

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

THIRTY-SECOND 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

Sunday, June 24, 2007

The Senate was called to order at 3:00 o'clock P.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

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

PRESENT

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

ABSENT

Michot
Total - 1

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

Prayer

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

Morning Hour

**Privilege Report of the
Legislative Bureau**

June 24, 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. 148—

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

AN ACT

To amend and reenact R.S. 16:11(A)(1), relative to the annual salary of assistant district attorneys; to increase the annual salary of assistant district attorneys payable by the state; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 425—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3366, 3378(A)(1)(e), (2)(b), and (3), 3384(A), (B), (C), (D), and (H), 3385(B)(1), and 3385.1(A) and (L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for military credit for members of such system; to provide relative to survivor benefits and related requirements; to provide for vesting, retirement eligibility, and computation of benefits; to provide relative to conditions for optional allowances; to provide for a change in eligibility for the Deferred Option Retirement Plan; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 427—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3366, 3370(A), 3378(A)(1)(c) through (f) and (h) and (2)(a) through (c), and 3383(A), to provide with respect to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for service credit and benefits; to provide for military service credit; to provide for use of excess interest earnings; to provide for survivor benefits; to provide for minimum benefits; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 440—

BY REPRESENTATIVES SCHNEIDER, WALSWORTH, ARNOLD, CURTIS, DOERGE, GEYMAN, HARRIS, KLECKLEY, MCDONALD, ROBIDEAUX, AND TRAHAN

AN ACT

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

Reported without amendments.

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 BAJAIE

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

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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 without amendments.

HOUSE BILL NO. 556—
BY REPRESENTATIVE MCVEA
AN ACT

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

Reported without amendments.

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.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 634 by Representative Scalise

AMENDMENT NO. 1
On page 3, line 1, following "(b)" delete "(i)"

HOUSE BILL NO. 658—
BY REPRESENTATIVES KENNARD AND WHITE AND SENATOR NEVERS
AN ACT

To amend and reenact R.S. 11:242(B), 246(A), and 1331, to enact R.S. 11:1145.1 and 1332, and to repeal R.S. 11:1145, relative to the State Police Pension and Retirement System and the Louisiana School Employees' Retirement System; to provide for establishment of an Employee Experience Account; to provide for the crediting and debiting of such account; to provide for employer contributions; to provide for cost-of-living adjustments; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 828—
BY REPRESENTATIVE ALARIO
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; to provide for an effective date; and to regulate the administration of said funds.

Reported without amendments.

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.

Reported without amendments.

HOUSE BILL NO. 873—
BY REPRESENTATIVES BADON AND HUTTER
AN ACT

To enact R.S. 48:756(A)(4), relative to distribution and dedication of state revenue; to provide for the distribution of monies from the Parish Transportation Fund and other state funds to the parish governing authorities; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 919—
BY REPRESENTATIVES ALARIO AND THOMPSON
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 920—
BY REPRESENTATIVES SALTER, DORSEY, LANCASTER, ARNOLD, AND ALARIO AND SENATORS HINES, BAJOIE, JONES, FIELDS, AND HEITMEIER
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 931—
BY REPRESENTATIVES ALARIO, SALTER, GALLOT, DEWITT, CAZAYOUX, LAFLEUR, AND TOWNSEND AND SENATORS CHAISSON, HINES, LENTINI, AND MARIONNEAUX
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 938—
BY REPRESENTATIVE ALARIO
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 963— (Substitute for House Bill No. 859 by Representative Marchand)
BY REPRESENTATIVES MARCHAND, DORSEY, GRAY, HUNTER, AND LAFONTA
AN ACT

To enact Part XIII of Chapter 11 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:1770 through 1775, relative to lost wage benefits for domestic violence victims; to create the domestic violence victims account; to create the domestic violence victims program; to provide for lost wages; to provide for the administration of the program; to require reporting to the governor's office; to require evidence of domestic violence; to provide for charging of benefits; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 963 by Representative Marchand

AMENDMENT NO. 1

On page 2, line 22, following "remains" and before "from" change "separate" to "separated"

AMENDMENT NO. 2

On page 3, line 22, at the beginning of the line, change "A notarized affidavit" to "An affidavit"

AMENDMENT NO. 3

On page 3, line 28, at the beginning of the line, delete "notarized"

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.

Reported without amendments.

Respectfully submitted, ARTHUR J. "ART" LENTINI Chairman

Adoption of Legislative Bureau Report

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

Messages from the House

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 22, 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. 196— BY SENATOR MICHOT

AN ACT

To enact R.S. 32:1261(1)(w), relative to the distribution and sale of motor vehicles; to prohibit coercion of retail motor vehicle dealers by certain motor vehicle manufacturers or distributors regarding the sale of certain items; to provide for certain actions by manufacturers or distributors which will be considered coercive; to provide for exceptions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 134— BY SENATOR ADLEY

AN ACT

To enact R.S. 40:1505.2, relative to the Springhill Fire Protection District No. 11 in Webster Parish; to provide for an increase in fire service charge fee, subject to a vote of the electors within the district; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 194— BY SENATOR BARHAM

AN ACT

To enact R.S. 40:2405(I), relative to graduates of Police Officer Standards and Training courses and academies; to provide for a period of time and other certain requirements for graduates to maintain their P.O.S.T. qualifications when they do not begin employment as a peace officer subsequent to successful completion of such courses and academies; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 8— BY SENATOR SCHEDLER

AN ACT

To enact R.S. 25:213(F), relative to public libraries; to authorize the governing authority of St. Tammany Parish to allow its library board to expend a portion of the library maintenance tax for certain purposes; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 49— BY SENATOR ROMERO

AN ACT

To enact R.S. 33:2495.2, relative to the civil service for the city of New Iberia; to provide for continuance of the city's civil service system under certain circumstances; to provide certain requirements, terms, and conditions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 128— BY SENATORS HEITMEIER, BAJOIE, N. GAUTREAUX, MARIONNEAUX AND NEVERS

A JOINT RESOLUTION

Proposing to amend Article X, Section 10(A)(1) of the Constitution of Louisiana, relative to state and city civil service commission rules; to authorize supplemental pay for certain sworn, commissioned, law enforcement officers and fire protection officers employed on a full-time basis by a police agency of the state or its political subdivisions and a port authority from any available funds; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported without amendments.

SENATE BILL NO. 168— BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 33:1236(21)(b)(i) and (e)(i), relative to Ouachita Parish; to provide with respect to the authorization of the Ouachita Parish governing authority to adopt ordinances to compel property owners to cut grass and noxious weeds on their property in certain clearly established residential areas; to provide for an effective date; and to provide for related matters.

Reported without amendments.

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SENATE BILL NO. 278—
BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 47:302.23, relative to the disposition of certain sales tax collections on the sales of certain services in Vermilion Parish; to provide for the allocation and use of monies in the Vermilion Parish Visitor Enterprise Fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 5—

BY SENATORS MOUNT AND N. GAUTREAUX AND REPRESENTATIVES ALARIO, ANDERS, ANSARDI, ARNOLD, BALDONE, BARROW, BAUDOIN, BAYLOR, BOWLER, BRUCE, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DEWITT, DOVE, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HEBERT, HILL, HONEY, HUNTER, HUTTER, JEFFERSON, JOHNS, KENNEY, KLECKLEY, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROBIDEAUX, SALTER, SCALISE, SCHNEIDER, GARY SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WILLIAMS, WINSTON AND WOOTON

AN ACT

To amend and reenact R.S. 47:293(6)(e) and to repeal R.S. 47:293(6)(f), relative to individual income tax; to remove the expiration date for the state income tax exemption for certain military personnel; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 12—
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 47:301(8)(c), relative to state sales tax exemptions for political subdivisions; to require the issuance of an exemption identification number upon request by a political subdivision; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 37—

BY SENATORS DUPRE, N. GAUTREAUX AND MURRAY AND REPRESENTATIVES BALDONE AND SCALISE

AN ACT

To enact R.S. 47:301(10)(dd) and (18)(o) and 337.10(L), relative to the sales and use tax of the state and political subdivisions of the state; to exclude storm shutter devices from the state sales and use tax; to authorize political subdivisions to provide for such an exclusion; to provide for the promulgation of rules and regulations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 55—

BY SENATORS HINES AND CHEEK AND REPRESENTATIVES ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, HILL, HONEY, KENNEY, MONTGOMERY, ODINET, RITCHIE, SCALISE, JANE SMITH AND THOMPSON

AN ACT

To amend and reenact R.S. 47:305(D)(1)(k), relative to the state sales and use tax; to exempt eyeglasses and contact lenses from state sales and use tax; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 108—

BY SENATOR CHEEK AND REPRESENTATIVES BRUCE, BURNS, MONTGOMERY, SCHNEIDER, WINSTON, ARNOLD, BADON, BALDONE, BURRELL, CURTIS, FARRAR, FAUCHEUX, HILL, HONEY, KENNEY, RITCHIE, JANE SMITH AND TOWNSEND

AN ACT

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

Reported without amendments.

SENATE BILL NO. 2—

BY SENATORS FONTENOT AND MARIONNEAUX AND REPRESENTATIVES ALEXANDER, ANDERS, ARNOLD, BALDONE, BARROW, BAUDOIN, BAYLOR, BRUCE, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CURTIS, DAMICO, DANIEL, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HILL, HONEY, HUTTER, JACKSON, JEFFERSON, JOHNS, KENNEY, LABRUZZO, LAFONTA, LAMBERT, MCDONALD, MORRELL, MORRIS, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JANE SMITH, JOHN SMITH, STRAIN, TOOMY, TOWNSEND, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE AND WOOTON

A JOINT RESOLUTION

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

Reported without amendments.

SENATE BILL NO. 338—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact Section 2.1(G)(1) and to enact Section 2.1(P) of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act No. 562 of the 2003 Regular Session of the Legislature, Act No. 1214 of the 2003 Regular Session of the Legislature, and Act No. 682 of the 2004 Regular Session of the Legislature, relative to St. Tammany Parish Hospital Service District No. 2; to provide for term limits; to provide relative to certain members of the board of commissioners; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 74—

BY SENATOR DUPRE AND REPRESENTATIVE BALDONE

AN ACT

To enact R.S. 40:2116(D)(4), relative to nursing facilities in Lafourche Parish; to except the relocation of nursing facilities in the parish from the moratorium on any additional nursing facilities or additional beds in nursing facilities under certain circumstances; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 102—

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 36:474(A)(10) and 477(B)(1), relative to functions of the state relating to licensing of child care institutions; to provide for the licensing of day care centers; to provide for the functions of the office of family support; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 199—

BY SENATOR MOUNT

AN ACT

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

Reported without amendments.

SENATE BILL NO. 308—

BY SENATORS SCHEDLER, HOLLIS, BAJOEI, BARHAM, BROOME, CAIN, CASSIDY, CHEEK, CRAVINS, N. GAUTREAU, JACKSON, KOSTELKA, LENTINI, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, SHEPHERD, SMITH AND ULLO

AN ACT

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

Reported without amendments.

SENATE BILL NO. 50—

BY SENATORS THEUNISSEN, HINES, ULLO, BROOME, CASSIDY, CHAISSON, MOUNT, QUINN, ADLEY, AMEDEE, BAJOEI, BARHAM, BOASSO, CAIN, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAU, MCPHERSON, MICHOT, MURRAY, NEVERS, ROMERO, SCHEDLER, SHEPHERD AND SMITH AND REPRESENTATIVES ALEXANDER, ANDERS, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURRELL, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, ELCIE GUILLORY, HEBERT, HUTTER, JOHNS, KATZ, KENNEY, LAFLEUR, LAMBERT, LANCASTER, MONTGOMERY, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, RITCHIE, SALTER, SCALISE, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WINSTON AND WOOTON

AN ACT

To enact Section 3.1 of Act No. 29 of the 1955 Regular Session of the Legislature, as amended by Act No. 117 of the 1998 First Extraordinary Session of the Legislature and by Act No. 45 of the 2000 First Extraordinary Session of the Legislature, relative to the educational and recreational center located in Bunkie, Louisiana; to provide that the center shall be named the Cecil J. Picard Educational and Recreational Center; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 123—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 30:101.11 and R.S. 56:700.2(A)(4), relative to the Underwater Obstruction Removal Fund; to change the termination date of the Underwater Obstruction Removal Fund; to change the termination date of certain funding of the Underwater Obstruction Removal Fund; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 136—

BY SENATOR JACKSON

AN ACT

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

Reported without amendments.

SENATE BILL NO. 154—

BY SENATOR ULLO

AN ACT

To enact R.S. 17:1990(B)(1)(c), (d), and (e), relative to the Recovery School District; to provide that the district has the same authority and autonomy to procure services and property afforded to city, parish, or other local public school systems; to provide relative to the procurement of materials, supplies, repairs, and certain other goods and services; to provide relative to the disposition of property; to provide relative to contracts for public works and professional services; to provide for

compliance with applicable state law; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 160—

BY SENATORS NEVERS, BROOME, CASSIDY, CHAISSON, MOUNT AND ULLO AND REPRESENTATIVES ALEXANDER, BADON, BARROW, CRANE, CROWE, DOWNS, FANNIN, ELBERT GUILLORY, HONEY, KENNEY, M. POWELL, T. POWELL, TRAHAN, WALKER AND WALSWORTH

AN ACT

To enact R.S. 17:24.11, relative to dyslexia services for early elementary students; to provide for the development and implementation by the State Board of Elementary and Secondary Education of a pilot program for early screening and intervention for children with characteristics of dyslexia and related disorders; to provide for program components, performance evaluations, and reporting requirements; to provide relative to rules and regulations; to provide relative to funding; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 164—

BY SENATORS CASSIDY AND HINES

AN ACT

To amend and reenact R.S. 37:1270(B)(4), relative to the Louisiana State Board of Medical Examiners; to provide relative to revenue derived from improvements and the sale and lease of immovable property; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 238—

BY SENATORS MCPHERSON AND HINES AND REPRESENTATIVES SALTER, TOWNSEND, DORSEY, DURAND, LAFLEUR, CAZAYOUX, ST. GERMAIN, ELCIE GUILLORY, HILL, PINAC AND GRAY

AN ACT

To enact Subpart N of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.51, relative to state funds; to establish the Health Care Redesign Fund as a special treasury fund; to provide for the deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 321—

BY SENATOR HEITMEIER

AN ACT

To authorize and provide for the transfer of certain state property in Plaquemines Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 362— (Substitute of Senate Bill No. 311 by Senator Cassidy)

BY SENATORS CASSIDY, BOASSO, BROOME, CHEEK, CRAVINS, DUPLESSIS, ELLINGTON, FONTENOT, HINES, MICHOT, MOUNT, QUINN, ROMERO, SHEPHERD, BARHAM, CHAISSON, DUPRE, FIELDS, B. GAUTREAU, N. GAUTREAU, HOLLIS, JACKSON, KOSTELKA, LENTINI, MALONE, MCPHERSON, MURRAY, NEVERS, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES ALEXANDER, BADON, CHANDLER, CROWE, DOWNS, FANNIN, KENNEY, T. POWELL, TRAHAN AND WALKER

AN ACT

To enact R.S. 17:17.4, relative to health and physical education; to provide for a health and physical education coordinator in the Department of Education, to provide relative to qualifications and duties; to provide for monitoring and reporting requirements; to provide relative to implementation; to provide for an effective date; and to provide for related matters.

Reported without amendments.

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

**Introduction of
Senate Concurrent Resolutions**

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

SENATE CONCURRENT RESOLUTION NO. 120—
BY SENATOR HINES

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges to give consideration to changing the name of the Avoyelles Campus of the Louisiana Technical College to the Ward H. Nash Campus.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Barham	Fields	Mount
Boasso	Gautreaux B	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Smith
Cassidy	Jackson	Theunissen
Chaisson	Jones	Ullo
Cheek	Kostelka	
Cravins	Lentini	
Total - 31		

NAYS

Total - 0

ABSENT

Bajoie	Michot	Schedler
Fontenot	Quinn	Shepherd
Gautreaux N	Romero	
Total - 8		

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

**Senate Resolutions
on Second Reading**

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

SENATE RESOLUTION NO. 120—
BY SENATOR BAJOIE

A RESOLUTION

To commend Calvin F. Mills, Jr., for his efforts to close the "digital divide" between socioeconomic classes.

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

SENATE RESOLUTION NO. 121—
BY SENATOR HINES

A RESOLUTION

To approve the declaration of intent to sell or convey up to one hundred percent of the state allocation of the tobacco settlement payments to the Tobacco Settlement Financing Corporation, including the re-securitization of sixty percent of such allocation, as authorized in the Tobacco Settlement Financing Corporation Act; and to provide for other matters pertaining thereto.

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

**Senate Concurrent Resolutions
on Second Reading**

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

SENATE CONCURRENT RESOLUTION NO. 118—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To create the Louisiana Health Information Technology Task Force to study and make recommendations on health information technology.

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

SENATE CONCURRENT RESOLUTION NO. 119—
BY SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Judiciary B and the House Committee on the Administration of Criminal Justice to meet and to function as a joint committee to study and make recommendations regarding the effects of the state of Mississippi's decision to land-base its casinos.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Cravins	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Malone
Barham	Ellington	Marionneaux
Boasso	Fields	McPherson
Broome	Gautreaux B	Murray
Cain	Heitmeier	Nevers
Cassidy	Hollis	Smith
Chaisson	Jackson	Theunissen
Cheek	Jones	Ullo
Total - 30		

NAYS

Total - 0

ABSENT

Bajoie	Michot	Romero
Fontenot	Mount	Schedler
Gautreaux N	Quinn	Shepherd
Total - 9		

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

**House Concurrent Resolutions
on Second Reading**

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

HOUSE CONCURRENT RESOLUTION NO. 64—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To urge and request the secretary of state to study the impact on voting of voting machine malfunction and to study the feasibility of using backup paper ballots at polls on election day.

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

HOUSE CONCURRENT RESOLUTION NO. 99—
BY REPRESENTATIVE ALEXANDER
A CONCURRENT RESOLUTION

To urge and request the Louisiana Highway Safety Commission to review existing laws which govern safety on Louisiana's roads and highways with a particular emphasis on laws relative to driving under the influence of alcohol or controlled dangerous substances.

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

HOUSE CONCURRENT RESOLUTION NO. 253—
BY REPRESENTATIVE SCALISE
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to transfer the portion of Central Avenue, also known as Louisiana Highway 48, from its intersection with Jefferson Highway to its intersection with River Road, to Jefferson Parish in exchange for the transfer of a parish road of equal length into the state highway system.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Duplessis	Lentini
Adley	Dupre	Malone
Amedee	Ellington	Marionneaux
Barham	Fields	McPherson
Boasso	Gautreaux B	Mount
Broome	Heitmeier	Murray
Cain	Hollis	Nevers
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Total - 30		

NAYS

Total - 0

ABSENT

Bajoie	Gautreaux N	Romero
Cassidy	Michot	Schedler
Fontenot	Quinn	Shepherd
Total - 9		

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

HOUSE CONCURRENT RESOLUTION NO. 254—
BY REPRESENTATIVE WALKER
A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions to the state and its history, culture, and people and to proclaim June 26, 2007, as Tunica-Biloxi Day.

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

Mr President	Duplessis	Lentini
Adley	Dupre	Malone
Amedee	Ellington	Marionneaux
Barham	Fields	McPherson
Boasso	Gautreaux B	Mount
Cain	Heitmeier	Murray
Cassidy	Hollis	Nevers
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Total - 30		

NAYS

Total - 0

ABSENT

Bajoie	Gautreaux N	Romero
Broome	Michot	Schedler
Fontenot	Quinn	Shepherd
Total - 9		

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

HOUSE CONCURRENT RESOLUTION NO. 255—
BY REPRESENTATIVE MARCHAND
A CONCURRENT RESOLUTION

To create the Louisiana Rental Housing Task Force to study and develop recommendations for the improvement of the current practices, standards, and laws applicable to residential leases.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Duplessis	Marionneaux
Adley	Dupre	McPherson
Amedee	Ellington	Mount
Boasso	Fields	Murray
Broome	Gautreaux B	Nevers
Cain	Heitmeier	Smith
Cassidy	Hollis	Theunissen
Chaisson	Jackson	Ullo
Cheek	Jones	
Cravins	Lentini	
Total - 28		

NAYS

Barham	Kostelka	Malone
Total - 3		

June 24, 2007

ABSENT

Bajoie	Michot	Schedler
Fontenot	Quinn	Shepherd
Gautreaux N	Romero	
Total - 8		

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

HOUSE CONCURRENT RESOLUTION NO. 256— BY REPRESENTATIVE FARRAR AND SENATOR MCPHERSON A CONCURRENT RESOLUTION

To commend Amanda Joseph upon being crowned Miss Louisiana 2007.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Barham	Fields	Mount
Boasso	Gautreaux B	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Smith
Cassidy	Jackson	Theunissen
Chaisson	Jones	Ullo
Cheek	Kostelka	
Cravins	Lentini	
Total - 31		

NAYS

Total - 0

ABSENT

Bajoie	Michot	Schedler
Fontenot	Quinn	Shepherd
Gautreaux N	Romero	
Total - 8		

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON FINANCE

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

June 22, 2007

To the President and Members of the Senate:

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

HOUSE BILL NO. 157— BY REPRESENTATIVES WALSWORTH, ALEXANDER, BADON, BARROW, CHANDLER, DANIEL, DOWNS, ELBERT GUILLORY, HONEY, KENNEY, MCDONALD, MONTGOMERY, M. POWELL, T. POWELL, RITCHIE, TRAHAN, AND WALKER

AN ACT

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

Reported with amendments.

HOUSE BILL NO. 178— BY REPRESENTATIVES DOERGE AND KATZ AN ACT

To amend and reenact Children's Code Articles 437(A), 603(16.1), and 610(G) and to enact Children's Code Article 603(14.1.1), relative to the Children's Code; to provide for referral to mediation; to provide with respect to the definition of newborn; to add alcohol exposure to the definition of prenatal neglect; to provide for the duty of a physician to issue a report in certain instances; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 247— BY REPRESENTATIVES MCDONALD, FANNIN, HUNTER, AND THOMPSON AND SENATOR BARHAM AN ACT

To amend and reenact R.S. 42:802(B)(6) and to enact R.S. 42:802.1, relative to health benefits plans administered by the Office of Group Benefits; to provide for duties of the Office of Group Benefits; to provide with respect to contracts for the provision of plans for health care services; to provide for extraordinary plan enrollment procedures for certain fiscal years; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 360— BY REPRESENTATIVE TOWNSEND AN ACT

To amend and reenact R.S. 49:316.1(A)(2)(b) and (C), relative to contracts; to provide with respect to state contracts for the provision and processing of credit and debit cards or devices; to authorize certain contracts by public institutions of higher education; and to provide for related matters.

Reported favorably.

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.

Reported with amendments.

HOUSE BILL NO. 531— BY REPRESENTATIVES MONTGOMERY AND MORRIS AN ACT

To amend and reenact R.S. 9:165(C), relative to the Unclaimed Property Leverage Fund; to dedicate a portion of collections from the sale of unclaimed property to the fund; to provide for the deposit of monies into the fund; to provide for uses of monies deposited into the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments.

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 favorably.

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.

HOUSE BILL NO. 790—
BY REPRESENTATIVES DOERGE, BAYLOR, CAZAYOUX, GRAY, ELCIE GUILLORY, 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.

Reported favorably.

Respectfully submitted,
FRANCIS C. HEITMEIER
Chairman

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

Senator Heitmeier asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 157—
BY REPRESENTATIVES WALSWORTH, ALEXANDER, BADON, BARROW, CHANDLER, DANIEL, DOWNS, ELBERT GUILLORY, HONEY, KENNEY, MCDONALD, MONTGOMERY, M. POWELL, T. POWELL, RITCHIE, TRAHAN, AND WALKER
AN ACT

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

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 157 by Representative Walsworth

AMENDMENT NO. 1

On page 2, line 5, delete "Any city, parish, or other" and delete lines 6 and 7 and insert the following: "The provisions of this Paragraph shall be subject to the appropriation of funds for this purpose."

On motion of Senator Heitmeier, 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. 178—
BY REPRESENTATIVES DOERGE AND KATZ
AN ACT

To amend and reenact Children's Code Articles 437(A), 603(16.1), and 610(G) and to enact Children's Code Article 603(14.1.1), relative to the Children's Code; to provide for referral to mediation; to provide with respect to the definition of newborn; to add alcohol exposure to the definition of prenatal neglect; to provide for the duty of a physician to issue a report in certain instances; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 178 by Representative Doerge

AMENDMENT NO. 1

On page 3, after line 17, insert the following:
"Section 2. The provisions of this Act shall not become effective unless and until sufficient funds are appropriated by the legislature for such purposes."

On motion of Senator Heitmeier, 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. 247—
BY REPRESENTATIVES MCDONALD, FANNIN, HUNTER, AND THOMPSON AND SENATOR BARHAM
AN ACT

To amend and reenact R.S. 42:802(B)(6) and to enact R.S. 42:802.1, relative to health benefits plans administered by the Office of Group Benefits; to provide for duties of the Office of Group Benefits; to provide with respect to contracts for the provision of plans for health care services; to provide for extraordinary plan enrollment procedures for certain fiscal years; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 247 by Representative McDonald

AMENDMENT NO. 1

On page 3, between lines 2 and 3, insert the following:
"E. No provision of this Section shall require the Office of Group Benefits to utilize any insurance product that increases costs to the plan of benefits."

On motion of Senator Heitmeier, 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.

June 24, 2007

HOUSE BILL NO. 360—
BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 49:316.1(A)(2)(b) and (C), relative to contracts; to provide with respect to state contracts for the provision and processing of credit and debit cards or devices; to authorize certain contracts by public institutions of higher education; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 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.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 450 by Representative Burns

AMENDMENT NO. 1
On page 2, line 27, delete "region" and insert "facility"

AMENDMENT NO. 2
On page 2, line 28, at the beginning of the line delete "or area"

On motion of Senator Heitmeier, 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. 531—
BY REPRESENTATIVES MONTGOMERY AND MORRIS
AN ACT

To amend and reenact R.S. 9:165(C), relative to the Unclaimed Property Leverage Fund; to dedicate a portion of collections from the sale of unclaimed property to the fund; to provide for the deposit of monies into the fund; to provide for uses of monies deposited into the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 531 by Representative Montgomery

AMENDMENT NO. 1
On page 2, delete lines 21 through 23

AMENDMENT NO. 2
On page 2, line 24, change "Section 3." to "Section 2."

On motion of Senator Heitmeier, 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. 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 favorably by the Committee on Finance. 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. 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 Finance.

SENATE COMMITTEE AMENDMENTS

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

AMENDMENT NO. 1
On page 4, between lines 16 and 17, insert the following:
"F. Prior to the award of any grant pursuant to the provisions of this Chapter, such grant shall be subject to the review and approval of the Joint Legislative Committee on the Budget."

On motion of Senator Heitmeier, 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. 790—
BY REPRESENTATIVES DOERGE, BAYLOR, CAZAYOUX, GRAY, ELCIE, GUILLORY, 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.

Reported favorably by the Committee on Finance. 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.

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of recalling House Concurrent Resolution No. 208 from the Committee on Education.

HOUSE CONCURRENT RESOLUTION NO. 208—
 BY REPRESENTATIVES CRANE, BARROW, CHANDLER, FANNIN, ELBERT, GUILLORY, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, TRAHAN, WALKER, AND WALSWORTH
A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on June 11, 2007.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Barham	Fields	Mount
Boasso	Gautreaux B	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Quinn
Cassidy	Jackson	Smith
Chaisson	Jones	Theunissen
Cheek	Kostelka	Ullo
Cravins	Lentini	
Total - 32		

NAYS

Total - 0

ABSENT

Bajoie	Michot	Shepherd
Fontenot	Romero	
Gautreaux N	Schedler	
Total - 7		

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

Bagneris Rule

Senator Ullo 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.

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of advancing to the order of

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. 296—
 BY REPRESENTATIVE BRUCE
AN ACT

To amend and reenact R.S. 15:255(E)(1), (2), and (3), and to enact R.S. 15:255(L), relative to Mayor's Court of the city of Mansfield; to decrease the amount payable as witness fees to off-duty law enforcement officers; to decrease the amount of costs assessed to pay witness fees; to provide for the allocation of monies collected in the witness fee fund; to prohibit the reduction of monies in the fund below thirty thousand dollars; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Barham	Fields	Mount
Boasso	Gautreaux B	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Quinn
Cassidy	Jackson	Smith
Chaisson	Jones	Theunissen
Cheek	Kostelka	Ullo
Cravins	Lentini	
Total - 32		

NAYS

Total - 0

ABSENT

Bajoie	Michot	Shepherd
Fontenot	Romero	
Gautreaux N	Schedler	
Total - 7		

The Chair declared the 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.

HOUSE BILL NO. 415—
 BY REPRESENTATIVE MORRIS AND SENATOR CHEEK
AN ACT

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

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

Mr President	Duplessis	Lentini
Adley	Dupre	Malone

June 24, 2007

Amedee	Ellington	Marionneaux
Barham	Fields	McPherson
Boasso	Fontenot	Mount
Broome	Gautreaux B	Murray
Cain	Heitmeier	Nevers
Cassidy	Hollis	Quinn
Chaisson	Jackson	Smith
Cheek	Jones	Theunissen
Cravins	Kostelka	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Bajoie	Michot	Schedler
Gautreaux N	Romero	Shepherd
Total - 6		

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.

HOUSE BILL NO. 430—

BY REPRESENTATIVE BURNS

AN ACT

To amend and reenact R.S. 30:2531(I), relative to littering; to provide for simple and intentional littering; to limit exceptions from simple and intentional littering prohibitions for certain commercial vehicles; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Malone
Total - 1

ABSENT

Bajoie	Michot	Shepherd
Gautreaux N	Romero	
Total - 5		

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

Senator Ellington in the Chair

HOUSE BILL NO. 436—

BY REPRESENTATIVES MARTINY, ALARIO, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CROWE, CURTIS, DAMICO, DANIEL, DOERGE, DORSEY, DOVE, DOWNS, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HEATON, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS,

KENNARD, KENNEY, KLECKLEY, LAFLEUR, LAFONTA, LANCASTER, LORUSSO, MARCHAND, MONTGOMERY, MORRELL, MORRIS, MORRISH, PIERRE, PITRE, T. POWELL, QUEZAIRE, RICHMOND, ROMERO, JACK SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WHITE, WILLIAMS, WINSTON, AND WOOTON AND SENATORS CHAISSON, CRAVINS, JACKSON, MICHOT, MURRAY, AND THEUNISSEN

AN ACT

To amend and reenact R.S. 9:2800.16, R.S. 15:85.1(A)(2)(b), 146 through 149.1, 150, 151, 1202(A)(13), and 1424(B)(3), R.S. 24:513(A)(3), 515.1(A), (B)(introductory paragraph), and (D), and 517.1(F)(1) and (2), R.S. 33:1342(1), R.S. 36:4(D) and 801.1(A), R.S. 39:1302(1)(f), R.S. 46:236.5(B)(2), Children's Code Articles 321(C) and (D), 607(A), 608(B), 740(B), and 809(C) and (E), and Code of Criminal Procedure Articles 944(A), 948(A), and 953, to enact R.S. 15:141 through 143, 149.2, and 152 through 184, to repeal R.S. 15:144, 145, 145.1, and 151.2, and to direct the Louisiana State Law Institute to redesignate certain statutory provisions, all relative to indigent defender services; to enact the Louisiana Public Defender Act; to create the Louisiana Public Defender Board; to provide for the powers and duties of the board; to provide for definitions; to provide for legislative findings; to provide for the authority of the board; to provide for rulemaking; to provide for the hiring of executive staff positions for the board; to provide for job descriptions and qualifications for executive staff; to provide for the establishment of public defender service regions; to provide for the powers and duties of regional directors; to provide for the powers and duties of district public defenders; to provide for the filling of vacancies in the office of district public defenders; to provide for the selection process for employing regional directors; to create the Louisiana Public Defender Fund; to provide for the composition of the fund, administration of the fund, and use of monies from the fund; to provide for the adoption of mandatory standards and guidelines of practice in the delivery of indigent defender services; to provide for qualification standards and mandatory training for attorneys delivering public defender services; to provide for disciplinary actions taken by the board for the failure to comply with mandatory standards and guidelines; to provide for a due process hearing for disciplinary action taken against a regional director or district public defender; to provide for the transfer of the powers, duties, authority, and obligations of the Indigent Defense Assistance Board to the Louisiana Public Defender Board; to provide for the transfer of the duties and functions relating to the delivery of indigent defender services from judicial district indigent defender boards to the judicial district indigent defender fund under the management of the district public defenders; to provide that no right or cause of action is created by the provisions hereof; and to provide for related matters.

Floor Amendments Sent Up

Senator Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jones to Reengrossed House Bill No. 436 by Representative Martiny

AMENDMENT NO. 1

On page 7, between lines 3 and 4, insert the following:

"(4) To the extent practicable, the board shall be comprised of members who reflect the racial and gender makeup of the general population of the state, and who are geographically representative of all portions of the state."

On motion of Senator Jones, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Dupre	McPherson
Amedee	Ellington	Mount
Broome	Fields	Murray
Cain	Gautreaux B	Nevers
Cassidy	Heitmeier	Quinn
Chaisson	Hollis	Theunissen
Cheek	Jackson	Ullo
Cravins	Jones	
Duplessis	Marionneaux	
Total - 25		

NAYS

Barham	Lentini	Smith
Fontenot	Malone	
Kostelka	Schedler	
Total - 7		

ABSENT

Mr President	Gautreaux N	Shepherd
Bajoie	Michot	
Boasso	Romero	
Total - 7		

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

HOUSE BILL NO. 460—
BY REPRESENTATIVE MICKEY GUILLORY
AN ACT

To amend and reenact R.S. 14:67.16(C)(1)(b), (2)(b), (3)(b), and (4)(b) and to enact R.S. 14:67.16(C)(1)(c), (2)(c), (3)(c), and (4)(c), relative to identity theft; to increase penalties for the crime of identity theft when the victim is sixty years of age or older, under the age of seventeen, or disabled; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Dupre	Malone
Amedee	Ellington	Marionneaux
Barham	Fields	McPherson
Boasso	Fontenot	Mount
Broome	Gautreaux B	Murray
Cain	Heitmeier	Nevers
Cassidy	Hollis	Quinn
Chaisson	Jackson	Schedler
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Mr President	Gautreaux N	Romero
Bajoie	Michot	Shepherd
Total - 6		

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

HOUSE BILL NO. 515—
BY REPRESENTATIVES R. CARTER AND TOOMY
AN ACT

To enact R.S. 49:191(3)(1) and to repeal R.S. 49:191(2)(f), relative to the Department of Justice, including provisions to provide for the re-creation of the Department of Justice and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; to repeal provisions beginning the termination of the Department of Justice; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie	Michot	Shepherd
Gautreaux N	Romero	
Total - 5		

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

HOUSE BILL NO. 534—
BY REPRESENTATIVES CURTIS AND HUNTER
AN ACT

To enact R.S. 37:218.1, relative to attorneys; to provide for an ex parte procedure for withdrawal as counsel of record for nonpayment of legal fees; and to provide for related matters.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 534 by Representative Curtis

AMENDMENT NO. 1

On page 1, delete lines 2 through 14, and insert the following:
"To amend and reenact R.S. 37:930(A)(3), relative to the practice of nursing; to provide with respect to the authority to administer anesthetic to persons; and to provide for related matters.
Be it enacted by the Legislature of Louisiana:

June 24, 2007

Section 1. R.S. 37:930(A)(3) is hereby amended and reenacted to read as follows:

§930. Anesthetics; authority to administer; penalty
A. No registered professional nurse shall administer any form of anesthetic to any person under their care unless the following conditions are met:

* * *

(3) ~~Administers~~ The registered nurse administers anesthetics and ancillary services under the direction and supervision of a physician or dentist who is licensed to practice under the laws of the state of Louisiana. It is within the scope of practice of a registered nurse anesthetist to perform procedures, including but not limited to those involving the injection of local anesthetics, steroids, and analgesics for pain management purposes under the direction and supervision and upon the order of a physician. These procedures for pain management purposes include, but are not limited to, peripheral nerve blocks, epidural injections, and spinal facet joint injections when the registered nurse anesthetist can document education, training, and experience in performing such procedures. The registered nurse anesthetist shall submit such documentation annually to the Louisiana State Board of Nursing by the way of a sworn affidavit. Documentation shall be submitted by December 31, 2007, and annually thereafter.

* * *

Senator Chaisson moved adoption of the amendments.

Senator Barham objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Dupre McPherson
Adley Ellington Nevers
Amedee Fields Quinn
Boasso Fontenot Shepherd
Broome Gautreaux B Smith
Cain Heitmeier Theunissen
Chaisson Hollis Ullo
Cravins Jones
Duplessis Marionneaux
Total - 25

NAYS

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

ABSENT

Bajoie Michot
Gautreaux N Romero
Total - 4

The Chair declared the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Dupre McPherson
Adley Ellington Nevers
Amedee Fields Quinn
Boasso Fontenot Shepherd
Broome Gautreaux B Smith

Cain Heitmeier Theunissen
Chaisson Hollis Ullo
Cravins Jones
Duplessis Marionneaux
Total - 25

NAYS

Barham Jackson Mount
Cassidy Lentini Murray
Cheek Malone Schedler
Total - 9

ABSENT

Bajoie Kostelka Romero
Gautreaux N Michot
Total - 5

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

HOUSE BILL NO. 579—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

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

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 579 by Representative St. Germain

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 3, proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 19, 2007.

AMENDMENT NO. 2

Delete Senate Committee Amendment No. 7, proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 19th, 2007.

AMENDMENT NO. 3

On page 2, delete lines 6 through 9 in their entirety

AMENDMENT NO. 4

On page 7, line 15, delete "cigarette listed in a"

AMENDMENT NO. 5

On page 9, line 23, after "Revenue," and before "and" insert "the office of alcohol and tobacco control."

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

NAYS

Total - 0

ABSENT

Bajoie	Michot	Romero
Total - 3		

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.

HOUSE BILL NO. 613—
BY REPRESENTATIVES DORSEY AND DANIEL
AN ACT

To enact R.S. 27:93(A)(10), relative to riverboat admission fees; to authorize the local governing authority in East Baton Rouge Parish where riverboats are berthed to levy a fee based on monthly net gaming proceeds in lieu of admission fees; to provide for the establishment of the amount of the fee by contract; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Heitmeier	Nevers
Cain	Hollis	Quinn
Cassidy	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Duplessis	Malone	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Bajoie	Fields	Michot
Broome	Gautreaux N	Romero
Total - 6		

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

Mr. President in the Chair

HOUSE BILL NO. 645—
BY REPRESENTATIVE ELBERT GUILLORY
AN ACT

To enact R.S. 15:828.3, relative to the Department of Public Safety and Corrections; to create the Prison Substance Abuse and Rehabilitation Pilot Program; to provide for definitions; to provide for implementation of the program; to provide with respect to services offered by the program; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie	Michot
Cain	Romero
Total - 4	

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

HOUSE BILL NO. 718—
BY REPRESENTATIVE BAYLOR
AN ACT

To amend and reenact R.S. 13:4712, relative to abatement of public nuisances; to authorize any mayor and any chief of police of a municipality to petition for an injunction or order of abatement of a nuisance; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Ellington	Mount
Amedee	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Hollis	Schedler
Cassidy	Jackson	Smith
Chaisson	Jones	Theunissen
Cheek	Kostelka	Ullo

June 24, 2007

Cravins
Duplessis
Total - 31

Lentini
Marionneaux

NAYS

Fields
Fontenot
Total - 4

Malone
Shepherd

ABSENT

Bajoie
Cain
Total - 4

Michot
Romero

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

Notice Regarding Vote

Senator Smith stated he had voted in error on House Bill No. 718. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

HOUSE BILL NO. 756—

BY REPRESENTATIVE DEWITT
AN ACT

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

Floor Amendments Sent Up

Senator Adley sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Reengrossed House Bill No. 756 by Representative DeWitt

AMENDMENT NO. 1

On page 1, line 2, between "R.S. 27:306(C)(2)(a)" and the comma ",", insert "and to enact R.S. 27:306(C)(4)"

AMENDMENT NO. 2

On page 1, line 6, between "reenacted" and "to" insert "and R.S. 27:306(C)(4) is hereby enacted"

AMENDMENT NO. 3

On page 2, after line 10, insert the following:
"(4) No license shall be issued for any truck stop facility to an applicant who has applied with the local governing authority where the truck stop is located for a building permit prior to August 1, 2007, and who has described the boundaries of the proposed truck stop facility within that application, for any truck stop facility located outside the boundaries described in that application if the location of the proposed truck stop facility is within two thousand five hundred feet of any property that is on the National Historic Registry, any public playground, or a building used exclusively as a church, synagogue, public library, or school.

On motion of Senator Adley, the amendments were adopted.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 756 by Representative DeWitt

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 2 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 19th, 2007.

AMENDMENT NO. 2

On page 1, line 2, after "R.S. 27:306(C)(2)(a)" and before the comma ",", insert "and (3)"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 27:306(C)(2)(a)" delete "is" and insert in lieu thereof "and (3) are"

AMENDMENT NO. 4

On page 1, line 17, after "previously" and before "licensed" insert "applied for or"

AMENDMENT NO. 5

On page 2, at the end of line 7, delete "The provisions" and delete lines 8 and 9 in their entirety.

AMENDMENT NO. 6

On page 2, after line 10, insert the following:
"(3) The prohibitions in Paragraph (2) of this Subsection do not apply to any truck stop licensed for the placement of video draw poker devices for a period of one year or longer prior to July 1, 1994. The subsequent construction, erection, development, or movement of a property on the National Historic Registry, public playground, church, synagogue, public library, or school which causes the truck stop facility to be located within the prohibited distance as provided in Paragraph (2) of this Subsection shall not be cause for revocation, withholding, denial of an application, or nonrenewal of a license, or issuance of a new license. The subsequent construction, erection, development, or movement of a property on the National Historic Registry, public playground, church, synagogue, public library, or school following the application for a license to operate video draw poker devices at a truck stop facility and the granting of that license which causes the truck stop facility to be located within the prohibited distance as provided in Paragraph (2) of this Subsection shall not be cause for the revocation, withholding, denial of an application, or nonrenewal of a license, or issuance of a new license."

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Ellington	Lentini
Cain	Gautreaux B	Malone
Cassidy	Gautreaux N	Murray
Chaisson	Heitmeier	Schedler
Cheek	Hollis	Shepherd
Cravins	Jackson	Smith
Duplessis	Jones	Theunissen
Dupre	Kostelka	Ullo
Total - 24		

NAYS

Amedee	Fontenot	Mount
Fields	Marionneaux	Nevers
Total - 6		

ABSENT

Mr President	Boasso	Michot
Bajoie	Broome	Quinn
Barham	McPherson	Romero
Total - 9		

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

HOUSE BILL NO. 778—

BY REPRESENTATIVES PITRE, ALARIO, ANSARDI, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BOWLER, BURNS, BURRELL, R. CARTER, CHANDLER, CRANE, CURTIS, DARTEZ, DORSEY, DOVE, FANNIN, FAUCHEUX, FRITH, GALLOT, GRAY, ELBERT GUILLORY, HARRIS, HEATON, HEBERT, HONEY, HUNTER, JACKSON, JEFFERSON, KATZ, KENNEY, LAFONTA, LANCASTER, MARCHAND, MARTINY, MONTGOMERY, PIERRE, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WILLIAMS, AND WOOTON

AN ACT

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

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

Total - 35

NAYS

Total - 0

ABSENT

Bajoie	Romero
Michot	Shepherd

Total - 4

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.

HOUSE BILL NO. 969— (Substitute for House Bill No. 497 by Representative Downs and House Bill No. 586 by Representative Geymann)

BY REPRESENTATIVES DOWNS AND GEYMAN

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Bajoie	Michot	Romero
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Total - 3

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

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

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

AN ACT

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

June 24, 2007

Technology Fund; to provide for definitions; and to provide for related matters.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 970 by Representative Cazayoux

AMENDMENT NO. 1

In Senate Committee Amendment No. 13 proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 19, 2007, on page 2, line 2, change "electronically" to "electronically in a format prescribed by the bureau"

AMENDMENT NO. 2

Delete Senate Committee Amendment No. 17 proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 19, 2007, in its entirety

AMENDMENT NO. 3

Delete Legislative Bureau Amendments No. 1 and No. 2 adopted on June 20, 2007, in their entirety

AMENDMENT NO. 4

In Legislative Bureau Amendment No. 6 adopted on June 20, 2007, on page 1, line 16, change "line 27" to "line 28"

AMENDMENT NO. 5

In Legislative Bureau Amendment No. 7 adopted on June 20, 2007, on page 1, line 18, change "line 27" to "line 28"

AMENDMENT NO. 6

In Legislative Bureau Amendment No. 8 adopted on June 20, 2007, on page 1, line 21, change "line 13" to "between lines 12 and 13"

On motion of Senator Chaisson, the amendments were adopted.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Reengrossed House Bill No. 970 by Representative Cazayoux

AMENDMENT NO. 1

On page 43, line 20, change "R.S. 15:542(B)(8)" to "R.S. 15:541.2"

On motion of Senator Chaisson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Cravins	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Bajoie	Michot	Romero
Total - 3		

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

HOUSE BILL NO. 248—

BY REPRESENTATIVES ANSARDI, KATZ, 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie	Michot	Romero
Total - 3		

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

HOUSE BILL NO. 301—

BY REPRESENTATIVES HUTTER, BARROW, BRUCE, CROWE, DAMICO, FRITH, LAFONTA, PINAC, T. POWELL, STRAIN, TRAHAN, AND WILLIAMS

AN ACT

To amend and reenact R.S. 37:2150.1(11), 2175.1(A)(introductory paragraph), and 2175.2(A) and to enact R.S. 37:2162(L) and 2175.6, relative to the state contractor's board; to expand the definition of residential building contractor; to provide for the board's authority to issue citations; to provide for home improvement contracting; to provide for completion of preexisting contracts by home improvement contractors; to provide for prohibition of certain claims by unregistered contractors; to provide for penalties; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie	Michot	Romero
Total - 3		

The Chair declared the 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.

HOUSE BILL NO. 402—
BY REPRESENTATIVE ELCIE GUILLORY
AN ACT

To amend and reenact R.S. 22:1430.3(A)(5), (8), and (10), and to enact R.S. 22:1430.3(F) and (G), and to repeal R.S. 22:1430.3(A)(11), relative to the board of directors of the Louisiana Citizens Property Insurance Corporation; to provide for the modification of certain gubernatorial appointments to the board of directors for the Louisiana Citizens Property Insurance Corporation; to provide for staggered terms for certain members appointed to the corporation's board; and to provide for related matters.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Reengrossed House Bill No. 402 by Representative Elcie Guillory

AMENDMENT NO. 1

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Insurance and adopted by the Senate on June 20, 2007, on page 1, delete lines 24 through 31 in their entirety and insert the following:

"(10) The member appointed from the Louisiana District Attorneys Association shall serve for a term of four years.

(11) The member appointed from the National Association of Insurers and Financial Advisors shall serve for a term of two years.

(12) The member who is a commercial policy holder with the corporation shall serve for a term of four years."

On motion of Senator Cain, the amendments were adopted.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Reengrossed House Bill No. 402 by Representative Elcie Guillory

AMENDMENT NO. 1

On page 2, between lines 13 and 14, insert the following:

"(12) One member appointed by the governor who is an auditor with experience auditing an insurance company.

AMENDMENT NO. 2

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

"(8) The member appointed by the governor shall serve a term of four years."

On motion of Senator Cain, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie	Michot	Romero
Boasso	Quinn	
Total - 5		

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

HOUSE BILL NO. 431—
BY REPRESENTATIVES FARRAR, K. CARTER, AND GRAY
AN ACT

To amend and reenact R.S. 22:1430.3(A)(5), (8), and (10), to enact R.S. 22:1430.3(F) and (G), and to repeal R.S. 22:1430.3(A)(11), relative to the board of directors of the Louisiana Citizens Property Insurance Corporation; to provide for the modification of the governor's appointments to the board of directors for the Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Reengrossed House Bill No. 431 by Representative Farrar

June 24, 2007

AMENDMENT NO. 1

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Insurance and adopted by the Senate on June 20, 2007, on page 1, delete lines 24 through 31 in their entirety and insert the following:

"(10) The member appointed from the Louisiana District Attorneys Association shall serve for a term of four years.

(11) The member appointed from the National Association of Insurers and Financial Advisors shall serve for a term of two years.

(12) The member who is a commercial policy holder with the corporation shall serve for a term of four years."

On motion of Senator Cain, the amendments were adopted.

Floor Amendments Sent Up

Senator Cain sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cain to Reengrossed House Bill No. 431 by Representative Farrar

AMENDMENT NO. 1

On page 1, line 15, after "(5)" change "Six" to "Seven"

AMENDMENT NO. 2

On page 2, line 26, after "shall" delete "each"

AMENDMENT NO. 3

On page 2, between lines 14 and 15 insert the following: "One member pointed by the governor who is an auditor with experience auditing an insurance company"

AMENDMENT NO. 4

On page 3, after line 5, insert the following:

"(8) The member appointed who is an auditor shall serve a term of four years."

On motion of Senator Cain, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing members under YEAS: Mr President, Dupre, Marionneaux, Adley, Ellington, McPherson, Amedee, Fields, Mount, Barham, Fontenot, Murray, Boasso, Gautreaux B, Nevers, Broome, Gautreaux N, Quinn, Cain, Heitmeier, Schedler, Cassidy, Jackson, Shepherd, Chaisson, Jones, Smith, Cheek, Kostelka, Theunissen, Cravins, Lentini, Ullo, Duplessis, Malone

Total - 35

NAYS

Total - 0

ABSENT

Table listing members under ABSENT: Bajoie, Michot, Hollis, Romero

Total - 4

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

HOUSE BILL NO. 472—

BY REPRESENTATIVE MORRISH AN ACT

To enact R.S. 22:1430.10(E) and to repeal R.S. 22:1430.8(B) and 1430.9(B), relative to Louisiana Citizens Property Insurance Corporation; to provide with respect to the adjustment of its assessments on assessable insureds and insurers of assessable insureds upon changes to a policy of insurance; to delete the authorization of its board of directors to establish credit schedules under the Coastal and FAIR plans; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing members under YEAS: Mr President, Dupre, Malone, Adley, Ellington, Marionneaux, Amedee, Fields, McPherson, Barham, Fontenot, Mount, Boasso, Gautreaux B, Murray, Broome, Gautreaux N, Nevers, Cain, Heitmeier, Quinn, Cassidy, Hollis, Schedler, Chaisson, Jackson, Shepherd, Cheek, Jones, Smith, Cravins, Kostelka, Theunissen, Duplessis, Lentini, Ullo

Total - 36

NAYS

Total - 0

ABSENT

Table listing members under ABSENT: Bajoie, Michot, Romero

Total - 3

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

HOUSE BILL NO. 580—

BY REPRESENTATIVE LABRUZZO AN ACT

To enact R.S. 11:324, relative to the Louisiana State Employees' Retirement System; to provide with respect to continued employment after participation in the Deferred Retirement Option Plan; to allow certain members furloughed or terminated due to Hurricane Katrina or Rita to adjust their post-DROP employment periods for purposes of post-DROP benefit accrual as though their service had not been interrupted; to provide for eligibility requirements for such adjustments; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing members under YEAS: Mr President, Dupre, Malone, Adley, Ellington, Marionneaux

Amedee	Fields	McPherson
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Cassidy	Hollis	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Total - 36		

NAYS

Total - 0

ABSENT

Bajoie	Michot	Romero
Total - 3		

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

Senator Fields in the Chair

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie	Michot	Romero
Total - 3		

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

HOUSE BILL NO. 589—
BY REPRESENTATIVE RITCHIE
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Michot	Romero	Schedler
Total - 3		

The Chair declared the 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.

Mr. President in the Chair

Rules Suspended

Senator Cain asked for and obtained a suspension of the rules for the purpose of allowing the Committee on Insurance to meet Monday, June 25, 2007, to hear House Bill No. 312.

HOUSE BILL NO. 627—
BY REPRESENTATIVE WILLIAMS
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Duplessis	Malone
Adley	Dupre	Marionneau
Amedee	Ellington	McPherson
Bajoie	Fields	Mount

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Barham	Fontenot	Murray
Boasso	Gautreaux B	Nevers
Broome	Gautreaux N	Shepherd
Cain	Heitmeier	Smith
Cassidy	Hollis	Theunissen
Chaisson	Jackson	Ullo
Cheek	Jones	
Cravins	Kostelka	

Total - 34

NAYS

Total - 0

ABSENT

Lentini	Quinn	Schedler
Michot	Romero	

Total - 5

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

HOUSE BILL NO. 818—

BY REPRESENTATIVE HEATON AND SENATORS MURRAY AND BAJOIE

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Boasso	Michot	Romero
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Total - 3

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.

HOUSE BILL NO. 883—

BY REPRESENTATIVES LAFONTA AND KATZ

AN ACT

To enact R.S. 46:2617(6)(c) through (i) and (8) and 2618(B)(32), relative to diabetes initiatives; to provide for the powers, duties,

and functions of the Louisiana Diabetes Initiatives Council; and to provide for related matters.

Floor Amendments Sent Up

Senator Broome sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Reengrossed House Bill No. 883 by Representative LaFonta

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and at the beginning of line 3 delete "initiatives;" and insert in lieu thereof "To enact R.S. 46:977.1 and 2617(6)(c) through (i) and (8) and 2618(B)(32), relative to health care; to require the Department of Health and Hospitals to evaluate strategies to provide pre-term labor management service;"

AMENDMENT NO. 2

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

"Section 1. R.S. 46:977.1 is hereby enacted to read as follows: §977.1. Pre-term labor services; duties of the Department of Health and Hospitals

The department shall work in conjunction with the Louisiana Commission on Perinatal Care and Prevention of Infant Mortality to identify and evaluate strategies to provide pre-term labor management services for high-risk Medicaid-eligible women in Louisiana. The strategies shall demonstrate improved birth outcomes and reduce costs associated with complicated pregnancies, pre-term births, and low-birth-weight babies who must be cared for in neonatal intensive care units. Strategies to be considered shall include but not be limited to risk assessment, patient education, weight management, case management, home nurse visits, home uterine activity monitoring, subcutaneous terbutaline infusion pump therapy, telemedicine, and use of off-labeled drugs. Special attention shall be paid to pregnancy conditions that lead to pre-term delivery, including pregnancy-induced hypertension, nausea, vomiting in pregnancy, coagulation disorders, stress, and diabetes."

AMENDMENT NO. 3

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

On motion of Senator Broome, the amendments were adopted.

Floor Amendments Sent Up

Senator Broome sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Reengrossed House Bill No. 883 by Representative LaFonta

AMENDMENT NO. 1

Delete Senate Floor Amendments proposed by Senator Broome and adopted by the Senate on June 24, 2007.

AMENDMENT NO. 2

On page 1, delete line 2 in its entirety and insert in lieu thereof "To enact R.S. 46:977.1 and 2617(6)(c) through (i) and (8) and 2618(B)(32), relative to health care; to require the Department of Health and Hospitals to evaluate strategies to provide pre-term labor management service;"

AMENDMENT NO. 3

On page 1, line 3, delete "initiatives;"

AMENDMENT NO. 4

On page 1, line 6, change "R.S. 46:2617(6)(c)" to "R.S. 46:977.1, 2617(6)(c)"

AMENDMENT NO. 5

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

"§977.1. Pre-term labor services; duties of the Department of Health and Hospitals

The department shall work in conjunction with the Louisiana Commission on Perinatal Care and Prevention of Infant Mortality to identify and evaluate strategies to provide pre-term labor management services for high-risk Medicaid- eligible women in Louisiana. The strategies shall demonstrate improved birth outcomes and reduce costs associated with complicated pregnancies, pre-term births, and low-birth-weight babies who must be cared for in neonatal intensive care units. Strategies to be considered shall include but not be limited to risk assessment, patient education, weight management, case management, home nurse visits, home uterine activity monitoring, subcutaneous terbutaline infusion pump therapy, telemedicine, and use of off-labeled drugs. Special attention shall be paid to pregnancy conditions that lead to pre-term delivery, including pregnancy-induced hypertension, nausea, vomiting in pregnancy, coagulation disorders, stress, and diabetes.

On motion of Senator Broome, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	Michot
Total - 2	

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

Senator Fields in the Chair

HOUSE BILL NO. 964— (Substitute for House Bill No. 458 by Representative Kenney)

BY REPRESENTATIVE KENNEY

AN ACT

To enact R.S. 9:2800.20 and R.S. 13:3715.6, relative to records of certain nonprofit health care quality improvement corporations; to provide for the confidentiality of the records of certain nonprofit health care quality improvement corporations; to prohibit testimony about matters relating to such a corporation; to provide a limitation of liability; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Duplessis	Kostelka
Adley	Dupre	Malone
Bajoie	Ellington	Marionneaux
Barham	Fields	McPherson
Boasso	Fontenot	Mount
Broome	Gautreaux B	Murray
Cain	Gautreaux N	Nevers
Cassidy	Heitmeier	Schedler
Chaisson	Hollis	Smith
Cheek	Jackson	Theunissen
Cravins	Jones	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Amedee	Michot	Romero
Lentini	Quinn	Shepherd
Total - 6		

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

HOUSE BILL NO. 225—

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

AN ACT

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

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 225 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 2, after "To" insert: "amend and reenact R.S. 47:305.54 and to"

AMENDMENT NO. 2

On page 1, line 2, after "use tax;" insert the following: "to provide that certain sales and use taxes shall not apply to certain purchases by certain consumers on certain days;"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." insert: "R.S. 47:305.54 is amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following: "§305.54. Exemption; 2005 Annual Louisiana Sales Tax Holiday Holidays

A. This Act shall be known as the 2005 Annual Louisiana Sales Tax Holiday Holidays Act.

B.(1) Notwithstanding any other provisions of law to the contrary, the sales tax levied by the state of Louisiana and its political subdivisions whose boundaries are coterminous with those of the

June 24, 2007

state shall not apply to the first two thousand five hundred dollars of the sales price or cost price of any consumer purchases of tangible personal property that occur on December 16, 17, and 18, 2005 each calendar year from Sunday through Saturday of the week in which the first day of August occurs.

(2) For purposes of this Act Section, "consumer purchases" shall mean purchases of items of tangible personal property; other than vehicles subject to license and title. Consumer purchases shall not include the purchase of meals furnished for consumption on the premises where purchased, including to-go orders.

C. This provision will apply if and only if on December 16, 17, and 18, 2005 during the time period provided for in Paragraph (B)(1) of this Section, one of the following occur occurs:

(1) Title to or possession of an item of tangible personal property is transferred from a selling dealer to a purchaser.

(2) A customer selects an eligible item from the selling dealer's inventory for layaway that is physically set aside in the selling dealer's inventory for future delivery to that customer.

(3) The customer makes final payment and withdraws an item from layaway that might have been placed before December 16, 17, and 18, 2005 the time period provided for in Paragraph (B)(1) of this Section.

(4) The customer orders and pays for an eligible item and the selling dealer accepts the order for immediate shipment, even if delivery is made after December 16, 17, and 18, 2005 the time period provided for in Paragraph (B)(1) of this Section, provided that the customer has not requested delayed shipment.

D. Eligible items that customers purchase on December 16, 17, and 18, 2005 during the time period provided for in Paragraph (B)(1) of this Section with "rain checks" will qualify for exemption, regardless of when the "rain checks" were issued. However, issuance of "rain checks" during the exemption period will not qualify items for exemption if the otherwise eligible items are actually purchased after December 18, 2005 the time period provided for in Paragraph (B)(1) of this Section.

E.(1) When a customer purchases an eligible item on December 16, 17, and 18, 2005, during the time period provided for in Paragraph (B)(1) of this Section and exchanges the item without additional cash consideration after December 18, 2005, such time period for an essentially identical item of different size, color, or other feature feature, no additional tax is due.

(2) When a customer after December 18, 2005 the time period provided for in Paragraph (B)(1) of this Section, returns an eligible item that was purchased on December 16, 17, and 18, 2005, during such time period and receives credit on the purchase of a different item, the appropriate sales tax is due on the purchase of the new item.

F. Articles that are normally sold as a unit must continue to be sold in that manner and cannot be priced separately in order to bring the individual items below the two thousand five hundred dollar eligibility threshold. Items that are advertised as "buy one, get one free" or "buy one, get one at a reduced price" cannot be averaged in order for both items to fall under the two thousand five hundred dollar eligibility threshold.

G. For a sixty-day period after December 18, 2005 the time period provided for in Paragraph (B)(1) of this Section, when a customer returns an item that would qualify for an exemption, no credit or refunds of sales tax shall be given unless the customer provides a receipt or invoice that shows that the state sales tax was paid, or the retailer has sufficient documentation that shows that the tax was paid on the specific item. This sixty-day period is not intended to change a dealer's policy concerning the time period during which returns will be accepted.

H.(1) Notwithstanding any other provision of law to the contrary, the sales tax levied by the state of Louisiana and its political subdivisions whose boundaries are coterminous with those of the state shall not apply to the first two thousand five hundred dollars of the sales price or cost price of any purchases of tangible personal property by businesses located in a Hurricane Katrina or Hurricane Rita Federal Emergency Management Agency Individual Assistance Area that occur on December 16, 17, and 18, 2005.

(2) This Subsection shall only apply to purchases of tangible personal property that will replace property damaged, destroyed, or lost as a result of the conditions created by Hurricane Katrina or Hurricane Rita.

(3) No business shall be entitled to purchase tangible personal property under this Section without the payment of tax before applying for and receiving from the secretary of the Department of Revenue a Sales Tax Holiday Exemption Certificate.

(4) The secretary of the Department of Revenue shall issue Sales Tax Holiday Exemption Certificates to business applicants that meet all of the following criteria:

(a) The business is located in a Hurricane Katrina or Hurricane Rita Federal Emergency Management Agency Individual Assistance Area.

(b) The business had property that was damaged, destroyed, or lost as a result of the conditions created by Hurricane Katrina or Rita."

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

Total - 37

NAYS

Total - 0

ABSENT

Michot Romero

Total - 2

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.

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.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Reengrossed House Bill No. 241 by Representative Baldone

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 21, 2007.

AMENDMENT NO. 2

On page 2, delete lines 10 and 11 and insert the following:
 "Section 2. This Act shall become effective on October 1, 2007, only if House Bill No. 3 of the 2007 Regular Session of the Legislature becomes law."

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Marionneaux
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	Kostelka	Ullo
Cravins	Lentini	
Duplessis	Malone	
Total - 37		

NAYS

Total - 0

ABSENT

McPherson	Michot
Total - 2	

The Chair declared the amended 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.

HOUSE BILL NO. 408—

BY REPRESENTATIVES CAZAYOUX, K. CARTER, AND GRAY
 AN ACT

To enact Part VI of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2351 through 2356, relative to the Technology Commercialization Credit; to provide for legislative findings and purposes; to provide for definitions; to provide for the reestablishment of the Technology Commercialization Credit Program; to provide for a refundable tax credit on new jobs created; to eliminate certain investment requirements; to expand the time period of the credit; to increase the percentage of the credit; to provide for prohibitions on certain other tax credits and exemptions; to provide for effectiveness of the credit; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Marionneaux
Adley	Ellington	McPherson

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

Total - 38

NAYS

Total - 0

ABSENT

Michot
Total - 1

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

HOUSE BILL NO. 428—

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

AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

June 24, 2007

Duplessis
Dupre
Total - 37

Malone
Marionneaux

NAYS

Total - 0

ABSENT

Cassidy
Total - 2

Michot

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

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Ellington	McPherson
Adley	Fields	Mount
Amedee	Fontenot	Murray
Bajoie	Gautreaux B	Nevers
Barham	Gautreaux N	Quinn
Broome	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cheek	Jackson	Shepherd
Cravins	Jones	Smith
Duplessis	Kostelka	Theunissen
Dupre	Marionneaux	Ullo
Total - 33		

NAYS

Cain
Total - 2

Lentini

ABSENT

Boasso
Cassidy
Total - 4

Malone
Michot

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

Mr. President in the Chair

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.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 607 by Representative Alario

AMENDMENT NO. 1

On page 3, line 23, between "approval." and "In" insert the following: "The submittal shall also include a written evaluation and determination by the department, with input from and certification by the Department of Revenue, of the anticipated increase in state sales tax revenues to be collected within the state over state sales tax revenues that were collected within the state in the year immediately prior to the year in which the project is submitted to the committee that would be a direct result of the project."

On motion of Senator McPherson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Boasso
Total - 3

Duplessis

Michot

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

HOUSE BILL NO. 612—

BY REPRESENTATIVES ALARIO, SALTER, AND DORSEY
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	Michot	Mount
Total - 3		

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

HOUSE BILL NO. 640—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To amend and reenact R.S. 47:6020.1(A) and 6020.2(A)(1), relative to the Angel Investor Tax Credit Program; to authorize the refund of such tax credits; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	Michot
Total - 2	

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

HOUSE BILL NO. 758—
BY REPRESENTATIVE MONTGOMERY
AN ACT

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

Floor Amendments Sent Up

Senator Jackson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Engrossed House Bill No. 758 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 13, after "odors" insert a period "." and delete the remainder of the line and delete lines 14 through 19 in their entirety.

AMENDMENT NO. 2

On page 2, line 4, after "engaged" delete the remainder of the line and delete line 5 and insert the following:

" in converting waste animal tissue into stable, value-added materials. Rendering can refer generally to any processing of animal byproducts into more useful material, or more narrowly to the rendering of whole animal fatty tissue into purified fats like lard or suet."

On motion of Senator Jackson, the amendments were adopted.

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

HOUSE BILL NO. 777—
BY REPRESENTATIVES JACK SMITH AND TOWNSEND
AN ACT

To amend and reenact Section 6 of Act No. 191 of the 1926 Regular Session of the Legislature, as enacted by Act No. 120 of the 1946 Regular Session of the Legislature and amended by Act No. 307 of the 1948 Regular Session of the Legislature, relative to the Northwest Louisiana Game and Fish Commission; to authorize the commission to employ or retain legal counsel; 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	Malone
Adley	Ellington	Marionneaux
Amedee	Fields	McPherson
Bajoie	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Quinn
Cassidy	Jackson	Romero
Chaisson	Jones	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	Ullo
Total - 33		

NAYS

Total - 0

June 24, 2007

ABSENT

Barham Duplessis Total - 6
Fontenot Michot
Schedler Shepherd

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. 841— BY REPRESENTATIVE QUEZAIRE AN ACT

To amend and reenact R.S. 2:651, 652(2) and (9), 654(B)(introductory paragraph) and (1), (J), (M), and (O), 655(introductory paragraph), (9), (11), and (14), and 660 and to enact R.S. 2:655(21) and 662 and R.S. 44:4.1(B)(36), relative to the Louisiana Airport Authority; to provide for certain definitions; to provide relative to the purposes for which the Louisiana Airport Authority was created; to provide relative to membership on the board of commissioners and for the removal of members of the board; to provide relative to leases and other agreements regarding the use of property; to provide relative to powers and duties of the board; to authorize creation of an executive committee of the board and for its operation and powers; to provide for the Authority to enter into a lease agreement and other agreements for design, construction, financing, and operation of a multimodal facility; to provide relative to certain records in the custody of the Authority regarding certain negotiations; to provide certain procedures for and limitations on providing for the confidentiality of such records; to provide for the effectiveness of such confidentiality provisions; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneau sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneau to Re-Reengrossed House Bill No. 841 by Representative Quezaire

AMENDMENT NO. 1

On page 6, at the end of line 26, insert the following: "No member of the Louisiana Airport Authority Executive Committee or board shall be eligible to serve if he has been found guilty of an ethics violation or has acquiesced in any manner of sanction by the ethics board or any other state agency, board or commission."

On motion of Senator Marionneau, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Dupre Marionneau
Adley Ellington McPherson
Amedee Fields Mount
Bajoie Fontenot Murray
Barham Gautreaux B Nevers
Boasso Gautreaux N Quinn
Broome Hollis Romero
Cain Jackson Schedler
Cassidy Jones Shepherd
Chaisson Smith
Cheek Kostelka Theunissen

Cravins Duplessis Total - 38
Lentini Malone
Ullo

NAYS

Total - 0

ABSENT

Michot Total - 1

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

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.

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

Total - 36

NAYS

Total - 0

ABSENT

Duplessis Heitmeier Michot Total - 3

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.

HOUSE BILL NO. 849— BY REPRESENTATIVE DANIEL AN ACT

To enact R.S. 33:9038.59, relative to tax increment financing; to authorize tax increment financing in certain cities for purposes of the development of hotels and related facilities; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Broome sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Reengrossed House Bill No. 849 by Representative Daniel

AMENDMENT NO. 1

On page 4, line 20, after "district" add: "and other revenues generated by the district by means other than the levy of taxes"

AMENDMENT NO. 2

Delete Senate Committee Amendment No. 2 proposed by the Senate Committee on Local and Municipal Affairs on June 21, 2007, and adopted by the Senate on June 22, 2007.

AMENDMENT NO. 3

On page 4, line 25, after "authorities," insert the following: "The occupancy tax authorized by R.S. 33:4574.1.1(A)(6) relating to the Baton Rouge Area Convention and Visitors Bureau shall be collected in addition to the occupancy tax authorized in this Section and the proceeds of the avails of the occupancy taxes authorized in R.S. 33:4574.1.1(A)(6) shall be dispersed and used for the purposes set forth therein and as further provided in R.S. 33:4574.1.1(L)."

On motion of Senator Broome, the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 849 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, between "To" and "enact" insert "amend and reenact R.S. 33:9038.34(A)(6) and to"

AMENDMENT NO. 2

On page 1, line 4, between "facilities;" and "to" insert "to provide for dedicating state sales tax to increment financing;"

AMENDMENT NO. 3

On page 1, line 6, between "Section 1." and "R.S. 33:9038.59" insert "R.S. 33:9038.34(A)(6) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 6 and 7, insert the following: "\$9038.34. Sales tax increment financing

A. * * *

(6) Subject to dedication by law and the provisions of R.S. 33:9029.2, state of Louisiana sales tax increments may be dedicated to pay the revenue bonds of a local economic development project but shall not exceed the aggregate portion of the local sales tax increment dedicated for such purposes. Prior to the dedication of any state sales tax increments to pay revenue bonds for a local economic development project, the secretary of the Department of Economic Development shall submit the proposed project to the Joint Legislative Committee on the Budget for approval. The submittal shall also include a written evaluation and determination by the department, with input from and certification by the Department of Revenue, of the anticipated increase in state sales tax revenues to be collected within the state over state sales tax revenues that were collected within the state in the year immediately prior to the year in which the project is submitted to the committee that would be a direct result of the project. In addition, any cooperative endeavor agreement or other agreement providing for the expenditure of funds collected by the state as state sales tax increments and dedicated to a project or for the payment of revenue bonds therefor shall be subject to approval by the State Bond Commission prior to execution by the state.

* * *

On motion of Senator McPherson, the amendments were adopted.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 849 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, after "33:9038.59." and insert "9038.60 and to repeal R.S. 33:9038.53" and after "relative to" delete the remainder of the line and at the beginning of line 3, delete "financing" and insert "special taxing districts; to authorize the governing authorities to create a special taxing district"

AMENDMENT NO. 2

On page 5, between lines 13 and 14, insert the following: "Section 2. R.S. 339038.60. is hereby enacted to read as follows: §9038.60. Taxing districts; certain cities for certain purposes

A. The governing authority of any municipality having a population of not more than forty eight thousand persons and not less than forty six thousand persons, according to the most recent decennial federal census, may by ordinance create a special district and political subdivision of the municipality (referred to as the "district") to fund the renovation, restoration, and development to any hotel located within the corporate limits of the municipality, provided the hotel and the property on which it is situated occupy the whole on one municipal block and provided the construction of the hotel was completed between the years 1905 and 1910 (referred to as "the hotel"). The ordinance of the governing authority shall be subject to the provisions of this Act.

B. The ordinance shall establish the geographic boundaries of the district as being the whole of the municipal block on which the hotel is situated. No attached or other structures adjacent to, or which may become adjacent to, this description, by passageway or otherwise, now or in the future, shall be included within the geographic boundary of the district or be subject to any of the provisions of this Act, and any action of the governing authority to expand this boundary shall be considered null and void without legislative action.

C. The district shall have as its limited purpose cooperative economic development among the municipality, the hotel in the district, and the district, in order to provide for the renovation, restoration, and development of the existing hotel. The purpose of the district shall not be expanded for use by the municipality, the state of Louisiana, another local governmental subdivision, or other political subdivisions or special taxing districts. No other state or local agency, governmental or political subdivision, or any other governmental authority shall ever have any authority over the hotel or interfere with the cooperation among the municipality, the hotel within in the district, and the district.

D. The district shall be governed and administered by a board of commissioners, having no more than five members. Each member shall be appointed by the mayor of the municipality, subject to confirmation by the municipal governing authority in the manner established by law or by the charter of the municipality, whichever is applicable. Each member shall be appointed for such term as may be established by ordinance of the municipal governing authority. The municipal governing authority may provide for staggered terms for the members. Each member shall serve until his successor is appointed and confirmed as set forth herein. Notwithstanding the appointment of a member of the board of commissioners for all or part of any term, each member shall serve at the pleasure of the mayor.

E. The district, acting by and through its board of commissioners, shall have and exercise all power and authority not inconsistent with the provisions of this Act and the ordinance establishing the district, including all power and authority necessary for carrying the purposes of the district. In addition, the district shall have the following power and authority:

(1) To sue and to be sued.

(2) To elect a chairman who shall preside at all meetings of the board of commissioners. The mayor of the municipality shall appoint the chairman who shall preside over the first meeting of the board of commissioners, and the board of commissioners by majority vote of all of the commissioners may, at the first meeting of the board of commissioners, elect a different member as chairman. The chairman

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so elected shall serve for such term as may be established by the ordinance establishing the district; however, the chairman may be removed for gross or willful misconduct neglect of duty by a majority vote of all of the other commissioners.

(3) To adopt regulations not inconsistent with the provisions of this Act and the ordinance creating the district.

(4) To acquire by gift, grant, donation, or otherwise any sum of money, property, aid, or assistance from the United States, the state of Louisiana, or any political subdivision thereof, or any person, firm, corporation, or other legal entity, subject to approval of the municipal governing authority as provided by duly adopted ordinance.

(5) To enter into contracts, agreements, or cooperative endeavors with the state and its political subdivisions or political corporations and with any public or private person, firm, corporation, or other legal entity, subject to approval by ordinance of the municipal governing authority.

(6) To appoint officers, agents, and employees, and prescribe their duties. The commission may fix compensation only after approval of the municipal governing authority by duly adopted ordinance.

(7) To purchase, sell, lease, as lessor or lessee, or otherwise acquire, alienate, or encumber property, movable or immovable, corporeal or incorporeal, as may be necessary or desirable in order to carry out the purposes of the district, subject to approval by ordinance of the municipal governing authority.

(8) To incur debt and issue bonds, notes, certificates, and other evidences of indebtedness, when authorized to do so by ordinance of the municipal governing authority. The district shall be deemed to be an issuer for purposes of R.S. 33:9037, and the issuance of bonds shall be subject to the provisions of R.S. 33:9037.

(9) To establish such funds or accounts as are necessary for the conduct of the affairs of the district.

F. (1) In order to provide funds for the purposes of the district, the district, acting by and through its board of commissioners, is hereby authorized to levy and collect a tax as set forth herein. The tax shall be levied upon the occupancy of hotel rooms within the district and shall be levied only by resolution adopted by a majority vote of the members of the board of commissioners. The tax shall be in addition to all other taxes levied by any other taxing authority on the occupancy of hotel rooms within the district, whether by sales and use tax, hotel or motel occupancy tax, or otherwise. The rate of the tax shall not exceed the lesser of the aggregate rate of all taxes levied and collected, now or in the future by any other taxing authority without regard to the tax authorized by this Act, on the occupancy of hotel rooms within the district or seven percent. The tax shall be paid by the person who exercises or is entitled to occupancy of the hotel room and shall be paid at the time the rent or fee of occupancy is paid.

(2) Prior to the levy of the tax authorized by this Act, the district shall comply with all applicable federal, state, and municipal planning and historic preservation requirements, and in order to facilitate compliance with planning and historic preservation requirements, a cooperative endeavor agreement among the owner of the hotel within the district, the operator of the hotel within the district, the municipality, and the district shall be executed, subject to approval of the municipal governing authority by duly adopted ordinance.

(3) It is hereby recognized that without the accomplishment of the purposes of the district that there would be no collection of a hotel occupancy tax by any taxing authority within the district. Accordingly, if the district elects to levy and collect the tax authorized in this Act, such levy shall not supersede or be in lieu of any other tax on hotel occupancy within the district, whether by sales and use tax, hotel or motel occupancy tax, or otherwise, but shall be in addition to any such tax within the municipality levied by the state of Louisiana, local governmental subdivisions, and other political subdivisions or special taxing districts.

G. (1) The district may issue revenue bonds payable from an irrevocable pledge and dedication of all or any part of the revenues of the tax authorized by this Act in order to finance or refinance the purposes of the district.

(2) However, the revenue bonds shall not be sold to public economic development groups.

(3) The dedication of the tax authorized hereby to retire the revenue bonds shall not impair existing obligations of the district.

H. The tax authorized hereby shall cease to be levied by the district one year after the earlier of seven years after the effective date of the ordinance of the municipality authorizing the levy of the tax or the date that all debt incurred under the authority of the provisions of this Act has been paid in full as to principal and interest. Upon the cessation of the levy of such tax, any remaining funds shall be transferred by the district to the municipality.

I. Nothing contained in this Act shall authorize the municipality to guarantee any bonds or other evidence of indebtedness authorized hereby, and the bonds or other evidences of indebtedness authorized by this Act shall never be paid or payable from any municipal or other funds except as expressly authorized by this Act.

J. This Section shall be strictly construed to effect the purposes thereof.

Section 3. R.S. 33:9038.53 is hereby repealed."

AMENDMENT NO. 3

On page 5, at the beginning of line 14 change "Section 2." to "Section 4."

On motion of Senator McPherson, the amendments were adopted.

The bill was read by title. Senator Broome 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
Broome	Heitmeier	Romero
Chaisson	Hollis	Schedler
Cravins	Jackson	Smith
Duplessis	Jones	Theunissen
Dupre	Lentini	Ullo
Ellington	McPherson	

Total - 26

NAYS

Barham	Gautreaux N	Marionneaux
Cain	Kostelka	Mount
Cassidy	Malone	

Total - 8

ABSENT

Amedee	Cheek	Shepherd
Boasso	Michot	

Total - 5

The Chair declared the amended 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. 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.

Floor Amendments Sent Up

Senator Duplessis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Engrossed House Bill No. 926 by Representative LaFonta

AMENDMENT NO. 1

On page 2, at the end of line 28, insert ""Protégé" shall not include an affiliate or related party of the mentor."

AMENDMENT NO. 2

On page 4, between lines 12 and 13, insert the following:
"(6)(a) The mentor-protégé tax credit shall be deemed earned on the date of the investment and may be claimed in the tax year in which the investment is made. The credit earned by a corporation shall be claimed on the income and franchise tax return of the corporation, and the credit earned by a pass through entity shall be claimed on the income tax returns of members or partners."

AMENDMENT NO. 3

On page 4, line 13, change "(6)" to "(b)"

AMENDMENT NO. 4

On page 4, between lines 17 and 18, insert the following:
"(8) In the event it is subsequently determined by the Department of Economic Development that the mentor has not complied with the requirements of the Mentor Protégé Agreement or that the mentor was otherwise not qualified to earn a tax credit pursuant to this Part, any tax credits previously earned and applied against the mentor's tax liability shall be recaptured and added to the tax liability of the mentor for the year that such determination is made."

AMENDMENT NO. 5

On page 5, after line 9, insert the following:
"G. The provisions of this Section shall become effective for all income tax years beginning on or after January 1, 2007, and franchise tax years beginning on or after January 1, 2008. However, this Section shall become null and void on December 31, 2011."

On motion of Senator Duplessis, the amendments were adopted.

Senator Hollis moved to return House Bill No. 926, as amended, to the Calendar, Subject to Call.

Senator Duplessis objected.

ROLL CALL

The roll was called with the following result:

YEAS

Barham	Hollis	Quinn
Boasso	Kostelka	Schedler
Chaisson	Lentini	Smith
Ellington	Malone	Theunissen
Fontenot	Marionneaux	Ullo
Total - 15		

NAYS

Adley	Duplessis	Mount
Bajoie	Fields	Murray
Broome	Gautreaux B	Nevers
Cain	Jackson	Romero
Cheek	Jones	Shepherd
Cravins	McPherson	
Total - 17		

ABSENT

Mr President	Dupre	Michot
Amedee	Gautreaux N	
Cassidy	Heitmeier	
Total - 7		

The Chair declared that the Senate refused to return the amended bill to the calendar.

Under the Bagneris Rule Senator Duplessis moved that the amended bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 929—
 BY REPRESENTATIVE TRICHE
 AN ACT

To enact R.S. 47:6026, relative to tax credits; to provide for a refundable Louisiana income and corporation franchise tax credit for certain overpayments related to the inventory tax credit; 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	Dupre	McPherson
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux B	Quinn
Boasso	Gautreaux N	Romero
Broome	Heitmeier	Schedler
Cain	Jackson	Shepherd
Cassidy	Jones	Smith
Chaisson	Kostelka	Theunissen
Cheek	Lentini	Ullo
Cravins	Malone	
Duplessis	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Hollis	Michot
Total - 2	

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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Fontenot	Nevers
Barham	Gautreaux B	Quinn
Boasso	Gautreaux N	Romero

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Broome	Heitmeier	Schedler
Cain	Hollis	Shepherd
Cassidy	Jackson	Smith
Chaisson	Jones	Theunissen
Cheek	Kostelka	Ullo
Cravins	Lentini	
Duplessis	Marionneaux	
Total - 37		

NAYS

Total - 0

ABSENT

Malone	Michot
Total - 2	

The Chair declared the 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.

Rules Suspended

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

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 Mount asked that House Bill No. 414 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 414—
BY REPRESENTATIVES KLECKLEY, ELCIE GUILLORY, HILL, FRITH, JOHNS, AND TRAHAN AND SENATORS CAIN, MICHOT, MOUNT, AND THEUNISSEN

AN ACT

To enact Chapter 21 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:1811.1 through 1811.6, to create the Interstate 10 Corridor District in certain parishes; to provide for its purposes, governance, and powers; and to provide for related matters.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed House Bill No. 414 by Representative Kleckley

AMENDMENT NO. 1
On page 2, delete lines 14 and 15 and insert as follows: "The Interstate 10 Corridor District and the Interstate 10 Corridor Commission are hereby created. The district shall be comprised of all"

AMENDMENT NO. 2
On page 3, delete line 2, and insert "consideration."

AMENDMENT NO. 3
On page 3, line 4, after "A." delete the remainder of the line and on line 5, delete "commission."

AMENDMENT NO. 4
On page 3, line 12, change "chief engineer" to "secretary"

AMENDMENT NO. 5
On page 3, delete lines 13 through 16, and insert "officio, nonvoting member of the commission. Any designee shall be an employee of the"

AMENDMENT NO. 6
On page 4, delete lines 21 through 23, and insert as follows:
"A. The commission shall advise and make recommendations to the secretary on all matters concerning the development and construction of transportation improvements within the district."

AMENDMENT NO. 7
On page 5, line 16, after "dual" delete the remainder of the line

On motion of Senator Mount, the amendments were adopted.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Engrossed House Bill No. 414 by Representative Kleckley

AMENDMENT NO. 1
On page 4, line 3, change "board" to "commission"

AMENDMENT NO. 2
On page 4, line 24, change "district" to "commission"

AMENDMENT NO. 3
On page 4, line 25, change "district" to "commission"

AMENDMENT NO. 4
On page 5, line 1, change "district" to "commission"

On motion of Senator Mount, the amendments were adopted.

Floor Amendments Sent Up

Senator Cassidy sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cassidy to Engrossed House Bill No. 414 by Representative Kleckley

AMENDMENT NO. 1
On page 1, line 3, after "Interstate 10" insert "-12"

AMENDMENT NO. 2
On page 1, line 12, between "INTERSTATE 10" and "CORRIDOR" insert "-12"

AMENDMENT NO. 3
On page 1, line 16, between "Interstate 10" and "Corridor" insert "-12"

AMENDMENT NO. 4
On page 1, line 19, after "Interstate 10" insert "-12"

AMENDMENT NO. 5
On page 2, line 1, change "Highway 10" to "Highways 10 and 12"

AMENDMENT NO. 6
On page 2, line 2, delete "mile marker 119" and insert "the Pearl River"

AMENDMENT NO. 7
On page 2, line 4, after "10" insert "or 12"

AMENDMENT NO. 8
On page 2, line 14, after "10" insert "-12"

AMENDMENT NO. 9

On page 2, line 15, after "10" insert "-12"

AMENDMENT NO. 10

On page 2, line 18, after "right-of-way" insert "and a line five miles north of the Interstate Highway 12 right-of-way and a line five miles south of the Interstate Highway 12 right-of-way and all territory between these interstate highways"

AMENDMENT NO. 11

On page 2, line 19, after "Lafayette," delete "and"

AMENDMENT NO. 12

On page 2, line 19, after "St. Martin" insert ", Iberville, West Baton Rouge, Ascension, St. James, St. Charles, Jefferson, Orleans, East Baton Rouge, Livingston, Tangipahoa, and St. Tammany, to the Pearl River."

AMENDMENT NO. 13

On page 2, at the beginning of line 20, delete "to mile marker 119."

AMENDMENT NO. 14

On page 3, line 3, after "10" insert "-12"

AMENDMENT NO. 15

On page 4, line 16, after "domiciled in" delete the remainder of the line and insert "a parish located within the corridor."

AMENDMENT NO. 16

On page 4, line 18, after "Crowley," delete "and" and after "Lake Charles" insert "Baton Rouge, Hammond, Slidell and New Orleans"

On motion of Senator Cassidy, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis Lentini Michot
Total - 3

The Chair declared the amended 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.

Called from the Calendar

Senator Ellington asked that House Bill No. 652 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis Lentini Michot
Total - 3

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

Called from the Calendar

Senator Schedler asked that House Bill No. 523 be called from the Calendar at this time for its final passage.

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.

Floor Amendments Sent Up

Senator Schedler sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed House Bill No. 523 by Representative Thompson

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on June 14, 2007, on page 1, delete lines 10 through 15 in their entirety.

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AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on June 14, 2007, on page 1, line 16, change "(3)" to "(2)"

On motion of Senator Schedler, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	Lentini
Jackson	Michot
Total - 4	

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

Called from the Calendar

Senator Murray asked that House Bill No. 505 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 505—

BY REPRESENTATIVE RICHMOND AN ACT

To amend and reenact R.S. 47:301(3)(i)(ii)(bb)(I), relative to the sales and use tax; to authorize an exemption for certain manufacturers; 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. 505 by Representative Richmond

AMENDMENT NO. 1

Delete Senate Floor Amendments proposed by Senator Ellington and adopted by the Senate on June 21, 2007.

AMENDMENT NO. 2

In Senate Floor Amendment No. 5 proposed by Senator Bajoie and adopted by the Senate on June 21, 2007, on page 2, between lines 31 and 32, insert the following:

"(4) The provisions of this Acct shall apply only to new manufacturing facilities and new companies as defined in A (1) and

(2) of this Section which locate in Orleans Parish after the effective date of this Act."

On motion of Senator Murray, the amendments were adopted.

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

Called from the Calendar

Senator Smith asked that House Bill No. 677 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 677—

BY REPRESENTATIVES THOMPSON, ALARIO, DEWITT, FANNIN, KATZ, AND TOWNSEND AND SENATORS HINES AND SMITH AN ACT

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

Floor Amendments Sent Up

Senator Smith sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Reengrossed House Bill No. 677 by Representative Thompson

AMENDMENT NO. 1

On page 1, line 2 delete "amend and reenact R.S. 25:352(A) and (B)(2)(b), to"

AMENDMENT NO. 2

On page 1, line 4 after "380.146," delete the remainder of the line

AMENDMENT NO. 3

On page 1, line 5 delete "36:209(W)(2)," and after "Fame;" delete "to"

AMENDMENT NO. 4

On page 1, line 6 delete the line in its entirety

AMENDMENT NO. 5

On page 1, line 7 delete "and to provide relative to such transfer;"

AMENDMENT NO. 6

On page 1, line 12 change "secretary of state and the Department of State" to "lieutenant governor and the Department of Culture, Recreation and Tourism"

AMENDMENT NO. 7

On page 1, line 16 after "Section 1." delete the remainder of the line

AMENDMENT NO. 8

On page 2, delete lines 1 through 15

AMENDMENT NO. 9
On page 2, line 20 change "State" to "Culture, Recreation and Tourism"

AMENDMENT NO. 10
On page 2, line 21 delete "and in R.S. 36:801.21"

AMENDMENT NO. 11
On page 3, line 5 change "State" to "Culture, Recreation and Tourism"

AMENDMENT NO. 12
On page 3, line 10 change "secretary of state" to "lieutenant governor"

AMENDMENT NO. 13
On page 3, line 12 change "secretary of state" to "lieutenant governor"

AMENDMENT NO. 14
On page 4, line 22 change "State" to "Culture, Recreation, and Tourism"

AMENDMENT NO. 15
On page 5, line 7 change "secretary of state" to "lieutenant governor"

AMENDMENT NO. 16
On page 5, line 10 after "Chapter" insert "₂"

AMENDMENT NO. 17
On page 5, delete line 11

AMENDMENT NO. 18
On page 6, line 2 change "State" to "Culture, Recreation and Tourism"

AMENDMENT NO. 19
On page 6, line 7 change "State" to "Culture, Recreation and Tourism"

AMENDMENT NO. 20
On page 6, line 12 change "State" to "Culture, Recreation and Tourism"

AMENDMENT NO. 21
On page 6, line 17 change "State" to "Culture, Recreation and Tourism"

AMENDMENT NO. 22
On page 8, delete lines 3 through 29

AMENDMENT NO. 23
On page 9, delete lines 1 through 27

AMENDMENT NO. 24
On page 9, line 28 change "5" to "2"

AMENDMENT NO. 25
On page 9, line 28 delete "Sections 1, 2, 3, and 4" and insert "Section 1"

AMENDMENT NO. 26
On page 10, line 1 delete "Sections 1, 2, 3, and 4" and insert "Section 1"

AMENDMENT NO. 27
On page 10, line 4 delete "secretary of state and the Department of State," and insert "lieutenant governor and"

AMENDMENT NO. 28
On page 10, line 7 delete "secretary of" and insert "lieutenant governor"

AMENDMENT NO. 29

On page 10, line 8 delete "state"

On motion of Senator Smith, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis	Lentini
Fontenot	Michot
Total - 4	

The Chair declared the amended 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.

Called from the Calendar

Senator Fields asked that House Bill No. 698 be called from the Calendar at this time for its final passage.

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.

Floor Amendments Sent Up

Senator Fields sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Re-Reengrossed House Bill No. 698 by Representative Lancaster

AMENDMENT NO. 1

June 24, 2007

On page 2, line 10 after "election" insert "and prior to the closing of registration for the second party primary election or special party primary election"

On motion of Senator Fields, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Cravins McPherson
Adley Dupre Mount
Amedee Fields Murray
Bajoie Fontenot Nevers
Barham Gautreaux B Quinn
Boasso Gautreaux N Romero
Broome Hollis Schedler
Cain Jackson Shepherd
Cassidy Jones Theunissen
Chaisson Malone Ullo
Cheek Marionneaux
Total - 32

NAYS

Ellington Heitmeier Smith
Total - 3

ABSENT

Duplessis Lentini
Kostelka Michot
Total - 4

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

Called from the Calendar

Senator Murray asked that House Bill No. 628 be called from the Calendar at this time for its final passage.

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

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

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Reengrossed House Bill No. 628 by Representative K. Carter

AMENDMENT NO. 1

Delete Senate Committee Amendments Nos. 2 and 3 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 4, 2007.

AMENDMENT NO. 2

On page 2, delete lines 28 and 29, and on page 3, delete lines 1 and 2, and insert:

"(2) Pursuant to the management and control of those facilities and improvements provided for in Paragraph (1) of this Subsection which comprise boat slips or boat houses, and recognizing that no lessor may charge rent for property which is not suitable for the purposes for which the property was leased, no rent shall be charged or collected on those boat houses or boat slips for any month in which the boat houses or boat slips were inaccessible, unusable, and/or unlivable, and any amount of rental collected for such months shall be credited to the account of the lessee or shall be refunded."

Senator Murray moved adoption of the amendments.

Senator Bajoie objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Dupre McPherson
Amedee Ellington Murray
Boasso Gautreaux B Nevers
Cassidy Hollis Quinn
Chaisson Jones Shepherd
Cheek Marionneaux Ullo
Total - 18

NAYS

Bajoie Fields Mount
Barham Fontenot Romero
Broome Gautreaux N Schedler
Cain Kostelka Smith
Cravins Malone
Total - 14

ABSENT

Adley Jackson Theunissen
Duplessis Lentini
Heitmeier Michot
Total - 7

The Chair declared the amendments were adopted.

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

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

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 24, 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. 332—
BY SENATOR NEVERS

AN ACT

To enact R.S. 47:6026, relative to tax credits; to authorize a procedure for granting apprenticeship tax credits against income and corporation franchise tax to certain employers; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 211—

BY SENATORS MOUNT, KOSTELKA, MALONE, MARIONNEAUX, MICHOT, MURRAY AND NEVERS

AN ACT

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

Reported with amendments.

SENATE BILL NO. 240—

BY SENATOR AMEDEE

AN ACT

To enact R.S. 40:1730.49, relative to commercial regulations; to provide for energy efficiency and conservation requirements for state-funded major facility projects; to provide for the design, construction, and certification of certain major facility projects; to provide for rules and regulations; to provide for inspections; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 301—

BY SENATOR MURRAY

AN ACT

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

Reported with amendments.

SENATE BILL NO. 250—

BY SENATORS MICHOT AND HOLLIS

AN ACT

To amend and reenact R.S. 51:1787(B)(4), (D)(4), and (H)(3), relative to tax credits; to authorize certain businesses located in enterprise zones to receive tax credits for certain employees; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 188—

BY SENATORS DUPLESSIS, LENTINI, MICHOT, MURRAY, SHEPHERD AND N. GAUTREAUX AND REPRESENTATIVES RICHMOND AND K. CARTER

AN ACT

To amend and reenact R.S. 47:6016, relative to the new markets tax credit; to define certain terms; to increase the amount of the credit; to provide for carrying forward unused credits; to provide for limits on the amount of credits and aggregate credits; to provide for the transfer or sale of the credit; to provide for the

promulgation of rules and regulations; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 218—

BY SENATORS MURRAY, BAJOEI, SCHEDLER, BROOME, CAIN, CHAISSON, DUPLESSIS, FIELDS, B. GAUTREAUX, JACKSON, MICHOT, NEVERS, ROMERO AND SHEPHERD AND REPRESENTATIVE ARNOLD

AN ACT

To enact R.S. 47:6026, relative to income tax credits; to provide for income tax credits related to musical or theatrical productions and musical or theatrical facility infrastructure projects; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 146—

BY SENATORS DUPRE, B. GAUTREAUX, HOLLIS, MICHOT, ELLINGTON, MCPHERSON AND ULLO AND REPRESENTATIVES BALDONE, DOVE, KENNARD, PITRE AND QUEZAIRE

AN ACT

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

Reported with amendments.

SENATE BILL NO. 156—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 38:304(B), 331(B)(1)(l) and (m), and to enact R.S. 38:291(X), 329.3, 331(B)(1)(n), and 334.3, relative to levees; to create the St. Mary Levee District and provide for its purposes; to provide for the nomination and appointment of members to the board of commissioners; to provide for the authority, powers, and duties of the board; to provide for revenue utilization; to add a member to the Coastal Louisiana Levee Consortium; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 138—

BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 47:6018, relative to tax credits; to grant a refundable credit against income and corporate franchise tax for the purchase of certain items from certain contractors employing inmate labor; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 187—

BY SENATORS ULLO AND BROOME AND REPRESENTATIVE GALLOT

AN ACT

To amend and reenact Children's Code Arts. 791.1, the introductory paragraph of 791.2, 791.4(A) and 791.5(A), relative to truancy and assessment and service centers; to clarify the role of Families in Need of Services in relation to truancy and assessment and service centers; to remove certain service organizations from required participation; to provide relative to the termination of the program and reporting requirements; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 272—

BY SENATORS ROMERO AND N. GAUTREAUX

AN ACT

To amend and reenact R.S. 47:301(14)(g)(i) and to enact R.S. 47:301(14)(g)(iii) and 337.10(L), relative to sales tax of the state and its political subdivisions; to provide for an exclusion from such taxes for certain drilling rigs and their component parts and for certain repairs to property delivered to another state; to

authorize certain political subdivisions of the state to enact the same sales tax holidays legislation as may be provided by state law; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 299—

BY SENATORS BROOME AND JACKSON AND REPRESENTATIVES ALARIO, ALEXANDER, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BURRELL, K. CARTER, R. CARTER, CHANDLER, CROWE, DANIEL, DARTEZ, DEWITT, DORSEY, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, KATZ, KENNEY, LABRUZZO, LAFONTA, LANCASTER, MARCHAND, MCDONALD, MORRELL, ODINET, PIERRE, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, GARY SMITH, JACK SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TRAHAN, WALKER, WILLIAMS, WINSTON AND WOOTON

AN ACT

To enact R.S. 17:7(26), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to require the State Board of Elementary and Secondary Education to develop, adopt, and provide for the implementation of a visual arts curriculum and a performing arts curriculum in public schools; to provide implementation timelines and requirements; to provide for the development of certain curriculum guides; to provide relative to professional development and training; to require certain instruction in visual arts and performing arts; to provide for the adoption of rules and regulations; to provide relative to funding; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 310—

BY SENATORS DUPLESSIS AND MURRAY AND REPRESENTATIVES K. CARTER AND LORUSSO

AN ACT

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

Reported without amendments.

SENATE BILL NO. 345—

BY SENATOR ROMERO

AN ACT

To enact R.S. 39:562(N), relative to the general obligation bonds limit of indebtedness; to provide for the limit of indebtedness of parishes and any parish wide hurricane flood protection and drainage district for certain purposes; to provide certain terms and conditions; and to provide for related matters.

Reported without amendments.

Respectfully submitted, ALFRED W. SPEER

Clerk of the House of Representatives

Message from the House

HOUSE CONFEREES APPOINTED

June 24, 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 appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 280 by Senator Ellington:

Representatives Quezairé, Pinac and Walsworth.

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

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

June 24, 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. 134—

BY REPRESENTATIVE BEARD

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to take all action allowable by law to permanently close D&J, Inc.'s solid waste landfill on Louisiana Highway 928 in Ascension Parish expeditiously and to increase monitoring of the landfill until the facility is closed.

HOUSE CONCURRENT RESOLUTION NO. 175—

BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To urge and request the House Committee on Insurance to investigate the feasibility of establishing a regional catastrophe fund that would allow states along the Gulf Coast to pool property insurance risks and other resources to reduce insurance premiums throughout the Gulf Coast region.

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

House Concurrent Resolutions on First Reading

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

HOUSE CONCURRENT RESOLUTION NO. 134—

BY REPRESENTATIVE BEARD

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to take all action allowable by law to permanently close D&J, Inc.'s solid waste landfill on Louisiana Highway 928 in Ascension Parish expeditiously and to increase monitoring of the landfill until the facility is closed.

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

HOUSE CONCURRENT RESOLUTION NO. 175—

BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To urge and request the House Committee on Insurance to investigate the feasibility of establishing a regional catastrophe fund that would allow states along the Gulf Coast to pool property insurance risks and other resources to reduce insurance premiums throughout the Gulf Coast region.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

FINANCE

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

June 24, 2007

To the President and Members of the Senate:

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

HOUSE BILL NO. 321— BY REPRESENTATIVES BURRELL, ALEXANDER, BAYLOR, BRUCE, DOERGE, MONTGOMERY, MORRIS, JANE SMITH, TOOMY, WADDELL, AND WILLIAMS

AN ACT

To amend and reenact R.S. 9:165(C), relative to the Unclaimed Property Leverage Fund; to provide for uses of monies deposited into the fund; to provide for the deposit of monies into the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 347— BY REPRESENTATIVES GALLOT, ANSARDI, AND CAZAYOUX AN ACT

To amend and reenact R.S. 18:426.1, relative to election commissioners; to provide relative to the compensation of election commissioners; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 409— BY REPRESENTATIVE CAZAYOUX AN ACT

To enact R.S. 39:1554(D)(7), relative to state procurement; to exempt from the state procurement code certain interinstitutional agreements of accredited Louisiana institutions of higher education; to exempt certain agreements between co-owners of intellectual property; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 525— BY REPRESENTATIVE JACKSON AN ACT

To enact R.S. 33:9038.59, relative to special districts; to authorize the parish of East Baton Rouge to create a special district; to grant such district certain rights and powers, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 615— BY REPRESENTATIVES ALARIO, SALTER, AND DOERGE AN ACT

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

Reported with amendments.

HOUSE BILL NO. 765— BY REPRESENTATIVE ALARIO AN ACT

To appropriate funds from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations for said agencies and

purposes for the 2006-2007 Fiscal Year; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 845— BY REPRESENTATIVE DURAND AND SENATOR B. GAUTREAU AND REPRESENTATIVE SALTER AND SENATOR HINES AND REPRESENTATIVES BRUCE, CAZAYOUX, CURTIS, DARTEZ, FARRAR, FAUCHEUX, FRITH, HEBERT, HILL, LAFLEUR, LAMBERT, MCVEA, MONTGOMERY, PIERRE, PINAC, QUEZAIRE, JACK SMITH, ROMERO, THOMPSON, AND WALKER AND SENATORS ADLEY, AMEDEE, CHEEK, CRAVINS, DUPRE, N. GAUTREAU, HOLLIS, KOSTELKA, MOUNT, NEVERS, ROMERO, AND SHEPHERD AN ACT

To amend and reenact R.S. 11:441(A)(1)(introductory paragraph) and 602 and to enact R.S. 11:444(A)(2)(c), 544, and 605(D) and R.S. 15:574.4.1, relative to retirement benefits for certain probation and parole officers who are Louisiana State Employees' Retirement System members; to provide for benefit calculation; to provide monies for payment of any liability created by such benefits; to provide for a probation and parole processing fee; to create a fund for allocation of sums equal to the collections of such fees; to provide for the deposit of certain monies to the fund; to provide for disbursement from the fund; to provide for actuarial calculation of amortization payments; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 876— BY REPRESENTATIVE JACKSON AN ACT

To enact Chapter 13-G of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.101, to create the East Baton Rouge Redevelopment Authority; to provide for the formation of a program or programs in East Baton Rouge Parish for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings needed to address the influx of displaced persons into East Baton Rouge Parish due to the effects of Hurricanes Katrina and Rita; to define the duties, liabilities, authority, and functions of the redevelopment authority; to authorize public bodies to furnish funds, services, facilities, and property in aid of redevelopment projects; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 953— BY REPRESENTATIVE ALARIO AN ACT

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

Reported with amendments.

Respectfully submitted, FRANCIS C. HEITMEIER Chairman

REPORT OF COMMITTEE ON

JUDICIARY B

Senator Marionneaux, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

June 24, 2007

To the President and Members of the Senate:

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

HOUSE BILL NO. 380—
BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact R.S. 16:516, relative to the payment of health insurance premiums of district attorneys from the Thirtieth Judicial District; to provide with respect to the payment of health insurance premiums for certain retired district attorneys; to establish criteria for eligibility; to provide for payments of such premiums by the district attorney's office; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ROBERT M. MARIONNEAUX, JR.
Chairman

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

Senator Heitmeier asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 321—
BY REPRESENTATIVES BURRELL, ALEXANDER, BAYLOR, BRUCE,
DOERGE, MONTGOMERY, MORRIS, JANE SMITH, TOOMY, WADDELL,
AND WILLIAMS
AN ACT

To amend and reenact R.S. 9:165(C), relative to the Unclaimed Property Leverage Fund; to provide for uses of monies deposited into the fund; to provide for the deposit of monies into the fund; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 321 by Representative Burrell

AMENDMENT NO. 1
On page 2, delete lines 19 through 24

AMENDMENT NO. 2
On page 2, line 25, change "Section 3." to "Section 2."

On motion of Senator Heitmeier, 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. 347—
BY REPRESENTATIVES GALLOT, ANSARDI, AND CAZAYOUX
AN ACT

To amend and reenact R.S. 18:426.1, relative to election commissioners; to provide relative to the compensation of election commissioners; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 380—
BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact R.S. 16:516, relative to the payment of health insurance premiums of district attorneys from the Thirtieth Judicial District; to provide with respect to the payment of health insurance premiums for certain retired district attorneys;

to establish criteria for eligibility; to provide for payments of such premiums by the district attorney's office; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 380 by Representative John Smith

AMENDMENT NO. 1
On page 1, line 3, change "Thirtieth Judicial District" to "Eighteenth and Thirtieth judicial districts"

AMENDMENT NO. 2
On page 1, line 11, between "Fifth," and "Twenty-First," insert "Eighteenth,"

AMENDMENT NO. 3
On page 1, line 14, change "thirty" to "thirty twenty-five"

On motion of Senator Marionneaux, 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. 409—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 39:1554(D)(7), relative to state procurement; to exempt from the state procurement code certain interinstitutional agreements of accredited Louisiana institutions of higher education; to exempt certain agreements between co-owners of intellectual property; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 525—
BY REPRESENTATIVE JACKSON
AN ACT

To enact R.S. 33:9038.59, relative to special districts; to authorize the parish of East Baton Rouge to create a special district; to grant such district certain rights and powers, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 615—
BY REPRESENTATIVES ALARIO, SALTER, AND DOERGE
AN ACT

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

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 615 by Representative Alario

AMENDMENT NO. 1
On page 1, line 2, after "reenact R.S." delete the remainder of the line and delete lines 3 through 6 and insert "47:302.14(B), to enact R.S.

27:392(B)(3)(c)(iii) and Part VI-B of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2365, and to repeal R.S. 39:100.36(D), relative to state funds; to create the Louisiana Mega-Project Development Fund; to provide for the transfer, investment, and uses of monies in the fund; to provide for the transfer, dedication, use, and appropriation as specified of certain treasury funds; to provide for effective dates; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 8 through 22 and on page 2, delete lines 1 through 9 and insert the following:

"Section 1. R.S. 27:392(B)(3)(c)(iii) is hereby enacted to read as follows:

§392. Collection and disposition of fees and taxes

B.

(3) After complying with the provisions of Paragraphs (1) and (2) of this Subsection, the state treasurer shall, each fiscal year, credit five percent of the state portion of taxable net slot machine proceeds collected from each licensed eligible facility to the following special funds:

(c)

(iii) Beginning July 1, 2008:

(aa) Monies in the fund appropriated to McNeese State University and to SOWELA Technical Community College shall not replace, displace, or supplant any other funds received from the state or from any other source. The Board of Regents shall not consider or use such monies in determining or funding the higher education formula. Monies in the fund appropriated to McNeese State University and SOWELA Technical Community College shall be used solely for the purposes of planning, development, or capital improvements.

(bb) McNeese State University and SOWELA Technical Community College may issue bonds for capital improvements payable from a pledge and dedication of the amounts of proceeds of the tax in the Calcasieu Parish Fund. Whenever such bonds are issued, the legislature shall annually appropriate, to the extent of deposits in the fund, monies sufficient to pay the principal, interest, and premiums, if any, due on the bonds each year. If the legislature, after a diligent and good faith effort, fails to appropriate sufficient monies to pay the principal, interest, and premium, if any, due on the bonds each year, or if such appropriation cannot be effected, the full faith and credit of the state shall not be pledged to repay any bonds issued as provided in this Section and the state shall in no way be a party to any contractual rights arising from the bonds issued, nor shall the state be in any way obligated for any payments due to holders of the bonds issued under the provisions of this Subsection. For the purposes of this Section, "capital improvements" shall mean expenditures for acquiring lands, buildings, equipment, or other permanent properties, or for their construction, preservation, development, or permanent improvement, or for payment of principal, interest, or premium, if any, and other obligations incident to the issuance, security, and payment of bonds or other evidences of indebtedness associated therewith.

Section 2. R.S. 47:302.14(B) is hereby amended and reenacted to read as follows:

§302.14. Disposition of certain collections in Calcasieu Parish

B.(1) The monies in the Calcasieu Parish Higher Education Improvement Fund shall be appropriated each fiscal year by the legislature solely for the purposes provided for in this Section. Seventy-five percent of the monies in the fund shall be appropriated to McNeese State University and twenty-five percent of the monies in the fund shall be appropriated to SOWELA Technical Community College to be used for planning, development, or capital improvements for each school. All unexpended and unencumbered monies in the fund shall remain in the fund. The monies in the fund shall be invested by the treasurer in the same manner as the monies

in the state general fund, and all interest earned shall be deposited into the fund.

(2) Beginning July 1, 2008, monies in the fund appropriated to McNeese State University and SOWELA Technical Community College shall not replace, displace, or supplant any other funds received from the state or from any other source. Monies appropriated from the fund shall not be considered or used by the Board of Regents in determining or funding the higher education formula.

Section 3. Part VI-B of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2365, is hereby enacted to read as follows:

PART VI-B. LOUISIANA MEGA-PROJECT DEVELOPMENT FUND

§2365. Louisiana Mega-Project Development Fund

A. The Louisiana Mega-Project Development Fund, hereinafter referred to as the "fund", is hereby created as a special fund within the state treasury.

B. The state treasurer is hereby authorized and directed to transfer one hundred fifty million dollars from the Louisiana Economic and Port Development Infrastructure Fund to the Louisiana Mega-Project Development Fund on the effective date of this Act. The legislature may appropriate additional monies to the fund if it deems necessary to accomplish the purposes of the fund.

C. Monies in the fund shall be invested by the treasurer in the same manner as monies in the state general fund and any interest earned on the investment of monies in the fund shall be credited to the fund. All unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund.

D. Monies in the fund shall be available for appropriation to and use by the Department of Economic Development, hereinafter referred to as the "department". Such appropriations shall be used by the secretary of the department for immediate funding of all or a portion of economic development mega-projects which may be necessary in order to successfully secure the creation or retention of jobs by a business entity under such circumstances as established by this Act. The secretary shall report to the Joint Legislative Committee on the Budget twice yearly, on the first day of October and the first day of April, with respect to all actual expenditures of monies appropriated from the fund. The secretary shall include in these reports any other information which the committee may require with respect to use of monies appropriated from the fund.

E. Monies in the fund shall be expended only upon recommendation by the secretary and concurrence by the governor. Any such recommendation shall be implemented pursuant to a cooperative endeavor agreement executed in accordance with the provisions of R.S. 33:9029.2 and subject to approval by the Joint Legislative Committee on the Budget.

F.(1)(a) For purposes of this Section, "mega-project" means any project which will provide all of the following:

- (i) Five hundred new direct jobs to the state.
(ii) A minimum initial investment of one hundred million dollars by the private sector or the United States Government through the creation of a new facility or the expansion of an existing facility.
(iii) A substantial return on the investment by the state as measured by projected tax revenues.
(b) "Mega-project" shall also mean any project for a military or federal installation which is important to the Louisiana economy and that may be subject to base realignment and closure and purchase of land for a mega-project.

(2) The investment by the state in any mega-project shall not exceed thirty percent of the total cost of the project.

Section 4.A. The state treasurer is hereby authorized and directed to transfer from the state general fund from Fiscal Year 2006-2007 receipts of Four Million Three Hundred Sixteen Thousand Four Hundred Twenty-Seven Dollars to be deposited in and credited to the FEMA Reimbursement Fund to be appropriated and used for purposes of the fund."

AMENDMENT NO. 3

On page 2, at the beginning of line 10, change "Section 2.A." to "B."

AMENDMENT NO. 4

On page 2, line 11, after "receipts of" delete the remainder of the line and delete line 12 and insert "Thirteen Million, Six Hundred Twenty-eight Thousand, Two Hundred Forty-two Dollars to be"

AMENDMENT NO. 5

On page 2, between lines 14 and 15, insert the following:

"C. The state treasurer is hereby authorized and directed to deposit in and credit to the 2004 Overcollections Fund Three Hundred Eighty Million Dollars received by the state from the funds paid or deposited into the registry of the court from the FEMA Reimbursement Fund for state FEMA match which has been forgiven by Act of Congress. Notwithstanding any provision of law to the contrary, the receipt of any such monies by the state which receipt is attributable to a return of monies appropriated in Fiscal Year 2006-2007, are and shall be deemed to be receipts for Fiscal Year 2006-2007, and the reappropriation of such monies shall be deemed to be appropriations for that fiscal year."

AMENDMENT NO. 6

On page 2, at the beginning of line 15, change "B." to "D."

AMENDMENT NO. 7

On page 2, at the beginning of line 20, change "C." to "E."

AMENDMENT NO. 8

On page 2, at the beginning of line 25, change "D." to "F."

AMENDMENT NO. 9

On page 3, at the beginning of line 1, change "E." to "G."

AMENDMENT NO. 10

On page 3, at the beginning of line 5, change "F." to "H."

AMENDMENT NO. 11

On page 3, line 6, change "Three Hundred Thirty-one Million One" to "Four Hundred Fourteen Million Two Hundred Fifty-seven Thousand One Hundred Ninety-one" and on line 7, delete "Hundred Five Thousand Sixty-four"

AMENDMENT NO. 12

On page 3, at the beginning of line 9, change "G." to "I."

AMENDMENT NO. 13

On page 3, line 10, change "Two Hundred Million" to "One Hundred Twenty-one Million Two Hundred Twenty-eight Thousand Nine Hundred Twenty-seven"

AMENDMENT NO. 14

On page 3, at the beginning of line 13, change "H." to "J."

AMENDMENT NO. 15

On page 3, at the beginning of line 17, change "I." to "K."

AMENDMENT NO. 16

On page 3, line 18, change "Two Hundred Forty-five" to "Five Hundred Forty-four Thousand Three Hundred Forty-eight" and on line 19 delete "Thousand"

AMENDMENT NO. 17

On page 3, at the beginning of line 21, change "J." to "L."

AMENDMENT NO. 18

On page 3, line 22, change "Thirty-four Million Seven Hundred" to "Forty-two Million One Hundred Ninety-two Thousand Five Hundred Eighty-five" and on line 23, delete "Forty-six Thousand"

AMENDMENT NO. 19

On page 3, at the beginning of line 25, change "K." to "M."

AMENDMENT NO. 20

On page 3, line 26, change "Ten Million One Hundred Four" to "Twenty-nine Million Three Hundred Eleven Thousand Four Hundred Forty-eight" and on line 27, delete "Thousand Nine Hundred Seventy-nine"

AMENDMENT NO. 21

On page 4, at the beginning of line 1, change "L." to "N."

AMENDMENT NO. 22

On page 4, at the beginning of line 5, change "M." to "O."

AMENDMENT NO. 23

On page 4, at the beginning of line 9, change "N." to "P."

AMENDMENT NO. 24

On page 4, at the beginning of line 13, change "O." to "Q."

AMENDMENT NO. 25

On page 4, between lines 16 and 17, insert the following:

"R. The state treasurer is hereby authorized and directed to deposit in and credit to the Coastal Protection and Restoration Fund the sum of Two Hundred Million Dollars from the state general fund for Fiscal Year 2006-2007, to be comprised wholly of nonrecurring revenues out of the state general fund for Fiscal Year 2005-2006, as recognized by the Revenue Estimating Conference.

S. The state treasurer is hereby authorized and directed to transfer from the state general fund from Fiscal Year 2006-2007 receipts of One Hundred Million Dollars to be deposited in and credited to the Insure Louisiana Incentive Program Fund in the event that House Bill No. 678 of the 2007 Regular Session of the Legislature is enacted into law.

T. The state treasurer is hereby authorized and directed to transfer from the state general fund from Fiscal Year 2006-2007 receipts of Five Hundred Seventy-six Thousand Five Hundred Dollars to be deposited in and credited to the Poverty Point Reservoir Development Fund to be appropriated and used for the purposes of the fund.

U. The state treasurer is hereby authorized and directed to transfer One Hundred Fifty Million Dollars from the Louisiana Economic and Port Development Infrastructure Fund to the 2004 Overcollections Fund on the effective date of this Act.

V. The state treasurer is hereby authorized and directed to transfer from the Incentive Fund from Fiscal Year 2006-2007 the amount of One Million Dollars to be deposited in and credited to the state general fund.

Section 5. A. The state treasurer is hereby authorized and directed to transfer the amount of Nine Million Nine Hundred Forty-six Thousand Five Hundred Eighty-five Dollars from the Higher Education Initiatives Fund to be deposited in and credited to the state general fund.

B. Notwithstanding any provision of law to the contrary and specifically notwithstanding the provisions of R.S. 39:87.5, the state treasurer is authorized and directed to transfer Three Million Dollars from the Incentive Fund to be deposited in and credited to the state general fund.

C. The state treasurer is hereby authorized and directed to provide for the transfer the amount of Fifteen Million Dollars from the state general fund for Fiscal Year 2007-2008 as recognized by the Revenue Estimating Conference to the Unclaimed Property Leverage Fund in the event that neither House Bill Number 321 nor 531 of the 2007 Regular Session of the Legislature is enacted into law."

AMENDMENT NO. 26

On page 4, delete line 17 and insert the following:

"Section 6. R.S. 39:100.36(D) is hereby repealed in its entirety.

Section 7. The provisions of Sections 1, 2, 3, 4, 6, and 7 of this Act shall become effective upon signature by the governor or, if not"

AMENDMENT NO. 27

On page 4, line 20, after "legislature," and before "this Act" insert "Sections 1, 2, 3, 4, 6, and 7 of"

AMENDMENT NO. 28

On page 4, after line 21, insert the following:

"Section 8. Sections 5 and 8 of this Act shall become effective on July 1, 2007; if vetoed by the governor and subsequently approved by the legislature, Sections 5 and 8 of this Act shall become effective on July 1, 2007, or on the day following such approval by the legislature, whichever is later."

On motion of Senator Heitmeier, 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. 765—
BY REPRESENTATIVE ALARIO
AN ACT

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

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 765 by Representative Alario

AMENDMENT NO. 1

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

"01-100 EXECUTIVE OFFICE
Payable out of the State General Fund (Direct)
to the Louisiana Indigent Defense Assistance
Board Program for information technology \$1,000,000"

AMENDMENT NO. 2

On page 2, at the end of line 8, change "\$380,000,000" to "\$305,500,000"

AMENDMENT NO. 3

On page 2, delete lines 9 through 18, and insert the following:
"Provided, however, that in recognition of the critical need to address the shortfall in The Road Home program, the governor and the legislature propose additional funding for the program of not less than \$1,000,000,000 consisting of, \$305,500,000 from the return of state match paid to FEMA or deposited in the registry of the court for payment to FEMA, \$267,000,000 in Community Development Block Grant (CDBG) funds previously allocated to provide for FEMA eligible costs and for ineligible costs for state building reconstruction which will be replaced with state funding, \$300,000,000 in CDBG funds previously allocated for land acquisition, architectural/engineering fees, and construction of the Medical Center of Louisiana – New Orleans which will be replaced with state funding, \$67,000,000 from Fiscal Year 2006-2007 state funds, and not less than \$60,500,000 in other reallocations of CDBG funds. Notwithstanding any provisions of law to the contrary, these appropriations and commitments are and shall be deemed to be bona fide obligations and encumbrances for Fiscal Year 2006-2007.

Provided, however, that of the amount appropriated in this schedule from the 2004 Overcollections Fund, \$49,500,000 shall be effective only in the event and to the extent that funds which were deposited by the state to the registry of the court for state FEMA match are returned to the state and are deposited in and credited to the 2004 Overcollections Fund for Fiscal Year 2006-2007."

AMENDMENT NO. 4

On page 2, between lines 18 and 19, insert the following:
"01-133 OFFICE OF ELDERLY AFFAIRS
Payable out of the State General Fund (Direct)
to the Parish Councils on Aging Program for
supplies and other non-perishable durable goods
for the elderly \$1,600,000

Provided, however, the funding appropriated herein shall be distributed among the Parish Councils on Aging so that each parish receives an equal distribution amount."

AMENDMENT NO. 5

On page 2, between lines 36 and 37, insert the following:
**"DEPARTMENT OF CULTURE, RECREATION
AND TOURISM**

06-264 OFFICE OF THE SECRETARY
Payable out of the State General Fund (Direct)
for the reforestation of City Park in New Orleans \$1,000,000

06-263 OFFICE OF STATE MUSEUMS
Payable out of the State General Fund (Direct)
for Louisiana Arts and Science Museum for a
DigitalSky Planetarium and Multimedia system \$650,000"

AMENDMENT NO. 6

On page 2, delete line 38, and insert the following:
"09-305 MEDICAL VENDOR ADMINISTRATION"

AMENDMENT NO. 7

On page 2, at the end of line 42, change "\$10,000,000" to "\$13,000,000"

AMENDMENT NO. 8

On page 3, delete lines 17 through 20, and insert the following:
"Provided, however, that of the \$15,000,000 State General Fund (Direct) provided to the Board of Regents for the operating expenses related to storm recovery, an amount of \$10,000,000 shall be allocated and distributed to the above enumerated public institutions in accordance with a plan developed and approved by the Board of Regents and approved by the Division of Administration; and \$5,000,000 shall be allocated to the above enumerated independent institutions and shall be administered under the provisions of R.S. 17:2053, the Aid to Independent Institutions program."

AMENDMENT NO. 9

On page 3, between lines 31 and 32, insert the following:
"Payable out of the State General Fund (Direct)
to the Louisiana State University Health Sciences
Center - Shreveport for the implementation of
a primary care practice management program \$1,500,000

Provided, however, that the Louisiana State University Health Sciences Center - Shreveport shall deposit funds received pursuant to this appropriation into a restricted fund or funds of this institution to be used and expended solely and exclusively for the purposes of this appropriation.

19-615 SOUTHERN UNIVERSITY BOARD OF SUPERVISORS

Payable out of the State General Fund (Direct)
to the Southern University - Law Center for
various deferred maintenance projects \$650,000"

AMENDMENT NO. 10

On page 4, delete line 26 and insert the following: "to the Ernest N. Morial New Orleans Exhibition Authority for"

AMENDMENT NO. 11

On page 4, delete line 29 and insert the following: "to the New Orleans Metropolitan Convention and Visitor's"

AMENDMENT NO. 12

On page 4, delete lines 34 through 37, and insert the following:
"() Camp Minden, Infrastructure, Rehabilitation,
Phase 1, Planning, Design and Construction
(Webster)
Payable out of the State General Fund (Direct) \$2,600,000

() Jackson Barracks, Infrastructure, Rehabilitation,
Historic District, Phase 1, Planning, Design and
Construction (Orleans)
Payable out of the State General Fund (Direct) \$2,000,000"

AMENDMENT NO. 13

On page 5, at the end of line 27, delete "\$5,000,000" and insert "\$2,500,000"

AMENDMENT NO. 14

On page 5, between lines 27 and 28, insert the following: "Provided, however, that the provisions of Sections 2 through 18, inclusive, of

June 24, 2007

Act 27 of the 2006 Regular Session of the Legislature are adopted and incorporated by reference for this appropriation."

AMENDMENT NO. 15

On page 5, between lines 31 and 32, insert the following: "Provided, however, that the provisions of Sections 2 through 18, inclusive, of Act 27 of the 2006 Regular Session of the Legislature are adopted and incorporated by reference for this appropriation."

AMENDMENT NO. 16

On page 5, at the end of line 38, after "I-49" insert "North between I-220 and the Arkansas state line"

AMENDMENT NO. 17

On page 5, at the end of line 39, after "Shreveport" and before the period "." insert "between I-20 and I-220"

AMENDMENT NO. 18

On page 5, line 41, delete "\$100,000,000" and insert "\$90,000,000"

AMENDMENT NO. 19

On page 5, line 42, after "to" delete "interstate highway"

AMENDMENT NO. 20

On page 6, between lines 6 and 7, insert the following: "Provided, however, that the provisions of Sections 2 through 18, inclusive, of Act 27 of the 2006 Regular Session of the Legislature are adopted and incorporated by reference for this appropriation."

AMENDMENT NO. 21

On page 6, between lines 11 and 12, insert the following: "Provided, however, that the provisions of Sections 2 through 18, inclusive, of Act 27 of the 2006 Regular Session of the Legislature are adopted and incorporated by reference for this appropriation."

- () Major Acquisitions and Medical Equipment (Caddo) Payable out of the State General Fund (Direct) \$2,500,000"

AMENDMENT NO. 22

On page 6, between lines 16 and 17, insert the following: "Provided, however, that the provisions of Sections 2 through 18, inclusive, of Act 27 of the 2006 Regular Session of the Legislature are adopted and incorporated by reference for this appropriation."

19/610 LSU HEALTH SCIENCES CENTER - HEALTH CARE SERVICES DIVISION

- () Medical Center of Louisiana at New Orleans Planning, Land Acquisition and Construction (Orleans) Payable out of the State General Fund by Statutory Dedications out of the 2004 Overcollections Fund \$74,500,000"

AMENDMENT NO. 23

On page 6, line 35, change "\$77,000,000" to "\$30,100,000"

AMENDMENT NO. 24

On page 6, between lines 35 and 36, insert the following: "Provided, however, that of the funds appropriated herein a minimum of \$2,000,000 shall be used for the Louisiana State University - Agricultural Center for deferred maintenance and major repairs."

Provided, however, that the provisions of Sections 2 through 18, inclusive, of Act 27 of the 2006 Regular Session of the Legislature are adopted and incorporated by reference for this appropriation."

AMENDMENT NO. 25

On page 6, at the end of line 39, change "\$55,000,000" to "\$41,500,000"

AMENDMENT NO. 26

On page 7, between lines 3 and 4, insert the following:

"Further provided, that the Division of Administration is hereby directed to consult with the Department of Health and Hospitals in the development and implementation of a plan to disburse the funding appropriated herein for the planning, acquisition and construction of community primary health care centers in keeping with the state's health care redesign activities, including the implementation of Louisiana Health First as defined in the Act that originated as Senate Bill No. 1 of the 2007 Regular Session of the Legislature. The Division of Administration shall submit the plan developed for review and approval to the House of Representatives Committee on Health and Welfare and the Senate Committee on Health and Welfare, meeting jointly."

- () Rural Health Clinics Planning, Construction, Expansion, and Renovation (Statewide) Payable out of the State General Fund (Direct) \$9,000,000

Further provided, that the Division of Administration is hereby directed to consult with the Department of Health and Hospitals in the development and implementation of a plan to disburse the funding appropriated herein for the planning, construction, expansion, and renovation of rural health clinics in keeping with the state's health care redesign activities, including the implementation of Louisiana Health First as defined in the Act that originated as Senate Bill No. 1 of the 2007 Regular Session of the Legislature. The Division of Administration shall submit the plan developed for review and approval to the House of Representatives Committee on Health and Welfare and the Senate Committee on Health and Welfare, meeting jointly."

AMENDMENT NO. 27

On page 7, between lines 8 and 9, insert the following: "Provided, however, that out of the funding appropriated herein, \$4,000,000 shall be allocated to the Capital Area Expressway Authority for environmental studies for the Baton Rouge Loop."

AMENDMENT NO. 28

On page 7, between lines 19 and 20, insert the following: "DEPARTMENT OF HEALTH AND HOSPITALS

09/331 MENTAL HEALTH AREA C

- () New Psychiatric Hospital at Central Louisiana State Hospital (Rapides) Payable out of the State General Fund (Direct) \$27,000,000"

AMENDMENT NO. 29

On page 7, between lines 27 and 28, insert the following:

"19/610 LSU HEALTH SCIENCES CENTER HEALTH CARE SERVICES DIVISION

- () Medical Facility and Land, Acquisition, Planning, Construction, and Renovations (East Baton Rouge) Payable out of the State General Fund (Direct) \$15,000,000"

AMENDMENT NO. 30

On page 7, between lines 33 and 34, insert the following: "Provided, however, that the provisions of Sections 2 through 18, inclusive, of Act 27 of the 2006 Regular Session of the Legislature are adopted and incorporated by reference for this appropriation."

AMENDMENT NO. 31

On page 17, between lines 15 and 16, insert the following: "Provided, however, that all judgments provided for in this Section shall be paid as to principal, interest, court costs, and expert witness fees as provided in said judgments, it being the intent herein that when the provisions of any judgment conflict with the provisions of the respective House Bill or this Act, the provisions of the judgment shall be controlling. Any other provision of any such House Bill or this Act, not in conflict with the provisions of such judgment, shall control. Payment shall be made as to any such judgment only after presentation to the state treasurer of a receipt and release and any other documentation required by the state treasurer. Further, all

judgments provided for in this Section shall be deemed to have been paid on the effective date of the Act, and legal interest shall cease to run as of that date."

AMENDMENT NO. 32

On page 18, delete line 6 in its entirety, and on line 7, delete "Welfare Services Program" and insert "the Ware Youth Center Authority"

On motion of Senator Heitmeier, 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. 845—

BY REPRESENTATIVE DURAND AND SENATOR B. GAUTREAUX AND REPRESENTATIVE SALTER AND SENATOR HINES AND REPRESENTATIVES BRUCE, CAZAYOUX, CURTIS, DARTEZ, FARRAR, FAUCHEUX, FRITH, HEBERT, HILL, LAFLEUR, LAMBERT, MCVEA, MONTGOMERY, PIERRE, PINAC, QUEZAIRE, JACK SMITH, ROMERO, THOMPSON, AND WALKER AND SENATORS ADLEY, AMEDEE, CHEEK, CRAVINS, DUPRE, N. GAUTREAUX, HOLLIS, KOSTELKA, MOUNT, NEVERS, ROMERO, AND SHEPHERD

AN ACT

To amend and reenact R.S. 11:441(A)(1)(introductory paragraph) and 602 and to enact R.S. 11:444(A)(2)(c), 544, and 605(D) and R.S. 15:574.4.1, relative to retirement benefits for certain probation and parole officers who are Louisiana State Employees' Retirement System members; to provide for benefit calculation; to provide monies for payment of any liability created by such benefits; to provide for a probation and parole processing fee; to create a fund for allocation of sums equal to the collections of such fees; to provide for the deposit of certain monies to the fund; to provide for disbursement from the fund; to provide for actuarial calculation of amortization payments; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 845 by Representative Durand

AMENDMENT NO. 1

On page 5, line 3, change "fifty" to "one hundred five"

AMENDMENT NO. 2

In Senate Committee Amendment No. 5, proposed by the Senate Committee on Retirement and adopted by the Senate on June 22, 2007, on page 1, line 14, after "2007" and before the period "." insert ", or over a twelve-month period following such first meeting"

On motion of Senator Heitmeier, 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. 876—

BY REPRESENTATIVE JACKSON
AN ACT

To enact Chapter 13-G of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.101, to create the East Baton Rouge Redevelopment Authority; to provide for the formation of a program or programs in East Baton Rouge Parish for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings needed to address the influx of displaced persons into East Baton Rouge Parish due to the effects of Hurricanes Katrina and Rita; to define the duties, liabilities, authority, and functions of the redevelopment authority; to authorize public bodies to furnish funds, services, facilities, and property in aid of redevelopment projects; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 953—

BY REPRESENTATIVE ALARIO
AN ACT

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

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Reengrossed House Bill No. 953 by Representative Alario

AMENDMENT NO. 1

On page 1, between lines 15 and 16, insert the following:

"01-107 DIVISION OF ADMINISTRATION
Payable out of the State General Fund (Direct)
to the Executive Administration Program for
the First Cost Disallowance Suit \$50,350,000

Payable out of the State General Fund (Direct)
to the Executive Administration Program for
local match requirements for St. Tammany Parish
for waterway debris removal expenses \$2,500,000

Provided, however, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for the Executive Administration Program, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by \$2,000,000.

Further provided, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the 2004 Overcollections Fund by \$6,000,000.

Further provided, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Energy Performance Contracting Fund by \$385,239.

Further provided, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Louisiana Technology Innovations Fund by \$449,560."

AMENDMENT NO. 2

On page 1, between lines 18 and 19, insert the following:

"Payable out of the State General Fund by
Interagency Transfers to the Military Affairs
Program for expenses related to the
implementation of the Statewide Interoperability
Communications Executive Committee \$233,000"

AMENDMENT NO. 3

On page 1, after line 29, insert the following: "Provided, however, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administrative Program, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Incentive Fund by \$1,000,000."

June 24, 2007

AMENDMENT NO. 4

On page 2, between lines 3 and 4, insert the following:
"DEPARTMENT OF ECONOMIC DEVELOPMENT

05-252 OFFICE OF BUSINESS DEVELOPMENT
Provided, however, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the 2004 Overcollections Fund by \$2,100,000.

Further provided, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Louisiana Economic Development Fund by \$4,000,000."

AMENDMENT NO. 5

On page 2, between lines 4 and 5, insert the following:
"06-264 OFFICE OF STATE PARKS
Payable out of the State General Fund by Interagency Transfers to the Parks and Recreation Program for FEMA reimbursements \$242,481"

AMENDMENT NO. 6

On page 3, delete lines 12 through 14, in their entirety

AMENDMENT NO. 7

On page 3, between lines 38 and 39, insert the following: "FOR:
Payments to Private Providers Program for rebasing Medicaid reimbursement rates for Intermediate Care Facilities \$8,026,512

Payments to Public Providers Program for reimbursement rates for Intermediate Care Facilities \$714,642
TOTAL EXPENDITURES \$8,741,154

MEANS OF FINANCE:

State General Fund by:
Statutory Dedications:
Louisiana Medical Assistance Trust Fund-Provider Fees \$2,646,822
Federal Funds \$6,094,332
TOTAL MEANS OF FINANCING \$8,741,154

Notwithstanding any provision of law to the contrary, the appropriations contained herein for reimbursement rates for Intermediate Care Facilities are and shall be deemed to be encumbered and bona fide obligations for purposes of R.S. 39:82 for Fiscal Year 2006-2007."

AMENDMENT NO. 8

On page 4, line 7, change "\$29,860,209" to "\$30,452,219"

AMENDMENT NO. 9

On page 4, line 9, change "\$34,355,272" to "\$34,947,282"

AMENDMENT NO. 10

On page 4, line 13, after "Center" and before "by" insert ", as contained in Act 17 of the 2006 Regular Session of the Legislature,"

AMENDMENT NO. 11

On page 4, between lines 14 and 15, insert the following:
"09-326 OFFICE OF PUBLIC HEALTH
Provided, however, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for the Personal Health Services Program in this agency, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by \$2,500,000.

09-340 OFFICE FOR CITIZENS WITH DEVELOPMENTAL DISABILITIES

Payable out of the State General Fund by Interagency Transfers for increases in the provider fee \$678,910"

AMENDMENT NO. 12

On page 4, at the end of line 34, change "\$3,245,000" to "\$3,544,348"

AMENDMENT NO. 13

On page 4, between lines 34 and 35, insert the following:
"DEPARTMENT OF CIVIL SERVICE
17-564 DIVISION OF ADMINISTRATIVE LAW
Payable out of the State General Fund by Interagency Transfers from the Department of Labor to the Administration Program for assistance in conducting administrative hearings in hurricane-related unemployment compensation overpayment cases \$7,200"

AMENDMENT NO. 14

On page 4, after line 40, insert the following: "Further provided, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Higher Education Initiatives Fund by \$5,472,632.

Further provided, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Louisiana Quality Education Support Fund by \$4,611,337."

AMENDMENT NO. 15

On page 5, between lines 1 and 2, insert the following: "Louisiana State University Health Sciences Center - New Orleans

Provided, however, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for the Louisiana State University Health Sciences Center - New Orleans, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by \$8,496,000."

AMENDMENT NO. 16

On page 5, between delete lines 17 through 21, in their entirety

AMENDMENT NO. 17

On page 5, delete lines 24 through 26, and insert the following:
"to E. A. Conway Medical Center for operating expenses \$5,226,079"

AMENDMENT NO. 18

On page 5, line 28, after "finance" and before "for the E.A." delete "for LSU Health Sciences Center in Shreveport"

AMENDMENT NO. 19

On page 5, between lines 31 and 32, insert the following:
"SPECIAL SCHOOLS AND COMMISSIONS

19-655 LOUISIANA SPECIAL EDUCATION CENTER
Payable out of the State General Fund by Interagency Transfers for increases in the provider fee \$35,732

19-666 BOARD OF ELEMENTARY AND SECONDARY EDUCATION

Provided, however, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Louisiana Quality Education Support Fund by \$3,000,000."

AMENDMENT NO. 20

On page 5, after line 41, insert the following: "Further provided, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for the Quality Educators Program, as contained in Act 17 of the 2006 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by \$500,000, related to the Professional Improvement Program."

AMENDMENT NO. 21

On page 6, between lines 13 and 14, insert the following:

**"LOUISIANA STATE UNIVERSITY HEALTH SCIENCES
CENTER HEALTH CARE SERVICES DIVISION**

19-610 LOUISIANA STATE UNIVERSITY HEALTH
SCIENCES CENTER HEALTH CARE SERVICES
DIVISION

Payable out of the State General Fund (Direct)
for operating expenses \$16,592,010"

AMENDMENT NO. 22

On page 6, between lines 38 and 39, insert the following:

"B. Notwithstanding the appropriation contained in Act 17 of the 2006 Regular Session of the Legislature for 20-901 SALES TAX DEDICATIONS from the Vermilion Parish Visitor Enterprise Fund or any other law to the contrary, the state treasurer is authorized and directed to make the following distributions from the Vermilion Parish Visitor Enterprise Fund for Fiscal Year 2006-2007:

(1) The amount of Seventeen Thousand Dollars shall be distributed to the Acadian Heritage and Cultural Foundation, Inc., the city of Kaplan for the Kaplan Museum, the Gueydan Museum, Le Bayou Legendire Cultural Center, Les Chretiens, Inc., the Acadian Centre Acadien, Inc., and the Abbeville Cultural and Historical Alliance, such that each entity receives an equal pro rata share of the monies; and

(2) All remaining monies in the fund shall be distributed to the Acadian Heritage and Cultural Foundation, Inc., the city of Kaplan for the Kaplan Museum, the Gueydan Museum, Le Bayou Legendire Cultural Center, Les Chretiens, Inc., the Acadian Centre Acadien, Inc., the Abbeville Cultural and Historical Alliance, and the Louisiana Military Hall of Fame and Museum, such that each entity receives an equal pro rata share of the monies."

AMENDMENT NO. 23

On page 6, line 39, change "B." to "C."

AMENDMENT NO. 24

On page 7, line 3, change "C." to "D."

AMENDMENT NO. 25

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

"E. Notwithstanding any provision of law to the contrary, any appropriation contained in Schedule 20-945 STATE AID TO LOCAL GOVERNMENT ENTITIES in Act 17 of the 2006 Regular Session of the Legislature which has a valid cooperative endeavor agreement on the effective date of this Act shall be deemed a bona fide obligation through December 31, 2007, and all other provisions of the cooperative endeavor agreements, including but not limited to the reporting requirements, shall be performed as agreed."

AMENDMENT NO. 26

On page 7, delete lines 8 through 26, in their entirety

AMENDMENT NO. 27

On page 7, delete lines 32 through 34, in their entirety

AMENDMENT NO. 28

On page 7, between lines 34 and 35, insert the following:

"Section 6.A. The following item providing \$10,000 for the town of White Castle contained in Schedule 20-945 State Aid to Local Government Entities of Act 17 of the 2006 Regular Session of the Legislature is hereby amended and reenacted as follows:

On page 259, line 21, change "drainage improvements" to "water well rehabilitation"

B. The following item providing \$25,000 for the Labadieville Volunteer Fire Department contained in Schedule 20-945 State Aid to Local Government Entities of Act 17 of the 2006 Regular Session of the Legislature is hereby amended and reenacted as follows:

On page 263, line 23, change "for a communications repeater station" to "for communications equipment"

C. The following item providing \$25,000 for the Paincourtville Volunteer Fire Department contained in Schedule 20-945 State Aid to Local Government Entities of Act 17 of the 2006 Regular Session of the Legislature is hereby amended and reenacted as follows:

On page 263, line 34, change "for a communications repeater station" to "for communications equipment"

Section 7. The following sums, be it more or less estimated, are hereby appropriated out of the State General Fund (Direct) and in the amounts specified to be allocated to pay the consent judgments, stipulated judgments, and other judgments against the state, if such judgments are final, as follows:

A. The sum of One Thousand Two Hundred Fifty and No/100 (\$1,250.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "David Triche, Sr. v. the State of Louisiana through the Department of Transportation and Development", bearing Number 139674 "C" on the docket of the Thirty-second Judicial District Court, parish of Terrebonne, state of Louisiana.

B. The sum of Ten Thousand and No/100 (\$10,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Gail Peralta v. the State of Louisiana through the Department of Transportation and Development", bearing Number 139674 "C" on the docket of the Thirty-second Judicial District Court, parish of Terrebonne, state of Louisiana.

C. The sum of Forty-two Thousand and No/100 (\$42,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Paul Alan Whitlock v. the State of Louisiana through the Department of Transportation and Development", bearing Number 36911 on the docket of the Third Judicial District Court, parish of Union, state of Louisiana; consolidated with "Maria Smith, et al. v. the State of Louisiana through the Department of Transportation and Development", bearing Number 36881; and consolidated with "Wanda Ivie v. the State of Louisiana through the Department of Transportation and Development".

D. The sum of Nine Thousand and No/100 (\$9,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Gerri Ockert and Rachel Murphy v. the State of Louisiana through the Department of Transportation and Development", bearing Number 98-016123, Division H on the docket of the Twenty-first Judicial District Court, parish of Tangipahoa, state of Louisiana.

E. The sum of Seven Thousand Five Hundred and No/100 (\$7,500.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Mary Elizabeth Gast v. the State of Louisiana through the Department of Transportation and Development", bearing Number 137,642, Division "E" on the docket of the Thirty-second Judicial District Court, parish of Terrebonne, state of Louisiana.

F. The sum of Forty-eight Thousand and No/100 (\$48,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Maria Smith, et al. v. the State of Louisiana through the Department of Transportation and Development", bearing Number 36881 on the docket of the Third Judicial District Court, parish of Union, state of Louisiana; consolidated with "Paul Alan Whitlock v. the State of Louisiana through the Department of Transportation and Development", bearing Number 36911; and consolidated with "Wanda Ivie v. the State of Louisiana through the Department of Transportation and Development".

G. The sum of Twenty Thousand Two Hundred and No/100 (\$20,200.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Frederick Miles, et al. v. the State of Louisiana through the Department of Transportation and Development", bearing Number 114065 "A", on the docket of the Sixteenth Judicial District Court, parish of St. Mary, state of Louisiana.

H. The sum of Ten Thousand and No/100 (\$10,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Patricia Thompson, Individually and Patricia Thompson on Behalf of Her Minor Children Rachel Thompson and Blake Thompson v. the State of Louisiana through the Department of Transportation and Development", bearing Number 507,997 Sec. 24 on the docket of the Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana.

I. The sum of One Hundred Fifty Thousand and No/100 (\$150,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Emmett E. Patten and Mona Patten Serpas v. the State of Louisiana through the Department of Transportation and Development", bearing Number 86-884, Division "C" on the docket of the Thirty-fourth Judicial District Court, parish of St. Bernard, state of Louisiana.

J. The sum of Six Thousand and No/100 (\$6,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Carolyn Blackman v. the State of Louisiana through the Department of Transportation and Development", bearing Number 03-16285, Division "N" on the docket of the Civil District Court for the parish of Orleans, state of Louisiana.

K. The sum of One Thousand Two Hundred and No/100 (\$1,200.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Marilyn Davidson v. the State of Louisiana through the Department of Transportation and Development", bearing Number 83,322-"J", on the docket of the Fifteenth Judicial District Court, parish of Vermilion, state of Louisiana.

L. The sum of Seventeen Thousand Five Hundred and No/100 (\$17,500.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Michael Ambrose, et al. v. the State of Louisiana through the Department of Transportation and Development", bearing Number 460,910, Division "J" on the docket of the Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana.

M. The sum of Seventeen Thousand Five Hundred and No/100 (\$17,500.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Grant Bounds et ux. v. the State of Louisiana through the Department of Transportation and Development", bearing Number 206459, Division "F" on the docket of the Ninth Judicial District Court, parish of Rapides, state of Louisiana.

N. The sum of Two Thousand Six Hundred and No/100 (\$2,600.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Mark Catalanotto v. the State of Louisiana through the Department of Transportation and Development", bearing Number 75-927, Division "B" on the docket of the Thirty-fourth Judicial District Court, parish of St. Bernard, state of Louisiana.

O. The sum of Twenty Thousand and No/100 (\$20,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Sherry Robertson, Individually and Sherry Robertson and Dennis O. Robertson on Behalf of Their Minor Son, Jason Wayne Robertson v. the State of Louisiana through the Department of Transportation and Development", bearing Number 477199, Division A on the docket of the First Judicial District Court, parish of Caddo, state of Louisiana.

P. The sum of Five Thousand and No/100 (\$5,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the consent judgment in the suit entitled "Kerry Albert v. State of Louisiana, Department of Transportation and Development", bearing Number 26,000 on the docket of the Twenty-third Judicial District Court, parish of St. James, state of Louisiana.

Q. The sum of Four Thousand Three Hundred Ninety-Five and No/100 (\$4,395.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the consent judgment in the suit entitled "Miranda Broussard v. The State of Louisiana through the Department of Transportation and Development, the Louisiana Transportation Research Center, the Board of Supervisors for the University of Louisiana System and the University of Louisiana at Lafayette", bearing Number 69428-D on the docket of the Sixteenth Judicial District Court, parish of St. Martin, state of Louisiana.

R. The sum of Thirty Thousand and No/100 (\$30,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the amounts awarded to Brenda McGuff and Andy Lee McGuff in the consent judgment in the suit entitled "Brenda S. McGuff, individually and as natural tutrix of the estates of her minor children, Rose Marie McGuff and Andy Lee McGuff v. Mississippi Chemical Express, Inc., Herbert Jones, Jr., and ABC Insurance Company", bearing Number 25,167 on the docket of the Twentieth Judicial District Court, parish of East Feliciana, state of Louisiana.

S. The sum of Ten Thousand and No/100 (\$10,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the consent judgment in the suit entitled "Patricia P. Swerer and Kelli L. Swerer v. State of Louisiana, Department of Transportation and Development", bearing Number 2005-0003696, Division "B" on the docket of the Twenty-first Judicial District Court, parish of Tangipahoa, state of Louisiana.

T. The sum of Ninety Thousand and No/100 (\$90,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the consent judgment in the suit entitled "Richard Baughman and Kaye Baughman, on behalf of their deceased son, Brett Baughman v. State of Louisiana, Department of Transportation and Development", bearing Number 77023, Division "E" on the docket of the Twenty-second Judicial District Court, parish of Washington, state of Louisiana.

U. The sum of Ten Thousand and No/100 (\$10,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Patricia McGuff v. the State of Louisiana through the Department of Transportation and Development", bearing Number 24,582, Division "A" on the docket of the Twentieth Judicial District Court, parish of St. Bernard, state of Louisiana.

V. The sum of Two Hundred Eighty-five Thousand and No/100 (\$285,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2006-2007 to be used to pay the judgment in the suit entitled "Rayne Ulrik Capo, Wife of/and Paul Peter Capo v. the State of Louisiana through the Department of Transportation and Development", bearing Number 77355, Division "B" on the docket of the Twenty-second Judicial District Court, parish of Washington, state of Louisiana.

Provided, however, that all judgments provided for in this Section shall be paid as to principal, interest, court costs, and expert witness fees as provided in said judgments, it being the intent herein that when the provisions of any judgment conflict with the provisions of the respective House Bill or this Act, the provisions of the judgment shall be controlling. Any other provision of any such House Bill or this Act, not in conflict with the provisions of such judgment, shall control. Payment shall be made as to any such judgment only after presentation to the state treasurer of a receipt and release and any other documentation required by the state treasurer. Further, all judgments provided for in this Section shall be deemed to have been paid on the effective date of the Act, and legal interest shall cease to run as of that date."

AMENDMENT NO. 29

On page 7, line 35, change "Section 6." to "Section 8."

On motion of Senator Heitmeier, 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.

Messages from the House

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

Message from the House

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 24, 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. 361— (Substitute of Senate Bill No. 189 by Senator Duplessis)

BY SENATORS DUPLESSIS, CHAISSON, HINES, KOSTELKA, MICHOT, MOUNT, NEVERS, DUPRE, N. GAUTREAU, MURRAY AND SCHEDLER AND REPRESENTATIVES BALDONE, BRUCE, K. CARTER, CAZAYOUX, DORSEY, DOWNS, DURAND, FARRAR, ELCIE GUILLORY, HILL, KATZ, LAFLEUR, LAFONTA, PINAC, SALTER, GARY SMITH, ST. GERMAIN, TOWNSEND AND WALSWORTH

AN ACT

To enact Chapter 2 of Subtitle VII of the Louisiana Revised Statutes of 1950, to be composed of R.S. 47:6101 through 6109, relative to tax credits; to provide for tax credits for individuals for child care expenses, for child care providers, for child care directors and staff, and for businesses providing or assisting child care programs; to authorize the Department of Social Services to establish certain criteria and systems to determine eligibility for the kind and amount of tax credits; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 364— (Substitute of Senate Bill No. 300 by Senator Murray)

BY SENATOR MURRAY

AN ACT

To enact Part V of Chapter 16 of Title 25 of the Louisiana Revised Statute of 1950, comprised of R.S. 25:796 through 799, relative to Orleans Parish; to create the French Quarter-Marigny Historic Area Management District; to provide relative to the purposes, governance, duties and authority of the district; to provide relative to funds of the district; to provide for an effective date; 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 24, 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.

HOUSE BILL NO. 157—

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

AN ACT

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

Reported without amendments.

HOUSE BILL NO. 178—

BY REPRESENTATIVES DOERGE AND KATZ

AN ACT

To amend and reenact Children's Code Articles 437(A), 603(16.1), and 610(G) and to enact Children's Code Article 603(14.1.1), relative to the Children's Code; to provide for referral to mediation; to provide with respect to the definition of newborn; to add alcohol exposure to the definition of prenatal neglect; to provide for the duty of a physician to issue a report in certain instances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 247—

BY REPRESENTATIVES McDONALD, FANNIN, HUNTER, AND THOMPSON AND SENATOR BARHAM

AN ACT

To amend and reenact R.S. 42:802(B)(6) and to enact R.S. 42:802.1, relative to health benefits plans administered by the Office of Group Benefits; to provide for duties of the Office of Group Benefits; to provide with respect to contracts for the provision of plans for health care services; to provide for extraordinary plan enrollment procedures for certain fiscal years; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 321—

BY REPRESENTATIVES BURRELL, ALEXANDER, BAYLOR, BRUCE, DOERGE, MONTGOMERY, MORRIS, JANE SMITH, TOOMY, WADDELL, AND WILLIAMS

AN ACT

To amend and reenact R.S. 9:165(C), relative to the Unclaimed Property Leverage Fund; to provide for uses of monies deposited into the fund; to provide for the deposit of monies into the fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 347—

BY REPRESENTATIVES GALLOT, ANSARDI, AND CAZAYOUX

AN ACT

To amend and reenact R.S. 18:426.1, relative to election commissioners; to provide relative to the compensation of election commissioners; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 360—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 49:316.1(A)(2)(b) and (C), relative to contracts; to provide with respect to state contracts for the provision and processing of credit and debit cards or devices; to authorize certain contracts by public institutions of higher education; and to provide for related matters.

Reported without amendments.

June 24, 2007

HOUSE BILL NO. 380—
BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact R.S. 16:516, relative to the payment of health insurance premiums of district attorneys from the Thirtieth Judicial District; to provide with respect to the payment of health insurance premiums for certain retired district attorneys; to establish criteria for eligibility; to provide for payments of such premiums by the district attorney's office; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 409—
BY REPRESENTATIVE CAZAYOUX
AN ACT

To enact R.S. 39:1554(D)(7), relative to state procurement; to exempt from the state procurement code certain interinstitutional agreements of accredited Louisiana institutions of higher education; to exempt certain agreements between co-owners of intellectual property; to provide for an effective date; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

HOUSE BILL NO. 525—
BY REPRESENTATIVE JACKSON
AN ACT

To enact R.S. 33:9038.59, relative to special districts; to authorize the parish of East Baton Rouge to create a special district; to grant such district certain rights and powers, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 531—
BY REPRESENTATIVES MONTGOMERY AND MORRIS
AN ACT

To amend and reenact R.S. 9:165(C), relative to the Unclaimed Property Leverage Fund; to dedicate a portion of collections from the sale of unclaimed property to the fund; to provide for the deposit of monies into the fund; to provide for uses of monies deposited into the fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 615—
BY REPRESENTATIVES ALARIO, SALTER, AND DOERGE
AN ACT

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

Reported without amendments.

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 without amendments.

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 without amendments.

HOUSE BILL NO. 765—
BY REPRESENTATIVE ALARIO
AN ACT

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

Reported without amendments.

HOUSE BILL NO. 790—
BY REPRESENTATIVES DOERGE, BAYLOR, CAZAYOUX, GRAY, ELCIE
GUILLORY, 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.

Reported without amendments.

HOUSE BILL NO. 845—
BY REPRESENTATIVE DURAND AND SENATOR B. GAUTREUX AND
REPRESENTATIVE SALTER AND SENATOR HINES AND
REPRESENTATIVES BRUCE, CAZAYOUX, CURTIS, DARTEZ, FARRAR,
FAUCHEUX, FRITH, HEBERT, HILL, LAFLEUR, LAMBERT, MCVEA,
MONTGOMERY, PIERRE, PINAC, QUEZAIRE, JACK SMITH, ROMERO,
THOMPSON, AND WALKER AND SENATORS ADLEY, AMEDEE,
CHEEK, CRAVINS, DUPRE, N. GAUTREUX, HOLLIS, KOSTELKA,
MOUNT, NEVERS, ROMERO, AND SHEPHERD
AN ACT

To amend and reenact R.S. 11:441(A)(1)(introductory paragraph) and 602 and to enact R.S. 11:444(A)(2)(c), 544, and 605(D) and R.S. 15:574.4.1, relative to retirement benefits for certain probation and parole officers who are Louisiana State Employees' Retirement System members; to provide for benefit

calculation; to provide monies for payment of any liability created by such benefits; to provide for a probation and parole processing fee; to create a fund for allocation of sums equal to the collections of such fees; to provide for the deposit of certain monies to the fund; to provide for disbursement from the fund; to provide for actuarial calculation of amortization payments; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 876—
BY REPRESENTATIVE JACKSON
AN ACT

To enact Chapter 13-G of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.101, to create the East Baton Rouge Redevelopment Authority; to provide for the formation of a program or programs in East Baton Rouge Parish for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings needed to address the influx of displaced persons into East Baton Rouge Parish due to the effects of Hurricanes Katrina and Rita; to define the duties, liabilities, authority, and functions of the redevelopment authority; to authorize public bodies to furnish funds, services, facilities, and property in aid of redevelopment projects; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 953—
BY REPRESENTATIVE ALARIO
AN ACT

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

Reported without amendments.

Respectfully submitted,
ARTHUR J. "ART" LENTINI
Chairman

Adoption of Legislative Bureau Report

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

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 24, 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. 105—
BY SENATORS BAJIOIE, ADLEY, AMEDEE, BARHAM, BOASSO, BROOME, CAIN, CASSIDY, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

A CONCURRENT RESOLUTION

To commend Portia Brown Jackson for thirty years of outstanding public service to the Louisiana Legislature and the state of Louisiana, and to offer congratulations on her richly deserved retirement.

SENATE CONCURRENT RESOLUTION NO. 110—
BY SENATOR CASSIDY

A CONCURRENT RESOLUTION

To commend Andre Wiggins of Catholic High School in Baton Rouge, son of Paul and Celeste Wiggins, upon his selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

SENATE CONCURRENT RESOLUTION NO. 112—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College and the LSU AgCenter to name the livestock show facility at the Dean Lee Agricultural Research and Extension Center in Alexandria for the late Charles Woodrow DeWitt, Sr.

SENATE CONCURRENT RESOLUTION NO. 113—
BY SENATOR HOLLIS

A CONCURRENT RESOLUTION

To urge and request the office of financial institutions to study the suitability of current practices, standards, and laws applicable to the mortgage lending business conducted by companies located inside and outside the state in an effort to better protect consumers engaging in mortgage loan transactions.

SENATE CONCURRENT RESOLUTION NO. 114—
BY SENATORS B. GAUTREAU, ADLEY, AMEDEE, BAJIOIE, BARHAM, BOASSO, BROOME, CAIN, CASSIDY, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, N. GAUTREAU, HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES SCALISE AND SCHNEIDER

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement systems or funds.

SENATE CONCURRENT RESOLUTION NO. 115—
BY SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to vote in favor of H.R. 1229, the "Non-Market Economy Trade Remedy Act of 2007."

SENATE CONCURRENT RESOLUTION NO. 116—
BY SENATORS HINES, ADLEY, AMEDEE, BAJIOIE, BARHAM, BOASSO, BROOME, CAIN, CASSIDY, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

A CONCURRENT RESOLUTION

To commend Jesse H. Bankston for his years of invaluable public service to the people of the state of Louisiana and to congratulate him on the attainment of the exceptional milestone of one hundred years of age.

June 24, 2007

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:

Michot 1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Monday, June 25, 2007, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Monday, June 25, 2007.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk