

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

**THIRD DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Wednesday, April 2, 2008

The Senate was called to order at 4:15 o'clock P.M., by Hon. Joel T. Chaisson II, President of the Senate.

**Morning Hour**

**CONVENING ROLL CALL**

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

**PRESENT**

Mr. President	Erdey	Murray
Adley	Gautreaux B	Nevers
Amedee	Gautreaux N	Riser
Broome	Kostelka	Shaw
Cassidy	Long	Shepherd
Crowe	Martiny	Smith
Donahue	Michot	Thompson
Duplessis	Morrish	Walsworth
Dupre	Mount	
Total - 26		

**ABSENT**

Alario	Hebert	McPherson
Cheek	Heitmeier	Quinn
Cravins	Jackson	Scalise
Dorsey	LaFleur	
Gray	Marionneaux	
Total - 13		

The President of the Senate announced there were 26 Senators present and a quorum.

**Prayer**

The prayer was offered by Pastor Jonathon Melilli, 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 Walsworth, the reading of the Journal was dispensed with and the Journal of April 1, 2008, was adopted.

**Senator Broome in the Chair**

**Introduction of Senate Bills  
and Joint Resolutions**

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

**SENATE BILL NO. 673—**  
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 32:190(A), relative to safety helmets; to require certain motor vehicle operators to wear safety helmets; and to provide for related matters.

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

**SENATE BILL NO. 674—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:2225.2.1(A)(1) and (3), 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; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Transportation, Highways and Public Works.

**SENATE BILL NO. 675—**  
BY SENATOR AMEDEE

AN ACT

To enact R.S. 56:109.3, relative to deer hunting; to provide relative to the taking of deer in the Maurepas Swamp Wildlife Management Area; to authorize the use of dogs during a portion of the open season; to provide terms and conditions; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Natural Resources.

**Introduction of  
Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 16—**  
BY SENATOR GRAY

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2008 Regular Session of the Legislature certain provisions of R.S. 40:2116(J)(1) and R.S. 40:2116(J)(1)(c), relative to the date upon which the facility need review approval for licensed nursing homes and intermediate care facilities for people with developmental disabilities (ICF/DD) which were located in an area which was affected by an executive order or proclamation of emergency or disaster will be deemed terminated, expired, or revoked.

The resolution was read by title and referred by the President to the Committee on Health and Welfare.

**SENATE CONCURRENT RESOLUTION NO. 17—**  
BY SENATOR GRAY

A CONCURRENT RESOLUTION

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

The resolution was read by title and referred by the President to the Committee on Senate and Governmental Affairs.

**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**

April 2, 2008

April 2, 2008

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. 11— BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend retired Brigadier General James Kenneth Corley of the Louisiana Army National Guard, upon his induction into the Sabine Parish Hall of Fame.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 13— BY SENATOR BROOME

A CONCURRENT RESOLUTION

To commend and support the efforts of the cancer program of Our Lady of the Lake and Mary Bird Perkins Cancer Center as it celebrates National Minority Cancer Awareness Week through the provision of free cancer screening and education and awareness programs to minority populations.

Reported without amendments.

Respectfully submitted, ALFRED W. SPEER

Clerk of the House of Representatives

Message from the House

ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

April 1, 2008

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. 32— BY REPRESENTATIVE CARTER

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Richard F. Gill of Baton Rouge.

Respectfully submitted, ALFRED W. SPEER

Clerk of the House of Representatives

House Concurrent Resolutions

Senator Broome 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. 32— BY REPRESENTATIVE CARTER

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Richard F. Gill of Baton Rouge.

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

Table with 3 columns: Mr. President, Erdey, Morrish, Adley, Gautreaux B, Mount, Amedee, Gautreaux N, Murray, Broome, Gray, Nevers, Cassidy, Heitmeier, Riser, Cheek, Jackson, Shaw, Crowe, Kostelka, Shepherd, Donahue, LaFleur, Smith, Dorsey, Long, Thompson, Duplessis, Martiny, Walsworth, Dupre, Michot. Total - 32

NAYS

Total - 0

ABSENT

Table with 3 columns: Alario, Marionneaux, Scalise, Cravins, McPherson, Hebert, Quinn. Total - 7

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. 29— BY REPRESENTATIVE ROY

A CONCURRENT RESOLUTION

To recognize April 5, 2008, as Kiwanis ONE Day in Louisiana and to extend gratitude to Kiwanians throughout the world for their good deeds.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Morrish, Adley, Gautreaux B, Mount, Amedee, Gautreaux N, Murray, Broome, Gray, Nevers, Cassidy, Heitmeier, Riser, Cheek, Jackson, Shaw, Crowe, Kostelka, Shepherd, Donahue, LaFleur, Smith, Dorsey, Long, Thompson, Duplessis, Martiny, Walsworth, Dupre, Michot. Total - 32

NAYS

Total - 0

ABSENT

Table with 3 columns: Alario, Marionneaux, Scalise, Cravins, McPherson, Hebert, Quinn. 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. 30—**

BY REPRESENTATIVE BARRAS

**A CONCURRENT RESOLUTION**

To commend Mr. Carroll Boudreaux of Iberia Parish upon his induction into the Louisiana 4-H Hall of Fame and to congratulate him on many years of dedicated and highly productive service to the Louisiana 4-H organization.

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	Erdey	Morrish
Adley	Gautreaux B	Mount
Amedee	Gautreaux N	Murray
Broome	Gray	Nevers
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	Michot	
Total - 32		

**NAYS**

Total - 0

**ABSENT**

Alario	Marionneau	Scalise
Cravins	McPherson	
Hebert	Quinn	
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. 31—**

BY REPRESENTATIVE BARRAS

**A CONCURRENT RESOLUTION**

To commend Dr. Charles Miller of Iberia Parish upon his induction into the Louisiana 4-H Hall of Fame and to congratulate him on many years of dedicated and highly productive service to the Louisiana 4-H organization and the LSU AgCenter.

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	Erdey	Morrish
Adley	Gautreaux B	Mount
Amedee	Gautreaux N	Murray
Broome	Gray	Nevers
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	Michot	
Total - 32		

**NAYS**

Total - 0

**ABSENT**

Alario	Marionneau	Scalise
Cravins	McPherson	
Hebert	Quinn	
Total - 7		

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**INSURANCE**

Senator Donald R. Cravins Jr., Chairman on behalf of the Committee on Insurance, submitted the following report:

April 2, 2008

To the President and Members of the Senate:

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

**SENATE BILL NO. 5—**

BY SENATOR QUINN

**AN ACT**

To amend and reenact R.S. 22:1430.24, 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.

Reported with amendments.

**SENATE BILL NO. 149—**

BY SENATOR CRAVINS

**AN ACT**

To amend and reenact R.S. 22:1402.2(B)(1), relative to insurance rating and regulation; to provide a prohibition against the inclusion of fines and penalties in rate filings; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 152—**

BY SENATOR CRAVINS

**AN ACT**

To amend and reenact R.S. 22:175(B)(7), relative to group life insurance; to provide for eligibility of coverage; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 153—**

BY SENATOR CRAVINS

**AN ACT**

To amend and reenact R.S. 22:15(A), (C)(7), (13) and (20), (E)(6),(14) and (17), (F)(5) and (12), and (G)(5), (12) and (13), and to enact R.S. 22:15(C)(23) through (30), (E)(19) through (22), (F)(13) through (21), and (G)(14) through (17), relative to the Louisiana Property and Casualty Insurance Commission; to provide for the membership of the commission; to provide for the membership of ad hoc committees; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
DONALD R. CRAVINS JR.  
Chairman

REPORT OF COMMITTEE ON

SENATE AND GOVERNMENTAL AFFAIRS

Senator Robert W. Kostelka, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

April 2, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 3—  
BY SENATOR CROWE

AN ACT

To enact R.S. 49:170.15, relative to state symbols; to designate Plaquemines Parish as the Gateway to Louisiana and America; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 6—  
BY SENATOR MURRAY

AN ACT

To enact R.S. 49:170.15, relative to state symbols; to designate the Sazerac as the official state cocktail; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 23—  
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 24:55(F)(1), relative to the Board of Ethics; to require the lobbyist expenditure report forms, which are provided by the board, to contain certain information; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 56—  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 42:1112(C) and 1120, and to repeal R.S. 42:1112(D), relative to conflicts of interest; to permit an appointed member of a board or commission to recuse himself from voting in certain matters involving the board or commission; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 167—  
BY SENATOR MURRAY

AN ACT

To enact R.S. 24:7, relative to the legislature; to provide relative to committee meetings; to allow certain committee meetings to be conducted by video conference; to allow each house of the legislature to adopt rules to facilitate meetings by video conference; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 180—  
BY SENATOR MICHOT

AN ACT

To enact R.S. 36:209(R) and to repeal R.S. 36:651(D)(5), relative to

executive reorganization; to provide for the Council for the Development of French in Louisiana in the Department of Culture, Recreation and Tourism; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 488—  
BY SENATOR THOMPSON

AN ACT

To enact R.S. 29:725(J), relative to homeland security; to include the legislature in the emergency operations plan; to provide for a working space in the state emergency operations center; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
ROBERT W. KOSTELKA  
Chairman

REPORT OF COMMITTEE ON

COMMERCE, CONSUMER PROTECTION  
AND INTERNATIONAL AFFAIRS

Senator Ann D. Duplessis, Chairman on behalf of the Committee on Commerce, Consumer Protection and International Affairs, submitted the following report:

April 2, 2008

To the President and Members of the Senate:

I am directed by your Committee on Commerce, Consumer Protection and International Affairs to submit the following report:

SENATE BILL NO. 39—  
BY SENATOR DUPLESSIS

AN ACT

To enact R. S. 49:191(4) and to repeal R.S. 49:191(2)(g), relative to the Department of Culture, Recreation and Tourism, including provisions to provide for the re-creation of the Department of Culture, Recreation and Tourism and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 172—  
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 51:579(B) and to enact R.S. 51:579(A)(3), relative to purchasers of certain metals; to provide for the purchase of copper wire, alloy, bronze, zinc, aluminum, stainless steel, or brass; to provide for register and reporting requirements; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 339—  
BY SENATOR THOMPSON

AN ACT

To enact R.S. 8:69.2, relative to cemeteries placed into receivership; to provide for the qualifications of a receiver; to provide for establishment of a receivership; to provide for the administration and duties of a receivership; to provide for the termination of a receivership; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 343—  
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 44:22(F), relative to economic development negotiations; to extend certain provisions; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 359—  
BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 51:3062(5)(b), relative to the definition of "net energy metering facility"; to provide relative to generating capacity for commercial or agricultural purposes; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 497—  
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 3:3808(B), relative to retail florists; to provide terms and conditions of licenses and permits; to provide for the operation of automated floral climate-controlled vending kiosk systems; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
ANN D. DUPLESSIS  
Chairman

Senate Bills and Joint Resolutions  
on Second Reading  
Reported by Committees

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

SENATE BILL NO. 93—  
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 52:52(C)(1), relative to Uniform Federal Lien Registration; to provide for the notice and place of filing of a federal lien upon certain vessels; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. On motion of Senator Donahue, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 138—  
BY SENATOR QUINN

AN ACT

To enact R.S. 9:5168, relative to cancellation of mortgages and privileges; to require the recorder of mortgages to cancel mortgages and vendor's privileges under certain circumstances; to authorize certain persons to execute an affidavit of cancellation; to provide for the contents of the affidavit of cancellation; to provide with respect to limitation of liability for clerks of court and recorder of mortgages; to provide for indemnification of persons relying on the affidavit of cancellation; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Judiciary A. On motion of Senator Donahue, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 285—  
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 35:1, 191(A)(1) and (2), (C) and (E), 201(A)(1) and (B) and to enact R.S. 35:2(C), 191.3(A) and (B), and 201(C), relative to notaries public and issuance of notary public commissions; to provide relative to qualifications, administration and procedures; to provide terms and conditions; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 285 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 2, after "191(A)(1) and (2), (C) and (E)," insert "199(A)(2)(b), and"

