

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

EIGHTH 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

Thursday, April 10, 2008

The Senate was called to order at 9:45 o'clock A.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	Nevers
Adley	Kostelka	Riser
Amedee	Long	Scalise
Broome	Marionneau	Shaw
Cheek	Martiny	Smith
Crowe	Michot	Thompson
Donahue	Morrish	Walsworth
Duplessis	Mount	
Dupre	Murray	
Total - 25		

ABSENT

Alario	Gautreaux N	LaFleur
Cassidy	Gray	McPherson
Cravins	Hebert	Quinn
Dorsey	Heitmeier	Shepherd
Gautreaux B	Jackson	
Total - 14		

The President of the Senate announced there were 25 Senators present and a quorum.

Prayer

The prayer was offered by Bishop Samuel Butler, 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 Michot, the reading of the Journal was dispensed with and the Journal of April 9, 2008, was adopted.

**Introduction of Senate Bills
and Joint Resolutions**

Senator Broome 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. 687—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 33:4702(B)(2), (6) and (7), (C), (E)(1), (F) through (J), R.S. 33:4703(C)(introductory paragraph) and (C)(4), (7), (8), (9), (10), (11), (13), and (14), 4706(A), 4707(A)(1) through (10), (B) through (S), and 4708(B), (C) and (D); to enact R.S. 33:4703(C)(15) through (18), 4707(A)(11) and (12), and (T) through (W); and to repeal R.S. 33:4702(E)(4) and (5) and 4880, relative to the New Orleans Regional Business Park; to provide with respect to the initial terms of the members appointed to the board; to provide with respect to removal of members of the board; to provide for an executive director; to provide with respect to plans submitted by the board and the process related to such plans; to provide with respect to incurring debt and the limitation on bonded indebtedness; to provide with respect to the board of liquidation; to provide with respect to the character of the designated project areas; to provide with respect to the authorization of taxes and the issuance and sale of bonds and other instruments of indebtedness; to provide with respect to the use of district funds; to define terms; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Local and Municipal Affairs.

SENATE BILL NO. 688—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 27:391(A) and to enact R.S. 27:391(D), relative to proceeds derived from slot machine gaming conducted at eligible live horse racing facilities; to provide for the distribution of proceeds derived from the taxes levied by the local governing authority of Orleans Parish on taxable net slot machine proceeds operating in Orleans Parish; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Judiciary B.

SENATE BILL NO. 689—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 27:391(A) and to enact R.S. 27:391(D), relative to proceeds derived from slot machine gaming conducted at eligible live horse racing facilities; to provide for the distribution of proceeds derived from the taxes levied by the local governing authority of Orleans Parish on taxable net slot machine proceeds operating in Orleans Parish; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Judiciary B.

Messages from the House

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

Message from the House

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

April 9, 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 Bills and Joint Resolutions:

HOUSE BILL NO. 1017—
BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 18:18(A)(8)(b), 51(C), 108(B), 110(B)(2)(b), 115(A)(3), 154(C), 171, 172, 193(E) and (F), 196(D), 425(B)(4), 443.2(7), 503, 532(B)(5), 532.1(B)(2)(b) and (D), 535(B), 563(C)(2), 564(A), 566.2(B) and (G), 571, 1259(A) and (B)(1), (2)(introductory paragraph), and (5), 1275.14(B),

1284(F)(1), 1299.1(A), 1306(B)(2), 1307(C), 1309(B), 1313(D), 1402(A)(introductory paragraph) and (B)(1)(introductory paragraph), and 1903, to enact R.S. 18:2(12), 552(A)(4), 1300.7(C), (D), and (E), 1306(B)(3), 1309(J), and 1332(C), and to repeal R.S. 18:532.1(G) and (H), relative to the Louisiana Election Code; to provide relative to the powers and duties of the secretary of state; to provide relative to the duties of clerks of court; to provide relative to the duties of registrars of voters; to provide relative to the duties of the secretary of the Department of Public Safety and Corrections; to provide definitions; to provide relative to filling a vacancy in the office of registrar of voters; to provide relative to transfer and cancellation of duplicate registrations; to provide relative to the effectiveness of certain changes in registration; to provide relative to disclosure of voter information; to provide relative to reporting of felony convictions; to provide relative to procedures for challenge and cancellation of registration; to provide relative to reporting of judgments of interdiction; to provide relative to the qualifications of commissioners; to provide relative to the submission of apportionment plans of the state central committees of certain recognized political parties; to provide relative to notice of withdrawal or disqualification of a candidate; to provide relative to notice of location of precincts and polling places; to provide relative to assistance in voting; to provide relative to procedures for voting; to provide relative to the counting and tabulation of provisional ballots for federal office; to provide relative to procedures for counting and tabulating votes; to provide relative to arrangement of the voting machine ballot; to provide relative to selection of nominees in congressional elections; to provide relative to requirements for statements of propositions or questions to be submitted to the voters; to provide relative to recall elections; to provide relative to election paraphernalia accompanying absentee by mail and early voting ballots; to provide relative to the validity of certain applications to vote absentee by mail by certain persons; to provide relative to information required to be posted at an early voting polling place; to provide relative to persons present during the counting and tabulation of absentee and early voting ballots; to provide relative to registration of persons approved for participation in the special program for handicapped voters; to provide relative to parties to an action objecting to candidacy; to provide relative to precincts; to provide for effectiveness; and to provide for related matters.

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

House Bills and Joint Resolutions

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

HOUSE BILL NO. 1017—

BY REPRESENTATIVE GALLOT
 AN ACT

To amend and reenact R.S. 18:18(A)(8)(b), 51(C), 108(B), 110(B)(2)(b), 115(A)(3), 154(C), 171, 172, 193(E) and (F), 196(D), 425(B)(4), 443.2(7), 503, 532(B)(5), 532.1(B)(2)(b) and (D), 535(B), 563(C)(2), 564(A), 566.2(B) and (G), 571, 1259(A) and (B)(1), (2)(introductory paragraph), and (5), 1275.14(B), 1284(F)(1), 1299.1(A), 1306(B)(2), 1307(C), 1309(B), 1313(D), 1402(A)(introductory paragraph) and (B)(1)(introductory paragraph), and 1903, to enact R.S. 18:2(12), 552(A)(4), 1300.7(C), (D), and (E), 1306(B)(3), 1309(J), and 1332(C), and to repeal R.S. 18:532.1(G) and (H), relative to the Louisiana Election Code; to provide relative to the powers and duties of the secretary of state; to provide relative to the duties of clerks of court; to provide relative to the duties of registrars of voters; to provide relative to the duties of the secretary of the Department of Public Safety and Corrections; to provide definitions; to provide relative to filling a vacancy in the office

of registrar of voters; to provide relative to transfer and cancellation of duplicate registrations; to provide relative to the effectiveness of certain changes in registration; to provide relative to disclosure of voter information; to provide relative to reporting of felony convictions; to provide relative to procedures for challenge and cancellation of registration; to provide relative to reporting of judgments of interdiction; to provide relative to the qualifications of commissioners; to provide relative to the submission of apportionment plans of the state central committees of certain recognized political parties; to provide relative to notice of withdrawal or disqualification of a candidate; to provide relative to notice of location of precincts and polling places; to provide relative to assistance in voting; to provide relative to procedures for voting; to provide relative to the counting and tabulation of provisional ballots for federal office; to provide relative to procedures for counting and tabulating votes; to provide relative to arrangement of the voting machine ballot; to provide relative to selection of nominees in congressional elections; to provide relative to requirements for statements of propositions or questions to be submitted to the voters; to provide relative to recall elections; to provide relative to election paraphernalia accompanying absentee by mail and early voting ballots; to provide relative to the validity of certain applications to vote absentee by mail by certain persons; to provide relative to information required to be posted at an early voting polling place; to provide relative to persons present during the counting and tabulation of absentee and early voting ballots; to provide relative to registration of persons approved for participation in the special program for handicapped voters; to provide relative to parties to an action objecting to candidacy; to provide relative to precincts; to provide for effectiveness; and to provide for related matters.

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

**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. 53—
 BY SENATOR SHAW

AN ACT

To enact R.S. 42:1141(B)(1)(c), relative to ethics complaints; to provide that the Board of Ethics shall not investigate or otherwise address anonymous complaints; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 53 by Senator Shaw

AMENDMENT NO. 1

On page 1, line 9, between "B." and "(1)" insert "Complaints."

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

SENATE BILL NO. 61—
 BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 22:635.3(C) and to enact R.S. 22:1425.1, relative to homeowner's insurance; to provide for calculation of certain time periods; to require certain insurers who write homeowner's insurance to sell homeowner's coverage to certain

veterans and military personnel; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 61 by Senator Shepherd

AMENDMENT NO. 1

On page 2, line 21, change "insurance, shall" to "insurance in this state, shall" and delete "a" and on lines 22 and 23, delete "veteran or"

AMENDMENT NO. 2

On page 2, line 24, after "Section," delete the remainder of the line and delete lines 25 and 26 in their entirety and insert in lieu thereof the following: "active military person shall mean a person currently serving in"

AMENDMENT NO. 3

On page 2, delete line 29 and on page 3, delete lines 1 through 3 in their entirety.

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

SENATE BILL NO. 96—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 37:761(C) and 764(D) and to enact R.S. 37:795(B)(1)(m) and (B)(2)(u), relative to the profession of dentistry; to provide for requirements of applicants for dental licensure; to provide for the requirements of licensure of a dental hygienist; to provide for fees; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 96 by Senator Broome

AMENDMENT NO. 1

On page 2, between lines 11 and 12 insert the following:
 " * * * * *
 " * * * * *
 " * * * * *"

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

SENATE BILL NO. 103—
BY SENATORS MORRISH, CRAVINS, DUPRE, HEBERT AND LONG
AN ACT

To amend and reenact R.S. 22:1265(A)(2) and to enact R.S. 22:1065(A)(2)(f), relative to state funds; 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; to provide for an effective date; and to provide for related matters.

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

SENATE BILL NO. 115—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 18:465(E) and to enact R.S. 18:465(C)(7), relative to qualifying for a primary election; to provide for nominating petitions; to provide relative to the signatures required upon and the certification of such petitions; to provide for qualification by nominating petition when qualifying is reopened following the death of a candidate; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Kostelka, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 130—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 9:3516(26), relative to the Louisiana Consumer Credit Law; to provide for prepaid finance charges; to provide for definitions; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. On motion of Senator Duplessis, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 150—
BY SENATOR CRAVINS

AN ACT

To enact Part XIV-A of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 22:2090.1 through 2090.26, relative to domestic captive insurance companies; to provide for definitions; to provide for applicability of other provisions; to provide for powers of the commissioner of insurance, including the authority to adopt reasonable regulations; to provide for incorporation and application for a certificate of authority; to provide for financial examinations; to provide for capital and surplus requirements; to provide for suspension or revocation of certificate of authority; to provide for authorized and prohibited lines of insurance; to provide for restrictions on captive insurers operations; to provide for filing of rates and forms; and to provide for related matters.

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

SENATE BILL NO. 223—
BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 24:31.5(A)(1), (2) and (4), relative to the legislature; to provide with respect to the funds available for legislative assistants of members of the legislature; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 223 by Senator Shepherd

AMENDMENT NO. 1

On page 1, line 4, between "legislature;" and "and" insert the following: "to provide for employment of two or more legislative assistants or constituent services managers and provide for their compensation;"

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AMENDMENT NO. 2

On page 1, line 9, after "(1)" insert the following:

"(a) Each member of the House of Representatives may employ one or more legislative assistants, who shall be employed as unclassified state employees. The total salary of such assistant or assistants shall not exceed the applicable monthly salary as follows:

<u>STEP</u>	<u>MONTHLY SALARY</u>
<u>Base</u>	<u>\$3,500</u>
<u>First</u>	<u>\$3,583</u>
<u>Second</u>	<u>\$3,669</u>
<u>Third</u>	<u>\$3,759</u>
<u>Fourth</u>	<u>\$3,852</u>
<u>Fifth</u>	<u>\$3,950</u>
<u>Sixth</u>	<u>\$4,051</u>
<u>Seventh</u>	<u>\$4,157</u>
<u>Eighth</u>	<u>\$4,267</u>
<u>Ninth</u>	<u>\$4,381</u>
<u>Maximum</u>	<u>\$4,500</u>

(b)(i)"

AMENDMENT NO. 3

On page 1, line 9, delete "legislature" and insert "**Senate**" and delete "one" and insert "**two**"

AMENDMENT NO. 4

On page 1, line 10, after "assistants," insert "**one of whom shall be a senior legislative assistant,**"

AMENDMENT NO. 5

On page 1, line 11, delete "such" and insert "**any senior**"

AMENDMENT NO. 6

On page 2, between lines 7 and 8, insert the following: "**(ii) The total salary of any non-senior legislative assistant or constituent services manager shall not exceed the applicable monthly salary as follows:**

<u>STEP</u>	<u>MONTHLY SALARY</u>
<u>Base</u>	<u>\$ 2,000</u>
<u>First</u>	<u>\$ 2,083</u>
<u>Second</u>	<u>\$ 2,169</u>
<u>Third</u>	<u>\$ 2,259</u>
<u>Fourth</u>	<u>\$ 2,352</u>
<u>Fifth</u>	<u>\$ 2,450</u>
<u>Sixth</u>	<u>\$ 2,551</u>
<u>Seventh</u>	<u>\$ 2,657</u>
<u>Eighth</u>	<u>\$ 2,767</u>
<u>Ninth</u>	<u>\$ 2,881</u>
<u>Maximum</u>	<u>\$ 3,000</u>

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

SENATE BILL NO. 228—

BY SENATORS HEITMEIER, GRAY AND NEVERS
AN ACT

To enact R.S. 28:22, R.S. 40:2006(B)(2)(i) and (E)(2)(x), and Part VI-F of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2180.6 through 2180.11, relative to crisis receiving centers; to provide for a crisis response system; to provide for definitions; to provide for fees; to provide for licensing; to provide for rules and regulations; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 228 by Senator Heitmeier

AMENDMENT NO. 1

On page 8, line 17, after "1" delete "and 2 of this Act" and insert ", 2, and 5 of this Act and this Section" in lieu thereof

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

SENATE BILL NO. 234—

BY SENATOR MOUNT

AN ACT

To enact R.S. 40:2006(E)(2)(x) and Part VI-F of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2180.11 through 2180.16 and to repeal R.S. 28:822(26), relative to licensure of substitute family agencies for the developmentally disabled; to provide for licensing fees for such services; to provide for rules and regulations; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 234 by Senator Mount

AMENDMENT NO. 1

On page 6, line 10, after "1" delete "and 3" and insert ", 3, and 5 of this Act and this Section" in lieu thereof

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

SENATE BILL NO. 238—

BY SENATOR CASSIDY

AN ACT

To enact R.S. 40:1064.1, relative to expedited partner therapy; to provide for the prescription of medications to individuals who may have been exposed to certain venereal diseases absent a doctor-patient relationship and absent a clinical assessment; to provide for the promulgation of rules; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 238 by Senator Cassidy

AMENDMENT NO. 1

On page 1, line 9, after "**\$1064.1**" insert ":

AMENDMENT NO. 2

On page 1, line 11, after "**state**" and before "**any**" insert "**or**"

AMENDMENT NO. 3

On page 1, line 13, after "**state,**" and before "**provided**" insert "**or any physician assistant, who is licensed to practice in this state,**"

AMENDMENT NO. 4

On page 1, line 13, after "**nurse**" and before "**has**" insert "**or physician assistant**"

AMENDMENT NO. 5

On page 2, line 2, after "**assessment**" and before "**of**" insert "**or any physician assistant who performs an examination**"

AMENDMENT NO. 6

On page 2, line 6, after "**assessment**" and before "**of**" insert "**or physician assistant examination**"

AMENDMENT NO. 7

On page 2, between line 7 and line 8, insert the following:

"C. If expedited partner therapy is chosen as an alternative, the patient with a case of chlamydia or gonorrhea will be given a written document that he agrees to give to his sexual contact. The document will contain, but will not be limited to, the following information:

(1) The sexual contact should be examined and treated by a physician, advanced practice registered nurse or physician assistant, if at all possible.

(2) The medicine or prescription for medicine given to the sexual contact by the patient should not be taken by the contact if the contact has a history of allergy to the antibiotic or to the pharmaceutical class of antibiotic in which case the sexual contact should be examined and treated by a physician, advanced practice registered nurse or physician assistant and offered another type of antibiotic treatment.

(3) The medicine or prescription for medicine given to the sexual contact by the patient should not be taken by the contact if the contact is pregnant, in which case the sexual contact should be examined by the prenatal care health care provider."

AMENDMENT NO. 8

On page 2, line 8, change "C." to "D."

AMENDMENT NO. 9

On page 2, line 11, change "D." to "E."

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

SENATE BILL NO. 240—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:1382(A)(1)(a) relative to the Louisiana Insurance Guaranty Association; to provide for the limits of liability of the association; and to provide for related matters.

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

SENATE BILL NO. 271—

BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 18:402(F)(5) and (6) and to repeal R.S. 18:402F(7), relative to bond, tax, or propositional elections; to provide for the elimination of the July date for such elections; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Kostelka, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 287—

BY SENATORS MOUNT, CASSIDY, CHEEK, ERDEY, GRAY AND NEVERS

AN ACT

To amend and reenact Part L of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.111 through 1300.114, relative to health care data reporting; to provide for Louisiana health care consumers' right to know; to provide for the collection and publication of provider specific health care quality and outcome data; to provide for the membership of the Health Data Panel; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 287 by Senator Mount

AMENDMENT NO. 1

On page 2, line 5, after "health" delete "insurance carriers" and insert "plans" in lieu thereof

AMENDMENT NO. 2

On page 2, line 17, after "providers" insert "and health plans"

AMENDMENT NO. 3

On page 2, line 29, delete "care" and insert "plan" in lieu thereof

AMENDMENT NO. 4

On page 3, line 1, delete "insurance carriers" and insert "plans" in lieu thereof

AMENDMENT NO. 5

On page 3, line 8, after "provider" insert "and health plan" and after "specific" delete "health care"

AMENDMENT NO. 6

On page 7, line 10, after "provider" insert "and health plan" and after "specific" delete "health care"

AMENDMENT NO. 7

On page 7, line 26, delete "medical care facilities" and insert "providers" in lieu thereof

AMENDMENT NO. 8

On page 8, line 21, after "provider" insert ", health plan,"

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

SENATE BILL NO. 296—

BY SENATOR ADLEY

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(B) of the Constitution of Louisiana, relative to calling extraordinary sessions of the legislature; to require that the proclamation calling the session be issued and made public so that at least five calendar days elapse after the day the proclamation is made public and prior to the day of the start of such session; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Kostelka, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 327—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 6:969.18(A), relative to the Motor Vehicle Sales Finance Act; to provide for documentation and compliance fees; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. On motion of Senator Duplessis, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 538—

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:1430.23(D), relative to the Louisiana Citizens Property Insurance Corporation Policy Take-Out Program; to provide with respect to removing the Louisiana Insurance Guaranty Association from the approval process on policy bundles; and to provide for related matters.

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

SENATE BILL NO. 546—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 37:1031(A) and 1033(A) and (B) and to enact R.S. 37:1033(H), relative to direct service workers; to provide for applicability; to provide for training; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 546 by Senator Mount

AMENDMENT NO. 1

On page 3, line 2, after "2005;" delete "on the effective date of this statute"

AMENDMENT NO. 2

On page 3, line 9, after "period" and before "required by" delete "as"

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

SENATE BILL NO. 555—

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:1384(A)(3), relative to the Louisiana Insurance Guaranty Association; to modify the authority of the commissioner of insurance with respect to the board of commissioners of the association relative to certificates of authority of insurers; and to provide for related matters.

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

SENATE BILL NO. 590—

BY SENATOR BROOME

AN ACT

To enact R.S. 6:453, relative to mortgage foreclosures; to provide with respect to mortgage foreclosure assistance for homeowners; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 590 by Senator Broome

AMENDMENT NO. 1

On page 1, line 2, change "6:453" to "40:600.25.1"

AMENDMENT NO. 2

On page 1, line 5, change "6:453" to "40:600.25.1"

AMENDMENT NO. 3

On page 1, line 6, change "\$453." to "\$600.25.1."

AMENDMENT NO. 4

On page 1, line 7, change "office of financial institutions" to "Louisiana Housing Finance Agency"

AMENDMENT NO. 5

On page 1, line 8, change "office" to "agency"

AMENDMENT NO. 6

On page 1, line 10, change "office" to "agency"

AMENDMENT NO. 7

On page 1, at the end of line 10 and the beginning of line 11, change "Louisiana Housing Finance Agency" to "office of financial institutions"

AMENDMENT NO. 8

On page 1, line 11, change "office" to "agency"

AMENDMENT NO. 9

On page 1, line 12, change "Louisiana Housing Finance Agency" to "office of financial institutions"

AMENDMENT NO. 10

On page 1, line 12, change "office" to "agency"

AMENDMENT NO. 11

On page 1, line 14, change "office" to "agency"

AMENDMENT NO. 12

On page 2, line 2, change "office" to "agency"

AMENDMENT NO. 13

On page 2, line 6, change "office" to "agency"

AMENDMENT NO. 14

On page 2, line 8, change "office" to "agency"

AMENDMENT NO. 15

On page 2, line 11, change "office" to "agency"

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

SENATE BILL NO. 628—

BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 51:140.1, relative to price gouging; to prohibit any railroad corporation from price gauging; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 628 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 3, change "gauging" to "gouging"

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

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

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

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATOR DONAHUE

A CONCURRENT RESOLUTION

To create and provide the Election Code Study Committee to study election offenses and to develop recommendations for changes to the Louisiana Election Code and a plan to implement such changes.

Reported favorably by the Committee on Senate and Governmental Affairs.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	Mount
Adley	Erdey	Murray
Amedee	Gautreaux B	Nevers
Broome	Jackson	Riser
Cheek	Long	Scalise
Cravins	Marionneaux	Shaw
Crowe	Martiny	Smith
Donahue	McPherson	Thompson
Duplessis	Michot	Walsworth
Total - 27		

NAYS

Total - 0

ABSENT

Alario	Gray	LaFleur
Cassidy	Hebert	Morrish
Dorsey	Heitmeier	Quinn
Gautreaux N	Kostelka	Shepherd
Total - 12		

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

Rules Suspended

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

Introduction of Senate Concurrent Resolutions

Senator B. Gautreaux 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. 27—
BY SENATOR MARIONNEAUX

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the law regarding successions and the inconsistencies which exist due to the phase out of inheritance taxes; and to report its findings to the Louisiana State Senate prior to the convening of the 2009 Regular Session.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Mount
Adley	Gautreaux B	Murray
Amedee	Jackson	Nevers
Broome	Kostelka	Riser
Cheek	Long	Scalise
Cravins	Marionneaux	Shaw

Crowe	Martiny	Smith
Donahue	McPherson	Thompson
Dupre	Michot	Walsworth
Total - 27		

NAYS

Total - 0

ABSENT

Alario	Gautreaux N	LaFleur
Cassidy	Gray	Morrish
Dorsey	Hebert	Quinn
Duplessis	Heitmeier	Shepherd
Total - 12		

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

SENATE CONCURRENT RESOLUTION NO. 28—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To proclaim April 16, 2008, as Junior League of Louisiana Day.

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	Mount
Adley	Gautreaux B	Murray
Amedee	Jackson	Nevers
Broome	Kostelka	Riser
Cheek	Long	Scalise
Cravins	Marionneaux	Shaw
Crowe	Martiny	Smith
Donahue	McPherson	Thompson
Dupre	Michot	Walsworth
Total - 27		

NAYS

Total - 0

ABSENT

Alario	Gautreaux N	LaFleur
Cassidy	Gray	Morrish
Dorsey	Hebert	Quinn
Duplessis	Heitmeier	Shepherd
Total - 12		

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

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

April 9, 2008

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. 19—

BY REPRESENTATIVE MILLS AND SENATOR HEBERT

A CONCURRENT RESOLUTION

To commend Burton Dupuis upon his retirement as chief executive officer of St. Martin Hospital in Breaux Bridge.

April 10, 2008

**HOUSE CONCURRENT RESOLUTION NO. 23—
BY REPRESENTATIVE MILLS AND SENATORS HEBERT AND SCALISE
A CONCURRENT RESOLUTION**

To urge and request the United States Congress to ensure adequate funding for veterans' health care and to express gratitude to veterans for sacrifices made while serving in the United States Armed Forces.

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.

ATTENDANCE ROLL CALL

PRESENT

Mr. President	Erdey	Mount
Adley	Gautreaux B	Murray
Amedee	Gautreaux N	Nevers
Broome	Jackson	Quinn
Cheek	Kostelka	Riser
Cravins	Long	Scalise
Crowe	Marionneaux	Shaw
Donahue	Martiny	Smith
Dorsey	McPherson	Thompson
Duplessis	Michot	Walsworth
Dupre	Morrish	
Total - 32		

ABSENT

Alario	Hebert	Shepherd
Cassidy	Heitmeier	
Gray	LaFleur	
Total - 7		

Leaves of Absence

The following leaves of absence were asked for and granted:

Alario	1 Day	Cassidy	1 Day
Gray	1 Day	Hebert	1 Day
Heitmeier	1 Day	LaFleur	1 Day
Shepherd	1 Day		

Adjournment

Senator Broome moved that the Senate adjourn until Monday, April 14, 2008, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 4:00 o'clock P.M. on Monday, April 14, 2008.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk