

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

**THIRTY-FIRST 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, May 21, 2008

The Senate was called to order at 2:05 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	Jackson	Quinn
Amedee	Kostelka	Riser
Broome	Long	Shaw
Cheek	Marionneaux	Smith
Crowe	Morrish	Thompson
Donahue	Mount	Walsworth
Dupre	Murray	
Gautreaux N	Nevers	
Total - 22		

**ABSENT**

Adley	Erdey	Martiny
Alario	Gautreaux B	McPherson
Cassidy	Gray	Michot
Cravins	Hebert	Shepherd
Dorsey	Heitmeier	
Duplessis	LaFleur	
Total - 16		

The President of the Senate announced there were 22 Senators present and a quorum.

**Prayer**

The prayer was offered by Dr. Charles J. Southall III, 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 Kostelka, the reading of the Journal was dispensed with and the Journal of May 20, 2008, was adopted.

**Petitions, Memorials and  
Communications**

The following petitions, memorials and communications were received and read:

**SENATE  
STATE OF LOUISIANA**

May 20, 2008

Honorable Danny Martiny  
State Senator  
131 Airline Highway  
Suite 201  
Metairie, LA 70001

RE: Senate Committee on Commerce, Consumer Protection and International Affairs

Dear Senator Martiny:

In accordance with Senate Rule 13.1, I hereby appoint you to serve as a member of the Senate Committee on Commerce, Consumer Protection and International Affairs.

I appreciate your willingness to serve in this important role. Please call if I can be of assistance.

Sincerely,  
JOEL T. CHAISSON II  
President of the Senate

**SENATE  
STATE OF LOUISIANA**

May 20, 2008

Honorable Robert Adley  
State Senator  
611 Jessie Jones Drive  
Benton, LA 71006

RE: Senate Committee on Judiciary C

Dear Senator Adley:

In accordance with Senate Rule 13.1, I hereby appoint you to serve as a member of the Senate Committee on Judiciary C.

I appreciate your willingness to serve in this important role. Please call if I can be of assistance.

Sincerely,  
JOEL T. CHAISSON II  
President of the Senate

**Privilege Report of the  
Legislative Bureau**

May 21, 2008

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication. We advise and suggest the following amendments to the engrossed bills.

**HOUSE BILL NO. 49—**  
BY REPRESENTATIVE GARY SMITH  
AN ACT

To enact R.S. 46:1053(C)(2)(f), relative to hospital service districts in St. Charles Parish; to provide relative to the per diem that members of hospital service district commissions receive; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 50—**  
BY REPRESENTATIVE ELLINGTON  
AN ACT

To enact R.S. 33:2711.24, relative to municipal sales and use taxes; to authorize the governing authority of the city of Winnsboro to levy and collect an additional sales and use tax; to provide for voter approval; to provide for the use of the proceeds of such tax; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 51—**  
BY REPRESENTATIVE ELLINGTON  
AN ACT

To enact R.S. 33:2740.18.3, relative to the city of Winnsboro; to authorize the governing authority of the city to levy and collect a hotel occupancy tax subject to voter approval; to provide for the use of such tax; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 54—**  
BY REPRESENTATIVE MICKEY GUILLORY  
AN ACT

To amend and reenact R.S. 40:539(C)(1), relative to local housing authorities; to provide relative to the executive director of a local housing authority; to require a local housing authority to enter into an employment contract with the executive director; to provide relative to the term of the contract; to provide relative to the compensation of the executive director and other terms of employment; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 170—**  
BY REPRESENTATIVE TALBOT  
AN ACT

To amend and reenact Section 3 of Act No. 222 of the 2005 Regular Session of the Legislature, as amended by Act No. 21 of the 2007 Regular Session of the Legislature, relative to the transfer of certain state property in Jefferson Parish; to extend the termination date of the Act; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 171—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 56:421(D), relative to the Louisiana Oyster Task Force; to authorize reimbursement of expenses associated with serving on the task force; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 184—**  
BY REPRESENTATIVE KATZ  
AN ACT

To amend and reenact R.S. 17:170(D), relative to immunization of persons entering schools, kindergartens, colleges, proprietary or vocational schools, and day care centers for the first time; to provide for the electronic transmission of immunization compliance reports; to provide for the promulgation of rules and regulations by the Department of Health and Hospitals; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 203—**  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To repeal R.S. 25:1225, relative to the Atchafalaya Trace Commission; to repeal the sunset of the Atchafalaya Trace Commission.

Reported without amendments.

**HOUSE BILL NO. 227—**  
BY REPRESENTATIVES ROBIDEAUX, ARNOLD, DOERGE,  
MONTUCET, PEARSON, AND POPE AND SENATORS CASSIDY, B.  
GAUTREAUX, AND HEBERT  
AN ACT

To amend and reenact R.S. 11:2258(C), relative to the Firefighters' Retirement System; to provide for survivor's benefits; to provide for continuation of benefits for a surviving spouse of a disability retiree; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 228—**  
BY REPRESENTATIVES ROBIDEAUX AND DOERGE AND SENATOR B.  
GAUTREAUX AND REPRESENTATIVES ARNOLD, MONTUCET,  
PEARSON, AND POPE AND SENATOR HEBERT  
AN ACT

To amend and reenact R.S. 11:2260(A)(5) and (6), relative to the Firefighters' Retirement System; to provide with respect to the quorum and voting requirements of the board of trustees; to provide relative to the oath taken by trustees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 231—**  
BY REPRESENTATIVES DOERGE, ARNOLD, MONTUCET, PEARSON,  
AND POPE AND SENATORS B. GAUTREAUX AND HEBERT  
AN ACT

To amend and reenact R.S. 11:314(A)(introductory paragraph), 315(A)(introductory paragraph), and 2261(A), relative to the Firefighters' Retirement System; to provide with respect to the management of system funds; to exempt the system from the requirement of constructively engaging certain companies with facilities or employees or both in prohibited nations; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 252—**  
BY REPRESENTATIVE PUGH  
AN ACT

To enact R.S. 33:423.19, relative to the city of Ponchatoula; to provide with respect to the powers of the chief of police; to authorize the chief of police to take certain personnel actions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 305—**  
BY REPRESENTATIVE AUSTIN BADON  
AN ACT

To amend and reenact R.S. 17:95, relative to requirements that the superintendent of a city, parish, or other local public school board serve as the treasurer of certain school funds and perform specified duties; to remove the exception applicable to Orleans Parish; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 306—**  
BY REPRESENTATIVE AUSTIN BADON  
AN ACT

To amend and reenact R.S. 17:91, relative to certain supervisory duties and responsibilities of the superintendent of a city, parish, or other local public school system, including but not limited to duties pertaining to the office of the secretary of the school board; to remove certain exceptions, prohibitions, and requirements applicable to Orleans Parish; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 309—**

BY REPRESENTATIVE POPE AND SENATOR NEVERS  
AN ACT

To amend and reenact R.S. 11:1302(B), relative to the State Police Pension and Retirement System; to provide for the length of terms of elected members of the board of trustees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 311—**

BY REPRESENTATIVE GARY SMITH  
AN ACT

To amend and reenact R.S. 33:103(C)(1)(a), relative to the zoning commission in St. Charles Parish; to authorize an increase in the per diem paid to commission members for attending meetings; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 354—**

BY REPRESENTATIVE PERRY  
AN ACT

To amend and reenact R.S. 47:1923(D), relative to tax assessors; to provide for the payment of certain insurance premiums for certain retired assessors and assessors' employees; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 355—**

BY REPRESENTATIVE POPE  
AN ACT

To amend and reenact R.S. 11:1162(A)(6), relative to the Louisiana School Employees' Retirement System; to provide with respect to districts from which certain members of the board of trustees are elected by system members; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 360—**

BY REPRESENTATIVES MONToucET, BOBBY BADON, BALDONE, BARROW, BILLIOT, CHAMPAGNE, CORTEZ, CROMER, FRANKLIN, GALLOT, GISCLAIR, HARDY, HENDERSON, SAM JONES, LAMBERT, LEBAS, PERRY, POPE, RICHARD, SMILEY, GARY SMITH, PATRICIA SMITH, ST. GERMAIN, AND WILLIAMS  
AN ACT

To amend and reenact R.S. 36:610(I) and R.S. 56:266(A), (B), (C), (D)(1), (E)(3), and (F) and 279(B)(2) and (3), (C)(1), (D)(3), and (E) and to enact R.S. 36:610(L) and R.S. 56:278, relative to alligators; to remove alligators from the jurisdiction of the Fur and Alligator Council; to create the Louisiana Alligator Advisory Council; to provide the council's membership, functions, duties, and responsibilities; to provide relative to funding for the council; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 373—**

BY REPRESENTATIVES HAZEL, ARMES, BILLIOT, HENRY BURNS, DIXON, DOERGE, FRANKLIN, GISCLAIR, GUINN, HILL, HOWARD, HUTTER, LITTLE, LORUSSO, MONToucET, NORTON, POPE, AND ST. GERMAIN  
AN ACT

To amend and reenact R.S. 47:490.19(A), (B), and (D) and to enact R.S. 47:490.19(E) and (F), 490.20, and 490.21, relative to military honor license plates; to provide for the U.S. Army Airborne license plate; to provide for the establishment of a military honor license plate for recipients of the Iraq Campaign Medal; to provide for the establishment of a military honor license plate for the recipients of the Afghanistan Campaign Medal; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 378—**

BY REPRESENTATIVE ARMES  
AN ACT

To amend and reenact R.S. 17:436(A)(2) and to enact R.S. 17:436(E), relative to school employees performing noncomplex health procedures; to remove certain procedures from the definition of noncomplex health procedure; to prohibit school employees, except certain health professionals, from being required to perform certain procedures; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 402—**

BY REPRESENTATIVES FOIL AND HARDY  
AN ACT

To enact R.S. 32:289, relative to driving school buses; to prohibit the use of a cellular radio telecommunication device while driving a school bus; to provide for penalties; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 433—**

BY REPRESENTATIVE WILLIAMS  
AN ACT

To amend and reenact R.S. 11:1942.1(C), relative to the Parochial Employees' Retirement System; to provide relative to court reporters employed by Caddo Parish who are paid separately for transcriptions; to provide for computation of benefits for such reporters; to provide for contributions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 439—**

BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 30:905(B)(2) and (14), 905.1, 905.3(A) and (D), and 905.4(A)(1)(a) and (c) and (2), (B), (C), (D), (E)(2), (F), (G), (H), and (J)(2) and to repeal R.S. 30:905.2 and 905.4(K), relative to abandoned mine reclamation; to provide for the authority to participate and to promulgate rules and regulations; to provide for funding sources and appropriation for reclamation of mining operations; to provide for an implementation plan; to provide for notice; to provide for exemptions and exclusions; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 439 by Representative Dove

**AMENDMENT NO. 1**

On page 4, line 14, following "C" and before "." insert "of this Section"

**HOUSE BILL NO. 488—**

BY REPRESENTATIVE GISCLAIR  
AN ACT

To enact R.S. 56:579.1(C)(4), relative to mariculture; to require review by or cooperation with certain marine biologists for mariculture projects located offshore in state waters; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 488 by Representative Gisclair

AMENDMENT NO. 1

On page 1, line 16, following "Louisiana" and before "Marine" change "University" to "Universities"

HOUSE BILL NO. 521—

BY REPRESENTATIVE MONTOUCKET  
AN ACT

To amend and reenact R.S. 11:208 and 2223(B)(4), relative to the Municipal Police Employees' Retirement System; to provide with respect to disability retirement; to provide for non-service disability retirement eligibility; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 544—

BY REPRESENTATIVES HUTTER AND DOWNS  
AN ACT

To amend and reenact R.S. 48:250.2, relative to design-build contracts; to expand the authority of the Department of Transportation and Development for design-build contracts; to authorize the secretary to select projects or combine a program of projects utilizing the design-build method; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 557—

BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 30:215(A), to enact R.S. 30:123.1, and to repeal R.S. 30:125(B), relative to mineral lease applications; to provide for information required to be submitted to the State Mineral Board; to provide for liquidated damages; to provide for the determination of the fee for seismic, geophysical, or geological surveying; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 557 by Representative Dove

AMENDMENT NO. 1

On page 2, line 14, following "the" and before "damage" change "liquid" to "liquidated"

HOUSE BILL NO. 566—

BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 48:205(A), relative to general administrative functions of the Department of Transportation and Development; to authorize a notice when the purchase exceeds twenty-five thousand dollars to persons who furnish commodities by notice sent through an electronic interactive environment; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 576—

BY REPRESENTATIVE TRAHAN  
AN ACT

To enact R.S. 49:191(3)(m) and to repeal R.S. 49:191(2)(d), relative to the Department of Education, including provisions to provide for the re-creation of the Department of Education 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 without amendments.

HOUSE BILL NO. 581—

BY REPRESENTATIVE TRAHAN  
AN ACT

To amend and reenact R.S. 17:170(A)(1) and (D) and to enact R.S. 17:170(A)(4), relative to immunizations; to provide for the enforcement of immunization requirements for students; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 590—

BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 34:1708(A), relative to the St. Bernard Port, Harbor, and Terminal District; to provide relative to the authority of the board of commissioners to acquire certain property; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 620—

BY REPRESENTATIVE LORUSSO  
AN ACT

To enact R.S. 36:802.22(E)(1)(d), relative to New Orleans City Park and the New Orleans City Park Improvement Association and its board of commissioners; to provide relative to audits of the park, the association, and its board and for the responsibility of the park, the association, and its board, and of the Department of Culture, Recreation and Tourism relative to such audits; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 656—

BY REPRESENTATIVE SIMON AND SENATOR NEVERS  
AN ACT

To amend and reenact R.S. 48:1805(A), relative to the Zachary Taylor Parkway Commission; to provide relative to the appointment of commission members; to provide that members shall be appointed by the presidents of their respective parishes; to provide for exceptions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 668—

BY REPRESENTATIVE DOWNS  
AN ACT

To amend and reenact R.S. 33:5161(A)(2) and (B)(3) and to enact R.S. 33:5161(B)(2)(c) and 5162, relative to post-employment benefits funds established by political subdivisions; to provide relative to the management and investment of such funds; to provide for authorized and prohibited investments; to provide relative to asset allocation; to authorize the retention of investment managers or advisors; to provide for penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 672—

BY REPRESENTATIVE TRAHAN  
AN ACT

To amend and reenact R.S. 17:416.18, relative to the rights of teachers; to rename the list of provisions providing for the rights of teachers; to provide for the immunity and legal defense of teachers; to provide for the rights of beginning teachers; to provide for the distribution of such list of rights to schools and to parents and legal guardians; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 719—**  
BY REPRESENTATIVE CARMODY  
AN ACT

To enact R.S. 17:437.1, relative to training for certain public school employees; to provide for in-service training for teachers, school counselors, principals, and certain other school administrators in suicide prevention; to provide for the responsibilities of the State Board of Elementary and Secondary Education; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 784—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 32:408(A)(8)(introductory paragraph) and (b)(introductory paragraph), (B)(2)(e), and (3)(introductory paragraph) and (d) and to repeal R.S. 32:408(B)(4)(c), relative to the requirements of applicants for certain classes of commercial driver's licenses; to provide for exemptions from the requirements; to provide for the issuance of endorsements; to provide for restrictions to the classes of commercial driver's licenses; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 784 by Representative Hutter

AMENDMENT NO. 1  
On page 1, line 3, following "paragraph)," and before ", and" change "(B)(2)(e)" to "(B)(2)(introductory paragraph) and (e)"

AMENDMENT NO. 2  
On page 1, line 10, following "paragraph)," and before ", and" change "(B)(2)(e)" to "(B)(2)(introductory paragraph) and (e)"

AMENDMENT NO. 3  
On page 2, line 15, following "for in" and before ". The" change "R.S. 32:408(B)(2)(e)" to "Subparagraph (e) of this Paragraph"

AMENDMENT NO. 4  
On page 3, line 4, following "Part" and before ", Subpart" change "178" to "172"

AMENDMENT NO. 5  
On page 3, line 18, following "may" and before "if" change "only be issued" to "be issued only"

**HOUSE BILL NO. 785—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 32:427(A)(4) and (5), relative to the operation of commercial motor vehicles; to provide for willful violations of the operation of commercial motor vehicles; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 791—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To repeal R.S. 48:221(C), relative to expropriation, to repeal provisions requiring the Department of Transportation and Development to offer to sell excess expropriated property.

Reported without amendments.

**HOUSE BILL NO. 797—**  
BY REPRESENTATIVE POPE  
AN ACT

To amend and reenact R.S. 11:1541, relative to the Clerks' of Court Retirement and Relief Fund; to provide for the length of terms of elected members of the board of trustees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 839—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To enact R.S. 32:361.2(D) and 361.3(C), relative to the tinting of motor vehicle windows; to prohibit holders of security and medical exemptions from tinting the area below the top six inches of the windshield; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 848—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 56:433(B) and to reenact R.S. 56:433(G), relative to taking oysters from public seed grounds; to provide for a period of time for harvest of seed oysters; to provide for a period of time for the harvest of oysters generally from the seed grounds; to provide for a sacking only area east of the Mississippi River in Plaquemines Parish; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1014—**  
BY REPRESENTATIVE MORRIS  
AN ACT

To amend and reenact R.S. 11:1461, 1761(B), and 2225(A)(7)(c), relative to the Assessors' Retirement Fund, Municipal Employees' Retirement System, and Municipal Police Employees' Retirement System; to provide for a cost-of-living adjustment; to provide legislative exemption for the purpose thereof; to provide for recipients of the cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1026—**  
BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 30:153, relative to mineral leases; to provide for administration of certain leases by the State Mineral Board; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1032—**  
BY REPRESENTATIVE LORUSSO  
AN ACT

To enact R.S. 33:9091.12, relative to Orleans Parish; to create the Mid-City Security District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1032 by Representative Lorusso

AMENDMENT NO. 1  
On page 5, line 28, following "the" and before "Local" insert "Louisiana"

**HOUSE BILL NO. 1047—**  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To authorize the secretary of the Department of Public Safety and Corrections to exchange certain properties in Iberville Parish with First Louisiana Resource, L.L.C.; to provide for property descriptions; to provide for the reservation of mineral rights; to provide for terms and conditions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1081—**  
BY REPRESENTATIVES SCHRODER AND PEARSON AND SENATOR DONAHUE  
AN ACT

To enact R.S. 48:942, relative to state bridges; to authorize the sale of state bridges under certain circumstances; to provide for exceptions; to provide for the approval of the legislature; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1110—**  
BY REPRESENTATIVE DOERGE  
AN ACT

To amend and reenact R.S. 11:2262(D)(1) and (2), relative to the Firefighters' Retirement System; to provide with respect to the pension accumulation fund, employer contributions, and the interest rate applicable to collection of delinquent employee and employer contributions; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1117—**  
BY REPRESENTATIVE MORRIS  
AN ACT

To amend and reenact R.S. 30:22, 23, 148.1, 148.2, 148.3, 148.4, 148.5, 148.6, 148.8, and 148.9(A) and (B)(introductory paragraph) and to repeal R.S. 30:148.9(B)(1), (2), and (3), relative to mineral leases; to provide for leases for storage; to provide for application, advertising, bids, public hearings, and selection for certain leases; to provide for the authority of the State Mineral Board and the commissioner of conservation; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1119—**  
BY REPRESENTATIVE CHANEY  
AN ACT

To amend and reenact R.S. 40:1843, relative to the Liquefied Petroleum Gas Commission; to increase the per diem for members of the commission; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1128—**  
BY REPRESENTATIVE HENRY BURNS  
AN ACT

To amend and reenact R.S. 30:10(A)(2)(b)(i), relative to drilling units; to provide for a landowner's election to participate in a drilling unit; to provide for the risk charge for a nonparticipant or an owner who fails to participate as elected; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1138—**  
BY REPRESENTATIVE GISCLAIR  
AN ACT

To amend and reenact R.S. 56:495.1(A)(1)(b), relative to trawling vessels; to provide relative to the legal size of trawl doors; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1165—**  
BY REPRESENTATIVES HONEY, ARMES, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, BURFORD, HENRY BURNS, BURRELL, CHANEY, DIXON, DOWNS, EDWARDS, GALLOT, GISCLAIR, GREENE, HARRISON, HINES, HOFFMANN, HOWARD, MICHAEL JACKSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, MONTUCET, MORRELL, MORRIS, NORTON, PERRY, PUGH, RICHARD, RICHARDSON, RITCHIE, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, WADDELL, AND WILLIAMS AND SENATOR SCALISE  
AN ACT

To amend and reenact R.S. 23:1474(I), 1592(E), and 1595(A) and to enact R.S. 23:1536(E)(4), relative to unemployment compensation weekly benefit amounts; to provide with respect to the unemployment trust fund balance; to provide for an increase in the weekly benefit amount paid; to provide for the duration of benefits; to provide for a reduction in contributions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1220—**  
BY REPRESENTATIVE HENRY BURNS  
AN ACT

To enact R.S. 30:209(4)(e), relative to the State Mineral Board; to provide for the authority of the State Mineral Board; to provide for operating agreements for certain underground storage; and to provide for related matters.

Reported without amendments.

Respectfully submitted,  
ROB MARIONNEAUX  
Chairman

**Adoption of Legislative Bureau Report**

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

**Senate Bills and Joint Resolutions  
on Second Reading**

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

**SENATE BILL NO. 811— (Substitute of Senate Bill No. 621 by Senator Cravins)**

BY SENATOR CRAVINS  
AN ACT

To enact Chapter 13-J of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S.33:4720.151 and 4720.161, relative to local redevelopment, to create certain parish redevelopment authorities; to create the North Lafayette and Downtown Redevelopment Authority to provide for the formation of a program or programs for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings needed to address the influx of

displaced persons due to the effects of hurricanes Katrina and Rita; to provide for the governing body of such authorities; to provide for the powers, duties, functions, and liabilities of redevelopment authorities; to authorize public bodies to furnish funds, series, facilities, and property in aid of redevelopment projects; to authorize the authorities to initiate expedited quiet title and foreclosure actions; and to provide for related matters.

On motion of Senator Gray, the bill was read by title and ordered engrossed and passed to a third reading.

### Messages from the House

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

#### Message from the House

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

May 20, 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. 399—

BY REPRESENTATIVE WOOTEN  
AN ACT

To amend and reenact R.S. 40:1379.3(D)(1)(a), (b), (c), (e), and (g)(introductory paragraph) and (T)(2) and to enact R.S. 40:1379.3(J)(4) and (T)(3), relative to statewide permits for concealed handguns; to amend provisions regarding approved firearms courses required to demonstrate competency; to provide a time limit from completion of a course and submission of an application for a concealed handgun permit; to provide for definitions; to provide with respect to reciprocity with other states; to provide regarding handgun competence and length of time; and to provide for related matters.

#### HOUSE BILL NO. 591—

BY REPRESENTATIVE DANAHAY  
AN ACT

To enact R.S. 33:2212(H), relative to the city of Sulphur; to provide relative to the salaries of certain members of the police department; to authorize an increase in salary for certain members; to provide for the calculation of longevity pay; and to provide for related matters.

#### HOUSE BILL NO. 980—

BY REPRESENTATIVE HENRY BURNS  
AN ACT

To enact R.S. 33:2501(C)(3) and R.S. 33:2561(C)(3), relative to municipal fire and police civil service; to provide relative to hearings by local civil service boards on disciplinary actions; to authorize rehearings under certain circumstances; and to provide for related matters.

#### HOUSE BILL NO. 1023—

BY REPRESENTATIVES BARRAS, CHAMPAGNE, AND SAM JONES  
AN ACT

To enact Subpart B-40 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.761 through 130.771, relative to economic development; to create and provide with respect to the Iberia Economic Development Authority; to provide relative to the board of commissioners for the authority; to provide for the powers, duties, and functions of the authority; to authorize various

financial activities by the board of commissioners, including the authority to levy taxes, incur debt, and issue bonds to accomplish the purposes of the authority; to exempt the authority from all state taxation; and to provide for related matters.

#### HOUSE BILL NO. 1206—

BY REPRESENTATIVES DOVE AND BALDONE AND SENATORS  
DUPRE AND B. GAUTREUX

AN ACT

To enact Chapter 34 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1311 through 1316 and R.S. 36:744(M) and 801.21, relative to the South Louisiana Wetlands Discovery Center; to provide for legislative intent; to provide for creation, domicile, and membership of a commission; to provide for powers and duties of the commission; to provide for donations and grants; to provide for operating funds; to place the center and the commission in the Department of State and to provide for the powers and functions of the department and the secretary of state relative thereto; to provide for rules; and to provide for related matters.

#### HOUSE BILL NO. 1311—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 14:95(H), relative to the crime of illegal carrying of weapons; to provide for exceptions for United States attorneys and assistant United States attorneys and investigators when POST certified; and to provide for related matters.

#### HOUSE BILL NO. 1324—

BY REPRESENTATIVE GIROD JACKSON  
AN ACT

To amend and reenact R.S. 14:80(A) and 80.1(A), relative to carnal knowledge of a juvenile; to amend the elements of felony carnal knowledge of a juvenile; to amend the elements of misdemeanor carnal knowledge of a juvenile; and to provide for related matters.

#### HOUSE BILL NO. 1363— (Substitute for House Bill No. 107 by Representative Abramson)

BY REPRESENTATIVE ABRAMSON  
AN ACT

To enact Code of Criminal Procedure Article 334.2, relative to bail; to prohibit certain offenders from being readmitted to bail or released on the signature of any other person on those same charges, if that person did not voluntarily surrender following the revocation or forfeiture; to prohibit certain offenders from being readmitted to bail if bail on those charges has been revoked or is subject to forfeiture; to provide for definitions; to provide for applicability; and to provide for related matters.

#### HOUSE BILL NO. 1366— (Substitute for House Bill No. 1327 by Representatives Ponti and LeBas)

BY REPRESENTATIVE PONTI  
AN ACT

To enact R.S. 22:3047, relative to health insurance; to require that pharmacy benefit managers be licensed and regulated by the commissioner of insurance as third-party administrators; to otherwise provide with respect to pharmacy benefit managers as third-party administrators; and to provide for related matters.

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

### House Bills and Joint Resolutions

Senator Thompson 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. 399—**

BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 40:1379.3(D)(1)(a), (b), (c), (e), and (g)(introductory paragraph) and (T)(2) and to enact R.S. 40:1379.3(J)(4) and (T)(3), relative to statewide permits for concealed handguns; to amend provisions regarding approved firearms courses required to demonstrate competency; to provide a time limit from completion of a course and submission of an application for a concealed handgun permit; to provide for definitions; to provide with respect to reciprocity with other states; to provide regarding handgun competence and length of time; and to provide for related matters.

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

**HOUSE BILL NO. 591—**

BY REPRESENTATIVE DANAHAY  
AN ACT

To enact R.S. 33:2212(H), relative to the city of Sulphur; to provide relative to the salaries of certain members of the police department; to authorize an increase in salary for certain members; to provide for the calculation of longevity pay; 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.

**HOUSE BILL NO. 980—**

BY REPRESENTATIVE HENRY BURNS  
AN ACT

To enact R.S. 33:2501(C)(3) and R.S. 33:2561(C)(3), relative to municipal fire and police civil service; to provide relative to hearings by local civil service boards on disciplinary actions; to authorize rehearings under certain circumstances; 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.

**HOUSE BILL NO. 1023—**

BY REPRESENTATIVES BARRAS, CHAMPAGNE, AND SAM JONES  
AN ACT

To enact Subpart B-40 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.761 through 130.771, relative to economic development; to create and provide with respect to the Iberia Economic Development Authority; to provide relative to the board of commissioners for the authority; to provide for the powers, duties, and functions of the authority; to authorize various financial activities by the board of commissioners, including the authority to levy taxes, incur debt, and issue bonds to accomplish the purposes of the authority; to exempt the authority from all state taxation; 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.

**HOUSE BILL NO. 1206—**

BY REPRESENTATIVES DOVE AND BALDONE AND SENATORS DUPRE AND B. GAUTREAU  
AN ACT

To enact Chapter 34 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1311 through 1316 and R.S. 36:744(M) and 801.21, relative to the South Louisiana Wetlands Discovery Center; to provide for legislative intent; to provide for creation, domicile, and membership of a commission; to provide for powers and duties of the commission; to provide for donations and grants; to provide for operating funds; to place the center and the commission in the Department of State and to provide for the powers and functions of the department and the secretary of state relative thereto; to provide for rules; 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.

**HOUSE BILL NO. 1311—**

BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 14:95(H), relative to the crime of illegal carrying of weapons; to provide for exceptions for United States attorneys and assistant United States attorneys and investigators when POST certified; and to provide for related matters.

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

**HOUSE BILL NO. 1324—**

BY REPRESENTATIVE GIROD JACKSON  
AN ACT

To amend and reenact R.S. 14:80(A) and 80.1(A), relative to carnal knowledge of a juvenile; to amend the elements of felony carnal knowledge of a juvenile; to amend the elements of misdemeanor carnal knowledge of a juvenile; and to provide for related matters.

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

**HOUSE BILL NO. 1363— (Substitute for House Bill No. 107 by Representative Abramson)**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To enact Code of Criminal Procedure Article 334.2, relative to bail; to prohibit certain offenders from being readmitted to bail or released on the signature of any other person on those same charges, if that person did not voluntarily surrender following the revocation or forfeiture; to prohibit certain offenders from being readmitted to bail if bail on those charges has been revoked or is subject to forfeiture; to provide for definitions; to provide for applicability; and to provide for related matters.

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

**HOUSE BILL NO. 1366— (Substitute for House Bill No. 1327 by Representatives Ponti and LeBas)**

BY REPRESENTATIVE PONTI  
AN ACT

To enact R.S. 22:3047, relative to health insurance; to require that pharmacy benefit managers be licensed and regulated by the commissioner of insurance as third-party administrators; to otherwise provide with respect to pharmacy benefit managers as third-party administrators; and to provide for related matters.

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

**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**

May 20, 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. 150—**  
BY REPRESENTATIVE JANE SMITH

**A CONCURRENT RESOLUTION**

To commend First Baptist Church of Bossier City upon its celebration of "25 Years Together" and to recognize Dr. Fred and Leigh Lowery and its other leaders and members for their unwavering commitment to their faith community.

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

**House Concurrent Resolutions**

Senator Adley 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. 150—**  
BY REPRESENTATIVE JANE SMITH

**A CONCURRENT RESOLUTION**

To commend First Baptist Church of Bossier City upon its celebration of "25 Years Together" and to recognize Dr. Fred and Leigh Lowery and its other leaders and members for their unwavering commitment to their faith community.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Murray
Adley	Gautreaux N	Nevers
Alario	Jackson	Quinn
Amedee	Kostelka	Riser
Broome	Long	Shaw
Cheek	Marionneaux	Smith
Crowe	McPherson	Thompson
Donahue	Morrish	Walsworth
Total - 24		

**NAYS**

Total - 0

**ABSENT**

Cassidy	Gautreaux B	Martiny
Cravins	Gray	Michot
Dorsey	Hebert	Mount
Duplessis	Heitmeier	Shepherd
Erdey	LaFleur	
Total - 14		

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:

May 21, 2008

To the President and Members of the Senate:

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

**HOUSE BILL NO. 140—**  
BY REPRESENTATIVES KLECKLEY AND MONICA  
AN ACT

To amend and reenact R.S. 22:680(1)(a)(iv) and (4), relative to uninsured motorist coverage; to delete reference to repealed statute; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 141—**  
BY REPRESENTATIVES KLECKLEY AND MONICA  
AN ACT

To amend and reenact R.S. 22:667.1(A), relative to residential property insurance policies; to correct statutory reference to homeowner's insurance; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 222—**  
BY REPRESENTATIVE KLECKLEY  
AN ACT

To enact R.S. 22:1078(B)(26) and 1907.1, relative to property residual value insurance policies; to require filing with and approval of such policies or forms by the commissioner of insurance; to provide for fees; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 223—**  
BY REPRESENTATIVES KLECKLEY AND MONICA  
AN ACT

To amend and reenact R.S. 22:1479, relative to insurers and other entities regulated by the commissioner of insurance; to require life or health and accident insurers, health maintenance organizations, managing general agents, and third-party administrators to maintain written catastrophe response plans; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 237—**  
BY REPRESENTATIVE KLECKLEY  
AN ACT

To enact R.S. 22:1078(B)(26) and 1807.1, relative to vehicle mechanical breakdown insurance and fees of the Department of Insurance; to provide for commissioner of insurance review and approval of forms; to provide for fees for the review of vehicle mechanical breakdown policies; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 606—**  
BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 22:1404(E) and (F) and to enact R.S. 22:1404(G), relative to automobile insurance rate reductions; to provide with respect to a rate reduction for automobiles that have technology that aids in the recovery of stolen vehicles; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1113—**  
BY REPRESENTATIVE MONICA  
AN ACT

To amend and reenact R.S. 22:1021, 1024, and 1027 and to repeal R.S. 22:1023, 1025, and 1026, relative to statutory deposits of insurers; to provide for the amount of the deposit; to provide for

May 21, 2008

delivery of home state certifications; to eliminate surety bonds in lieu of deposits; to eliminate additional deposits of surety insurers; to eliminate conditions of additional deposits; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1130— (Substitute for House Bill No. 1095 by Representative Robideaux)**  
BY REPRESENTATIVES ROBIDEAUX AND CORTEZ  
AN ACT

To amend and reenact R.S. 22:1474(B)(5) and (D)(3) and to enact R.S. 22:1474(D)(4), relative to life insurance, disability income, long-term care and annuity policies; to provide relative to exclusive use of certain records and information for individual life insurance, disability income, long-term care and annuity policies; to provide relative to ownership of life insurance, disability income, long-term care and annuity files; to provide relative to the right to retain files upon termination of affiliation between insurance company and producer; to provide relative to all written or electronic records gathered and maintained by the producer; to provide relative to exclusion of real-time policy data and updates maintained on the insurance company computer system or any data protected by the Gramm-Leach-Bliley Act or the security laws; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1332—**  
BY REPRESENTATIVE PETERSON  
AN ACT

To enact R.S. 22:1135(I), relative to life insurance agent examinations; to require the commissioner of insurance to publish a report regarding life insurance agent examinations; to provide for the commissioner of insurance to publish a report regarding life insurance test forms administered; to provide for the commissioner of insurance to supply testing service providers with demographic information of an insurance producer applicant; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1360— (Substitute for House Bill No. 412 by Representative Mills)**  
BY REPRESENTATIVES MILLS AND ELLINGTON  
AN ACT

To enact R.S. 22:170.2, relative to life insurance policies and annuities; to provide with respect to any such policy or annuity issued to fund a pre-need funeral contract; to provide for the relationship of a funeral establishment to such a policy or contract; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
DONALD R. CRAVINS, JR.  
Chairman

**REPORT OF COMMITTEE ON  
HEALTH AND WELFARE**

Senator Willie L. Mount, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

May 21, 2008

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

**HOUSE BILL NO. 155—**  
BY REPRESENTATIVE KATZ  
AN ACT

To amend and reenact R.S. 40:2116(B)(1) and (C), relative to the facility need review process; to provide for facility need review approval for nursing facilities; to change reference to community and group home beds for the mentally retarded to community and group home beds for the developmentally disabled; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 194—**  
BY REPRESENTATIVE KATZ  
AN ACT

To enact R.S. 40:2116.36(E), relative to home health care providers; to provide for the denial, revocation, or nonrenewal of a home health agency license; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 196—**  
BY REPRESENTATIVE KATZ  
AN ACT

To enact R.S. 49:191(4) and to repeal R.S. 49:191(2)(c), relative to the Department of Health and Hospitals, including provisions to provide for the re-creation of the Department of Health and Hospitals 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.

**HOUSE BILL NO. 370—**  
BY REPRESENTATIVES HENRY, AUSTIN BADON, BOBBY BADON, BARRAS, BARROW, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CAZAYOUX, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, EDWARDS, ELLINGTON, FANNIN, GEYMANN, GREENE, GUINN, HARRISON, HAZEL, HINES, HOFFMANN, HOWARD, HUTTER, JOHNSON, KATZ, KLECKLEY, LABRUZZO, LAMBERT, LEBAS, LIGI, LITTLE, LOPINTO, LORUSSO, MCVEA, MILLS, MONICA, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, POPE, PUGH, RICHARD, RICHARDSON, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS DONAHUE, MARTINY, MICHOT, MORRISH, NEVERS, AND SCALISE  
AN ACT

To enact R.S. 40:1299.36, relative to human cloning; to prohibit the expenditure of public funding for the purpose of human cloning; to provide for exceptions; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 670—**  
BY REPRESENTATIVES WILLIAMS, BARROW, DOERGE, HINES, SIMON, AND WILLMOTT  
AN ACT

To amend and reenact R.S. 46:1301(A)(introductory paragraph) and (1) and (B), relative to autism services provided by the Department of Health and Hospitals; to transfer the center of excellence for autism to the office of citizens with developmental disabilities; to rename the center; to provide for formal agreements with the center; to establish the location of the center and any facilities; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 858—**  
BY REPRESENTATIVE KATZ  
AN ACT

To amend and reenact R.S. 37:2503(C) and (D) and 2504(D) and (E), relative to the Board of Examiners of Nursing Facility Administrators; to provide meeting attendance requirements; to provide for the creation of vacancies; to establish what constitutes a quorum; to authorize the board to maintain the Direct Service Worker Registry; to authorize the board to

determine and document direct service worker registration status; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 861—**

BY REPRESENTATIVES HINES, ABRAMSON, BARROW, BURFORD, DOERGE, HILL, KATZ, LABRUZZO, LEBAS, MILLS, NOWLIN, POPE, SIMON, AND WILLMOTT

AN ACT

To enact Chapter 62 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2881 and 2882, relative to the Umbilical Cord Blood Banking Program; to provide for a short title; to establish the program within the Department of Health and Hospitals; to provide for the duties of the department; to provide for funding; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 930—**

BY REPRESENTATIVES MILLS, ABRAMSON, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BALDONE, BARRAS, BILLIOT, BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, CORTEZ, DANAHAY, DOERGE, ELLINGTON, GALLOT, GISCLAIR, MICKEY GUILLORY, HARDY, HAZEL, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, MICHAEL JACKSON, JOHNSON, SAM JONES, KATZ, LABRUZZO, LAMBERT, LEBAS, MCVEA, MORRELL, NORTON, NOWLIN, PETERSON, POPE, RICHARD, RICHARDSON, SCHRODER, SIMON, JANE SMITH, PATRICIA SMITH, TEMPLET, TRAHAN, WHITE, AND WILLIAMS

AN ACT

To amend and reenact R.S. 36:258(G) through (L), to enact Chapter 20 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:901 through 906, and Chapter 21 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:911 through 920, and to repeal R.S. 28:382.2 and R.S. 46:2661 through 2666, relative to human services districts; to provide relative to the Capital Area Human Services District, including the powers, duties, and functions of the district, its governing board and nomination procedures, reporting duties, and the transfer of powers, duties, functions, and employees from the Department of Health and Hospitals to the district; to provide for the reversion of the functions of human services districts to the Department of Health and Hospitals in the event of the termination of a contract; to create statewide human services delivery systems; to establish the jurisdiction of human services districts; to create governing boards and provide for the appointment of board members, their terms, and compensation; to establish requirements for existing and newly created boards; to provide for the powers, duties, and functions of the districts; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the districts; to provide for transfer of employees; to provide relative to the membership, responsibilities, and duties of the Human Services Interagency Council; to establish the duties and responsibilities of the Department of Health and Hospitals; to provide for the event of a conflict with other laws; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1051—**

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 40:2120.33(3), relative to adult brain injury facilities; to remove restrictions against related patients within the same adult brain injury facility; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1062—**

BY REPRESENTATIVE MILLS

AN ACT

To amend and reenact R.S. 40:1058.3(C), relative to methadone maintenance programs; to extend the moratorium on methadone maintenance programs; to provide that the Department of Health and Hospitals may license a new or additional methadone

maintenance program if a need is determined to exist; to provide for the promulgation of rules and regulations; to provide for a special effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1361— (Substitute for House Bill No. 1080 by Representative Patricia Smith)**

BY REPRESENTATIVE PATRICIA SMITH

AN ACT

To amend and reenact R.S. 40:2120.42(1), relative to adult day health care providers; to change certain operational requirements; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
WILLIE L. MOUNT  
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:

May 21, 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. 438—**

BY SENATOR JACKSON

AN ACT

To enact R.S. 24:672 and to repeal R.S. 36:4(B)(8), relative to the Children's Cabinet; to provide with respect to the authority of the Children's Cabinet; and to provide for related matters.

Reported by substitute.

**HOUSE BILL NO. 180—**

BY REPRESENTATIVE GALLOT

AN ACT

To enact R.S. 49:191(3)(m), relative to the termination and re-creation of statutory entities; to provide relative to the termination of the Department of Veterans Affairs and statutory entities made a part of the department; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 340—**

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact R.S. 42:1124.2(A), relative to financial disclosure; to require certain public employees in the Department of Public Safety and Corrections to file financial disclosure reports; to provide for penalties; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 503—**

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 25:2(A) and R.S. 51:1256(B)(2)(introductory paragraph), (3)(introductory paragraph), and (4), (E), (F), and (G), 1257(E), 1284(A)(introductory paragraph) and (B), and 1318(C) and (I), relative to certain boards and commissions; to change the appointing authority for certain boards and commissions; to

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provide for terms of service; to provide for appointment of chairmen; to provide for implementation; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 635—**  
BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 42:1124.2(A), relative to financial disclosure; to require certain persons to file financial disclosure reports; to provide for penalties; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 678—**  
BY REPRESENTATIVES GREENE, ABRAMSON, FOIL, ROSALIND JONES, AND LEGER

AN ACT

To amend and reenact R.S. 42:1125(B) and (C), relative to gubernatorial transition and inauguration; to provide for reporting of contributions and expenditures; to provide relative to applicability and effectiveness; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 790—**  
BY REPRESENTATIVES FOIL, GREENE, AND RICHARDSON

AN ACT

To repeal R.S. 18:402(F)(5), relative to election dates; to eliminate the July election date for bond, tax, and other proposition elections; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 842—**  
BY REPRESENTATIVES GALLOT AND TUCKER

AN ACT

To amend and reenact R.S. 18:1495.7(A), R.S. 42:1124(A)(1), (C)(8), and (D)(2), 1124.2(A) and (C)(5)(b), (c), and (d) and (8), 1124.3(A), and 1124.4(D)(1)(a), and Section 6 of Act No. 1 of the 2008 First Extraordinary Session of the Legislature and to enact R.S. 42:1124.3(D)(3) and Section 7 of Act No. 1 of the 2008 First Extraordinary Session of the Legislature, relative to financial disclosure; to provide relative to certain disclosures by certain public servants; to provide relative to certain disclosures by candidates for certain offices; to provide relative to deadlines for filing certain such disclosures; to provide relative to the content of such disclosures; to provide for certain actions by the Board of Ethics relative to such disclosures; to provide for definitions; to provide for penalties; to provide for effectiveness; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 854—**  
BY REPRESENTATIVE LAMBERT

AN ACT

To amend and reenact R.S. 13:312(1)(b) and 312.1(A), relative to court of appeal judges; to divide the first district of the Court of Appeal for the First Circuit into geographical election sections for the purposes of qualification and election; to provide relative to the term of office for such judges; to provide for effective dates; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 911—**  
BY REPRESENTATIVES GALLOT, ARNOLD, BOBBY BADON, BALDONE, BILLIOT, BURRELL, DIXON, DOWNS, GISCLAIR, HARDY, HINES, HUTTER, LEGER, NORTON, RICHARD, ST. GERMAIN, TUCKER, AND WOOTON

AN ACT

To amend and reenact R.S. 42:1123(13), relative to the acceptance of certain things of economic value; to provide relative to the acceptance of complimentary admission to certain events by public servants; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 960—**  
BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 18:1309.2, relative to a program for early voting; to authorize the secretary of state to develop and implement a program for the conduct of early voting in additional locations; to require the secretary of state, clerks of court, and the registrars of voters to work together to develop and implement the program; to require the approval of the program by the House and Senate governmental affairs committees prior to implementation; to require the secretary of state to provide a report regarding the program to the House and Senate governmental affairs committees; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1002—**  
BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 42:1113(D)(1)(a)(iii) and (iv) and (c), (2), (3), and (4) and 1114.3(A)(1) and (2), to enact R.S. 42:1113(D)(5), and to repeal R.S. 42:1113(E), relative to conflicts of interest; to provide relative to certain contracts involving certain public servants and certain affiliated persons and entities; to provide relative to restrictions of such contracts; to provide for disclosure relative to such contracts; to provide for enforcement and penalties; to provide relative to applicability; to provide exceptions; to provide for effectiveness; and to provide for related matters.

Reported favorably.

**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.

Reported favorably.

#### HOUSE BILL NO. 1058—

BY REPRESENTATIVES GALLOT, TUCKER, AND WADDELL  
AN ACT

To amend and reenact R.S. 6:103(B)(14), (E)(1)(e), and (I), R.S. 9:2798.5(A), R.S. 10:9-526(a)(2) as amended by Act No. 319 of the 2007 Regular Session of the Legislature, R.S. 11:315(A)(introductory paragraph) and (B)(2)(introductory paragraph), 316(A)(introductory paragraph), 542.1(B), 1942.1(A), 2178(D), (E)(5), and (J)(1) and (2), and 2260(A)(9)(b)(iv), R.S. 13:961(B), (C), (D)(2), (E), and (I), R.S. 15:141, 142(F), 143(introductory paragraph), 147(B)(2), 148(A), 149, 160(E), 161(J), 162(C), 165(B)(1)(b), 170(D)(5)(introductory paragraph), 173(A), 181, 182, 185.3(D), 571.11(B), 572.8(G) and (H), and 574.9(A), R.S. 17:416(B)(2) and (3)(d)(iv), (C)(1) and (2)(a)(i), and (E), 525(A)(1) and (C), 1518.1(I)(3) and (J), 1990(B)(1)(c) and (d), 3048.1(A)(1)(a)(iii)(dd)(I) and (V)(3)(a), 3394.1, 3394.2(6) and 3394.3(B)(introductory paragraph) and (1)(b), R.S. 23:101, 107(C) and (D), 111(A), (B)(3)(e), and (F), 897(K) and (M), 1191, 1195(A)(1) and (5)(a), (B)(introductory paragraph), (1)(a), (2)(b), and (3)(a), and (C)(5)(a) and (b)(vi), 1196(A)(2)(c)(i), (3)(b), and (5), 1209(A), (B), and (D), 1211, 1378(A)(6)(b), (B), (C), (D), and (F)(1) through (29) and (30)(a)(iii), 1392(introductory paragraph), (5), and (8)(a), 1532.1(B)(1)(a) and (b) and (2), (C)(1)(a) and (b), (2), and (3), and (E), 1541, 1552, 1553(A), (B)(3), (4), (5) and (10)(a) and (b), and (D)(4), and 1775(D)(2), R.S. 28:854(B)(1) and (C) and 894(A)(2) and (4), (B)(1), and (C), R.S. 32:784(B), R.S. 38:330.8(B)(4), 334.3, and 2212(C)(1), R.S. 56:320(A)(3) and 327(D) and to repeal R.S. 14:50.1, 54, 85.1, and 91.14, relative to the Louisiana Revised Statutes of 1950; to provide for technical corrections to certain Revised Statutes; to provide for the Louisiana State Law Institute to redesignate certain provisions of Title 40 of the Louisiana Revised Statutes of 1950; to remove certain unconstitutional provisions of Title 14 of the Louisiana Revised Statutes of 1950.

Reported favorably.

Respectfully submitted,  
ROBERT W. KOSTELKA  
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. 196—

BY SENATOR HEBERT AND REPRESENTATIVE CHAMPAGNE  
AN ACT

To enact R.S. 30:2159, relative to landfill sites; to provide for siting restrictions on certain landfills; to provide for exceptions; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

#### SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Original Senate Bill No. 196 by Senator Hebert

##### AMENDMENT NO. 1

On page 1, line 3, delete "to provide for exceptions;" and insert "to provide for certain terms, conditions and requirements;"

##### AMENDMENT NO. 2

On page 1, delete lines 7 through 17 and insert: "**In parishes with populations of at least seventy thousand persons and less than seventy-five thousand persons according to the latest decennial figures, the Department of Environmental Quality shall recognize and adhere to all Federal Aviation Administration safety guidelines, rules, regulations or recommendations before issuing any waste facility permits within five thousand feet of any main runway of an airport that may interfere with or endanger air traffic safety.**"

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

##### AMENDMENT NO. 3

On page 2, delete line 1

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

#### SENATE BILL NO. 399—

BY SENATOR MARIONNEAUX  
AN ACT

To amend and reenact R.S. 27:25(B)(1) and (E), 26, 88, 310(E) and 363(D), relative to the Louisiana Gaming Control Law; to provide with respect to the Louisiana Gaming Control Board; to provide with respect to the duties of hearing officers; to provide for a procedure to appeal decisions of the hearing officers; to provide for a procedure to appeal decisions of the Louisiana Gaming Control Board; to provide for a procedure to appeal decisions of the division in the office of state police, Department of Public Safety and Corrections; and to provide for related matters.

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

#### SENATE BILL NO. 749—

BY SENATOR CRAVINS  
AN ACT

To amend and reenact R.S. 15:902.3(A) and R.S. 46:2755(B)(3) and to enact R.S. 15:902.4 and R.S. 46:2755(B)(4) and (C)(6), relative to the Juvenile Justice Reform Act Implementation Commission; to provide for powers, duties, and functions of the Juvenile Justice Reform Act Implementation Commission; to provide for the closure of Jetson Youth Center-East Baton Rouge Parish Unit; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Original Senate Bill No. 749 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 2, after "15:902.3(A)" delete the remainder of the line and delete lines 3 through 5 in their entirety and insert the following in lieu thereof: ", 905(A), (B), (C), and (D), 921(C), 1097.1(A)(5), and 1106.1(A)(2)(i), R.S. 17:100.1(A)(1) and (C) and 419.2(A), R.S. 24:933(B)(8), R.S. 28:621(A), R.S. 36:401(C)(1)(b)(iii), 405(D)(3) and (6), 407(B), 408(H)(1) and (2)(b), (c), (d), and (f), R.S. 39:1482(F)(1), and R.S. 46:2404(B)(3)(c), 2605(B)(19), 2605.3(A)(4), 2755(B)(3) and 2757(B) and to enact R.S. 15:902.4 and R.S. 46:2755(B)(4) and (C)(6), relative to the Juvenile Justice Reform Act Implementation Commission; to provide for membership, powers, duties, and functions of the Juvenile Justice Reform Act Implementation Commission; to provide for the office of youth development; to provide for the closure"

AMENDMENT NO. 2

On page 1, line 9, after "R.S. 15:902.3(A)" delete "is" and insert ", 905(A), (B), (C), and (D), 921(C), 1097.1(A)(5), and 1106.1(A)(2)(i) are"

AMENDMENT NO. 3

On page 2, at the end of line 21, change "youth" to "juvenile"

AMENDMENT NO. 4

On page 2, at the beginning of line 22, change "development" to "justice" and after "plan for" delete "the"

AMENDMENT NO. 5

On page 3, delete lines 3 through 6 and insert the following: "(c) The plan shall permit the funds spent at Jetson Center for Youth-East Baton Rouge Parish Unit to follow the youth of the center to continue to serve each youth in a regional facility."

AMENDMENT NO. 6

On page 3, line 7, after "plan" change "may" to "shall"

AMENDMENT NO. 7

On page 3, line 9, after "Parish Unit" and before ":" insert ", such as a productive reentry center managed by the Department of Public Safety and Corrections provided that all youth offenders will be treated in a humane manner"

AMENDMENT NO. 8

On page 3, between lines 9 and 10, insert the following: "(e) A recommendation for implementation and funding for three regional youth centers with populations not to exceed forty-eight youths and housing units not to exceed twelve youths. Each center shall execute effective educational and therapeutic practices."

(f) The Department of Public Safety and Corrections, office of juvenile justice, in conjunction with the Juvenile Justice Reform Act Implementation Commission shall develop a comprehensive needs assessment plan for determining the quantity and location of additional community-based treatment and supervision programs for youth within the Louisiana juvenile justice system."

AMENDMENT NO. 9

On page 3, after line 29 insert the following:

§905. Rules and regulations; education; training and discipline, work opportunities, vocational training, contracts and agreements

A. The Department of Public Safety and Corrections, office of youth development office of juvenile justice, shall have full control of all juvenile institutions, facilities, and programs under its administration and the affairs of such institutions, facilities, and programs and shall adopt all rules and regulations which it deems essential to the proper conduct of these institutions, facilities, and

programs. All children in these juvenile institutions, facilities, and programs shall receive appropriate treatment, training, and education commensurate with their needs and abilities. The department may enter into contracts or cooperative agreements to fulfill its obligations to accomplish its goals in the most efficient manner possible.

B. The deputy secretary for youth services shall establish all rules and regulations for the placement, care, and treatment of a juvenile in the custody of the office of youth development office of juvenile justice.

C. Notwithstanding any other provisions of law to the contrary, the deputy secretary for youth services shall have the sole authority to establish the programmatic standards for juveniles assigned to the custody of the office of youth development office of juvenile justice.

D. Notwithstanding any other provisions of law to the contrary, the office of youth development office of juvenile justice may enter into contracts or cooperative agreements in order to provide employment and vocational training for juveniles in the office of youth development's office of juvenile justice's custody as part of the treatment plan for the juvenile. The deputy secretary for youth services shall establish all rules and regulations necessary for the operation of such programs consistent with the office of youth development's office of juvenile justice's mission to protect public safety and to provide opportunities for the rehabilitation of juvenile offenders.

\* \* \*
§921. Youthful Offender Management Fund; creation
\* \* \*

C. The monies in the Youthful Offender Management Fund shall be used solely by the department to supplement appropriated funds for salaries and other category expenditures within the office of youth development office of juvenile justice deemed necessary by the secretary of the department, and to defray cost of collection and disbursement of monetary assessments imposed as a condition of probation and parole, including reasonable attorney fees.

\* \* \*
§1097.1. Board of commissioners; appointment; terms

A. The Ware Youth Center Authority shall be governed by a commission which shall control, administer, and manage the affairs of the district. The commission shall be composed of a board of commissioners, who shall be qualified electors domiciled and residing in the district. They shall be appointed for terms of four years, as follows:

\* \* \*
(5) Three commissioners shall be appointed by the assistant secretary of the office of youth development office of juvenile justice of the Department of Public Safety and Corrections.

\* \* \*
§1106.1. Board of directors; appointment; terms

A. \* \* \*
(2) \* \* \*
(i) One director shall be appointed by the assistant secretary of the office of youth development office of juvenile justice of the Department of Public Safety and Corrections.

\* \* \*
Section 2. R.S. 17:100.1(A)(1) and (C) and 419.2(A) are hereby amended and reenacted to read as follows:

§100.1. Alternative educational programs; certain adjudicated students; students in the custody of the office of youth development office of juvenile justice; funding; authority of the local school board to contract

A.(1) Any child who has been adjudicated delinquent or as a member of a family in need of services by a court or is in the custody of the office of youth development office of juvenile justice as a result of any such adjudication and is assigned by the office of youth development office of juvenile justice to a community-based program or facility shall be counted by the city, parish, or other local public school board for the city or parish where such program or facility exists for purposes of the Minimum Foundation Program and any other available state or federal funding for which the child is eligible. No other city, parish, or other local public school board shall include such a child in any count for purposes of the Minimum Foundation Program or any other available state or federal funding for which the child may be eligible. Funds inuring to the city, parish,

or other local public school board as a result of the presence of such children in their jurisdiction shall be used to provide educational services for such children.

C. The State Board of Elementary and Secondary Education shall adopt necessary rules and regulations to assure that no funds provided through the Minimum Foundation Program or any other state or federal program as provided in this Section shall supplant any other funding provided to the ~~office of youth development~~ office of juvenile justice for the educational services for such children.

§419.2. Extra compensation for school support personnel

A. All noncertificated support personnel employed by city, parish, or other local public school systems and noncertificated, unclassified support personnel employed by the Louisiana School for the Visually Impaired, the Louisiana School for the Deaf, the Louisiana Special Education Center, the Louisiana School for Math, Science and the Arts, the Southern University Lab School, the Louisiana State University Lab School, the New Orleans Center for the Creative Arts, the special school districts, the ~~office of youth development~~ office of juvenile justice in the Department of Public Safety and Corrections, and nonpublic lunchroom employees eligible for state salary supplements shall be paid by the state extra compensation as provided in Subsection B of this Section. The annual state extra compensation shall be paid only to those support personnel not paid exclusively from federal funds.

Section 3. R.S. 24:933(B)(8) is hereby amended and reenacted to read as follows:

§933. Interagency Council on the Prevention of Sex Offenses created; membership; officers; quorum

B. The council shall be composed of twenty-four members as follows:

(8) The assistant secretary of the ~~office of youth development~~ office of juvenile justice of the Department of Public Safety and Corrections or his designee.

Section 4. R.S. 28:621(A) is hereby amended and reenacted to read as follows:

§621. Pilot programs for children with developmental disabilities who are considered at-risk juveniles

A. The office for citizens with developmental disabilities, Department of Health and Hospitals, may provide for the establishment of pilot programs for children with developmental disabilities who are considered at-risk juveniles. The pilot programs may provide developmental disabilities services including assessment, counseling, and structured activities and living options, both as defined in this Title for juveniles referred by other agencies including but not limited to juvenile courts, the office of community services, and the ~~office of youth development~~ office of juvenile justice. The pilot programs shall be operated in cooperation with other offices of the Department of Health and Hospitals, the Department of Social Services, and the Department of Public Safety and Corrections.

Section 5. R.S. 36:401(C)(1)(b)(iii), 405(D)(3) and (6), 407(B), and 408(H)(1) and (2)(b), (c), (d), and (f) are hereby amended and reenacted to read as follows:

§401. Department of Public Safety and Corrections; public safety services; corrections services; youth services; creation; domicile; composition; purposes and functions

C.(1) \* \* \*  
(b) \* \* \*

(iii) Youth services shall include the office of management and finance for youth services and the ~~office of youth development~~ office of juvenile justice and shall also include the deputy secretary of youth services, the undersecretary for youth services, and the assistant secretary of the ~~office of youth development~~ office of juvenile justice, and personnel necessary to carry out their functions.

§405. Deputy secretaries for public safety services, corrections services, and youth services

D. \* \* \*

(3) Youth services, including the ~~office of youth development~~ office of juvenile justice and its assistant secretary and the office of management and finance for youth services and its undersecretary, shall be under the supervision and direction of the deputy secretary for youth services.

(6) The deputy secretary for youth services shall employ, appoint, remove, assign, and promote such personnel as is necessary for the efficient administration of youth services and for the performance of the powers, duties, functions, and responsibilities of youth services, including the ~~office of youth development~~ office of juvenile justice and any agencies transferred to the department which are related to the functions of youth services, except as otherwise provided by this Title. The deputy secretary for youth services shall be solely responsible for employment, assignment, and removal of all personnel employed for youth services on a contractual basis. The deputy secretary for youth services shall be solely responsible for the transfer of all personnel within youth services, and no personnel shall be transferred to or from youth services to any other office of the department without his prior approval.

§407. Assistant secretaries

B. Except as otherwise expressly provided in this Title and except for the offices within youth services, the duties and functions of each office and its assistant secretary shall be determined by the secretary, and all of such duties and functions shall be exercised under the direct supervision and control of the secretary. The exercise of the duties and functions of the offices of public safety services and their assistant secretaries shall be under the supervision of the deputy secretary for public safety services. The duties and functions of the ~~office of youth development~~ office of juvenile justice and its assistant secretary shall be as provided in this Chapter and as determined by the deputy secretary for youth services. The exercise of the duties and functions of youth services and its offices and officers shall be under the supervision of the deputy secretary for youth services.

§408. Offices; purposes and functions

H.(1) The ~~office of youth development~~ office of juvenile justice shall, in accordance with law, have responsibility for the care, custody, security, and treatment of children adjudicated delinquent and children of families adjudicated in need of services committed to the custody of or placed under the supervision of the ~~office of youth development~~ office of juvenile justice or of youth services pursuant to the Children's Code except as otherwise provided by law.

(2) The office shall provide:

(b) Community placement services for children adjudicated delinquent and children of families adjudicated in need of services and disposed to the custody of youth services or the ~~office of youth development~~ office of juvenile justice.

(c) Alternative services in lieu of out-of-home placement for children adjudicated delinquent and children of families adjudicated in need of services and disposed to the custody or supervision of youth services or the ~~office of youth development~~ office of juvenile justice and for their families.

(d) Treatment services in secure custody facilities for children adjudicated delinquent disposed to the custody of youth services or the ~~office of youth development~~ office of juvenile justice and who, as determined by the ~~office of youth development~~ office of juvenile justice require this restrictive level of care and custody.

(f) Community services directed at prevention of juvenile delinquency, intake screening, and diversion as deemed appropriate by the ~~office of youth development~~ office of juvenile justice.

Section 6. R.S. 39:1482(F)(1) is hereby amended and reenacted to read as follows:

§1482. Application of the Chapter

\* \* \*

F.(1) This Chapter shall not apply to those personal, professional, or social services provided to the clients of the Department of Health and Hospitals, the Department of Social Services, the office of special education services within the Department of Education, provided that the expense for these special education services is five thousand dollars or less per child, corrections services within the Department of Public Safety and Corrections, or the office of youth development office of juvenile justice, Department of Public Safety and Corrections, in the following circumstances:

\* \* \*

AMENDMENT NO. 10

On page 4, delete lines 1 and 2 and insert the following:

"Section 7. R.S. 46:2404(B)(3)(c), 2605(B)(19), 2605.3(A)(4), 2755(B)(3), and 2757(B) are hereby amended and reenacted and R.S. 46:2755(B)(4) and (C)(6) are hereby enacted to read as follows:"

AMENDMENT NO. 11

On page 4, between lines 2 and 3 insert the following:

"§2404. Louisiana Children's Trust Fund Board; created; membership

\* \* \*

B. The Louisiana Children's Trust Fund Board shall be composed of fifteen members as follows:

\* \* \*

(3) A representative of each of the following, appointed by the governor, subject to Senate confirmation:

\* \* \*

(c) The office of youth development office of juvenile justice of the Department of Public Safety and Corrections.

\* \* \*

§2605. Children's Cabinet Advisory Board

\* \* \*

B. The advisory board shall be composed of the following members:

\* \* \*

(19) The assistant secretary of the office of youth development office of juvenile justice of the Department of Public Safety and Corrections.

\* \* \*

§2605.3. Regional service areas; coordination by service agencies

A. In order to provide a coordinated and comprehensive delivery of services to children and their families by region, the following agencies shall, to the extent feasible, develop a plan for the delivery of services in the state's regional service areas:

\* \* \*

(4) The office of youth development office of juvenile justice by the secretary of the Department of Public Safety and Corrections.

\* \* \*

AMENDMENT NO. 12

On page 5, after line 6 insert the following:

"

§2757. Single state entity for children; additional duties and functions

\* \* \*

B. The legislature hereby further finds and declares that the creation of a single state entity for the delivery of services to children and their families should incorporate, to the extent deemed appropriate by the commission, services rendered by the office of community services, Department of Social Services, the office of public health and office of mental health, Department of Health and Hospitals, the office of youth development office of juvenile justice, Department of Public Safety and Corrections, and the Department of Education.

\* \* \*

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

Rules Suspended

Senator Marionneaux asked for and obtained a suspension of the rules for the purpose of allowing the Senate Committee on Judiciary B to continue to meet while the Senate is in Session.

House Bills and Joint Resolutions on Second Reading Reported by Committees

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

HOUSE BILL NO. 23—

BY REPRESENTATIVES GREENE AND NORTON AN ACT

To amend and reenact Code of Criminal Procedure Article 271(A)(1), relative to bail in extradition cases; to provide for the court's authority to admit a person arrested for extradition to another state; and to provide for related matters.

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

HOUSE BILL NO. 28—

BY REPRESENTATIVE RICHMOND AN ACT

To enact Code of Criminal Procedure Article 334.2, relative to bail; to provide that a person arrested for a crime of violence shall not be released on his own recognizance; and to provide for related matters.

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

HOUSE BILL NO. 46—

BY REPRESENTATIVE MILLS AN ACT

To amend and reenact R.S. 40:964(Schedule I)(A), (B)(14), (C), (D)(1) and (2), and (E), (Schedule II)(A)(1)(introductory paragraph) and (i) through (q), (B), (C)(introductory paragraph) and (1) and (2), (D)(introductory paragraph) and (2) through (4), and (E), and (Schedule III)(A)(introductory paragraph), (B), (D)(2), and (E), and to enact R.S. 40:964(Schedule II)(A)(1)(r) and (6), (C)(3), (D)(5) and (6), and (F) and (Schedule V)(A)(6), (C), and (D), and to repeal R.S. 40:964(Schedule III)(A)(5), relative to the Controlled Dangerous Substances Law; to organize the drugs in Schedules I, II, III, and V to be consistent with the federal controlled substances designations; and to provide for related matters.

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

HOUSE BILL NO. 84—

BY REPRESENTATIVE ROSALIND JONES AN ACT

To enact R.S. 14:75(C)(5), relative to failure to pay child support obligation; to provide for an increase in the penalty provision when the amount of support owed is more than twenty-five thousand dollars; 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 Engrossed House Bill No. 84 by Representative Rosalind Jones

AMENDMENT NO. 1

On page 1, line 4, change "twenty-five" to "fifteen"

AMENDMENT NO. 2

On page 1, line 12, after "amount of the" change "obligation" to "arrearage" and change "twenty-five" to "fifteen"

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

**HOUSE BILL NO. 93—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 40:2531, relative to rights of police employees during investigations; to apply the rights of certain law enforcement officers under investigation to police employees; and to provide for related matters.

Reported with amendments by the Committee on Judiciary B.

## SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 93 by Representative St. Germain

AMENDMENT NO. 1

On page 3, line 14, after "Commission" and before "for" insert ", or its executive director,"

AMENDMENT NO. 2

On page 3, line 16, after "Commission" and before "shall" insert ", or its executive director,"

AMENDMENT NO. 3

On page 3, line 19, after "Commission" and before "finds" insert ", or its executive director,"

AMENDMENT NO. 4

On page 3, line 21, after "Commission" and before "shall" insert ", or its executive director,"

AMENDMENT NO. 5

On page 3, delete line 26 and insert the following: "a determination of the appointing authority to institute disciplinary action against the police employee or a"

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

**HOUSE BILL NO. 116—**

BY REPRESENTATIVE ROSALIND JONES  
AN ACT

To amend and reenact R.S. 13:587.2(A), relative to divisions of court of the Fourth Judicial District; to authorize the judges of the court to designate a division of court as a specialty division; and to provide for related matters.

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

**HOUSE BILL NO. 118—**

BY REPRESENTATIVES BALDONE AND WOOTON  
AN ACT

To amend and reenact R.S. 14:402(D)(5) and to enact R.S. 14:402(D)(9), relative to contraband; to amend the definition of "contraband" with respect to alcoholic beverages and certain pieces of communication equipment; and to provide for related matters.

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

**HOUSE BILL NO. 126—**

BY REPRESENTATIVES BALDONE AND WOOTON  
AN ACT

To enact R.S. 46:1844(N)(4), relative to crime victims and witnesses; to provide with respect to duties of the Department of Public Safety and Corrections, corrections services; to provide with respect to providing a crime victim with a recent photograph of an inmate prior to his release; and to provide for related matters.

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

**HOUSE BILL NO. 130—**

BY REPRESENTATIVE ROSALIND JONES  
AN ACT

To amend and reenact R.S. 13:587.2(A), relative to divisions of court of the Fourth Judicial District; to authorize the judges of the court to designate a division of court as a specialty division; and to provide for related matters.

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

**HOUSE BILL NO. 137—**

BY REPRESENTATIVE HILL  
AN ACT

To enact R.S. 14:70.7, relative to misappropriation without violence; to create the crime of the unlawful production, manufacturing, distribution, or possession of fraudulent documents for identification purposes; to provide for definitions; to provide for 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 Reengrossed House Bill No. 137 by Representative Hill

AMENDMENT NO. 1

On page 2, between lines 14 and 15 insert:  
"(n) Student identification card."

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

**HOUSE BILL NO. 292—**

BY REPRESENTATIVES WHITE, BOBBY BADON, BALDONE, HENRY BURNS, GALLOT, GISCLAIR, ELBERT GUILLORY, HARDY, HARRISON, HAZEL, HENDERSON, HINES, LAFONTA, MARCHAND, NORTON, NOWLIN, PETERSON, RICHARDSON, RICHMOND, ROY, SIMON, GARY SMITH, JANE SMITH, ST. GERMAIN, TRAHAN, TUCKER, WADDELL, AND WILLIAMS

AN ACT

To enact Code of Criminal Procedure Article 893(E)(3), relative to the drug court division probation program; to provide for the dismissal of prosecutions upon successful completion; to provide for exceptions; and to provide for related matters.

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

**HOUSE BILL NO. 322—**  
BY REPRESENTATIVE ROSALIND JONES  
AN ACT

To amend and reenact the heading of Chapter 4 of Title VII of Book I of the Civil Code and Civil Code Article 214, Code of Civil Procedure Article 10(A)(1), and R.S. 9:461 and 462 and to enact Civil Code Articles 212 and 213, Code of Civil Procedure Article 74.5, and R.S. 9:463, 464, and 465, relative to adult adoption; to provide for the form for an adult adoption; to provide for the recordation; to provide for jurisdiction; to provide for venue; to provide for the effects of an adult adoption; to provide for the effective date of an adult adoption; to provide for birth certificates; to provide for the change of a name; and to provide for related matters.

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

**HOUSE BILL NO. 418—**  
BY REPRESENTATIVE MICKEY GUILLORY  
AN ACT

To amend and reenact R.S. 14:134.3(C), relative to the crime of abuse of office; to provide for an exception in the case of an elected official responding to his constituency; and to provide for related matters.

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

**HOUSE BILL NO. 528—**  
BY REPRESENTATIVE LAMBERT  
AN ACT

To amend and reenact R.S. 30:2366(C) and (D), relative to the Hazardous Materials Information Development, Preparedness, and Response Act; to provide for the one-call notification system for release notifications; to provide for notification requirements; and to provide for related matters.

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

**HOUSE BILL NO. 539—**  
BY REPRESENTATIVE LAMBERT  
AN ACT

To amend and reenact R.S. 30:2066(B) and to enact R.S. 30:2066(D), relative to fees paid in severe and extreme ozone nonattainment zones; to provide for fees to be paid with respect to the one-hour ozone national ambient air quality standard; to require the Department of Environmental Quality to adopt rules and regulations in response to certain actions by congress, the Environmental Protection Agency, or a court; and to provide for related matters.

Reported with amendments by the Committee on Environmental Quality.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 539 by Representative Lambert

AMENDMENT NO. 1  
On page 1, line 20, delete "whichever is less,"

AMENDMENT NO. 2  
On page 2, delete line 18 and insert: "ensure that a minimum of such fee is collected pursuant to this Section but not greater than five thousand dollars per ton as"

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

**HOUSE BILL NO. 567—**  
BY REPRESENTATIVE PERRY  
AN ACT

To amend and reenact R.S. 40:1149(B), relative to operators of water systems; to provide for the presence of certified operators while certain systems are in operation; and to provide for related matters.

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

**HOUSE BILL NO. 631—**  
BY REPRESENTATIVE SCHRODER  
AN ACT

To amend and reenact R.S. 15:440.5(C), relative to videotapes of protected persons in criminal prosecutions; to provide for the discovery, delivery, custody, and retention of viodeotaped statements of protected persons; to provide for damages for unauthorized disclosures; and to provide for related matters.

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

**HOUSE BILL NO. 632—**  
BY REPRESENTATIVE SCHRODER  
AN ACT

To enact R.S. 14:81.5, relative to new crimes; to create the crime of unlawful possession of videotapes of protected persons under R.S. 15:440.1 et seq.; to provide for definitions; to provide for penalties; and to provide for related matters.

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

**HOUSE BILL NO. 634—**  
BY REPRESENTATIVE PONTI  
AN ACT

To enact R.S. 46:1846, relative to crime victims; to prohibit communication between an offender or an immediate family member of an offender and a victim of a crime of violence or his immediate family member; to provide for exceptions; to provide for a definition; to provide for penalties; and to provide for related matters.

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

**HOUSE BILL NO. 662—**  
BY REPRESENTATIVE WILLMOTT  
AN ACT

To enact R.S. 14:202.1, relative to crimes; to create the crime of home improvement fraud; to define the crime; to provide for penalties; to provide for defenses; and to provide for related matters.

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

**HOUSE BILL NO. 757—**  
BY REPRESENTATIVES TRAHAN, ELBERT GUILLORY, HOWARD,  
NORTON, AND SCHRODER

AN ACT

To amend and reenact R.S. 14:34.3(B) and 38.2(B), relative to crimes against a school teacher; to provide for penalties for the crimes of battery of and assault on a school teacher; 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 Reengrossed House Bill No. 757 by Representative Trahan

**AMENDMENT NO. 1**

On page 1, line 2, change "14:34.3(B) and 38.2(B)," to "14:34.3(A)(2) and (B) and 38.2(A)(2)(a) and (B),"

**AMENDMENT NO. 2**

On page 1, line 6, change "14:34.3(B) and 38.2(B)" to "14:34.3(A)(2) and (B) and 38.2(A)(2)(a) and (B)"

**AMENDMENT NO. 3**

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

"A.(1) \* \* \*

(2) For purposes of this Section, "school teacher" shall include any teacher or instructor, administrator, staff person, or employee of any public or private elementary, secondary, vocational-technical training, special, or post-secondary school or institution. **For purposes of this Section, "school teacher" shall also include any teacher aid and paraprofessional, school bus driver, food service worker, and other clerical, custodial, or maintenance personnel employed by a city, parish, or other local public school board.**"

**AMENDMENT NO. 4**

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

"A.(1) \* \* \*

(2)(a) For purposes of this Section, "school teacher" means any teacher, instructor, administrator, staff person, or employee of any public or private elementary, secondary, vocational-technical training, special, or postsecondary school or institution. **For purposes of this Section, "school teacher" shall also include any teacher aid and paraprofessional, school bus driver, food service worker, and other clerical, custodial, or maintenance personnel employed by a city, parish, or other local public school board.**"

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

**HOUSE BILL NO. 788—**

BY REPRESENTATIVE DOWNS

AN ACT

To enact R.S. 48:235 and to repeal R.S. 30:2534, relative to the adopt-a-road program; to transfer the adopt-a-road program to the Department of Transportation and Development; to repeal the adopt-a-road program within the Department of Environmental Quality; and to provide for related matters.

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

**HOUSE BILL NO. 867—**

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 14:81.3(A) and (C) and R.S. 15:537(A), relative to the crime of computer-aided solicitation of a minor;

to provide for the elements of the crime; to provide with respect to defenses; to provide that a person convicted of computer-aided solicitation of a minor shall be ineligible for diminution of sentence for good behavior; 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 Reengrossed House Bill No. 867 by Representative Baldone

**AMENDMENT NO. 1**

On page 1, line 15, after "younger" insert "or reasonably believed to be at least two years younger"

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

**HOUSE BILL NO. 1120—**

BY REPRESENTATIVE LORUSSO

AN ACT

To amend and reenact Section 2 of Act No. 38 of the First Extraordinary Session of 2006, relative to contracts let by the adjutant general and the Military Department; to extend the termination date of provisions authorizing the utilization of design-build; 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 Engrossed House Bill No. 1120 by Representative Lorusso

**AMENDMENT NO. 1**

On page 1, line 10, change "2012" to "2010"

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

**HOUSE BILL NO. 1123—**

BY REPRESENTATIVES LITTLE AND NORTON

AN ACT

To amend and reenact R.S. 14:103.1(C), relative to the crime of emanation of excessive sound or noise; to provide for increased penalties; and to provide for related matters.

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

**HOUSE BILL NO. 1126—**

BY REPRESENTATIVE POPE

AN ACT

To amend and reenact R.S. 14:67.16(A)(1) and to enact R.S. 14:67.16(A)(3), relative to identity theft; to amend the definition of "disabled person"; to provide for the definition of "person"; and to provide for related matters.

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

**HOUSE BILL NO. 1136—**

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 15:574.4(H)(4)(r) and to enact Code of Criminal Procedure Article 895(A)(13), relative to conditions of parole or probation; to provide that as a condition of parole or probation a person on parole or probation agrees to searches of

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his person or property by law enforcement officers with or without an arrest or search warrant; to provide for definitions; and to provide for related matters.

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

**HOUSE BILL NO. 1146—**  
BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 40:2405(C), relative to peace officer training requirements; to exempt certain part-time and reserve officers from peace officer training requirements; and to provide for related matters.

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

**HOUSE BILL NO. 1148—**  
BY REPRESENTATIVE MORRELL  
AN ACT

To enact R.S. 40:2531(D) and 2533(D), relative to the investigation of law enforcement officers; to provide for expungement of certain records; to provide for the investigative report; and to provide for related matters.

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

**HOUSE BILL NO. 1196—**  
BY REPRESENTATIVE LAFONTA  
AN ACT

To amend and reenact R.S. 30:2113(D), relative to the Louisiana Nuclear Energy and Radiation Control Law; to provide for prohibitions on transportation of certain radioactive waste; and to provide for related matters.

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

**HOUSE BILL NO. 1352— (Substitute for House Bill No. 44 by Representative Mickey Guillory)**  
BY REPRESENTATIVE MICKEY GUILLORY  
AN ACT

To amend and reenact R.S. 14:56(A) and to enact R.S. 14:56(B)(4), relative to criminal damage to property; to provide that the crime of simple criminal damage to property shall include the intentional damaging to rental property; to authorize the court to order restitution in cases of simple criminal damage to property; and to provide for related matters.

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

**Reconsideration**

On motion of Senator Marionneaux, pursuant to the previous notice given, the vote by which the following bill failed to pass on Tuesday, May 20, 2008, was reconsidered.

**SENATE BILL NO. 186—**  
BY SENATOR MARIONNEAUX  
AN ACT

To amend and reenact Civil Code Articles 3492, 3493 and 3497, and to enact R.S. 3:4278.1(G) and 4278.2(G), relative to liberative prescription; to increase the prescription period for certain delictual actions from one year to two years; to increase the prescriptive period for certain actions for harvesting and sale of

timber without the consent of the owner; to provide relative to an action for damages caused by the harvesting of timber without the consent of the owner; 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 Bills and Joint Resolutions on Third Reading and Final Passage**

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

**SENATE BILL NO. 7—**  
BY SENATOR MURRAY  
AN ACT

To amend and reenact R.S. 47:1992, relative to ad valorem property tax; to provide for procedures and time periods in Orleans Parish related to inspection of assessment lists, review and complaints concerning assessments, certifications of such lists, and hearings of appeals of assessments; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Marionneaux sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 7 by Senator Murray

**AMENDMENT NO. 1**  
On page 2, line 15, following "than" delete the remainder of the line

**AMENDMENT NO. 2**  
On page 2, line 16, following "June" and before "of that" insert "**first**"

**AMENDMENT NO. 3**  
On page 4, line 8, following "for" delete remainder of the line and on line 9, delete "thereafter" and insert "**each tax year**"

**AMENDMENT NO. 4**  
On page 4, line 14, following "**property**" and before "**lists**" change "**; the**" to "**. The**"

**AMENDMENT NO. 5**  
On page 5, line 11, following "**assessment of**" and before "**property**" change "**real or personal**" to "**immovable or movable**"

On motion of Senator Marionneaux, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	LaFleur	Shaw

Crowe	Long	Shepherd
Donahue	Marionneau	Smith
Dorsey	Martiny	Thompson
Total - 33		

NAYS

Total - 0

ABSENT

Duplessis	Kostelka	Walsworth
Gray	Riser	
Total - 5		

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 42—**  
BY SENATORS B. GAUTREAUX AND NEVERS AND REPRESENTATIVE ROBIDEAUX

AN ACT

To amend and reenact R.S. 11:102(B)(3)(introductory paragraph) and (d)(introductory paragraph), (i), (ii), (iii), and (iv) and to enact R.S. 11:102(B)(3)(d)(viii), relative to employer contributions for the State Police Pension and Retirement System; to provide for the annual amortization payments to the system; to specify that the amortization period for certain changes, gains, and losses shall be thirty years from the year in which the change, gain, or loss occurs; to provide for amortization of outstanding balances of previously established amortization bases; to provide for level dollar payments; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrish
Amedee	Gray	Mount
Broome	Hebert	Murray
Cassidy	Heitmeier	Nevers
Cheek	Jackson	Quinn
Cravins	Kostelka	Riser
Crowe	LaFleur	Shaw
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Dupre	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Duplessis	Shepherd
Total - 2	

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

**SENATE BILL NO. 50—**  
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 11:1757(B), relative to the Municipal Employees' Retirement System; to provide for benefit payment options; to provide for designation of beneficiary; to allow

change of such designation; to provide conditions for such change; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	McPherson
Adley	Gautreaux B	Michot
Alario	Gautreaux N	Morrish
Amedee	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Dupre	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Duplessis	Mount
Total - 2	

The Chair declared the bill was passed and sent to the House. Senator Crowe moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 106—**  
BY SENATOR MORRISH

AN ACT

To enact R.S. 39:51.1, relative to the General Appropriation Bill and other appropriation bills; to provide a procedure for the submission of certain information by certain nongovernmental entities; to provide for an effective date; and to provide for related matters.

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

**SENATE BILL NO. 109—**  
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 39:128(B)(1) and (2), relative to certain higher education capital outlay projects; to increase the threshold for exclusion of certain higher education projects from the capital outlay budget; to increase the exemption threshold for professional service contracts which are related to certain higher education capital outlay projects; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Morrish sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Morrish to Engrossed Senate Bill No. 109 by Senator Morrish

**AMENDMENT NO. 1**

On page 2, lines 3 and 4, delete "including but not limited to the provisions of R.S. 38:2316,"

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On motion of Senator Morrish, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Erdey, McPherson, etc.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Duplessis, Michot.

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator Morrish moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 201— BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 11:1002(12), relative to the Louisiana School Employees' Retirement System; to provide for definitions; to include in the definition of earnable compensation for such system any pay received by a school bus driver for school-related extracurricular activities; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Erdey, Michot, etc.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Total. Lists Duplessis, McPherson.

The Chair declared the bill was passed and sent to the House. Senator Alario moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 262— BY SENATOR JACKSON

AN ACT

To enact R.S. 39:2(49) and 36(A)(6), relative to the contents and format of the executive budget; to provide for certain comparative statements; to provide for an effective date; 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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Gautreaux B, Morrish, etc.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Duplessis.

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

SENATE BILL NO. 280— BY SENATOR CROWE

AN ACT

To enact Subpart A-2 of Part X of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3397.7, relative to stimulus to economic and educational development; to create the UNO Slidell Technology Park Fund as a special fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for the uses of the monies in the fund; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Gautreaux B, Morrish, etc.

Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Shaw
Cravins	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Duplessis  
Total - 1

The Chair declared the bill was passed and sent to the House. Senator Crowe moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 337—**  
BY SENATORS MICHOT AND WALSWORTH  
AN ACT

To amend and reenact R.S. 46:2761(A), relative to uncompensated care payments; to provide for the type of data to be reported; to provide for reporting; to provide for legislative audits; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Marionneaux sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Reengrossed Senate Bill No. 337 by Senator Michot

**AMENDMENT NO. 1**  
On page 2, line 7, change "Department of Health and Hospitals" to "department"

On motion of Senator Marionneaux, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Michot sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Michot to Reengrossed Senate Bill No. 337 by Senator Michot

**AMENDMENT NO. 1**  
On page 1, line 17 change "of sixty beds or less" to "included in the Rural Hospital Preservation Act"

**AMENDMENT NO. 2**  
On page 2, line 9 after "legislature." and before "In addition," insert the following: "Hospitals defined under the Rural Hospital Preservation Act shall continue to report the data collected on the Department of Health and Hospitals' form "Schedule of Uncompensated Care Cost" in accordance with the state plan as approved by the Centers for Medicare and Medicaid Services. The secretary of the Department of Health and Hospitals shall provide an annual report of the submitted information and related payments to the governor and the legislature and shall make such data available on the public on the Department of Health and Hospitals' web site."

On motion of Senator Michot, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Shaw
Cravins	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Duplessis  
Total - 1

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 437—**  
BY SENATOR WALSWORTH  
AN ACT

To amend and reenact R.S. 39:126, relative to capital outlay projects; to provide for certain change orders to be approved by the Joint Legislative Committee on the Budget; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Shaw
Cravins	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	
Total - 37		

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NAYS
Total - 0
ABSENT
Duplessis
Total - 1

The Chair declared the bill was passed and sent to the House. Senator Walsworth moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 465—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 17:270(A) and 271, and R.S. 32:402.1(A)(1), and (C), and 407(A)(3) and (5), and to enact R.S. 32:402.1(D), relative to driver education programs; to increase the number of hours of driving experience required in a driver education program; to provide for the requirements to obtain a Class "E" learner's license and intermediate license; to require certain applicants with suspended licenses to complete driver education courses under certain circumstances; to provide for effectiveness; and to provide for related matters.

Floor Amendments Sent Up

Senator Walsworth sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Walsworth to Engrossed Senate Bill No. 465 by Senator Walsworth

AMENDMENT NO. 1

On page 6, between lines 25 and 26 insert as follows:
"Section 3. If an applicant can show that he enrolled and began attending a driver education and training program which provided not less than six hours of actual driving experience prior to January 1, 2009, and if the applicant successfully completes that program, then the applicant shall be deemed to have met the requirements of R.S. 32:402.1, even if the program was not completed until after January 1, 2009. The applicant shall be required to submit proof to the Department of Public Safety and Corrections that he successfully completed the program prior to the issuance of a license."

AMENDMENT NO. 2

On page 6, line 26, change "Section 3. Sections 1 and 2" to "Section 4. Sections 1, 2, and 3"

AMENDMENT NO. 3

On page 7, line 1, change "Section 4. Section 3" to "Section 5. Section 4"

On motion of Senator Walsworth, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux B Morrish
Adley Gautreaux N Mount
Alario Gray Murray
Amedee Hebert Nevers
Broome Heitmeier Quinn
Cassidy Jackson Riser
Cheek Kostelka Shaw
Cravins LaFleur Shepherd

Crowe Long Smith
Donahue Marionneaux Thompson
Dorsey Martiny Walsworth
Dupre McPherson
Erdey Michot
Total - 37

NAYS

Total - 0

ABSENT

Duplessis
Total - 1

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator Walsworth moved to reconsider the vote by which the bill was passed and laid the motion on the table.

SENATE BILL NO. 520—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 9:1149.4, relative to the immobilization of manufactured homes; to prohibit certain actions to collect tax on the purchase of certain manufactured homes used as residences; and to provide for related matters.

Floor Amendments Sent Up

Senator Marionneaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 520 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 2, before ", relative" change "To amend and reenact R.S. 9:1149.4" to "To enact R.S. 9:1149.4(C)"

AMENDMENT NO. 2

On page 1, line 6, following "Section 1." and before "to read" change "R.S. 9:1149.4 is hereby amended and reenacted" to "R.S. 9:1149.4(C) is hereby enacted"

AMENDMENT NO. 3

On page 2, line 24, following "in" and before "of this Section" change "Subsection (C)(1)" to "Paragraph (C)(1)"

On motion of Senator Marionneaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Gautreaux B Morrish
Adley Gautreaux N Mount
Alario Gray Murray
Amedee Hebert Nevers
Broome Heitmeier Quinn
Cassidy Jackson Riser
Cheek Kostelka Shaw
Cravins LaFleur Shepherd
Crowe Long Smith
Donahue Marionneaux Thompson
Dorsey Martiny Walsworth



Dupre  
Erdey  
Total - 37

McPherson  
Michot  
  
NAYS

Total - 0

ABSENT

Duplessis  
Total - 1

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator Morrish moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 537—**  
BY SENATOR NEVERS

AN ACT

To enact R.S. 17:3129.8, relative to education; to provide for the articulation of credits earned in secondary and postsecondary educational institutions; to provide for an effective date; to provide for reporting requirements; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Shaw
Cravins	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Duplessis  
Total - 1

The Chair declared the bill was passed and sent to the House. Senator Nevers moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 743—**  
BY SENATOR CHEEK

AN ACT

To enact R.S. 32:299.1 relative to the operation of off-road vehicles; to require reports of accidents of certain persons; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Shaw
Cravins	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Duplessis  
Total - 1

The Chair declared the bill was passed and sent to the House. Senator Cheek moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**SENATE BILL NO. 755—**  
BY SENATOR HEBERT

AN ACT

To enact R.S. 40:600.66(B), relative to the Louisiana Road Home Housing Corporation Act; to provide for the powers and responsibilities of the Road Home Corporation and the Louisiana Land Trust; to provide for the binding effect on certain appraisals; to prohibit certain forced sales of property; to provide for retroactive application; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Shaw
Cravins	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Duplessis  
Total - 1

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The Chair declared the bill was passed and sent to the House. Senator Hebert moved to reconsider the vote by which the bill was passed and laid the motion on the table.

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 Hebert asked that Senate Bill No. 538 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Erdey, Morrish, Adley, Gautreaux B, Mount, Alario, Gray, Murray, Amedee, Hebert, Nevers, Broome, Heitmeier, Quinn, Cassidy, Jackson, Riser, Cheek, Kostelka, Shaw, Cravins, LaFleur, Shepherd, Crowe, Long, Smith, Donahue, Martiny, Thompson, Dorsey, McPherson, Walsworth, Dupre, Michot. Total - 35

NAYS

Marionneaux Total - 1

ABSENT

Duplessis Total - 2 Gautreaux N

The Chair declared the bill was passed and sent to the House. Senator Hebert moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Hebert asked that Senate Bill No. 555 be called from the Calendar at this time for its final passage.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Gautreaux B, Morrish, Adley, Gautreaux N, Mount, Alario, Gray, Murray, Amedee, Hebert, Nevers, Broome, Heitmeier, Quinn, Cassidy, Jackson, Riser, Cheek, Kostelka, Shaw, Cravins, LaFleur, Shepherd, Crowe, Long, Smith, Donahue, Marionneaux, Thompson, Dorsey, Martiny, Walsworth, Dupre, McPherson, Erdey, Michot. Total - 37

NAYS

Total - 0

ABSENT

Duplessis Total - 1

The Chair declared the bill was passed and sent to the House. Senator Hebert moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Broome asked that Senate Bill No. 224 be called from the Calendar at this time for its reconsideration.

SENATE BILL NO. 224— BY SENATOR SHEPHERD

AN ACT

To enact R.S. 40:531(E), and (F) relative to commissioners for local housing authorities; to provide for the appointment of tenant commissioners to local housing authorities; to prohibit certain persons from serving as a commissioner; to authorize the payment of per diem to commissioners; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Mr. President, Dupre, Morrish, Adley, Erdey, Murray, Alario, Gautreaux B, Nevers, Amedee, Gray, Quinn, Broome, Hebert, Riser, Cassidy, Heitmeier, Shaw, Cheek, Jackson, Shepherd, Cravins, LaFleur, Smith, Crowe, Marionneaux, Thompson, Donahue, Martiny, Walsworth, Dorsey, Michot. Total - 32

NAYS

Total - 0

ABSENT

Duplessis	Kostelka	McPherson
Gautreaux N	Long	Mount
Total - 6		

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

**Senator Broome in the Chair**

**Called from the Calendar**

Senator Kostelka asked that Senate Bill No. 64 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 64—**  
BY SENATORS KOSTELKA, DONAHUE AND WALSWORTH  
AN ACT

To amend and reenact R.S. 18:134(E), 541, and 542, relative to election day hours of operation; to shorten the time that polls are open on election day; to change the hours that each registrar of voter's office is required to be open on election day; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Adley	Long	Riser
Cassidy	Martiny	Shaw
Cheek	Michot	Smith
Crowe	Morrish	Walsworth
Donahue	Nevers	
Kostelka	Quinn	
Total - 16		

NAYS

Alario	Gautreaux B	Marionneaux
Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cravins	Hebert	Shepherd
Dorsey	Heitmeier	Thompson
Dupre	LaFleur	
Total - 17		

ABSENT

Mr. President	Erdey	McPherson
Duplessis	Jackson	
Total - 5		

The Chair declared the bill failed to pass.

**Notice of Reconsideration**

Senator Kostelka, pursuant to Senate Rule Number 11.12, gave notice that before the expiration of the Morning Hour of the next succeeding legislative day of the Senate, he would move to reconsider the vote by which the bill failed to pass.

**Called from the Calendar**

Senator Adley asked that Senate Bill No. 329 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 329—**  
BY SENATOR ADLEY

AN ACT

To enact R.S. 47:337.101, relative to the Uniform Local Sales Tax Code; to provide for a mandatory arbitration procedure initiated by rule to the board of directors of the Louisiana Association of Tax Administrators to determine whether a law, rule, regulation, policy, or interpretation of local sales and use tax law, ordinance, rules, or regulations violates the requirement of uniformity of interpretation; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Adley sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Adley to Engrossed Senate Bill No. 329 by Senator Adley

AMENDMENT NO. 1

On page 1, line 2, after "provide for" delete the remainder of the line and delete lines 3 and 4, and insert "procedures to determine whether a law, rule,"

AMENDMENT NO. 2

On page 1, line 10, after "**337.101.**" delete the remainder of the line and insert "Procedures to seek uniformity of interpretation of common or local sales tax law"

AMENDMENT NO. 3

On page 1, line 11, after "A." insert "(1)"

AMENDMENT NO. 4

On page 2, between lines 6 and 7, insert the following:  
"(2) Such taxpayer or collector may proceed to seek uniformity of interpretation of common sales tax law or local sales tax law in accordance with any remedies available under applicable law, including the following procedures:

(a) A rule to seek uniformity of interpretation of common sales tax law or local sales tax law in any court of competent jurisdiction.

(b) A declaratory judgment to seek uniformity of interpretation of common sales tax law or local sales tax law in any court of competent jurisdiction.

(c) The arbitration proceeding to seek uniformity of interpretation of common sales tax law or local sales tax law in accordance with Subsection (B) of this Section."

AMENDMENT NO. 5

On page 2, line 7, after "collector may" delete the remainder of the line and insert "submit a written request to seek"

AMENDMENT NO. 6

On page 2, line 8, delete "mandatory"

AMENDMENT NO. 7

On page 2, line 9, after "Section." delete the remainder of the line and insert "The written request shall be"

AMENDMENT NO. 8

On page 2, line 10, change "provided" to "submitted"

AMENDMENT NO. 9

On page 2, between lines 14 and 15, insert the following:  
"(2) The party to whom the request for arbitration is made shall have ten days after receipt of such request in which to notify the requesting party in writing of the acceptance or rejection of the request for arbitration. Any request for arbitration not

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accepted within the ten day time period shall be deemed rejected, unless such party is granted an extension of time to respond."

AMENDMENT NO. 10

On page 2, line 15, change "(2) The filing of such rule" to "(3) Timely acceptance of the request for arbitration"

AMENDMENT NO. 11

On page 2, delete lines 22 through 26, and insert the following:
"**C.(1)(a) Upon receipt of the notification of the accepted request for arbitration, the requesting party shall provide written notification to the secretary of the Department of Revenue of the pending arbitration proceeding.**

**(b) Acceptance of the request for arbitration shall require the taxpayer and the collector to each select one arbitrator from the registry of arbitrators provided for in Subparagraph (d) of this Paragraph within ten days of receipt of the notification of the accepted request for arbitration. The two arbitrators selected shall then"**

AMENDMENT NO. 12

On page 2, line 29, change "(b)" to "(c)" and change ", or both, fail or refuse" to "fails or refuses"

AMENDMENT NO. 13

On page 3, line 1, delete "mandatory"

AMENDMENT NO. 14

On page 3, at the end of line 2, insert "such party,"

AMENDMENT NO. 15

On page 3, delete line 3, and insert "the opposing party shall appoint an arbitrator on behalf of such"

AMENDMENT NO. 16

On page 3, between lines 4 and 5, insert the following:
"**(d)(i) Arbitrators for the panel shall be selected from the registry of arbitrators compiled in accordance with this Subsection.**

**(ii) The Board of Directors of the Louisiana Association of Tax Administrators shall annually appoint not less than ten arbitrators to the registry, each of whom shall be board certified tax administrators. In the event there are less than ten certified tax administrators available for such appointment, the Board of Directors may select any local sales tax administrator with at least five years experience in sales and use tax, provided such local sales tax administrator is not a party to the arbitration proceeding.**

**(iii) The Business and Industry Committee of the Louisiana Association of Tax Administrators, the Louisiana Association of Business and Industry, and the Louisiana Society of CPAs jointly shall appoint not less than ten arbitrators to the registry, each of whom shall possess at least five years of experience in the area of sales and use tax compliance."**

AMENDMENT NO. 17

On page 3, between lines 12 and 13, insert the following:
"**(c) All records, documentation, testimony, and other submissions related to the arbitration proceeding shall be subject to the provisions of R.S. 47:1508 et seq."**

AMENDMENT NO. 18

On page 3, line 13, after "(3)" insert "(a)(i)"

AMENDMENT NO. 19

On page 3, line 15, after "written decision," insert the following:
"**(ii) Decisions of the panel relating to common sales tax law shall require consultation with the Department of Revenue prior to the rendering or issuance of the decision.**

**(b)"**

AMENDMENT NO. 20

On page 3, line 21, delete "mandatory"

AMENDMENT NO. 21

On page 3, at the end of line 22, delete the period "." and insert " provided that each party shall bear its own respective costs of providing the necessary documentation, witnesses, travel, or other costs and expenses of the arbitration proceeding."

AMENDMENT NO. 22

On page 3, delete lines 23 through 25

AMENDMENT NO. 23

On page 3, line 26, change "(2)" to "(5)"

AMENDMENT NO. 24

On page 4, line 13, change "(c) The" to "(c) A copy of the"

AMENDMENT NO. 25

On page 4, delete lines 15 through 22, and insert the following:
"**(d) The decision of the panel shall be binding on the parties."**

On motion of Senator Adley, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, NAYS. Lists names like Adley, Alario, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Dupre, Erdey, Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Morrish, Mount, Murray, Nevers, Quinn, Riser, Shaw, Shepherd, Smith, Thompson, Walsworth.

Total - 36

NAYS

Total - 0

ABSENT

Mr. President Duplessis

Total - 2

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator Adley moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator Gray asked that Senate Bill No. 391 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 391— BY SENATOR GRAY

AN ACT

To amend and reenact R.S. 11:3384(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to increase the accrual rate of retirement benefits for members with twelve or more years of service; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Erdey	Morrish
Alario	Gautreaux B	Mount
Amedee	Gautreaux N	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	LaFleur	Shaw
Crowe	Long	Shepherd
Donahue	Marionneaux	Smith
Dorsey	McPherson	Thompson
Dupre	Michot	Walsworth
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Mr. President	Gray	Martiny
Duplessis	Kostelka	
Total - 5		

The Chair declared the bill was passed and sent to the House. Senator Gray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Called from the Calendar**

Senator Gray asked that Senate Bill No. 394 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 394—**  
BY SENATOR GRAY

**AN ACT**

To amend and reenact R.S. 11:3385.1(L), relative to the Deferred Retirement Option Plan for the Firefighters' Pension and Relief Fund in the city of New Orleans; relative to the election to participate in such plan on a retroactive basis; to delete the requirement that a member receive a career-ending service injury while participating in the plan in order to participate in the plan on a retroactive basis; to provide for an effective date; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Amedee	Gray	Nevers
Broome	Hebert	Quinn
Cassidy	Heitmeier	Riser
Cheek	Jackson	Shaw
Cravins	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	McPherson	Walsworth
Dupre	Michot	
Erdey	Morrish	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Mr. President	Kostelka
Duplessis	Martiny
Total - 4	

The Chair declared the bill was passed and sent to the House. Senator Gray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Called from the Calendar**

Senator Walsworth asked that Senate Bill No. 788 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 788—**

BY SENATOR WALSWORTH

**AN ACT**

To enact R.S. 29:723(7), (8), (9), (10), (11) and (12) and 725.3 through 725.6, relative to the Governor's Office of Homeland Security and Emergency Preparedness; to provide for definitions; to provide for the creation of the office of interoperability; to provide for an assistant deputy director of interoperability; to establish the interoperability committee, regional parish office of emergency preparedness directors committee, and first responders committee under the unified command group to design, construct, administer, and maintain a statewide shared communications system for first responders and to design, construct, administer, and maintain a statewide communication interoperability plan; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Marionneaux sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 788 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 6, before ", regional" change "committee" to "subcommittee"

AMENDMENT NO. 2

On page 1, line 7, following "the" and before "to" change "unified command group" to "Unified Command Group"

AMENDMENT NO. 3

On page 2, line 6, change "safety agencies" to "services"

AMENDMENT NO. 4

On page 2, line 6, following "public" and before "to" change "services" to "safety agencies"

AMENDMENT NO. 5

On page 2, line 11, following "emergency" and before "adopted" insert "and"

AMENDMENT NO. 6

On page 2, line 11, following "by the" change "State" to "state"

AMENDMENT NO. 7

On page 2, line 16, following "the" and before the end of the line change "Interoperability Subcommittee" to "interoperability subcommittee"

AMENDMENT NO. 8

On page 2, line 17, following "**(12)**" and before "**or**" change "**State unified command group**" to "**State Unified Command Group**"

AMENDMENT NO. 9

On page 2, line 20, following "**incident**" and before "**ensuring**" insert "**and**"

AMENDMENT NO. 10

On page 2, line 21, following "**involved**" and before "**in**" insert "**1**"

AMENDMENT NO. 11

On page 2, line 21, following "**involved**" and before "**all decisions**" delete "**in which**"

AMENDMENT NO. 12

On page 3, line 28, following "**state**" change "**unified command group**" to "**Unified Command Group**"

AMENDMENT NO. 13

On page 4, line 16, at the beginning of the line change "**relating**" to "**including**"

AMENDMENT NO. 14

On page 4, line 22, change "**unified command group**" to "**Unified Command Group**"

AMENDMENT NO. 15

On page 4, line 23, change "**unified command group**" to "**Unified Command Group**"

AMENDMENT NO. 16

On page 4, line 23, change "**UCG,**" to "**UCG,**"

AMENDMENT NO. 17

On page 4, line 25, change "**state unified command group**" to "**UCG**"

AMENDMENT NO. 18

On page 5, line 2, change "**during other times than**" to "**other than during**"

AMENDMENT NO. 19

On page 5, line 11, following "**limited**" change "**to the following items:**" to "**to, the following:**"

AMENDMENT NO. 20

On page 6, lines 17 and 18, change "**Regional Parish Homeland Security and Emergency Preparedness Directors Committee**" to "**regional parish homeland security and emergency preparedness directors committee**"

AMENDMENT NO. 21

On page 7, line 5, following "**justice**" and before "**1**" change "**system**" to "**systems**"

AMENDMENT NO. 22

On page 7, line 20, following "**subcommittee**" and before "**established**" change "**shall be**" to "**is hereby**"

AMENDMENT NO. 23

On page 7, line 20, following "**established**" and before "**composed**" insert "**and shall be**"

AMENDMENT NO. 24

On page 8, line 2, at the beginning of the line, insert "**Emergency**"

AMENDMENT NO. 25

On page 8, line 6, following "**Security**" and before "**and**" insert "**and Emergency Preparedness**"

AMENDMENT NO. 26

On page 8, line 11, following "**and**" and before "**Preparedness**" insert "**Emergency**"

AMENDMENT NO. 27

On page 8, line 20, change "**Regional Parish OEP Directors Subcommittee**" to "**regional parish OEP parish directors subcommittee**"

AMENDMENT NO. 28

On page 8, lines 20 and 21, change "**shall be established composed**" to "**is hereby established and shall be composed**"

AMENDMENT NO. 29

On page 8, line 22, following "**preparedness**" and before "**, or**" change "**directors**" to "**director**"

AMENDMENT NO. 30

On page 8, line 24, at the end of the line insert "**Emergency**"

On motion of Senator Marionneaux, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Walsworth sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Walsworth to Engrossed Senate Bill No. 788 by Senator Walsworth

AMENDMENT NO. 1

On page 5, at the beginning of line 2, add "**B.**"

AMENDMENT NO. 2

On page 5, line 26, change "**The committee**" to "**(a) The UCG**"

AMENDMENT NO. 3

On page 5, line 29, change "**(a)**" to "**(b)**"

AMENDMENT NO. 4

On page 6, line 3, change "**(b)**" to "**(c)**"

On motion of Senator Walsworth, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Walsworth sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Walsworth to Engrossed Senate Bill No. 788 by Senator Walsworth

AMENDMENT NO. 1

On page 1 line 8 delete "shared" and change "system" to "interoperability plan"

AMENDMENT NO. 2

On page 1 line 10 delete "communication"

AMENDMENT NO. 3

On page 2 line 13 delete "**shared**" and change "**system**" to "**interoperability plan**"

AMENDMENT NO. 4

On page 3 line 13 delete "**communication**"

AMENDMENT NO. 5

On page 3 line 14 delete "**shared**" and change "**system**" to "**interoperability plan**"

AMENDMENT NO. 6

On page 4 line 3 delete "**communication**" and delete "**shared**"

AMENDMENT NO. 7

On page 4 line 4 change "system" to "interoperability plan"

AMENDMENT NO. 8

On page 4 line 9 delete "communication"

AMENDMENT NO. 9

On page 4 line 10 delete "shared" and change "system" to "interoperability plan"

AMENDMENT NO. 10

On page 5 line 15 delete "communications"

AMENDMENT NO. 11

On page 5 line 19 delete "communication"

AMENDMENT NO. 12

On page 6 line 1 delete "shared" and change "system" to "interoperability plan"

AMENDMENT NO. 13

On page 6 line 2 delete "communication"

AMENDMENT NO. 14

On page 6 line 6 delete "communications"

AMENDMENT NO. 15

On page 6 deletes lines 7 and 8 and insert:

**"(6) There shall be three permanent subcommittees of the UCG as provided for in this Paragraph. In addition, the UCG may establish other subcommittees as it deems advisable and feasible. Except as provided in Subparagraph (a) of this Paragraph, only the UCG may take official action."**

AMENDMENT NO. 16

On page 6 line 15 between "the" and "Association" insert "Louisiana"

AMENDMENT NO. 17

On page 6 delete line 21 and insert:

**"(9) Executive director of the Governor's Office of Indian Affairs, or his designee.**

**"(10) A representative of the Association of Public Safety Communications Officials."**

AMENDMENT NO. 18

On page 6 line 22 change "(10)" to "(11)"

AMENDMENT NO. 19

On page 6 line 26 delete "shared" and change "system" to "interoperability plan"

AMENDMENT NO. 20

On page 7 line 3 after "statewide" and before "plan" insert "communications interoperability"

AMENDMENT NO. 21

On page 7 line 10 delete "shared" and change "system" to "interoperability plan"

AMENDMENT NO. 22

On page 7 between lines 10 and 11 insert:

**"(6) Recommending additions or deletions to the UCG on the statewide interoperability plan, but shall have no authority to change the plan."**

AMENDMENT NO. 23

On page 7 line 23 between "the" and "Association" insert "Louisiana"

AMENDMENT NO. 24

On page 9 after line 12 insert:

**"(7) The UCG may recommend additions or deletions to the interoperability subcommittee on the statewide communications interoperability plan for first responders, but shall have no authority to change the system."**

On motion of Senator Walsworth, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Adley	Erdey	Michot
Alario	Gautreaux B	Morrish
Amedee	Gautreaux N	Mount
Broome	Gray	Murray
Cassidy	Hebert	Nevers
Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Long	Shaw
Donahue	Marionneaux	Smith
Dorsey	Martiny	Thompson
Dupre	McPherson	Walsworth

Total - 33

NAYS

Total - 0

ABSENT

Mr. President	Kostelka	Shepherd
Duplessis	LaFleur	

Total - 5

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator Walsworth moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Called from the Calendar**

Senator Gray asked that Senate Bill No. 461 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 461—**

BY SENATOR GRAY

AN ACT

To amend and reenact Code of Criminal Procedure Art. 795, relative to challenges in jury trials; to provide relative to time for challenges and method; to provide relative to peremptory challenges based on race or gender and restrictions; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Marionneaux sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 461 by Senator Gray

AMENDMENT NO. 1

On page 1, line 9, following "method;" and before "peremptory" delete "racially based"

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AMENDMENT NO. 2

On page 2, line 10, following "satisfactory" and before "neutral reason" delete "racially" and insert "race or gender"

AMENDMENT NO. 3

On page 2, line 17, following "the" and before "was" change "strike" to "challenge"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Gray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gray to Engrossed Senate Bill No. 461 by Senator Gray

AMENDMENT NO. 1

On page 2, at the beginning of line 7, delete "based solely or in part upon" and insert "motivated in substantial part by"

AMENDMENT NO. 2

On page 2, line 8, after "juror" delete the remainder of the line and insert "and was motivated in substantial part by the race or gender of the juror"

AMENDMENT NO. 3

On page 2, at the beginning of line 9, delete "or gender"

AMENDMENT NO. 4

On page 2, line 10, after "satisfactory" and before "neutral" delete "racially" and insert "race or gender"

AMENDMENT NO. 5

On page 2, line 15, after "a" delete "satisfactory race or gender" and insert "race or gender"

AMENDMENT NO. 6

On page 2, line 17, after "was" delete the remainder of the line and insert "motivated in substantial part by the race or gender of the juror."

AMENDMENT NO. 7

On page 2, lines 22 and 23, delete "under Paragraph D"

On motion of Senator Gray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Adley, Alario, Amedee, Cassidy, Cheek, Crowe, Donahue, Dorsey, Dupre, Erdey, Gautreaux B, Gautreaux N, Total - 34; Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Michot, Morrish; Mount, Murray, Nevers, Quinn, Riser, Shaw, Shepherd, Smith, Thompson, Walsworth

NAYS

Total - 0

ABSENT

Table with 2 columns: Mr. President, Broome, Total - 4; Cravins, Duplessis

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator Gray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Called from the Calendar

Senator McPherson asked that Senate Bill No. 51 be called from the Calendar at this time for its reconsideration.

SENATE BILL NO. 51—

BY SENATORS MCPHERSON, ERDEY, B. GAUTREAUX, SHAW AND LAFLEUR

AN ACT

To enact R.S. 32:292.1, relative to motor vehicles; to authorize the transportation and storage of lawfully possessed firearms in privately owned motor vehicles; to provide exceptions; and to provide for related matters.

Floor Amendments Sent Up

Senator McPherson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed Senate Bill No. 51 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 16, after "(a)" insert "access is" and delete the remainder of the line, delete lines 17 and 18, and insert: "restricted or limited through the use of a fence, gate, security station, signage, or other means of restricting or limiting general public access onto the parking area."

AMENDMENT NO. 2

On page 2, line 19, change "(c)" to "(b)"

AMENDMENT NO. 3

On page 2, at the beginning of line 20, delete "immediately adjacent to or adjoining" and insert "reasonably close to"

On motion of Senator McPherson, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Adley, Alario, Amedee, Cheek, Crowe, Donahue, Dorsey, Dupre, Erdey, Gautreaux B, Total - 28; Gautreaux N, Hebert, Heitmeier, Kostelka, LaFleur, Long, Marionneaux, Martiny, McPherson, Morrish; Mount, Murray, Riser, Shaw, Shepherd, Smith, Thompson, Walsworth



NAYS

Broome Jackson  
 Gray Nevers  
 Total - 4

ABSENT

Mr. President Cravins Michot  
 Cassidy Duplessis Quinn  
 Total - 6

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator McPherson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Called from the Calendar**

Senator Shepherd asked that Senate Bill No. 448 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 448—**  
 BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 40:1149(A) and (C) and to enact R.S. 40:1149(D), relative to water supply and sewerage systems; to provide for certified operators; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Shepherd sent up floor amendments which were read.

AMENDMENT NO. 1

On page 2, line 3 after "**their**" delete the rest of the line and delete lines 4 through 6 and insert the following: "**municipal and public works contractors and other related classifications of contractors properly licensed by the Louisiana State Licensing Board of Contractors who construct, install or repair water, sewer or drainage line work to successfully complete a course provided and approved by the Sewerage and Water Board of New Orleans or the Department of Health and Hospitals, which includes, but is not limited to all of the following:**

**(1) The practices involved in the installation and the rehabilitation of the wastewater collection system including gravity sewers, sewer service lines, sewer force mains and manholes.**

**(2) Water distribution system including valves, a network of pipes, water service lines, meters and fire hydrants."**

On motion of Senator Shepherd, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Shepherd sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Shepherd to Engrossed Senate Bill No. 448 by Senator Shepherd

AMENDMENT NO. 1

On page 1, delete lines 10 through 17 and on page 2, line 2, change "C." to "**D.**"

AMENDMENT NO. 2

On page 2, delete lines 7 through 11, and insert in lieu thereof:

"\* \* \*"

On motion of Senator Shepherd, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Riser
Cassidy	Jackson	Shaw
Donahue	LaFleur	Shepherd
Dorsey	Marionneaux	Smith
Dupre	Michot	Thompson
Erdey	Morrish	Walsworth
Total - 27		

NAYS

Kostelka  
 Total - 1

ABSENT

Mr. President	Duplessis	McPherson
Cheek	Gray	Quinn
Cravins	Long	
Crowe	Martiny	
Total - 10		

The Chair declared the amended bill was passed, ordered reengrossed, and sent to the House. Senator Shepherd moved to reconsider the vote by which the bill was passed and laid the motion on the table.

**Notice Regarding Vote**

Senator Crowe stated he appeared as absent on the vote on Senate Bill No. 448. He had intended to vote yea on the bill. He asked that the Official Journal so state.

**Rules Suspended**

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

**Messages from the House**

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

**Message from the House**

**CONCURRING IN  
 SENATE CONCURRENT RESOLUTIONS**

May 21, 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. 79—**  
 BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To commend St. Louis High School Girls Track and Field Team for winning the Class 3-A Track and Field State Championship.

Reported without amendments.

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

May 21, 2008

Introduction of Senate Resolutions

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

SENATE RESOLUTION NO. 80— BY SENATOR LAFLEUR

A RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions made to the state with its history, culture, and people, and to proclaim May 22, 2008, as Tunica-Biloxi Day at the Senate.

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

SENATE RESOLUTION NO. 81— BY SENATOR LAFLEUR

A RESOLUTION

To commend the efforts of the organizers of the Louisiana Hugh O'Brian Youth Leadership seminars and to recognize May 23, 2008, as Hugh O'Brian Youth Leadership Day in the state of Louisiana.

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

SENATE RESOLUTION NO. 82— BY SENATOR BROOME

A RESOLUTION

To commend and recognize Marvin Sapp for his distinguished vocal style.

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

SENATE RESOLUTION NO. 83— BY SENATOR CASSIDY

A RESOLUTION

To commend Sandra Gail Futrell Kirkpatrick upon the occasion of her retirement.

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

SENATE RESOLUTION NO. 84— BY SENATOR SMITH

A RESOLUTION

To commend Ron Yule, a fiddle player and author from DeRidder, Louisiana, upon receiving the Dr. Donald J. Millet Memorial Award from the Southwest Louisiana Historical Association.

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

Messages from the House

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

Message from the House

ASKING CONCURRENCE IN HOUSE BILLS AND JOINT RESOLUTIONS

May 21, 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. 500— BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 34:1121(B)(introductory paragraph) and (3) and (9), relative to the composition of the Pilotage Fee Commission; to add an alternate at-large member to the commission; to provide for the level of participation of the alternate; and to provide for related matters.

HOUSE BILL NO. 1018— BY REPRESENTATIVES TUCKER, TRAHAN, AND LEGER AN ACT

To enact R.S. 17:1874, relative to state funds; to establish the Workforce Training Rapid Response Fund as a special fund in the state treasury; to provide for the dedication, deposit, use, and investment on monies in the fund; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1169— BY REPRESENTATIVE RITCHIE AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

HOUSE BILL NO. 1176— BY REPRESENTATIVE RICHMOND AN ACT

To amend and reenact R.S. 37:832(A)(2) and (B)(1), relative to the membership of the Louisiana State Board of Embalmers and Funeral Directors; to add two members to the board; to provide for the appointment of the members of the board; and to provide for related matters.

HOUSE BILL NO. 1188— BY REPRESENTATIVE GREENE AN ACT

To enact R.S. 47:1671, relative to authorized signatures on tax returns, agreements, and other documents; to require persons who sign a document to have authority or power to execute the document; to provide for the validity of returns, agreements, forms, and other documents executed or entered into, or filed, with the secretary of the Department of Revenue; to provide a conclusive presumption of authority of person signing return, agreement, form, or other document on behalf of a person or other legal entity; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1201— BY REPRESENTATIVE PERRY AN ACT

To amend and reenact R.S. 39:1532, relative to the office of risk management; to require reporting on the payment and satisfaction of certain claims and judgments; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1262— BY REPRESENTATIVE DANAHAY AN ACT

To amend and reenact R.S. 37:3516(A)(1) and (2) and 3517(A), relative to private investigator licensing fees; to provide for an increase in licensing fees for private investigators; to provide for an increase in the delinquent renewal fee on a private investigator business; and to provide for related matters.

HOUSE BILL NO. 385— BY REPRESENTATIVE KLECKLEY AN ACT

To amend and reenact R.S. 22:1430.12(A)(2) and (C) and R.S. 44:4.1(B)(10), relative to the Louisiana Citizens Property Insurance Corporation; to provide for information required for ratemaking; to provide for confidentiality; to provide for the effective date of rate changes; and to provide for related matters.

**HOUSE BILL NO. 987—**

BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 18:564(D), relative to assistance in voting; to provide relative to evidence of disability to be presented by a voter in order to be entitled to vote with assistance; and to provide for related matters.

**HOUSE BILL NO. 1181—**

BY REPRESENTATIVE LORUSSO  
AN ACT

To amend and reenact R.S. 42:1102(18), relative to the Code of Governmental Ethics; to provide an exception to the definition of "public employee" for certain specified members of the National Guard; and to provide for related matters.

**HOUSE BILL NO. 1184—**

BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 17:3390(D)(1) and to enact R.S. 17:3390(D)(3), relative to certain entities that support public institutions of higher education; to provide relative to certain requirements regarding the financial affairs of such entities; to provide relative to audits; to provide for the preparation of certain certificates and financial statements under certain circumstances; to provide for the content of such certificates and financial statements; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 1203—**

BY REPRESENTATIVES HAZEL, HOWARD, AND DOWNS  
AN ACT

To amend and reenact R.S. 14:67.12, relative to the theft of timber; to provide for the elements of the offense; to provide for criminal penalties for the theft of timber; and to provide for related matters.

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

**House Bills and Joint Resolutions**

Senator Mount 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. 385—**

BY REPRESENTATIVE KLECKLEY  
AN ACT

To amend and reenact R.S. 22:1430.12(A)(2) and (C) and R.S. 44:4.1(B)(10), relative to the Louisiana Citizens Property Insurance Corporation; to provide for information required for ratemaking; to provide for confidentiality; to provide for the effective date of rate changes; and to provide for related matters.

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

**HOUSE BILL NO. 500—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 34:1121(B)(introductory paragraph) and (3) and (9), relative to the composition of the Pilotage Fee Commission; to add an alternate at-large member to the commission; to provide for the level of participation of the alternate; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

**HOUSE BILL NO. 987—**

BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 18:564(D), relative to assistance in voting; to provide relative to evidence of disability to be presented by a voter in order to be entitled to vote with assistance; 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.

**HOUSE BILL NO. 1018—**

BY REPRESENTATIVES TUCKER, TRAHAN, AND LEGER  
AN ACT

To enact R.S. 17:1874, relative to state funds; to establish the Workforce Training Rapid Response Fund as a special fund in the state treasury; to provide for the dedication, deposit, use, and investment on monies in the fund; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 1169—**

BY REPRESENTATIVE RITCHIE  
AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1176—**

BY REPRESENTATIVE RICHMOND  
AN ACT

To amend and reenact R.S. 37:832(A)(2) and (B)(1), relative to the membership of the Louisiana State Board of Embalmers and Funeral Directors; to add two members to the board; to provide for the appointment of the members of the board; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

**HOUSE BILL NO. 1181—**

BY REPRESENTATIVE LORUSSO  
AN ACT

To amend and reenact R.S. 42:1102(18), relative to the Code of Governmental Ethics; to provide an exception to the definition of "public employee" for certain specified members of the National Guard; 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.

**HOUSE BILL NO. 1184—**

BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 17:3390(D)(1) and to enact R.S. 17:3390(D)(3), relative to certain entities that support public institutions of higher education; to provide relative to certain requirements regarding the financial affairs of such entities; to provide relative to audits; to provide for the preparation of certain certificates and financial statements under certain circumstances; to provide for the content of such certificates and financial statements; 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 Education.

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**HOUSE BILL NO. 1188—**  
BY REPRESENTATIVE GREENE  
AN ACT

To enact R.S. 47:1671, relative to authorized signatures on tax returns, agreements, and other documents; to require persons who sign a document to have authority or power to execute the document; to provide for the validity of returns, agreements, forms, and other documents executed or entered into, or filed, with the secretary of the Department of Revenue; to provide a conclusive presumption of authority of person signing return, agreement, form, or other document on behalf of a person or other legal entity; to provide for an effective date; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Revenue and Fiscal Affairs.

**HOUSE BILL NO. 1201—**  
BY REPRESENTATIVE PERRY  
AN ACT

To amend and reenact R.S. 39:1532, relative to the office of risk management; to require reporting on the payment and satisfaction of certain claims and judgments; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 1203—**  
BY REPRESENTATIVES HAZEL, HOWARD, AND DOWNS  
AN ACT

To amend and reenact R.S. 14:67.12, relative to the theft of timber; to provide for the elements of the offense; to provide for criminal penalties for the theft of timber; and to provide for related matters.

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

**HOUSE BILL NO. 1262—**  
BY REPRESENTATIVE DANAHAY  
AN ACT

To amend and reenact R.S. 37:3516(A)(1) and (2) and 3517(A), relative to private investigator licensing fees; to provide for an increase in licensing fees for private investigators; to provide for an increase in the delinquent renewal fee on a private investigator business; and to provide for related matters.

The bill was read by title and referred by the President to the Committee on Commerce, Consumer Protection, and International Affairs.

**Messages from the House**

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

**Message from the House**

**ASKING CONCURRENCE IN  
HOUSE CONCURRENT RESOLUTIONS**

May 21, 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. 152—**  
BY REPRESENTATIVE JOHNSON AND SENATOR LAFLEUR  
A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions to the state and to proclaim Thursday, May 22, 2008, as Tunica-Biloxi Day.

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

**House Concurrent Resolutions**

Senator LaFleur 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. 152—**  
BY REPRESENTATIVE JOHNSON AND SENATOR LAFLEUR  
A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions to the state and to proclaim Thursday, May 22, 2008, as Tunica-Biloxi Day.

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**

Adley	Gautreaux N	Michot
Alario	Gray	Morrish
Amedee	Hebert	Mount
Broome	Heitmeier	Murray
Cassidy	Kostelka	Nevers
Crowe	LaFleur	Riser
Dorsey	Long	Shaw
Dupre	Marionneaux	Smith
Erdey	Martiny	Thompson
Gautreaux B	McPherson	Walsworth

Total - 30

**NAYS**

Total - 0

**ABSENT**

Mr. President	Donahue	Quinn
Cheek	Duplessis	Shepherd
Cravins	Jackson	

Total - 8

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

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON**

**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:

May 21, 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. 587—**  
BY SENATOR BROOME

AN ACT

To enact R.S. 6:1086(D) and (E) and to amend and reenact R.S. 9:3572.11(B)(6), relative to residential mortgage brokers and lenders; relative to loan brokerage statements; to provide with respect to licensure requirement; to provide with respect to disclosure of foreclosure procedures; and to provide for related matters.

Reported by substitute.

**HOUSE CONCURRENT RESOLUTION NO. 60—**  
BY REPRESENTATIVES MORRELL, LEGER, AND PETERSON  
A CONCURRENT RESOLUTION

To direct the Ernest N. Morial-New Orleans Exhibition Hall Authority, the New Orleans Metropolitan Convention and Visitors Bureau, and other public bodies to recognize the official name of the Ernest N. Morial Convention Center-New Orleans though an alternative form may be used for marketing purposes.

Reported favorably.

**HOUSE BILL NO. 91—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 6:2(16) and 4 and to enact R.S. 6:2(17), relative to financial institution employment references; to provide that trust companies may release certain information to other financial institutions; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 156—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To enact R.S. 37:3395.1, relative to the Louisiana Real Estate Appraisers Board; to create the Peer Review Committee within the Louisiana Real Estate Appraisers Board; to provide for powers and duties of the committee; to provide for reimbursement of expenses and mileage; to provide for exclusion from liability or damages; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 192—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 37:1437(C)(2)(a) and (c), (5)(b), and (6)(a), relative to licensing by the Louisiana Real Estate Commission; to provide for changes to the initial licensing requirements of a real estate broker; to provide for changes to post-license educational requirements of real estate brokers and salespersons; to remove free courses offered by the commission; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 219—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To repeal R.S. 13:3737, relative to the quality review privilege of accountants.

Reported favorably.

**HOUSE BILL NO. 320—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 56:1948.6(C), relative to the Louisiana Byways Program; to provide relative to the official logo; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 363—**  
BY REPRESENTATIVE LEBAS  
AN ACT

To amend and reenact R.S. 37:1479(A) and (B), relative to the licensing of home inspectors; to provide for the expiration of licenses; to provide for the renewal of licenses; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 508—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 37:77(H), 83(A), (B), and (C), and 86(C) and to enact R.S. 37:73(18), relative to the Louisiana Accountancy Act; to provide for a definition; to provide for changes to the acceptance of peer reviews by the board; to provide that peer reviews are privileged; to provide for changes to unlawful acts by certified public accountants; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 728—**  
BY REPRESENTATIVE SIMON  
AN ACT

To amend and reenact R.S. 37:146(B), (C), and (D) and to enact R.S. 37:146.1, relative to qualifications for examination of architects; to provide for additional qualifications for examinations for applicants; to provide for the ability for the board to adopt rules; to provide for licensing for architects; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
ANN D. DUPLESSIS  
Chairman

**REPORT OF COMMITTEE ON  
JUDICIARY B**

Senator Daniel R. Martiny, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

May 21, 2008

To the President and Members of the Senate:

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

**SENATE BILL NO. 729—**  
BY SENATOR DORSEY  
AN ACT

To amend and reenact R.S. 27:93(A)(11), relative to gaming; to authorize the governing authority of East Baton Rouge Parish to levy a fee not to exceed six percent of the monthly net gaming proceeds from each riverboat located within its jurisdiction; and to provide for related matters.

Reported favorably.

May 21, 2008

**SENATE BILL NO. 742—**  
BY SENATOR CHEEK

**AN ACT**

To enact R.S. 33:1981(C)(4) and 2201(C)(3), relative to survivor benefits for firefighters and law enforcement officers; to provide relative to financial security of surviving children of such persons; to provide for the designation of trustees for the children of such persons in certain circumstances; to provide for an effective date; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
DANIEL R. MARTINY  
Chairman

**Motion to Recommit**

Senator Crowe asked for and obtained a suspension of the rules and recommitted House Bill No. 765 from the Committee on Insurance to the Committee on Transportation, Highways and Public Works.

**ATTENDANCE ROLL CALL**

**PRESENT**

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cassidy	Jackson	Riser
Cheek	Kostelka	Shaw
Cravins	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	
Total - 37		

**ABSENT**

Duplessis  
Total - 1

**Leaves of Absence**

The following leaves of absence were asked for and granted:

Duplessis            1 Day

**Adjournment**

Senator Shaw moved that the Senate adjourn until Thursday, May 22, 2008, at 9:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 9:00 o'clock A.M. on Thursday, May 22, 2008.

GLENN A. KOEPP  
Secretary of the Senate

LYNDA E. WHEELER  
Journal Clerk