AMENDMENT NO. 2

On page 1, line 3, after "and 201(C)," insert "and to repeal R.S. 44:184.2,"

AMENDMENT NO. 3

On page 1, line 5, after "to provide terms and conditions;" insert "to provide for recordation of acts affecting immovable property in the parish of Orleans;"

AMENDMENT NO. 4

On page 1, line 8, after "191(A)(1) and (2), (C) and (E)," insert "199(A)(2)(b), and"

AMENDMENT NO. 5

On page 1, line 15, change "Section", to "Title",

AMENDMENT NO. 6

On page 2, line 14, delete "such person;" and insert "he meets the requirements established by law for each parish in which he applies;"

AMENDMENT NO. 7

On page 4, line 10, after "(2)(a)" delete the remainder of the line and lines 11 through 14 and insert the following:

"\* \* \*"

AMENDMENT NO. 8

On page 5, delete lines 10 and 11

AMENDMENT NO. 9

On page 6, between lines 15 and 16 insert the following:

"§199. Recordation of acts affecting immovable property  
A. Notaries public shall record all acts of sale, exchange, donation, and mortgage of immovable property passed before them, together with all resolutions, powers of attorney, and other documents annexed to or made part of the acts, in their proper order, and after first making a careful record of the acts in record books to be kept for that purpose as follows:  
\* \* \*

(2)(a) \* \* \*  
(b) If the instrument is an act of sale or any other act evidencing a transfer of real property situated in the parish of Orleans, it shall be the duty of the notary to:

(i) file File a copy of the instrument with the board of assessors for the parish of Orleans within fifteen days from the date of sale or transfer. Whenever there is annexed to such act any sketch, blueprint, or survey that forms part of the act, the copy filed with the board of assessors shall have attached a copy of the sketch, blueprint, or survey.

(ii) Cause the act to be registered with the office of the clerk as the recorder for the parish of Orleans, within forty-eight hours after the passage of the act.

\* \* \*"

April 2, 2008

AMENDMENT NO. 10

On page 8, after line 7, insert the following: "Section 2. R.S. 44:184.2 is hereby repealed."

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

SENATE BILL NO. 346—

BY SENATOR N. GAUTREAUX AN ACT

To amend and reenact R.S. 1:55(E)(1)(e), relative to days of public rest, legal holidays, and half-holidays; to provide for the clerk of court of the Fifteenth Judicial District Court and the clerk of court of the City Court of Abbeville to change the closure date for their offices in observance of the Cattle Festival; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 346 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 2, line 3, delete the period "." and insert the following: "unless there is an election that requires their office to remain open."

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

SENATE BILL NO. 353—

BY SENATOR N. GAUTREAUX AN ACT

To enact R.S. 37:1732.1, relative to liability; to provide with respect to limitation of liability for physicians; to limit the liability of a physician who volunteers at certain nonprofit centers; to provide terms and conditions; to provide for an effective date; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 353 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, delete line 9 and insert "A physician licensed to practice medicine by the Louisiana State Board of Medical Examiners, who volunteers to supervise a licensed health care professional performing ultrasound"

AMENDMENT NO. 2

On page 1, line 10, after "state" and before "shall" insert a comma

AMENDMENT NO. 3

On page 1, at the end of line 14, insert "For the purposes of this Section: (1) "licensed health care professional" means a licensed health care professional who is qualified in this state and trained to perform ultrasound procedures, and (2) "nonprofit pregnancy resource center" means an organization qualified as a tax-exempt organization under Section 501(c) of the Internal Revenue Code of 1954, as amended, that provides pregnancy information and counseling services to an individual at no cost."

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

SENATE BILL NO. 510—

BY SENATORS AMEDEE, CROWE, DORSEY, DUPLESSIS, SCALISE AND THOMPSON

AN ACT

To amend and reenact R.S. 14:81.3(B)(1), relative to offenses affecting sexual immorality; to provide for the crime of computer-aided solicitation of a minor; to provide for the increase of penalties for such crime; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 510 by Senator Amedee

AMENDMENT NO. 1

On page 1, delete lines 9 through 14 and insert the following: "B.(1)(a) Whoever violates the provisions of this Section when the victim is thirteen years of age or more but has not attained the age of eighteen shall be fined not more than ten thousand dollars and shall be imprisoned at hard labor for not less than two five years nor more than ten years, without benefit of parole, probation, or suspension of sentence."

(b) Whoever violates the provisions of this Section when the victim is under thirteen years of age shall be fined not more than ten thousand dollars and shall be imprisoned at hard labor for not less than ten years nor more than twenty years, without benefit of parole, probation, or suspension of sentence."

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

SENATE BILL NO. 512—

BY SENATORS AMEDEE, CROWE, DORSEY, DUPLESSIS, SCALISE AND THOMPSON

AN ACT

To amend and reenact R.S. 14:81.3(A), relative to computer-aided solicitation of a minor; to provide with respect to the elements of the crime; and to provide for related matters.

Reported favorably by the Committee on Judiciary C. On motion of Senator Amedee, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 513—

BY SENATORS AMEDEE, CROWE, DORSEY, DUPLESSIS, SCALISE AND THOMPSON

AN ACT

To amend and reenact R.S. 14:91.2(A)(1), (2), (3), and (4) and (D) and R.S. 15:538(D)(1)(a),(b), and (c) and (4), relative to offenses affecting sexual offenders; to provide relative to the crime of unlawful presence of a sex offender; to provide for procedure; to provide for the increase of penalties for such crime; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 513 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 8, after "R.S." and before "(A)" delete "14:92.1" and insert "14:91.2"

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

**SENATE BILL NO. 514—**  
BY SENATORS AMEDEE, CROWE, DORSEY, DUPLISSIS, SCALISE AND THOMPSON

AN ACT

To amend and reenact R.S. 14:81.2(B) and (C), relative to molestation of a juvenile; to provide relative to the elements of the crime; to provide relative to penalties; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 514 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 13, after "both" delete the remainder of the line and delete lines 14 and 15 in their entirety

AMENDMENT NO. 2

On page 1, at the beginning of line 16 and before "the" delete "**years nor more than twenty years;**"

AMENDMENT NO. 3

On page 2, line 6, after "both" delete the remainder of the line and delete lines 7 and 8 in their entirety

AMENDMENT NO. 4

On page 2, at the beginning of line 9 and before "the" delete "**more than twenty years;**"

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

**SENATE BILL NO. 515—**  
BY SENATORS AMEDEE, CROWE, DORSEY, DUPLISSIS, SCALISE AND THOMPSON

AN ACT

To amend and reenact C.Cr.P. Art. 701(B)(1), relative to the length of time a defendant may be held in custody prior to being formally charged with a felony offense; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 515 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "Art." delete "C.Cr.P." and insert "Code of Criminal Procedure"

AMENDMENT NO. 2

On page 1, line 6, after "Section 1." and before "Art." delete "C.Cr.P." and insert "Code of Criminal Procedure"

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

**SENATE BILL NO. 517—**  
BY SENATORS AMEDEE, CROWE, DORSEY, DUPLISSIS, SCALISE AND THOMPSON

AN ACT

To amend and reenact R.S. 15:544(A), and to repeal R.S. 15:544(B), (C), and (D), relative to registration of sex offenders; to provide for registration and notification of sex offenders; to provide for procedure; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 517 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 2, delete "(A), and to repeal R.S. 15:544(B), (C), and (D)"

AMENDMENT NO. 2

On page 1, line 6, delete "(A)"

AMENDMENT NO. 3

On page 1, line 8, delete "A."

AMENDMENT NO. 4

On page 1, delete line 14 in its entirety.

AMENDMENT NO. 5

On page 1, line 15, change "Section 3." to "Section 2."

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

**SENATE BILL NO. 543—**  
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 13:4163, relative to legislators and legislative employees; to provide for continuances and extensions during performance of legislative duties; to provide with respect to filing of the motion for legislative continuance or extension; to clarify certain provisions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 543 by Senator Quinn

AMENDMENT NO. 1

On page 4, delete lines 11 through 25 and insert "**but not limited to, pre-trial and post-trial proceedings, discovery, and other deadlines, during:**

**(1) Any time between fifteen days prior to the original call to order and fifteen days following the adjournment sine die of any session of the legislature.**

**(2) Any time between fifteen days prior to convening and fifteen days following adjournment sine die of any constitutional convention.**

**(3) Any time other than (1) or (2) above when such person is engaged in activities in connection with or ordered by: (a) the legislature; (b) any legislative committee or subcommittee appointed by the president of the Senate or the speaker of the House of Representatives; (c) any committee or commission appointed by the governor or other person authorized to make such appointments; or (d) any constitutional convention or commission.**

AMENDMENT NO. 2

On page 5, delete lines 1 through 11 and insert

**"E. Within seventy-two hours of the filing of a motion for a legislative continuance or extension, the court or agency shall grant the continuance or extension ex parte as follows:**

**(1) If the grounds for the motion are pursuant to Subsection (C)(1) or (2), the continuance or extension shall be granted for a period of not less than sixty days from the date of adjournment sine die of the session of the legislature or of the constitutional convention.**

April 2, 2008

**(2) If the grounds for the motion are pursuant to Subsection (C)(3), the continuance or extension shall be granted for a period of not less than sixty days from the date the activities giving rise to the need for the continuance or extension cease.**

**AMENDMENT NO. 3**

On page 5, line 12, change "**G.**" to "**F.**"

**AMENDMENT NO. 4**

On page 5, line 18, change "**H.**" to "**G.**"

**AMENDMENT NO. 5**

On page 5, line 19, delete "**timely**"

**AMENDMENT NO. 6**

On page 5, line 24, change "**I.**" to "**H.**"

**AMENDMENT NO. 7**

On page 5, line 28, change "**J.**" to "**I.**"

**AMENDMENT NO. 8**

On page 5, line 29, change "**Subsection H**" to "**Subsection G**"

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

**Motion to Recommit**

Senator Murray asked for and obtained a suspension of the rules and recommitted Senate Bill No. 132 from the Committee on Natural Resources to the Committee on Local and Municipal Affairs.

**Motion to Recommit**

Senator Shepherd asked for and obtained a suspension of the rules and recommitted Senate Bill No. 448 from the Committee on Health and Welfare to the Committee on Local and Municipal Affairs.

**Rules Suspended**

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

**Introduction of Senate Bills and Joint Resolutions**

Senator LaFleur asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Bills and Joint Resolutions a first and second time and referring them to committee.

**SENATE BILL NO. 676—**  
BY SENATOR LAFLEUR

AN ACT

To enact R.S. 56:1685.2, relative to state preservation areas; to name the visitor center at the Louisiana State Arboretum State Preservation Area; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Natural Resources.

**Introduction of Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 18—**  
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and to request the city-parish government of East Baton Rouge Parish to rename the Scotlandville Fire Station in honor of former district fire chief, Leffie B. Barnes.

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	Erdey	Morrish
Adley	Gautreaux B	Mount
Amedee	Gautreaux N	Murray
Broome	Gray	Nevers
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	Michot	
Total - 32		

**NAYS**

Total - 0

**ABSENT**

Alario	Marionneaux	Scalise
Cravins	McPherson	
Hebert	Quinn	
Total - 7		

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

**ATTENDANCE ROLL CALL**

**PRESENT**

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Amedee	Gautreaux N	Murray
Broome	Gray	Nevers
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Crowe	Kostelka	Shepherd
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	Michot	
Total - 32		

**ABSENT**

Alario	Marionneaux	Scalise
Cravins	McPherson	
Hebert	Quinn	
Total - 7		

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Alario	1 Day	Cravins	1 Day
Hebert	1 Day	Marionneaux	1 Day
McPherson	1 Day	Quinn	1 Day
Scalise	1 Day		



**Adjournment**

Senator Michot moved that the Senate adjourn until Thursday, April 3, 2008, at 9:30 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:30 o'clock A.M. on Thursday, April 3, 2008.

GLENN A. KOEPP  
Secretary of the Senate

LYNDA E. WHEELER  
Journal Clerk

