDMENT NO. 4

On page 3, line 19, change "(3)" to "(3)(a)"

AMENDMENT NO. 5

On page 3, delete lines 21 through 28 and on page 4, delete lines 1 through 24 and insert:

"(i) The name, brief description, and address of any employer which provides income exceeding two hundred fifty dollars to a member or his spouse as compensation pursuant to the full-time or part-time employment of the member or his spouse, including a brief description of the services rendered pursuant to such employment and the amount of income reported by category pursuant to Subparagraph (b) of this Paragraph, excluding sources of income and information required to be reported pursuant to Paragraph (2) of this Subsection.

"(ii) The name, brief description, and address of any business enterprise which provides income exceeding two hundred fifty dollars to a member or his spouse, including a brief description of the nature of services rendered for the business enterprise or of the reason such income was received and including the amount of income reported by category pursuant to Subparagraph (b) of this Paragraph, excluding information required to be reported pursuant to Paragraph (2) of this Subsection or Item (a)(i) of this Subparagraph.

"(iii) A brief description of the type of any other income exceeding two hundred fifty dollars received by a member or his spouse, including a brief description of the nature of services rendered for the income or of the reason such income was received and including the amount of income reported by category pursuant to Subparagraph (b) of this Paragraph, excluding information required to be reported pursuant to Paragraph (2) of this Subsection or Items (a)(i) or (ii) of this Subparagraph.

"(iv) The identity, including the location and classification of the property as personal, industrial, commercial, or agricultural, and value of any interest in immovable property held by the member or his spouse if the value of the interest is five thousand dollars or more, excluding the personal residence of the member or his spouse.

"(v) A brief description and value of any stock, investment, or interest held in any business enterprise headquartered in Louisiana, including the name, brief description, and address of each such business enterprise, if the value of the stock, investment, or interest is five thousand dollars or more, excluding mutual funds, education investment accounts, retirement investment accounts, government bonds, and cash-equivalent investments.

"(vi) The identity and value of the liabilities owed by the member or his spouse to any creditor other than an immediate family member, including the name and address of the creditor, if the value of the liability is five thousand dollars or more, excluding liabilities owed by the member or his spouse on the personal residence of the member or his spouse, on the personal vehicle of the member or his spouse, on a credit card, or on a government-backed student loan. The value of liabilities to be reported shall be the value of such liabilities owed on the last day of the reporting period.

"(b) The income or value required to be reported pursuant to Items (3)(a)(i) through (vi) of this Paragraph shall be reported by the following categories of value:

- (i) Category I, less than \$10,000.
- (ii) Category II, \$10,000 or more.

AMENDMENT NO. 6

On page 7, line 5, change "(3)" to "(3)(a)"

AMENDMENT NO. 7

On page 7, delete lines 7 through 29 and on page 8, delete lines 1 through 10 and insert:

"(i) The name, brief description, and address of any employer which provides income exceeding two hundred fifty dollars to an elected official or his spouse as compensation pursuant to the full-time or part-time employment of the elected official or his spouse, including a brief description of the services rendered pursuant to such employment and the amount of income reported by category pursuant to Subparagraph (b) of this Paragraph, excluding sources of income

and information required to be reported pursuant to Paragraph (2) of this Subsection.

(ii) The name, brief description, and address of any business enterprise which provides income exceeding two hundred fifty dollars to an elected official or his spouse, including a brief description of the nature of services rendered for the business enterprise or of the reason such income was received and including the amount of income reported by category pursuant to Subparagraph (b) of this Paragraph, excluding information required to be reported pursuant to Paragraph (2) of this Subsection or Item (a)(i) of this Subparagraph.

(iii) A brief description of the type of any other income exceeding two hundred fifty dollars received by an elected official or his spouse, including a brief description of the nature of services rendered for the income or of the reason such income was received and including the amount of income reported by category pursuant to Subparagraph (b) of this Paragraph, excluding information required to be reported pursuant to Paragraph (2) of this Subsection or Items (a)(i) or (ii) of this Subparagraph.

(iv) The identity, including the location and classification of the property as personal, industrial, commercial, or agricultural, and value of any interest in immovable property held by the elected official or his spouse if the value of the interest is five thousand dollars or more, excluding the personal residence of the elected official or his spouse.

(v) A brief description and value of any stock, investment, or interest held in any business enterprise headquartered in Louisiana, including the name, brief description, and address of each such business enterprise, if the value of the stock, investment, or interest is five thousand dollars or more, excluding mutual funds, education investment accounts, retirement investment accounts, government bonds, and cash-equivalent investments.

(vi) The identity and value of the liabilities owed by the elected official or his spouse to any creditor other than an immediate family member, including the name and address of the creditor, if the value of the liability is five thousand dollars or more, excluding liabilities owed by the elected official or his spouse on the personal residence of the elected official or his spouse, on the personal vehicle of the elected official or his spouse, on a credit card, or on a government-backed student loan. The value of liabilities to be reported shall be the value of such liabilities owed on the last day of the reporting period.

(b) The income or value required to be reported pursuant to Items (3)(a)(i) through (vi) of this Paragraph shall be reported by the following categories of value:

- (i) Category I, less than \$10,000.
(ii) Category II, \$10,000 or more."

AMENDMENT NO. 8

On page 9, line 5, delete "; appointed officials" and insert "; board of ethics"

AMENDMENT NO. 9

On page 9, line 7, delete "or any appointed official" and after "Ethics" insert "or the ethics administrator of the board of ethics"

AMENDMENT NO. 10

On page 9, lines 9 and 10, delete "or an appointed official" and after "Ethics" insert "or the ethics administrator of the board of ethics"

AMENDMENT NO. 11

On page 9, after line 13, insert "Section 3. This Act shall become effective on January 1, 2008."

On motion of Senator Jones, 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. 770—

BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 37:611(3)(a), 616, and 624, relative to the practice of podiatry; to revise the definition of podiatry; to change the grounds for causes for refusal to issue, suspend, or

revoke licenses, permits, or certificates; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 815—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 22:1137(C)(3) and 1193(L), relative to title insurance producers; to provide for the exclusion of certain title insurance producers from compliance with the statutory continuing education requirements for the renewal of a producer license; and to provide for related matters.

Reported favorably by the Committee on Insurance. 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. 837—

BY REPRESENTATIVE BAUDOIN
AN ACT

To amend and reenact R.S. 37:1358(B) and to enact R.S. 37:1356(G), (H), and (I) and 1357.1, relative to acupuncture detoxification specialists; to provide definitions; to provide requirements for certification; to provide for promulgation of rules and regulations relative to acupuncture detoxification specialists; to provide relative to an acupuncturist's assistant; and to provide for related matters.

