

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

**THIRTY-FOURTH 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

Tuesday, June 26, 2007

The Senate was called to order at 10:00 o'clock A.M., by Hon. Donald E. Hines, President of the Senate.

**ROLL CALL**

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

**PRESENT**

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

**ABSENT**

Total - 0

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

**Prayer**

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

**Morning Hour**

**Messages from the House**

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

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

**SENATE CONCURRENT RESOLUTION NO. 121—**

BY SENATORS JONES, BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, MURRAY AND SHEPHERD AND REPRESENTATIVES BARROW, BAYLOR, BRUCE, BADON, BURRELL, K. CARTER, CURTIS, DORSEY, DOWNS, FANNIN, FRITH, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HARRIS, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, JACK SMITH, ST. GERMAIN AND STRAIN

**A CONCURRENT RESOLUTION**

To direct the Louisiana Department of Agriculture and Forestry to study ways to address the decline in numbers of minority and small farmers in Louisiana.

Reported without amendments.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 294 by Representative Chandler:

Representatives Chandler, Martiny and Townsend.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 315 by Representative LaFleur:

Representatives LaFleur, Quezaire and Pitre.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 498 by Representative Anders:

Representatives Anders, Pinac and Walsworth.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 499 by Representative K. Carter:

Representatives K. Carter, Richmond and Farrar.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 535 by Representative Anders:

Representatives Anders, Durand and DeWitt.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 552 by Representative Frith:

Representatives Frith, Baylor and Lambert.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 632 by Representative Strain:

Representatives Strain, Durand and R. Carter.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 846 by Representative Bruce:

Representatives Bruce, Toomy and Salter.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 961 by Representative Damico:

Representatives Damico, Ansardi and Salter.

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

**Introduction of Resolutions,  
Senate and Concurrent**

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

**SENATE RESOLUTION NO. 128—  
BY SENATOR BROOME**

**A RESOLUTION**

To urge and request the Department of Social Services to utilize the facilities at the Gillis W. Long Center at Carville, Louisiana, to house sex offenders in the event of an evacuation necessitated by a declaration of disaster or emergency.

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

**SENATE RESOLUTION NO. 129—**

BY SENATOR HINES

A 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.

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

**SENATE RESOLUTION NO. 130—**

BY SENATOR ELLINGTON

A RESOLUTION

To urge and request the Senate Committee on Finance to study the fiscal impact of state supplemental pay for emergency medical technicians.

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

**SENATE RESOLUTION NO. 131—**

BY SENATOR NEVERS

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Air Force Senior Airman Elizabeth Ann Loncki upon her death in ground combat in Operation Iraqi Freedom.

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

**SENATE RESOLUTION NO. 132—**

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

A RESOLUTION

To express the solemn and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of nine heroic Charleston, South Carolina fire fighters, all of whom were proud professional fire fighters; to record for posterity the enduring admiration of the members of the Louisiana Senate for a life of commitment to the fire service within their community.

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

**SENATE RESOLUTION NO. 133—**

BY SENATOR HINES

A RESOLUTION

To urge and request the Louisiana State Board of Social Work Examiners to clarify rules and regulations governing the scope of practice of graduate social workers to resolve questions that have arisen regarding the ability of graduate social workers to provide psychotherapy services.

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

**SENATE RESOLUTION NO. 134—**

BY SENATOR BAJOIE

A RESOLUTION

To commend Gilda Nell Compton Williams for twenty-eight years of physical educational teaching to the children of the Jefferson Parish and St. Charles Parish school systems.

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

**SENATE CONCURRENT RESOLUTION NO. 122—**

BY SENATOR MALONE

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Ronald Stewart Wehlander.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr President	Duplessis	Malone
Adley	Dupre	Marionneaux
Amedee	Ellington	McPherson
Barham	Fontenot	Michot
Broome	Gautreaux B	Mount
Cain	Gautreaux N	Murray
Cassidy	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen

Total - 30

NAYS

Total - 0

ABSENT

Bajoie	Jackson	Schedler
Boasso	Jones	Shepherd
Fields	Nevers	Ullo

Total - 9

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

**SENATE CONCURRENT RESOLUTION NO. 123—**

BY SENATOR JACKSON

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Finance and the House Committee on Appropriations to meet and function as a joint committee to study and make recommendations with respect to including as part of the General Appropriations Bill the annual tax exemption budget.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fontenot	Michot
Barham	Gautreaux B	Mount
Broome	Gautreaux N	Murray
Cain	Heitmeier	Quinn
Cassidy	Hollis	Romero
Chaisson	Jackson	Smith
Cheek	Kostelka	Theunissen
Cravins	Lentini	
Duplessis	Malone	

Total - 31

NAYS

Total - 0

ABSENT

Bajoie	Jones	Shepherd
Boasso	Nevers	Ullo
Fields	Schedler	

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. 126—  
BY SENATOR MCPHERSON**

**A RESOLUTION**

To commend Mrs. Lisa A. Deaton, for her many years of outstanding service and dedication to the Louisiana Department of Health and Hospitals, most recently as the director of the health standards section, and to congratulate her on the occasion of her much deserved retirement.

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

**SENATE RESOLUTION NO. 127—  
BY SENATOR QUINN**

**A RESOLUTION**

To commend Cox Communications, Inc. and its peers in the cable industry for their efforts to promote New Orleans tourism through donated advertising time to the entire nation.

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

**Messages from the House**

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

**Message from the House**

**ASKING CONCURRENCE IN  
HOUSE CONCURRENT RESOLUTIONS**

June 26, 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. 164—  
BY REPRESENTATIVES JEFFERSON AND GRAY  
A CONCURRENT RESOLUTION**

To direct the Louisiana Recovery Authority to quickly calculate benefits for pending applicants for The Road Home grants and request that one billion dollars in state funds be made available for the program.

**HOUSE CONCURRENT RESOLUTION NO. 262—  
BY REPRESENTATIVE TOOMY  
A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to promulgate rules and regulations relative to certain discipline procedures for students with disabilities that are in compliance with the requirements of the Individuals with Disabilities Education Act as reauthorized in 2004.

**HOUSE CONCURRENT RESOLUTION NO. 263—  
BY REPRESENTATIVE MICKY GUILLORY  
A CONCURRENT RESOLUTION**

To urge and request the governor and the Louisiana Legislature during the 2008 Regular Session to consider the establishment of a Dolly Parton Imagination Library.

**HOUSE CONCURRENT RESOLUTION NO. 264—  
BY REPRESENTATIVE ERDEY  
A CONCURRENT RESOLUTION**

To commend Seale Funeral Service upon the celebration of its fiftieth year in business.

**HOUSE CONCURRENT RESOLUTION NO. 266—  
BY REPRESENTATIVE ELCIE GUILLORY  
A CONCURRENT RESOLUTION**

To recognize July 14 and July 15 as Zion Tabernacle Baptist Church Days.

**HOUSE CONCURRENT RESOLUTION NO. 265—  
BY REPRESENTATIVE TOWNSEND  
A CONCURRENT RESOLUTION**

To create the Louisiana Recreational Freshwater Fishing Task Force to advise the Department of Wildlife and Fisheries and other policymaking bodies on fishing issues and to provide for its membership and responsibilities.

**HOUSE CONCURRENT RESOLUTION NO. 156—  
BY REPRESENTATIVE GREENE  
A CONCURRENT RESOLUTION**

To direct the Department of Transportation and Development to remove barricades and reactivate all traffic lights at the intersection of Florida Boulevard and Cora Drive, including service roads to the north and south, in East Baton Rouge Parish.

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

**House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 156—  
BY REPRESENTATIVE GREENE  
A CONCURRENT RESOLUTION**

To direct the Department of Transportation and Development to remove barricades and reactivate all traffic lights at the intersection of Florida Boulevard and Cora Drive, including service roads to the north and south, in East Baton Rouge Parish.

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

**HOUSE CONCURRENT RESOLUTION NO. 164—  
BY REPRESENTATIVES JEFFERSON AND GRAY  
A CONCURRENT RESOLUTION**

To direct the Louisiana Recovery Authority to quickly calculate benefits for pending applicants for The Road Home grants and request that one billion dollars in state funds be made available for the program.

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

**HOUSE CONCURRENT RESOLUTION NO. 262—  
BY REPRESENTATIVE TOOMY  
A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to promulgate rules and regulations relative to certain discipline procedures for students with disabilities that are in compliance with the requirements of the Individuals with Disabilities Education Act as reauthorized in 2004.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr President	Ellington	Marionneau
Adley	Fields	McPherson
Amedee	Fontenot	Michot
Broome	Gautreaux B	Mount
Cain	Gautreaux N	Murray
Cassidy	Heitmeier	Quinn
Chaisson	Hollis	Romero
Cheek	Jackson	Smith
Cravins	Kostelka	Theunissen
Duplessis	Lentini	Ullo
Dupre	Malone	
Total - 32		

**NAYS**

Total - 0

**ABSENT**

Bajoie	Jones	Shepherd
Barham	Nevers	
Boasso	Schedler	
Total - 7		

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

**HOUSE CONCURRENT RESOLUTION NO. 263—**

BY REPRESENTATIVE MICKEY GUILLORY

**A CONCURRENT RESOLUTION**

To urge and request the governor and the Louisiana Legislature during the 2008 Regular Session to consider the establishment of a Dolly Parton Imagination Library.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fontenot	Mount
Barham	Gautreaux B	Murray
Broome	Gautreaux N	Quinn
Cain	Hollis	Romero
Cassidy	Jackson	Smith
Chaisson	Kostelka	Theunissen
Cheek	Lentini	Ullo
Cravins	Malone	
Duplessis	Marionneau	
Total - 31		

**NAYS**

Total - 0

**ABSENT**

Bajoie	Heitmeier	Schedler
Boasso	Jones	Shepherd
Fields	Nevers	
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. 264—**

BY REPRESENTATIVE ERDEY

**A CONCURRENT RESOLUTION**

To commend Seale Funeral Service upon the celebration of its fiftieth year in business.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bajoie	Nevers	Shepherd
Boasso	Schedler	
Total - 5		

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

**HOUSE CONCURRENT RESOLUTION NO. 265—**

BY REPRESENTATIVE TOWNSEND

**A CONCURRENT RESOLUTION**

To create the Louisiana Recreational Freshwater Fishing Task Force to advise the Department of Wildlife and Fisheries and other policymaking bodies on fishing issues and to provide for its membership and responsibilities.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

June 26, 2007

ABSENT

Bajoie Nevers Shepherd
Boasso Schedler
Total - 5

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

HOUSE CONCURRENT RESOLUTION NO. 266—

BY REPRESENTATIVE ELCIE GUILLORY

A CONCURRENT RESOLUTION

To recognize July 14 and July 15 as Zion Tabernacle Baptist Church Days.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie Nevers Shepherd
Boasso Schedler
Total - 5

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

House Concurrent Resolutions on Second Reading

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

HOUSE CONCURRENT RESOLUTION NO. 47—

BY REPRESENTATIVE WHITE AND SENATOR FONTENOT

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 16 and Cecil Drive in Watson.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Ellington Marionneaux
Adley Fields McPherson
Amedee Fontenot Michot

Barham Gautreaux B Mount
Broome Gautreaux N Murray
Cain Heitmeier Quinn
Cassidy Hollis Romero
Chaisson Jackson Shepherd
Cheek Jones Smith
Cravins Kostelka Theunissen
Duplessis Lentini Ullo
Dupre Malone
Total - 35

NAYS

Total - 0

ABSENT

Bajoie Nevers
Boasso Schedler
Total - 4

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

HOUSE CONCURRENT RESOLUTION NO. 52—

BY REPRESENTATIVES JACK SMITH, PIERRE, AND ST. GERMAIN AND SENATORS MALONE AND MCPHERSON

A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to change the symbols used to denote degrees, minutes, and seconds in provisions of law to words.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Natural Resources.

HOUSE CONCURRENT RESOLUTION NO. 97—

BY REPRESENTATIVE BEARD

A CONCURRENT RESOLUTION

To express the intent of the legislature regarding Act No. 849 of the 2006 Regular Session of the Legislature.

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

HOUSE CONCURRENT RESOLUTION NO. 106—

BY REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to ensure the passage of the Online Pharmacy Consumer Protection Act of 2007.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie  
Boasso  
Total - 4

Kostelka  
Nevers

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

**HOUSE CONCURRENT RESOLUTION NO. 152—**  
BY REPRESENTATIVES FANNIN AND STRAIN  
A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to research the use of incentive packages to recruit qualified family practitioners to rural areas and report its findings and recommendations to the legislature by March 1, 2008.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie  
Total - 3

Boasso

Nevers

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

**HOUSE CONCURRENT RESOLUTION NO. 191—**  
BY REPRESENTATIVE PINAC  
A CONCURRENT RESOLUTION

To recognize the state's substantial interest in exercising its powers and the powers delegated to the state by the Twenty-First Amendment to the Constitution of the United States and in regulating the structure of the state's alcoholic beverage industry, including the activities of manufacturers, importers, wholesalers, retailers, and e-commerce merchants, the method by which alcoholic beverages are marketed, and influences that affect consumption levels of beverage alcohol by the people of the state.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr President	Ellington	Michot
Adley	Fields	Mount

Amedee	Fontenot	Murray
Barham	Gautreaux B	Quinn
Broome	Gautreaux N	Romero
Cain	Hollis	Schedler
Cassidy	Jackson	Shepherd
Chaisson	Jones	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Duplessis	Marionneaux	
Dupre	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Bajoie	Heitmeier	Nevers
Boasso	Kostelka	
Total - 5		

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

**HOUSE CONCURRENT RESOLUTION NO. 198—**  
BY REPRESENTATIVES HUTTER AND GRAY  
A CONCURRENT RESOLUTION

To direct the office of community development in the division of administration to adopt more stringent performance standards and penalties in The Road Home contract; and to provide for other matters pertaining thereto.

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

**HOUSE CONCURRENT RESOLUTION NO. 201—**  
BY REPRESENTATIVE K. CARTER  
A CONCURRENT RESOLUTION

To create and provide with respect to the Medication Access and Cost Study Committee to study and make recommendations with respect to medication access, cost, and delivery.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie	Kostelka
Boasso	Nevers
Total - 4	

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

June 26, 2007

**HOUSE CONCURRENT RESOLUTION NO. 215—**  
BY REPRESENTATIVE DOWNS

**A CONCURRENT RESOLUTION**

To express the concern of the Louisiana Legislature on the utilization of excessive traffic law enforcement "speed traps" by local law enforcement agencies and local governing authorities as a way to raise revenue.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bajoie	Kostelka
Boasso	Nevers
Total - 4	

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

**HOUSE CONCURRENT RESOLUTION NO. 216—**

BY REPRESENTATIVE MONTGOMERY

**A CONCURRENT RESOLUTION**

To direct the Louisiana State Board of Dentistry to enforce the provisions of R.S. 37:776(D) which require the board to promulgate rules and regulations providing for the expungement of first-time advertising offenses from a licensee's record after a period of three years from the date of the offense if certain requirements are met.

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

**NAYS**

Total - 0

**ABSENT**

Bajoie	Kostelka
Boasso	Nevers
Total - 4	

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

**HOUSE CONCURRENT RESOLUTION NO. 231—**

BY REPRESENTATIVE GRAY

**A CONCURRENT RESOLUTION**

To direct the entities named in R.S. 17:1519.9 to conduct a meeting by July 30, 2007, update the bylaws to properly reflect those entities currently participating in the cooperative endeavor agreement, and submit the minutes of the meetings to the speaker of the House of Representatives, president of the Senate, and House and Senate health and welfare committees.

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

**HOUSE CONCURRENT RESOLUTION NO. 257—**

BY REPRESENTATIVE MICKEY GULLORY

**A CONCURRENT RESOLUTION**

To commend and congratulate Dr. Ward M. Bellard for over fifty years of service to the community of Church Point.

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

**NAYS**

Total - 0

**ABSENT**

Bajoie	Nevers
Total - 2	

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

**HOUSE CONCURRENT RESOLUTION NO. 258—**

BY REPRESENTATIVE DORSEY

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to take such actions as are necessary to examine the provisions of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to provide prenatal care to immigrants.

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



**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bajoie	Nevers
Total - 2	

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

**HOUSE CONCURRENT RESOLUTION NO. 259—**

BY REPRESENTATIVES RICHMOND AND K. CARTER

**A CONCURRENT RESOLUTION**

To urge and request the boards of the Property Insurance Association of Louisiana, the Louisiana Automobile Insurance Plan, and the Louisiana Citizens Property Insurance Corporation to fully comply with the state audit law, including requesting the board of the Louisiana Citizens Property Insurance Corporation to meet on or before Thursday, June 28, 2007, on this matter.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bajoie	Nevers
Total - 2	

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

**HOUSE CONCURRENT RESOLUTION NO. 260—**

BY REPRESENTATIVES KLECKLEY, FRITH, GEYMAN, ELCIE GULLORY, HILL, JOHNS, AND MORRISH AND SENATORS CAIN, MOUNT, AND THEUNISSEN

**A CONCURRENT RESOLUTION**

To commend George Heard, Executive Director of the Chennault International Airport Authority at Lake Charles, upon his retirement.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bajoie	Nevers
Total - 2	

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

**HOUSE CONCURRENT RESOLUTION NO. 261—**

BY REPRESENTATIVE CAZAYOUX

**A CONCURRENT RESOLUTION**

To urge and request the House Committee on Administration of Criminal Justice, the Senate Judiciary B Committee, and the Senate Judiciary C Committee to meet and function as a joint committee to study issues relating to the reduction of sex-related crimes in this state.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

June 26, 2007

NAYS

Total - 0

ABSENT

Bajoie Nevers
Total - 2

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

Reconsideration

On motion of Senator Marionneau, pursuant to the previous notice given, the vote by which the following bill failed to pass on Monday, June 25, 2007, was reconsidered.

HOUSE BILL NO. 495—

BY REPRESENTATIVES TOWNSEND, ARNOLD, BALDONE, FARRAR, FAUCHEUX, HONEY, KENNEY, MCDONALD, MONTGOMERY, RITCHIE, AND JANE SMITH

AN ACT

To enact R.S. 47:297.7, relative to the individual income tax; to provide for an income tax exclusion for income derived from certain artistic works; to provide for certain definitions; to provide for certain limitations; to authorize the promulgation of rules and regulations; to authorize the establishment of a program within the Department of Culture, Recreation and Tourism; to provide for an effective date; and to provide for related matters.

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

Reconsideration

On motion of Senator Marionneau, pursuant to the previous notice given, the vote by which the following bill failed to pass on Monday, June 25, 2007, was reconsidered.

HOUSE BILL NO. 867—

BY REPRESENTATIVES WILLIAMS, TOWNSEND, AND QUEZAIRE

AN ACT

To enact R.S. 27:311.10 and to repeal R.S. 27:311.9, relative to the Video Draw Poker Devices Control Law; to provide for a reduction in processing fees for video draw poker licenses issued to qualified truck stop facilities under certain circumstances; to provide for restrictions; to authorize the promulgation of rules; to repeal the exemption from the video poker processing fee when the Louisiana Gaming Control Board determines certain facts are applicable; and to provide for related matters.

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

Motion to Consider

Senator Barham moved the adoption of a motion to allow the Senate to consider House Bill No. 944 on Third Reading and Final Passage after the 57th calendar day, pursuant to the consent of the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Ellington McPherson
Adley Fields Michot
Amedee Fontenot Mount
Barham Gautreaux B Murray
Boasso Gautreaux N Quinn

Broome Hollis Romero
Cassidy Jackson Schedler
Chaisson Jones Shepherd
Cheek Kostelka Smith
Cravins Lentini Theunissen
Duplessis Malone Ullo
Dupre Marionneau
Total - 35

NAYS

Total - 0

ABSENT

Bajoie Heitmeier
Cain Nevers
Total - 4

The Chair declared that the motion to allow the Senate to consider House Bill No. 944 after the 57th calendar day was adopted and the bill may be considered pursuant to the consent of the House.

Senate Concurrent Resolutions Returned from the House of Representatives with Amendments

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

SENATE CONCURRENT RESOLUTION NO. 8—

BY SENATORS HEITMEIER AND HINES

A CONCURRENT RESOLUTION

To urge and request each public postsecondary education institution to develop and implement a comprehensive emergency response and crisis communication plan and be prepared to respond in a decisive, timely, and appropriate manner to emergency and life-threatening situations and events that may occur on campus.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Engrossed Senate Concurrent Resolution No. 8 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 7, after "each" and before "shall" change "institution of higher education" to "public postsecondary education institution"

AMENDMENT NO. 2

On page 2, line 10, after "developing" and before "emergency" change "their" to "its"

AMENDMENT NO. 3

On page 2, at the end of line 10, change "communications plans." to "communication plan."

AMENDMENT NO. 4

On page 2, line 12, after "education," and before "the" insert "the presiding officer of"

AMENDMENT NO. 5

On page 2, line 16, after "Colleges" and before "and" insert a comma "

AMENDMENT NO. 6

On page 2, line 18, after "each" and before "postsecondary" insert "public"

AMENDMENT NO. 7

On page 2, at the beginning of line 24, change "30" to "thirty"

AMENDMENT NO. 8

On page 2, line 25, after "each" and before "postsecondary" insert "public"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bajoie	Nevers
Total - 2	

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

**SENATE CONCURRENT RESOLUTION NO. 31—**

BY SENATORS MCPHERSON, ELLINGTON AND SMITH  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development, in cooperation and consultation with local governing authorities, to begin a study of the feasibility and development of a beltway around the cities of Alexandria and Pineville.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original Senate Concurrent Resolution No. 31 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 3, after "local governing authorities," delete the remainder of the line and insert "to evaluate the "

AMENDMENT NO. 2

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

AMENDMENT NO. 3

On page 1, at the beginning of line 17, delete "determine the feasibility of constructing" and insert "there is a need to evaluate the construction of"

AMENDMENT NO. 4

On page 2, line 2, after "to" delete the remainder of the line and insert "consider the"

AMENDMENT NO. 5

On page 2, line 5, after "following" delete "in its study"

AMENDMENT NO. 6

On page 2, line 11, after "the" delete the remainder of the line

AMENDMENT NO. 7

On page 2, line 16, after "than" delete the remainder of the line and delete lines 17 through 19 in their entirety and insert "July 1, 2008."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bajoie	Nevers
Total - 2	

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

**SENATE CONCURRENT RESOLUTION NO. 41—**

BY SENATORS N. GAUTREAU, HINES, ADLEY, CAIN, CRAVINS, MURRAY, NEVERS, ROMERO, SMITH AND THEUNISSEN  
A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana Community and Technical Colleges to submit written quarterly reports to the Senate Select Committee on Vocational-Technical Education, the Senate Committee on Education, and the House Committee on Education regarding the progress made in implementing the plan for regional coordination and support of the campuses comprising the Louisiana Technical College.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original Senate Concurrent Resolution No. 41 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "of" and before "Community" delete "Louisiana"

AMENDMENT NO. 2

On page 1, at the end of line 14, delete "Louisiana"

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AMENDMENT NO. 3

On page 1, line 16, after "February 15," and before "and" change "2006" to "2006,"

AMENDMENT NO. 4

On page 2, line 4, after "of" and before "Community" delete "Louisiana"

AMENDMENT NO. 5

On page 2, line 11, after "Supervisors of" and before "Community" delete "Louisiana"

AMENDMENT NO. 6

On page 2, at the end of line 17, change "the Board" to "the chairman of the Board"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie	Nevers
Total - 2	

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

SENATE CONCURRENT RESOLUTION NO. 58— BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To create the Louisiana Task Force on Domestic Violence to study current law, policies, and practices in response to domestic and dating violence and make recommendations for legislation to the Legislature of Louisiana no later that March 1, 2008.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original Senate Concurrent Resolution No. 58 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "create the Louisiana Task Force on Domestic Violence" and insert the following: "urge and request the Senate Committee on Judiciary C and the House Committee on

Administration of Criminal Justice to meet and function as a joint committee"

AMENDMENT NO. 2

On page 1, line 4, after "no later" change "that" to "than"

AMENDMENT NO. 3

On page 1, at the end of line 8, change "for" to "during"

AMENDMENT NO. 4

On page 1, line 14, after "it is estimated" insert "that"

AMENDMENT NO. 5

On page 1, line 17, change "the" to "a"

AMENDMENT NO. 6

On page 2, at the end of line 2, delete "creates" and at the beginning of line 3, delete "the Louisiana Task Force on Domestic Violence" and insert the following: "urges and requests the Senate Committee on Judiciary C and the House Committee on Administration of Criminal Justice to meet and function as a joint committee"

AMENDMENT NO. 7

On page 2, delete lines 5 through 30 and delete page 3 and on page 4, delete lines 1 through 5 and insert the following:

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

(1) The executive director, president, and legislative consultant of the Louisiana Coalition Against Domestic Violence.

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

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

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

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

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

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

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

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

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

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

(12) A representative of the Louisiana Hearing Officers Association to be selected by the president of that association.

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

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

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

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

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

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

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

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

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

(22) The attorney general.  
 BE IT FURTHER RESOLVED that the joint committee shall hold its first meeting no later than September 17, 2007.  
 BE IT FURTHER RESOLVED that the joint committee shall hold regular meetings and shall meet at least quarterly."

AMENDMENT NO. 8  
 On page 4, line 6, change "task force" to "joint committee"

AMENDMENT NO. 9  
 On page 4, line 11, change "Battered" to "former Battered"

AMENDMENT NO. 10  
 On page 4, line 15, delete "office on women's policy in the office of the governor" and insert "governor's office on women's policy"

AMENDMENT NO. 11  
 On page 4, line 18, change "Officer's" to "Officers"

AMENDMENT NO. 12  
 On page 4, line 20, delete "Association"

AMENDMENT NO. 13  
 On page 4, line 22, after "director of the" delete the remainder of the line and at the beginning of line 23, delete "Association," and insert "Association of Louisiana Chiefs of Police,"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bajoie	Nevers
Total - 2	

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

**Senator Heitmeier in the Chair**

**SENATE CONCURRENT RESOLUTION NO. 64—**  
 BY SENATOR JONES

**A CONCURRENT RESOLUTION**

To urge and request every mayor, sheriff and chief of police for the state of Louisiana to make available the opportunity for every person who has been arrested, but not convicted of a crime, the right to vote absentee in the fall 2007 election.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Concurrent Resolution No. 64 by Senator Jones

AMENDMENT NO. 1  
 On page 1, line 3, change "who has been arrested," to "who is incarcerated,"

AMENDMENT NO. 2  
 On page 1, line 4, change "the fall 2007 election." to "all elections."

AMENDMENT NO. 3  
 On page 2, line 1, change "who has been arrested," to "who is incarcerated,"

AMENDMENT NO. 4  
 On page 2, line 2, change "the fall 2007 election." to "all elections."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr President	Duplessis	Jones
Broome	Dupre	Lentini
Cain	Fields	McPherson
Cassidy	Gautreaux B	Murray
Chaisson	Heitmeier	Shepherd
Cravins	Jackson	Ullo
Total - 18		

**NAYS**

Amedee	Hollis	Quinn
Barham	Kostelka	Romero
Ellington	Malone	Schedler
Fontenot	Michot	Smith
Gautreaux N	Mount	Theunissen
Total - 15		

**ABSENT**

Adley	Boasso	Marionneaux
Bajoie	Cheek	Nevers
Total - 6		

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

**Notice Regarding Vote**

Senator Ullo stated he had voted in error on Senate Concurrent Resolution No. 64. He voted yea on the motion to concur in the House amendments and had intended to vote nay. He asked that the Official Journal so state.

**Notice Regarding Vote**

Senator Cain stated he had voted in error on Senate Concurrent Resolution No. 64. He voted yea on the motion to concur in the House amendments and had intended to vote nay. He asked that the Official Journal so state.

June 26, 2007

**SENATE CONCURRENT RESOLUTION NO. 67—**  
BY SENATOR BROOME

**A CONCURRENT RESOLUTION**

To establish a statewide Task Force on Poverty to outline comprehensive approaches for reducing poverty with tangible goals in mind.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original Senate Concurrent Resolution No. 67 by Senator Broome

AMENDMENT NO. 1

On page 1, line 9, after "accounted" and before "a" insert "for"

AMENDMENT NO. 2

On page 2, line 10, change "loose" to "lose"

AMENDMENT NO. 3

On page 2, line 13, after "States" and before "most" insert a comma ", "

AMENDMENT NO. 4

On page 2, line 19, change "IF" to "IT"

AMENDMENT NO. 5

On page 3, line 7, after "House" and before the period "." insert "of Representatives"

AMENDMENT NO. 6

On page 3, line 10, after "Parish" delete "and its members shall serve terms of two years"

AMENDMENT NO. 7

On page 3, line 15, change "collaborative" to "task force"

AMENDMENT NO. 8

On page 3, line 19, after "recommendations" and before "and" insert "no later than February 1<sup>st</sup> of each year to the House and Senate Health and Welfare Committees and the governor"

AMENDMENT NO. 9

On page 3, line 20, change "January 1, 2008" to "January 1<sup>st</sup> of each year"

AMENDMENT NO. 10

On page 3, line 22, change "is" to "are"

AMENDMENT NO. 11

On page 3, line 25, change "committee" to "task force"

AMENDMENT NO. 12

On page 3, line 28, change "IF" to "IT"

AMENDMENT NO. 13

On page 3, line 29, change "committees on health and welfare" to "Committees on Health and Welfare"

AMENDMENT NO. 14

On page 3, line 30, after "the" and before "Louisiana" insert "executive director of the"

AMENDMENT NO. 15

On page 4, line 6, after "House" and before the period "." insert "of Representatives"

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original Senate Concurrent Resolution No. 67 by Senator Broome

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "establish a statewide Task Force on Poverty to outline" and insert the following: "urge and request the Senate Committee on Health and Welfare and the House Committee on Health and Welfare to meet and function as a joint committee to study and annually submit a report and recommendations to the legislature and the governor regarding"

AMENDMENT NO. 2

On page 2, at the beginning of line 17, delete "establish the Task Force on Poverty to outline" and insert the following: "urge and request the Senate Committee on Health and Welfare and the House Committee on Health and Welfare to meet and function as a joint committee to study and annually submit a report and recommendations to the legislature and the governor regarding"

AMENDMENT NO. 3

On page 2, line 19, after "RESOLVED that the" delete the remainder of the line and delete line 20 and insert the following: "joint committee shall seek advice, input, and recommendations from the following:"

AMENDMENT NO. 4

Delete House Committee Amendment No. 5 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 14, 2007

AMENDMENT NO. 5

On page 2, delete lines 21 through 30 and on page 3, delete lines 1 through 8 and insert the following:

- (1) The secretary of the Department of Social Services, or her designee.
- (2) One representative of the Louisiana State Medical Society.
- (3) The secretary of the Department of Health and Hospitals, or his designee.
- (4) The secretary of the Department of Labor, or his designee.
- (5) The secretary of the Department of Economic Development, or his designee.
- (6) The secretary of the Louisiana Department of Education, or his designee.
- (7) The commissioner of insurance, or his designee.
- (8) The attorney general, or his designee.
- (9) The secretary of the Department of Revenue, or her designee.
- (10) The governor's legislative policy director.
- (11) The chairman of the Louisiana Human Rights Commission.
- (12) Any other persons considered appropriate by the chair or the joint committee."

AMENDMENT NO. 6

Delete House Committee Amendment No. 6 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 14, 2007

AMENDMENT NO. 7

Delete House Committee Amendment No. 7 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 14, 2007

AMENDMENT NO. 8

On page 3, delete lines 9 through 16

AMENDMENT NO. 9

On page 3, line 17, change "task force" to "joint committee"

AMENDMENT NO. 10

Delete House Committee Amendments Nos. 8 and 9 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 14, 2007

AMENDMENT NO. 11

On page 3, delete lines 19 and 20, and insert the following: "joint committee shall submit an annual report to the legislature and the governor no later than January 1<sup>st</sup> of each year and shall submit its

recommendations to the legislature and the governor no later than February 1<sup>st</sup> of each year."

AMENDMENT NO. 12

Delete House Committee Amendment No. 10 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 14, 2007

AMENDMENT NO. 13

On page 3, delete lines 21 through 24

AMENDMENT NO. 14

Delete House Committee Amendment No. 11 proposed by the House Committee on Health and Welfare and adopted by the House of Representatives on June 14, 2007

AMENDMENT NO. 15

On page 3, line 25, change "committee" to "joint committee"

AMENDMENT NO. 16

On page 3, line 26, after "effectuate its purposes" delete the remainder of the line and delete line 27 and insert a period "."

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie Nevers  
Total - 2

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

**SENATE CONCURRENT RESOLUTION NO. 91—**

BY SENATOR LENTINI

A CONCURRENT RESOLUTION

To urge and request the judicial council to study case filing and other data used to determine the need for judgeships and reporting on judicial performance, and to report its findings and recommendations to the legislature no later than March 14 of each year.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original Senate Concurrent Resolution No. 91 by Senator Lentini

AMENDMENT NO. 1

On page 1, line 2, after "request the" and before "judicial" insert "Supreme Court of Louisiana in conjunction with the"

AMENDMENT NO. 2

On page 1, line 13, after "WHEREAS, the" and before "Judicial" insert "Supreme Court of Louisiana in conjunction with the"

AMENDMENT NO. 3

On page 2, line 16, after "data the" and before "judicial" insert "Supreme Court of Louisiana in conjunction with the"

AMENDMENT NO. 4

On page 2, line 23, after "requests the" and before "judicial" insert "Supreme Court of Louisiana in conjunction with the"

AMENDMENT NO. 5

On page 3, line 6, after "sent to the" and before "Judicial" insert "Supreme Court of Louisiana and the"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie Nevers  
Total - 2

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

**SENATE CONCURRENT RESOLUTION NO. 97—**

BY SENATOR N. GAUTREAUX

A CONCURRENT RESOLUTION

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

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Concurrent Resolution No. 97 by Senator N. Gautreaux

June 26, 2007

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert "urge and request the Senate Committee on Health and Welfare and the House Committee on Health and Welfare to meet and function as a joint committee to study the medical staffing"

AMENDMENT NO. 2

On page 2, at the end of line 9, delete "must"

AMENDMENT NO. 3

On page 2, delete line 23 and insert "urge and request the Senate Committee on Health and Welfare and the House Committee on Health and Welfare to meet and function as a joint committee to study the medical staffing"

AMENDMENT NO. 4

On page 2, line 28, after "RESOLVED" delete the remainder of the line and delete lines 29 and 30 and delete page 3 and on page 4, delete line 1 and insert the following: "that the joint committee shall seek the advice, input, and recommendations of the following:

- (1) The Department of Health and Hospitals.
(2) The Louisiana Health Care Commission.
(3) The Louisiana Hospital Association.
(4) The Louisiana State Board of Nursing.
(5) The Louisiana Staffing Association.
(6) The Louisiana State Medical Society.
(7) The Louisiana State Nurses Association.
(8) The Louisiana State Board of Practical Nurse Examiners.

BE IT FURTHER RESOLVED that the joint committee shall hold its first meeting on the study no later than July 31, 2007.

BE IT FURTHER RESOLVED that the joint committee may seek the assistance of the Department of Health and Hospitals in the conduct of the study.

BE IT FURTHER RESOLVED that the joint committee shall conduct such research and such hearings as it shall deem appropriate, and shall submit a report of its findings and recommendations, along with drafts of any proposed legislation, to the governor and the legislature no later than December 31, 2007."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Ellington, McPherson. Lists names like Mr President, Adley, Amedee, Barham, Boasso, Broome, Cain, Cassidy, Chaisson, Cheek, Cravins, Duplessis, Dupre, Total - 37.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Nevers. Lists Bajojie, Total - 2.

The Chair declared the amendments proposed by the House were concurred in. Senator N. Gautreaux moved to reconsider the

vote by which the amendments were concurred in and laid the motion on the table.

Rules Suspended

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

House Concurrent Resolutions on Second Reading, Subject to Call

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

Called from the Calendar

Senator Murray asked that House Concurrent Resolution No. 231 be called from the Calendar at this time.

HOUSE CONCURRENT RESOLUTION NO. 231—

BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To direct the entities named in R.S. 17:1519.9 to conduct a meeting by July 30, 2007, update the bylaws to properly reflect those entities currently participating in the cooperative endeavor agreement, and submit the minutes of the meetings to the speaker of the House of Representatives, president of the Senate, and House and Senate health and welfare committees.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed House Concurrent Resolution No. 231 by Representative Gray

AMENDMENT NO. 1

On page 1, line 2, change "direct" to "urge and request"

AMENDMENT NO. 2

On page 3, line 22, change "direct" to "urge and request"

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Ellington, McPherson. Lists names like Mr President, Adley, Amedee, Barham, Boasso, Broome, Cain, Cassidy, Chaisson, Cheek, Cravins, Duplessis, Dupre, Total - 38.

NAYS

Total - 0

ABSENT



Bajoie  
Total - 1

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

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

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

**SENATE BILL NO. 1—**

BY SENATORS MCPHERSON, CHEEK, BAJOIE, CHAISSON, N. GAUTREAU, BROOME, CASSIDY, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, B. GAUTREAU, HINES, HOLLIS, JACKSON, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MICHOT, MURRAY, NEVERS, ROMERO, SHEPHERD, SMITH AND ULLO AND REPRESENTATIVES JACKSON, GRAY AND DURAND  
AN ACT

To amend and reenact Chapter 8-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:978 through 979, relative to health care reform for Medicaid recipients and low-income uninsured citizens; to enact the Health Care Reform Act of 2007; to provide for definitions; to provide for legislative intent; to provide for implementation of a health care delivery system to provide a continuum of evidence-based, quality driven health care services; to provide for review and approval of proposed plans; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 1 by Senator McPherson

**AMENDMENT NO. 1**

On page 3, line 2, between "of" and "primary" insert "**public, private, or public and private**" and after "**hospital providers**" insert "**that are willing to participate in the integrated system and meet participation criteria**"

**AMENDMENT NO. 2**

On page 4, line 17, between "**Services**" and "**for**" insert a comma " , "

**AMENDMENT NO. 3**

On page 4, line 25, change "**provision**" to "**provisions**"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 38

NAYS

Total - 0

ABSENT

Bajoie  
Total - 1

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

**SENATE BILL NO. 21—**

BY SENATORS SMITH AND NEVERS  
AN ACT

To amend and reenact R.S. 3:4411(A), relative to the timber severance tax; to increase the portion of the timber severance tax allocated to the state which is dedicated to the Forestry Productivity Fund; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 21 by Senator Smith

**AMENDMENT NO. 1**

On page 1, after line 12, insert the following:

"Section 2. The provisions of this Act shall become effective on July 1, 2008. The provisions of this Act shall become null, void, and of no effect on July 1, 2010. "

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 38

NAYS

Total - 0

ABSENT

Bajoie  
Total - 1

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

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SENATE BILL NO. 26—

BY SENATORS NEVERS, ADLEY, DUPLESSIS, DUPRE, N. GAUTREAU, KOSTELKA, MALONE, MARIONNEAUX, MICHOT, MOUNT AND MURRAY

AN ACT

To amend and reenact R.S. 47:337.10(I), relative to the sales and use tax of political subdivisions; to expand the option of political subdivisions to exclude from its tax certain farm business related property; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 26 by Senator Nevers

AMENDMENT NO. 1

On page 2, line 3, following "from" and before "tax" change "its" to "their"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Bajoie Total - 1

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

SENATE BILL NO. 31—

BY SENATOR MURRAY AND REPRESENTATIVE K. CARTER

AN ACT

To repeal R.S. 33:9038.51, relative to the creation of the World Trade Center Taxing Center Taxing District as a special taxing and tax increment financing district in the parish of Orleans; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 31 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, following "World Trade Center" delete "Taxing Center"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Bajoie Total - 1

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

SENATE BILL NO. 34—

BY SENATOR DUPRE

AN ACT

To enact R.S. 33:7713, relative to special districts; to impose a tapping fee for the Consolidated Waterworks District No. 1 of Terrebonne Parish; to provide for the boundaries, purpose and governance of the fee; to provide for imposition of the fee; to provide for costs analysis; to provide for notice; to provide for an effective date; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 34 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 14, change "must" to "shall"

AMENDMENT NO. 2

On page 5, line 8, change "said" to "the"

AMENDMENT NO. 3

On page 5, line 11, change "Said" to "Such"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Bajoie  
Total - 1

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

**SENATE BILL NO. 53—**

BY SENATORS DUPRE, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, B. GAUTREUX, N. GAUTREUX, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MICHOT, MOUNT, MURRAY, QUINN, ROMERO, SCHEDLER, SHEPHERD, THEUNISSEN AND ULLO AND REPRESENTATIVES BALDONE AND DARTEZ

**AN ACT**

To enact Subpart F-1 of Part II-A of Chapter 1 of Subtitle 1 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:99.25 through 99.43, inclusive; to provide relative to finance; to provide relative to the issuance of certain bonds; to create the Louisiana Coastal Protection and Restoration Financing Corporation and provide for its powers, duties, functions, and effects; to provide for composition and membership of the corporation; to provide definitions, terms, conditions, and procedures; to provide for a board and staffing; to provide for the issuance of bonds and security for payment of bonds; to provide relative to dedication of certain amounts for coastal protection and restoration; to provide for bond validation actions; to provide for tax exemptions; to provide for the sale of certain assets; to provide for ancillary contracts and derivative instruments; and to provide for related matters.

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

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 53 by Senator Dupre

**AMENDMENT NO. 1**

On page 4, line 28, following "June" and before "of" change "thirty" to "thirtieth"

**AMENDMENT NO. 2**

On page 8, line 7, following "June" and before "." change "30" to "thirtieth"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Bajoie  
Total - 1

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

**SENATE BILL NO. 56—**

BY SENATOR BARHAM

**AN ACT**

To enact R.S. 42:808(A)(11) and 851(R), relative to state group insurance; to provide for certain insurance coverage through the office of group benefits for certain state employees and officials after the conclusion of their state service; to provide relative to the eligibility of such persons to participate in programs sponsored by the office of group benefits; to provide for limitations; and to provide for related matters.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Downs to Reengrossed Senate Bill No. 56 by Senator Barham

**AMENDMENT NO. 1**

On page 1, delete line 2 in its entirety and insert in lieu thereof "To amend and reenact R.S. 22:250.34(C) and 250.56(B) and to enact R.S. 22:250.31(22) and R.S. 42:808(A)(11) and 851(R), relative to health insurance; to specify the time allowed for investigation of a claim when there is suspicion of a representation or a fraudulent insurance act; to provide for"

**AMENDMENT NO. 2**

On page 1, between lines 7 and 8, insert the following:  
"Section 1. R.S. 22:250.34(C) and 250.56(B) are hereby amended and reenacted and R.S. 22:250.31(22) is hereby enacted to read as follows:

§250.31. Definitions  
As used in this Part, the following terms shall be defined as follows:

(22) "Predication" means a sufficient basis for a reasonable, professionally trained person to believe that fraud has occurred or may have occurred.

§250.34. Remittance advice; thirty-day payment standard; limitations on claim filing and audits

C.(1) A health insurance issuer that prescribes the period of time that a health care provider under contract for provision of health care services has to submit a claim for payment under R.S. 22:250.32 or 250.33 shall have the same prescribed period of time following

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payment of such claim to perform any review or audit for purposes of reconsidering the validity of such claim.

(2) A health insurance issuer shall have four years following submission of a claim to investigate a claim when predication exists of a fraudulent insurance act as defined in R.S. 22:1242(1)(a)(iii) or (v).

(3) Unless a court has determined that a health care provider has committed fraud, the provisions of Paragraph (2) of this Subsection shall not relieve a health insurance issuer of the requirement to comply with the recoupment provisions described in R.S. 22:250.38 if otherwise applicable.

(4) If, during a health insurance issuer's fraud investigation of a claim that extends beyond the time limit for review and audit described in Paragraph (1) of this Subsection, the issuer determines that a fraudulent insurance act has not occurred, the issuer's right to recoupment of amounts erroneously paid for reasons other than fraud shall be limited to claims for which the issuer's review or audit is completed according to the time limit described in Paragraph (1) of this Subsection.

\* \* \*
§250.56. Thirty-day payment standard; limitations on claim filing and audits
\* \* \*

B.(1) Health insurance issuers that limit the period of time that a pharmacist or pharmacy under contract for delivery of covered benefits has to submit claims for payment under R.S. 22:250.53 or 250.54 shall have the same limited period of time following payment of such claims to perform any review or audit for purposes of reconsidering the validity of such claims.

(2) A health insurance issuer shall have four years following submission of a claim to investigate a claim when predication exists of a fraudulent insurance act as defined in R.S. 22:1242(1)(a)(iii) or (v).

(3) Unless a court has determined that a pharmacist or pharmacy has committed fraud, the provisions of Paragraph (2) of this Subsection shall not relieve a health insurance issuer of the requirement to comply with the recoupment provisions described in R.S. 22:250.38 if otherwise applicable.

(4) If, during a health insurance issuer's fraud investigation of a claim that extends beyond the time limit for review and audit described in Paragraph (1) of this Subsection, the issuer determines that a fraudulent insurance act has not occurred, the issuer's right to recoupment of amounts erroneously paid for reasons other than fraud shall be limited to claims for which the issuer's review or audit is completed according to the time limit described in Paragraph (1) of this Subsection."

AMENDMENT NO. 3
On page 1, line 8, change "Section 1." to "Section 2."

AMENDMENT NO. 4
On page 3, line 13, change "Section 2." to "Section 3."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Reengrossed Senate Bill No. 56 by Senator Barham

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 42:808(A)(11)" delete "and 851(R)," and insert a comma "," and insert "851(R) and (S)."

AMENDMENT NO. 2
On page 1, line 8, after "R.S. 42:808(A)(11)" delete "and 851(R)," and insert a comma "," and insert "851(R) and (S)"

AMENDMENT NO. 3
On page 3, between lines 12 and 13 insert the following:
"**S. Notwithstanding Paragraph (E)(1) of this Section or any provision of law to the contrary, any person who retires within the Louisiana State Employees' Retirement System and who elects to suspend his retirement benefits pursuant to the laws applicable to that system shall be eligible to maintain enrollment in programs sponsored by the Office of Group Benefits with the**

same contribution by the state as was applicable to such person upon his retirement. If such person is reemployed subsequent to his retirement, such contributions by the state shall be maintained through the course of such person's reemployment and his subsequent retirement thereafter."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie
Total - 1

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

SENATE BILL NO. 58—
BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 11:1305(D), relative to the State Police Pension and Retirement System; to provide for purchase of service credit as an employee of any law enforcement agency of the federal government, of another state, or of any political subdivision of another state; to provide for actuarial calculation of purchase; to provide for an effective date; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed Senate Bill No. 58 by Senator Ellington

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 11:" insert "266.1(D), (E), and"

AMENDMENT NO. 2
On page 1, line 2, after "to" delete the remainder of the line and on line 3 delete "System;" and insert "state retirement systems;"

AMENDMENT NO. 3
On page 1, line 3, after "credit" delete "as an employee of " and insert "by members of the State Police Pension and Retirement System for employment with"

AMENDMENT NO. 4

On page 1, line 5, after "purchase;" and before "to" insert the following: "to provide relative to the investments of the state retirements systems; to extend the pilot program requiring investments through Louisiana incorporated and domiciled broker-dealers or those with their principal trading operations in Louisiana;"

AMENDMENT NO. 5

On page 1, line 9, after "Section 1." and before "R.S." insert "R.S. 11:266.1(D) and (E) are hereby amended and reenacted and"

AMENDMENT NO. 6

On page 1, between lines 9 and 10 insert the following:  
 "§266.1. Investment through Louisiana incorporated and domiciled broker-dealer

\* \* \*

D. The provisions of Subsections A, B, C, and D of this Section shall be implemented as a temporary pilot program and shall be null, void, and of no effect after June 30, ~~2007~~ **2010**. An interim cost analysis of the provisions of this Section shall be performed by the systems and shall be presented to the speaker of the House of Representatives, the president of the Senate, the chairmen of the House of Representatives and Senate committees on retirement, the Public Retirement Systems' Actuarial Committee, and the Commission on Public Retirement at least fourteen days before the convening of the regular legislative session in 2007, and again at least fourteen days before the convening of the regular legislative session in 2010.

E. Each system to which this Section applies shall submit to the House and Senate ~~Committee on Retirement committees on retirement~~ quarterly and annual progress reports detailing the system's investments which comport with the provisions of this Section. Such reports shall continue notwithstanding the June 30, ~~2007~~ **2010**, expiration of Subsections A, B, C, and D of this Section and shall be submitted as follows:

(1) An annual report for the year ending June 30, 2004, to be submitted on or before July 30, 2004.

(2) Quarterly reports beginning with the quarter ending September 30, 2004, to be submitted no more than thirty days after the end of the quarter.

(3) Annual reports beginning with the year ending June 30, 2005, to be submitted no more than thirty days after the end of the year.

\* \* \*

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie  
 Total - 1

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

**Senator Chaisson in the Chair**

**SENATE BILL NO. 73—**

BY SENATOR BROOME

AN ACT

To enact Part V of Chapter 6 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:1851 through 1862, relative to child abduction prevention; to provide definitions; to provide relative to cooperation and communication among courts; to provide relative to actions for abduction prevention; to provide relative to jurisdiction in child abduction cases; to provide relative to factors to determine risk of abduction and measures to prevent abductions; to provide relative to court actions and orders; to provide relative to the duration of an abduction prevention order; to provide for uniform application; to provide for an effective date; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 73 by Senator Broome

AMENDMENT NO. 1

On page 1, line 14, after "UNIFORM" and before "CHILD" insert "INTERNATIONAL"

AMENDMENT NO. 2

On page 1, line 17, after "Uniform" and before "Child" insert "International"

AMENDMENT NO. 3

On page 2, line 5, after "child" and before the period "." insert "beyond the territorial limits of the United States"

AMENDMENT NO. 4

On page 3, line 24, after "1816" insert a period "." and delete the remainder of the line

AMENDMENT NO. 5

On page 3, line 26, after "13:1816" and before the comma "," delete "or R.S. 13:1702"

AMENDMENT NO. 6

On page 4, line 1, change "must" to "shall"

AMENDMENT NO. 7

On page 4, line 2, change "must" to "shall"

AMENDMENT NO. 8

On page 4, line 5, change "must" to "shall"

AMENDMENT NO. 9

On page 4, line 20, after "consider" and before "any" insert "all of the following factors and"

AMENDMENT NO. 10

On page 5, at the end of line 8, delete "the state" and at the beginning of line 9, delete "or"

AMENDMENT NO. 11

On page 5, at the beginning of line 11, delete "state or"

AMENDMENT NO. 12

On page 6, line 26, change "the respondent's" to "his"

June 26, 2007

AMENDMENT NO. 13

On page 6, line 27, change "**respondent**" to "**himself**"

AMENDMENT NO. 14

On page 6, line 28, change "**the respondent**" to "**he**"

AMENDMENT NO. 15

On page 7, at the beginning of line 3, change "**must**" to "**shall**"

AMENDMENT NO. 16

On page 7, at the beginning of line 16, change "**must**" to "**shall**"

AMENDMENT NO. 17

On page 7, line 16, after "**Subsection A**" and before "**and**" insert "**of this Section**"

AMENDMENT NO. 18

On page 7, line 17, after "**and E**" and before the "," insert "**of this Section**"

AMENDMENT NO. 19

On page 7, line 27, after "**outside**" and before "**provide**" change "**a designated geographical area**" to "**the territorial limits of the United States**"

AMENDMENT NO. 20

On page 8, line 5, after "**from**" delete the remainder of the line

AMENDMENT NO. 21

On page 8, at the beginning of line 6, change "**geographical area**" to "**the United States**"

AMENDMENT NO. 22

On page 8, delete lines 13 and 14 in their entirety

AMENDMENT NO. 23

On page 8, at the beginning of line 15, change "**(4)**" to "**(3)**"

AMENDMENT NO. 24

On page 8, at the beginning of line 23, change "**(5)**" to "**(4)**"

AMENDMENT NO. 25

On page 9, line 1, change "**a**" to "**(a) of this Paragraph**"

AMENDMENT NO. 26

On page 9, at the beginning of line 13, change "**(6)**" to "**(5)**"

AMENDMENT NO. 27

On page 10, line 13, change "**must**" to "**of this Section shall**"

AMENDMENT NO. 28

On page 10, line 18, after "**A**" and before "**to**" insert "**of this Section**"

AMENDMENT NO. 29

On page 10, line 19, change "**must**" to "**shall**"

AMENDMENT NO. 30

On page 11, line 2, after "**stalking,**" and before "**or**" change "**or child abuse**" to "**child abuse,**"

AMENDMENT NO. 31

On page 11, line 4, change "**must**" to "**shall**"

AMENDMENT NO. 32

On page 11, line 13, after "**A**" and before "**for**" insert "**of this Section**"

AMENDMENT NO. 33

On page 11, at the end of line 23, delete "**or**" and at the beginning of line 24, delete "**R.S. 13:1702**"

AMENDMENT NO. 34

On page 11, line 27, change "**must**" to "**shall**"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie

Total - 1

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

**SENATE BILL NO. 83—**

BY SENATOR B. GAUTREUX AND REPRESENTATIVE WHITE AND SENATORS FONTENOT, BARHAM, BOASSO, CRAVINS, HOLLIS, NEVERS AND THEUNISSEN AND REPRESENTATIVES ERDEY, LAMBERT, ST. GERMAIN AND WALSWORTH  
AN ACT

To enact R.S. 11:1331.1, relative to the State Police Pension and Retirement System; to provide for cost-of-living adjustments; to provide an increased benefit for certain beneficiaries of the system; to provide a cost-of-living adjustment of not more than three hundred dollars to certain service and disability retirees and the surviving spouses of such retirees; to provide for funding of such benefit; to authorize the system's board of trustees to grant additional and supplemental cost-of-living adjustments otherwise permitted by law notwithstanding the legislative grant of the cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Engrossed Senate Bill No. 83 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 2, line 24, after "**satisfied**" and before the comma "," insert "**according to the system's June 30, 2006, actuarial valuation adopted by the Public Retirement Systems' Actuarial Committee**"

Senator B. Gautreaux moved to reject the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bajoie	Lentini
Total - 2	

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

**SENATE BILL NO. 86—**  
BY SENATOR QUINN AND REPRESENTATIVE SCALISE  
AN ACT

To enact R.S. 17:522(D) and 525(C), relative to school employees other than teachers in Orleans Parish; to provide that employees hired or promoted on or after a certain date shall not be eligible to acquire permanent status; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 86 by Senator Quinn

**AMENDMENT NO. 1**  
On page 2, delete lines 3 and 4 in their entirety

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Murray	Shepherd
Total - 2	ABSENT

Bajoie
Total - 1

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

**SENATE BILL NO. 96—**  
BY SENATOR AMEDEE AND REPRESENTATIVE LAMBERT  
AN ACT

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jack Smith to Engrossed Senate Bill No. 96 by Senator Amedee

**AMENDMENT NO. 1**  
On page 1, line 2, after "441(G)," insert "and to enact R.S. 11:442(D)."

**AMENDMENT NO. 2**  
On page 1, line 6, after "provisions;" insert "to provide for suspension of benefits;"

**AMENDMENT NO. 3**  
On page 1, line 9, after "reenacted" insert "and R.S. 11:442(D) is enacted"

**AMENDMENT NO. 4**  
On page 3, delete line 15 in its entirety and insert the following:  
"§442. Application for retirement; effective date; cancellation;  
suspension of benefits  
\* \* \*

D.(1)(a) A retiree may request immediate suspension of his retirement benefit effective upon the date of his retirement or thereafter. In such case, membership in the system shall cease effective upon the date of retirement; however, the system shall pay the retiree no retirement benefit for the period of suspension of benefits. The retiree may request the termination of such a suspension of benefits and the system shall pay the retiree a retirement benefit effective beginning on the date of such termination of suspension of benefits.

(b) In order for a suspension of benefits under this Paragraph to be effective, the system may require a spousal waiver of benefits which holds the system harmless for such suspension of benefits.

(2) A retiree whose benefits have been suspended, upon termination of suspension of benefits as authorized in Paragraph (1) of this Subsection, may engage in employment which otherwise would render him eligible for membership in the system, subject to the provisions of R.S. 11:416. However, if such a retiree is reemployed under Option 2 as provided in R.S. 11:416, the retiree shall not be required to pay the system an amount equal to suspended benefits or any interest thereon."

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

June 26, 2007

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bajoie	Kostelka
Total - 2	

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

**SENATE BILL NO. 97—**  
BY SENATOR SCHEDLER

**AN ACT**

To enact R.S. 40:2116(D)(4), (5), and (K), relative to nursing facilities; to except nursing facilities from the moratorium on additional beds for nursing facilities under certain circumstances; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 97 by Senator Schedler

**AMENDMENT NO. 1**

On page 1, line 15, after "**ten**" delete the comma "," and the remainder of the line and insert a period "." and the following:

**"(c) The additional beds shall be occupied only by persons who meet one of the following criteria:**

**(i) Prior to admission to the nursing facility, the person resided in an adult residential care facility, as defined in R.S. 40:213, owned by the same legal entity which owns the nursing facility.**

**(ii) Prior to admission to the nursing facility, the person resided in a living unit of a provider of continuing care, as defined in R.S. 51:2173, owned by the same legal entity which owns the nursing facility.**

**(iii) The person was previously a resident of the same nursing facility."**

**AMENDMENT NO. 2**

On page 1, delete lines 16 and 17 in their entirety

**AMENDMENT NO. 3**

On page 2, line 1, change "**(c)**" to "**(d)**"

**AMENDMENT NO. 4**

On page 2, line 3, change "**(d)**" to "**(e)**"

**AMENDMENT NO. 5**

On page 2, line 6, change "**(e)**" to "**(f)**"

**AMENDMENT NO. 6**

On page 2, line 8, change "**(f)**" to "**(g)**"

**AMENDMENT NO. 7**

On page 2, line 13, change "**statute**" to "**statutes**" and between "**2002**" and "**by**" delete the comma "," and at the end of the line delete the comma ","

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 97 by Senator Schedler

**AMENDMENT NO. 1**

In House Committee Amendment No. 1 proposed by the House Committee on Health & Welfare to Reengrossed Senate Bill No. 97 on line 8, change "**40:213**" to "**40:2153**"

**AMENDMENT NO. 2**

On page 1, line 11, following "**pursuant to**" and before "**shall**" change "**Subsection D of this Section**" to "**Paragraph (2) of this Subsection**"

**AMENDMENT NO. 3**

On page 2, line 14, following "**to**" and before "**of**" change "**Subsection D**" to "**Paragraph (2)**"

**AMENDMENT NO. 4**

On page 2, line 15, following "**this**" and before "." change "**Section**" to "**Subsection**"

**AMENDMENT NO. 5**

On page 2, line 21, following "**may**" and before "**by**" change "**only be used**" to "**be used only**"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bajoie
Total - 1

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



**SENATE BILL NO. 98—**

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

AN ACT

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jane Smith to Re-Engrossed Senate Bill No. 98 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, between "enact" and "Subpart" insert "R.S. 29:293.1 and"

AMENDMENT NO. 2

On page 1, line 4, after "funds;" and before "to create" insert "to establish the Afghanistan/Iraq Bonus Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide a program for payments to certain Louisiana residents who have been deployed for active duty in either Operation Enduring Freedom or Operation Iraqi Freedom; to provide for administration of the program by the Department of Veterans Affairs;"

AMENDMENT NO. 3

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

"Section 1. R.S. 29:293.1 is hereby enacted to read as follows:

§293.1. Afghanistan/Iraq Bonus Fund

A. Definitions. For purposes of this Section:

(1) "Afghanistan" means Operation Enduring Freedom in Afghanistan.

(2) "Iraq" means Operation Iraqi Freedom.

(3) "Service member" means a Louisiana resident who has been deployed as part of the armed forces of the United States of America for active duty in either Afghanistan or Iraq and who thereafter has been redeployed out of the theater of operations.

(4) "Department" means the Department of Veterans Affairs.

B. There is hereby established in the state treasury the Afghanistan/Iraq Bonus Fund, hereinafter referred to as the "fund", for the purpose of providing a payment of extraordinary compensation to eligible service members who have served in either Afghanistan or Iraq. The source of monies to be deposited into the fund shall be legislative appropriation, and any other monies made available for purposes of the fund from any source. Monies in the fund shall be subject to appropriation to the department to be used for the making of payments authorized by this Section, including administration expenses. Monies in the fund shall be invested in the same manner as those in the state general fund. Unexpended and unencumbered monies remaining in the fund at the end of the fiscal year shall remain to the credit of the fund.

C. There is hereby established a program to provide for a one-time payment of extraordinary compensation in the amount of five hundred dollars to each service member who meets the eligibility criteria provided herein. This payment may also be known as the "Afghanistan/Iraq bonus".

(1)(a) The time period for military service for eligibility with respect to Afghanistan shall begin October 7, 2001, and shall end on such date as the federal government declares to be the termination date for armed forces service members to receive credit for the award of the Afghanistan Service Medal.

(b) The time period for military service for eligibility with respect to Iraq shall begin March 20, 2003, and shall end on such date as the federal government declares to be the termination date for armed forces service members to receive credit for the award of the Iraq Service Medal.

(c) Upon his redeployment out of the theater of operations, a service member shall be eligible to receive the payment.

(d) The payment shall be payable only to the eligible service member. The right to receive this payment shall not be considered to be a part of the service member's estate.

(e) No service member may receive more than one payment, regardless of his number of deployments in Afghanistan or Iraq.

(2) The department shall administer monies appropriated from this fund in accordance with the requirements of this Section. The department is authorized to:

(a) Develop the form and method to be used by a service member to make application for payment.

(b) Examine and validate all applications for payment.

(c) Request appropriations each fiscal year as it deems necessary to provide for the making of payments anticipated for the next fiscal year.

(d) Promulgate any policies or procedures it deems necessary to carry out the provisions of this Section."

AMENDMENT NO. 4

On page 1, line 9, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 2, between lines 16 and 17, insert the following:

"Section 3. The provisions of Section 1 of this Act shall become operable when funds become available and are appropriated to the Afghanistan/Iraq Bonus Fund."

AMENDMENT NO. 6

On page 2, line 17, change "Section 2." to "Section 4."

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Morrish to Re-Engrossed Senate Bill No. 98 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, delete "enact" and insert in lieu thereof "amend and reenact R.S. 22:1265(A)(2) and to enact R.S. 22:1065(A)(2)(f) and"

AMENDMENT NO. 2

On page 1, line 4, between "funds;" and "to create" insert the following: "to establish the Citizens Insurance Recovery Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for disposition of the avails of certain taxes related to the sale of insurance products for surplus lines coverages; to provide for the disposition of the avails of certain annual license taxes related to the sale of insurance products for fire, marine, transportation, casualty, surety, or other coverages; to require annual reporting to the legislature;"

AMENDMENT NO. 3

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

"Section 1. R.S. 22:1265(A)(2) is hereby amended and reenacted and R.S. 22:1065(A)(2)(f) is hereby enacted to read as follows:

§1065. Fire, marine, transportation, casualty, surety, or other insurance

- A. \* \* \*
- (2) \* \* \*

(f) There is hereby established in the state treasury the Citizens Insurance Recovery Fund, hereinafter referred to as the "fund". The source of monies to be deposited into the fund shall be a portion of the residual tax collections remaining after satisfaction of the requirements of Subparagraphs (b), (c), and (d) of this Paragraph, in addition to those tax collections dedicated to the fund pursuant to

R.S. 22:1265. The deposit of monies into the fund as required by the provisions of this Subparagraph and R.S. 22:1265(A)(2) during any fiscal year shall be made until such time as the total of monies deposited into the fund in that fiscal year equals one hundred million dollars. Monies in the fund shall be subject to appropriation, notwithstanding any provision of law to the contrary, only to Louisiana Citizens Property Insurance Corporation, hereinafter the "corporation". Appropriations to the corporation from the fund shall not be withdrawn from the state treasury until after a plan for the expenditure of such appropriation has been submitted to the Joint Legislative Committee on the Budget prior to August first of each year and approved by the committee. Upon such approval, a warrant may be submitted to the state treasury for fulfillment of the appropriation. Deposits in the fund shall continue until such time as the debt of the corporation issued as a result of the hurricanes of 2005 has been paid. A representative of the board of directors of the corporation shall notify the Joint Legislative Committee on the Budget of the retirement of the debt within thirty days of the final payment. Upon receipt of such notification, the Joint Legislative Committee on the Budget shall notify the state treasurer by resolution that the debt has been paid and the deposit of any monies into the fund shall cease. The fund shall be abolished at the end of the fiscal year in which the retirement of the debt occurs.

§1265. Tax on surplus lines

A.

(2) Along with the report required to be filed on the due dates provided in Paragraph (1) of this Subsection, each surplus lines broker shall remit to the commissioner of insurance a tax on the premiums on surplus lines insurance reported in the quarterly surplus lines tax report, at the rate of five percent per annum. Such tax when collected by the commissioner of insurance shall be paid to the state treasurer and be credited to the Citizens Insurance Recovery Fund and the state general fund.

AMENDMENT NO. 4

On page 1, line 9, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 2, line 17, change "Section 2." to "Section 3."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives White and Lambert to Re-reengrossed Senate Bill No. 98 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 47:481,"

AMENDMENT NO. 2

On page 1, line 3, after "R.S. 39:100.42," and before "relative to" insert "and R.S. 48:77, and to repeal Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:196"

AMENDMENT NO. 3

On page 1, line 6, after "fund;" and before "to provide" insert "to provide for the dedication, disposition, distribution, investment, and use of certain monies in the Transportation Trust Fund;"

AMENDMENT NO. 4

On page 2, between lines 16 and 17, insert the following: "Section 2. R.S. 47:481 is hereby amended and reenacted to read as follows:

§481. Disposition of collections  
Except as provided in R.S. 47:480, all fees and taxes provided for in this Chapter, including the permit fees, shall be paid to the state treasurer on or before the tenth day of each month following their collection and shall be credited to the account of the state general fund, State Highway Improvement Fund, Transportation Trust Fund, and the state highway fund No. 2, as provided by law.

Section 3. R.S. 48:77 is hereby enacted to read as follows:  
§77. Transportation Trust Fund; dedication and uses of monies

A. Whereas Article VII, Section 27(B) of the Constitution of Louisiana authorizes the legislature to dedicate as well as appropriate monies in the Transportation Trust Fund, hereinafter referred to as the "fund", solely and exclusively for costs associated with roads and bridges of the state and federal highway systems, the Statewide Flood-Control Program, ports, airports, and transit, among others, the legislature hereby declares its intent to dedicate such monies to ensure that the funds are expended upon those constitutional purposes which the legislature considers most important.

B.(1) Beginning July 1, 2008, and each year thereafter, monies in the Transportation Trust Fund which are available to be appropriated for roads, bridges, transit, airports, flood control, ports, and the Parish Transportation Fund shall be dedicated and appropriated solely and exclusively for the specific allocations enumerated in Article VII, Section 27(B) of the Constitution of Louisiana, for costs for the design and construction of such infrastructure, and to pay principal, interest, or premium, if any, and other obligations incidental to the issuance, security, and payment of bonds or other obligations related to such infrastructure costs, and as further provided herein. A combined total amount of at least fifty million dollars payable from monies deposited into the State Highway Improvement Account and the Priority Program Account within the Transportation Trust Fund shall be annually dedicated and appropriated solely and exclusively to fund projects on any highway which is part of the state highway system, but is ineligible for federal highway funding assistance.

(2) Monies in the fund shall be available for appropriation, dedication, or use by state police for traffic control purposes, but only in the event that all other eligible costs as enumerated in Article VII, Section 27(B) of the Constitution of Louisiana and the purposes provided in this Section have been fully funded.

(3) In no event shall monies in the Transportation Trust Fund be appropriated, dedicated, or otherwise used, directly or indirectly, for expenses for retirement contributions or health care contributions.

C. There is hereby created, as a special account in the Transportation Trust Fund, the State Highway Improvement Account, hereinafter referred to as the "improvement account". The source of monies in the improvement account shall be registration and license fees and taxes on trucks and trailers collected by the state pursuant to R.S. 47:462, and as provided in R.S. 47:481. Beginning July 1, 2008, and each fiscal year thereafter, after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, and after making the allocation for state highway fund No. 2, the treasurer shall deposit into the improvement account an amount equal to the residual of such collections as provided in R.S. 47:481.

(1) The monies in the State Highway Improvement Account shall be subject to an annual appropriation by the legislature and only be used as provided in Paragraph (2) of this Subsection. The monies in the improvement account 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 and credited to the improvement account. All unexpended and unencumbered monies remaining in the improvement account at the end of the fiscal year shall remain to the credit of the improvement account.

(2) Monies appropriated from the State Highway Improvement Account shall be used exclusively by the Department of Transportation and Development for funding projects for any highway which is part of the state highway system, but is ineligible for federal highway funding assistance. Such projects shall include but not be limited to design, preventive maintenance, rehabilitation, restoration, and improvement of the state-maintained system of highways. In addition, these funds may be used to complete all of the preconstruction activities, such as planning, survey, design, engineering, right-of-way acquisition, and utility relocations associated with such projects.

D. Beginning July 1, 2008, and each fiscal year thereafter, the avails of the tax imposed by Chapters 2, 2-A, and 2-B of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950 from the sale at retail, the use, the lease or rental, the distribution, the consumption, and the storage for use or consumption of motor vehicles, as presently defined in and as provided by Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, subject to the tax

exemptions provided in Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such monies into the Transportation Trust Fund to be credited as follows:

(1) There is hereby created, as a special account in the Transportation Trust Fund, the Priority Program Account. Eighty-six percent of the monies paid into the Transportation Trust Fund as provided by this Subsection shall be credited to the Priority Program Account, and not less than thirty percent of such monies provided in this Paragraph shall be dedicated to capacity projects.

(a) Subject to an annual appropriation by the legislature, the monies in the Priority Program Account shall be used exclusively for priority projects as provided by R.S. 48:229.

(b) All unexpended and unencumbered monies in the Priority Program Account at the end of the fiscal year shall remain in the Priority Program Account. The monies in the Priority Program Account shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to the Priority Program Account.

(2) There is hereby created, as a special account in the Transportation Trust Fund, the Transportation Mobility Account. Seven percent of the monies paid into the Transportation Trust Fund as provided by this Subsection shall be credited to the Transportation Mobility Account.

(a) Subject to an annual appropriation by the legislature, the monies in the Transportation Mobility Account shall be used exclusively for transfer to the Transportation Mobility Fund and the purposes provided in R.S. 48:2111 et seq.

(b) All unexpended and unencumbered monies in the Transportation Mobility Account at the end of the fiscal year shall remain in the Transportation Mobility Account. The monies in the Transportation Mobility Account shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to the Transportation Mobility Account.

(3) There is hereby created, as a special account in the Transportation Trust Fund, the Port Construction and Development Priority Program No. 2 Account. Seven percent of the monies paid into the Transportation Trust Fund as provided by this Subsection shall be credited to the Port Construction and Development Priority Program No. 2 Account.

(a) Subject to an annual appropriation by the legislature, the monies in the Port Construction and Development Priority Program No. 2 Account shall be used exclusively for port priority projects as provided in Chapter 47 of Title 34 (R.S. 34:3451 through 3463).

(b) All unexpended and unencumbered monies in the Port Construction and Development Priority Program No. 2 Account at the end of the fiscal year shall remain in the Port Construction and Development Priority Program No. 2 Account. The monies in the Port Construction and Development Priority Program No. 2 Account shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to the Port Construction and Development Priority Program No. 2 Account.

(c) The monies deposited into the Port Construction and Development Priority Program No. 2 Account are intended to provide additional monies to fund projects in the Port Construction and Development Priority Program and shall be used solely to supplement existing funding of the Port Construction and Development Priority Program provided by the provisions of Article 7, Section 27 of the Constitution of Louisiana.

(d) Nothing in this Section is intended to interfere with or supplant the prioritization and ranking of projects in the Port Construction and Development Priority Program. Only projects eligible for funding in the Port Construction and Development Priority Program are eligible for funding from the Port Construction and Development Priority Program No. 2 Account.

E. The provisions of Subsection D of this Section shall be null, void, and of no effect on and after July 1, 2010.

Section 4. Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:196, is hereby repealed in its entirety."

**AMENDMENT NO. 5**

On page 2, line 17, change "Section 2." to "Section 5."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bajoie  
Total - 1

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

**SENATE BILL NO. 103—**  
BY SENATOR JACKSON

**AN ACT**

To amend and reenact R.S. 18:55(A)(2) and 59(B)(2) and (C)(2), relative to registrars of voters; to provide for a salary increase for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters; and to provide for related matters.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Gallot to Engrossed Senate Bill No. 103 by Senator Jackson

**AMENDMENT NO. 1**

On page 1, line 2, after "amend and reenact" delete the remainder of the line and at the beginning of line 3 delete "voters;" and insert the following: "R.S. 18:55(A)(2), 59(B)(2) and (C)(2), and 426.1, relative to the compensation of certain election officials;"

**AMENDMENT NO. 2**

On page 1, line 4, after "registrars of voters;" insert the following: "to provide relative to the compensation of election commissioners;"

**AMENDMENT NO. 3**

On page 1, line 6, after "Section 1." delete the remainder of the line and insert the following: "R.S. 18:55(A)(2), 59(B)(2) and (C)(2), and 426.1 are hereby amended and"

June 26, 2007

AMENDMENT NO. 4

On page 5, between lines 18 and 19, insert the following:
"\$426.1. Election commissioners; compensation

Each commissioner who serves at the polling place on election day shall be paid according to the following:

(1) A commissioner-in-charge shall receive one two hundred fifty dollars.

(2) A commissioner-in-charge who serves at more than one precinct shall receive three hundred dollars.

(3) A commissioner who has received a certificate of instruction, as provided in R.S. 18:431(A), shall receive fifty one hundred dollars.

(4) A commissioner who has received a certificate of instruction, as provided in R.S. 18:431(B), shall receive one two hundred dollars.

(5) An uncertified commissioner shall receive thirty-five dollars."

AMENDMENT NO. 5

On page 5, at the end of line 21, after "later" delete the period "." and insert a semicolon ";" and the following: "however, the provisions of this Act which amend R.S. 18:426.1 to provide for an increase in the compensation of election commissioners shall not become effective unless and until sufficient funds are appropriated by the legislature for such purpose."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in two columns.

NAYS

Total - 0

ABSENT

Table listing names of members who were 'ABSENT'.

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

SENATE BILL NO. 104— BY SENATOR JACKSON

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 3109, relative to banks and banking; to establish banking development districts in certain areas; to authorize the commissioner of the Office of Financial Institutions to promulgate certain rules and regulations; to provide criteria for establishing banking services in the proposed district; to provide for an application process; to allow for the deposit of certain public funds in certain financial institutions; to authorize the abatement of taxes for a financial

institution located in the district; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Engrossed Senate Bill No. 104 by Senator Jackson

AMENDMENT NO. 1

On page 2, delete lines 3 through 5 in their entirety and insert the following:

"(2) 'Financial institution' means any state or federally chartered bank, savings bank, savings and loan association, or trust company, which is operating in Louisiana with an existing branch, branches or main office."

AMENDMENT NO. 2

On page 3, at the end of line 24, insert the following: "All existing financial institutions operating in an area that becomes designated as a banking development district shall be deemed a banking district depository for the purposes of this Chapter."

AMENDMENT NO. 3

On page 4, line 15, after "financial institution" delete "that owns property" and insert "with respect to the property on which the branch is located"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Engrossed Senate Bill No. 104 by Senator Jackson

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Commerce and adopted by the House of Representatives on June 18, 2007, on line 9, delete "deemed" and insert "eligible to be designated as"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns.

Total - 33

NAYS

Total - 0

ABSENT

Table listing names of members who were 'ABSENT' in three columns.

The Chair declared the amendments proposed by the House were concurred in. Senator Jackson moved to reconsider the vote by

which the amendments were concurred in and laid the motion on the table.

**SENATE BILL NO. 111—**  
BY SENATOR HINES AND REPRESENTATIVE THOMPSON  
AN ACT

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

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 111 by Senator Hines

AMENDMENT NO. 1

On page 1, line 16, change "**finds**" to "**findings**"

AMENDMENT NO. 2

On page 1, at the beginning of line 17, delete "**A.**"

AMENDMENT NO. 3

On page 2, line 3, change "**providing**" to "**provide**"

AMENDMENT NO. 4

On page 3, line 3, after "**Act,**" and before "**R.S. 40:1300.141**" delete "**La.**"

AMENDMENT NO. 5

On page 3, line 5, change "**healthcare**" to "**health care**"

AMENDMENT NO. 6

On page 3, line 21, change "**Board**" to "**board**"

AMENDMENT NO. 7

On page 3, line 23, after "**by**" and before "**R.S. 40:2841**" delete "**LSA**"

AMENDMENT NO. 8

On page 4, line 9, change "**the same**" to "**a rural hospital**"

AMENDMENT NO. 9

On page 4, line 12, after the comma " ," delete remainder of the line in its entirety and insert in lieu thereof the following: "**that shall be responsible for providing recommendations to the department as specified in Subsections (D) and (E) of this Section and shall provide guidance to those health care providers that elect to participate in the North Louisiana Network. The committee shall be composed of any member deemed necessary by the committee and the**"

AMENDMENT NO. 10

On page 4, line 13, change "**nine**" to "**ten**"

AMENDMENT NO. 11

On page 4, delete lines 18 and 19 in their entirety and insert in lieu thereof the following:

**"(5) The department's executive health information technology strategist.**

**(6) A representative of the Louisiana State Medical Society."**

AMENDMENT NO. 12

On page 4, line 20, change "**Paragraph**" to "**Paragraphs**" and delete "**of this**"

AMENDMENT NO. 13

On page 4, delete line 21 in its entirety and insert in lieu thereof "**and (4) of this**"

AMENDMENT NO. 14

On page 4, line 25, after "**terms,**" and before "**Members**" insert the following: "**The initial member appointed pursuant to Paragraph (A)(6) of this Section shall serve a two year term and be a practicing physician in the catchment area.**"

AMENDMENT NO. 15

On page 5, line 3, after "**enactment**" and before "**the**" insert "**of this Part**"

AMENDMENT NO. 16

On page 5, line 11, change "**consider**" to "**include**"

AMENDMENT NO. 17

On page 5, line 26, after "**rules**" and before "**facilitates**" delete the comma " ,"

AMENDMENT NO. 18

On page 6, between lines 10 and 11, insert the following:

**"F. The recommendations of the advisory committee shall identify challenges unique to rural areas and focus on strategies that will provide care in rural areas in accordance with the medical home system of care to be developed by the department. Further, the advisory committee shall utilize quality indicators that measure performance of the network and its members in collaboration with the state's quality and health information technology initiatives, and use accepted state standards for interoperable electronic medical records, with consideration given to rural issues.**

**G. The secretary of the department shall provide the Senate Health and Welfare Committee and the House Health and Welfare Committee with a summary of the advisory committee's recommendations by March first of each year."**

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Thompson to Reengrossed Senate Bill No. 111 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, change "Part LVII" to "Part LVI-A"

AMENDMENT NO. 2

On page 1, line 8, change "Part LVII" to "Part LVI-A"

AMENDMENT NO. 3

On page 1, delete lines 11 and 12 in their entirety and insert in lieu thereof the following:

**"PART LVI-A. THE NORTH LOUISIANA  
LSUHSC-S/RURAL  
HOSPITAL NETWORK ACT"**

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

June 26, 2007

NAYS

Total - 0

ABSENT

Bajoie Gautreaux B Schedler
Total - 3

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

SENATE BILL NO. 121— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:2318.1(B) and to enact R.S. 38:2225.2.1, relative to public contracts; to authorize certain public entities to utilize the design-build method for the construction or repair of any public building or structure in certain circumstances; to provide for procedures, requirements, and limitations; to provide relative to qualifications and selection of design-build competitors; to provide for procedures for evaluation and selection of a design-builder; to provide for public announcement procedures; to provide relative to legal challenges; to provide for effectiveness; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 121 by Senator Murray

AMENDMENT NO. 1

On page 1, line 17, after "structure" and before "which" delete "or any other public work"

AMENDMENT NO. 2

On page 2, line 3, after "in" delete the remainder of the line and delete line 4 in its entirety, and insert the following: "GO Zone parishes that were granted a bonus depreciation extension through 2010."

AMENDMENT NO. 3

On page 5, line 9, after "projects" and before the period "." insert the following: "or projects of a similar nature to the project described in the notice of intent"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 121 by Senator Murray

AMENDMENT NO. 1

On page 3, line 8, following "Subsection" and before "of" change "(C)" to "C"

AMENDMENT NO. 2

On page 4, line 1, following "Times" and before "Picayune" insert "-"

AMENDMENT NO. 3

On page 7, line 11, following "design" and before "builder's" insert "-"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Reengrossed Senate Bill No. 121 by Senator Murray

AMENDMENT NO. 1

Delete Amendment No. 2 proposed by the House Committee on Transportation, Highways, and Public Works and adopted by the House on June 20, 2007.

AMENDMENT NO. 2

On page 2, line 3, after "in" delete the remainder of the line and delete line 4 in its entirety, and insert the following: "Calcasieu, Cameron, Jefferson, Orleans, Plaquemines, St. Bernard, St. Tammany, and Vermilion Parishes and the Port of New Orleans."

AMENDMENT NO. 3

On page 9, line 5, after "structure" delete the remainder of the line and delete lines 6 and 7 in their entirety and insert in lieu thereof the following: "in Calcasieu, Cameron, Jefferson, Orleans, Plaquemines, St. Bernard, St. Tammany, and Vermilion Parishes and the Port of New Orleans."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 121 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, change "38:2225.2.1" to "38:2212(D)(3) and 2225.2.1"

AMENDMENT NO. 2

On page 1, line 3, after "contracts;" insert "to authorize the use of public employees for certain emergency projects;"

AMENDMENT NO. 3

On page 1, line 11, change "38:2225.2.1" to "38:2212(D)(3) and 2225.2.1" and on line 12, change "is" to "are"

AMENDMENT NO. 4

On page 1, between lines 12 and 13, insert the following: "\$2212. Advertisement and letting to lowest responsible bidder; public work; electronic bidding; participation in mentor-protégé program \* \* \*

D. \* \* \*

(3) Notwithstanding any other law to the contrary, for the project to enclose approximately five hundred feet of Corporation Canal that runs adjacent to the University Laboratory School on the Baton Rouge campus, which has been funded as an emergency through appropriation of funds by the Interim Emergency Board to Louisiana State University, East Baton Rouge Parish shall be authorized to assist in the project through use of its own employees to undertake such project. \* \* \*

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Dupre Marionneaux  
 Total - 35  
 NAYS  
 Total - 0  
 ABSENT  
 Mr President Lentini  
 Bajoie Schedler  
 Total - 4

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

**SENATE BILL NO. 122—**  
 BY SENATOR MURRAY

AN ACT

To enact R.S. 33:4720.60.1, relative to the New Orleans Redevelopment Authority; to provide for expedited quiet title and foreclosure action; to provide relative to notice requirements with regard to such property; to provide relative to the sufficiency of such notice; to provide for an effective date; and to provide for related matters.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative K. Carter to Engrossed Senate Bill No. 122 by Senator Murray

AMENDMENT NO. 1

On page 7, line 16, after "**provided in**" and before "**(5) of**" change "**Paragraphs (3) and**" to "**Paragraph**"

AMENDMENT NO. 2

On page 8, line 6, after "**provided in**" and before "**title to**" change "**Paragraphs K(3) and (5),**" to "**Paragraph (K)(5) of this Section,**"

AMENDMENT NO. 3

On page 10, line 8, after "**monetary damages**" and before "**as provided**" insert "**from the authority**"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie  
 Total - 1

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

**SENATE BILL NO. 124—**  
 BY SENATOR BROOME

AN ACT

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

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 124 by Senator Broome

AMENDMENT NO. 1

On page 11, line 4, change "**August 15, 2012**" to "**August 15, 2010**"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 124 by Senator Broome

AMENDMENT NO. 1

On page 3, line 29, following "**income level**" change "**that falls within the eightieth**" to "**at or below eighty percent**"

AMENDMENT NO. 2

On page 4, line 1, delete "**percentile**"

AMENDMENT NO. 3

On page 9, line 26, following "**this**" and before "**shall**" change "**Subpart**" to "**Section**"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Honey to Engrossed Senate Bill No. 124 by Senator Broome

AMENDMENT NO. 1

On page 5, line 13, after "**requirements of**" delete the remainder of the line and insert "**Subsection B of this Section.**"

AMENDMENT NO. 2

On page 6, line 11, after "**provisions of**" delete the remainder of the line and insert "**Subsection B of this Section.**"

AMENDMENT NO. 3

On page 6, line 14, after "**provisions of**" delete the remainder of the line and insert "**Subsection B of this Section.**"

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

June 26, 2007

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie  
Total - 1

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

SENATE BILL NO. 127—  
BY SENATOR BOASSO

A JOINT RESOLUTION

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

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Engrossed Senate Bill No. 127 by Senator Boasso

AMENDMENT NO. 1  
On page 1, line 2, after "(E)" and before "(5)" delete "(4) and"

AMENDMENT NO. 2  
On page 1, line 11, after "(E)" and before "(5)" delete "(4) and"

AMENDMENT NO. 3  
On page 1, delete lines 16 and 17 in their entirety and on page 2, delete lines 1 through 18 in their entirety

AMENDMENT NO. 4  
On page 2, at the beginning of line 29 insert "such"

AMENDMENT NO. 5  
On page 2, line 29, change "members" to "any member"

AMENDMENT NO. 6  
On page 3, delete lines 1 and 2 in their entirety and on line 3 delete "additional funding source" and insert in lieu thereof "cost shall be approved by the legislature unless a funding source providing new or additional funds"

AMENDMENT NO. 7

On page 3, line 3, change "five" to "ten"

AMENDMENT NO. 8  
On page 3, at the end of line 5, insert "This Subsubparagraph shall be implemented as provided by law."

AMENDMENT NO. 9  
On page 3, delete lines 14 through 19 in their entirety and on line 20 delete "of creation; and to" and insert in lieu thereof "To"

AMENDMENT NO. 10  
On page 3, line 21, after "cost" delete the remainder of the line and delete lines 22 and 23 in their entirety and insert in lieu thereof "shall be approved by the legislature unless a funding source providing new or additional funds sufficient to pay all"

AMENDMENT NO. 11  
On page 3, line 24, change "five" to "ten"

AMENDMENT NO. 12  
On page 3, delete line 26, and insert in lieu thereof "29(E)(5))"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 127 by Senator Boasso

AMENDMENT NO. 1  
On page 2, line 28, following "systems" and before "by" change "shall only be altered" to "shall be altered only"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walsworth to Engrossed Senate Bill No. 127 by Senator Boasso

AMENDMENT NO. 1  
On page 2, line 17, change "five" to "ten"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie  
Total - 1

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



**SENATE BILL NO. 129—**  
BY SENATOR ULLO

AN ACT

To enact R.S. 15:254.9, relative to Plaquemines Parish deputy sheriffs; to provide for the compensation of an off-duty deputy sheriff subpoenaed to appear in certain cases; to provide with respect to payment when the sheriff elects to pay overtime to an off-duty deputy sheriff; to provide with respect to the duties of the clerk of court and sheriff; to provide for a maximum allowable fee to be received by the off-duty deputy sheriff and for certification of appearance; to provide for an effective date; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 129 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 5, change "clerk of court" to "district court judges"

AMENDMENT NO. 2

On page 1, line 17, change "**twenty-five**" to "**fifty**"

AMENDMENT NO. 3

On page 2, delete lines 5 through 12 and insert the following:

**"B.(1) Witness fees provided for in this Section shall be paid from costs collected in individual cases tried in the Twenty-Fifth Judicial District Court and which shall be assessed as a part of the costs of court to be collected in such cases and shall be collected for each case in which there is a plea of guilty, nolo contendere or in which there is a conviction. The Twenty-Fifth Judicial District Court judges shall adopt a schedule of costs that shall be applicable in each case before that court to which such costs are applicable. All of such costs shall be placed as they are collected into a special fund that shall be maintained and be administered by the Plaquemines Parish Sheriff's Office. The Plaquemines Parish Sheriff's Office shall pay out of such fund the witness fees provided in this Section.**

**(2) The judges shall, as the needs of the special fund require, adjust the schedule of the costs to insure that the proceeds are adequate to fully pay the witness fees required by this Section.**

**C. If the sheriff elects to pay the deputy sheriff overtime for the court appearance, the sum paid by the Plaquemines Parish Sheriff's Office shall be the witness fee, which shall be paid from the costs of court collected pursuant to the provisions of Paragraphs (B)(1) and (2) of this Section.**

AMENDMENT NO. 4

On page 2, line 13, change "**C**" to "**D**"

AMENDMENT NO. 5

On page 2, line 19, change "**D**" to "**E**"

AMENDMENT NO. 6

On page 3, line 11, change "**E**" to "**F**"

AMENDMENT NO. 7

On page 3, line 13, change "**clerk of the Twenty-Fifth Judicial District Court**" to "**payroll office of the Plaquemines Parish Sheriff's Office**"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 129 by Senator Ullo

AMENDMENT NO. 1

In House Committee Amendment No. 3 proposed by the House Committee on Judiciary to Engrossed Senate Bill No. 129 on line 6, following "On" and before "page" insert the following "page 1, line 13, following 'A.' and before 'Any' delete '(1) and on"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Bajoie	Lentini
Total - 2	

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

**SENATE BILL NO. 142—**  
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 6:121.2(B), (C), and (D), and to repeal R.S. 6:1092(J), relative to financial institutions; to provide for the powers and duties of the commissioner of the Office of Financial Institutions; to authorize the commissioner to obtain certain criminal history record information; to remove authority of the commissioner to make public certain administrative actions; and to provide for related matters.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Walsworth to Engrossed Senate Bill No. 142 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 17, after "submit" delete "two full sets" and insert "**one full set**"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr President	Ellington	McPherson
Adley	Fields	Michot
Amedee	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn

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Cain	Hollis	Romero
Cassidy	Jackson	Schedler
Chaisson	Jones	Shepherd
Cheek	Kostelka	Smith
Cravins	Lentini	Theunissen
Duplessis	Malone	Ullo
Dupre	Marionneau	
Total - 38		

NAYS

Total - 0

ABSENT

Bajoie  
Total - 1

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

**SENATE BILL NO. 144—**  
BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 33:2181(C) and R.S. 40:2531(C), relative to the rights of fire employees and law enforcement officers while under investigation; to require compliance with the existing minimum standards whenever a fire employee or law enforcement officer is under investigation; to provide for penalties; to provide for exceptions; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 144 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 5, after "penalties;" and before "and" delete "to provide for exceptions;"

AMENDMENT NO. 2

On page 1, line 16, after the period ".", delete the remainder of the line and delete line 17 and on page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 3

On page 2, delete lines 13 through 15 in their entirety

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie  
Total - 1

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

**SENATE BILL NO. 158—**

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact RS 22:175(A)(4) and R.S. 23:1211 and to enact R.S. 22:175(A)(5), relative to life insurance allowances for officers and other members of the military forces of this state while in the service of the state of Louisiana in the course of the business of the military forces of this state; to provide for policy limits in cases of death and injury; to provide for an effective date; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 158 by Senator Marionneau

AMENDMENT NO. 1

On page 2, line 6, after "governor" and before the comma "," insert "or by the President of the United States"

AMENDMENT NO. 2

On page 2, line 11, after "Louisiana" and before "in" insert "or by the President of the United States"

AMENDMENT NO. 3

On page 2, delete lines 24 through 26

AMENDMENT NO. 4

On page 2, line 27, change "C." to "B."

AMENDMENT NO. 5

On page 3, at the beginning of line 9, change "D." to "C."

AMENDMENT NO. 6

On page 3, line 9, change "Subsection C" to "Subsection B"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie

Total - 1

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

SENATE BILL NO. 175— BY SENATOR MURRAY

AN ACT

To enact R.S. 9:5625(G)(3), relative to prescription; to provide for the running of prescription to bring an action to enforce a zoning restriction or regulation or violation thereof applicable to the Vieux Carre section of the city of New Orleans; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 175 by Senator Murray

AMENDMENT NO. 1

On page 1, line 12, after "(3)" and before "Notwithstanding" insert "(a)"

AMENDMENT NO. 2

On page 1, below line 16, insert the following: "(b) The provisions of Subparagraph (a) of this Paragraph shall not divest a person of any right obtained as a result of prescription that accrued prior to August 15, 2007."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Bajoie

Total - 1

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

SENATE BILL NO. 180— BY SENATOR MCPHERSON

AN ACT

To authorize and provide for the transfer of certain state and other public properties; to provide for the property descriptions; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Reengrossed Senate Bill No. 180 by Senator McPherson

AMENDMENT NO. 1

On page 6, between lines 17 and 18, insert the following: "Section 7. The Louisiana Wildlife and Fisheries Commission, notwithstanding any other provision of law to the contrary, is hereby authorized and empowered to convey, transfer, assign, and deliver any interest, excluding mineral rights, the state may have to the following described property to the adjacent landowner, George Tosspon: Lots 36, 37, and 38, Rabb Lakefront property, situated in Lot 7, Section 2, Township 5 North Range 7 East, containing 0.90 acres more or less, Catahoula Parish, Louisiana; Being the same property acquired by Bobby S. Forman by Quitclaim Deed from Mrs. Murl Womack, widow of Andrew Womack and Crawford Womack, husband of Viola Womack, dated April 11, 1967, registered in COB 79 folio 485; and by deed from Stewart Rabb dated April 15, 1967, registered in COB 79 folio 517; and under deed from Carlo S. Martin Rabb, Nina Jacqueline Palmore and Robbie Gray, dated March 30, 1967, registered in COB 79 folio 514, Catahoula Parish, Louisiana."

AMENDMENT NO. 2

On page 6, line 18, change "Section 7." to "Section 8."

AMENDMENT NO. 3

On page 7, line 1, change "Section 8." to "Section 9."

AMENDMENT NO. 4

On page 7, line 9, change "Section 9." to "Section 10."

AMENDMENT NO. 5

On page 7, between lines 18 and 19, insert "Section 11. On behalf of the state of Louisiana, the Louisiana Wildlife and Fisheries Commission is hereby authorized to enter into such agreements, covenants, conditions, and stipulations and to execute such documents as necessary to properly effectuate any conveyance, transfer, assignment, or delivery of title, excluding mineral rights, to the property described in Section 7, and as more specifically described in any such agreements entered into and documents executed by and between the Louisiana Wildlife and Fisheries Commission and Mr. George Tosspon, in exchange of consideration proportionate to the appraised value of the property."

AMENDMENT NO. 6

On page 7, line 19, change "Section 10." to "Section 12."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Farrar to Reengrossed Senate Bill No. 180 by Senator McPherson

AMENDMENT NO. 1

On page 4, between lines 21 and 22, insert the following: "The transfer of property in this Section is contingent upon the granting of a servitude or right of passage, or the transfer of a sufficient amount of property, for the purposes of passage to the nearest public road to the adjoining landowner, W.E. McDonald & Sons, Inc., on the eighty acre tract of property transferred from the Department of Agriculture and Forestry to Billy Joe and Elsie B. Smith pursuant to Act 90 of the 2001 Regular Session."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, ABSENT. Lists Bajoie, Ullo.

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

Senator N. Gautreaux in the Chair

SENATE BILL NO. 202— BY SENATOR CRAVINS

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 through 4720.122, relative to the city of Opelousas; to create the Opelousas Redevelopment Authority; to provide for the procedure to follow and activate the authority; to define terms; to provide for the selection of commissioners and for their terms of office; to provide for annual reports, including financial statements, to the local governing authority; to provide for the powers, duties, and functions of the redevelopment authority, including the acquisition of property by purchase, gift, expropriation, or otherwise; to provide for expedited quiet title and foreclosure actions; to provide for the preparation and adoption of a community improvement plan; to provide with respect to the certification of blighted property and its removal; to provide for the disposition of property in a community improvement area; to provide for the issuance of bonds; to provide for borrowing money and giving security therefor; to provide for tax exemptions; to authorize the establishment of programs for residential development; to provide for cooperation by public bodies with the authority; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 202 by Senator Cravins

AMENDMENT NO. 1

On page 15, line 9, following "afford" and before "opportunity" change "any" to "an"

AMENDMENT NO. 2

On page 16, line 15, following "Subsection" and before "of" change "(A)" to "A"

AMENDMENT NO. 3

On page 31, line 20, following "(5)" and before "1" insert "of this Section"

AMENDMENT NO. 4

On page 33, line 11, change "constitution" to "Constitution"

AMENDMENT NO. 5

On page 36, line 25, following "secured" and before "by a tax" delete "bonds"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaFleur to Reengrossed Senate Bill No. 202 by Senator Cravins

AMENDMENT NO. 1

On page 5, line 28, change "Five" to "Six"

AMENDMENT NO. 2

On page 6, line 1, change "Four" to "Three"

AMENDMENT NO. 3

On page 6, line 4, after "nominee from" delete "his" and insert "each city councilmanic district within his legislative"

AMENDMENT NO. 4

On page 6, line 11, change "eleven" to "nine"

AMENDMENT NO. 5

On page 59, line 23, after "persons" and before "as" delete the comma "1" and insert "of eligible income."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, ABSENT. Lists Bajoie, Duplessis.

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

**SENATE BILL NO. 208—**  
BY SENATOR MOUNT

AN ACT

To enact Children's Code Article 603(13)(h) and Subpart G of Part III of Chapter 1 of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:358.1 through 358.9, relative to parenting coordinators; to provide for the appointment of a parenting coordinator in child custody cases; to provide for the qualifications of persons who may act as a parenting coordinator; to provide for the duties of the parenting coordinator; to provide for the payment of costs; to provide for the reporting of child abuse; to provide definitions, terms, procedures, and requirements; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 208 by Senator Mount

AMENDMENT NO. 1

On page 8, delete lines 20 through 23 in their entirety and insert the following:

**"§358.9. Limitation of liability**

**No parenting coordinator shall be personally liable for any act or omission resulting in damage, injury, or loss arising out of the exercise of his official duties and within the course and scope of his appointment by the court. However, this limitation of liability shall not be applicable if the damage, injury, or loss was caused by the gross negligence or willful or wanton misconduct of the parenting coordinator.**"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie  
Total - 1

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

**SENATE BILL NO. 217—**  
BY SENATOR MURRAY

AN ACT

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

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 217 by Senator Murray

AMENDMENT NO. 1

On page 4, at the end of line 7, delete the period "." and insert "**or more than thirty years.**"

AMENDMENT NO. 2

On page 4, line 14, change "**the district**" to "**the taxing authority levying the tax voting on the proposition**"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie  
Total - 2  
Gautreaux B

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

**SENATE BILL NO. 223—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 22:681 and R.S. 32:861(B)(2), (C)(1)(a) and (b), and 900(B)(2)(a), (b) and (c), relative to motor vehicle insurance; to provide for compulsory motor vehicle liability insurance limits; to provide for security and proof of financial responsibility; to increase the amount of insurance or security required; to increase the amount of deposit required in lieu of

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liability bond or policy; to provide insurance coverage for rental motor vehicles; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Engrossed Senate Bill No. 223 by Senator Michot

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 32.861(B)(2)" to "R.S. 32:861(B)(2)(a)."

AMENDMENT NO. 2

On page 1, line 3, after "900(B)" delete "(2)(a),(b) and (c)," and insert "(2)(c)."

AMENDMENT NO. 3

On page 2, delete lines 17 through 21 in their entirety and insert asterisks " \* \* \* "

AMENDMENT NO. 4

On page 2, line 24, delete "seventy-five" and insert "thirty"

AMENDMENT NO. 5

On page 3, line 1, delete "seventy-five" and insert "thirty"

AMENDMENT NO. 6

On page 3, line 12, delete "twenty-five" and insert "ten"

AMENDMENT NO. 7

On page 3, line 13, delete "fifty" and insert "twenty"

AMENDMENT NO. 8

On page 3, line 20, delete "twenty-five" and insert "ten"

AMENDMENT NO. 9

On page 3, line 21, delete "fifty" and insert "twenty"

AMENDMENT NO. 10

On page 4, delete lines 6 through 9 in their entirety and insert asterisks " \* \* \* "

AMENDMENT NO. 11

On page 4, after line 12, insert the following: "Section 3. This Act shall become effective on January 1, 2008."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 223 by Senator Michot

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on Insurance to Engrossed Senate Bill No. 223 on line 2, following "line 2" insert "and on page 2, line 8,"

AMENDMENT NO. 2

In House Committee Amendment No. 2 proposed by the House Committee on Insurance to Engrossed Senate Bill No. 223 on line 4, following "line 3" insert "and on page 2, line 8,"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Engrossed Senate Bill No. 223 by Senator Michot

AMENDMENT NO. 1

Delete House Committee Amendments Nos. 1 through 10 proposed by the House Committee on Insurance and adopted by the House on June 18, 2007.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johns to Engrossed Senate Bill No. 223 by Senator Michot

AMENDMENT NO. 1

On page 4, after line 12, insert the following: "Section 3. (A) The provisions of this Act shall become effective on January 1, 2008 and shall apply to new policies issued on or after January 1, 2008.

(B) The provisions of this Act shall not apply to policies already existing on January 1, 2008 until the renewal date of such policies."

AMENDMENT NO. 2

Delete Amendment No. 11 proposed by the House Committee on Insurance and adopted by the House on June 18, 2007.

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

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

Senator Michot objected.

ROLL CALL

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

YEAS

Table with 3 columns: Adley, Cain, Cheek, Ellington, Fields, Total - 13; Gautreaux B, Gautreaux N, Heitmeier, Jones, Lentini; Nevers, Schedler, Shepherd.

NAYS

Table with 3 columns: Amedee, Barham, Boasso, Broome, Cassidy, Chaisson, Duplessis, Total - 21; Dupre, Fontenot, Jackson, Malone, Marionneaux, McPherson, Michot; Mount, Murray, Quinn, Romero, Smith, Theunissen, Ullo.

ABSENT

Table with 3 columns: Mr President, Bajoie, Total - 5; Cravins, Hollis; Kostelka.

The Chair declared the amendments proposed by the House were not rejected.

ROLL CALL

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

YEAS

Table with 3 columns: Mr President, Amedee, Barham, Boasso, Broome, Cassidy, Chaisson, Duplessis, Dupre, Total - 25; Fontenot, Gautreaux B, Jackson, Jones, Malone, Marionneaux, McPherson, Michot, Mount; Murray, Quinn, Romero, Schedler, Smith, Theunissen, Ullo.

NAYS

Adley	Ellington	Kostelka
Cain	Fields	Lentini
Cheek	Gautreaux N	Nevers
Cravins	Heitmeier	Shepherd
Total - 12		

ABSENT

Bajoie	Hollis
Total - 2	

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

**SENATE BILL NO. 226—**  
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 40:4(A)(2)(b)(ii), (iii), (iv), and (v) and to enact R.S. 40:4(A)(2)(b)(vi) and (vii), relative to the sanitary code; to provide for home-generated sharps waste; to provide for the packaging, storage, treatment, and transportation of home-generated sharps waste; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 226 by Senator Fontenot

AMENDMENT NO. 1  
On page 1, line 3, delete "and (vii)"

AMENDMENT NO. 2  
On page 1, line 4, after "treatment," and before "and" insert "disposal,"

AMENDMENT NO. 3  
On page 1, line 8, delete "and (vii)"

AMENDMENT NO. 4  
On page 2, line 9, between "treatment," and "and" insert "disposal,"

AMENDMENT NO. 5  
On page 2, at the end of line 13, insert "Rules and regulations pertaining to the packaging, storage, treatment, disposal, and transportation of home-generated sharps waste shall be promulgated prior to January 1, 2009."

AMENDMENT NO. 6  
On page 2, delete lines 14 and 15 in their entirety

AMENDMENT NO. 7  
On page 2, at the beginning of line 16, delete "January 1, 2009."

AMENDMENT NO. 8  
On page 2, line 17, after "which" change "will" to "shall"

AMENDMENT NO. 9  
On page 2, line 18, change "disposable" to "disposal"

AMENDMENT NO. 10  
On page 2, line 19, change "(iv)" to "(iii)"

AMENDMENT NO. 11  
On page 2, line 27, change "(iv)" to "(iii)"

AMENDMENT NO. 12  
On page 3, line 2, change "(v)" to "(iv)"

AMENDMENT NO. 13  
On page 3, line 4, change "(vi)" to "(v)"

AMENDMENT NO. 14  
On page 3, line 6, change "(vii)" to "(vi)"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 226 by Senator Fontenot

AMENDMENT NO. 1  
In House Committee Amendment No. 3 proposed by the House Committee on Health and Welfare to Engrossed Senate Bill No. 226 on line 6, following "line 8" delete the remainder of the line and insert "change "and (vii) are" to "is""

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie	Kostelka	Mount
Total - 3		

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

**SENATE BILL NO. 232—**  
BY SENATOR BAJOIE

AN ACT

To enact Chapter 3-F of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.71 through 600.76, relative to housing counseling assistance; to provide for definitions; to provide for the source, funding and type of housing counseling assistance offered; to provide for a termination date; to provide for an effective date; and to provide for related matters.

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

**SENATE BILL NO. 234—**  
BY SENATOR SMITH AND REPRESENTATIVES CHANDLER, FANNIN AND TOWNSEND

AN ACT

To enact Subpart B-37 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.731 through 130.739, relative to economic development; to create the Winn Parish Economic Development District; to provide for the territorial jurisdiction of the district; to provide

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for a board of commissioners; to provide for employees of the district; to provide for the powers, duties, and functions of the district; to provide for obligations of the district; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 234 by Senator Smith

AMENDMENT NO. 1

On page 4, line 27, following "behalf" and before "to incur" insert "

AMENDMENT NO. 2

On page 6, line 18, following "of" and before "thirty" delete "said"

AMENDMENT NO. 3

On page 7, line 25, change "Said" to "Such"

AMENDMENT NO. 4

On page 12, line 1, change "Said" to "Such"

AMENDMENT NO. 5

On page 12, line 21, change "said" to "such"

AMENDMENT NO. 6

On page 13, line 7, change "said resolution" to "such resolution" and "said bonds" to "such bonds"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie Kostelka
Total - 2

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

SENATE BILL NO. 262—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 45:302, relative to the Louisiana Public Service Commission; to prohibit the supply of natural gas to a local distributing system from being disconnected or shut-off without prior notice or opportunity for a hearing; authorizes the Louisiana Public Service Commission to promulgate certain rules and regulations; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Engrossed Senate Bill No. 262 by Senator Adley

AMENDMENT NO. 1

On page 2, line 5, change "must" to "shall"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Engrossed Senate Bill No. 262 by Senator Adley

AMENDMENT NO. 1

On page 2, line 3, after "or" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert the following: "shut off unless the local distribution system is given at least ninety days written notice of such disconnect or shut off and at least one public hearing is held by the Louisiana Public Service Commission prior to such disconnect or shutoff; however, this ninety day notice may be extended by an order of the Louisiana Public Service Commission. The Louisiana"

AMENDMENT NO. 2

On page 2, line 8, between "consider" and "whether" insert the following: "whether or not the local distribution system has agreed to shut off the pipeline for a specific period of time; the length of time required to obtain public financing; time constraints necessary to construct necessary facilities; time constraints and requirements of the State Bond Commission; time constraints and requirements of the Federal Energy Regulatory Commission;"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Malone
Total - 1



ABSENT

Bajoie Michot Schedler  
Total - 3

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

Mr. President in the Chair

SENATE BILL NO. 275—

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 40:1849(C)(1), relative to the transportation of liquefied petroleum gas; to exclude drivers transporting certain quantities from certain personnel competency requirements; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 275 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:1849(C)(1)" and before the comma "," insert "and to enact R.S. 40:1847.1(E)"

AMENDMENT NO. 2

On page 1, line 4, after "requirements;" and before "and to" insert "to provide for permit requirements and exceptions;"

AMENDMENT NO. 3

On page 1, line 6, after "reenacted" and before "to read" insert "and R.S. 40:1847.1(E) is hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 6 and 7, insert the following:  
"§1847.1. Permits; exceptions  
\* \* \*

**E. Those persons, firms, or corporations engaged in the transportation of liquefied petroleum gas in containers which qualify for the exemption provided for in R.S. 40:1849(C)(1)(b), shall not be required to obtain a permit as required by R.S. 40:1847, provided their normal and routine business is not primarily the transportation of liquefied petroleum gases.**  
\* \* \*

AMENDMENT NO. 5

On page 2, delete lines 4 through 7 in their entirety and insert in lieu thereof the following:

**"(b) The provisions of this Paragraph shall not apply to drivers transporting three hundred gallons or less of liquefied petroleum gas, in twenty-five gallon or more, maximum liquefied petroleum gas capacity containers, which containers conform to United States Department of Transportation specifications, if the driver's normal and routine duties are not the transportation of liquefied petroleum gases."**

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Ellington McPherson

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

Total - 38

NAYS

Total - 0

ABSENT

Bajoie  
Total - 1

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

SENATE BILL NO. 286—

BY SENATORS HEITMEIER, BAJOIE, N. GAUTREAUX, HINES, MARIONNEAUX AND NEVERS

AN ACT

To amend and reenact 33:2218.2(A)(2) and to enact R.S. 33:2002(A)(4), relative to supplemental pay; to provide for supplemental pay for certain sworn, commissioned full-time law enforcement officers of certain state agencies and political subdivisions providing police services within certain municipalities; to provide for supplemental pay for certain fire protection officers; to provide for effectiveness; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 286 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 16, after "thousand" insert "according to the latest federal decennial census"

AMENDMENT NO. 2

On page 2, line 21, after "thousand" and before the comma "," insert "according to the latest federal decennial census"

AMENDMENT NO. 3

On page 2, line 26, after "thousand" insert "according to the latest federal decennial census"

AMENDMENT NO. 4

On page 3, line 21, after "thousand" insert "according to the latest federal decennial census"

AMENDMENT NO. 5

On page 4, line 15, after "thousand" and before the comma "," insert "according to the latest federal decennial census"

AMENDMENT NO. 6

On page 4, line 20, after "thousand" insert "according to the latest federal decennial census"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 286 by Senator Heitmeier

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AMENDMENT NO. 1

On page 1, line 2, following "reenact" and before "33:2218.2(A)(2)" insert "R. S."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie
Total - 1

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

SENATE BILL NO. 290— BY SENATOR SMITH

AN ACT

To enact Chapter 6-A of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:1271 through 1282, relative to motor vehicles; to provide for the Louisiana Vehicle Protection Product Act; to provide for definitions; to provide for the scope; to provide for registration and filing requirements; to provide requirements for licensure; to provide for warranty conditions and requirements; to provide for disclosure; to provide for prohibitions; to provide for record keeping; to provide for sanctions; to provide for rulemaking; to provide for applicability; to provide for severability; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 290 by Senator Smith

AMENDMENT NO. 1

On page 2, line 16, change "Service contract" to "Vehicle mechanical breakdown insurance policy" and change "under" to "pursuant to"

AMENDMENT NO. 2

On page 2, delete line 17 in its entirety and insert "R.S. 22:1800(7)."

AMENDMENT NO. 3

On page 3, line 24, before "Insurance" insert "Louisiana"

AMENDMENT NO. 4

On page 3, line 25, change "Service contract" to "Vehicle mechanical breakdown insurance policy"

AMENDMENT NO. 5

On page 4, line 3, delete "Registration" and insert "License"

AMENDMENT NO. 6

On page 4, line 5, change "registered with" to "licensed by"

AMENDMENT NO. 7

On page 7, between lines 12 and 13, insert the following: "(5) Other provisions and conditions the commission may adopt and promulgate by rule."

AMENDMENT NO. 8

On page 10, line 16, after "may" delete the colon ":" and insert "take such enforcement action, including without limitation, such orders and fines as are authorized in Chapter 6 of Title 32 of the Louisiana Revised Statutes of 1950."

AMENDMENT NO. 9

On page 10, delete lines 17 through 29 in their entirety

AMENDMENT NO. 10

On page 11, delete lines 1 through 10 in their entirety

AMENDMENT NO. 11

On page 11, line 21, after "after" change "January" to "September"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 290 by Senator Smith

AMENDMENT NO. 1

On page 3, line 28, following "the" and before "Insurance" insert "Louisiana"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pinac to Reengrossed Senate Bill No. 290 by Senator Smith

AMENDMENT NO. 1

On page 1, at the end of line 8, delete "to" and at the beginning of line 9, delete "provide for severability;"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Bajoie  
Total - 1

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

**SENATE BILL NO. 334—**  
BY SENATORS SHEPHERD, QUINN, LENTINI AND ULLO AND REPRESENTATIVES ANSARDI, DAMICO, HARRIS, LABRUZZO, MARTINY, TOOMY AND TUCKER  
AN ACT

To enact R.S. 33:1373, relative to the procedures for eliminating deleterious property; to provide with respect to enforcing health, safety and welfare ordinances in Jefferson Parish, or otherwise enforcing ordinances relating to violations of public health, housing, fire code, environmental, building code, zoning, historic district, permitting, vegetation and nuisance ordinances in Jefferson Parish; to provide for definitions; to provide for an effective date; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 334 by Senator Shepherd

AMENDMENT NO. 1  
On page 1, line 2, after "To enact" and before "R.S. 33:1373," insert "R.S. 13:621.24.1 and"

AMENDMENT NO. 2  
On page 1, at the end of line 6, insert "to provide for an environmental docket for the Twenty-Fourth Judicial District Court;"

AMENDMENT NO. 3  
On page 1, between lines 9 and 10, insert:  
"Section 1. R.S. 13:621.24.1 is hereby enacted to read as follows:  
**§621.24.1. Separate environmental docket of the Twenty-Fourth Judicial District Court**

**A separate environmental docket of the Twenty -Fourth Judicial District Court is established and shall be heard by Division "J" of the court, into which the public authority, as defined in R.S. 33:1373(B)(6), or other party may request allotment or transfer of cases brought pursuant to R.S. 33:1373."**

AMENDMENT NO. 4  
On page 1, line 10, after "Section" and before "R.S." change "1." to "2."

AMENDMENT NO. 5  
On page 5, at the end of line 10, insert "**that is on the environmental docket of the Twenty-Fourth Judicial District Court**"

AMENDMENT NO. 6  
On page 5, line 16, after "Section" and before "This" change to "2." to "3."

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

YEAS

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

NAYS

Total - 0

ABSENT

Amedee	Kostelka
Bajoie	Quinn
Total - 4	

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

**Rules Suspended**

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

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

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

**Called from the Calendar**

Senator Jackson asked that Senate Bill No. 341 be called from the Calendar at this time.

**SENATE BILL NO. 341—**  
BY SENATOR JACKSON  
AN ACT

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

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 341 by Senator Jackson

AMENDMENT NO. 1  
On page 1, line 2, between "R.S. 47:297.7" and the comma "," insert "and to repeal R.S. 47:297(D)"

AMENDMENT NO. 2  
On page 1, line 3, between "state tax;" and "and" insert "to repeal the tax credit for certain educational expenses;"

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AMENDMENT NO. 3

On page 1, between lines 15 and 16, insert the following: "Section 2. R.S. 47:297(D) is hereby repealed in its entirety."

AMENDMENT NO. 4

On page 1, at the beginning of line 16, change "Section 2." to "Section 3."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 341 by Senator Jackson

AMENDMENT NO. 1

On page 2, line 1, at the beginning of the line change "Section 3." to "Section 4."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed Senate Bill No. 341 by Senator Jackson

AMENDMENT NO. 1

Delete the set of four House Committee Amendments proposed by the House Ways and Means Committee and adopted by the House of Representatives on June 20, 2007.

AMENDMENT NO. 2

Delete the House Floor Amendment proposed by the Legislative Bureau and adopted by the House of Representatives on June 20, 2007.

AMENDMENT NO. 3

On page 1, line 8, change "five percent" to "three and one-half percent"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing members present for yeas: Mr President, Ellington, McPherson, Adley, Fields, Michot, Amedee, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn, Cain, Hollis, Romero, Cassidy, Jackson, Schedler, Chaisson, Jones, Shepherd, Cheek, Kostelka, Smith, Cravins, Lentini, Theunissen, Duplessis, Malone, Ullo, Dupre, Marionneaux. Total - 38

NAYS

Total - 0

ABSENT

Bajoie Total - 1

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

Recess

On motion of Senator Mount, the Senate took a recess until 2:00 o'clock P.M.

After Recess

The Senate was called to order at 2:00 o'clock P.M. by the President of the Senate.

ROLL CALL

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

PRESENT

Table listing members present: Mr President, Dupre, Marionneaux, Adley, Ellington, McPherson, Amedee, Fields, Michot, Bajoie, Fontenot, Mount, Barham, Gautreaux B, Murray, Boasso, Gautreaux N, Nevers, Broome, Heitmeier, Quinn, Cain, Hollis, Romero, Cassidy, Jackson, Schedler, Chaisson, Jones, Shepherd, Cheek, Kostelka, Smith, Cravins, Lentini, Theunissen, Duplessis, Malone, Ullo. Total - 39

ABSENT

Total - 0

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

Senate Business Resumed

Messages from the Governor

The following messages from the Governor were received and read as follows:

STATE OF LOUISIANA Office of the Governor Baton Rouge, Louisiana 70804

June 11, 2007

Honorable Donald E. Hines, MD Louisiana State Senate P.O. Box 94183 Baton Rouge, LA 70804

Attention: Sheri Connelly

Mr. President,

Please be advised that the following individuals have been commissioned as Notaries Public for the parishes indicated from May 28, 2007 through June 11, 2007.

In compliance with Louisiana Revised Statute 35:1, I hereby present them for the advice and consent of the Senate.

Appreciatively, KATHLEEN BABINEAUX BLANCO Governor

**Ascension**

Rusty Messer  
P.O. Box 728  
Prairieville, LA 70769

**Bossier**

Sarah Jo Cooper  
5513 Kristen Avenue  
Bossier City, LA 71112

Melissa N. Morris  
900 Pierremont Rd., Ste. 111  
Shreveport, LA 71106

Edwina C. Whitlow  
2000 Century Tel Center  
Bossier City, LA 71112

**Caddo**

Lia R. Borcharding  
3671 Lucas Lane  
Shreveport, LA 71107

Linn A. Schott  
3206 East Wood Dr.  
Shreveport, LA 71105

Rendi B. Wiggins  
400 Texas St., Ste. 400  
Shreveport, LA 71101

Tia J. Young  
8700 Millicent Way, Apt. 1901  
Shreveport, LA 71115

**Calcasieu**

John T. Onellion  
1302 13th St.  
Lake Charles, LA 70601-7612

**Desoto**

Kelle L. Walker  
154 Clinton Dr.  
Stonewall, LA 71078

**East Baton Rouge**

Gregory Burrell  
5550 N. Foster Dr.  
Baton Rouge, LA 70805

Elizabeth A. Hunt  
1575 Church Street  
Zachary, LA 70791

Vergie L. Riley  
12074 New Castle Ave., #2609  
Baton Rouge, LA 70816

Matt N. Terrell  
8550 United Plaza Blvd., Ste. 202  
Baton Rouge, LA 70809

**Iberia**

Erica J. Rose  
P.O. Box 626  
St. Martinville, LA 70582

John C. West  
101 Taylor St.  
New Iberia, LA 70560

**Jefferson**

Ian Charles Barras  
1100 Poydras Street, Ste. 2700  
New Orleans, LA 70163

Kati M. Cox  
400 Poydras St., 30th Floor  
New Orleans, LA 70130

Elizabeth T. Crochet  
200 Derbigny St., Ste. 3400  
Gretna, LA 70053

Quincy Crochet  
195 Greenbriar Blvd., Ste. 200  
Covington, LA 70433

Carolyn B. Hennesy  
1100 Poydras Street, Ste. 3200  
New Orleans, LA 70163

Mitchell J. Hoffman  
701 Poydras St., Ste. 3600  
New Orleans, LA 70139

Tina Motwani  
7608 St. Charles, Apt. H  
New Orleans, LA 70118

Rachel Amy Smith  
2121 Ridgelake Dr., Ste. 200  
Metairie, LA 70001

Michael E. Soileau, Jr.  
3029 Kentucky Ave.  
Kenner, LA 70065

Jo Ann Thompson  
4845 Wabash St., #13  
Metairie, LA 70001

Frederick W. Veters, Jr.  
500 Poydras St., Ste. 210-B  
New Orleans, LA 70130

Charles B. Wilmore  
701 Poydras St., Ste. 5000  
New Orleans, LA 70139

Brian Anthony Woods, Jr.  
3267 Chateau Blvd.  
Kenner, LA 70065

**Lafayette**

Melody A. Allen  
212 Digby Ave.  
Lafayette, LA 70508

Frances M. Prados  
1155-B Russo-Milazzo Rd.  
St. Martinville, LA 70582

**Lafourche**

Cassie M. Rodrigue  
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Thibodaux, LA 70302

**Natchitoches**

Penelope L. Ivey  
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Natchitoches, LA 71457

**Orleans**

Ralph R. Alexis IV  
1546 Gretna Blvd.  
Harvey, LA 70058

Gissel Ferriol  
3838 N. Causeway Blvd., 29th Fl.  
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909 Poydras St., Ste. 3500  
New Orleans, LA 70112

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P.O. Box 871701  
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Janelle R. Massey  
4010 Virgil Blvd.  
New Orleans, LA 70122

Heather Begnaud McGowan  
546 Carondelet St.  
New Orleans, LA 70130

Daya Jennifer Naef  
8006 Nelson St.  
New Orleans, LA 70125

Sarah Shannahan  
201 St. Charles Ave., 45th Fl.  
New Orleans, LA 70170

Lori Allen Waters  
837 Gravier Street, Ste. 1102  
New Orleans, LA 70112

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909 Poydras St., 20th Fl.  
New Orleans, LA 70112

**Ouachita**

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P.O. Box 190  
Jonesboro, LA 71251

Lacy W. Miletello  
1500 North 19th St.  
Monroe, LA 71201

**Rapides**

Marilyn Monsour Blalock  
4246 Aspen Court  
Pineville, LA 71360

Brenda S. Wilks  
3600 Jackson St., Ste. 106A  
Alexandria, LA 71303

Susan R. Wyatt  
1412 Centre Court, Ste. 202  
Alexandria, LA 71301

**St. Charles**

Charles Chauvin  
3616 S. I-10 Service Rd. W #109  
Metairie, LA 70001

**St. Landry**

Melina V. Aguiard  
910 West Ash Ave.  
Eunice, LA 70535

**St. Tammany**

M. Claire Durio  
1100 Poydras St., 30th Fl.  
New Orleans, LA 70163

Charles A. Snyder  
909 Poydras St., Ste. 2300  
New Orleans, LA 70112

William M. Stephens  
70533 Hwy 21, Ste. 214  
Covington, LA 70433

Wayne T. Stewart  
1080 West Causeway Approach  
Mandeville, LA 70471

Elizabeth L. Voss  
29092 Krentel Rd.  
Lacombe, LA 70445

**Tangipahoa**

Frank J. Divittorio  
200 North Cate St.  
Hammond, LA 70401

**Terrebonne**

Connie L. Johnson  
502 Roussell Street  
Houma, LA 70360

**Washington**

James S. Knight  
1073 Cleveland Street  
Franklinton, LA 70438

**Messages from the House**

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 29 by Representative Frith, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 532 by Representative Daniel, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 676 by Representative Smiley, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 730 by Representative Jackson, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 815 by Representative LaFleur, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 308 by Representative Baldone:

Representatives Baldone, Ansardi and Gary Smith.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 532 by Representative Daniel:

Representatives Daniel, Lancaster and Pitre.

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

**Message from the House**

**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 671 by Representative Salter:

Representatives Salter, Schneider and DeWitt.

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

**Rules Suspended**

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

**Introduction of Resolutions,  
Senate and Concurrent**

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

**SENATE RESOLUTION NO. 135—**

BY SENATOR SHEPHERD

**A RESOLUTION**

To commend Brother Norman Taylor of Mount Hermon Baptist Church on his many outstanding achievements.

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

**SENATE RESOLUTION NO. 136—**

BY SENATOR SHEPHERD

**A RESOLUTION**

To commend Kimberly Lynn Riley for her many contributions made to help others walk in the spirit and for her tireless ministry in the New Home Family Worship Center of Algiers, Louisiana, an ancillary of New Home Ministries, the fastest growing organization of its kind in the river parishes.

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

**SENATE RESOLUTION NO. 137—**

BY SENATOR SHEPHERD

**A RESOLUTION**

To recognize and commend Wilmer Garrison upon the occasion of his one hundredth birthday.

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

**SENATE RESOLUTION NO. 138—**

BY SENATOR CASSIDY

**A RESOLUTION**

To urge and request the Department of Insurance to study the possibility of developing a minimum policy of health insurance coverage with emphasis on primary care.

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

**SENATE CONCURRENT RESOLUTION NO. 124—**

BY SENATOR MOUNT AND REPRESENTATIVE ELCIE GUILLORY

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to memorialize that portion of Enterprise Boulevard from Broad Street north to Interstate 10 in Lake Charles as "Nellie Lutcher Memorial Parkway" and to erect signage along this route reflecting this designation.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Cheek	Heitmeier	Shepherd
Duplessis	Jackson	
Ellington	Nevers	
Total - 7		

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

**SENATE CONCURRENT RESOLUTION NO. 125—**

BY SENATORS HINES, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CASSIDY, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, 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 express the sincere and heartfelt condolences of the Legislature of Louisiana and its staff upon the death of John M. LaPlante, Jr., Capitol News Bureau Editor for The Advocate.

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

**NAYS**

Total - 0

**ABSENT**

Ellington	Shepherd
Total - 2	

June 26, 2007

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

SENATE CONCURRENT RESOLUTION NO. 126—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Homeland Security and Emergency Preparedness to establish a committee to study the issue of providing appropriate housing for registered sexual offenders during a declared state of emergency.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Ellington	Shepherd
Total - 2	

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

Messages from the House

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 960 by Representative K. Carter, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Rules Suspended

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

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

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

Called from the Calendar

Senator Boasso asked that Senate Bill No. 22 be called from the Calendar at this time.

SENATE BILL NO. 22—

BY SENATOR BOASSO

AN ACT

To amend and reenact R.S. 18:1300.2(B) and 1300.3(A), relative to recall elections; to provide for the collection of electors' signatures on recall petitions; to provide for registrar of voters certification; to provide for the total number of voters in a voting area; to provide for a definition of statewide elected official; to provide for statewide elected officials and state legislators; and to provide for related matters.

On motion of Senator Boasso, the bill was read by title and withdrawn from the files of the Senate.

Called from the Calendar

Senator Marionneaux asked that Senate Bill No. 107 be called from the Calendar at this time.

SENATE BILL NO. 107—

BY SENATOR MARIONNEAUX

AN ACT

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

On motion of Senator Marionneaux, the bill was read by title and withdrawn from the files of the Senate.

Called from the Calendar

Senator Malone asked that Senate Bill No. 118 be called from the Calendar at this time.

SENATE BILL NO. 118—

BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 29:412 and 414, relative to credit in retirement systems for service in the uniformed services; to provide for payment of contributions to public retirement systems for such service credit; to provide for time periods for payment of such contributions; to specify that certain employees of the city of Bossier City shall have certain employee contributions funded by their employer; to provide for refunds of certain previously paid amounts; to prohibit the use of certain assessments against insurers for payment of such contributions; to provide for an effective date; and to provide for related matters.

On motion of Senator Malone, the bill was read by title and withdrawn from the files of the Senate.

Called from the Calendar

Senator Adley asked that Senate Bill No. 132 be called from the Calendar at this time.



**SENATE BILL NO. 132—**  
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 48:78, relative to the Transportation Trust Fund; to prohibit the use of monies in the fund for the operational budget of the Department of Transportation and Development; to provide for an effective date; and to provide for related matters.

On motion of Senator Adley, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Bajoie asked that Senate Bill No. 212 be called from the Calendar at this time.

**SENATE BILL NO. 212—**

BY SENATORS BAJOIE, DUPLESSIS AND SHEPHERD  
AN ACT

To amend and reenact R.S. 13:901, R.S. 44:71, and Chapter 2-A of Title 44 of the Louisiana Revised Statutes of 1950, comprised of R.S. 44:181 through 185, relative to the creation of the Real Estate Office for Orleans Parish; to create the office and provide for the real estate officer; to provide relative to the register of conveyances, the office and custodian of notarial records, and the office of the recorder of mortgages for the parish of Orleans; to provide for an effective date; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Jones asked that Senate Bill No. 225 be called from the Calendar at this time.

**SENATE BILL NO. 225—**

BY SENATOR JONES  
AN ACT

To enact R.S. 18:104.1, relative to elections; to provide for registration; to provide for application for registration; to provide for in-person registration and voting; and to provide for related matters.

On motion of Senator Jones, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Murray asked that Senate Bill No. 263 be called from the Calendar at this time.

**SENATE BILL NO. 263—**

BY SENATOR MURRAY  
AN ACT

To enact R.S. 33:4720.58.1, relative to the New Orleans Community Improvement Act; to provide for an expedited procedure to quiet title regarding certain immovable property; to provide for notice; to provide for the form of the petition to quiet title; to provide for an expedited hearing; to provide for due process; and to provide for related matters.

On motion of Senator Murray, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Fields asked that Senate Bill No. 267 be called from the Calendar at this time.

**SENATE BILL NO. 267—**  
BY SENATOR FIELDS

AN ACT

To enact R.S. 49:663.5 and to repeal R.S. 36:4(H) and Part V of Chapter 2 of Title 49 of the Louisiana Revised Statutes of 1950, comprised of R.S. 49:220.1 through 220.7, relative to state administration; to provide for the office of community development; to provide for distribution of block grant funding in response to hurricanes Katrina and Rita; to provide for legislative oversight; to provide that the office of community development is the successor to the abolished authority; to provide for the transfer of powers, duties, functions, responsibilities and to otherwise provide for implementation; and to provide for related matters.

On motion of Senator Fields, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Fields asked that Senate Bill No. 268 be called from the Calendar at this time.

**SENATE BILL NO. 268—**

BY SENATOR FIELDS  
AN ACT

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

On motion of Senator Fields, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Fontenot asked that Senate Bill No. 283 be called from the Calendar at this time.

**SENATE BILL NO. 283—**

BY SENATOR FONTENOT  
AN ACT

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

On motion of Senator Fontenot, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Shepherd asked that Senate Bill No. 293 be called from the Calendar at this time.

**SENATE BILL NO. 293—**

BY SENATOR SHEPHERD  
AN ACT

To enact R.S. 33:1420.16, relative to the Manhattan Boulevard corridor, an economic development district in Jefferson Parish; to provide for the authority to levy taxes; to provide for an effective date; and to provide for related matters.

On motion of Senator Shepherd, the bill was read by title and withdrawn from the files of the Senate.

June 26, 2007

**Called from the Calendar**

Senator Murray asked that Senate Bill No. 317 be called from the Calendar at this time.

**SENATE BILL NO. 317—**  
BY SENATOR MURRAY

AN ACT

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

On motion of Senator Murray, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Shepherd asked that Senate Bill No. 140 be called from the Calendar at this time.

**SENATE BILL NO. 140—**  
BY SENATOR SHEPHERD

AN ACT

To enact R.S. 33:2740.67, relative to the creation of an economic development district in Jefferson Parish; to provide for governance and administration of the district; to provide for the powers and duties of the governing authority, including the authority to levy taxes and issue bonds subject to voter approval; to provide for an effective date; and to provide for related matters.

On motion of Senator Shepherd, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Kostelka asked that Senate Bill No. 273 be called from the Calendar at this time.

**SENATE BILL NO. 273—**  
BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 9:3550(G)(2) and (3)(a), relative to insurance premium finance; to provide for actions to be taken by a premium finance company to cancel an insurance contract when the loan payments are not made; and to provide for related matters.

On motion of Senator Kostelka, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Heitmeier asked that Senate Bill No. 284 be called from the Calendar at this time.

**SENATE BILL NO. 284—**  
BY SENATOR HEITMEIER

AN ACT

To provide for the expenditure of state funds; to direct the commissioner of administration to change the expenditure limit for Fiscal Year 2006-2007; to provide with respect to the use of certain state funds; and to provide for related matters.

On motion of Senator Heitmeier, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Shepherd asked that Senate Bill No. 318 be called from the Calendar at this time.

**SENATE BILL NO. 318—**  
BY SENATOR SHEPHERD

AN ACT

To enact R.S. 38:346, relative to advising the division of administration on the management of non-flood protection functions and activities of certain levee districts; to create the Greater New Orleans Economic Development Authority; to provide for its membership; to provide for its powers, duties, and functions; to provide for effectiveness; and to provide for related matters.

On motion of Senator Shepherd, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Jones asked that Senate Bill No. 320 be called from the Calendar at this time.

**SENATE BILL NO. 320—**  
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 18:115(F)(2)(d)(i) and 1308.3(A)(1), (2)(a) and (B) and to enact R.S. 18:401.4, relative to the election code; to provide for early voting in an election conducted pursuant to an emergency plan; to allow registered voters of an affected area to vote during early voting in the offices of the registrars in certain parishes for certain elections; to provide relative to the manner of conducting the early voting in other parishes; to require the secretary of state to assist the registrars of voters in conducting early voting; to provide for absentee by mail voting; to provide for early voting; to provide for absentee voting by mail by temporarily displaced persons; to provide for the application to such persons of certain provisions relative to absentee voting by mail by United States service members and persons residing outside the United States; to require an affidavit attesting to the voter's eligibility; to provide for the effectiveness of the provisions; and to provide for related matters.

On motion of Senator Jones, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Jackson asked that Senate Bill No. 353 be called from the Calendar at this time.

**SENATE BILL NO. 353—**  
BY SENATORS JACKSON, N. GAUTREAUX, MALONE,  
MARIONNEAUX, MICHOT AND MURRAY

AN ACT

To amend and reenact R.S. 47:32(A)(1) and 295(B), relative to the individual income tax; to reduce the income taxes of individuals of certain incomes; and to provide for related matters.

On motion of Senator Jackson, the bill was read by title and withdrawn from the files of the Senate.

**Called from the Calendar**

Senator Bajoie asked that Senate Bill No. 363 be called from the Calendar at this time.

**SENATE BILL NO. 363— (Substitute of Senate Bill No. 84 by  
Senator Bajoie)**

BY SENATOR BAJOIE

AN ACT

To enact R.S. 17:1990(B)(4)(b)(v), relative to the Recovery School District; to require the district to develop a plan for the use of school land, buildings, facilities, and property that are part of certain transferred schools; to provide for the return of stewardship and control of certain unused school property to the transferring school system; to provide for timelines; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and withdrawn from the files of the Senate.

**Messages from the House**

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 402 by Representative Elcie Guillory, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 225 by Representative St. Germain, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Rules Suspended**

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

**House Concurrent Resolutions  
on Second Reading,  
Subject to Call**

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

**Called from the Calendar**

Senator Amedee asked that House Concurrent Resolution No. 134 be called from the Calendar at this time.

**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. Senator Amedee moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Barham	Duplessis
Total - 2	

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

**Motion to Consider**

Senator Jones moved the adoption of a motion to allow the Senate to consider House Bill No. 767 on Third Reading and Final Passage after the 57<sup>th</sup> calendar day, pursuant to the consent of the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr President	Dupre	Quinn
Adley	Ellington	Romero
Barham	Gautreaux B	Shepherd
Boasso	Gautreaux N	Smith
Cassidy	Jackson	Theunissen
Chaisson	Jones	
Cravins	Nevers	
Total - 19		

**NAYS**

Amedee	Duplessis	Marionneaux
Bajoie	Fields	Mount
Broome	Fontenot	Murray
Cain	Hollis	Schedler
Cheek	Malone	Ullo
Total - 15		

**ABSENT**

Heitmeier	Lentini	Michot
Kostelka	McPherson	
Total - 5		

The Chair declared that the Senate refused to grant the motion to consider House Bill No. 767 after the 57<sup>th</sup> calendar day.

June 26, 2007

**Motion to Consider**

Senator Duplessis moved the adoption of a motion to allow the Senate to consider House Bill No. 926 on Third Reading and Final Passage after the 57<sup>th</sup> calendar day, pursuant to the consent of the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 32

**NAYS**

Malone	Ullo
--------	------

Total - 2

**ABSENT**

Mr President	Heitmeier	Lentini
Bajoie	Kostelka	

Total - 5

The Chair declared that the motion to allow the Senate to consider House Bill No. 926 after the 57<sup>th</sup> calendar day was adopted and the bill may be considered pursuant to the consent of the House.

**Motion to Consider**

Senator Duplessis moved the adoption of a motion to allow the Senate to consider House Bill No. 940 on Third Reading and Final Passage after the 57<sup>th</sup> calendar day, pursuant to the consent of the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Dupre	Murray
Bajoie	Ellington	Quinn
Boasso	Fields	Romero
Broome	Gautreaux B	Schedler
Chaisson	Jackson	Shepherd
Cheek	Jones	Smith
Cravins	Marionneaux	Ullo
Duplessis	Mount	

Total - 23

**NAYS**

Amedee	Fontenot	Nevers
Barham	Gautreaux N	Theunissen
Cain	Hollis	
Cassidy	Malone	

Total - 10

**ABSENT**

Mr President	Kostelka	McPherson
Heitmeier	Lentini	Michot

Total - 6

The Chair declared that the Senate refused to grant the motion to hear House Bill No. 940 after the 57<sup>th</sup> calendar day.

**Messages from the House**

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 431 by Representative Farrar, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 414 by Representative Kleckley, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Senator Michot in the Chair**

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

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

**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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Quezaire to Reengrossed Senate Bill No. 146 by Senator Dupre

**AMENDMENT NO. 1**

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 47:481, to"

**AMENDMENT NO. 2**

On page 1, line 3, after "39:100.51," delete the remainder of the line and insert the following: "to enact R.S. 48:77, and to repeal Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:196, relative to the dedication of monies for infrastructure, highway, and coastal protection purposes; to provide for the deposit, investment, and use of certain monies in the Transportation Trust Fund; to provide for the creation"

**AMENDMENT NO. 3**

On page 5, between lines 9 and 10, insert the following:

"Section 2. R.S. 47:481 is hereby amended and reenacted to read as follows:

**§481. Disposition of collections**

Except as provided in R.S. 47:480, all fees and taxes provided for in this Chapter, including the permit fees, shall be paid to the state treasurer on or before the tenth day of each month following their collection and shall be credited to the ~~account of the state general fund, State Highway Improvement Fund, Transportation Trust Fund, and the state highway fund No. 2,~~ as provided by law.

Section 3. R.S. 48:77 is hereby enacted to read as follows:

**§77. Transportation Trust Fund; dedication and uses of monies**

**A.** Whereas Article VII, Section 27(B) of the Constitution of Louisiana authorizes the legislature to dedicate as well as appropriate monies in the Transportation Trust Fund, hereinafter referred to as the "fund", solely and exclusively for costs associated with roads and bridges of the state and federal highway systems, the Statewide Flood-Control Program, ports, airports, and transit, among others, the legislature hereby declares its intent to dedicate such monies to ensure that the funds are expended upon those constitutional purposes which the legislature considers most important.

**B.**(1) Beginning July 1, 2008, and each year thereafter, monies in the Transportation Trust Fund which are available to be appropriated for roads, bridges, transit, airports, flood control, ports, and the Parish Transportation Fund shall be dedicated and appropriated solely and exclusively for the specific allocations enumerated in Article VII, Section 27(B) of the Constitution of Louisiana, for costs for the design and construction of such infrastructure, and to pay principal, interest, or premium, if any, and other obligations incidental to the issuance, security, and payment of bonds or other obligations related to such infrastructure costs, and as further provided herein. A combined total amount of at least fifty million dollars payable from monies deposited into the State Highway Improvement Account and the Priority Program Account within the Transportation Trust Fund shall be annually dedicated and appropriated solely and exclusively to fund projects on any highway which is part of the state highway system, but is ineligible for federal highway funding assistance.

(2) Monies in the fund shall be available for appropriation, dedication, or use by state police for traffic control purposes, but only in the event that all other eligible costs as enumerated in Article VII, Section 27(B) of the Constitution of Louisiana and the purposes provided in this Section have been fully funded.

(3) In no event shall monies in the Transportation Trust Fund be appropriated, dedicated, or otherwise used, directly or indirectly, for expenses for retirement contributions or health care contributions.

**C.** There is hereby created, as a special account in the Transportation Trust Fund, the State Highway Improvement Account, hereinafter referred to as the "improvement account". The source of monies in the improvement account shall be registration and license fees and taxes on trucks and trailers collected by the state pursuant to R.S. 47:462, and as provided in R.S. 47:481. Beginning July 1, 2008, and each fiscal year thereafter, after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, and after making the allocation for state highway fund No. 2, the treasurer shall deposit into the improvement account an amount equal to the residual of such collections as provided in R.S. 47:481.

(1) The monies in the State Highway Improvement Account shall be subject to an annual appropriation by the legislature and only

be used as provided in Paragraph (2) of this Subsection. The monies in the improvement account 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 and credited to the improvement account. All unexpended and unencumbered monies remaining in the improvement account at the end of the fiscal year shall remain to the credit of the improvement account.

(2) Monies appropriated from the State Highway Improvement Account shall be used exclusively by the Department of Transportation and Development for funding projects for any highway which is part of the state highway system, but is ineligible for federal highway funding assistance. Such projects shall include but not be limited to design, preventive maintenance, rehabilitation, restoration, and improvement of the state-maintained system of highways. In addition, these funds may be used to complete all of the preconstruction activities, such as planning, survey, design, engineering, right-of-way acquisition, and utility relocations associated with such projects.

**D.** Beginning July 1, 2008, and each fiscal year thereafter, the avails of the tax imposed by Chapters 2, 2-A, and 2-B of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950 from the sale at retail, the use, the lease or rental, the distribution, the consumption, and the storage for use or consumption of motor vehicles, as presently defined in and as provided by Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, subject to the tax exemptions provided in Chapter 2 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, shall be credited to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all the obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall pay the remainder of such monies into the Transportation Trust Fund to be credited as follows:

(1) There is hereby created, as a special account in the Transportation Trust Fund, the Priority Program Account. Eighty-six percent of the monies paid into the Transportation Trust Fund as provided by this Subsection shall be credited to the Priority Program Account, and not less than thirty percent of such monies provided in this Paragraph shall be dedicated to capacity projects.

(a) Subject to an annual appropriation by the legislature, the monies in the Priority Program Account shall be used exclusively for priority projects as provided by R.S. 48:229.

(b) All unexpended and unencumbered monies in the Priority Program Account at the end of the fiscal year shall remain in the Priority Program Account. The monies in the Priority Program Account shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to the Priority Program Account.

(2) There is hereby created, as a special account in the Transportation Trust Fund, the Transportation Mobility Account. Seven percent of the monies paid into the Transportation Trust Fund as provided by this Subsection shall be credited to the Transportation Mobility Account.

(a) Subject to an annual appropriation by the legislature, the monies in the Transportation Mobility Account shall be used exclusively for transfer to the Transportation Mobility Fund and the purposes provided in R.S. 48:2111 et seq.

(b) All unexpended and unencumbered monies in the Transportation Mobility Account at the end of the fiscal year shall remain in the Transportation Mobility Account. The monies in the Transportation Mobility Account shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to the Transportation Mobility Account.

(3) There is hereby created, as a special account in the Transportation Trust Fund, the Port Construction and Development Priority Program No. 2 Account. Seven percent of the monies paid into the Transportation Trust Fund as provided by this Subsection shall be credited to the Port Construction and Development Priority Program No. 2 Account.

(a) Subject to an annual appropriation by the legislature, the monies in the Port Construction and Development Priority Program No. 2 Account shall be used exclusively for port priority projects as provided in Chapter 47 of Title 34 (R.S. 34:3451 through 3463).

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(b) All unexpended and unencumbered monies in the Port Construction and Development Priority Program No. 2 Account at the end of the fiscal year shall remain in the Port Construction and Development Priority Program No. 2 Account. The monies in the Port Construction and Development Priority Program No. 2 Account shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to the Port Construction and Development Priority Program No. 2 Account.

(c) The monies deposited into the Port Construction and Development Priority Program No. 2 Account are intended to provide additional monies to fund projects in the Port Construction and Development Priority Program and shall be used solely to supplement existing funding of the Port Construction and Development Priority Program provided by the provisions of Article 7, Section 27 of the Constitution of Louisiana.

(d) Nothing in this Section is intended to interfere with or supplant the prioritization and ranking of projects in the Port Construction and Development Priority Program. Only projects eligible for funding in the Port Construction and Development Priority Program are eligible for funding from the Port Construction and Development Priority Program No. 2 Account.

E. The provisions of Subsection D of this Section shall be null, void, and of no effect on and after July 1, 2010. Section 4. Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, comprised of R.S. 48:196, is hereby repealed in its entirety."

AMENDMENT NO. 4

On page 5, line 10, change "Section 2." to "Section 5."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Mr President Shepherd

Total - 2

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

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Reengrossed Senate Bill No. 156 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 38:" and before "304(B)" insert "291(A)(1) and (2)(introductory paragraph),"

AMENDMENT NO. 2

On page 1, line 2, after "(m)," and before "to" delete "and"

AMENDMENT NO. 3

On page 1, line 3, after "334.3," and before "relative" insert "and to repeal R.S. 38:291(A)(2)(h),"

AMENDMENT NO. 4

On page 1, line 7, after "Consortium;" and before "and to" insert "to provide for the territorial jurisdiction of the Atchafalaya Basin Levee District and its board of commissioners;"

AMENDMENT NO. 5

On page 1, line 10, after "R.S. 38:" and before "304(B)" insert "291(A)(1) and (2)(introductory paragraph),"

AMENDMENT NO. 6

On page 1, between lines 12 and thirteen, insert the following: "A. Atchafalaya Basin Levee District. (1) On July 1, 1997, and continuing thereafter, the parishes and parts of parishes, **except St Mary Parish**, south of Old River, and between the Mississippi River and Lafourche Bayou on the east, and a line drawn along the north boundary of St. Martin Parish from the Atchafalaya River on the east to Bayou Teche on the west, thence down Bayou Teche to the Atchafalaya River, and thence down the Atchafalaya River to its mouth, and also excepting all the property within the parish of Lafourche and Terrebonne and within the present corporate limits of the ~~municipalities of Franklin and~~ **municipality of** New Iberia, namely: the parishes of Pointe Coupee, West Baton Rouge, and parts of the parishes of Iberville, Ascension, Assumption, St. Martin, and Iberia, ~~St. Mary excepting what is known as Tiger Island on which the city of Morgan City is situated,~~ with the additional following territory: a strip of land in St. Landry Parish lying between Bayou Courtableau on the northeast, and the Atchafalaya River on the east, the parish line of St. Martin on the south, and Bayou Teche on the west, shall be embraced in the limits of a levee district to be known as the Atchafalaya Basin Levee District. These lands and all property thereon situated, not exempt from taxation, shall be subject to the provisions of this Chapter.

(2) In accordance with the provisions of R.S. 38:304 the governor shall appoint ~~fourteen~~ **thirteen** persons to serve as levee commissioners as follows:"

AMENDMENT NO. 7

On page 1, delete line 15 in its entirety

AMENDMENT NO. 8

On page 1, line 16, delete "**Atchafalaya Basin Levee District**"

AMENDMENT NO. 9

On page 2, line 3, after "**Parish**" and before "**and**" insert a comma "," and "**six of whom shall be property owners with assessed valuations of fifteen percent on property within the district.**"

AMENDMENT NO. 10

On page 2, at the beginning of line 4, insert "**who**"

On page 2, line 14, after "Subsection." insert "However, members appointed to fill vacancies shall serve only for the unexpired term of their predecessors."

AMENDMENT NO. 11

On page 2, between lines 20 and 21, insert the following:  
 "(b) All commissioners thereafter appointed, except a commissioner appointed to fill an unexpired term, shall be appointed as provided in Paragraph (2) of this Subsection for staggered terms of four years, which shall expire on July 1 of the fourth year of the term to which he is appointed, or until his successor is appointed and takes office."

AMENDMENT NO. 12

On page 2, line 21, change "(b)" to "(c)"

AMENDMENT NO. 13

On page 4, between lines 24 and 25, insert the following:  
"H. The board may enter into an intergovernmental agreement with the Atchafalaya Basin Levee District to reimburse the Atchafalaya Basin Levee District for levee district expenditures made in St. Mary Parish for the benefit of St. Mary Parish."

AMENDMENT NO. 14

On page 2, between lines 26 and 27, insert the following:  
"(6) Persons appointed to the board, to the extent practicable, shall reflect the population of the parish."

AMENDMENT NO. 15

On page 5, line 13, after "within" delete the remainder of the line and at the beginning of line 14, delete "District," and insert "St. Mary Parish,"

AMENDMENT NO. 16

On page 5, line 16 delete the asterisks "\* \* \*" and insert in lieu thereof the following:  
 "Section 2. R.S. 38:291(A)(2)(h) is hereby repealed in its entirety."

AMENDMENT NO. 17

On page 5, line 17, change "Section 2." to "Section 3."

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Mr President  
 Total - 1

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

**SENATE BILL NO. 188—**

BY SENATORS DUPLESSIS, LENTINI, MICHOT, MURRAY, SHEPHERD AND N. GAUTREUX 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.

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

**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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Morrish to Engrossed Senate Bill No. 211 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and at the beginning of line 3, delete "by" and insert "R.S. 22:1265(A)(2) and R.S. 47:6025(A)(3) and to enact R.S. 22:1065(A)(2)(f), relative to the"

AMENDMENT NO. 2

On page 1, line 4, after "the" delete "credit;" and insert the following: "tax credit for assessments levied by the corporation; to establish the Citizens Insurance Recovery Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for disposition of the avails of certain taxes related to the sale of insurance products for surplus lines coverages; to provide for the disposition of the avails of certain annual license taxes related to the sale of insurance products for fire, marine, transportation, casualty, surety, or other coverages; to require annual reporting to the legislature;"

AMENDMENT NO. 3

On page 1, between lines 5 and 6, insert the following:  
 "Section 1. R.S. 22:1265(A)(2) is hereby amended and reenacted and R.S. 22:1065(A)(2)(f) is hereby enacted to read as follows:

"§1065. Fire, marine, transportation, casualty, surety, or other insurance

A.		*	*	*
(2)		*	*	*

(f) There is hereby established in the state treasury the Citizens Insurance Recovery Fund, hereinafter referred to as the "fund". The source of monies to be deposited into the fund shall be a portion of the residual tax collections remaining after satisfaction of the requirements of Subparagraphs (b), (c), and (d) of this Paragraph, in addition to those tax collections dedicated to the fund pursuant to R.S. 22:1265. The deposit of monies into the fund as required by the provisions of this Subparagraph and R.S. 22:1265(A)(2) during any fiscal year

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shall be made until such time as the total of monies deposited into the fund in that fiscal year equals one hundred million dollars. Monies in the fund shall be subject to appropriation, notwithstanding any provision of law to the contrary, only to Louisiana Citizens Property Insurance Corporation, hereinafter the "corporation". Appropriations to the corporation from the fund shall not be withdrawn from the state treasury until after a plan for the expenditure of such appropriation has been submitted to the Joint Legislative Committee on the Budget prior to August first of each year and approved by the committee. Upon such approval, a warrant may be submitted to the state treasury for fulfillment of the appropriation. Deposits in the fund shall continue until such time as the debt of the corporation issued as a result of the hurricanes of 2005 has been paid. A representative of the board of directors of the corporation shall notify the Joint Legislative Committee on the Budget of the retirement of the debt within thirty days of the final payment. Upon receipt of such notification, the Joint Legislative Committee on the Budget shall notify the state treasurer by resolution that the debt has been paid and the deposit of any monies into the fund shall cease. The fund shall be abolished at the end of the fiscal year in which the retirement of the debt occurs.

\* \* \*  
 §1265. Tax on surplus lines  
 A. \* \* \*

(2) Along with the report required to be filed on the due dates provided in Paragraph (1) of this Subsection, each surplus lines broker shall remit to the commissioner of insurance a tax on the premiums on surplus lines insurance reported in the quarterly surplus lines tax report, at the rate of five percent per annum. Such tax when collected by the commissioner of insurance shall be paid to the state treasurer and be credited to the Citizens Insurance Recovery Fund and the state general fund.

\* \* \*

AMENDMENT NO. 4

On page 1, at the beginning of line 6, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, at the beginning of line 14, change "Section 2." to "Section 3."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Total - 0

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

**SENATE BILL NO. 218—**

BY SENATORS MURRAY, BAJOIE, SCHEDLER, BROOME, CAIN, CHAISSON, DUPLESSIS, FIELDS, B. GAUTREUX, 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.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 218 by Senator Murray

AMENDMENT NO. 1

On page 1, line 13, delete "Louisiana" and insert ""this state""

AMENDMENT NO. 2

On page 1, line 14, delete "the Broadway of the South:" and insert "Broadway Louisiana:"

AMENDMENT NO. 3

On page 7, line 18, change "twenty-five" to "ten"

AMENDMENT NO. 4

On page 7, at the end of line 19, insert "No more than sixty million dollars in tax credits under this Section shall be granted for infrastructure projects per year."

AMENDMENT NO. 5

On page 12, at the end of line 14, insert "No tax credits shall be granted under this Section until adoption of such rules."

AMENDMENT NO. 6

On page 17, between lines 6 and 7, insert the following:

"H. Fifty percent of the tax credits granted under this Section shall be granted to productions and infrastructure projects located outside of Jefferson and Orleans Parishes."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 218 by Senator Murray

AMENDMENT NO. 1

On page 3, line 9, following "audiences" and before "the" insert "1"

AMENDMENT NO. 2

On page 6, line 15, following "packaging" and before "crating" delete "and" and insert "1"

AMENDMENT NO. 3

On page 7, line 11, following "period" and before "twelve" insert "of"

AMENDMENT NO. 4

On page 16, line 21, following "this" and before "in" change "Paragraph" to "Subsection"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Arnold to Reengrossed Senate Bill No. 218 by Senator Murray

AMENDMENT NO. 1



Delete House Committee Amendment No. 1 and House Committee Amendment No. 2 of the set of six amendments proposed by the House Ways and Means Committee and adopted by the House of Representatives on June 20, 2007.

AMENDMENT NO. 2

On page 1, delete line 14 in its entirety and insert "one of the primary places in the United"

AMENDMENT NO. 3

Delete House Committee Amendment No. 6 of the set of six amendments proposed by the House Ways and Means Committee and adopted by the House of Representatives on June 20, 2007.

AMENDMENT NO. 4

On page 17, between lines 6 and 7, insert the following:

"H. Fifty percent of the tax credits annually granted according to the provisions of this Section for infrastructure projects shall be reserved for projects located outside of Jefferson and Orleans parishes, provided that the availability of tax credits for infrastructure projects in Jefferson and Orleans parishes shall not be conditioned upon the granting of infrastructure tax credits for projects outside of those parishes."

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Arnold to Reengrossed Senate Bill No. 218 by Senator Murray

AMENDMENT NO. 1

On page 10, between lines 28 and 29, insert the following:

"(4) The granting of credits under this Section shall be on a first-come, first-served basis. If the total amount of credits applied for in any particular year exceeds the aggregate amount of tax credits allowed for that year, the excess shall be treated as having been applied for on the first day of the subsequent year."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Malone  
Total - 1

**ABSENT**

Kostelka  
Total - 1

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

**SENATE BILL NO. 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.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 240 by Senator Amedee

AMENDMENT NO. 1

On page 3, line 6, after "which is", delete the remainder of the line and insert a colon ":", delete lines 7 through 10 in their entirety, and insert the following:

"(i) From the effective date of this Section through December 31, 2008, the project shall be larger than twenty thousand gross square feet.

(ii) From January 1, 2009 through December 31, 2009, the project shall be larger than fifteen thousand gross square feet.

(iii) From January 1, 2010 through December 31, 2010, the project shall be larger than ten thousand gross square feet.

(iv) From January 1, 2011 and thereafter, the project shall be larger than five thousand gross square feet."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 240 by Senator Amedee

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 18, 2007, on line 4, after "2008" delete "the" and on line 5, delete "project shall be"

AMENDMENT NO. 2

In House Committee Amendment No. 1 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 18, 2007, on lines 6, 8 and 10, delete "the project shall be"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

June 26, 2007

Total - 0  
ABSENT

Jones  
Total - 2  
Nevers

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

Mr. President in the Chair

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.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 250 by Senator Michot

AMENDMENT NO. 1  
On page 2, at the end of line 1, before the period "1" insert "in Louisiana"

AMENDMENT NO. 2  
On page 2, at the end of line 13, before the period "1" insert "in Louisiana"

AMENDMENT NO. 3  
On page 2, line 27, after "zone" and before the semicolon "1" insert "in Louisiana"

AMENDMENT NO. 4  
On page 3, line 12, after "zone" insert "in Louisiana"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 301—  
BY SENATOR MURRAY  
AN ACT

To enact Chapter 53 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3101 through 3104, relative to the Department of Economic Development; to create the Louisiana Infrastructure Bank; to provide for a board of directors to govern such bank; to provide for membership, duties, and authority of the board; to provide for the adoption of bylaws, rules, 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.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 301 by Senator Murray

AMENDMENT NO. 1  
On page 7, line 17, following "in" and before the end of the line change "1" to "and"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Bowler and Tucker to Reengrossed Senate Bill No. 301 by Senator Murray

AMENDMENT NO. 1  
On page 1, line 3, change "3104" to "3105"

AMENDMENT NO. 2  
On page 1, line 16, change "3104" to "3105"

AMENDMENT NO. 3  
On page 10, between lines 28 and 29, insert the following:  
"**§3105. Public purpose only**  
**Funds expended under the provisions of this Chapter shall be exclusively used for public purposes. Use of such funds to benefit any private entity is prohibited.**"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

**SENATE BILL NO. 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.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 332 by Senator Nevers

AMENDMENT NO. 1

On page 1, at the beginning of line 8, delete "**A. The**" and insert the following:

**"A. For all taxable periods beginning after December 31, 2007 and ending prior to January 1, 2011, the"**

AMENDMENT NO. 2

On page 2, at the end of line 6, after "**(R.S. 23:381 et seq.)**" and before the period "." insert the following: "**or a person who is enrolled in a training program accredited by the National Center for Construction Education and Research which has no less than four levels of training and no less than five hundred hours of instruction**"

AMENDMENT NO. 3

On page 2, delete lines 7 through 9 in their entirety and insert the following:

**"(3) The Louisiana Department of Labor and Department of Revenue shall establish by rule the procedures sufficient to determine the employer's eligibility and the amount of the tax credit.**

**"(4) The Louisiana Department of Labor shall provide to the Louisiana Department of Revenue an annual list of businesses which participate in the registered apprenticeship program as well as the number of eligible employees that each employer has employed for the taxable year.**

**"(5) The Department of Revenue shall determine, through rules, the enrollment and transcript data required from the National Center for Construction Education and Research for students enrolled in one of its accredited training programs which is sufficient for the department to determine the employer's eligibility for, and the amount of the credit, authorized by the provisions of this Section. However, in order to be eligible for a credit, a student enrolled in a training program accredited by the National Center for Construction Education and Research must have successfully completed no less than two levels of training and no less than two hundred fifty hours of instruction."**

AMENDMENT NO. 4

On page 3, at the end of line 18, change "July 1, 2007" to "January 1, 2008"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

**SENATE BILL NO. 361— (Substitute of Senate Bill No. 189 by Senator Duplessis)**

BY SENATORS DUPLESSIS, CHAISSON, HINES, KOSTELKA, MICHOT, MOUNT, NEVERS, DUPRE, N. GAUTREAUX, 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.

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

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 361 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 2, following "Subtitle VII of" and before "the Louisiana" insert "Title 47 of"

AMENDMENT NO. 2

On page 1, line 10, following "Subtitle VII of" and before "the Louisiana" insert "Title 47 of"

AMENDMENT NO. 3

On page 2, line 6, change "**business**" to "**businesses**"

AMENDMENT NO. 4

On page 6, line 5, change "**Level 4 Director**" to "**Level Four Director**" and "**Level 4 Staff**" to "**Level Four Staff**"

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AMENDMENT NO. 5

On page 6, line 6, change "Level 3 Director" to "Level Three Director" and "Level 3 Staff" to "Level Three Staff"

AMENDMENT NO. 6

On page 6, line 7, change "Level 2 Director" to "Level Two Director" and "Level 2 Staff" to "Level Two Staff"

AMENDMENT NO. 7

On page 6, line 8, change "Level 1 Director" to "Level One Director" and "Level 1 Staff" to "Level One Staff"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walsworth to Reengrossed Senate Bill No. 361 by Senator Duplessis

AMENDMENT NO. 1

On page 4, delete line 11, and insert the following: "the rule shall be subject to approval by the Senate Committee on"

AMENDMENT NO. 2

On page 4, at the end of line 12, insert the following: "However, if such committees do not take action on the rule within sixty days of publication in the State Register, the rule shall become effective."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walsworth to Reengrossed Senate Bill No. 361 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 17, after "success," delete the remainder of the line and on page 2, delete lines 1 through 7 in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Chaisson  
Total - 1

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

Senator Bajoie in the Chair

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.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 364 by Senator Murray

AMENDMENT NO. 1

On page 6, line 13, following "by" and before "," change "R. S. 25:799(C)(1)(a)" to "Subparagraph (1)(a) of this Subsection"

AMENDMENT NO. 2

On page 7, line 25, following "or" and before "of" change "amending" to "amendment"

AMENDMENT NO. 3

On page 10, line 8, following "maintaining" and before "restroom" insert "public"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative K. Carter to Reengrossed Senate Bill No. 364 by Senator Murray

AMENDMENT NO. 1

On page 7, line 25, change "amending" to "amendment"

AMENDMENT NO. 2

On page 8, line 12, change "or intangible" to ", intangible, movable, or immovable"

AMENDMENT NO. 3

On page 10, line 8, between "maintaining" and "restroom" insert "public"

AMENDMENT NO. 4

On page 10, delete lines 13 and 14, and insert the following: "(4) Revitalizing and nurturing cultural and historical features, and preserving tourism."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 364 by Senator Murray

AMENDMENT NO. 1

On page 2, line 26, after "funding" and before "an" insert ", subject to appropriations,"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount

Bajoie	Fontenot	Murray
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	Marionneaux	
Total - 37		

NAYS

Malone  
Total - 1

ABSENT

Nevers  
Total - 1

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

**SENATE BILL NO. 3—**

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

AN ACT

To amend and reenact R.S. 47:305.54, relative to exemptions from sales and use tax of the state; to establish annual Louisiana Sales Tax Holidays; to provide that certain sales and use taxes shall not apply to certain purchases by certain consumers on certain days; and to provide for related matters.

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

**SENATE BILL NO. 9—**

BY SENATORS HINES, BROOME, CASSIDY, CHAISSON, MOUNT, QUINN AND ULLO

AN ACT

To amend and reenact R.S. 32:387.7(B), relative to special permits; to provide relative to special permits for vehicles hauling sugarcane; to extend the issuance of such special permits to owners or operators of certain vehicles to August 1, 2015; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Engrossed Senate Bill No. 9 by Senator Hines

**AMENDMENT NO. 1**

On page 1, line 2, after "R.S. 32:387.7(B)" delete the comma "," and insert "and to enact R.S. 47:6026,"

**AMENDMENT NO. 2**

On page 1, line 4, delete " to August 1, 2015;" and insert the following: "and to grant a tax credit to assist taxpayers in complying with the requirements for issuance of such special permits;"

**AMENDMENT NO. 3**

On page 1, line 10, change "**2015**" to "**2012**"

**AMENDMENT NO. 4**

On page 1, between lines 13 and 14, insert:  
"Section 2. R.S. 47:6026 is hereby enacted to read as follows:

**§6026. Tax credit for conversion or acquisition of trailers which haul sugarcane**

**A.(1) There shall be allowed a refundable credit against Louisiana income tax or corporate franchise tax due in a tax year for the cost paid by a taxpayer during the tax year to acquire an eligible sugarcane trailer which replaces an ineligible sugarcane trailer or to convert an ineligible sugarcane trailer to an eligible sugarcane trailer; provided that the cost per trailer does not exceed the amounts provided for in Subsection B of this Section.**

**(2) For purposes of this Section, the following terms shall have the following definitions:**

**(a) "Eligible sugarcane trailer" means a trailer which hauls sugarcane and meets the requirements of R.S. 32:387.7(B), and which will authorize the owner or operator thereof to obtain an annual special permit for sugarcane vehicles under R.S. 32:387.7 after August 1, 2012.**

**(b) "Ineligible sugarcane trailer" means a trailer which has been used to haul sugarcane and which is eligible for an annual special permit under R.S. 32:387.7 as of July 1, 2007, but which does not meet the requirements of R.S. 32:387.7(B).**

**B.(1) The tax credit for the following tax years shall be limited to the following amounts of acquisition or conversion costs per trailer:**

**(a) Eight thousand five hundred dollars per trailer paid during 2008.**

**(b) Eight thousand dollars per trailer paid during 2009.**

**(c) Seven thousand five hundred dollars per trailer paid during 2010.**

**(d) Seven thousand dollars per trailer paid during 2011.**

**(e) Six thousand five hundred dollars per trailer paid during 2012.**

**(f) There shall be no tax credit allowed for costs paid on and after January 1, 2013.**

**(2) If the payment of costs for conversion of a trailer extends over one year, the tax credit for the trailer shall be limited to the amount per trailer provided for in Paragraph (1) of this Subsection for the year in which the conversion of the trailer begins.**

**C. Notwithstanding any other provision of law to the contrary, any excess of allowable credit established by this Section over the tax liabilities against which such credit can be applied, as provided in this Section, shall constitute an overpayment, as defined in R.S. 47:1621(A), and the secretary shall make a refund of such overpayment from the current collections of the taxes imposed by Chapter 1 or Chapter 5 of Subtitle II of this Title, together with interest as provided in R.S. 47:1624. The right to a credit or refund of any such overpayment shall not be subject to the requirements of R.S. 47:1621(B). All credits and refunds, together with interest thereof, shall be paid or disallowed within one year of receipt by the secretary of any such claim for refund or credit. Failure of the secretary to pay or disallow, in whole or in part, any claim for a credit or a refund shall entitle the aggrieved taxpayer to proceed with the remedies provided in R.S. 47:1625.**

**D. The secretary of the Department of Revenue, in consultation with the Department of Transportation and Development, shall promulgate rules and regulations pursuant to the Administrative Procedure Act for the purpose of implementing the provisions of this Section. Such rules and regulations may include provisions requiring taxpayers to submit such documentation with their returns or to specifically retain such records that will enable the department to determine the taxpayer's eligibility for and amount of the tax credit claimed under this Section.**

Section 3. The provisions of Section 2 of this Act shall be applicable to the cost of conversions or modifications of eligible sugarcane trailers paid on and after January 1, 2008."

**AMENDMENT NO. 5**

On page 1, at the beginning of line 14, change "Section 2." to "Section 4."

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HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed Senate Bill No. 9 by Senator Hines

AMENDMENT NO. 1

In Amendment No. 4 proposed by the House Committee on Transportation, Highways, and Public Works and adopted by the House on June 6, 2007, on page 2, line 30, change "2008" to "2009"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, and Name. Lists names of representatives who voted 'YEAS'.

NAYS

Total - 0

ABSENT

Shepherd
Total - 1

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

SENATE BILL NO. 45—

BY SENATOR MARIONNEAUX
AN ACT

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

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

SENATE BILL NO. 54—

BY SENATOR DUPRE
AN ACT

To enact R.S. 42:1123(37), relative to the Code of Governmental Ethics; to prohibit certain actions between an insurance producer and a governmental entity; to permit an insurance producer to provide certain insurance services to a governmental entity; to provide for disclosure of insurance producer compensation; to provide for other contracts; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 54 by Senator Dupre

AMENDMENT NO. 1

On page 1, delete lines 12 through 17 and on page 2, delete lines 1 through 25 and insert the following:

(37)(a) An insurance producer of record, as provided for in R.S. 22:1150(B), from providing all of the normal insurance and risk management services to a governmental entity, including but not limited to providing advice or recommendations regarding insurance coverages, markets, costs, terms, selection of coverages and all related matters; provided that:

(i) An insurance producer, as defined in R.S. 22:1132(6), who solicits to be producer of record or serves as producer of record for a governmental entity shall not serve in any other official decision making capacity over insurance issues for the governmental entity, including but not limited to elected or appointed positions, advisory committees, as an employee, or as risk manager.

(ii) Any insurance producer who has served in any official decision making capacity over insurance issues for a governmental entity, including but not limited to elected or appointed positions, advisory committees, as an employee, or as risk manager, and who wishes to solicit or serve as producer of record for that same governmental entity shall comply with the provisions of R.S. 42:1121.

(b) An insurance producer of record may be compensated by means of normal commissions or pursuant to a written contract providing for payment of a stipulated fee, or both; provided that where the insurance producer of record receives any compensation from the governmental entity for the placement of insurance coverages and represents the governmental entity with respect to that placement, the producer shall fully disclose to the governmental entity in writing all fees, commissions, or other compensation payable to the producer of record from the insurer or any source other than the governmental entity that relate to the placement of the insurance coverages.

(c) Nothing in this Paragraph shall prohibit a governmental entity from contracting with an insurance consultant separate from the producer of record to provide risk management services and to assist the governmental entity in making insurance decisions.

(d) The provisions of this Paragraph shall not apply to individually underwritten guaranteed renewable limited benefit health insurance policies."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, and Name. Lists names of representatives who voted 'YEAS'.

NAYS

Total - 0

ABSENT

Total - 0

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

**SENATE BILL NO. 70—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:6023(B)(5) and (6) and (C)(1), relative to income tax; to extend the sound recording investor tax credit; to provide for certain time limits for approvals and certain reports; to provide for prohibition of additional tax benefits for certain expenditures; and to provide for related matters.

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

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 70 by Senator Michot

AMENDMENT NO. 1

On page 2, line 14, following "**hundred**" and before "**eighty**" delete "**and**"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Robideaux to Reengrossed Senate Bill No. 70 by Senator Michot

AMENDMENT NO. 1

On page 1, line 15, after "Development" delete the comma "," and the remainder of the line in its entirety and delete line 16 in its entirety and insert "**within one hundred eighty days**"

AMENDMENT NO. 2

On page 2, line 10, after "Development" delete the comma "," and delete the remainder of the line in its entirety and from the beginning of line 11, delete "office of the governor"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Total - 0

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

**SENATE BILL NO. 82—**

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:2009.11(B)(2)(b), (3), and (C), 2116(J)(1)(introductory paragraph), 2199(B)(2)(b), (B)(3) and (F)(1) and (2) and to enact R.S. 40:2009.11(B)(4) and (5), 2116(D)(4), 2199(F)(3) and (4), and 2199.1, relative to nursing homes and health care facilities; to provide for Class B violations for nursing homes and health care facilities licensed or certified by the Department of Health and Hospitals; to provide for monthly aggregate fines for nursing homes or health care facilities; to provide for monies collected for violations by health care facilities; to provide for the use of the monies collected for violations by health care facilities; to provide for additional remedies against health care facilities; to provide for the moratorium on replacement facilities; to provide for the licensure of replacement facilities; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 82 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 3, after "paragraph)" insert "and (c)" and after "(B)(3)" insert a comma "," and "(C)"

AMENDMENT NO. 2

On page 1, line 4, change "2199(F)(3) and (4)" to "2199(B)(4) and (5) and (F)(3) and (4)"

AMENDMENT NO. 3

On page 1, line 12, after "facilities;" insert "to provide for facility need review approval for licensed nursing homes or intermediate care facilities for people with developmental disabilities under certain circumstances;"

AMENDMENT NO. 4

On page 1, line 14, after "(introductory paragraph)" insert "and (c)"

AMENDMENT NO. 5

On page 1, line 15, after "(B)(3)" insert a comma "," and "(C)"

AMENDMENT NO. 6

On page 1, line 16, change "2199(F)(3) and (4)" to "2199(B)(4) and (5) and (F)(3) and (4)"

AMENDMENT NO. 7

On page 2, line 26, after "**cited**" delete the comma ","

AMENDMENT NO. 8

On page 3, line 5, between "**merits**" and "**during**" delete the comma ","

AMENDMENT NO. 9

On page 3, between lines 26 and 27, insert the following:  
"(c) The provider fails to recommence providing services prior to January 1, ~~2008~~ **2010**. \* \* \*"

AMENDMENT NO. 10

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On page 4, between lines 13 and 14, insert the following:
"(4) A violation which is written for a root cause for which multiple federal tags have been cited shall be the basis for only one civil money penalty.

(5) A sanction which has been imposed by the department for a specific violation shall be rescinded if the federal government imposes a sanction of equal or greater severity for the same violation.

C. The department shall adopt rules and regulations in accordance with the Administrative Procedure Act to provide for notice to the facility of any violation, for an informal reconsideration process, and for an appeal procedure including judicial review, at which time the appellant may request and receive a de novo hearing on the merits during which evidence and testimony shall be received. Such appeal shall be suspensive. The facility shall have the right to a devolutive appeal."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Daniel, Elcie Guillory, and Walker to Reengrossed Senate Bill No. 82 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 4, change "2116(D)(4)," to "2116(D)(4) and (5),"

AMENDMENT NO. 2

On page 1, line 12, after "facilities;" and before "and" insert "to except certain replacement nursing facilities from the moratorium on replacement nursing facilities;"

AMENDMENT NO. 3

On page 1, line 16, change "2116(D)(4)," to "2116(D)(4) and (5),"

AMENDMENT NO. 4

On page 3, between lines 14 and 15, insert the following:
"(5) The moratorium on the replacement of existing nursing facilities imposed pursuant to Paragraph (2) of this Subsection shall not apply if all of the following criteria are met:

(a) The nursing facility is a replacement facility that is located within two miles of the existing facility.

(b) The facility received approval by the division of engineering and architectural services of the Department of Health and Hospitals on or before July 1, 2005.

(c) Construction has been completed on the facility.

(d) The total number of beds in the replacement facility remains the same as the total number of beds in the existing facility.

(e) A person resided in the existing facility prior to admission to the replacement facility."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Walker to Reengrossed Senate Bill No. 82 by Senator McPherson

AMENDMENT NO. 1

On page 5, between lines 6 and 7, insert the following:
"(d) The quarterly publication in the official parish journal in which the facility is located of the following information:

- (i) The name of the facility.
(ii) Any violations pursuant to this Section.
(iii) The amount of the fine."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President Dupre McPherson

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

Total - 35

NAYS

Cravins
Total - 2

Gautreaux N
ABSENT

Kostelka
Total - 2

Mount

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

SENATE BILL NO. 90—
BY SENATORS N. GAUTREAUX AND MURRAY
AN ACT

To enact R.S. 47:297.7, relative to individual income tax; to provide a tax credit for the installation of certain renewable energy systems; to provide for the promulgation of rules and regulations; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 90 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, at the end of line 10, before the period "." insert "or by the owner of a residential rental apartment project"

AMENDMENT NO. 2

On page 1, at the end of line 13, before the period "." insert a comma "," and "or where such systems are installed in new or existing apartment projects"

AMENDMENT NO. 3

On page 1, line 15, after "cost of" delete "the" and insert "each"

AMENDMENT NO. 4

On page 2, at the end of line 1, insert the following:
"A taxpayer shall not receive any other state tax credit, exemption, exclusion, deduction, or any other tax benefit for property for which the taxpayer has received a tax credit under this Section."

AMENDMENT NO. 5

On page 2, at the end of line 7, insert the following: "In the case of an apartment project owner who purchases and installs such systems, the tax credits for owner entities other than individuals shall be claimed in accordance with the provisions of Subsection E of this Section."

AMENDMENT NO. 6

On page 2, at the beginning of line 9, change "individual's" to "person's"

AMENDMENT NO. 7

On page 2, line 11, change "individual" to "person"



AMENDMENT NO. 8

On page 2, at the beginning of line 14, delete "capable" and insert "with the primary purpose"

AMENDMENT NO. 9

On page 2, at the end of line 17, delete "that collects or" and delete line 18 in its entirety and at the beginning of line 19, delete "or absorbs" and insert the following: "with the primary purpose of collecting or absorbing sunlight for conversion into electricity or an energy system with the primary purpose of collecting or absorbing"

AMENDMENT NO. 10

On page 2, between lines 20 and 21, insert the following:

"E. Credits may be claimed in accordance with the following:

(1) Any entity taxed as a corporation for Louisiana income tax and franchise tax purposes shall claim any credit authorized according to the provisions of this Section on its corporation income and franchise tax return.

(2) Any individual, estate, or trust shall claim any credit authorized according to the provisions of this Section on its income tax return.

(3) Any entity not taxed as a corporation shall claim any credit authorized according to the provisions of this Section on the returns of the partners or members as follows:

(a) Corporate partners or members shall claim their share of the credit on their corporation income tax or franchise tax returns.

(b) Individual partners or members shall claim their share of the credit on their individual income tax or franchise tax returns.

(c) Partners or members that are estates or trusts shall claim their share of the credit on their fiduciary income tax returns."

AMENDMENT NO. 11

On page 2, delete line 21, and insert the following:

"F. The secretary of the Department of Revenue in consultation with the secretary of the Department of Natural Resources shall promulgate such"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Greene to Engrossed Senate Bill No. 90 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:297.7" and before the comma ",", insert "and 297.8"

AMENDMENT NO. 2

On page 1, line 4, after "regulations;" insert "to provide for a tax credit for gift taxes paid;"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." change "R.S. 47:297.7 is" to "R.S. 47:297.7 and 297.8 are"

AMENDMENT NO. 4

On page 2, between lines 23 and 24, insert the following:

"§297.8. Reduction to tax due; state gift taxes paid  
There shall be a credit against individual income tax liability due under this Chapter for state gift taxes paid by an individual during the taxable year.  
\* \* \*

Senator N. Gautreaux moved to reject the amendments proposed by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 39

NAYS

Total - 0

ABSENT

Total - 0

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

**SENATE BILL NO. 94—**  
BY SENATOR CHAISSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 17:3048.1(A)(1)(a)(iii)(dd) and to enact R.S. 17:3048.1(A)(1)(a)(iii)(ee) and (ff), relative to the Tuition Opportunity Program for Students; to provide for eligibility; to provide for certain residency requirements to determine eligibility for certain dependent students of certain retired military personnel; to provide relative to the time period in which such parent who moved from Louisiana under permanent change of station orders must change his military records to reestablish Louisiana as his official state of legal residence in order for a dependent child to be eligible for an award; to provide for the eligibility of displaced students who graduate from an out-of-state high school and receive a distance diploma; to provide for effectiveness; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 94 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 3, after "(ff)" and before "relative" delete the comma "," and insert "and (C)(5)."

AMENDMENT NO. 2

On page 1, line 4, after "eligibility;" delete the remainder of the line and insert "to provide relative to residency requirements, including"

AMENDMENT NO. 3

On page 1, line 14, after "(ff)" and before "are" insert "and (C)(5)"

AMENDMENT NO. 4

On page 2, line 18, after "the" and before "Department" insert "state"

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AMENDMENT NO. 5

On page 2, line 26, after "Section" and before "a" delete the comma "," and insert "to the contrary."

AMENDMENT NO. 6

On page 3, line 2, after "for" and before "a cumulative" change "a TOPS-Tech Award or Opportunity Award," to "TOPS-Tech and Opportunity awards."

AMENDMENT NO. 7

On page 3, line 4, after "Performance" delete the remainder of the line and insert "and Honors awards."

AMENDMENT NO. 8

On page 3, between lines 22 and 23, insert the following:  
"C.

(5)(a) Notwithstanding any provision of Items (A)(1)(a)(iii) and (iv) of this Section to the contrary, a dependent student who meets all of the following guidelines shall be considered a resident for program award eligibility purposes:

(i) The student graduates during the 2007-2008 school year or thereafter from a Louisiana public high school or from a nonpublic high school that is approved by the State Board of Elementary and Secondary Education and that meets other requirements of this Section applicable to nonpublic schools.

(ii) The student has a parent or court-ordered custodian who relocated to Louisiana during the student's eleventh or twelfth grade high school year as a result of a business expansion or new facility location that qualifies for the quality jobs or enterprise zone incentive programs administered by the Louisiana Department of Economic Development.

(b) For purposes of this Paragraph, a business expansion or new facility location shall not include a business entity in any of the following industry classifications and classification codes as used in the North American Industrial Classification System developed by the Economic Classification Policy Committee on behalf of the United States Office of Management and Budget:

(i) Retail employers as defined by code sections 44 and 45.

(ii) Business associations and professional organizations as defined in code section 8139.

(iii) Real estate agents, operators, and lessors.

(iv) Automotive rental and leasing.

(v) Local solid waste disposal, sewage system, or water system businesses.

(vi) Nonprofit organizations.

(vii) Employers engaged in the gaming industry as defined in code sections 713210 and 721120.

(viii) Attorneys.

(ix) Hotels and convention centers.

(c) Implementation of the provisions of this Paragraph shall be subject to the appropriation of funds for this purpose.

\* \* \*

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 94 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, following "reenact" and before "R. S." delete "the introductory paragraph of"

AMENDMENT NO. 2

On page 1, line 13, following "Section 1." and before "R. S." delete "The introductory paragraph of"

AMENDMENT NO. 3

On page 2, line 15, following "(dd)" and before "Notwithstanding" change "(aaa)" to "(I)"

AMENDMENT NO. 4

On page 2, line 26, at the beginning of the line change "(bbb)" to "(II)"

AMENDMENT NO. 5

On page 3, line 9, delete " \* \* \* " and insert:

(aaa) (I) For a student graduating from high school prior to the 2002-2003 school year, a student who is not a citizen of the United States but who is eligible to apply for such citizenship shall be deemed to satisfy the citizenship requirement of this Subitem if within sixty days after the date the student attains the age of majority, the student applies to become a citizen of the United States and obtains such citizenship within one year after the date of application.

(bbb) (II) For a student graduating from high school during the 2002-2003 school year and thereafter, a student who is not a citizen of the United States but who is a permanent resident, as defined by the United States Immigration and Naturalization Service, and is eligible to apply for United States citizenship shall be deemed to satisfy the citizenship requirement of this Subparagraph.

(ccc) (III) An award under this Chapter shall be reinstated for any student who was determined eligible prior to the 2002-2003 school year, and such award was subsequently canceled due solely to that student's failure to become a United States citizen within one year after the date of the application, provided the student is a permanent resident, as defined by the United States Immigration and Naturalization Service, and is eligible to apply for United States citizenship or is now a United States citizen."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
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

Nevers

Total - 1

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

SENATE BILL NO. 135—

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

AN ACT

To amend and reenact R.S. 47:6019(A)(1)(a) and (2)(a) and (B)(1), to enact R.S. 47:6019(C), and to repeal Section 3 of Act No. 60 of the 2002 Regular Session of the Legislature as amended by Act No. 12 of the 2004 First Extraordinary Session of the Legislature, relative to the state historic rehabilitation credit; to expand the applicability of the credit to certain structures; to remove the credit cap of five million dollars; and to provide for related matters.

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

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 135 by Senator Duplessis

##### AMENDMENT NO. 1

On page 1, line 2, after "and (2)(a)" delete the remainder of the line and at the beginning of line 3, delete "47:6019(C)."

##### AMENDMENT NO. 2

On page 1, line 6, after "structures;" delete the remainder of the line, and at the beginning of line 7, delete "million dollars;" and insert "to amend the credit cap;"

##### AMENDMENT NO. 3

On page 1, line 9, after "and (2)(a)" delete the remainder of the line and delete line 10 in its entirety and insert "are hereby amended and reenacted to read as follows:"

##### AMENDMENT NO. 4

On page 1, line 14, after "district" delete the comma "," and delete the remainder of the line in its entirety and at the beginning of line 15, delete "product district"

##### AMENDMENT NO. 5

On page 2, line 3, after "rehabilitation." insert the following: "**No rehabilitation of an historic structure shall generate more than seven million five hundred thousand dollars in credits under this Section. The maximum amount of tax credits authorized pursuant to the provisions of this Section shall not exceed sixty million dollars per year.**"

##### AMENDMENT NO. 6

On page 2, line 7, between "**expenses**" and "**as provided**" insert the following: "**incurred during the rehabilitation of a historic structure located in a federal Renewal Community, or a National Register historic district, or any structure qualifying as a certified historic structure as defined in Section 47(c)(3) of the Internal Revenue Code**"

##### AMENDMENT NO. 7

On page 2, line 8, after "**or after**" delete the remainder of the line and delete lines 9 and 10 in their entirety and insert "**January 1, 2008, but incurred before January 1, 2012.**"

##### AMENDMENT NO. 8

On page 2, delete lines 17 through 29 in their entirety and on page 3, delete lines 1 through 3 in their entirety

##### AMENDMENT NO. 9

On page 3, delete lines 6 through 11 in their entirety and insert the following:

"Section 3. This Act shall become effective on January 1, 2008."

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed Senate Bill No. 135 by Senator Duplessis

##### AMENDMENT NO. 1

On page 1, at the beginning of line 12, change "A.(1)(a)(i)" to "A.(1)(a)"

##### AMENDMENT NO. 2

In Amendment No. 5 of the set of House Committee Amendments proposed by the House Committee on Ways and Means and adopted by the House of Representatives on June 20, 2007, on page 1, line 18, after "**year.**" insert the following: "**The granting of credits under this Section shall be on a first-come, first-served basis. If the total amount of credits applied for and approved in any particular**

**year exceeds the aggregate amount of tax credits allowed for that year, the excess shall be treated as having been applied for on the first day of the subsequent year and granted in such subsequent year in the order approved in the prior year.**"

##### AMENDMENT NO. 3

Delete Amendment No. 6 and Amendment No. 7 from the set of nine Committee Amendments proposed by the House Ways and Means Committee and adopted by the House of Representatives on June 20, 2007.

##### AMENDMENT NO. 4

On page 2, delete lines 7 through 10 in their entirety

##### AMENDMENT NO. 5

Delete Amendment No. 9 of the set of House Committee Amendments proposed by the House Committee on Ways and Means and adopted by the House of Representatives on June 20, 2007.

##### AMENDMENT NO. 6

On page 3, at the end of line 11, before the period "." insert a semicolon ";" and insert the following: "provided, that the provisions of this Act shall only apply to qualified historic rehabilitation projects which commence construction after the effective date of this Act and which are placed in service on or after January 1, 2008. In no event shall any project located outside of a downtown development district be entitled to claim credits under this Act prior to January 1, 2009 regardless of whether such project is placed in service after January 1, 2008 but prior to January 1, 2009. Projects located outside of a downtown development district are eligible for and may claim credits on a deferred basis on and after January 1, 2008."

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed Senate Bill No. 135 by Senator Duplessis

##### AMENDMENT NO. 1

On page 1, line 3, after "47:6019(C)" insert "and 6026"

##### AMENDMENT NO. 2

On page 1, line 5, after "Legislature;" insert the following: "relative to tax credits;"

##### AMENDMENT NO. 3

On page 1, line 7, after "dollars;" insert the following: "to provide for tax credits for monetary contributions to public and private higher education institutions and affiliated organizations in support of academic programs or centers; to provide for the uses of such contributions; to authorize the promulgation of rules and regulations;"

##### AMENDMENT NO. 4

On page 1, line 10, after "47:6019(C)" insert "and 6026" and change "is" to "are"

##### AMENDMENT NO. 5

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

"\* \* \*

**§6026. Tax credit; contributions to higher education in support of academic programs**

**A. (1) There shall be a credit against Louisiana individual and corporate income tax due for monetary contributions made in accordance with this Section to a Louisiana-domiciled public higher education institution as listed in R.S. 17:3215, 3216, or 3217 or a regionally accredited independent institution of higher education that is domiciled in Louisiana and is a member of the Louisiana Association of Independent Colleges and Universities or to one of the following:**

**(a) A public higher education institution-affiliated organization meeting the criteria prescribed in R.S. 17:3390(B) with which such institution has an affiliate or collaborative agreement and which is officially recognized by such institution.**

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(b) A private nonprofit corporation which supports an independent institution of higher education with which such institution has an affiliate or collaborative agreement and which is officially recognized by such institution.

(2) The credit allowed under this Section shall only be for monetary contributions made solely for academic purposes in support of baccalaureate, graduate-level and professional degree academic programs or centers. The term "academic purposes" shall include funding for faculty support and graduate student support, but shall exclude athletic programs.

(3) The credit allowed by this Section shall be computed at the rate of seventy percent of the monetary contribution and shall only apply to monetary contributions of two hundred fifty dollars or more, up to a maximum of one hundred thousand dollars of monetary contributions per taxable year. The credit shall be in lieu of any other state tax credit for such contributions.

(4) "Faculty" as used in this Section means a person who holds faculty rank, who is tenured or on tenured-track, and whose principal activity is instructional or research as defined by the United States Department of Education.

(5) "Monetary contributions" as used in this Section means cash or stocks, bonds, or other securities at their fair market value on the date of the contribution.

B. If the tax credit allowed under this Section exceeds the amount of income taxes due or if there are no state income taxes due on the income of the taxpayer, the amount of the credit not used as an offset against the income taxes of a taxable year may be carried forward as a credit against subsequent income tax liability for a period not to exceed five tax years.

C. Upon receipt of a contribution in accordance with this Section, each institution or institution-affiliated organization shall submit to the donor a receipt of gift indicating the purpose for which the gift was made.

D. The Department of Revenue may, in consultation with the management boards of higher education institutions, promulgate such rules as the secretary of revenue may deem necessary to implement the provisions of this Section. Such rules and regulations shall be promulgated in accordance with the Administrative Procedure Act.

E. The provisions of this Section shall be applicable to contributions made on and after January 1, 2008 and before January 1, 2010, unless the legislature continues the tax credit applicable to contributions made on or after January 1, 2010."

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Engrossed Senate Bill No. 135 by Senator Duplessis

**AMENDMENT NO. 1**

On page 1, at the beginning of line 3, delete "47:6019(C)," and insert "47:297.7 and 6019(C)."

**AMENDMENT NO. 2**

On page 1, line 7, after "dollars;" insert the following: "to provide relative to the individual income tax; to provide for a tax credit for a certain percentage of property taxes paid by certain persons; to provide for an effective date;"

**AMENDMENT NO. 3**

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

"Section 1. R.S. 47:297.7 is hereby enacted to read as follows: §297.7. Reduction to tax due: property taxes paid

A. There shall be a credit against the tax due under this Part for twenty-five percent of the amount of ad valorem taxes paid by a homeowner who claims the homestead exemption provided for in Article VII, Section 20 of the Constitution of Louisiana, not to exceed two hundred fifty dollars per tax year.

B. Notwithstanding any other provision of law to the contrary, any excess of allowable credit established by this Section over the tax liabilities against which such credit can be applied, as provided in this Section, shall constitute an overpayment, as defined in R.S. 47:1621(A), and the secretary shall make a refund of such overpayment from the current collections of the taxes imposed by

Chapter 1 of Subtitle II of this Title, together with interest as provided in R.S. 47:1624. The right to a credit or refund of any such overpayment shall not be subject to the requirements of R.S. 47:1621(B)."

**AMENDMENT NO. 4**

On page 1, at the beginning of line 9, change "Section 1." to "Section 2."

**AMENDMENT NO. 5**

On page 3, at the beginning of line 4, change "Section 2." to "Section 3."

**AMENDMENT NO. 6**

On page 3, between lines 5 and 6, insert the following: "Section 4. The provisions of Section 1 of this Act shall be effective for all taxable periods beginning on or after January 1, 2009."

**AMENDMENT NO. 7**

On page 3, delete line 6 in its entirety and insert the following: "Section 5. The provisions of Section 2 and Section 3 of this Act shall become effective upon the first to occur among the"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Cassidy  
Total - 1

**ABSENT**

Nevers  
Total - 1

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

**SENATE BILL NO. 161—**  
BY SENATORS NEVERS AND BROOME AND REPRESENTATIVE FRITH

**AN ACT**

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

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

**SENATE BILL NO. 162—**  
BY SENATOR SHEPHERD AND REPRESENTATIVE TOOMY  
AN ACT

To amend and reenact R.S. 13:312(5) and 312.1(E), relative to courts; to provide relative to courts of appeal; to provide relative to the Fifth Circuit Court of Appeal; to provide relative to election of judges; to provide relative to filling of certain vacancies; to create election sections in the first district and provide for their composition; to provide certain terms, conditions, and procedures; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 162 by Senator Shepherd

AMENDMENT NO. 1  
On page 2, line 9, delete "173"

AMENDMENT NO. 2  
On page 2, line 16, delete "2-W"

AMENDMENT NO. 3  
On page 2, line 19, after "31-K," delete the remainder of the line and add "33-K, 173, and 2-W."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 162 by Senator Shepherd

AMENDMENT NO. 1  
On page 2, line 24, delete " \* \* \* "

AMENDMENT NO. 2  
On page 4, line 10, following "Section" and before "of this Act" change "(3)" to "3"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Ansardi to Reengrossed Senate Bill No. 162 by Senator Shepherd

AMENDMENT NO. 1  
On page 1, line 4, after "to provide" change "relative to filling of certain vacancies" to "for an additional judgeship"

AMENDMENT NO. 2  
On page 2, line 28, change "eight" to "nine"

AMENDMENT NO. 3  
On page 3, line 3, change "Six" to "Seven"

AMENDMENT NO. 4  
On page 3, delete lines 7 and 8 in their entirety and insert the following: "The additional judgeship created by this Act shall be"

AMENDMENT NO. 5  
On page 3, line 11, after the period "." delete the remainder of the line and delete lines 12 through 16 in their entirety and insert the following: "The election of the new judgeship created by this Act shall be held at the regular statewide elections in 2012."

AMENDMENT NO. 6  
On page 3, line 18, change "five" to "six"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Harris to Reengrossed Senate Bill No. 162 by Senator Shepherd

AMENDMENT NO. 1  
Delete the set of House Floor Amendments proposed by Representative Ansardi and adopted by the House on June 21, 2007.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
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**

Nevers  
Total - 1

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

**SENATE BILL NO. 172—**  
BY SENATOR CHAISSON  
AN ACT

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

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 172 by Senator Chaisson

AMENDMENT NO. 1  
On page 5, line 12, change "2007," to "2008,"

AMENDMENT NO. 2  
On page 6, line 29, change "April" to "March" and "2007," to "2008,"

AMENDMENT NO. 3  
On page 7, at the end of line 2, insert the following: "The judicial administrator of the Louisiana Supreme Court shall annually prepare and submit a report for the prior calendar year to the"

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governor and legislature, on or before the first day of April, commencing in 2008, including the number of awards and the total amount of funds distributed in accordance with this Section."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
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**

Nevers  
Total - 1

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

**SENATE BILL NO. 181—**  
BY SENATOR NEVERS

**AN ACT**

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

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

**SENATE BILL NO. 182—**  
BY SENATOR QUINN

**AN ACT**

To amend and reenact R.S. 47:293(7) and to enact R.S. 47:293(2) and (6)(a)(i), relative to individual income tax; to provide a tax deduction for a portion of the cost paid or incurred by a taxpayer to voluntarily retrofit certain property to bring it into compliance with the State Uniform Construction Code; to define retrofit; to provide for the amount of the deduction allowed; to provide for the promulgation of rules and regulations; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 182 by Senator Quinn

**AMENDMENT NO. 1**

On page 2, line 1, after "**structure**" insert a comma "," and insert "**for which the taxpayer claims the homestead exemption for ad valorem tax purposes, excluding rental property.**"

**AMENDMENT NO. 2**

On page 3, between lines 1 and 2, insert the following:

**"(f) A taxpayer shall not receive any other state tax credit, exemption, exclusion, deduction, or any other tax benefit for items of tangible personal property for which the taxpayer has received a tax credit under this Paragraph."**

**AMENDMENT NO. 3**

On page 3, line 21, change "January 1, 2007." to "January 1, 2008."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
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**

Nevers  
Total - 1

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

**SENATE BILL NO. 183—**  
BY SENATORS QUINN AND SMITH  
**AN ACT**

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative K. Carter to Reengrossed Senate Bill No. 183 by Senator Quinn

**AMENDMENT NO. 1**

On page 1, line 2, after "To enact" delete "R.S. 22:1430.23," and insert "R.S. 22:1405(K) and 1430.23,"

**AMENDMENT NO. 2**

On page 1, line 4, after "firms;" insert "to provide for authority of the legislative auditor to compile financial statements and to examine,

audit, or review the Property Insurance Association of Louisiana and the Louisiana Automobile Insurance Plan;"

**AMENDMENT NO. 3**

On page 1, line 7, delete "R.S. 22:1430.23 is" and insert "R.S. 22:1405(K) and 1430.23 are"

**AMENDMENT NO. 4**

On page 1, between lines 7 and 8, insert the following:  
 "§1405. Fire insurance rates; the Property Insurance Association of Louisiana

\* \* \*

K. The legislative auditor shall have authority to compile financial statements and to examine, audit, or review the books and accounts of the Property Insurance Association of Louisiana and the Louisiana Automobile Insurance Plan. The scope of the examinations may include financial accountability, legal compliance and evaluations of the economy, efficiency, and effectiveness of the private water supply systems or any combination of the foregoing. In addition to the authority granted above, the legislative auditor shall have access to and be permitted to examine all papers, books, accounts, records, files, instruments, documents, films, tapes, and any other forms of recordation of all private water supply systems, including but not limited to computers and recording devices, and all software and hardware which hold data, are part of the technical processes leading up to the retention of data, or are part of the security system.

\* \* \*

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Burns to Reengrossed Senate Bill No. 183 by Senator Quinn

**AMENDMENT NO. 1**

On page 1, line 4, after "firms;" insert "to provide for certain monthly reports to be submitted to the corporation by its service providers;"

**AMENDMENT NO. 2**

On page 1, at the beginning of line 9, insert "A."

**AMENDMENT NO. 3**

On page 1, after line 15, insert the following:

**"B. Each service provider for the Louisiana Citizens Property Insurance Corporation shall provide monthly reports to the corporation that include the names of the adjusting companies, domiciled in Louisiana for five years, whose services are being used as well as the number of claims provided to these companies."**

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

ABSENT

Gautreaux N Hollis

Total - 2

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

**SENATE BILL NO. 233—**

BY SENATOR CRAVINS

AN ACT

To enact R.S. 33:2740.67, relative to the hotel/motel occupancy tax; to provide for authorization of the city of Opelousas governing authority to levy and collect a hotel/motel occupancy tax within the city of Opelousas; to provide for the purposes for which the proceeds of the tax may be used; to provide for an effective date; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 233 by Senator Cravins

**AMENDMENT NO. 1**

On page 2, line 18, after "earlier than" delete the remainder of the line and delete line 19 in its entirety and on line 20, delete "**majority of the members of the governing authority present and voting.**" and insert "**January 1, 2008. However, the ordinance imposing the tax shall be adopted by the governing authority only after the question of the imposition of the tax has been submitted to the qualified electors of the city at an election conducted in accordance with the election laws of the state, and a majority of those voting on the proposition have voted in favor of the imposition of the tax.**"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 36

**NAYS**

Total - 0

ABSENT

Cain Marionneaux Nevers

Total - 3

The Chair declared the amendments proposed by the House were concurred in. Senator Cravins moved to reconsider the vote by

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which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 255— BY SENATOR HOLLIS AND REPRESENTATIVES BALDONE, CURTIS, FARRAR, FAUCHEUX, ODINET, RITCHIE AND JANE SMITH AN ACT

To amend and reenact R.S. 47:843(B), (C)(3), and (F) and 851(B)(1) and (2)(b), relative to tobacco tax; to provide relative to discounts to out-of-state wholesale tobacco dealers; to remove the authority of the secretary of the Department of Revenue to enter into reciprocal agreements for discount purposes; to increase the tobacco tax discount; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Re-Reengrossed Senate Bill No. 255 by Senator Hollis

AMENDMENT NO. 1 On page 1, line 2, after "R.S. 47:843(B)" delete the comma "," and delete "(C)(3)."

AMENDMENT NO. 2 On page 1, line 8, after "R.S. 47:843(B)" delete the comma "," and delete "(C)(3)."

AMENDMENT NO. 3 On page 2, line 4, after "exceed" delete "eight" and insert "six"

AMENDMENT NO. 4 On page 2, delete lines 5 through 11

AMENDMENT NO. 5 On page 2, line 29, after "(b)" delete "An eight" and insert "A six"

AMENDMENT NO. 6 On page 3, line 11, after "exceed" delete "eight" and insert "six"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Re-Reengrossed Senate Bill No. 255 by Senator Hollis

AMENDMENT NO. 1 On page 2, line 23, at the beginning of the line delete "revenue" and insert "the Department of Revenue"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0 ABSENT

Nevers Total - 1

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

SENATE BILL NO. 259— BY SENATORS CAIN, N. GAUTREAUX, HINES, MARIONNEAUX AND NEVERS AN ACT

To amend and reenact R.S. 23:1195(A)(1) and (5), (B)(introductory paragraph), (B)(2), (C)(introductory paragraph), (C)(1) and (2), 1196 (A)(1) and (2)(a), (b), and (c), (3), (5), (6)(b)(introductory paragraph) and (G) and to enact R.S. 23:1195(C)(5), 1200.4, 1200.5, 1200.6, and to repeal R.S. 23:1195(B)(1)(c) and 1196(H), relative to workers' compensation; to provide with respect to group self-insurance funds; to provide for self-insurers; to require certain documents be maintained by the self-insurer; to change the amount of retained premiums that self-insurers must maintain; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Reengrossed Senate Bill No. 259 by Senator Cain

AMENDMENT NO. 1 On page 2, line 8, after "1950" delete the remainder of the line

AMENDMENT NO. 2 On page 2, delete line 9 in its entirety

AMENDMENT NO. 3 On page 2, line 10, insert the following: "(2) An agreement to pool liabilities under this Chapter shall set forth in an indemnity agreement signed by the employer and fund representative acknowledging and agreeing to the assumption of the liabilities as set forth in this Subpart."

AMENDMENT NO. 4 On page 16, delete lines 16 through 19 in their entirety

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 259 by Senator Cain

AMENDMENT NO. 1 On page 3, line 3, following "in" and before "," change "R. S. 23:1195(A)(5)(a)" to "Subparagraph (a) of this Paragraph"

AMENDMENT NO. 2 On page 3, line 7, following "or" change "a certified reproduction" to "certified reproductions"

AMENDMENT NO. 3 On page 11, line 14, following "next" change "12" to "twelve"

AMENDMENT NO. 4 On page 11, line 27, following "(2)" and before "a" change "The department may require" to "Submit"

AMENDMENT NO. 5 On page 11, line 28, following "trustees" and before "to" delete "and in order"



AMENDMENT NO. 6

On page 15, line 18, following "as" and before "the" insert "the condition existing when"

AMENDMENT NO. 7

On page 15, line 19, following "payable" and before "greater" change "is" to "are"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Johns to Reengrossed Senate Bill No. 259 by Senator Cain

AMENDMENT NO. 1

On page 1, line 2, after "reenact", delete the remainder of the line and delete lines 3 through 5 in their entirety and insert in lieu thereof the following: "R.S. 23:1195(A)(1) and (5), (B)(introductory paragraph) (C)(introductory paragraph), (1)(a) and (b) and (2), (C)(introductory paragraph)(1) and (2), and 1196(A)(1), (2), (3), (5), and (6)(b)(introductory paragraph) and (G) and to enact R.S. 23:1191, 1195(C)(5), 1200.4, and 1200.5, and to repeal R.S. 23:1195(D) and 1196 (G)(3) and (H), relative to"

AMENDMENT NO. 2

On page 1, line 11, after "Section 1." delete the remainder of the line and delete lines 12 through 14 in their entirety and insert in lieu thereof the following: "R.S. 23:1195(A)(1) and (5), (B)(introductory paragraph), (C)(introductory paragraph), (1)(a) and (b) and (2), (C)(introductory paragraph)(1) and (2), and 1196(A)(1), (2) (3), (5), and (6)(b)(introductory paragraph) and (G) are hereby amended and reenacted and R.S. 23:1191, 1195(C)(5), 1200.4 and 1200.5, are hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, between lines 14 and 15, insert the following:

"§1191. Definitions

For the purposes of this Subpart, the following terms shall have the following meaning:

(1) "Department" shall mean the Louisiana Department of Insurance.

(2) "Public entities" shall mean political subdivisions as defined in Section 44 of Article VI of the Constitution of Louisiana. However, "public entities" shall not include hospital service districts and health care facilities established by local governing authorities.

\* \* \*

AMENDMENT NO. 4

On page 3, delete lines 15 through 23 in their entirety and insert in lieu thereof the following:

"B. For the purposes of this Subpart, a "bona fide trade or professional association" shall mean ~~a~~ an active trade or professional association which:

(1) ~~(a)~~ Meets either of the following criteria:

(a) Is a tax exempt organization approved by the Internal Revenue Service under the provisions of 26 United States Code Section 501;

(b) Is a nonprofit corporation organized under Chapter 2 of Title 12 of the Louisiana Revised Statutes; ~~or,~~

~~(c) Is otherwise approved by the department.~~

(2) Provides services to its membership so that the primary function of the trade or professional association is not the sponsorship, operation, or management of a fund, or related employee safety program, or other related activities. The association shall for a period of five years prior to the date of application do all of the following:

(a) Hold regular meetings of the board on no less than an annual basis.

(b) Produce a newsletter, on no less than an annual basis, which is mailed, via United States mail or sent by electronic mail to each member."

AMENDMENT NO. 5

On page 3, line 27, change "its" to "the fund's"

AMENDMENT NO. 6

On page 4, line 6, after "members" delete the remainder of the line and delete line 7 and insert "dated not less than one year prior to the application."

AMENDMENT NO. 7

On page 4, line 21, change "policies" to "or reinsurance."

AMENDMENT NO. 8

On page 4, line 22, after "Subpart." insert "All excess insurance or reinsurance must be approved by the department prior to use."

AMENDMENT NO. 9

On page 4, line 24, after "Subpart." insert the following: "Funds which employ their own administrator shall be required to purchase a bond, errors and omission insurance, directors and officers insurance, or other security approved by the department for the administration of the fund."

AMENDMENT NO. 10

On page 5, line 4, after "date" change "required by the department" to "of the filing of the application"

AMENDMENT NO. 11

On page 5, line 8, change "audited" to "annual report or"

AMENDMENT NO. 12

On page 5, line 9, after "excess" insert "or reinsurance"

AMENDMENT NO. 13

On page 5, line 20, change "fifty" to "twenty-five"

AMENDMENT NO. 14

On page 5, line 24, change "five" to "three"

AMENDMENT NO. 15

On page 5, delete line 29 and insert in lieu thereof the following: "(xvi) A copy of the fund's premium billing policy indicating whether the premium payments to the fund will be paid by members annually, monthly, quarterly, or any combination thereof."

AMENDMENT NO. 16

On page 6, delete lines 1 through 3 in their entirety

AMENDMENT NO. 17

On page 6, delete lines 8 through 11 in their entirety and insert in lieu thereof the following:

"(1) File rates in accordance with R.S. 23:1199 and maintain at least five hundred thousand dollars in ~~direct earned~~ premium per in the first fund year. For the second and each subsequent year, the fund shall maintain at least two million dollars in earned premium. These amounts maintained shall be documented on the fund's audited financial statement prepared in accordance with generally accepted accounting principles."

AMENDMENT NO. 18

On page 7, delete lines 7 through 29 in their entirety and insert in lieu thereof the following:

"(3)(a) ~~Deposit~~ During the first fund year, deposit with the department a safekeeping or trust receipt from a bank doing business in this state or from a savings and loan association chartered to do business in the state indicating that the fund has deposited and has pledged one hundred thousand dollars in money or bonds of the United States, the state of Louisiana, or any political subdivision thereof, of the par value of one hundred thousand dollars or post a surety bond issued by a corporate surety authorized to do business within the state, in the amount of one hundred thousand dollars, to secure the obligations of the fund under this Chapter.

(b) During the second and subsequent fund years, deposit with the department a safekeeping or trust receipt from a bank doing business in this state or from a savings and loan association chartered to do business in this state indicating that the fund has deposited and has pledged two hundred and fifty thousand

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dollars in money or bonds of the United States, the state of Louisiana, or any political subdivision thereof, of the par value of two hundred and fifty thousand dollars or post a surety bond issued by a corporate surety authorized to do business within the state, in the amount of two hundred and fifty thousand dollars, to secure the obligations of the fund under this Chapter.

(5) Maintain at all times, on a fund year basis, a contract or contracts of specific excess insurance or reinsurance of not less than two million dollars per occurrence and aggregate excess insurance or reinsurance of not less than two million dollars. The maximum retention under the excess insurance or reinsurance contracts shall not exceed amounts as may be provided by the department by regulation. Solely for the purposes of authorizing the purchase of reinsurance permitted under this Subsection, each fund shall be deemed an insurer. Such excess insurance or reinsurance shall only be purchased from companies having a minimum rating of B+ A- by A.M. Best Company, BBB A- by Fitch Ratings, B A by Weiss Ratings, BBB A- by Standard & Poor's, or Baa2 A3 by Moody's Investors Services, or better, and such reinsurance may be purchased from admitted or nonadmitted companies, provided that the provisions of R.S. 22:941 through 947, and Financial Accounting Standard Number 113 as promulgated and updated by the Financial Accounting Standards Board, shall apply to all such reinsurance. All excess insurance policies or reinsurance agreements must be approved by the department prior to use.

AMENDMENT NO. 19
On page 8, delete lines 1 through 12 in their entirety

AMENDMENT NO. 20
On page 8, between lines 26 and 27 insert:
"C. Any fund administrator contracted by the fund and whose acts are not covered by the fund's bond, errors and omissions insurance, directors and officers insurance, or other security approved by the department, and any person, which shall include individuals, partnerships, corporations, and all other entities contracting, either directly or indirectly with a fund, to provide claims adjusting, underwriting, safety engineering, loss control, marketing, investment advisory, or administrative services to the fund or its membership, other than bookkeeping, or auditing, or claims investigation services to a fund shall:

AMENDMENT NO. 21
On page 9, delete lines 13 through 29 in their entirety and insert in lieu thereof:

"§1200.4. Consecutive net losses
A fund with three years of consecutive net losses on the audited financial statements of the fund, or two years of consecutive net losses on the audited financial statements of the fund in excess of five hundred thousand dollars or five percent of the premium of the latest audited financial statement, whichever is greater, shall:

(1) Attend a meeting between the department, the administrator of the fund, any third party administrator contracted or performing services to the fund, and the fund's board of trustees to discuss the financial condition of the fund, and to advise the department the course of action the fund will take to obtain net incomes on subsequent audited financial statements.

(2) File with the department a written and signed plan from the fund's board of trustees describing the actions the fund will take to generate net incomes on subsequent audited financial statements.

(3) Obtain an actuarial rate analysis if an actuarial rate analysis was not performed for the previous fund year.

AMENDMENT NO. 22
On page 10, delete lines 1 through 29 in their entirety.

AMENDMENT NO. 23
On page 11, delete lines 1 through 29 in their entirety.

AMENDMENT NO. 24
On page 12, delete lines 1 through 29 in their entirety.

AMENDMENT NO. 25
On page 13, delete lines 1 through 29 in their entirety.

AMENDMENT NO. 26
On page 14, delete lines 1 through 29 in their entirety

AMENDMENT NO. 27
On page 15, delete lines 1 through 17 in their entirety and insert in lieu thereof the following:
"§1200.5. Insolvencies

A. In the event a fund is insolvent, then in addition to any other provision of law or regulation, the department shall require that the fund file in writing within sixty days a plan signed by the board of trustees. For purposes of this Subpart, an insolvency shall"

AMENDMENT NO. 28
On page 15, line 20, after "principles" insert "as delineated in the fund's financial statement audited by an independent certified public accountant"

AMENDMENT NO. 29
On page 15, line 26, after "department," delete the remainder of the line and delete lines 27 and 28 in their entirety and insert in lieu thereof the following: "The department shall review the plan submitted by the fund and notify the fund of the plan's approval or disapproval within thirty days of the department's receipt of the plan."

AMENDMENT NO. 30
On page 16, delete lines 14 and 15 in their entirety.

AMENDMENT NO. 31
On page 16, line 16, change "(4)" to "(3)"

AMENDMENT NO. 32
On page 16, line 21, after "Section 2." delete the remainder of the line and insert "R.S. 23:1195(D) and 1196(H) are hereby repealed in their entirety."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Reengrossed Senate Bill No. 259 by Senator Cain

AMENDMENT NO. 1
On page 4, line 14, after "not" and before "or" delete "notarized," and insert "sworn to and subscribed before a notary public,"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Position, Name. Lists names of members who voted 'yea'.

Cravins  
Duplessis  
Total - 37

Lentini  
Malone

NAYS

Total - 0

ABSENT

Nevers  
Total - 2

Shepherd

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

**SENATE BILL NO. 265—**  
BY SENATOR ULLO

AN ACT

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

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

**HOUSE COMMITTEE AMENDMENTS**

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

AMENDMENT NO. 1

On page 3, line 21, after "**semesters**" and before "and" delete the comma "," and delete "**which includes the summer semester.**"

AMENDMENT NO. 2

On page 3, line 22, after "action." delete the remainder of the line and delete lines 23 through 26 in their entirety and insert the following: "**However, the superintendent of a city, parish, or other local public school system may modify the length of such minimum expulsion requirement on a case-by-case basis, provided such modification is in writing.**"

AMENDMENT NO. 3

On page 4, line 9, after "**semesters**" change the comma "," to a period "." and delete "**which includes the summer semester.**"

AMENDMENT NO. 4

On page 4, line 15, after "**semesters**" and before "and" delete the comma "," and delete "**which includes the summer semester.**"

AMENDMENT NO. 5

On page 4, at the end of line 16, add the following: "**However, the superintendent of a city, parish, or other local public school system may modify the length of such minimum expulsion requirement on a case-by-case basis, provided such modification is in writing.**"

AMENDMENT NO. 6

On page 4, line 28, after "**semesters**" change the comma "," to a period "." and delete "**which includes the summer semester.**"

AMENDMENT NO. 7

On page 5, line 4, after "**semesters**" delete the comma "," and delete "**which includes**" and at the beginning of line 5 delete "**the summer semester.**"

AMENDMENT NO. 8

On page 5, at the end of line 6, add the following: "**However, the superintendent of a city, parish, or other local public school system may modify the length of such minimum expulsion requirement on a case-by-case basis, provided such modification is in writing.**"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 265 by Senator Ullo

AMENDMENT NO. 1

On page 1, line 15, after "A." insert " \* \* \* "

AMENDMENT NO. 2

On page 2, line 14, following "shall," and before "committing" change "on" to "upon"

AMENDMENT NO. 3

On page 6, line 5, following "**to the end**" and before "**of the specified**" delete "**of the end**"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Barrow to Reengrossed Senate Bill No. 265 by Senator Ullo

AMENDMENT NO. 1

On page 5, line 4, after "of" and before "**complete**" change "**four**" to "**two**"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Fields  
Total - 2

ABSENT

Nevers  
Total - 1

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

**SENATE BILL NO. 282—**

BY SENATOR SCHEDLER AND REPRESENTATIVE DURAND

AN ACT

To enact Part VII-A of Chapter 20 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1745.2 through 1745.8 and R.S. 37:2372.1, relative to health care

providers; to include legislative findings; to provide definitions; to provide for reporting of certain actions by health care entities; to provide with respect to the entities to which such reporting is required; to provide for confidentiality of mandatory reports; to provide for the limitation of liability for mandatory reporters; to provide relative to the use of information provided by mandatory reporters; to provide for criminal background checks by the State Board of Examiners of Psychologists; to provide for an investigation fee; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 282 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 13, between "1745.8" and "and" insert a comma ", " and between "R.S. 37:2372.1" and "are" delete the comma ", "

AMENDMENT NO. 2

On page 2, between lines 4 and 5, insert the following:  
**"(1) Public confidence in high quality patient care is dependent on a workforce of competent health care professionals who meet the high standards of professional practice."**

AMENDMENT NO. 3

On page 2, line 5, change "(1)" to "(2)"

AMENDMENT NO. 4

On page 2, line 6, change "(2)" to "(3)"

AMENDMENT NO. 5

On page 2, line 8, change "(3)" to "(4)"

AMENDMENT NO. 6

On page 2, line 9, after "**public**" insert a comma ", " and "**who is at risk of receiving unsafe or inadequate care.**"

AMENDMENT NO. 7

On page 2, line 10, change "(4)" to "(5)"

AMENDMENT NO. 8

On page 3, line 16, between "**professional**" and "**board**" insert "**licensing**"

AMENDMENT NO. 9

On page 3, line 20, between "**Professional**" and "**board**" insert "**licensing**"

AMENDMENT NO. 10

On page 3, line 25, between "**professional**" and "**board**" insert "**licensing**"

AMENDMENT NO. 11

On page 3, line 26, change "**Paragraph (3) of this Subsection**" to "**Subsection C of this Section**"

AMENDMENT NO. 12

On page 4, line 8, change "(3)" to "C."

AMENDMENT NO. 13

On page 4, line 12, change "(a)" to "(1)"

AMENDMENT NO. 14

On page 4, line 14, change "(b)" to "(2)"

AMENDMENT NO. 15

On page 4, line 15, change "(c)" to "(3)"

AMENDMENT NO. 16

On page 4, line 18, change "(d)" to "(4)"

AMENDMENT NO. 17

On page 4, line 22, change "C." to "D."

AMENDMENT NO. 18

On page 4, line 29, between "**professional**" and "**board**" insert "**licensing**"

AMENDMENT NO. 19

On page 5, line 1, change "D." to "E." and between "**professional**" and "**board**" insert "**licensing**"

AMENDMENT NO. 20

On page 5, line 6, between "**professional**" and "**board**" insert "**licensing**"

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 282 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 44:4.1(B)(21) and to"

AMENDMENT NO. 2

On page 3, delete line 21, and insert the following: "**Examiners, the Louisiana State Board of Nursing, or the Louisiana State Board of Dentistry.**"

AMENDMENT NO. 3

On page 8, after line 12, insert the following:

"Section 2. R.S. 44:4.1(B)(21) is hereby amended and reenacted to read as follows:

§4.1. Exceptions

\* \* \*

B. The legislature further recognizes that there exist exceptions, exemptions, and limitations to the laws pertaining to public records throughout the revised statutes and codes of this state. Therefore, the following exceptions, exemptions, and limitations are hereby continued in effect by incorporation into this Chapter by citation:

\* \* \*

(21) R.S. 37:74, 86, 90, 147, 691, 763, 763.1, 781, 920.1, 969.1, 1277, 1278, 1285, 1326, 1395.1, 1400, 1518, **1745.6**, 1747, 1806, 2156.1, 3481, 3507.1

\* \* \*

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Durand to Engrossed Senate Bill No. 282 by Senator Schedler

AMENDMENT NO. 1

Delete House Committee Amendment No. 2 proposed by the Committee on House and Governmental Affairs and adopted by the House of Representatives on June 24, 2007.

AMENDMENT NO. 2

On page 3, delete line 21, and insert the following: "**Examiners, the Louisiana State Board of Nursing, the Louisiana State Board of Dentistry, or the Louisiana State Board of Examiners of Psychologists.**"

AMENDMENT NO. 3

On page 4, line 21, after "**Nursing**" delete the period "." and insert "**or, if a dentist, cooperates with the Dentist Well-Being Committee program of the Louisiana Dental Association, as approved by the Louisiana State Board of Dentistry, or if a medical psychologist, cooperates with the Impaired Psychologist Program of the Louisiana State Board of Examiners of Psychologists.**"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr President	Dupre	Marionneau
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
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**

Nevers  
Total - 1

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

**SENATE BILL NO. 285—**

BY SENATOR MICHOT AND REPRESENTATIVES BALDONE, CURTIS, FARRAR, HILL, KENNEY, ODINET AND RITCHIE

**AN ACT**

To amend and reenact R.S. 51:2453(1), (2), (5)(introductory paragraph), 2454(B), (C), 2455(E)(2), 2457(A)(2)(b), (c), and (f)(i), 2461(B), and 2462, and to enact R.S. 51:2453(6), and 2457(A)(2)(h), relative to the Louisiana Quality Jobs Program; to provide for the benefit rate; to provide for wages; to designate certain distressed regions in this state; to provide for health care benefits; to extend the deadline to accept applications for the program; to provide for the applicability of existing contracts; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 285 by Senator Michot

**AMENDMENT NO. 1**

On page 9, at the end of line 13, before the period "." insert a comma "," and "**or the value of the health benefits plan or health insurance coverage offered by the employer to an individual it employs**"

**AMENDMENT NO. 2**

On page 10, delete lines 18 through 24 in their entirety and insert the following:

"~~(3)~~**(4)** Every contract executed pursuant to this Chapter shall include a requirement that if the employer receives a rebate under this Chapter and an assessment or judgment that is final and nonappealable has been rendered against the employer in favor of the state or any of its agencies or political subdivisions, then the contract shall be suspended pending satisfaction of the assessment or judgment and no rebate shall accrue to the employer under the contract during the period of suspension."

**AMENDMENT NO. 3**

On page 12, at the end of line 29, before the period "." insert a comma "," and "**except as provided for in Paragraph B of this Section**"

**AMENDMENT NO. 4**

On page 13, line 9, change "**December 31, 2007**" to "**June 30, 2008**"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 285 by Senator Michot

**AMENDMENT NO. 1**

In House Committee Amendment No. 3 proposed by the House Committee on Ways and Means to Reengrossed Senate Bill No. 285, on line 15, change "**Paragraph**" to "**Subsection**"

**AMENDMENT NO. 2**

On page 1, lines 3 and 11, following "2457(A)(2)(b), (c), and" and before ", 2461(B)" change "(f)(i)" to "(f) (introductory paragraph) and (i)"

**AMENDMENT NO. 3**

On page 11, line 25, following "average" insert "of"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Nevers  
Total - 2  
Shepherd

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

**SENATE BILL NO. 292—**

BY SENATOR MICHOT AND REPRESENTATIVES ALARIO AND TOWNSEND AND SENATORS BARHAM, CRAVINS AND N. GAUTREAUX AND REPRESENTATIVES ALEXANDER, HEBERT, MONTGOMERY, PIERRE, ROBIDEAUX, TRAHAN AND WALSWORTH

**AN ACT**

To amend and reenact R.S. 47:3204(B)(1) and 4302(B), relative to contracts of tax exemption with the Board of Commerce and Industry; to remove the time limitation for the number of years the exemption is allowed; to provide for subsequent renewals of a contract; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 292 by Senator Michot

AMENDMENT NO. 1

On page 2, line 20, following "Committee" and before "shall" insert "on the Budget"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting YEAS: Mr President, Dupre, McPherson, Adley, Ellington, Michot, Amedee, Fields, Mout, Bajois, Fontenot, Murray, Barham, Gautreaux B, Quinn, Boasso, Heitmeier, Romero, Broome, Hollis, Schedler, Cain, Jackson, Shepherd, Cassidy, Jones, Smith, Chaisson, Kostelka, Theunissen, Cheek, Lentini, Ullo, Cravins, Malone, Duplessis, Marionneaux, Total - 37

NAYS

Total - 0

ABSENT

Table listing names of members who were ABSENT: Gautreaux N, Nevers, Total - 2

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

SENATE BILL NO. 294— BY SENATOR SHEPHERD

AN ACT

To enact R.S. 40:431.1, relative to the Jefferson Parish Housing Authority; to provide with respect to the board of trustees of such authority; to provide for the powers and duties of such board; to authorize the board to levy a tax under certain circumstances; to provide procedures for the imposition of such taxes; to provide for the use of such taxes; to provide for an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 294 by Senator Shepherd

AMENDMENT NO. 1

On page 1, delete line 14 in its entirety and insert "in accordance with the provisions of this Section."

AMENDMENT NO. 2

On page 1, line 15, after "B." and before "The" insert "(1)"

AMENDMENT NO. 3

On page 1, between lines 16 and 17, insert the following:

"(2) No annual tax or fee requested by a duly adopted resolution of the board of commissioners of the housing authority shall be imposed or otherwise submitted for approval by the registered voters of the parish without a resolution of approval adopted by the Jefferson Parish Council."

AMENDMENT NO. 4

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

"F. Nothing in this Section shall alter or affect the status of the Jefferson Parish Housing Authority as provided in R.S. 40:384(16)."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting YEAS: Mr President, Cravins, Jackson, Adley, Duplessis, Jones, Amedee, Dupre, Marionneaux, Bajois, Ellington, McPherson, Barham, Fields, Murray, Boasso, Fontenot, Schedler, Broome, Gautreaux B, Shepherd, Cain, Gautreaux N, Smith, Chaisson, Heitmeier, Theunissen, Cheek, Hollis, Ullo, Total - 30

NAYS

Table listing names of members voting NAYS: Cassidy, Malone, Quinn, Lentini, Michot, Romero, Total - 6

ABSENT

Table listing names of members who were ABSENT: Kostelka, Mount, Nevers, Total - 3

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

SENATE BILL NO. 313—

BY SENATORS ADLEY AND CHEEK

AN ACT

To amend and reenact R.S. 47:302(R), 321(H), and 331(P)(1), and to enact R.S. 47:305.56, relative to the sales and use tax; to exempt from state sales and use tax the purchase of a motor vehicle that has been or will be modified for use by an orthopedically handicapped person; to provide for an effective date; to provide for the promulgation of rules and regulations; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Reengrossed Senate Bill No. 313 by Senator Adley

AMENDMENT NO. 1

On page 1, at the end of line 2, insert "305.57, and 337.9(D)(28),"

AMENDMENT NO. 2

On page 1, line 5, after "person;" insert "to provide for an exemption from state and local sales and use taxes on the purchase of certain hybrid vehicles;"

**AMENDMENT NO. 3**

On page 1, line 9, delete "is" and insert a comma "," and insert "305.57, and 337.9(D)(28) are"

**AMENDMENT NO. 4**

On page 3, between lines 11 and 12, insert the following:

**§305.56. Exemption; hybrid vehicles; requirements; limitations**

**A. The sales and use tax imposed by the state of Louisiana or any of its political subdivisions shall not apply to the purchase of a qualified hybrid vehicle. For purposes of this Section, the term "qualified hybrid vehicle" shall mean a hybrid vehicle with a drive train powered by both an internal combustion engine and a rechargeable battery.**

**B. The tax exemption authorized by this Section shall be available to the original purchaser of a new, qualified hybrid vehicle and shall be equal to the actual amount of state and local sales and use taxes which apply to the purchase price of such vehicle or fifteen hundred dollars, whichever is less. If the qualifying vehicle is leased to a customer, the tax exemption authorized by this Section may be claimed by the leasing company.**

\* \* \*

**AMENDMENT NO. 5**

On page 4, delete lines 3 through 5 and insert the following:

**§337.9. Exemptions applicable to local tax in Chapters 2, 2-A, and 2-B; other exemptions applicable**

\* \* \*

D.

\* \* \*

**(28) R.S. 305.56, "key words": hybrid vehicles.**

\* \* \*

Section 2. This Act shall become effective for all taxable periods beginning on or after January 1, 2008."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Kostelka	Nevers
Total - 2	

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

**SENATE BILL NO. 331—**

BY SENATORS ELLINGTON, CAIN, N. GAUTREAUX, MALONE AND NEVERS

**AN ACT**

To amend and reenact R.S. 47:301(3)(j) and (13)(m), and to repeal R.S. 47:302(T), 321(J), and 331(R), relative to exclusions from the sales and use tax of the state and any political subdivision whose boundaries are coterminous with those of the state; to provide for an exclusion for the sales price and cost price of electric power or energy and natural gas used by certain taxpayers; to provide for an effective date; and to provide for related matters.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Walsworth and Gallot to Engrossed Senate Bill No. 331 by Senator Ellington

**AMENDMENT NO. 1**

On page 1, line 2, after "(13)(m)," insert "to enact R.S. 47:305.56 and 337.9(D)(28),"

**AMENDMENT NO. 2**

On page 1, line 6, after "taxpayers," insert "to provide for a state and local sales and use tax exemption for certain water conservation equipment in the Sparta Groundwater Conservation District;"

**AMENDMENT NO. 3**

On page 1, delete line 9 in its entirety and insert "Section 1. R.S. 47:301(3)(j) and (13)(m) are hereby amended and reenacted and R.S. 47:305.56 and 337.9(D)(28) are hereby enacted to read"

**AMENDMENT NO. 4**

On page 2, between lines 15 and 16, insert the following:

**§305.56. Exemption; certain water conservation equipment; Sparta Groundwater Conservation District**

**A. The sales and use tax imposed by all tax authorities in the state shall not apply to sales of water conservation equipment for use within the Sparta Groundwater Conservation District. Only persons defined as "users" under R.S. 38:3087.133(7) shall be eligible for this exemption.**

**B. Any person seeking to qualify for this exemption must apply for an exemption certificate with the secretary of the Department of Revenue. Prior to application for an exemption certificate, the applicant must receive certification from the commissioner of conservation that the equipment qualifies as water conservation equipment. The certification by the commissioner of conservation shall be attached by the board to the application for the exemption certificate. In accordance with the powers defined in R.S. 38:3087.136, the board shall determine the types of equipment which qualify as water conservation equipment, provided that such equipment must reduce water consumption by at least twenty-five percent.**

\* \* \*

**§337.9. Exemptions applicable to local tax in Chapters 2, 2-A, and 2-B; other exemptions applicable**

\* \* \*

D.

\* \* \*

**(28) R.S. 47:305.56, "keywords": certain water conservation equipment; Sparta Groundwater Conservation District.**

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

**ROLL CALL**

The roll was called with the following result:

June 26, 2007

YEAS

Mr President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
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

Nevers  
Total - 1

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

SENATE BILL NO. 333—  
BY SENATOR SHEPHERD

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 through 4720.117, relative to the parish of Jefferson; to create the Jefferson Parish Redevelopment Authority; to provide for the powers, duties, and functions of the redevelopment authority, including the acquisition of property by purchase, gift, expropriation, or otherwise; to provide for the preparation and adoption of a community improvement plan; to provide with respect to the certification of blighted property and its removal; to provide for the disposition of property in a community improvement area; to provide for the issuance of bonds; to provide for borrowing money and giving security therefor; to provide for tax exemptions; to authorize the establishment of programs for residential development; to provide for cooperation by public bodies with the authority; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 333 by Senator Shepherd

AMENDMENT NO. 1

On page 5, line 13, at the beginning of the line and before "including" change "(" to ";""

AMENDMENT NO. 2

On page 5, line 14, following "others" and before "displaced" change ")" to ";""

AMENDMENT NO. 3

On page 6, line 26, following "Board" and before the end of the line insert "the"

AMENDMENT NO. 4

On page 8, line 9, following "to" and before "displaced" change "rehouse" to "re-house"

AMENDMENT NO. 5

On page 12, line 16, following "acquire" and before "properties" change "said" to "such"

AMENDMENT NO. 6

On page 12, line 20, following "acquire" and before the end of the line change "said" to "such"

AMENDMENT NO. 7

On page 12, line 24, following "jurisdiction," and before "after" insert "and"

AMENDMENT NO. 8

On page 12, line 25, following "acquire" and before "properties" change "said" to "such"

AMENDMENT NO. 9

On page 12, line 25, following "acquisitions" and before "necessary" insert "are"

AMENDMENT NO. 10

On page 15, line 22, following "of" and before "notice" change "said" to "such"

AMENDMENT NO. 11

On page 15, line 23, following "in" and before "notice" change "said" to "such"

AMENDMENT NO. 12

On page 17, line 26, following "If" and before "authority" change "an" to "the"

AMENDMENT NO. 13

On page 23, line 23, following "and (5)" and before "title" insert "of this Section"

AMENDMENT NO. 14

On page 26, line 19, following "failure of" and before "authority" change "an" to "the"

AMENDMENT NO. 15

On page 38, line 10, following "been" and before "No" change "complied with." to "satisfied."

AMENDMENT NO. 16

On page 42, line 24, following "business" and before "all" change ";"" to ";""

AMENDMENT NO. 17

On page 42, line 26, following "business" and before "and" change ";"" to ";""

AMENDMENT NO. 18

On page 42, line 29, following "Chapter" and before "but" change ";"" to ";""

AMENDMENT NO. 19

On page 43, line 8, following "terms of" and before "agreement" change "said" to "such"

AMENDMENT NO. 20

On page 47, line 22, following "to" and before "et seq." change "R. S. 33:4720.51" to "R. S. 33:4720.101"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Harris to Reengrossed Senate Bill No. 333 by Senator Shepherd

AMENDMENT NO. 1

On page 22, delete line 29 in its entirety and on page 23, delete line 1 in its entirety and insert "in the authority without any further rights of redemption."



AMENDMENT NO. 2

On page 52, line 2, delete "the city limits."

AMENDMENT NO. 3

On page 52, delete line 3 in its entirety and insert "growth, by replatting, planning, and development or any combination of"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Hollis	Kostelka	Nevers
Total - 3		

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

**SENATE BILL NO. 337—**

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

**AN ACT**

To enact R.S. 47:647.1, relative to dedicating certain state revenues for capital enhancement of technical colleges and community colleges; to create the Technical College - Community College Capital Enhancement Fund in the state treasury; to provide for allocation of certain monies to the fund; to specify purposes for which monies received from the fund shall be used; to provide for an effective date; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Engrossed Senate Bill No. 337 by Senator Adley

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete the remainder of the line, delete lines 3 through 5 in their entirety, and on line 6, delete "received from the fund shall be used;" and insert the following: "Part IX-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3394.1 through 3394.8, relative to the financing of capital improvements and enhancements to certain facilities and properties of colleges within the Louisiana Community and Technical Colleges System; to provide for definitions; to provide with respect to the use of a nonprofit

corporation to accomplish such financing; to provide for agreements related to financing; to provide for the issuance of bonds;"

AMENDMENT NO. 2

On page 1, line 9, after "Section 1." delete "R.S. 47:647" and insert the following: "Part IX-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3394.1 through 3394.8, "

AMENDMENT NO. 3

On page 1, delete lines 10 through 17, delete page 2 in its entirety, and on page 3, delete lines 1 through 25 in their entirety and insert the following:

"PART IX-A COMMUNITY AND TECHNICAL COLLEGES FACILITIES IMPROVEMENT AND ENHANCEMENT §3394.1. Community and technical colleges facilities improvement and enhancement; intent

It is the intent of the legislature to ensure that the institutions of the Louisiana Community and Technical Colleges System are responsive to the workforce needs of this state. This Act enumerates specific facilities within that system which have been determined to be extraordinarily vital to the state's response to the need for a competent and skilled workforce and which are in need of capital improvement or enhancement. The authorities granted to the Board of Supervisors of Community and Technical Colleges pursuant to this Part are intended to facilitate the finance of capital improvements and enhancements for the projects enumerated herein, and to ensure their completion in an expeditious manner.

§3394.2. Definitions

As used in this Chapter, the following words and terms shall have the following meanings, unless the context clearly indicates otherwise:

(1) "Public facilities" means buildings, equipment, and other permanent property or immovable property of the colleges within the Louisiana Community and Technical Colleges System, as specifically identified in R.S. 17:3394.3.

(2) "Project" means the acquisition, purchase, construction, renovation, improvement, or expansion of a public facility, to be financed as authorized and provided in this Part and R.S. 17:3361, to be limited to those public facilities and purposes identified in R.S. 17:3394.3.

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

(4) "Annual appropriation dependency clause" shall mean a clause which shall be included in any financing arrangement which provides that if, after a diligent and good faith effort by the state to appropriate funds for the payment of sums due under a financing agreement, such funds are not appropriated, such agreement shall be terminated, and the state shall not be liable for the payment of further sums due thereunder.

(5) "Board" means the Board of Supervisors of Community and Technical Colleges.

(6) "Corporation" means the nonprofit corporation which may be utilized to accomplish the purposes of this Part.

§3394.3. Authority of board to execute agreements related to the finance of capital improvements and enhancements

A. The board shall exercise its authority granted pursuant to R.S. 17:3361 as may be necessary to provide for the completion of the projects enumerated in this Section. The board may grant leases of property under its supervision to a nonprofit corporation for the purpose of financing such projects, and the sum total amount to be financed therefor shall equal no more than the total value of all projects listed herein, plus an amount equal to fifteen percent of such total. Notwithstanding any provision of R.S. 17:3361 to the contrary, the term of any lease agreement made for purposes of this Part shall not exceed thirty years. No monies shall be appropriated for these purposes until July 1, 2008.

B. For the purposes of this Part, the following projects shall comprise the entirety of public facilities and projects to be financed under the authorities of this Part and R.S. 17:3361 with respect to these projects. The dollar value listed for each project, plus an amount equal to fifteen percent, is the maximum amount that may be financed for each respective project."

AMENDMENT NO. 4

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

§3394.4. Functions of corporation

There is hereby authorized the formation and incorporation of a nonprofit corporation, the purpose of which shall be the financing and acquisition, purchase, construction, renovation, improvement, or expansion of public facilities for lease to the state of Louisiana. The members of the board of directors for the corporation shall serve pursuant to the General Nonprofit Corporation Law.

§3394.5. Powers of corporation

A. In addition to the powers granted it by the General Nonprofit Corporation Law, Title 12 of the Louisiana Revised Statutes of 1950, the corporation shall have the power to undertake any project relative to those public facilities, projects and purposes as specifically enumerated in R.S. 17:3394.3, to provide for the financing thereof in an amount not to exceed the total value of all projects listed plus an amount equal to fifteen percent of the total.

B. The corporation may lease for a term not to exceed thirty years to the state of Louisiana through the division of administration the project being financed or public facilities conveyed to the corporation in connection with such financing, upon such terms and conditions as are mutually agreeable, however, any and all such agreements shall contain an annual appropriation dependency clause, and to charge and collect rents therefor and to terminate any such lease upon the failure of the lessee to comply with any of the obligations thereof; to include in any such lease, if it shall so desire, provisions that the lessee thereof shall have options to renew the term of the lease for such period or periods and at such rent as shall be determined by the corporation or to purchase any or all of the public facilities, or that upon payment of all of the indebtedness incurred by the corporation for the financing of such project, then the corporation shall convey any or all of the public facilities to the state of Louisiana with or without consideration. The state of Louisiana through the division of administration may enter into a lease for immovable or movable property with the corporation, whether as lessee or lessor, pursuant to this Part.

§3394.6. Bonds

A. The corporation is authorized beginning July 1, 2008, from time to time, to issue its bonds in order to provide for achieving any of its purposes under this Part which are necessary for the completion of all of the projects enumerated in R.S. 17:3394.3.

B. Except as may otherwise be expressly provided by this corporation, each of its bonds shall be payable from any revenues or monies of the corporation available therefor and not otherwise pledged, subject only to any agreements with the holders of particular bonds pledging any particular revenues or monies. Such bonds shall be and are deemed to be for all purposes negotiable instruments, subject only to the provisions of such bonds for registration.

C. The corporation's bonds may be issued as serial bonds or as term bonds, or the corporation, in its discretion, may issue bonds of both types. The issuance of all bonds shall be authorized by resolution of the board of directors and shall bear such date or dates, mature at such time or times, not exceeding thirty years from their respective dates, bear interest at such rate or rates, be payable at such time or times, be in such denominations, be in such form, either coupon or registered, carry such registration privileges, be executed in such manner, be payable in lawful money of the United States of America at such place or places, and be subject to such terms of redemption, as the indenture, trust agreement, or resolution relating to such bonds may provide. The corporation's bonds may be sold by the corporation at public or private sale, for such price or prices and upon such terms and conditions as the corporation shall determine. The corporation may sell any bonds at a price below the par value thereof; provided, however, that the discount shall not exceed six percent of the par value thereof. Pending preparation of the definitive bonds, the corporation may issue interim receipts or certificates or temporary bonds which shall be exchanged for such definitive bonds.

D. Neither the members of the board of directors of the corporation or any person executing the bonds shall be liable personally on the bonds or be subject to any personal liability or accountability by reason of the issuance thereof.

§3394.7. Bonds and certificates; payment; no liability of state or political subdivision

Neither bonds nor certificates shall be deemed to constitute a debt or liability of the state of Louisiana or of any agency, board, or political subdivision thereof or a pledge of the faith and credit of the state of Louisiana.

§3394.8. Dissolution of corporation; title to the property to vest in successor

Upon dissolution of the corporation, title to all property owned by the corporation shall vest in the successor corporation created by the legislature, if any, if such successor corporation qualifies under Section 103 of the Federal Internal Revenue Code of 1986, as amended, to issue obligations the interest on which is exempt from federal income taxation. If no such successor corporation is so created, title to such property shall vest in the state of Louisiana."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 337 by Senator Adley

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Appropriations to Engrossed Senate Bill No. 337, on line 2, change "R.S. 47:647" to "R.S. 47:647.1"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 337 by Senator Adley

AMENDMENT NO. 1

Delete House Committee Amendment No. 4 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 24, 2007

AMENDMENT NO. 2

In House Committee Amendment No. 1 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 24, 2007, on page 1, line 6, after "through" and before "relative" delete "3394.8" and insert "3394.3"

AMENDMENT NO. 3

In House Committee Amendment No. 2 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 24, 2007, on page 1, at the end of line 14, delete "3394.8," and insert "3394.3,"

AMENDMENT NO. 4

In House Committee Amendment No. 3 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 24, 2007, on page 1, line 37, after "17:3361." and before "to be" insert "et seq."

AMENDMENT NO. 5

In House Committee Amendment No. 3 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 24, 2007, on page 2, line 9, after "17:3361" and before "as may" insert a comma "," and insert "et seq."

AMENDMENT NO. 6

In House Committee Amendment No. 3 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 24, 2007, on page 2, line 14, after "17:3361" and before "to the" insert a comma "," and insert "et seq."

AMENDMENT NO. 7

In House Committee Amendment No. 3 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 24, 2007, on page 2, at the beginning of line 19, after "17:3361" and before "as may" insert ", et seq."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 37

**NAYS**

Total - 0

**ABSENT**

Nevers	Shepherd
--------	----------

Total - 2

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

**SENATE BILL NO. 339—**  
BY SENATOR FONTENOT

**AN ACT**

To amend and reenact R.S. 47:6021(C)(1), (D), (E)(5), and (H) and to enact R.S. 47:6021(I), relative to income tax credits; to provide relative to income tax credits for brownfields investors; to increase the percentage of investment eligible for credit; to revise the application and approval process; to authorize the credits to be transferred; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 339 by Senator Fontenot

**AMENDMENT NO. 1**

On page 6, after line 6, insert the following:  
"Section 2. This Act shall become effective for all taxable periods beginning on or after January 1, 2008."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 339 by Senator Fontenot

**AMENDMENT NO. 1**

On page 2, line 7, following "credit" and before "fifty" insert "of"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Townsend to Reengrossed Senate Bill No. 339 by Senator Fontenot

**AMENDMENT NO. 1**

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 47:6021(B), (C)(1), (D), (E)(4) and (5), and (H) and to enact R.S. 47:6021(I) and (J),"

**AMENDMENT NO. 2**

On page 1, line 8, after "Section 1." delete the remainder of the line and insert "R.S. 47:6021(B), (C)(1), (D), (E)(4) and (5), and (H) are hereby amended and"

**AMENDMENT NO. 3**

On page 1, line 9, delete "is" and insert "and (J) are"

**AMENDMENT NO. 4**

On page 1, between lines 11 and 12, insert the following:

"B. Definitions. The following terms shall have the following meanings for the purposes of this Section:

(1) "Brownfields site" or "state-certified site" means an identified area of immovable property in the state for which a voluntary remediation action ~~or a voluntary remedial investigation~~ concerning the presence or potential presence of a hazardous substance or pollutant is authorized by the secretary pursuant to Part II of Chapter 12 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950.

(2) "Investment" shall mean the expenditure for the ~~voluntary remedial investigation or~~ voluntary remediation of a brownfields site by any entity or individual.

(3) "Responsible person" means responsible person or responsible landowner as those terms are defined in R.S. 30:2285.2.

~~(4) "Voluntary remedial investigation" means the determination of the nature and extent of potential threats to human health and the environment through data collection and site characterization and the development of remedial action goals, all as authorized and approved by the secretary pursuant to Part II of Chapter 12 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950.~~

(5) (4) "Voluntary remediation action" means risk-based cleanup of a voluntary remediation site performed in accordance with a voluntary remedial action plan approved by the secretary pursuant to Part II of Chapter 12 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950."

**AMENDMENT NO. 5**

On page 1, line 13, change "(1)(a)" to "(1)(a)(i)"

**AMENDMENT NO. 6**

On page 1, line 14, delete "or a voluntary remedial" and, on line 15, delete "investigation"

**AMENDMENT NO. 7**

On page 1, delete lines 16 and 17 and on page 2, delete lines 1 through 5, and insert the following: "person, as follows:  
Except as provided for in Paragraph (2) of this Subsection:

(a) Each taxpayer shall be allowed a tax credit of fifteen percent of the total investment made by that taxpayer upon the date of the issuance of completion by the secretary of the Department of Environmental Quality of a voluntary remedial investigation at a state-certified site as provided for in this Section."

**AMENDMENT NO. 8**

On page 2, line 6, delete "Any" and insert "Except as provided for in Paragraph (2) of this Section, any"

**AMENDMENT NO. 9**

On page 2, line 7, change "fifty" to "forty"

**AMENDMENT NO. 10**

On page 2, line 12, delete "either a voluntary remedial investigation or"

**AMENDMENT NO. 11**

On page 3, delete lines 14 through 24 and insert the following:

~~(3)(a)(i) Upon approval by the governor of a voluntary remedial investigation tax credit application, the applicant may proceed with his voluntary remedial investigation. Any such investigation shall be conducted according to Department of Environmental Quality oversight.~~

(ii) After a satisfactory demonstration that the voluntary remedial investigation is complete, the Department of Environmental Quality shall approve the remedial investigation report and shall

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issue a certificate of completion to the taxpayer applicant and forward it to the secretary of the Department of Economic Development, the Board of Commerce and Industry, and the secretary of the Department of Revenue."

AMENDMENT NO. 12

On page 3, line 28, delete "(b)(i)" and insert "(2)(a)"

AMENDMENT NO. 13

On page 4, line 2, delete "(ii)" and insert "(b)"

AMENDMENT NO. 14

On page 4, line 14, after "where" delete the remainder the line

AMENDMENT NO. 15

On page 4, line 16, delete "either a voluntary remedial investigation or"

AMENDMENT NO. 16

On page 4, between lines 18 and 19, insert the following:
"(4) The secretary of the Department of Environmental Quality shall be responsible for the submission of the initial certification of a voluntary remedial investigation and the final certification of completion of voluntary remediation on a state-certified brownfields site together with the year of completion; taxpayer identification number; type of credit, either voluntary remedial investigation or voluntary remediation; and the certified total expenditures to the secretary of the Department of Revenue."

AMENDMENT NO. 17

On page 6, after line 6, insert the following:
"J. No tax credits shall be granted or allowed after December 31, 2009. However, the transferability provisions of Subsection (I) of this Section shall continue to be effective after December 31, 2009 for tax credits authorized prior to such date."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Beard to Reengrossed Senate Bill No. 339 by Senator Fontenot

AMENDMENT NO. 1

On page 1, at the end of line 2, delete the comma "," and add "and 6026."

AMENDMENT NO. 2

On page 1, line 6, after "transferred;" and before "and to" insert "to authorize tax credits for the operation and construction of certain stem cell research and technology institutions; to provide for the application and administration of such tax credit; to provide for requirements for obtaining the credit; to provide for certain definitions; to authorize the transferability of the tax credit; to authorize the promulgation of rules and regulations;"

AMENDMENT NO. 3

On page 6, after line 6, insert the following:
"Section 2. R.S. 47:6026 is hereby enacted to read as follows:
§6026. Stem cell research and technology tax credit

A. Basic and clinical stem cell research may alleviate the burden of human suffering caused by various illnesses and diseases including Parkinson's disease, diabetes, spinal cord damage, stroke and birth defects. The Legislature of Louisiana hereby finds and declares that the health, safety, and welfare of the people of this state are dependent upon the continued encouragement, development, growth, and expansion of basic and clinical stem cell research within the state. Therefore, it is declared to be the purpose of this Section to encourage new and continuing efforts to conduct stem cell research and technology activities within this state and to further the objectives in order to:

- (1) Attract private investment for the development of stem cell research and technology institutions in Louisiana.
(2) Develop a tax and capital infrastructure which encourages private investment in stem cell research and technology institutions in Louisiana. This infrastructure will provide for state participation

in the form of tax credits to encourage investment in state-certified projects and infrastructure projects for stem cell research and technology.

(3) Encourage increased employment opportunities within this sector and increased global competition with other states in fully developing economic development options within the stem cell research and technology industry.

(4) Encourage new education curricula in order to provide a labor force trained in all aspects of stem cell research and technology.

(5) Encourage development of a Louisiana stem cell research and technology infrastructure with state-of-the-art facilities.

B. Definitions. For the purposes of this Section:
(1) "Department" means the Department of Health and Hospital.

(2) "Operational costs" shall include all future expenditures to vendors and suppliers for normal, ordinary and reasonable business expenses such as office expenses, insurance expenses, legal and professional services, advertising, rent, repairs and maintenance, supplies, utilities, and wages.

(3) "Project costs" means all costs associated with the design and construction of laboratories and other facilities to be used in stem cell research, including but not limited to engineering and architecture costs, materials, supplies, equipment, and land acquisition.

(3) "State-certified infrastructure project" shall mean an infrastructure project built by an investor for use as a laboratory or facility for stem cell research, which infrastructure project is approved by the department.

(4) "Stem cell research" means basic and clinical research involving the derivation and use of human embryonic adult stem cells also known as nonembryonic stem cells from any source. In no case, shall research include any form of somatic cell nuclear transplantation, including the area of stem cell therapy. Stem cell research does not include routine data collection; ordinary testing or inspection for quality control or research related to the adaptation of an existing business component in response to a particular customer's requirement. Qualified expenses must be undertaken to discover information that is technological in nature and intended to be useful in the development of an improved business component.

C.(1)(a) There is hereby authorized a tax credit against state income tax for Louisiana residents or corporate franchise tax for operational costs expended by a private investor for the costs of operating a stem cell research facility or for the project costs relative to a state-certified infrastructure project. The tax credit shall be earned by investors at the time expenditures are made by such investor for the operation, acquisition, design, construction and equipping of a stem cell research and technology institution or facility. However, credits cannot be applied against a tax or transferred until the expenditures are certified by the department. For state-certified projects, expenditures shall be certified no more than once each month, unless the research company agrees to reimburse the department for the costs of any additional certifications.

(b) For research operations, the credit shall be one hundred percent of the first one hundred fifty thousand dollars of operational costs of the research and technology facility and thirty percent of the operational costs of the research and technology facility in excess of one hundred fifty thousand dollars.

(c) For state-certified infrastructure projects, the credit shall be forty percent of the project costs.

(d) Stem cell research and technology tax credits associated with a state-certified project shall never exceed the total base investment in that project.

(e) The credit shall be allowed against the income tax for the taxable period in which the credit is earned. If the tax credit allowed pursuant to this Section exceeds the amount of such taxes due, then any unused credit may be carried forward as a credit against subsequent tax liability for a period not to exceed ten years.

(2) The amount of tax credits granted by the department pursuant to the provisions of this Section shall not exceed twenty five million dollars.

- (3) Application of the credit.
(a) All entities taxed as corporations for Louisiana income tax purposes shall claim any credit allowed under this Section on their corporation income tax return.

(b) Individuals, estates, and trusts shall claim any credit allowed under this Section on their income tax return.

(c) Entities not taxed as corporations shall claim any credit allowed under this Section on the returns of the partners or members as follows:

(i) Corporate partners or members shall claim their share of the credit on their corporation income tax returns.

(ii) Individual partners or members shall claim their share of the credit on their individual income tax returns.

(iii) Partners or members that are estates or trusts shall claim their share of the credit on their fiduciary income tax returns.

(4) Transferability of the credit. Any stem cell research and technology tax credits not previously claimed by any taxpayer against its income tax may be transferred or sold to another Louisiana taxpayer or to the department, subject to the following conditions:

(a) A single transfer or sale may involve one or more transferees. The transferee of the tax credits may transfer or sell such tax credits subject to the conditions of this Subsection.

(b) Transferees and transferees shall submit to the department, and to the Department of Revenue in writing, a notification of any transfer or sale of tax credits within thirty days after the transfer or sale of such tax credits. The notification shall include the transferor's tax credit balance prior to transfer, a copy of any tax credit certification letter(s) issued by the department, the name of the state-certified project, the transferor's remaining tax credit balance after transfer, all tax identification numbers for both transferor and transferee, the date of transfer, the amount transferred, a copy of the credit certificate, price paid by the transferee to the transferor, in the case when the transferor is a state-certified project or state-certified infrastructure project, for the tax credits, and any other information required by the Department or the Department of Revenue. The notification submitted to the department shall include a processing fee of up to two hundred dollars per transferee and any pricing information submitted by a transferor or transferee shall be treated by the department and the Department of Revenue as proprietary to the entity reporting such information and therefore confidential. However, this shall not prevent the publication of summary data that includes no fewer than three transactions.

(c) Failure to comply with this Paragraph will result in the disallowance of the tax credit until the taxpayers are in full compliance.

(d) The transfer or sale of this credit does not extend the time in which the credit can be used. The carry forward period for credit that is transferred or sold begins on the date on which the credit was originally earned.

(e) To the extent that the transferor did not have rights to claim or use the credit at the time of the transfer, the Department of Revenue shall either disallow the credit claimed by the transferee or recapture the credit from the transferee through any collection method authorized by R.S. 47:1561. The transferee's recourse is against the transferor.

(f) Beginning on and after January 1, 2008, the investor who earned the tax credit may transfer the credits to the department for eighty percent of the face value of the credits. Upon the transfer, the department shall notify the Department of Revenue and shall provide it with a copy of the transfer documentation. The Department of Revenue may require the transferor to submit such additional information as may be necessary to administer the provisions of this Section. The amount of any such credits granted shall be payable by the secretary of the Department of Revenue from and shall not exceed the unexpended and unobligated surplus revenues in the state general fund that are attributable to Fiscal Year 2004-2005, provided such credits are transferred to the department within one calendar year of certification.

(5) The transferee shall apply such credits in the same manner and against the same taxes as the taxpayer originally awarded the credit.

#### D. Certification and administration.

(1) The secretary of the department shall determine through the promulgation of rules what projects and expenses qualify according to this Section. When determining what projects qualify, the department shall take into consideration the impact of the project on the immediate and long-term objectives of this Section.

(2)(a) Application. An applicant for the stem cell research and technology credit shall submit an application for initial certification to the department. If the application is incomplete, additional information may be requested prior to further action by the department. The department shall submit its initial certification of a project as a state-certified project to investors and to the secretary of the Department of Revenue. The initial certification shall include a unique identifying number for each state-certified project.

(b) Prior to any certification of the state-certified project, the investor shall submit to the department a cost report of production expenditures audited and certified by an independent certified public accountant. The department shall review the expenses and shall issue a tax credit certification letter indicating the amount of tax credits certified for the state-certified project or state-certified infrastructure project to the investors.

(3) The secretary of the Department of Revenue, in consultation with the department, shall promulgate such rules and regulations as are necessary to carry out the intent and purposes of this Section in accordance with the general guidelines provided herein.

(4) Any taxpayer applying for the credit shall be required to reimburse the department for any audits required in relation to granting the credit.

(5) With input from the Legislative Fiscal Office, the department shall prepare a written report to be submitted to the Senate Committee on Revenue and Fiscal Affairs and the House of Representatives Committee on Ways and Means no less than sixty days prior to the start of the Regular Session of the Legislature in 2008, and every second year thereafter. The report shall include the overall impact of the tax credits, the amount of the tax credits issued, the number of net new jobs created, the amount of Louisiana payroll created, the amount of new infrastructure that has been developed in the state, and any other factors that describe the impact of the program.

E. Recapture of credits. If the department or the Department of Economic Development find that funds for which an investor received credits according to this Section are not invested in and expended with respect to a state-certified project within twenty-four months of the date that such credits are earned, then the investor's state income tax for such taxable period shall be increased by such amount necessary for the recapture of credit provided by this Section.

#### F. Recovery of credits by Department of Revenue.

(1) Credits previously granted to a taxpayer, but later disallowed, may be recovered by the secretary of the Department of Revenue through any collection remedy authorized by R.S. 47:1561 and initiated within three years from December thirty-first of the year in which the twenty-four-month investment period specified in R.S. 47:6007(E) ends.

(2) The only interest that may be assessed and collected on recovered credits is interest at a rate three percentage points above the rate provided in Civil Code Article 2924(B)(1), which shall be computed from the original due date of the return on which the credit was taken.

(3) The provisions of this Subsection are in addition to and shall not limit the authority of the secretary of the Department of Revenue to assess or to collect under any other provision of law."

#### AMENDMENT NO. 4

In Amendment No. 1 proposed by the House Committee on Ways and Means and adopted by the House on June 19, 2007, on page 1, line 3, change ""Section 2." to ""Section 3." and change "This Act" to "The provisions of Section 1 of this Act"

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Greene and Strain to Reengrossed Senate Bill No. 339 by Senator Fontenot

#### AMENDMENT NO. 1

On page 1, at the end of line 2, delete "R.S. 47:6021(I)," and insert "R.S. 47:297(P) and 6021(I),"

#### AMENDMENT NO. 2

On page 1, line 3, after "credits;" and before "to" insert "to provide for a tax credit for state gift taxes paid;"

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AMENDMENT NO. 3

On page 1, line 9, delete "R.S. 47:6021(I) is" and insert "R.S. 47:297(P) and 6021(I) are"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:
"\$297. Reduction to tax due
\* \* \*

P. There shall be a credit against individual income tax liability due under this Chapter for state gift taxes paid by an individual during the taxable year, in the following percentages:

(1) For all taxable periods beginning on or after January 1, 2008 and ending prior to January 1, 2009, fifty percent of state gift taxes paid by an individual.

(2) For all taxable periods beginning on or after January 1, 2009, one hundred percent of state gift taxes paid by an individual
\* \* \*

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Reengrossed Senate Bill No. 339 by Senator Fontenot

AMENDMENT NO. 1

On page line 2, after "47:6021(I)" insert "and 6026"

AMENDMENT NO. 2

On page 1, line 6, after "transferred;" insert the following: "to provide for tax credits for monetary contributions to public and private higher education institutions and affiliated organizations in support of academic programs or centers; to provide for the uses of such contributions; to authorize the promulgation of rules and regulations;"

AMENDMENT NO. 3

On page 1, line 9, after "47:6021(I)" insert "and 6026" and change "is" to "are"

AMENDMENT NO. 4

On page 6, after line 6, add the following:
"\* \* \*

§6026. Tax credit; contributions to higher education in support of academic programs

A. (1) There shall be a credit against Louisiana individual and corporate income tax due for monetary contributions made in accordance with this Section to a Louisiana-domiciled public higher education institution as listed in R.S. 17:3215, 3216, or 3217 or a regionally accredited independent institution of higher education that is domiciled in Louisiana and is a member of the Louisiana Association of Independent Colleges and Universities or to one of the following:

(a) A public higher education institution-affiliated organization meeting the criteria prescribed in R.S. 17:3390(B) with which such institution has an affiliate or collaborative agreement and which is officially recognized by such institution.

(b) A private nonprofit corporation which supports an independent institution of higher education with which such institution has an affiliate or collaborative agreement and which is officially recognized by such institution.

(2) The credit allowed under this Section shall only be for monetary contributions made solely for academic purposes in support of baccalaureate, graduate-level and professional degree academic programs or centers. The term "academic purposes" shall include funding for faculty support and graduate student support, but shall exclude athletic programs.

(3) The credit allowed by this Section shall be computed at the rate of seventy percent of the monetary contribution and shall only apply to monetary contributions of two hundred fifty dollars or more, up to a maximum of one hundred thousand dollars of monetary contributions per taxable year. The credit shall be in lieu of any other state tax credit for such contributions.

(4) "Faculty" as used in this Section means a person who holds faculty rank, who is tenured or on tenured-track, and

whose principal activity is instructional or research as defined by the United States Department of Education.

(5) "Monetary contributions" as used in this Section means cash or stocks, bonds, or other securities at their fair market value on the date of the contribution.

B. If the tax credit allowed under this Section exceeds the amount of income taxes due or if there are no state income taxes due on the income of the taxpayer, the amount of the credit not used as an offset against the income taxes of a taxable year may be carried forward as a credit against subsequent income tax liability for a period not to exceed five tax years.

C. Upon receipt of a contribution in accordance with this Section, each institution or institution-affiliated organization shall submit to the donor a receipt of gift indicating the purpose for which the gift was made.

D. The Department of Revenue may, in consultation with the management boards of higher education institutions, promulgate such rules as the secretary of revenue may deem necessary to implement the provisions of this Section. Such rules and regulations shall be promulgated in accordance with the Administrative Procedure Act.

E. The provisions of this Section shall be applicable to contributions made on and after January 1, 2008, and before January 1, 2010, unless the legislature continues the tax credit applicable to contributions made on or after January 1, 2010."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting YEAS: Mr President, Duplessis, Malone, Adley, Dupre, Marionneau, Amedee, Ellington, McPherson, Bajoje, Fields, Michot, Barham, Fontenot, Mount, Boasso, Gautreaux B, Murray, Broome, Gautreaux N, Quinn, Cain, Heitmeier, Romero, Cassidy, Hollis, Schedler, Chaisson, Jackson, Smith, Cheek, Kostelka, Theunissen, Cravins, Lentini, Ullo, Total - 36

NAYS

Total - 0

ABSENT

Table listing names of members voting ABSENT: Jones, Nevers, Shepherd, Total - 3

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

SENATE BILL NO. 352— BY SENATORS MICHOT AND QUINN AN ACT

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

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 352 by Senator Michot

AMENDMENT NO. 1

On page 1, line 16, after "Louisiana," delete the remainder of the line and insert "or who is a"

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Cassidy  
Total - 1

ABSENT

Duplessis                      Kostelka                      Nevers  
Total - 3

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

**SENATE BILL NO. 360—**

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

AN ACT

To amend and reenact R.S. 47:337.18(B)(1), to enact R.S. 47:306(A)(6) and (7), and to repeal R.S. 47:306(B) and (C) and 337.18(B)(2) and (3), relative to the collection of advance sales tax of the state and its political subdivisions by manufacturers, wholesalers, jobbers and suppliers from retail dealers; to provide for an effective date; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 360 by Senator Michot

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 47:306(B)(1) and (11) and" and after "and (7)," insert "and R.S. 47:337.18(A)(6),"

AMENDMENT NO. 2

On page 1, line 5, after "dealers;" insert: "to reduce the amount of sales necessary for a dealer to be exempt from the payment of advance sales tax and then to repeal the requirement for payment of such advance sales tax effective January 1, 2009;" and after "provide for" delete "an"

AMENDMENT NO. 3

On page 1, line 6, change "date" to "dates"

AMENDMENT NO. 4

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

"Section 1. R.S. 47:306(B)(1) and (11) are hereby amended and reenacted to read as follows:

§306. Returns and payment of tax; penalty for absorption

\* \* \*

B. Collection by wholesalers. (1)(a) Notwithstanding the provisions of Subsection A or any other provision of this Chapter, every manufacturer, wholesaler, jobber, or supplier who sells to anyone for sale at retail any article of tangible personal property, the retail sale of which is taxable under this Chapter, shall collect as advance sales tax until January 1, 2009 a per centum of the sales price of such article equal to the rate of the sales tax levied on such article by this Chapter.

\* \* \*

(11)(a) The secretary of the Department of Revenue is authorized to issue an exemption from the payment of advance sales taxes and an exemption identification number to any dealer in the sale of tangible personal property who has been registered with and filing sales tax returns with the Department of Revenue for a ~~minimum of one year~~, whose annual sales of tangible personal property for a consecutive twelve-month period, exclusive of the tax due on purchases by the dealer, ~~was three million dollars or more, and who timely filed his returns for the period and timely remitted the tax shown due on the returns. The secretary shall determine the base period for a dealer's eligibility~~ averages five hundred thousand or more.

(b) Eligibility for the exemption certificate will be based upon the dealer's return filing and tax payment record and dealers that are delinquent in filing or paying their taxes shall be disqualified.

(c) Dealers shall obtain an exemption identification number for each sales location. However, dealers that open a new business location may qualify for the exemption based upon the average annual sales of all of the businesses' locations in the state or upon a projection of the annual sales at all locations within the state if the projection can be substantiated by the dealer to the satisfaction of the secretary.

(d) Any exemption identification Exemption identification numbers shall be effective for a period not to exceed periods from one to five years as determined by the secretary, provided that the secretary can reissue exemption identification numbers to dealers who continue to meet the qualifications under this Paragraph and can revoke the exemption identification numbers of dealers who no longer meet the qualifications. The secretary is authorized to refuse the issuance of an exemption number to or to revoke the exemption number of any dealer when, in the opinion of the secretary, the dealer's audit, filing, or payment histories indicate that a greater level of tax compliance could be achieved by the dealer's payment of the advance sales tax on purchases of tangible personal property for resale based upon the dealer's filing and tax payment record.

(i) Exemption identification numbers shall be issued to dealers who continue to meet the qualifications under this Paragraph.

(ii) Exemption identification numbers shall be revoked if a dealer becomes delinquent in filing or paying the tax or for any reason that indicates that a greater level of tax compliance would be achieved by the dealer's payment of the advance sales tax on purchases of tangible personal property for resale.

(b) Eligibility for the exemption identification numbers provided for in Subparagraph (a) shall be based on the sales of tangible personal property attributable to each sales location of the dealer applying to the secretary for an exemption identification number. However, the secretary, by rule, is authorized to provide standards, not inconsistent with these provisions, for the issuance of exemption numbers to multi-location consolidated sales tax filers, and to new business locations of dealers who have received exemption identification numbers under Subparagraph (a):

\* \* \*

AMENDMENT NO. 5

On page 1, line 8, change "Section 1." to "Section 2."

AMENDMENT NO. 6

June 26, 2007

On page 1, line 9, change "is" to "and R.S. 47:337.18(A)(6) are"

AMENDMENT NO. 7

On page 2, line 9, after "they sell" insert "for the purpose of resale"

AMENDMENT NO. 8

On page 2, at the beginning of line 12, insert "A."

AMENDMENT NO. 9

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

"(6) In making their returns to the collector, dealers who have paid advance sales tax on purchases of tangible personal property for resale during periods when the collection of such tax was required by law shall deduct from the total tax collected by them upon the retail sale of the commodity the amount of tax paid by them to manufacturers, wholesalers, jobbers and suppliers during the period reported, provided tax paid invoices evidencing the payment are retained by the dealer claiming the refund or credit. If the amount so paid during any reporting period amounts to more than the tax collected by him for the period reported, the excess so paid shall be allowed as refund or credit against the tax collected by the dealer during the succeeding period or periods."

AMENDMENT NO. 10

On page 2, line 17, after "sell" insert "for the purposes of resale"

AMENDMENT NO. 11

On page 2, line 19, change "Section 2." to "Section 3."

AMENDMENT NO. 12

On page 2, delete lines 20 through 22, and insert:

"Section 4. The provisions of Sections 2 and 3 of this Act shall become effective on January 1, 2009.

Section 5. The provisions of this Section and Section 1 and 4 of this Act shall become effective on January 1, 2008."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 360 by Senator Michot

AMENDMENT NO. 1

In House Committee Amendment No. 1, proposed by the House Committee on Ways and Means to Reengrossed Senate Bill No. 360, on line 2, change "47:306(B)(1)" to "47:306(B)(1)(a)"

AMENDMENT NO. 2

In House Committee Amendment No. 4, proposed by the House Committee on Ways and Means to Reengrossed Senate Bill No. 360, on line 13, change "47:306(B)(1)" to "47:306(B)(1)(a)"

AMENDMENT NO. 3

On page 2, line 13, following "Collection by wholesalers." and before "Parishes" insert "(1)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Marionneaux
Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
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

Nevers

Total - 1

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

Mr. President in the Chair

Messages from the House

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

Message from the House

CONSIDERATION OF A BILL ON THIRD READING

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 926 by Representative LaFonta on Third Reading after 6:00 P.M. on the 57th calendar day of this regular session.

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

Message from the House

CONSIDERATION OF A BILL ON THIRD READING

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has agreed by two-thirds vote of the elected members to allow the Senate to consider House Bill No. 944 by Representative Gallot on Third Reading after 6:00 P.M. on the 57th calendar day of this regular session.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 607 by Representative Alario, and



ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

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

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 652 by Representative Wooton, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

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

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 677 by Representative Thompson, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

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

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 777 by Representative Jack Smith, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

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

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 841 by Representative Quezaire,

and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

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

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 849 by Representative Daniel, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

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

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 883 by Representative LaFonta, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

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

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 970 by Representative Cazayoux, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

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

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 973 by Representative Ritchie, and

ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

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

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 505 by Representative Richmond, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**  
**HOUSE CONFEREES APPOINTED**

June 26, 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 House Bill No. 677 by Representative Thompson:

Representatives Thompson, Baylor and Townsend.

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

**Rules Suspended**

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

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

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

**Called from the Calendar**

Senator Bajoie asked that Senate Bill No. 232 be called from the Calendar at this time.

**SENATE BILL NO. 232—**  
BY SENATOR BAJOIE

**AN ACT**

To enact Chapter 3-F of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.71 through 600.76, relative to housing counseling assistance; to provide for definitions; to provide for the source, funding and type of housing counseling assistance offered; to provide for a

termination date; to provide for an effective date; and to provide for related matters.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Schneider to Reengrossed Senate Bill No. 232 by Senator Bajoie

AMENDMENT NO. 1

On page 3, at the end of line 3, insert "**No elected official or appointed official or an immediate family member of an elected official or appointed official shall receive any thing of economic value through any private nonprofit organization certified through the Louisiana Housing Finance Agency. Such terms shall have the same meaning as provided for in R.S. 42:1102.**"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 38

**NAYS**

Total - 0

**ABSENT**

Broome

Total - 1

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

**Motion to Consider**

Senator Shepherd moved the adoption of a motion to allow the Senate to consider House Bill No. 277 on Third Reading and Final Passage, subject to call, after the 57<sup>th</sup> calendar day, pursuant to the consent of the House.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Broome	Dupre	McPherson
Cain	Jackson	Nevers
Chaisson	Kostelka	Shepherd
Cravins	Lentini	

Total - 11

**NAYS**

Adley	Cheek	Michot
Amedee	Fields	Murray
Bajoie	Fontenot	Romero
Barham	Hollis	Theunissen
Boasso	Jones	
Cassidy	Malone	
Total - 16		

ABSENT

Mr President	Gautreaux N	Quinn
Duplessis	Heitmeier	Schedler
Ellington	Marionneaux	Smith
Gautreaux B	Mount	Ullo
Total - 12		

The Chair declared that the Senate refused to grant the motion to consider House Bill No. 277 after the 57<sup>th</sup> calendar day.

**Motion to Consider**

Senator Murray moved the adoption of a motion to allow the Senate to consider House Bill No. 335 on Third Reading and Final Passage, subject to call, after the 57<sup>th</sup> calendar day, pursuant to the consent of the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Bajoie	Duplessis	Lentini
Boasso	Dupre	McPherson
Broome	Fields	Murray
Chaisson	Gautreaux B	Nevers
Cheek	Jackson	Smith
Cravins	Jones	
Total - 17		

NAYS

Amedee	Kostelka	Theunissen
Barham	Malone	Ullo
Fontenot	Michot	
Hollis	Shepherd	
Total - 10		

ABSENT

Mr President	Ellington	Mount
Adley	Gautreaux N	Quinn
Cain	Heitmeier	Romero
Cassidy	Marionneaux	Schedler
Total - 12		

The Chair declared that the Senate refused to grant the motion to consider House Bill No. 335 after the 57<sup>th</sup> calendar day.

**Rules Suspended**

Senator Barham asked for and obtained a suspension of the rules for the purpose of taking up at this time House Bills which received consent of the House and Senate to be heard after the 57<sup>th</sup> calendar day.

**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. 944—**

BY REPRESENTATIVES GALLOT, ALARIO, ALEXANDER, ANDERS, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURRELL, CAZAYOUX, CHANDLER, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GREENE, ELCIE GUILLORY, JACKSON, KATZ, KENNARD, KENNEY, LABRUZZO, LAFLEUR, MARTINY, MCDONALD, MORRELL, MORRIS, ODINET, PIERRE, PITRE, T. POWELL, QUEZAIRE, SCALISE, GARY SMITH, JANE SMITH, STRAIN, THOMPSON, TUCKER, WADDELL, WALSWORTH, WILLIAMS, AND WOOTON

AN ACT

To enact R.S. 47:305.56 and 337.9(D)(28), relative to sales and use tax exemptions; to provide for a state and local sales and use tax exemption for certain water conservation equipment in the Sparta Groundwater Conservation District; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Bajoie	Cain
Total - 2	

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

**Rules Suspended**

Senator Jackson asked for and obtained a suspension of the rules for the purpose of taking up at this time House Bills which received consent of the House and Senate to be heard after the 57<sup>th</sup> calendar day.

**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 Jackson asked that House Bill No. 758 be called from the Calendar at this time.

June 26, 2007

**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.

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	Marionneaux
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Heitmeier	Quinn
Broome	Hollis	Romero
Cassidy	Jackson	Shepherd
Chaisson	Jones	Theunissen
Cheek	Kostelka	Ullo
Cravins	Lentini	
Duplessis	Malone	
Total - 31		

**NAYS**

Fontenot	Smith
Total - 2	

**ABSENT**

Boasso	Gautreaux N	Nevers
Cain	McPherson	Schedler
Total - 6		

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.

**Called from the Calendar**

Senator Duplessis asked that House Bill No. 926 be called from the Calendar at this time.

**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.

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**

Adley	Ellington	McPherson
Amedee	Fields	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cassidy	Hollis	Romero

Chaisson	Jackson	Schedler
Cheek	Jones	Shepherd
Cravins	Kostelka	Smith
Duplessis	Lentini	Theunissen
Dupre	Marionneaux	Ullo
Total - 36		

**NAYS**

Malone  
Total - 1

**ABSENT**

Mr President  
Cain  
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.

**Appointment of Conference Committee  
on Senate Bill No. 56**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 56: Senators Barham, Ellington and Smith.

**Appointment of Conference Committee  
on Senate Bill No. 195**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 195: Senators Cain, Lentini and Dupre.

**Appointment of Conference Committee  
on Senate Bill No. 204**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 204: Senators Cravins, Kostelka and Cain.

**Appointment of Conference Committee  
on Senate Bill No. 294**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 294: Senators Shepherd, Fields and Fontenot.

**Appointment of Conference Committee  
on Senate Bill No. 98**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 98: Senators Schedler, Broome and McPherson.

**Appointment of Conference Committee  
on Senate Bill No. 82**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 82: Senators McPherson, Hines and Cheek.

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 483 by Representative Tucker, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Messages from the House**

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 360 by Representative Townsend, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 525 by Representative Jackson, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 678 by Representative K. Carter, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 628 by Representative K. Carter, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 615 by Representative Alario, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 568 by Representative Townsend, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 542 by Representative Walker, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Message from the House**

**DISAGREEMENT TO HOUSE BILL**

June 26, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 707 by Representative Harris, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Rules Suspended**

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

**Introduction of Resolutions,  
Senate and Concurrent**

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

**SENATE RESOLUTION NO. 139—**  
BY SENATOR BARHAM

A RESOLUTION

To commend Richard Patrick Muffoletto for earning the Distinguished Dissertation Award from the Department of Computer Science of the College of Basic Sciences at Louisiana State University.

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

**SENATE CONCURRENT RESOLUTION NO. 127—**  
BY SENATOR QUINN

A CONCURRENT RESOLUTION

To commend the Falcons basketball team of St. Thomas Aquinas High School in Hammond upon winning the Class 2A State Championship.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Duplessis  
Total - 38

Marionneaux  
NAYS

Total - 0

ABSENT

Kostelka  
Total - 1

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

**Appointment of Conference Committee  
on Senate Bill No. 58**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 58: Senators Ellington, B. Gautreaux and Hollis.

**Appointment of Conference Committee  
on Senate Bill No. 90**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 90: Senators N. Gautreaux, Mount and Murray.

**Appointment of Conference Committee  
on Senate Bill No. 111**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 111: Senators Hines, Cheek and McPherson.

**Appointment of Conference Committee  
on Senate Bill No. 135**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 135: Senators Duplessis, Mount and Heitmeier.

**Rules Suspended**

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

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

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

**Called from the Calendar**

Senator Marionneaux asked that Senate Bill No. 3 be called from the Calendar at this time.

**SENATE BILL NO. 3—**

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

AN ACT

To amend and reenact R.S. 47:305.54, relative to exemptions from sales and use tax of the state; to establish annual Louisiana Sales Tax Holidays; to provide that certain sales and use taxes shall not apply to certain purchases by certain consumers on certain days; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 3 by Senator Marionneaux

**AMENDMENT NO. 1**

On page 1, line 15, after "occur" delete the remainder of the line and delete lines 16 and 17 in their entirety and insert the following: **"on the first Friday, Saturday, and Sunday of August of each year."**

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 3 by Senator Marionneaux

**AMENDMENT NO. 1**

On page 1, line 8, at the end of the line insert "Act"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Walsworth to Reengrossed Senate Bill No. 3 by Senator Marionneaux

**AMENDMENT NO. 1**

On page 1, line 2, after "47:305.54" and before the comma "," insert "and to enact R.S. 47:302(U), 321(K) and 331(S)"

**AMENDMENT NO. 2**

On page 1, line 5, after the semicolon ";" and before "and" insert "to provide for the impositions of certain taxes;"

**AMENDMENT NO. 3**

On page 4, between lines 10 and 11, insert the following:  
"Section 2. R.S. 47:302(U), 321(K) and 331(S) are hereby enacted to read as follows:

§302. Imposition of tax \* \* \*

U. Notwithstanding any other provision of law to the contrary and specifically notwithstanding the provisions of Act No. 4 of the 2004 First Extraordinary Session which makes any state sales and use tax exemption inapplicable, inoperable, and of no effect, the exemption provided in R.S. 47:305(D)(1)(b) for steam, the exemption provided in R.S. 47:305(D)(1)(c) for water, excluding mineral water or carbonated water or any water in bottles, jugs, or containers, the exemption provided in R.S. 47:305(D)(1)(d) for electric power or energy and any materials or energy sources used by an industrial manufacturing plant for self-consumption or cogeneration including excess cogenerated electricity which is sold, and specifically excluding any material or energy sources used to fuel the generation of electric power for resale, the exemption provided in R.S. 47:305(D)(1)(g) for natural gas, and the exemption provided in R.S. 47:305(D)(1)(h) for all energy sources used for boiler fuel except refinery gas shall be applicable, operable and effective as to one hundred percent of the tax levied by this Section as of July 1, 2008.

§321. Imposition of tax \* \* \*

K. Notwithstanding any other provision of law to the contrary and specifically notwithstanding the provisions of Act No. 4 of the 2004 First Extraordinary Session which makes any state sales and use tax exemption inapplicable, inoperable, and of no effect, the exemption provided in R.S. 47:305(D)(1)(b) for steam, the exemption provided in R.S. 47:305(D)(1)(c) for water, excluding mineral water or carbonated water or any water in bottles, jugs, or containers, the exemption provided in R.S. 47:305(D)(1)(d) for electric power or

energy and any materials or energy sources used by an industrial manufacturing plant for self-consumption or cogeneration including excess cogenerated electricity which is sold, and specifically excluding any material or energy sources used to fuel the generation of electric power for resale, the exemption provided in R.S. 47:305(D)(1)(g) for natural gas, and the exemption provided in R.S. 47:305(D)(1)(h) for all energy sources used for boiler fuel except refinery gas shall be applicable, operable and effective as to seventy-five percent of the tax levied by this Section as of July 1, 2007, and shall be applicable, operable and effective as to one hundred percent of the tax levied by this Section as of July 1, 2008.

§331. Imposition of tax \* \* \*

S. Notwithstanding any other provision of law to the contrary and specifically notwithstanding the provisions of Act No. 4 of the 2004 First Extraordinary Session which makes any state sales and use tax exemption inapplicable, inoperable, and of no effect, the exemption provided in R.S. 47:305(D)(1)(b) for steam, the exemption provided in R.S. 47:305(D)(1)(c) for water, excluding mineral water or carbonated water or any water in bottles, jugs, or containers, the exemption provided in R.S. 47:305(D)(1)(d) for electric power or energy and any materials or energy sources used by an industrial manufacturing plant for self-consumption or cogeneration including excess cogenerated electricity which is sold, and specifically excluding any material or energy sources used to fuel the generation of electric power for resale, the exemption provided in R.S. 47:305(D)(1)(g) for natural gas, and the exemption provided in R.S. 47:305(D)(1)(h) for all energy sources used for boiler fuel except refinery gas shall be applicable, operable and effective as to one hundred percent of the tax levied by this Section as of July 1, 2008."

**AMENDMENT NO. 4**

On page 4, line 11, change "Section 2." to "Section 3."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Amedee	Kostelka	Romero
Gautreaux N	McPherson	Schedler
Total - 6		

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

**Appointment of Conference Committee on Senate Concurrent Resolution No. 67**

June 26, 2007

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Concurrent Resolution No. 67: Senators Broome, Jackson and Bajoie.

**Appointment of Conference Committee on Senate Bill No. 70**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 70: Senators Michot, Mount and Duplessis.

**Appointment of Conference Committee on Senate Bill No. 83**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 83: Senators B. Gautreaux, Cravins and Shepherd.

**Appointment of Conference Committee on Senate Bill No. 94**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 94: Senators Chaisson, Amedee and Theunissen.

**Appointment of Conference Committee on Senate Bill No. 146**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 146: Senators Dupre, Ellington and Heitmeier.

**Appointment of Conference Committee on Senate Bill No. 153**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 153: Senators Dupre, Cain and Quinn.

**Appointment of Conference Committee on Senate Bill No. 313**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 313: Senators Adley, Mount and Heitmeier.

**Rules Suspended**

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

**Senate Resolutions Just Advanced to a Second Reading**

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

**SENATE RESOLUTION NO. 131—**  
BY SENATOR NEVERS

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Air Force Senior Airman Elizabeth Ann Loncki upon her death in ground combat in Operation Iraqi Freedom.

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

**SENATE RESOLUTION NO. 134—**  
BY SENATOR BAJOIE

A RESOLUTION

To commend Gilda Nell Compton Williams for twenty-eight years of physical educational teaching to the children of the Jefferson Parish and St. Charles Parish school systems.

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

**SENATE RESOLUTION NO. 135—**  
BY SENATOR SHEPHERD

A RESOLUTION

To commend Brother Norman Taylor of Mount Hermon Baptist Church on his many outstanding achievements.

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

**SENATE RESOLUTION NO. 136—**  
BY SENATOR SHEPHERD

A RESOLUTION

To commend Kimberly Lynn Riley for her many contributions made to help others walk in the spirit and for her tireless ministry in the New Home Family Worship Center of Algiers, Louisiana, an ancillary of New Home Ministries, the fastest growing organization of its kind in the river parishes.

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

**SENATE RESOLUTION NO. 137—**  
BY SENATOR SHEPHERD

A RESOLUTION

To recognize and commend Wilmer Garrison upon the occasion of his one hundredth birthday.

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

**Appointment of Conference Committee on House Bill No. 29**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on House Bill No. 29: Senators N. Gautreaux, Marionneaux and Chaisson.

**Appointment of Conference Committee on House Bill No. 678**

The President of the Senate appointed on the Conference Committee on House Bill No. 678 the following members of the Senate: Senators Cravins, Heitmeier and N. Gautreaux.

**Appointment of Conference Committee on Senate Bill No. 211**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 211: Senators Mount, Adley and Nevers.

**Appointment of Conference Committee on Senate Concurrent Resolution No. 64**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Concurrent Resolution No. 64: Senators Jones, Bajoie and Lentini.



**Appointment of Conference Committee  
on Senate Bill No. 142**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 142: Senators Duplessis, Hollis and Mount.

**Appointment of Conference Committee  
on Senate Bill No. 232**

The President of the Senate appointed the following members to confer with a like committee from the House for the purpose of considering the disagreement on Senate Bill No. 232: Senators Bajoie, Jackson and Fields.

**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 26, 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. 6—**  
BY SENATORS B. GAUTREAU, CHAISSON, CHEEK, N. GAUTREAU, JACKSON, MCPHERSON AND SCHEDLER  
A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Health and Welfare and the House of Representatives Committee on Health and Welfare to meet and function as a joint committee to study and submit a report to the legislature regarding the expansion and funding of Medicaid waiver slots for children with developmental disabilities.

**SENATE CONCURRENT RESOLUTION NO. 20—**  
BY SENATOR ADLEY  
A CONCURRENT RESOLUTION

To urge and request the governing authority of each parish to post its official journals and announcements, and meeting dates, times and places on its website, if the governing authority has one.

**SENATE CONCURRENT RESOLUTION NO. 34—**  
BY SENATORS B. GAUTREAU, DUPRE AND ULLO  
A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority and other appropriate entities to consider the feasibility of certain activities in implementing coastal protection and restoration projects.

**SENATE CONCURRENT RESOLUTION NO. 35—**  
BY SENATOR MCPHERSON  
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to engage in a cooperative effort with other public and private organizations and institutions in establishing the Louisiana Health Care Quality Forum.

**SENATE CONCURRENT RESOLUTION NO. 39—**  
BY SENATORS JONES AND FIELDS AND REPRESENTATIVE GALLOT  
A CONCURRENT RESOLUTION

To urge and request the president of the Senate and the speaker of the House of Representatives to permanently display a photograph or portrait of "Coach" Eddie G. Robinson in Memorial Hall at

the Louisiana State Capitol or in such other conspicuous place of prominence.

**SENATE CONCURRENT RESOLUTION NO. 49—**  
BY SENATOR N. GAUTREAU AND REPRESENTATIVES BAUDOIN, DANIEL, FRITH, HILL, LAMBERT, MORRIS, ODINET, ROBIDEAU AND JACK SMITH

A CONCURRENT RESOLUTION

To urge and request the federal Department of Interior, U.S. Fish & Wildlife Service, to reestablish migratory and nonmigratory flocks of the endangered whooping crane in Louisiana.

**SENATE CONCURRENT RESOLUTION NO. 71—**  
BY SENATOR MARIONNEAU

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to change the names of the three state juvenile residential facilities from the Louis Jetson Correctional Center for Youth, A.L. "Red" Swanson Correctional Center for Youth, and Bridge City Correctional Center for Youth to the Louis Jetson Center for Youth, A.L. "Red" Swanson Center for Youth, and Bridge City Center for Youth, respectively.

**SENATE CONCURRENT RESOLUTION NO. 72—**  
BY SENATOR CAIN

A CONCURRENT RESOLUTION

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

**SENATE CONCURRENT RESOLUTION NO. 83—**  
BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To urge and request the Housing Policy Council of the Financial Services Roundtable to review and make recommendations regarding the Road Home Program.

**SENATE CONCURRENT RESOLUTION NO. 85—**  
BY SENATORS DUPLESSIS AND MURRAY

A CONCURRENT RESOLUTION

To urge and request that credit reporting agencies doing business in Louisiana support and assist Louisiana citizens who resided in particular parishes at the time those parishes were declared adversely impacted by hurricanes Katrina and Rita and who are struggling to maintain their creditworthiness.

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

A CONCURRENT RESOLUTION

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

**SENATE CONCURRENT RESOLUTION NO. 109—**  
BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To request the committees on health and welfare of the Senate and House of Representatives to study and make recommendations with respect to a process for dealing with issues of the scope of practice for various medical and health care disciplines.

**SENATE CONCURRENT RESOLUTION NO. 117—**

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

A CONCURRENT RESOLUTION

To urge and request that the boards of directors of Property Insurance Association of Louisiana, Louisiana Automobile Insurance Plan, and Citizens Property Insurance Corporation to cooperate fully with the legislative auditor in accordance with the Constitution of Louisiana and state laws.

June 26, 2007

**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.

**SENATE CONCURRENT RESOLUTION NO. 120—**  
BY SENATORS HINES AND SMITH AND REPRESENTATIVE WALKER  
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.

Respectfully submitted,  
CHARLES D. JONES  
Chairman

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

**Privilege Report of the Committee on  
Senate and Governmental Affairs**

**ENROLLMENTS**

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

June 26, 2007

To the President and Members of the Senate:

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

The following Senate Bills have been properly enrolled:

**SENATE BILL NO. 221—**  
BY SENATORS LENTINI, ELLINGTON, HOLLIS AND QUINN AND REPRESENTATIVES M. POWELL, SCALISE, JANE SMITH AND THOMPSON

AN ACT

To enact R.S. 14:90.6, relative to offenses affecting general morality; to prohibit gambling and wagering at cockfights; to provide for penalties; and to provide for related matters.

**SENATE BILL NO. 230—**  
BY SENATORS HINES, BARHAM, BROOME, CAIN, CHAISSON, CRAVINS, DUPRE, ELLINGTON, B. GAUTREAU, HOLLIS, JACKSON, JONES, MURRAY, NEVERS, SCHEDLER, SMITH AND ULLO

AN ACT

To enact R.S. 40:1300.143(5) and (6) and 1300.147, relative to the Rural Hospital Preservation Act; to authorize and provide for certain activities involving licensed health care providers and public rural hospitals; and to provide for related matters.

**SENATE BILL NO. 235—**  
BY SENATOR SMITH

AN ACT

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

**SENATE BILL NO. 291—**  
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 14:40.2(B)(3) and (6)(a), relative to the crime of stalking; to enhance the penalties in certain circumstances; and to provide for related matters.

**SENATE BILL NO. 319—**  
BY SENATORS MURRAY, DUPLESSIS AND SHEPHERD AND REPRESENTATIVE GRAY

AN ACT

To enact Subpart J of Part VI of Chapter 1 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:300.31 and 300.32, relative to the Sewerage and Water Board of New Orleans; to provide for the "Crescent Cover Logo"; to provide for remedies; to provide for penalties; and to provide for related matters.

**SENATE BILL NO. 32—**  
BY SENATORS MURRAY, BAJOIE, DUPLESSIS AND QUINN AND REPRESENTATIVES BALDONE, CURTIS, FARRAR, FAUCHEUX, HONEY, RICHMOND, RITCHIE, SCALISE AND JANE SMITH

AN ACT

To amend and reenact R.S. 47:293(7) and to enact R.S. 47:287.738(G) and 293(6)(a)(i) and (8), relative to income tax deductions; to provide for an individual and corporate income tax deduction for certain gratuitous benefits; and to provide for related matters.

**SENATE BILL NO. 36—**  
BY SENATOR JONES AND REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 13:621.4, relative to the Fourth Judicial District court; to provide for composition of the court; to add two additional judgeships to the Fourth Judicial District court; to provide for elections; to provide relative to terms of office; to provide terms, conditions, and procedures; and to provide for related matters.

**SENATE BILL NO. 41—**  
BY SENATOR ADLEY

AN ACT

To enact R.S. 33:381(C)(28), relative to the village of Bienville; to provide for abolishing, subject to election, the office of chief of police; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 42—**  
BY SENATOR MURRAY

AN ACT

To repeal R.S. 35:325 through 328 and R.S. 35:330 through 335, and R.S. 44:182.2 through 182.10, as enacted by Act No. 621 of the 2006 Regular Session of the Legislature, relative to notaries public in Orleans Parish; to repeal the provisions requiring the custodian of notarial records to keep an alphabetical list of all notaries in the parish, requiring each notary to furnish certain information to the custodian, requiring the payment of an annual fee by each notary, requiring testing of sureties on bonds by the custodian, requiring certain proceedings against absent notaries, requiring the revocation of certain notaries commissions, requiring certain notices by the custodian to notaries, and providing for penalties for certain conduct by non-attorney notaries public in the parish; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 60—**  
BY SENATORS CAIN, BROOME, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, B. GAUTREAU, N. GAUTREAU, HINES, HOLLIS, JONES, MARIONNEAUX, MICHOT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH AND THEUNISSEN AND REPRESENTATIVES JOHN SMITH, ALARIO, ANDERS, ARNOLD, BALDONE, BARROW, BAUDOIN, BAYLOR, BRUCE, BURRELL, R. CARTER, CAZAYOUX, DANIEL, DARTEZ, DEWITT, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, ELCIE GULLORY, HARRIS, HEBERT, HILL, HONEY, HUTTER, JEFFERSON, KATZ, KENNEY, MARCHAND, MCDONALD, MORRELL, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, GARY SMITH, JACK SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WALSWORTH, WILLIAMS AND WOOTON

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## AN ACT

To enact R.S. 11:1006(D) and 1007, relative to the Louisiana School Employees' Retirement System; to provide with respect to reemployment of retired bus drivers; to provide for full-time employment of such bus drivers and the benefits payable thereto; to provide for suspension of benefits; to provide for contributions and employer reporting requirements; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 65—**

BY SENATOR ADLEY AND REPRESENTATIVES BALDONE, CURTIS, FARRAR, FAUCHEUX, HONEY, RICHMOND, RITCHIE AND JANE SMITH

## AN ACT

To enact R.S. 47:315.5, relative to sales and use tax of the state; to grant an exemption in the form of a restricted refund to certain charitable institutions; to provide a refund procedure and for audits and examinations; and to provide for related matters.

**SENATE BILL NO. 110—**

BY SENATORS HINES, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HOLLIS, JONES, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, ROMERO, SCHEDLER, SHEPHERD, SMITH AND THEUNISSEN AND REPRESENTATIVES BURNS, R. CARTER, DURAND, KATZ, MCDONALD, STRAIN AND WINSTON

## AN ACT

To amend and reenact R.S. 37:1103(7) and (10)(c), relative to mental health counselors; to clarify that psychotherapy treatment is a mental health counseling service; and to provide for related matters.

**SENATE BILL NO. 148—**

BY SENATORS SCHEDLER, ADLEY, MALONE AND QUINN

## AN ACT

To authorize and provide for the lease of certain state property in St. Tammany Parish by the Department of Health and Hospitals to the Methodist Home for Children; to provide for certain terms and conditions; and to provide for related matters.

**SENATE BILL NO. 150—**

BY SENATOR BARHAM

## AN ACT

To amend and reenact R.S. 24:31.6(D), relative to furniture and equipment provided to legislators; to authorize legislators to purchase certain furniture and equipment upon their termination of office; and to provide for related matters.

**SENATE BILL NO. 179—**

BY SENATOR MCPHERSON AND REPRESENTATIVE FARRAR

## AN ACT

To amend and reenact R.S. 17:1519.1(2) through (13), 1519.2(B)(1)(c) through (h) and 3215(7), to enact R.S. 17:1518.1, 1518.2 and 1519.2(B)(3)(c), and to repeal R.S. 17:1519.2(B)(1)(i) and 1519.10, relative to Huey P. Long Medical Center; to merge the Huey P. Long Medical Center, its funds, property, records, obligations, functions, and employees with the Louisiana State University Health Sciences Center at Shreveport; to provide for the administration of Huey P. Long Medical Center; to provide for an advisory council; to provide for a memorandum of understanding; and to provide for related matters.

**SENATE BILL NO. 190—**

BY SENATOR MURRAY

## AN ACT

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

**SENATE BILL NO. 205—**

BY SENATORS CRAVINS, CHAISSON, DUPRE, MOUNT, NEVERS, BROOME AND CAIN AND REPRESENTATIVES K. CARTER AND THOMPSON

## AN ACT

To amend and reenact R.S. 36:681(C)(1) and to enact R.S. 36:696 and R.S. 22:1455 and 1476, relative to the Department of Insurance; to create the office of consumer advocacy headed by

a deputy commissioner of consumer advocacy; to provide the powers, duties, functions, and responsibilities of the office, including enforcement of the policyholder bill of rights; and to provide for related matters.

Respectfully submitted,  
CHARLES D. JONES  
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

**Message from the House****SIGNED HOUSE BILLS AND JOINT RESOLUTIONS**

June 25, 2007

To the Honorable President and Members of the Senate:

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

**HOUSE BILL NO. 88—**

BY REPRESENTATIVE MARTINY

## AN ACT

To amend and reenact R.S. 14:98(A)(1)(e), relative to operating a vehicle while intoxicated; to provide with respect to the elements of the crime involving the consumption of excessive quantities of legally obtainable drugs; and to provide for related matters.

**HOUSE BILL NO. 180—**

BY REPRESENTATIVES HUNTER, BURRELL, R. CARTER, ELBERT GUILLORY, LABRUZZO, M. POWELL, AND WHITE

## AN ACT

To enact R.S. 15:571.11(O), relative to dispositions of fines and forfeitures; to authorize the acceptance of payment of fines by credit card or other means; to provide for the collection of fees under certain circumstances; and to provide for related matters.

**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.

**HOUSE BILL NO. 253—**

BY REPRESENTATIVES MORRIS AND MONTGOMERY AND SENATOR CHEEK

## AN ACT

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

**HOUSE BILL NO. 265—**

BY REPRESENTATIVES TOOMY, ALARIO, ANSARDI, BADON, BALDONE, BAYLOR, BEARD, BURRELL, K. CARTER, DAMICO, DANIEL, DEWITT, DOERGE, DORSEY, DOVE, ERDEY, FARRAR, FAUCHEUX, FRITH, GALLOT, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, HILL, JEFFERSON, KENNARD, LABRUZZO, LORUSSO, MCDONALD, MONTGOMERY, MORRELL, ODINET, PIERRE, PINAC, PITRE, M. POWELL, QUEZAIRE, RITCHIE, ROMERO, SCHNEIDER, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TUCKER, WALSWORTH, AND WILLIAMS AND SENATOR MARIONNEAUX

## AN ACT

To amend and reenact R.S. 16:51(A)(1), (3), (4), (13), (14), (15), (19), (21), (22), (23), (27), (29), and (30), relative to assistant district attorneys; to provide for additional assistant district

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attorneys for certain judicial districts; to provide for an effective date contingent upon funding from the state general fund; and to provide for related matters.

**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.

**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.

**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.

**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.

**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.

**HOUSE BILL NO. 589—**  
BY REPRESENTATIVE RITCHIE  
AN ACT

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

**HOUSE BILL NO. 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.

**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.

**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.

**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.

**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 trailers on the Crescent City Connection; to authorize the Louisiana Transportation Authority to impose and collect tolls on the LA 1 Project; to provide for definitions; to provide enforcement procedures and methods; to provide for liable persons; to provide for hearings and appeals; to provide for use of certain evidence; to provide for methods of collection; to provide for administrative fees and late charges; to provide for the deposit of tolls and fees collected; and to provide for related matters.

**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.

**HOUSE BILL NO. 831—**

BY REPRESENTATIVES HONEY, ALARIO, ALEXANDER, ANDERS, ANSARDI, ARNOLD, BALDONE, BARROW, BAUDOIN, BAYLOR, BOWLER, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKY GUILLORY, HARRIS, HEATON, HEBERT, HILL, HUNTER, JACKSON, JEFFERSON, KENNARD, KENNEY, LAFLEUR, LAFONTA, MARCHAND, MARTINY, MORRELL, PIERRE, PINAC, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SALTER, GARY SMITH, JACK SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, AND WALKER AND SENATORS BROOME, CASSIDY, FIELDS, JACKSON, JONES, AND MOUNT

## AN ACT

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

**HOUSE BILL NO. 864—**

BY REPRESENTATIVES SCHNEIDER, ARNOLD, BEARD, CURTIS, DOERGE, GEYMANN, KLECKLEY, LORUSSO, ROBIDEAUX, AND TRAHAN AND SENATORS HOLLIS AND SCHEDLER

## AN ACT

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

**HOUSE BILL NO. 878—**

BY REPRESENTATIVES KLECKLEY, ARNOLD, CAZAYOUX, CURTIS, DAMICO, T. POWELL, AND JACK SMITH AND SENATOR B. GAUTREAU AND REPRESENTATIVES ANSARDI, BADON, BARROW, BAUDOIN, BEARD, BRUCE, CHANDLER, CROWE, DANIEL, DARTEZ, DOERGE, DURAND, FANNIN, FAUCHEUX, FRITH, ELCIE GUILLORY, HARRIS, HEBERT, HILL, HUTTER, JEFFERSON, KATZ, LAFLEUR, LANCASTER, LORUSSO, MCDONALD, ODINET, PIERRE, RICHMOND, RITCHIE, ROMERO, SALTER, GARY SMITH, JANE SMITH, ST. GERMAIN, STRAIN, TOWNSEND, TRICHE, WADDELL, WALKER, WALSWORTH, WHITE, AND WOOTON AND SENATORS AMEDEE, BARHAM, BOASSO, BROOME, CAIN, CASSIDY, CHEEK, DUPRE, ELLINGTON, FIELDS, N. GAUTREAU, HINES, HOLLIS, JACKSON, LENTINI, MALONE, MCPHERSON, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN, AND ULLO

## AN ACT

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

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

Respectfully submitted,  
ALFRED W. SPEER

Clerk of the House of Representatives

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

**Message from the House****SIGNED HOUSE CONCURRENT RESOLUTIONS**

June 25, 2007

To the Honorable President and Members of the Senate:

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

**HOUSE CONCURRENT RESOLUTION NO. 115—**

BY REPRESENTATIVE JOHNS

## A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and to function as a joint committee to study and make recommendations with respect to autism spectrum disorders.

**HOUSE CONCURRENT RESOLUTION NO. 155—**

BY REPRESENTATIVES BURRELL, BADON, BARROW, BAYLOR, BRUCE, K. CARTER, CURTIS, DORSEY, DOWNS, FANNIN, FRITH, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, MICKY GUILLORY, HARRIS, HILL, HONEY, HUNTER, JACKSON, JEFFERSON, KENNEY, LAFLEUR, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, JACK SMITH, ST. GERMAIN, STRAIN, AND WILLIAMS AND SENATORS BAJOE, BROOME, CRAVINS, DUPLISSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD

## A CONCURRENT RESOLUTION

To direct the Louisiana Department of Agriculture and Forestry to study ways to address the decline in numbers of minority and small farmers in Louisiana.

**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.

**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.

**HOUSE CONCURRENT RESOLUTION NO. 254—**

BY REPRESENTATIVE WALKER AND SENATOR HINES

## 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.

**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.

**HOUSE CONCURRENT RESOLUTION NO. 256—**

BY REPRESENTATIVES FARRAR AND WALSWORTH AND SENATOR MCPHERSON

## A CONCURRENT RESOLUTION

To commend Amanda Joseph upon being crowned Miss Louisiana 2007.

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

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

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

**Adjournment**

Senator Bajoie moved that the Senate adjourn until Wednesday, June 27, 2007, at 10:30 o'clock A.M.

The President of the Senate declared the Senate adjourned until 10:30 o'clock A.M. on Wednesday, June 27, 2007.

GLENN A. KOEPP  
Secretary of the Senate

LYNDA E. WHEELER  
Journal Clerk