Reported favorably by the Committee on Health and Welfare. 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. 935—

BY REPRESENTATIVE GALLOT
AN ACT

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

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

HOUSE BILL NO. 960— (Substitute for House Bill No. 860 by Representative K. Carter)

BY REPRESENTATIVES K. CARTER, ANDERS, BOWLER, FARRAR, FAUCHEUX, HARRIS, KLECKLEY, LORUSSO, MORRELL, SCALISE, GARY SMITH, TOOMY, AND WALSWORTH
AN ACT

To amend and reenact R.S. 22:1382(A)(3)(a)(iv), 1401, 1402, 1404, 1404.1, 1404.2, 1405(B)(2)(b), 1407, 1408, 1411, 1416, 1417(B)(introductory paragraph) and (2), 1422, 1430.5(A), 1430.11(D), 1430.14, 1441.7(C), 1441.10, 1441.21(D), and 2092.5.1(B), R.S. 36:681(C)(1), and R.S. 44:4(5)(a); to enact R.S. 22:15(C)(22), 1402.1, 1402.2, 1402.3, and 1455 and R.S. 36:696; and to repeal R.S. 22:15(C)(8), (E)(16), (F)(7), and (G)(7), 1401.1, 1405(B)(2)(c), 1406, 1410(B), 1418, and 1450.3 and R.S. 36:686(C)(1), relative to insurance rating; to abolish the Louisiana Insurance Rating Commission and to transfer its powers, duties, and functions to the office of property and casualty; to provide for a file and use system for insurance rating; to provide for definitions; to provide relative to competitive and noncompetitive markets; to provide for rating standards and methods; to provide for the establishment of the office of consumer advocacy within the Department of

Insurance; to provide for a policyholder bill of rights; to provide for the membership of the board of directors of the Property Insurance Association of Louisiana, the governing committee of the Louisiana Automobile Insurance Plan, and the Louisiana Property and Casualty Insurance Commission; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 960 by Representative K. Carter

AMENDMENT NO. 1

On page 1, line 4, after "1422," insert "1422.1,"

AMENDMENT NO. 2

On page 2, line 2, after "1422," insert "1422.1,"

AMENDMENT NO. 3

On page 7, line 9, after "C.(1)" insert "Subject to the exception specified in Subsection D of this Section," and change "Each" to "each"

AMENDMENT NO. 4

On page 7, line 14, after "period," insert the following "The commissioner may by rule, regulation, or order reduce or eliminate the waiting period specified in this Subsection."

AMENDMENT NO. 5

On page 7, between lines 21 and 22 insert the following:

"D. Insurers negotiating with and insuring commercial entities, except with regard to workers' compensation and medical malpractice insurance, with at least ten thousand dollars in annual insurance premiums shall be required to file insurance rates or rate changes for such entities with the commissioner for informational purposes only. The commissioner may by rule, regulation, or order reduce or eliminate the annual premium threshold for those entities that enables rate filings to be made under this Subsection."

AMENDMENT NO. 6

On page 7, at the beginning of line 22, change "D." to "E."

AMENDMENT NO. 7

On page 7, line 28, after "Section" and before the period "." insert "without regard to the exception specified in Subsection D of this Section"

AMENDMENT NO. 8

On page 8, at the beginning of line 1, change "E." to "F."

AMENDMENT NO. 9

On page 28, between lines 20 and 21 insert the following:

"§1422.1. Consumer representation; attorney general
In all proceedings before the ~~Insurance Rating Commission~~ commissioner, the attorney general shall have the right to represent the interest of the people of the state of Louisiana. The attorney general, or his designee, shall have the right to question witnesses, including industry or company representatives and all others appearing before the commission, and shall have the right to issue subpoenas to compel the attendance of witnesses and the production of documents."

AMENDMENT NO. 10

On page 31, line 29, delete "commercial and residential"

AMENDMENT NO. 11

On page 34, line 21 after "commissioner" insert ", subject to the provisions contained in Subsection D of this Section."

AMENDMENT NO. 12

On page 35, line 11, after "only be" delete the rest of the line and delete lines 12 and 13 and insert the following: "terminated for cause

shown. A written report of the cause of termination shall be compiled by the commissioner and delivered to the clerk of the House of Representatives and the secretary of the Senate within five days after the termination and shall be disclosed to the members of the respective houses of the legislature upon request."

AMENDMENT NO. 13

On page 36, line 6, after "effective on" delete the remainder of the line and delete lines 7 and 8 in their entirety and insert "January 1, 2008."

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

HOUSE BILL NO. 968— (Substitute for House Bill No. 471 by Representative Downs)

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 22:250.34(C) and 250.56(B), and to enact R.S. 22:250.31(22), relative to health insurance fraud; to specify the time allowed for investigation of a claim when there is suspicion of a representation or a fraudulent insurance act; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 968 by Representative Downs

AMENDMENT NO. 1

On page 2, delete lines 6 through 15 in their entirety and insert the following:

"(3) If a health insurance issuer determines that a health care provider has committed a fraudulent insurance act, prior to seeking recovery of claims payment directly from the provider the issuer shall provide the provider written notice of such determination. The issuer shall then allow the provider ninety days from receipt of notice of the issuer's assertion of fraud to conduct its own review of the assertion. During this ninety day period, the issuer shall not take independent action to recover any monies paid to the provider as a result of the fraud asserted. However, during this period the issuer shall have open access to the provider's records and documents, both hard copy and electronic, that the issuer reasonably believes are relevant to the fraud assertion and shall have the right to interview the provider's personnel to complete the investigation of fraud. Nothing in this Subsection shall prohibit the issuer from reporting its assertion of fraud to the Department of Insurance or the appropriate law enforcement authorities during this ninety day period.

(4) If, within the ninety day period described in Paragraph (3) of this Subsection, the health care provider does not provide written notice to the health insurance issuer disputing the issuer's assertion of fraud, the issuer shall be entitled to full recovery of all amounts paid to the provider that were attributable to the fraud. A provider's failure to dispute the assertion of fraud shall not for any purpose be considered an admission of the validity of the assertion.

(5) If the health care provider disputes the health insurance issuer's assertion of fraud, the provider and the issuer may resolve the assertion of fraud through mediation or other form of alternate dispute resolution process mutually agreed upon by the parties. The dispute resolution process shall be conducted by an independent, trained and certified professional agreed upon by the parties and under rules set by the professional that are appropriate for the form of dispute resolution selected. The process shall be conducted at a location agreed upon by the parties. Submission of the assertion of fraud to an alternate dispute resolution process shall not prohibit the issuer from making a referral of the assertion to the appropriate law enforcement authority."

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

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

Rules Suspended

Senator Mount asked for and obtained a suspension of the rules for the purpose of recalling House Bill No. 3 from the Committee on Revenue and Fiscal Affairs.

HOUSE BILL NO. 3— BY REPRESENTATIVE TOWNSEND AND SENATOR MOUNT AN ACT

To enact the Omnibus Bond Authorization Act of 2007, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

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

Rules Suspended

Senator Nevers asked for and obtained a suspension of the rules for the purpose of recalling House Concurrent Resolution No. 105 from the Committee on Labor and Industrial Relations.

HOUSE CONCURRENT RESOLUTION NO. 105— BY REPRESENTATIVES ERDEY, WINSTON, BADON, BOWLER, ELCIE GULLORY, HUNTER, JOHNS, LAFONTA, ODINET, T. POWELL, AND WALKER

A CONCURRENT RESOLUTION

To urge and request the Department of Labor and the office of risk management to examine the fairness of benefits rendered to those who experience catastrophic injuries sustained while in the course and scope of employment.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Kostelka Total - 1

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

Senate Concurrent Resolutions on Second Reading Reported by Committees

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

SENATE CONCURRENT RESOLUTION NO. 75—

BY SENATOR MCPHERSON A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections in collaboration with the Department of Health and Hospitals and the Military Department, state of Louisiana, to study the possibility of creating adult transition centers for drug offenders, and to explore all state, federal or other available funding sources for the establishment of such centers for drug offenders.

Reported favorably by the Committee on Health and Welfare.

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

Table with 3 columns: 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, Lentini, Theunissen, Cravins, Malone, Ullo, Duplessis, Marionneaux

Total - 38

NAYS

Total - 0

ABSENT

Kostelka Total - 1

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

SENATE CONCURRENT RESOLUTION NO. 97—

BY SENATOR N. GAUTREAUX A CONCURRENT RESOLUTION

To create the Louisiana Medical Staffing Agency Task Force to study the medical staffing agency industry in Louisiana to ascertain the effect of medical staffing agencies on the delivery of quality health care in this state and to determine whether the industry should be subject to registration, licensure, or other regulation.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Concurrent Resolution No. 97 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 3, line 8, delete "Louisiana Nursing Home Association." and insert "Louisiana State Board of Nursing."

AMENDMENT NO. 2

On page 3, between lines 11 and 12 insert the following:
 "(10) One member appointed by the Louisiana State Board of Practical Nurse Examiners."

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

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

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	Lentini	Theunissen
Cravins	Malone	Ullo
Duplessis	Marionneaux	
Total - 38		

NAYS

Total - 0

ABSENT

Kostelka
 Total - 1

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Senator Romero in the Chair

SENATE BILL NO. 45—

BY SENATOR MARIONNEAUX
 AN ACT

To enact R.S. 47:293(2) and (6)(a)(i), relative to income tax deductions; to grant a deduction from income taxable for individual income tax for certain elementary and secondary education tuition; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 45 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 14, at the beginning of the line change "**court order from the Dodd Brumfield decision**" to "**criteria set forth in Brumfield, et al. v. Dodd, et al. 425 F. Supp. 528**"

AMENDMENT NO. 2

On page 1, line 16, following "**this**" and before "**shall**" change "**Subsection**" to "**Section**"

On motion of Senator Lentini, the amendments were adopted.

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

SENATE BILL NO. 190—

BY SENATOR MURRAY
 AN ACT

To amend and reenact R.S. 27:311(D)(2), relative to the Video Draw Poker Devices Control Law; to provide for the calculation of franchise payments; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Ellington	Nevers
Adley	Fields	Quinn
Bajoie	Gautreaux B	Romero
Barham	Gautreaux N	Schedler
Boasso	Hollis	Shepherd
Cassidy	Jackson	Smith
Chaisson	Marionneaux	Theunissen
Cheek	McPherson	Ullo
Duplessis	Michot	
Dupre	Murray	
Total - 28		

NAYS

Amedee	Cain	Malone
Broome	Fontenot	
Total - 5		

ABSENT

Cravins	Jones	Lentini
Heitmeier	Kostelka	Mount
Total - 6		

The Chair declared the 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.

Mr. President in the Chair

SENATE BILL NO. 283—

BY SENATOR FONTENOT
 AN ACT

To enact R.S. 45:164(F) and to amend and reenact R.S. 45:162(2) and 164(C), relative to environmental quality; to provide relative to the definition of certificate; to provide relative to transporting non-hazardous oilfield wastes; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

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Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 283 by Senator Fontenot

AMENDMENT NO. 1

On page 3, line 5, at the end of the line change "public service" to "Public Service"

AMENDMENT NO. 2

On page 3, line 6, at the beginning of the line change "commission" to "Commission"

On motion of Senator Lentini, the amendments were adopted.

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

SENATE BILL NO. 337—

BY SENATORS ADLEY, NEVERS, N. GAUTREAU, AMEDEE, BARHAM, BOASSO, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, B. GAUTREAU, HINES, KOSTELKA, MCPHERSON, MICHOT, MOUNT, MURRAY, ROMERO, SCHEDLER AND SMITH AND REPRESENTATIVE DOERGE

AN ACT

To enact R.S. 47:647, relative to dedicating certain state revenues for capital enhancement of technical colleges and community colleges; to create the Technical College - Community College Capital Enhancement Fund in the state treasury; to provide for allocation of certain monies to the fund; to specify purposes for which monies received from the fund shall be used; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Lentini sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini on behalf of the Legislative Bureau to Engrossed Senate Bill No. 337 by Senator Adley

AMENDMENT NO. 1

On page 1, line 11, following "A." and before "Notwithstanding" delete "(1)"

AMENDMENT NO. 2

On page 2, line 3, following "D" and before "to" insert "of this Section"

AMENDMENT NO. 3

On page 2, line 20, before "of this" change "(D)" to "D" and on line 24, before "Subsection" change "(D)" to "D"

AMENDMENT NO. 4

On page 3, line 13, following "D" and before "shall" insert "of this Section"

AMENDMENT NO. 5

On page 3, line 15, following "D" and before "which" insert "of this Section"

AMENDMENT NO. 6

On page 3, line 17, following "D" and before ":" insert "of this Section"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 337 by Senator Adley

AMENDMENT NO. 1

On page 1, line 2, change "47:647" to "47:647.1"

AMENDMENT NO. 2

On page 1, line 9, change "47:647" to "47:647.1"

AMENDMENT NO. 3

On page 1, line 10, change "\$47." to "\$647.1."

On motion of Senator Adley, the amendments were adopted.

Senator Bajoie in the Chair

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: Name, Yeas, Nays. Lists names like Mr President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Cassidy, Chaisson, Cheek, Cravins, Duplessis, Total - 38.

NAYS

Total - 0

ABSENT

Kostelka Total - 1

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. 352—

BY SENATORS MICHOT AND QUINN AN ACT

To amend and reenact R.S. 51:1787(A)(3), relative to enterprise zones; to provide for tax credits for certain employees; and to provide for related matters.

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

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

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

Called from the Calendar

Senator Marionneaux asked that Senate Bill No. 45 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 45—
BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 47:293(2) and (6)(a)(i), relative to income tax deductions; to grant a deduction from income taxable for individual income tax for certain elementary and secondary education tuition; 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. 45 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 15, after "**Code**" insert "**or to any public elementary and secondary schools that are affiliated with a public college or university**"

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	Fields	Murray
Adley	Fontenot	Nevers
Bajoie	Gautreaux B	Quinn
Barham	Gautreaux N	Romero
Broome	Hollis	Schedler
Cain	Jackson	Smith
Cassidy	Jones	Theunissen
Cheek	Marionneaux	Uilo
Cravins	Michot	
Ellington	Mount	
Total - 28		

NAYS

Chaisson	Shepherd
Total - 2	

ABSENT

Amedee	Dupre	Lentini
Boasso	Heitmeier	Malone
Duplessis	Kostelka	McPherson
Total - 9		

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

Called from the Calendar

Senator Bajoie asked that Senate Bill No. 213 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 213—
BY SENATOR BAJOIE

AN ACT

To enact R.S. 47:305.56, relative to economic development; to establish the hurricanes Katrina and Rita Recovery Zone; to provide that the state sales and use tax will not apply to manufacturing machinery and equipment purchased, leased, or

rented or repaired by manufacturers located in the zone; to eliminate the corporation franchise tax for certain businesses located within the zone; to eliminate the state corporate income taxes for certain businesses located within the zone; and to provide for related matters.

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. 213 by Senator Bajoie

AMENDMENT NO. 1

On page 2, line 24, at the beginning of the line delete "**are**"

On motion of Senator Lentini, the amendments were adopted.

Floor Amendments Sent Up

Senator Bajoie sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Engrossed Senate Bill No. 213 by Senator Bajoie

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:305.56" insert "and R.S. 47:6026" and at the end of the line delete "hurricanes" and on line 3, delete "Katrina and Rita" and insert "Orleans"

AMENDMENT NO. 2

On page 1, between lines 8 and 9, insert: "Notice of intention to introduce this Act has been published."

AMENDMENT NO. 3

On page 1, delete line 11, and insert "**§305.56. Orleans Recovery Zone**"

AMENDMENT NO. 4

On page 1, line 12, change "**areas which were**" to "**Orleans Parish which was**"

AMENDMENT NO. 5

On page 1, line 15, change "**those parishes**" to "**the parish**"

AMENDMENT NO. 6

On page 1, line 16, change "**hurricanes Katrina and Rita Tax**" to "**Orleans**"

AMENDMENT NO. 7

On page 2, at the end of line 4, delete "**an**" and delete lines 5 through 11, and insert "**Orleans Parish.**"

AMENDMENT NO. 8

On page 2, line 24, after "**located in**" delete the remainder of the line, and delete line 25 and 26, and insert "**Orleans Parish.**"

AMENDMENT NO. 9

On page 2, line 27, change "**(c)**" to "**(4)**"

AMENDMENT NO. 10

On page 3, delete lines 3 through 29, and insert:

"C. This Section shall only apply to taxable periods between October 1, 2007 and July 1, 2010.

Section 2. R.S. 47:6026 is hereby enacted to read as follows:

§6026. Orleans Recovery Zone Credit

A. The mayor of New Orleans, after consultation with the secretary of the Department of Economic Development, and with the approval of the governor, may enter into a contract not to

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exceed five years, to provide for a credit against Louisiana corporation income tax and Louisiana corporation franchise tax for the following businesses that are located in the zone:

(1) Any manufacturing facility that adds value to any of the following commodities that have been imported through the Port of New Orleans: raw rubber, plywood, raw metals, coffee beans, or steel.

(2) Any company that is primarily engaged in nanotechnology, medical research, clinical trials, pharmaceuticals manufacturing or related patent development.

B. The credit against corporation income tax and corporation franchise tax provided by this Section shall be the sum of the corporation income tax before credits and prepayments and the corporation franchise tax before credits and prepayments multiplied by the tax credit apportionment percent. The tax credit apportionment percent shall be the average of the following three ratios:

(1) The ratio of the value of the immovable and corporeal movable property owned by the taxpayer and located in the Orleans Recovery Zone to the value of immovable and corporeal movable property owned by the taxpayer and located in Louisiana.

(2) The ratio of the amount paid by the taxpayer for salaries, wages, and other compensation for personal services rendered in the Orleans Recovery Zone to the amount paid by the taxpayer for salaries, wages, and other compensation for personal services rendered in this state.

(3) The ratio of net sales made in the regular course of business attributable to the Orleans Recovery Zone to the net sales made in the regular course of business in this state. Sales shall be attributed following the principles provided for in R.S. 47:287.95(F)(3).

C. Contracts entered into under this Section shall be effective for income tax periods beginning on or after January 1, 2007 and franchise tax periods beginning on or after January 1, 2008. No new contracts may be entered into after December 31, 2010, however, all contracts existing on that date shall be honored until the end of the contract period."

AMENDMENT NO. 11

On page 4, line 1, change "Section 2." to "Section 3."

On motion of Senator Bajoie, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Vote, Name. Includes 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, Lentini, Theunissen, Cravins, Malone, Ullo, Duplessis, Marionneaux.

NAYS

Total - 0

ABSENT

Kostelka Total - 1

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

Called from the Calendar

Senator B. Gautreaux asked that Senate Bill No. 33 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 33—

BY SENATORS B. GAUTREAUX AND DUPRE AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Vote, Name. Includes 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, Lentini, Theunissen, Cravins, Malone, Ullo, Duplessis, Marionneaux.

NAYS

Total - 0

ABSENT

Kostelka Total - 1

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

Called from the Calendar

Senator Michot asked that Senate Bill No. 352 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 352—

BY SENATORS MICHOT AND QUINN AN ACT

To amend and reenact R.S. 51:1787(A)(3), relative to enterprise zones; to provide for tax credits for certain employees; and to provide for related matters.

Floor Amendments Sent Up

Senator Cassidy sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cassidy to Engrossed Senate Bill No. 352 by Senator Michot

AMENDMENT NO. 1

On page 1, line 16, after "**Louisiana**," insert "**or who resides in the United States legally**."

On motion of Senator Cassidy, 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

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

NAYS

Marionneaux
Total - 1

ABSENT

Gautreaux N	Kostelka	Quinn
Total - 3		

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.

Senator Broome in the Chair

**House Concurrent Resolutions
on Second Reading
Reported by Committees**

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

HOUSE CONCURRENT RESOLUTION NO. 122—

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To urge and request healthcare providers to adopt generally recognized clinical practice guidelines, such as the American Diabetes Association goals, recommendations, and standards that identify the reduction of body mass index, cardiovascular risk issues, and glycemic control as key factors to managing diabetes.

Reported favorably by the Committee on Health and Welfare.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Ellington	Michot

Bajoie	Fields	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Romero
Cassidy	Jackson	Schedler
Chaisson	Jones	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Duplessis	Marionneaux	
Total - 35		

NAYS

Total - 0

ABSENT

Amedee	Kostelka
Fontenot	Shepherd
Total - 4	

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

HOUSE CONCURRENT RESOLUTION NO. 138—

BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To commend the Republic of China (Taiwan) for its close economic and business ties with the state of Louisiana and to urge and request the president of the United States to direct the United States trade representative to negotiate a free trade agreement between the United States and Taiwan.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Michot
Adley	Ellington	Mount
Amedee	Fields	Murray
Barham	Fontenot	Nevers
Boasso	Gautreaux N	Romero
Broome	Heitmeier	Schedler
Cain	Hollis	Shepherd
Cassidy	Jackson	Smith
Chaisson	Jones	Theunissen
Cheek	Malone	Ullo
Cravins	Marionneaux	
Duplessis	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Bajoie	Kostelka	Quinn
Gautreaux B	Lentini	
Total - 5		

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

Mr. President in the Chair

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House Bills and Joint Resolutions on Third Reading and Final Passage

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

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.

Floor Amendments Sent Up

Senator Cheek sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cheek to Original House Bill No. 566 by Representative Burrell

AMENDMENT NO. 1 On page 1, line 6, after "museum to the" insert "Shreveport"

AMENDMENT NO. 2 On page 1, line 16, after the "The" insert "Shreveport"

AMENDMENT NO. 3 On page 2, line 3, after "The" insert "Shreveport"

AMENDMENT NO. 4 On page 2, line 11, after "board of the" insert "Shreveport"

AMENDMENT NO. 5 On page 2, line 19, after "the" insert "Shreveport"

AMENDMENT NO. 6 On page 2, line 23, after "support the" insert "Shreveport"

AMENDMENT NO. 7 On page 2, line 29, after "Station", insert "Shreveport"

AMENDMENT NO. 8 On page 3, line 5, after "of the" insert "Shreveport"

AMENDMENT NO. 9 On page 3, line 14, after "to the" insert "Shreveport"

AMENDMENT NO. 10 On page 3, line 23, after "Station", insert "Shreveport"

AMENDMENT NO. 11 On page 3, line 27, after "Station", insert "Shreveport"

AMENDMENT NO. 12 On page 4, line 4, after "Station", insert "Shreveport"

AMENDMENT NO. 13 On page 4, line 17, after "Station", insert "Shreveport"

AMENDMENT NO. 14 On page 4, line 20, after "Station", insert "Shreveport"

AMENDMENT NO. 15 On page 4, line 22, after "Station", insert "Shreveport"

AMENDMENT NO. 16 On page 5, line 5, after "Station", insert "Shreveport"

AMENDMENT NO. 17 On page 5, line 9, after "Station", insert "Shreveport"

AMENDMENT NO. 18 On page 5, line 11, after "Station", insert "Shreveport"

AMENDMENT NO. 19 On page 5, line 14, after "Station", insert "Shreveport"

AMENDMENT NO. 20 On page 5, line 20, after "Station", insert "Shreveport"

AMENDMENT NO. 21 On page 6, line 7, after "Station", insert "Shreveport"

On motion of Senator Cheek, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators and their counts for YEAS and NAYS.

NAYS

Total - 0

ABSENT

Kostelka Total - 1

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

Bagneris Rule

Senator Adley moved to suspend the rules to temporarily pass over controversial House Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order. Without objection, so ordered.

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.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed House Bill No. 652 by Representative Wooton

AMENDMENT NO. 1

On page 3, line 12, after "beverages" delete the period "." and insert the following: "and the licensee submitted to an approved chemical test for intoxication and the test results show a blood alcohol level of 0.15 percent or above by weight."

On motion of Senator Marionneaux, the amendments were adopted.

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Barham	Gautreaux B	Lentini
Boasso	Kostelka	
Total - 5		

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

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.

The bill was read by title. Senator Nevers moved the final passage of the 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
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Heitmeier	Romero
Cassidy	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Malone	Theunissen
Duplessis	Marionneaux	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Barham	Kostelka	Lentini
Total - 3		

The Chair declared the 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.

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.

The bill was read by title. Senator Smith moved the final passage of the 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
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Quinn
Cain	Heitmeier	Romero
Cassidy	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Malone	Theunissen
Duplessis	Marionneaux	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Barham	Kostelka	Lentini
Total - 3		

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

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, GEYMANN, 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Barham Lentini
Kostelka Malone
Total - 4

The Chair declared the 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.

HOUSE BILL NO. 252—

BY REPRESENTATIVE GEYMANN
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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 35

NAYS

Total - 0

ABSENT

Barham Kostelka
Boasso Lentini
Total - 4

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

HOUSE BILL NO. 295—

BY REPRESENTATIVES T. POWELL, DORSEY, AND SCHNEIDER AND SENATORS QUINN AND SCHEDLER
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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Ellington Michot
Adley Fields Mount
Amedee Fontenot Murray
Bajoie Gautreaux B Nevers
Broome Gautreaux N Quinn
Cain Heitmeier Romero
Cassidy Hollis Schedler

Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Malone	Theunissen
Duplessis	Marionneaux	Ullo
Dupre	McPherson	

Total - 35

NAYS

Total - 0

ABSENT

Barham	Kostelka
Boasso	Lentini

Total - 4

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

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.

Floor Amendments Sent Up

Senator Nevers sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Engrossed House Bill No. 671 by Representative Salter

AMENDMENT NO. 1
On page 1, line 2 after "R.S." delete the remainder of the line and insert "11:62(5)(b), 441(A)(1)(introductory paragraph), and 444(A)(2)(b), to enact"

AMENDMENT NO. 2
On page 1, line 5 after "Corrections" and before the semicolon ";" insert "and of the state fire marshal; to provide for employee contributions"

AMENDMENT NO. 3
On page 1, line 14 after "R.S." delete the remainder of the line and insert "11:62(5)(b), 441(A)(1)(introductory paragraph), and 444(A)(2)(b) are hereby"

AMENDMENT NO. 4
On page 1, between lines 15 and 16 insert the following:
"§62. Employee contribution rates established
Employee contributions to state and statewide public retirement systems shall be paid at the following rates:

(5) Louisiana State Employees' Retirement System:
* * *

(b) Public safety service employees referred to as "member" or "members" in R.S. 11:601(B) and peace officers employed by the Department of Public Safety and Corrections, office of state police, other than state troopers, and arson investigators employed by the state fire marshal's office as provided in R.S. 11:444(A)(2)(b) - 9%.
* * *

AMENDMENT NO. 5
On page 2, line 6 after "(b)" and before "as" delete "Peace officers," and insert "Any peace officer."

AMENDMENT NO. 6
On page 2, line 8 after "troopers," and before "shall" insert "or employed as an arson investigator by the office of the state fire marshal."

AMENDMENT NO. 7
On page 4, line 11 after "troopers" and before the period "." insert "or employed as arson investigators by the office of the state fire marshal"

On motion of Senator Nevers, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Kostelka	Lentini
----------	---------

Total - 2

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

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

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

Called from the Calendar

Senator Duplessis asked that House Bill No. 961 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 961— (Substitute for House Bill No. 404 by Representative Damico)
BY REPRESENTATIVES DAMICO AND SALTER
AN ACT

To enact R.S. 9:5168, relative to cancellation of mortgages and privileges, to require the recorder of mortgages to cancel mortgages and vendor's privileges under certain circumstances; to authorize the filing of cancellations of mortgages and vendor's privileges; to authorize certain persons to execute an

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affidavit of cancellation; to provide for the contents of the affidavit of cancellation; to provide a limitation of liability for clerks of court and recorders of mortgages; to provide for the indemnification of persons relying on the affidavit of cancellation; and to provide for related matters.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed House Bill No. 961 by Representative Damico

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert the following: "To amend and reenact R.S. 9:5501(2) and to enact R.S. 9:5168 and 5501(3) and (4), relative to mortgages and privileges, to provide relative to affidavits of distinction for judicial mortgages; to authorize the filing of an affidavit of distinction by a co-owner or attorney; to require the"

AMENDMENT NO. 2

On page 1, line 11, change "R.S. 9:5168 is" to "R.S. 9:5501(2) is hereby amended and reenacted and R.S. 9:5168 and 5501(3) and (4) are"

AMENDMENT NO. 3

On page 2, after line 2, add the following:

§5501. Affidavit of distinction; acknowledgment; contents; damages A.(1) An owner of immovable property with a name similar to that of a debtor against whom a judgment has been obtained and recorded may execute an affidavit of distinction before a notary public or before any authorized employee of the clerk of court's office on a form provided by the clerk of court to clarify that he is not the same person as named in the judgment. The affidavit shall be duly recorded and thereafter the judgment shall not affect title to any property the person may own or acquire.

(2) Any person who co-owns immovable property with another person who has a name similar to that of a debtor against whom a judgment has been obtained and recorded may execute an affidavit of distinction before a notary public or before any authorized employee of the clerk of court's office on a form provided by the clerk of court to clarify that the other person or co-owner is not the same as the person named in the judgment. The affidavit shall be duly recorded and thereafter the judgment shall not affect title to any property the person may own or acquire.

(3) Any attorney licensed in the State of Louisiana may execute an affidavit of distinction to clarify that the person with a name similar to that of a debtor against whom a judgment has been obtained and recorded is not the same person named in the judgment. The affidavit shall be duly recorded and thereafter the judgment shall not affect title to any property the person may own or acquire.

(4) The notary public or clerk of court or any employee of the clerk shall be immune from civil or criminal liability as a result of providing the affidavit, assisting in the completion of the affidavit, or recording of the affidavit form as prescribed in R.S. 9:5501.1.

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Ellington Michot
Adley Fields Mount

Amedee Fontenot Murray
Barham Gautreaux B Nevers
Boasso Gautreaux N Quinn
Broome Heitmeier Romero
Cain Hollis Schedler
Chaisson Jackson Shepherd
Cheek Jones Smith
Cravins Malone Theunissen
Duplessis Marionneaux Ullo
Dupre McPherson

Total - 35

NAYS

Total - 0

ABSENT

Bajoie Kostelka
Cassidy Lentini

Total - 4

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

Called from the Calendar

Senator Dupre asked that House Bill No. 453 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Kostelka Lentini Schedler
Total - 3

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

Rules Suspended

Senator Ullo 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 14, 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. 76—
BY SENATORS HINES, BAJOIE, MCPHERSON AND HEITMEIER
A CONCURRENT RESOLUTION**

To approve the business plan submitted by the office of facility planning and control within the division of administration for the new Medical Center of Louisiana in New Orleans, as required by Action Plan Number 2, Amendment Number 1 for Community Development Block Grant Funds proposed by the Louisiana Recovery Authority, approved and submitted by the governor, and approved by the Joint Legislative Committee on the Budget and by a majority of the elected members of each house of the legislature; and to provide for other matters pertaining thereto.

Reported without amendments.

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. 95—
BY SENATOR BAJOIE
A RESOLUTION**

To express the sincere condolences of the Senate of the Legislature of Louisiana upon the death of Mary Ellen Laners of New Orleans, Louisiana.

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

**SENATE RESOLUTION NO. 96—
BY SENATOR HINES
A RESOLUTION**

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Staff Sergeant Timothy B. Cole, Jr. upon his death in ground combat in Operation Iraqi Freedom.

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

**SENATE CONCURRENT RESOLUTION NO. 100—
BY SENATOR N. GAUTREUX
A CONCURRENT RESOLUTION**

To recognize Wednesday, June 20, 2007, as Louisiana Society of Professional Surveyors Day at the Louisiana State Capitol.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Kostelka
Lentini
Total - 2

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

Messages from the House

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

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

June 14, 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. 878—
BY REPRESENTATIVES KLECKLEY, ARNOLD, CAZAYOUX, CURTIS,
DAMICO, T. POWELL, AND JACK SMITH AND SENATOR B.
GAUTREUX
AN ACT**

To amend and reenact R.S. 11:62(5)(b), 403(5)(a) and (b)(iii), 441(A)(1), 450(B), 461(B)(3) and to enact R.S. 11:444(A)(2)(c) and 544, relative to certain enforcement personnel within the office of alcohol and tobacco control, Department of Revenue, who are members of the Louisiana State Employees' Retirement System; to provide for calculation of benefits; to provide for average compensation; to provide for retirement eligibility; to provide for employee contributions; to provide for disability retirement; to create a fund in the state treasury; to provide for deposit of monies to the fund; to specify uses for the monies in the fund; to provide with respect to disbursement from the fund;

June 14, 2007

to provide for actuarial calculations; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 588—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 40:1300.144(A)(2) and to enact R.S. 40:1300.142(A)(7) through (13) and 1300.143(5) and (6), relative to Medicaid reimbursement methodology for rural hospitals; to provide legislative findings; to provide for definitions; to provide for an amendment to the state Medicaid plan with respect to reimbursements to rural hospitals and clinics for hospital inpatient and outpatient services; to provide for an emergency rule; to provide for payment rates; to provide for deadlines for the payment of settlements; to provide for a date for the implementation of the cost-based payment methodology; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 634—
BY REPRESENTATIVES SCALISE, ALEXANDER, BADON, CHANDLER, CROWE, ELBERT GUILLORY, M. POWELL, T. POWELL, AND TRAHAN
AN ACT

To amend and reenact R.S. 17:3048.1(Q)(5) and (V)(3), to provide relative to minimum scores on specified tests that are required of certain home study students to be eligible for Tuition Opportunity Program for Students awards; to provide relative to effectiveness; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 886—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact Subpart N of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.46, relative to state funds; to establish the Louisiana Mega-Project Development Fund as a special treasury fund; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 870—
BY REPRESENTATIVES PINAC, ARNOLD, BADON, BALDONE, BURRELL, CURTIS, FARRAR, FAUCHEUX, HONEY, KENNEY, MONTGOMERY, ODINET, RITCHIE, AND TOWNSEND
AN ACT

To enact Chapter 2 of Subtitle VII of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:6051 through 6061, relative to the Hurricane Recovery Capital Tax Credit Program; to provide for a credit against income and franchise taxation; to provide for certification and decertification of a Louisiana hurricane recovery capital company; to provide for certain definitions; to authorize the transferability of the credit; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 926—
BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 47:6026, relative to income and corporate franchise tax credits; to create and establish the Mentor-Protégé Tax Credit Program; to provide relative to definitions; to provide for qualifications, limitations, and requirements in such program; to authorize the promulgation of rules and regulations; and to provide for related matters.

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

House Bills and Joint Resolutions

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

HOUSE BILL NO. 588—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 40:1300.144(A)(2) and to enact R.S. 40:1300.142(A)(7) through (13) and 1300.143(5) and (6), relative to Medicaid reimbursement methodology for rural hospitals; to provide legislative findings; to provide for definitions; to provide for an amendment to the state Medicaid plan with respect to reimbursements to rural hospitals and clinics for hospital inpatient and outpatient services; to provide for an emergency rule; to provide for payment rates; to provide for deadlines for the payment of settlements; to provide for a date for the implementation of the cost-based payment methodology; 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 Health and Welfare.

HOUSE BILL NO. 634—
BY REPRESENTATIVES SCALISE, ALEXANDER, BADON, CHANDLER, CROWE, ELBERT GUILLORY, M. POWELL, T. POWELL, AND TRAHAN
AN ACT

To amend and reenact R.S. 17:3048.1(Q)(5) and (V)(3), to provide relative to minimum scores on specified tests that are required of certain home study students to be eligible for Tuition Opportunity Program for Students awards; to provide relative to effectiveness; 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. 870—
BY REPRESENTATIVES PINAC, ARNOLD, BADON, BALDONE, BURRELL, CURTIS, FARRAR, FAUCHEUX, HONEY, KENNEY, MONTGOMERY, ODINET, RITCHIE, AND TOWNSEND
AN ACT

To enact Chapter 2 of Subtitle VII of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:6051 through 6061, relative to the Hurricane Recovery Capital Tax Credit Program; to provide for a credit against income and franchise taxation; to provide for certification and decertification of a Louisiana hurricane recovery capital company; to provide for certain definitions; to authorize the transferability of the credit; to authorize the promulgation of rules and regulations; 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. 878—
BY REPRESENTATIVES KLECKLEY, ARNOLD, CAZAYOUX, CURTIS, DAMICO, T. POWELL, AND JACK SMITH AND SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 11:62(5)(b), 403(5)(a) and (b)(iii), 441(A)(1), 450(B), 461(B)(3) and to enact R.S. 11:444(A)(2)(c) and 544, relative to certain enforcement personnel within the office of alcohol and tobacco control, Department of Revenue, who are members of the Louisiana State Employees' Retirement System; to provide for calculation of benefits; to provide for average compensation; to provide for retirement eligibility; to provide for employee contributions; to provide for disability retirement; to create a fund in the state treasury; to provide for deposit of monies to the fund; to specify uses for the monies in the fund; to provide with respect to disbursement from the fund; to provide for actuarial calculations; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 886—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To enact Subpart N of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.46, relative to state funds; to establish the Louisiana Mega-Project Development Fund as a special treasury fund; to provide for the dedication, deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

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

HOUSE BILL NO. 926—
BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 47:6026, relative to income and corporate franchise tax credits; to create and establish the Mentor-Protégé Tax Credit Program; to provide relative to definitions; to provide for qualifications, limitations, and requirements in such program; to authorize the promulgation of rules and regulations; 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.

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
REVENUE AND FISCAL AFFAIRS**

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

June 13, 2007

To the President and Members of the Senate:

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

SENATE BILL NO. 182—
BY SENATOR QUINN
AN ACT

To enact R.S. 47:297.7, relative to individual income tax; to provide a refundable tax credit for the cost paid or incurred by a taxpayer to voluntarily retrofit certain property to bring it into compliance with the State Uniform Construction Code; to define retrofit; to provide for the amount of credits allowed; to provide for the promulgation of rules and regulations; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 184—
BY SENATOR QUINN
AN ACT

To enact R.S. 47:297.7, relative to individual income tax; to grant a deduction for contributions made to certain savings accounts for the purpose of paying certain deductibles on certain homeowner policies; to provide for policies and procedures for administering such account; to authorize rules and regulations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 2—
BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, AND DORSEY
AND SENATORS HINES, BAJOIE, HEITMEIER, AND MOUNT
AN ACT

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

Reported with amendments.

HOUSE BILL NO. 368—
BY REPRESENTATIVES TOWNSEND, BADON, BALDONE, BURRELL,
CURTIS, FARRAR, FAUCHEUX, HEBERT, HILL, HONEY, KENNEY,
MARCHAND, ODINET, RICHMOND, RITCHIE, AND JANE SMITH AND
SENATOR MOUNT
AN ACT

To amend and reenact R.S. 47:293(7) and to enact R.S. 47:293(6)(a)(x) and 293.1, relative to the individual income tax; to authorize an exclusion for money received from The Road Home Program; to provide relative to certain definitions; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 372—
BY REPRESENTATIVES TOWNSEND, ARNOLD, BADON, BALDONE,
BURRELL, CURTIS, FARRAR, FAUCHEUX, HILL, HONEY, KENNEY,
MARCHAND, ODINET, RICHMOND, AND RITCHIE
AN ACT

To amend and reenact R.S. 51:1787(A), (B), (I), and (J) and 2456(B) and to repeal R.S. 51:1787(C), (D), and (H), relative to the enterprise zone program; to provide for a refundable investment income tax credit; to provide relative to the tax credit for certain employees; to provide for certain contract requirements for businesses; to repeal various redundant provisions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 417—
BY REPRESENTATIVES FAUCHEUX, ARNOLD, BADON, BURRELL,
CURTIS, FARRAR, HILL, KENNEY, MARCHAND, ODINET, RICHMOND,
RITCHIE, JANE SMITH, AND THOMPSON
AN ACT

To amend and reenact R.S. 47:715.1(B), 818.2(43), (44), (55), and (64), 818.13(C), 818.15(A)(1), 818.37(A)(introductory paragraph) and (B), and 818.40(A)(1) and to enact R.S. 47:818.2(38.1) and 818.14(E) and (F), relative to the taxes on gasoline, motor fuel, and special fuel; to provide relative to certain definitions; to provide relative to the point of imposition of the tax; to provide relative to exemptions from such tax; to provide relative to the refund of taxes paid by certain school bus drivers; to exempt certain persons from licensing requirements; to require that certain persons be licensed in order to apply for refunds; to decrease the bond of certain persons; to provide for an effective date; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
WILLIE L. MOUNT
Chairman

Messages from the House

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

June 14, 2007

Message from the House
SIGNED HOUSE BILLS AND
JOINT RESOLUTIONS

June 14, 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. 193—
BY REPRESENTATIVES SALTER AND WILLIAMS
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.

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.

HOUSE BILL NO. 201—
BY REPRESENTATIVE CROWE AND SENATOR SCHEDLER
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.

HOUSE BILL NO. 210—
BY REPRESENTATIVES FAUCHEUX, DARTEZ, DORSEY, 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.

HOUSE BILL NO. 298—
BY REPRESENTATIVE PITRE AND SENATOR DUPRE
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.

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.

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.

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.

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.

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.

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.

HOUSE BILL NO. 334—
BY REPRESENTATIVE CHANDLER AND SENATOR SMITH
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.

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.

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.

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.

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.

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.

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.

HOUSE BILL NO. 682—

BY REPRESENTATIVES JOHNS AND LAFLEUR AND SENATORS ELLINGTON AND HINES
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.

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 14, 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 Bills have been properly enrolled:

SENATE BILL NO. 19—

BY SENATOR MCPHERSON AND REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 56:104(A)(8)(a) and (B)(2), and 109(D)(5), relative to hunting; to provide relative to hunting on lands administered by the Department of Wildlife and Fisheries; to exempt certain resident hunters from certain permit fees on lands administered by the Department of Wildlife and Fisheries; and to provide for related matters.

SENATE BILL NO. 23—

BY SENATOR KOSTELKA
AN ACT

To amend and reenact R.S. 44:104(E), relative to recordation of certain documents in the mortgage and conveyance records; to allow the recordation of a notice of lease for certain mineral leases; and to provide for related matters.

SENATE BILL NO. 61—

BY SENATOR CAIN
AN ACT

To designate the Hickory Creek Bridge located on Louisiana Highway 110, west of Longville, in Beauregard Parish, Louisiana, as the "Doris Coleman Guillory Bridge"; and to provide for related matters.

SENATE BILL NO. 171—

BY SENATOR MOUNT
AN ACT

To amend and reenact Section 2 of Act No. 118 of the 2005 Regular Session of the Legislature, relative to the transfer of certain immovable property located in Calcasieu Parish from the Chenouait International Airport Authority to the Board of Supervisors of Community and Technical Colleges, for the use and benefit of its Sowela Campus, in exchange for forgiveness of a certain debt owed by the authority to the state of Louisiana; to amend the description of the property to be transferred; to properly identify and describe the property which is the subject of the exchange following the destruction by Hurricane Rita of a portion of the property originally intended to be transferred; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 210—

BY SENATOR MOUNT
AN ACT

To amend and reenact Code of Civil Procedure Art. 1922, relative to preparation of judgments; to require the inclusion of the last four digits of the social security number of the judgment debtor in judgments and recorded liens having the effect of money judgments; to provide for an effective date; and to provide for related matters.

SENATE BILL NO. 253—

BY SENATOR HOLLIS
AN ACT

To amend and reenact R.S. 6:1096(G)(3), relative to residential mortgage lending; to provide for financing single premium insurance in connection with residential mortgage loans; to provide limitations for financing single premium insurance; and to provide for related matters.

June 14, 2007

SENATE BILL NO. 254—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 9:3516(14) and (19), and to enact R.S. 9:3511(F), relative to the Louisiana Consumer Credit Law; to provide for the scope of the Louisiana Consumer Credit Law; to provide for definition of a "consumer loan"; to provide technical changes to the definition of a "federally related mortgage loan"; and to provide for related matters.

SENATE BILL NO. 281—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 46:438.3(C), (D), (E), (F) and (G), 438.6(C)(1)(a), 439.2(B)(4), 439.4(A)(1) and (3) and (B) and to enact R.S. 46:438.3(H), relative to the Medical Assistance Program Integrity Law; to provide for false or fraudulent claims; to provide for civil money penalties; to provide for qui tam action procedures; to provide for the recovery awarded to a qui tam plaintiff; and to provide for related matters.

SENATE BILL NO. 304—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 6:1185(B)(2) and 1188(B), relative to mutual savings banks; to provide for voting by members; to provide for the board of directors; to provide for length of term for directors; and to provide for related matters.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Bills 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 14, 2007

To the President and Members of the Senate:

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

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 80—
BY SENATOR B. GAUTREAU AND REPRESENTATIVE ST. GERMAIN
A CONCURRENT RESOLUTION

To commend Rebecca Templet of Central Catholic High School, daughter of Wanda and Nathan Templet, upon her selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

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.

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.

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.

SENATE CONCURRENT RESOLUTION NO. 90—
BY SENATOR NEVERS

A CONCURRENT RESOLUTION

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

SENATE CONCURRENT RESOLUTION NO. 92—

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

A CONCURRENT RESOLUTION

To commend Lord Derek Foster of Bishop Aukland, Nigel Waterson, Member of Parliament for Eastbourne, and John Robertson, Member of Parliament for Glasgow North West for their commitment to the organization and genesis of "Friends of Louisiana."

Respectfully submitted,
CHARLES D. JONES
Chairman

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

Leaves of Absence

The following leaves of absence were asked for and granted:

Kostelka 1 Day

Adjournment

Senator Ullo moved that the Senate adjourn until Monday, June 18, 2007, at 3:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 3:00 o'clock P.M. on Monday, June 18, 2007.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk