

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

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**THIRTY-EIGHTH DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Wednesday, June 4, 2008

The Senate was called to order at 1:45 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	Hebert	Nevers
Alario	Heitmeier	Quinn
Amedee	Long	Riser
Broome	Marionneau	Shaw
Crowe	Martiny	Smith
Dorsey	Morrish	Walsworth
Duplessis	Mount	
Erdey	Murray	
Total - 22		

**ABSENT**

Adley	Gautreaux B	McPherson
Cassidy	Gautreaux N	Michot
Cheek	Gray	Shepherd
Cravins	Jackson	Thompson
Donahue	Kostelka	
Dupre	LaFleur	
Total - 16		

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

**Prayer**

The prayer was offered by Pastor Kirk Mitchell, 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 Shepherd, the reading of the Journal was dispensed with and the Journal of June 3, 2008, was adopted.

**Privilege Report of the  
Legislative Bureau**

June 4, 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. 178—**

BY REPRESENTATIVES GISCLAIR, ABRAMSON, AUBERT, AUSTIN, BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, HENRY BURNS, BURRELL, CARMODY, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DIXON, DOWNS, EDWARDS, ELLINGTON, FRANKLIN, HARDY, HARRISON, HAZEL, HENDERSON, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, KATZ, LEBAS, LEGER, LIGI, LORUSSO, MILLS, MONTOUCET, MORRELL, MORRIS, NORTON, PEARSON, PETERSON, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, SCHRODER, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WILLIAMS, WILLMOTT, AND WOOTON

**AN ACT**

To enact R.S. 17:170.3, relative to immunizations; to require certain students to provide documentation of immunization against meningococcal disease; to provide for rules and regulations; to provide for exceptions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 229—**

BY REPRESENTATIVE ROBIDEAUX

**AN ACT**

To amend and reenact R.S. 11:602, relative to the Louisiana State Employees' Retirement System; to provide relative to the number of years of service required for retirement eligibility in the corrections secondary component of the system; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 230—**

BY REPRESENTATIVE ROBIDEAUX

**AN ACT**

To amend and reenact R.S. 11:446(D), relative to the Louisiana State Employees' Retirement System; to provide relative to the automatic change to the maximum benefit to a retiree upon the death of his named beneficiary; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 232—**

BY REPRESENTATIVES DOERGE, ARNOLD, MONTOUCET, PEARSON, AND POPE AND SENATORS B. GAUTREAUX AND HEBERT

**AN ACT**

To amend and reenact R.S. 11:233(B)(4) and 2252(9), relative to the Firefighters' Retirement System; to provide with respect to the inclusion of certain deferred compensation in the definition of "earnable compensation"; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 233—**

BY REPRESENTATIVES DOERGE AND MONTOUCET

**AN ACT**

To amend and reenact R.S. 11:461(B)(3)(b), relative to the Louisiana State Employees' Retirement System; to provide relative to the calculation of disability benefits for certain members; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 258—**

BY REPRESENTATIVE LITTLE

**AN ACT**

To enact R.S. 48:390(G), relative to railroad grade crossing closures; to prohibit the closure of certain railroad grade crossings; to provide for applicability; to provide for retroactivity; and to provide for related matters.

Reported without amendments.

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**HOUSE BILL NO. 308—**  
BY REPRESENTATIVE WHITE AND SENATOR NEVERS  
AN ACT

To amend and reenact R.S. 11:1305(D)(1), relative to the State Police Pension and Retirement System; to provide for the purchase of service credit; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 312—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 47:1903.2, relative to the Orleans Parish Assessor; to provide that the assessor shall be responsible for all of the obligations of the Board of Assessors of Orleans Parish; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 321—**  
BY REPRESENTATIVE TRAHAN  
AN ACT

To amend and reenact R.S. 17:3983(A)(4), relative to charter schools; to provide relative to the limitation on the number of charter school proposals that can be entered into; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 349—**  
BY REPRESENTATIVE TRAHAN  
AN ACT

To amend and reenact R.S. 17:3992(A)(1) and (3) and 3995(A)(6)(a), relative to charter schools; to change the renewal period for an approved charter school from ten-year periods to periods of not less than three nor more than ten years; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 356—**  
BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 11:2175(E)(3), relative to the Sheriffs' Pension and Relief Fund; to provide for recalculation of benefits and restoration of service credit for certain rehired retirees; to provide for repayment of benefits to the system upon reemployment; to provide eligibility requirements for recalculation of benefits and restoration of service credit; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 408—**  
BY REPRESENTATIVE HOFFMANN  
AN ACT

To amend and reenact R.S. 47:1907(G) and to enact R.S. 47:1907(F)(1)(d), relative to assessors certification and continuing education requirements; to require certain additional courses and examinations; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 419—**  
BY REPRESENTATIVES EDWARDS AND WHITE  
AN ACT

To amend and reenact R.S. 33:1233(A)(2)(b)(ii), relative to the compensation of members of certain parish governing authorities; to provide for an increase in the maximum allowable monthly salary of such members; to authorize certain governing

authorities to increase the salary of certain officers; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 422—**  
BY REPRESENTATIVE GREENE  
AN ACT

To repeal Part I of Chapter 1 of Subtitle IV of Title 47 of the Louisiana Revised Statutes of 1950, comprised of R.S. 47:2401 through 2426, relative to the inheritance tax; to repeal the tax; and to provide for an effective date.

Reported without amendments.

**HOUSE BILL NO. 438—**  
BY REPRESENTATIVE LIGI  
AN ACT

To amend and reenact R.S. 49:1015(F)(3), relative to drug testing by certain public employers of certain public employees; to provide for the application of certain drug testing requirements to certain parishes and municipalities; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 461—**  
BY REPRESENTATIVE RITCHIE  
A JOINT RESOLUTION

Proposing to add Article VII, Section 18(G)(6) of the Constitution of Louisiana, relative to the special assessment level when the homestead has been sold or expropriated under certain circumstances; to authorize the transfer of the special assessment level to a new homestead in cases where a homestead has been sold or expropriated under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 520—**  
BY REPRESENTATIVE MONTOUCEZ  
AN ACT

To repeal R.S. 11:1113, relative to the Louisiana School Employees' Retirement System, to remove the prohibition of being a member of two retirement systems; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 523—**  
BY REPRESENTATIVES CONNICK AND WILLMOTT  
AN ACT

To enact R.S. 33:1373(F), relative to Jefferson Parish; to authorize the parish to take certain judicial actions against certain owners of certain premises; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 523 by Representative Connick

AMENDMENT NO. 1  
On page 2, line 4, before "If the" change "(2)" to "(3)"

**HOUSE BILL NO. 524—**  
BY REPRESENTATIVE LEBAS  
AN ACT

To enact R.S. 47:1925.9, relative to assessment districts; to provide relative to the assessor in the Evangeline Parish Assessment District; to authorize the assessor in such district to receive an automobile expense allowance; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 574—**

BY REPRESENTATIVE GARY SMITH  
AN ACT

To enact R.S. 17:7(27), relative to student and school employee interactions at public elementary and secondary schools; to require the State Board of Elementary and Secondary Education to adopt rules and regulations prohibiting certain interactions except in accordance with specified guidelines and limitations; to provide for exceptions; to provide for implementation, oversight, and enforcement of such guidelines and limitations by public school governing authorities; to provide for effectiveness; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 604—**

BY REPRESENTATIVE MILLS  
AN ACT

To enact R.S. 33:4574.1.1(A)(45), relative to hotel occupancy taxes levied by tourist commissions; to authorize tourist commissions in a class of parishes to levy additional taxes; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 608—**

BY REPRESENTATIVE TIM BURNS  
AN ACT

To amend and reenact R.S. 47:463.103(E) and 490.19(A), relative to special prestige license plates; to remove certain provisions for certain specified plates requiring a minimum number of applicants; to provide relative to military honor license plates; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 610—**

BY REPRESENTATIVE WHITE  
AN ACT

To amend and reenact R.S. 38:2212(A)(1)(f) and 2212.1(B)(4), relative to public contracts; to provide the option for contractors to electronically submit bids for public contracts; to provide for the receipt of electronic bids by political subdivisions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 657—**

BY REPRESENTATIVE TRAHAN  
AN ACT

To amend and reenact R.S. 17:6(A)(14)(b), relative to school employees; to prohibit school employees from being required to complete certain paperwork under certain circumstances; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 665—**

BY REPRESENTATIVE MILLS  
AN ACT

To enact R.S. 33:2711(D), relative to sales and use taxes levied by municipalities; to authorize certain municipal governing authorities to create sales tax districts; to authorize the levy of an additional local sales and use tax in a sales tax district under certain circumstances; to provide for the collection and the disposition of the proceeds of the sales and use tax levied in a sales tax district; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 704—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 11:2256(B)(1)(a), relative to the Firefighters' Retirement System; to provide with respect to benefits payable to the surviving spouse of a deceased member if the member suffers a line of duty death; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 733—**

BY REPRESENTATIVE SCHRODER  
AN ACT

To amend and reenact R.S. 33:1236(54), relative to parish littering ordinances; to provide relative to the enforcement of such ordinances and penalties for violations in certain parishes; to provide exceptions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 754—**

BY REPRESENTATIVE DIXON  
AN ACT

To enact R.S. 17:416.20, relative to student conduct standards; to require public elementary and secondary school governing authorities to take certain actions relative to student awareness and understanding of applicable discipline rules and code of conduct requirements; to provide guidelines; to provide effectiveness; to provide an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 765—**

BY REPRESENTATIVE HUTTER  
AN ACT

To enact R.S. 38:84(C), relative to federal flood insurance; to require a parish or municipality to comply with all applicable federal flood plain management and flood insurance programs under certain circumstances; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 814—**

BY REPRESENTATIVE TEMPLET  
AN ACT

To amend and reenact R.S. 32:295(I) and to enact R.S. 32:414(T), relative to child restraint systems; to provide for fines for failure to properly restrain a child; to provide for suspensions of licenses under certain circumstances; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 832—**

BY REPRESENTATIVE HENRY  
AN ACT

To amend and reenact R.S. 32:387(J) and to enact R.S. 32:387(H)(1)(c) and (K), relative to permits for transportation of sealed containers; to provide that a permit for a sealed ocean container be issued for the container rather than the transport vehicle; to provide that regulations for vehicles transporting intermodal containers be applicable to all domestic and international trade; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 874—**

BY REPRESENTATIVE TUCKER  
AN ACT

To amend and reenact R.S. 33:3701 through 3705, relative to railroad crossings; to provide applicability to parishes; to provide for acquisition of railroad crossings; to provide relative to access to state highways, streets, or alleys; to provide for dispute resolution by the Louisiana Department of Transportation and

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Development; to provide for the allocation and payment of costs; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 874 by Representative Tucker

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 3, 2008, on line 3 change "Public Service Commission" to "Louisiana Public Service Commission"

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 3, 2008, change "Public Service Commission" to "Louisiana Public Service Commission"

HOUSE BILL NO. 886—

BY REPRESENTATIVE MORRELL AN ACT

To amend and reenact R.S. 40:600.14, relative to the Louisiana Housing Finance Agency; to provide relative to the issuance of bonds by such agency; to require the agency to give notice to certain persons prior to a meeting of the State Bond Commission in which the agency is seeking approval to issue certain bonds for certain purposes; to provide relative to a procedure therefor; to require certain political subdivisions to hold a public hearing in certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 905—

BY REPRESENTATIVE TUCKER AN ACT

To amend and reenact R.S. 33:9039.15(B), relative to community development districts; to provide for the appointment rather than the election of certain members of certain boards of commissioners of community development districts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 931—

BY REPRESENTATIVES GEYMANN AND KLECKLEY AN ACT

To amend and reenact R.S. 33:9576(C)(4), relative to Calcasieu Parish; to provide relative to the Calcasieu Parish Gaming Revenue District; to provide relative to funds distributed to Calcasieu Parish and the city of Lake Charles by such district; to provide relative to the expenditure and distribution of such funds by the governing authorities of the parish and the city; to require the governing authorities of the parish and the city to prepare reports regarding such expenditures and distributions; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

HOUSE BILL NO. 1005—

BY REPRESENTATIVE ABRAMSON AN ACT

To amend and reenact R.S. 33:9091.3 and to enact R.S. 33:9091.12, relative to Orleans Parish; to provide relative to the Audubon Area Security District; to create the Upper Audubon Security District; to provide relative to the purpose, governance, and powers and duties of the districts; to provide relative to the funding of the districts, including the levy of taxes and fees; to provide for the merger of the Audubon Area Security District or a part thereof with another district or a part thereof; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

HOUSE BILL NO. 1053—

BY REPRESENTATIVE HARRISON AN ACT

To amend and reenact R.S. 17:1941 through 1947 and to repeal R.S. 17:1942.1, 1947.1, 1948 through 1954, and 1958, all relative to the education of children with exceptionalities; to provide for a comprehensive revision of the educational opportunities for children with exceptionalities provisions; to provide for a statement of policy; to provide for definitions; to provide for administration; to provide for responsibilities of local education agencies; to provide relative to special schools and school districts, safeguards, and funding for special educational services; to repeal provisions relative to notice of proposed rules, strategic plans and guidelines; assistance for local educational agencies, purchase of special education and related services, personnel development systems, an advisory panel, and liability limitations for certain providers; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1057—

BY REPRESENTATIVE NOWLIN AN ACT

To enact R.S. 33:2740.69, relative to the hotel occupancy tax; to authorize the city of Natchitoches to levy and collect an additional hotel occupancy tax within the city; to provide relative to the purposes for which the proceeds of the tax may be used; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1078—

BY REPRESENTATIVE ROBIDEAUX AN ACT

To amend and reenact R.S. 11:444(B)(3) and (C), relative to the Louisiana State Employees' Retirement System; to provide relative to the computation of retirement benefits; to provide for adjustments to retirement benefits commencing prior to age sixty-two; to provide for an exception to the adjustment of

benefits for persons providing police protection, firefighting services, and emergency medical services; to provide for the adjustment of retirement benefits commencing after age sixty-five; to provide for an effective date; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1093—**

BY REPRESENTATIVE CONNICK

AN ACT

To enact R.S. 33:1236(49)(e), relative to the powers of parish governing authorities; to provide relative to contempt fines and court costs charged to property owners in a parish for failure to repair or demolish derelict structures; to authorize the governing authority of a parish to place the contempt fines and court costs on the ad valorem tax rolls of the parish; to provide procedures therefor; to provide for the collection of such contempt fines and court costs; to authorize a collection fee for the sheriff of such parish; to provide relative to any action brought to contest the placing of such contempt fines and court costs on the tax rolls; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1093 by Representative Connick

**AMENDMENT NO. 1**

On page 2, line 19, following "fines," and before "court" insert "other fines."

**HOUSE BILL NO. 1104—**

BY REPRESENTATIVES TUCKER, HONEY, PONTI, TRAHAN, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DOERGE, DOVE, DOWNS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HOWARD, HUTTER, GIROD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONTOUCKET, MORRELL, MORRIS, NOWLIN, PEARSON, PERRY, PETERSON, POPE, PUGH, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRÖDER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

AN ACT

To amend and reenact R.S. 23:1 through 12, 14(A), 15, 16, 71, 72(1) and (3), 73(A)(1)(introductory paragraph) and (2), (B), (C), (D), and (E)(2), 74, 75(D), 76(C), 1472(1), 2042 through 2046, 2047(A), 2048 through 2056, 2061 through 2063, 2065 through 2067, 2069(A), 2070, 2091(A)(introductory paragraph) and (1), (B)(introductory paragraph) and (8), and (C), 2092, 2100, 2151(A), (B), and (E), 2152, 2153, 2191, and 2192, R.S. 36:3(2), (3), (4), (6), and (7), 4(A)(6), 8(E)(1), 301 through 307, 308(A) and (D), 309(B), (C)(introductory paragraph) and (4), (D), (E), and (F), 310, and 313, and R.S. 49:191(3)(g) and 968(B)(5) and (21)(b), to enact R.S. 23:17 through 20, 33, 34, 72(4) and (5), 73(A)(1)(d), 75(E), 77, 78, and 2193 through 2212 and R.S. 36:8(E)(2)(j), and to repeal R.S. 23:2064, 2068, and 2093 through 2099 and R.S. 36:4(B)(14), 311, and 312, relative to the Department of Labor; to change the name of the Department of Labor to the Louisiana Workforce Commission; to provide for the creation of the commission; to provide for the executive director of the commission; to establish the purpose of the commission; to establish the powers and duties of the commission; to provide for employee performance evaluations; to require the integration of certain workforce development programs; to provide for client accessibility; to authorize the executive director to delegate certain functions; to require the design and implementation of a plan for workforce training and services; to provide for the administration of funding; to provide relative to block grants for local workforce development areas;

to establish legislative intent; to provide for definitions; to require the maintenance of a comprehensive labor market information system; to require entities to cooperate with the commission; to provide for the availability of consumer information; to provide with respect to data exchange; to provide for the Occupational Forecasting Conference and its duties; to provide for the development and management of workforce system information resources; to change the name of the Louisiana Workforce Commission to the Louisiana Workforce Investment Council and to establish its purposes; to provide for the membership of the council; to provide procedures to select the chairman and vice chairman; to provide for the terms of the membership; to authorize the removal of members under certain circumstances; to provide for designees of the council members; to establish the goals of the council; to require the adoption of a strategic plan; to establish the duties and functions of the council; to establish the organizational structure of the council; to provide for workforce investment boards; to authorize the governor to designate workforce development areas; to authorize the creation of local workforce development boards; to provide for the training for local workforce development board members; to authorize the commission to charter boards; to authorize the governor to certify boards; to provide the membership of boards; to provide for the removal of workforce investment board members; to provide for the responsibilities of the board; to establish the local workforce development system; to require the adoption of local and regional workforce development plans; to require the adoption of a budget; to require the submission of a report; to require approval of the board's fiscal agent; to provide for contracting service delivery; to provide relative to conflicts of interests; to provide for the eligibility of incentives and waivers; to allow the application for nonprofit status; to authorize the employment of staff; to include the Louisiana Workforce Commission as a department within the executive branch of government; to provide for its officers, duties, and offices; to provide for the termination of the Louisiana Workforce Commission; to require the commission to submit certain reports; to require the Louisiana Workforce Investment Council to submit certain reports; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Re-Engrossed House Bill No. 1104 by Representative Tucker

**AMENDMENT NO. 1**

On page 6, line 9, change "Section" to "Title"

**AMENDMENT NO. 2**

On page 35, line 14, following "provisions of" and before "Subtitle" change "Chapter 1," to "Chapter 1 of"

**AMENDMENT NO. 3**

On page 54, line 23, before "." insert "of 1998 (29 U.S.C. 2801 et seq.)"

**AMENDMENT NO. 4**

On page 55, line 22, insert "(29 U.S.C. 2801 et seq.)"

**HOUSE BILL NO. 1139—**

BY REPRESENTATIVE POPE

AN ACT

To amend and reenact R.S. 32:125(B)(1) and 300.1(A), relative to traffic regulation; to provide that a driver shall slow down to a speed twenty-five miles per hour below the posted speed limit upon approach of an emergency vehicle; to provide for low-speed vehicles; and to provide for related matters.

Reported with amendments.

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LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1139 by Representative Pope

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 3, 2008, on line 2 after "line 2," delete the remainder of the line and insert "change "32:125(B)(1)" to "32:125(B)" and on page 1, line 7, change "32:125(B)(1)" to "32:125(B)""

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 3, 2008, on line 4 after the open quotation mark and before "provide," delete "to"

HOUSE BILL NO. 1141—

BY REPRESENTATIVES LEGER AND HUTTER  
AN ACT

To amend and reenact R.S. 38:247(D) and to enact R.S. 38:247(E) and R.S. 49:213.4(E), relative to hurricane protection projects; to prohibit any state agency or entity from entering into certain contracts with the United States Army Corps of Engineers relative to hurricane protection projects; and to provide for related matters.

Reported without amendments.

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.

Reported without amendments.

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.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1188 by Representative Greene

AMENDMENT NO. 1

On page 3, line 11, change "Title" to "Subtitle"

HOUSE BILL NO. 1190—

BY REPRESENTATIVE HENRY BURNS  
AN ACT

To repeal R.S. 2:1(5) and 2 through 4, relative to aeronautics; to repeal the definition of "aircraft registrar;" to repeal the provisions relative to aircraft registration; and to repeal the provisions regarding qualifications of pilots to obtain, possess, and display licenses.

Reported without amendments.

HOUSE BILL NO. 1206—

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

Reported without amendments.

HOUSE BILL NO. 1240—

BY REPRESENTATIVE HONEY  
AN ACT

To amend and reenact R.S. 47:463.31(C) and (E), relative to special college and university license plates; to provide for an annual royalty fee; to provide for the amount of fees forwarded to the specific institution; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1252—

BY REPRESENTATIVE MONTOUCE  
AN ACT

To enact R.S. 33:1994.1, relative to hours of work for firemen; to provide relative to the maximum number of consecutive hours firemen may be required to work; to provide exceptions; to provide for the minimum number of consecutive hours off duty to which a fireman shall be entitled under certain circumstances; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1256—

BY REPRESENTATIVE DOWNS  
AN ACT

To amend and reenact R.S. 17:53, relative to city, parish, and other local public school board members; to provide that school board members shall receive training and instruction annually; to require that a certain minimum number of hours focus on certain topics for school board members in certain districts; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1276—

BY REPRESENTATIVE CHAMPAGNE  
AN ACT

To enact R.S. 33:3819(E), relative to the Southeast Waterworks District No. 2 of Vermilion Parish; to authorize the Vermilion Parish governing authority to increase the per diem paid to the members of the board of commissioners of the district; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1347—

BY REPRESENTATIVES AUSTIN BADON, TIM BURNS, CARTER,  
CONNICK, CROMER, GREENE, HAZEL, HENRY, LIGI, LORUSSO,  
MONICA, PEARSON, PERRY, PUGH, ROBIDEAUX, SCHRODER,  
SMILEY, TALBOT, AND TUCKER  
AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4011 through 4025, relative to educational options for parents and other legal guardians; to establish and provide for the implementation of the Student Scholarships for Educational Excellence Program; to provide for legislative findings; to provide for definitions; to provide

relative to the duties and responsibilities of the State Board of Elementary and Secondary Education and the state Department of Education; to provide relative to eligibility and participation requirements for students and schools; to provide relative to selection and enrollment of eligible students; to provide relative to funding and payments to eligible schools including eligible nonpublic schools; to provide relative to testing; to provide for reports; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 1362— (Substitute for House Bill No. 1061 by Representative Hutter)**  
 BY REPRESENTATIVE HUTTER  
 AN ACT

To enact R.S. 32:173.1 and to repeal R.S. 32:173, relative to railroad crossings; to provide that commercial motor vehicles and buses transporting passengers abide by federal regulations pertaining to stopping at railroad crossings; 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 and Joint Resolutions were read by title and passed to a third reading.

**Senator Broome in the Chair**

**Introduction of Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 91—**  
 BY SENATOR LONG AND REPRESENTATIVE NOWLIN  
 A CONCURRENT RESOLUTION

To commend Katy Jordan of Natchitoches Central High School, daughter of Kathy and Robin Jordan upon her selection as an alternate representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Morrish
Adley	Erdey	Mount
Alario	Gautreaux B	Murray
Amedee	Gautreaux N	Nevers
Broome	Gray	Quinn
Cassidy	Hebert	Riser
Cheek	Jackson	Shaw
Cravins	Kostelka	Shepherd
Crowe	LaFleur	Smith
Donahue	Long	Thompson
Dorsey	Martiny	Walsworth
Duplessis	McPherson	
Total - 35		

**NAYS**

Total - 0

**ABSENT**

Heitmeier  
 Total - 3  
 Marionneaux  
 Michot

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

**Messages from the House**

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

**Message from the House**

**ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS**

June 4, 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. 97—**  
 BY REPRESENTATIVE RICHMOND  
 A CONCURRENT RESOLUTION

To urge and request the Criminal District Court for the parish of Orleans to seriously consider establishing a reentry court to focus on the rehabilitation of offenders.

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

**House Concurrent Resolutions**

Senator Shepherd 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. 97—**  
 BY REPRESENTATIVE RICHMOND  
 A CONCURRENT RESOLUTION

To urge and request the Criminal District Court for the parish of Orleans to seriously consider establishing a reentry court to focus on the rehabilitation of offenders.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

June 4, 2008

**NAYS**

Total - 0

**ABSENT**

Heitmeier Michot  
Total - 2

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

**House Concurrent Resolutions  
on Second Reading**

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

**HOUSE CONCURRENT RESOLUTION NO. 42—  
BY REPRESENTATIVE HARDY AND SENATOR CRAVINS  
A CONCURRENT RESOLUTION**

To designate the city of Opelousas as the Zydeco Capital of the World.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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
Dorsey	Long	Shepherd
Duplessis	Marionneau	Smith
Dupre	Martiny	Thompson
Erdey	McPherson	Walsworth

Total - 36

**NAYS**

Total - 0

**ABSENT**

Mr. President Donahue  
Total - 2

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

**HOUSE CONCURRENT RESOLUTION NO. 81—  
BY REPRESENTATIVE NOWLIN  
A CONCURRENT RESOLUTION**

To create a task force to study and resolve problems between the contract poultry growers and poultry integrators and to recommend the best practices and approaches to resolving their problem; to require that a report of its findings and recommendations be submitted to the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development and the Senate Committee on Agriculture specifying its activities, problems, recommendations, and action taken on recommendations.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 38

**NAYS**

Total - 0

**ABSENT**

Total - 0

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

**HOUSE CONCURRENT RESOLUTION NO. 85—  
BY REPRESENTATIVE WILLIAMS  
A CONCURRENT RESOLUTION**

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study possible strategies, methods, and policies to prevent physicians and other health care practitioners from prescribing an alternative brand of medication because of financial incentives.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 38

**NAYS**

Total - 0

**ABSENT**

Total - 0

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



**HOUSE CONCURRENT RESOLUTION NO. 103—**

BY REPRESENTATIVE HOWARD  
A CONCURRENT RESOLUTION

To urge and request the Judicial Council of the Supreme Court of Louisiana to study whether the caseload of the Eleventh Judicial District Court, comprised of Sabine Parish, warrants the creation of an additional judgeship.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

**NAYS**

Total - 0

**ABSENT**

Total - 0

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

**HOUSE CONCURRENT RESOLUTION NO. 104—**

BY REPRESENTATIVES MONICA AND LEGER  
A CONCURRENT RESOLUTION

To authorize and request that the Board of Examiners of Certified Shorthand Reporters study whether there is a shortage of certified court reporters in rural parishes of the state and report its findings and recommendations to the House of Representatives prior to the convening of the 2009 Regular Session.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

**NAYS**

Total - 0

**ABSENT**

Total - 0

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

**HOUSE CONCURRENT RESOLUTION NO. 105—**

BY REPRESENTATIVE JANE SMITH  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Veterans Affairs and the Veterans Affairs Commission to study and make recommendations before the 2009 Regular Session of the Legislature, to establish the Afghanistan, Iraq, Global War on Terror Bonus Plan and to recommend a program for payments to certain Louisiana residents who have been deployed for active duty in either Operation Enduring Freedom, Operation Iraqi Freedom, or the Global War on Terror.

The resolution was read by title and referred by the President to the Committee on Judiciary A.

**HOUSE CONCURRENT RESOLUTION NO. 107—**

BY REPRESENTATIVE DOWNS  
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with the public postsecondary education management boards, to study current policies and practices relative to the accessibility of textbooks and other instructional materials for use by blind students at public postsecondary educational institutions and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the convening of the 2009 Regular Session.

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

**HOUSE CONCURRENT RESOLUTION NO. 110—**

BY REPRESENTATIVES JANE SMITH, HENRY BURNS, EDWARDS, HOFFMANN, AND TRAHAN  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to revise the Louisiana Educational Assessment Program testing schedule to provide for the administration of the tests required pursuant to the program to begin no earlier than the second week of April for the 2009-2010 school year and no earlier than the first week of May for the 2010-2011 school year and thereafter, and to adopt a policy prohibiting any public elementary or secondary school from starting the school year prior to the last week of August.

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

**HOUSE CONCURRENT RESOLUTION NO. 114—**

BY REPRESENTATIVE TRAHAN  
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in fulfilling the board's constitutional duties to formulate and make timely revision of a master plan for postsecondary education, which shall include a formula for the equitable distribution of funds to the institutions of postsecondary education, to require, effective with Fiscal Year 2009-2010 and thereafter, that at least fifteen percent of an institution's funding pursuant to the formula be allocated based on performance standards, including but not limited to improvements in student retention and graduation rates and increases in the amounts of external funding generated for the institution compared to institutional peers.

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

June 4, 2008

**HOUSE CONCURRENT RESOLUTION NO. 115—**  
BY REPRESENTATIVES TRAHAN, HARDY, AND HOFFMANN  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in consultation with the Louisiana High School Athletic Association, to study all issues relative to minimum academic eligibility requirements for participation by students in interscholastic athletics and other extracurricular activities, including but not limited to a review of other states' policies and laws relative to such issue, and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than January 1, 2009.

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

**HOUSE CONCURRENT RESOLUTION NO. 116—**  
BY REPRESENTATIVE TRAHAN  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, the Board of Supervisors of Community and Technical Colleges, and the Board of Regents jointly to study the feasibility and advisability of transferring the administration of adult education programs from the State Board of Elementary and Secondary Education to the Board of Supervisors of Community and Technical Colleges and to report study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

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

**HOUSE CONCURRENT RESOLUTION NO. 119—**  
BY REPRESENTATIVE WOOTON  
A CONCURRENT RESOLUTION

To urge and request nonprofit corporations located within the state of Louisiana who conduct charitable gaming to utilize charitable gaming proceeds solely for educational, charitable, patriotic, religious, or public-spirited purposes within the state of Louisiana.

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

**HOUSE CONCURRENT RESOLUTION NO. 120—**  
BY REPRESENTATIVE HARDY  
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Public Safety and Corrections, the sheriff, or any operator of a private correctional facility to provide notification within one hour of discovery of the escape of a prisoner to the newspaper of general circulation in the area where the prisoner escaped and to the radio and television media servicing the area where the prisoner escaped for publication and broadcast.

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

**HOUSE CONCURRENT RESOLUTION NO. 125—**  
BY REPRESENTATIVE BARROW  
A CONCURRENT RESOLUTION

To urge and request the Department of Labor to study the need for an annual cost-of-living wage increase for direct support professionals and design a plan for implementing such raises for direct support professionals.

The resolution was read by title and referred by the President to the Committee on Labor and Industrial Relations.

**HOUSE CONCURRENT RESOLUTION NO. 126—**  
BY REPRESENTATIVE LABRUZZO  
A CONCURRENT RESOLUTION

To urge and request the legislative auditor to conduct an audit of the Greater New Orleans Expressway Commission.

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

**HOUSE CONCURRENT RESOLUTION NO. 129—**  
BY REPRESENTATIVES LAFONTA AND GIROD JACKSON  
A CONCURRENT RESOLUTION

To direct the attorney general to investigate the design and construction defects in the foundations of homes built adjacent to canals in the Woodmere subdivision in Harvey, Louisiana.

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

**HOUSE CONCURRENT RESOLUTION NO. 130—**  
BY REPRESENTATIVE ABRAMSON  
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations on the revision of the laws relative to the use and prohibition of counterletters.

The resolution was read by title and referred by the President to the Committee on Judiciary A.

**HOUSE CONCURRENT RESOLUTION NO. 131—**  
BY REPRESENTATIVES ROY, ANDERS, FRANKLIN, KLECKLEY,  
LAFONTA, MONICA, AND PEARSON  
A CONCURRENT RESOLUTION

To urge and request the Department of Insurance to conduct a study on statutorily mandated health insurance benefits to determine what each such statutory mandate costs in terms of absolute dollars and as a percentage of total health insurance premiums.

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

**HOUSE CONCURRENT RESOLUTION NO. 132—**  
BY REPRESENTATIVE JANE SMITH  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study and review recommended best practices relative to the use of additional safety devices not currently required by law to alert motor vehicle drivers when a school bus is preparing to stop or is stopped on a roadway for the loading or unloading of riders or is stopped for other reasons as required by law; to provide for the board to make certain determinations relative to establishing a pilot program to be implemented during the 2009-2010 school year for the purpose of evaluating benefits to the safety of students, other bus riders, and bus operators of requiring school buses to be equipped with such additional devices; to provide study guidelines; and to require submission of a report on study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the 2009 Regular Session of the Legislature.

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

**HOUSE CONCURRENT RESOLUTION NO. 139—**  
BY REPRESENTATIVE HARRISON  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court to institute mandatory continuing legal education for judges on the family law topics of child custody and child support guidelines.

The resolution was read by title and referred by the President to the Committee on Judiciary A.

**HOUSE CONCURRENT RESOLUTION NO. 143—**

BY REPRESENTATIVE HARDY  
A CONCURRENT RESOLUTION

To request the Department of Public Safety and Corrections to study and make recommendations on the feasibility of sentencing certain offenders who violate the Uniform Controlled Dangerous Substances Law to military service as an alternative to incarceration.

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

**HOUSE CONCURRENT RESOLUTION NO. 149—**

BY REPRESENTATIVE LAFONTA  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Attorney Disciplinary Board to discipline prosecutors who violate the Rules of Professional Conduct as adopted by the Supreme Court of Louisiana.

The resolution was read by title and referred by the President to the Committee on Judiciary A.

**HOUSE CONCURRENT RESOLUTION NO. 151—**

BY REPRESENTATIVES HOFFMANN, ARMES, AUBERT, AUSTIN, BADON, CARMODY, CARTER, CHANDLER, CHANEY, DIXON, DOWNS, EDWARDS, LEGER, RICHARDSON, RITCHIE, PATRICIA SMITH, AND TRAHAN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in conjunction with the High School Redesign Commission, to develop and implement two separate curricular strands and two related diploma versions for high school students and to submit a written report on the status of such development and implementation to the House Committee on Education and the Senate Committee on Education not later than December 31, 2008.

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

**HOUSE CONCURRENT RESOLUTION NO. 155—**

BY REPRESENTATIVE MILLS  
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the development and implementation of civil commitment procedures for the treatment of sexually violent predators and child sexual predators.

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

**HOUSE CONCURRENT RESOLUTION NO. 176—**

BY REPRESENTATIVE KATZ  
A CONCURRENT RESOLUTION

To recognize June 12, 2008, as the Daughters of the American Revolution, Sons of the American Revolution, and Children of the American Revolution Day in Louisiana.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 38  
NAYS

Total - 0  
ABSENT

Total - 0

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

**HOUSE CONCURRENT RESOLUTION NO. 177—**

BY REPRESENTATIVE GARY SMITH  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to extend the Gulf Opportunity Zone Act of 2005 bonus depreciation benefit to all parishes in the Gulf Opportunity Zone.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 38  
NAYS

Total - 0  
ABSENT

Total - 0

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

**HOUSE CONCURRENT RESOLUTION NO. 178—**

BY REPRESENTATIVE PERRY  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to direct the Federal Emergency Management Agency to review its recovery policies and programs and prepare a report and outline on the social and economic issues involved in the implementation of the rules and regulations of the National Flood Insurance Program, as that implementation affects the rebuilding efforts in all coastal Louisiana communities impacted by Hurricanes Katrina and Rita.

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

June 4, 2008

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE CONCURRENT RESOLUTION NO. 179—

BY REPRESENTATIVE PERRY

A CONCURRENT RESOLUTION

To urge and request all state departments to review their recovery policies and programs as they affect the rebuilding efforts in all coastal Louisiana communities impacted by Hurricanes Katrina and Rita and to make recommendations to the Louisiana Legislature as to practical alternatives to such policies to allow for the preservation of the unique culture of coastal Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE CONCURRENT RESOLUTION NO. 180—

BY REPRESENTATIVE PERRY

A CONCURRENT RESOLUTION

To urge and request Louisiana State University to direct its academic faculty to prepare a report and outline on the social and economic issues involved in the implementation of the rules and regulations of the National Flood Insurance Program as that implementation affects the rebuilding efforts in all coastal Louisiana communities impacted by Hurricanes Katrina and Rita.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

HOUSE CONCURRENT RESOLUTION NO. 181—

BY REPRESENTATIVE MCVEA

A CONCURRENT RESOLUTION

To urge and request the Department of Economic Development, the division of administration, and the office of entertainment industry development to expeditiously move forward to review and approve infrastructure projects in the St. Francisville area.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Duplessis Dupre Total - 38	Martiny McPherson  NAYS	Walsworth
Total - 0	ABSENT	
Total - 0		

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

**HOUSE CONCURRENT RESOLUTION NO. 182—**  
BY REPRESENTATIVE PERRY

A CONCURRENT RESOLUTION

To urge and request the Vermilion Parish Police Jury to consider adoption of zoning ordinances to regulate the use of land pursuant to authority granted to it and all parish governments by R.S. 33:4780.40 et seq. in an effort to protect and promote the health, safety, and general welfare of the public.

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

**Reports of Committees**

The following reports of committees were received and read:

**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:

June 4, 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 CONCURRENT RESOLUTION NO. 68—**  
BY REPRESENTATIVE WILLIAMS

A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to function as a joint committee to study possible initiatives, policies, programs, and other actions to decrease childhood obesity in the state.

Reported favorably.

**HOUSE CONCURRENT RESOLUTION NO. 69—**  
BY REPRESENTATIVE WILLIAMS

A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and to function as a joint committee to study and make recommendations with respect to autism spectrum disorders.

Reported favorably.

**HOUSE BILL NO. 366—**  
BY REPRESENTATIVES KATZ, BURFORD, DOERGE, HILL, HINES, JOHNSON, LABRUZZO, LEBAS, MILLS, NOWLIN, POPE, SIMON, AND WILLIAMS AND SENATOR GRAY  
AN ACT

To enact R.S. 46:450.6, relative to Medicaid benefits for former foster children; to allow the Department of Health and Hospitals to exercise its option to extend an alternative benefits package under the Medical Assistance Plan to independent foster care adolescents; to provide for the components of an alternative benefits package; to authorize the department to choose between

regular Medicaid benefits or the alternative benefits package on behalf of participants; to provide for the promulgation of rules and regulations by the Department of Health and Hospitals; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 466—**  
BY REPRESENTATIVE RICHARD  
AN ACT

To amend and reenact R.S. 40:1300.256(B)(11), relative to the Louisiana Smokefree Air Act; to provide for the exception which permits smoking in designated well-ventilated rooms of nursing homes; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 799—**  
BY REPRESENTATIVE BALDONE  
AN ACT

To enact R.S. 39:1659 and Part LXV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.281, relative to prosthetic and orthotic services; to require that prostheses, orthoses, prosthetic services, and orthotic services which are purchased by a state agency be provided by an accredited facility; to require that purchases of prostheses, orthoses, prosthetic services, and orthotic services which are authorized for Medicaid reimbursement be provided by an accredited facility; to provide for definitions; to provide for regulations promulgated by the commissioner of administration; to provide for a special effective date; to provide for penalties; to provide for exceptions; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1098—**  
BY REPRESENTATIVE KATZ  
AN ACT

To amend and reenact R.S. 14:67.21, R.S. 28:825, R.S. 40:1299.58(A)(introductory paragraph) and (1) through (3), (B)(introductory paragraph), and (F), 1300.51(2)(introductory paragraph)(e) and (h), (3), and (5), 1300.122(1), 1300.123(1), 2006(E)(2)(q), (r), and (s), 2009.20(B)(1), 2120.1, 2120.2(2), (4), and (5), 2120.3(A), (B), and (G), 2120.4(A), (B)(6) and (9), (C), and (D), 2120.5(A), (C), and (D), 2120.6(A) and (B), and 2120.7(A)(1) and (4) and R.S. 46:2624(B)(7) and (8) and to repeal R.S. 40:1299.58(G), 1300.51(2)(d), (i), and (j), 2006(E)(2)(t), (u), (v), and (w), 2120.2(6), (7), and (8), 2120.3(H), Part II-E of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2120.11 through 2120.16, and Part II-F of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2120.21 through 2120.26, relative to home and community-based service providers; to define a home and community-based service provider; to provide for the services of home and community-based service providers; to provide for a single home and community-based service provider license and uniform fees for personal care attendant services agencies, respite care services agencies, supervised independent living programs, adult day care agencies, and family support agencies; to provide for home and community-based services for elderly persons and people with disabilities or mental illness; to provide for definitions; to provide for licensure; to provide for rules, regulations, and licensing standards; to provide for fees; to provide for surveys; to provide for penalties; to provide for enforcement upon the promulgation of final rules and regulations by the Department of Health and Hospitals; and to provide for related matters.

Reported with amendments.

June 4, 2008

**HOUSE BILL NO. 1245—**

BY REPRESENTATIVE LAFONTA  
AN ACT

To amend and reenact R.S. 40:2018.1(G), relative to the Louisiana Commission on HIV, AIDS, and Hepatitis C; to provide for a termination date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1384— (Substitute for House Bill No. 1268 by Representative Marchand)**

BY REPRESENTATIVE MARCHAND  
AN ACT

To amend and reenact R.S. 37:1271 and to enact R.S. 37:1262(4) and 1276.1, relative to the practice of telemedicine; to require a license to practice telemedicine; to make certain requirements of persons practicing telemedicine; to provide for a definition of telemedicine; to require the Louisiana State Board of Medical Examiners to issue a license to practice telemedicine to certain physicians; to require the promulgation of rules; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
WILLIE L. MOUNT  
Chairman

**REPORT OF COMMITTEE ON  
INSURANCE**

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

June 4, 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. 302—**

BY REPRESENTATIVES SAM JONES AND HARRISON AND SENATORS DUPRE AND B. GAUTREAU  
AN ACT

To amend and reenact R.S. 22:1430.12(D), relative to the Louisiana Citizens Property Insurance Corporation; to provide with respect to the rates charged by the corporation in St. Mary Parish; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 369—**

BY REPRESENTATIVE KLECKLEY  
AN ACT

To enact Part XXX-C of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1450.51 and 1450.52, relative to insurance product regulation; to provide for the state's participation in the Interstate Insurance Product Regulation Compact; to provide for the purposes of the compact; to provide for definitions; to provide for establishment of a commission and venue; to provide for powers of the commission; to provide for organization of the commission; to provide for meetings and acts of the commission; to provide for rules and operating procedures of the commission; to provide for rulemaking functions of the commission and opting out of uniform standards; to provide for commission records and enforcement; to provide for dispute resolution; to provide for product filing and approval; to provide for review of commission filing decisions; to provide for finances; to provide

for eligibility of compacting states and effective date and amendments to the compact; to provide for withdrawal, default and termination of compacting states; to provide for severability and construction; to provide for binding effect of compact and other laws; to provide for the designation of the Louisiana compact commission official; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 437—**

BY REPRESENTATIVE KLECKLEY  
AN ACT

To amend and reenact R.S. 22:636.1(B)(2), relative to automobile, property, casualty, and liability insurance policies; to provide that certain changes in deductible shall not be deemed cancellation of the policy; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 958—**

BY REPRESENTATIVES FOIL, ANDERS, ARMES, ARNOLD, AUBERT, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, HENRY BURNS, TIM BURNS, BURRELL, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, EDWARDS, ELLINGTON, FANNIN, GALLOT, GEYMAN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKEY GUILLORY, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, JOHNSON, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MONTOU CET, MORRELL, MORRIS, NORTON, PEARSON, PERRY, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROY, SCHRODER, SIMON, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON  
AN ACT

To enact R.S. 22:215.26 and to repeal R.S. 22:669(A)(1)(b)(iii) and (viii), relative to health insurance; to require health insurance policies, contracts, and plans, including health maintenance organization contracts or agreements, to provide coverage of the diagnosis and treatment of autism spectrum disorders in individuals less than seventeen years of age; to provide for certain limitations and exceptions; to delete pervasive developmental disorder or autism and Asperger's Disorder from the definition of severe mental illnesses mandated to be covered; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1290—**

BY REPRESENTATIVE LEBAS  
AN ACT

To enact R.S. 22:250.52(10), (11), and (12) and 250.56(C), relative to pharmacy claims; to require a remittance advice on each pharmacy claim; to require attachment of payment and to specify the contents of the remittance advice; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1312—**

BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 32:861(B)(2), (C)(1)(a) and (b), 866(A)(1) and (F), 894(A), and 900(B)(2)(a), (b), and (c), relative to motor vehicle liability policies; to provide for increased minimum liability limits in motor vehicle liability policies for damages resulting from bodily injury, death, or destruction of property; to provide for increased minimum motor vehicle bonds to be secured with the state treasurer for damages resulting from bodily injury, death, or destruction of property; to provide for limited recovery by an uninsured motorist involved in a nonfault motor vehicle accident; and to provide for related matters.

Reported with amendments.

**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.

Reported favorably.

**HOUSE BILL NO. 1375— (Substitute for House Bill No. 1348 by Representative Girod)**

BY REPRESENTATIVE GIROD JACKSON  
AN ACT

To enact R.S. 22:1425.1, relative to homeowner's insurance; to authorize insurers that write homeowner's insurance to provide a ten percent discount to active military personnel; to require the commissioner of insurance to adopt rules and regulations in accordance with the Administrative Procedure Act; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
DONALD R. CRAVINS JR.  
Chairman

**REPORT OF COMMITTEE ON**

**COMMERCE, CONSUMER PROTECTION  
AND INTERNATIONAL AFFAIRS**

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

June 4, 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:

**HOUSE BILL NO. 211—**  
BY REPRESENTATIVES CHANDLER, HOWARD, FANNIN, AND ARNOLD

AN ACT

To amend and reenact R.S. 40:1730.24(A), relative to fees charged for building code regulations by third-party providers; to provide for local governmental entities to set maximum fees on inspections when those entities contract with a third-party provider; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 253—**  
BY REPRESENTATIVE MILLS  
AN ACT

To amend and reenact R.S. 6:420(D) and (E) and to enact R.S. 6:420(F), relative to suspicious activities reported by financial institutions; to provide that state-chartered financial institutions provide a report of suspicious activity to the office of financial institutions in accordance with federal law; to provide that the commissioner may report suspicious activity to the attorney general or appropriate district attorney; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 346—**  
BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact R.S. 23:921(H) and to enact R.S. 23:921(J), (K), and (L), relative to covenants not to compete; to prohibit shareholders from engaging in a business similar to that of the corporation; to prohibit partners from engaging in a business similar to that of the partnership; to prohibit members from engaging in a business similar to that of the limited liability company; to provide for a period of time for such prohibition; to provide for exceptions in certain situations; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 556—**  
BY REPRESENTATIVES ARNOLD AND PONTI  
AN ACT

To amend and reenact R.S. 37:2156.1(F) and to enact R.S. 37:2150.1(14) and (15), relative to the licensing of electrical and mechanical contractors; to provide for definitions; to provide for preemption of certain contractors; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 1043—**  
BY REPRESENTATIVE FANNIN  
AN ACT

To enact R.S. 40:1730.23(E), relative to the documentation of new residential construction being in compliance with the state uniform construction code; to provide for documentation of new residential construction as being in compliance with the building code; to provide for costs charged by a lender; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1067—**  
BY REPRESENTATIVES EDWARDS AND DOWNS  
AN ACT

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

Reported with amendments.

**HOUSE BILL NO. 1159—**  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To enact R.S. 40:1651, relative to emergency elevator access; to provide for emergency elevator access; to require one master key; to allow for substitute emergency measures; to provide for enforcement; to provide for penalties; to grant rulemaking authority; to provide for definitions; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1162—**  
BY REPRESENTATIVE WOOTON  
AN ACT

To enact R.S. 45:164.1, relative to the attorney general; to provide for powers and duties; to provide relative to motor carriers transporting household goods; to provide for investigations; to provide for the adoption of fines and penalties for violations; to provide for an effective date; and to provide for related matters.

Reported favorably.

June 4, 2008

**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.

Reported with amendments.

**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.

Reported favorably.

**HOUSE BILL NO. 1305—**  
BY REPRESENTATIVE DOWNS  
AN ACT

To amend and reenact R.S. 40:1472.2(6), (14), (19), (25), and (26), 1472.3(A), (B), (C), (D), and (E), 1472.5(B), (C), and (E), 1472.6(A), and 1472.7(A) and to enact R.S. 40:1472.2(28), relative to the issuance of explosives licenses; to increase fees for the issuance of explosives licenses; to create an additional class of explosives license; to provide for more stringent requirements for explosives licenses; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1368— (Substitute for House Bill No. 819 by Representative Abramson)**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 9:3145, relative to the New Home Warranty Act; to provide for delivery of notice; to provide for rules and regulations for the notice; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
ANN D. DUPLESSIS  
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:

June 4, 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:

**HOUSE CONCURRENT RESOLUTION NO. 26—**  
BY REPRESENTATIVE ST. GERMAIN  
A CONCURRENT RESOLUTION

To adopt Joint Rule No. 7 of the Joint Rules of the Senate and House of Representatives, to establish the Atchafalaya Basin Program Oversight Committee to monitor, review, and make recommendations relative to all aspects of the Atchafalaya Basin Program in the Department of Natural Resources.

Reported favorably.

**HOUSE BILL NO. 278—**  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 42:1115.1(E), relative to the limitation on the provision of food, drink, and refreshment to a public servant by certain persons; to provide an exception for certain activities by, on behalf of, or for the benefit of an agency; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 596—**  
BY REPRESENTATIVE LIGI  
AN ACT

To amend and reenact R.S. 18:444(G), relative to parish executive committees of political parties in Jefferson Parish; to provide relative to the number of members on such committees and their election; to provide for effectiveness; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 598—**  
BY REPRESENTATIVE LIGI  
AN ACT

To repeal R.S. 17:60.1(K), relative to the Jefferson Parish School Board; to repeal the provision that if a member of the board qualifies for elective office, his school board office is thereby vacated.

Reported favorably.

**HOUSE BILL NO. 829—**  
BY REPRESENTATIVE DANAHAY  
AN ACT

To amend and reenact R.S. 42:1123(36), relative to governmental ethics; to provide relative to the time period during which public employees may accept certain donations and contributions from specified not-for-profit organizations or funds within the organizations; to provide for the deadline by which the organizations must report such donations and contributions to the Board of Ethics; to provide relative to the effectiveness of such provisions; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 844—**  
BY REPRESENTATIVES TUCKER AND GALLOT  
AN ACT

To enact R.S. 24:53(J), 55(H), and 57(4) and R.S. 49:74(A)(7) and (H), 76(H), and 77(5), relative to lobbying; to provide relative to the regulation of lobbying; to provide relative to registration and reporting; to provide for the duties of the Board of Ethics relative thereto; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 853—**  
BY REPRESENTATIVE TUCKER  
AN ACT

To amend and reenact R.S. 42:1141(C)(4)(a), (c), and (d) and to enact R.S. 42:1141(C)(7) and (8) and 1142(E), relative to enforcement of laws within the jurisdiction of the Board of Ethics; to provide relative to proceedings related to such enforcement; to provide relative to the powers, functions, and duties of the board relative to such enforcement; to provide relative to the powers, functions, and duties of the Ethics Adjudicatory Board and the division of administrative law relative to such enforcement; to provide for recusal; to provide relative to the composition of the Ethics Adjudicatory Board; to provide for the conduct of hearings and procedures related thereto; to provide relative to appeals; to provide relative to effectiveness; and to provide for related matters.

Reported with amendments.



**HOUSE BILL NO. 873—**  
BY REPRESENTATIVES SIMON AND GALLOT  
AN ACT

To amend and reenact R.S. 18:1306(E)(2), relative to voting; to provide relative to procedures for absentee by mail and early voting; to provide relative to materials for absentee by mail and early voting; to provide relative to certificates on absentee by mail and early voting ballot envelopes; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 922—**  
BY REPRESENTATIVE HENDERSON  
AN ACT

To amend and reenact R.S. 42:1123(18)(a) and to enact R.S. 42:1123(18)(b), relative to ethics; to allow a physician on the board of commissioners of certain hospital service districts to engage in certain transactions with or to be employed by certain entities that engage in certain transactions; to allow participation in certain transactions before the board; to provide for subsequent repeal of such provisions; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 923—**  
BY REPRESENTATIVES GALLOT AND BARRAS  
AN ACT

To amend and reenact R.S. 18:1303(B)(6) and (I) and 1307(G) and to enact R.S. 18:1303(K), relative to absentee voting by mail; to provide that certain persons involuntarily confined for mental treatment shall vote only absentee by mail; to provide for evidence of disability to be submitted in order to vote absentee by mail; to provide for indefinite applicability of applications to vote absentee by mail for disabled voters and senior citizen voters, including exceptions and procedures; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 947—**  
BY REPRESENTATIVE HUTTER  
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. 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.

Reported favorably.

**HOUSE BILL NO. 990—**  
BY REPRESENTATIVE BARROW  
AN ACT

To amend and reenact R.S. 18:116(A)(2)(a), relative to voter registration agencies; to designate the office of a public secondary school guidance counselor as a voter registration agency; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1044—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To enact R.S. 18:1463.1, relative to campaign practices; to require certain identification of the sources of telephone campaign communications; to provide for the content of such identification; to require certain approvals prior to causing such calls to be made; to provide definitions; to provide penalties for violations; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 1198—**  
BY REPRESENTATIVES TIM BURNS AND MORRELL  
AN ACT

To enact Part II-A of Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:1130.1 through 1130.6, relative to the code of ethics; to provide relative to unethical election practices; to prohibit certain false statements by candidates; to prohibit push polling that contains any false statement or question or contains or conveys any information or insinuation; to prohibit authorizing, approving, or causing calls to be made with certain deceptive caller identification information; to provide for definitions, enforcement, and applicability; to provide for penalties; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
ROBERT W. KOSTELKA  
Chairman

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

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

**HOUSE BILL NO. 958—**  
BY REPRESENTATIVES FOIL, ANDERS, ARMES, ARNOLD, AUBERT, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, HENRY BURNS, TIM BURNS, BURRELL, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, EDWARDS, ELLINGTON, FANNIN, GALLOT, GEYMAN, GISCLAIR, GREENE, ELBERT, GUILLORY, MICKEY, GUILLORY, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, JOHNSON, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MONTOU CET, MORRELL, MORRIS, NORTON, PEARSON, PERRY, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROY, SCHRODER, SIMON, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON  
AN ACT

To enact R.S. 22:215.26 and to repeal R.S. 22:669(A)(1)(b)(iii) and (viii), relative to health insurance; to require health insurance policies, contracts, and plans, including health maintenance organization contracts or agreements, to provide coverage of the diagnosis and treatment of autism spectrum disorders in individuals less than seventeen years of age; to provide for certain limitations and exceptions; to delete pervasive developmental disorder or autism and Asperger's Disorder from the definition of severe mental illnesses mandated to be covered; and to provide for related matters.

Reported favorably by the Committee on Insurance. The bill was read by title and recommitted to the Committee on Finance.

June 4, 2008

**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. 700—  
BY SENATOR QUINN**

AN ACT

To amend and reenact R.S. 44:4.1(B)(28) and to enact R.S. 46:236.1.11, relative to child support programs; to provide for electronic data matching and cooperation between the Department of Social Services and any insurance company licensed to issue insurance policies in the state; to provide for liability; to provide for unauthorized disclosure; to provide for an exception from the public records law; and to provide for related matters.

Reported with amendments by the Committee on Judiciary A.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Original Senate Bill No. 700 by Senator Quinn

**AMENDMENT NO. 1**

On page 1, delete line 2, and insert "To enact R.S. 46:236.1.11, relative to child"

**AMENDMENT NO. 2**

On page 1, delete line 6 and insert "disclosure; to provide certain terms, conditions, procedures, and requirements; and to provide"

**AMENDMENT NO. 3**

On page 1, delete lines 9 through 17

**AMENDMENT NO. 4**

On page 2, delete lines 1 through 5 and insert "Section 1. R.S. 46:236.1.11 is hereby enacted to read as follows:"

**AMENDMENT NO. 5**

On page 2, delete lines 8 through 17 and insert "**A. (1) Any insurance company authorized to issue workers' compensation and property and casualty insurance policies in the state shall provide to the department information on any individual who makes a personal injury, excluding property damage, wrongful death under a liability insurance contract, including uninsured or underinsured motorist coverages, or workers' compensation claim against an insurer or under any insurance policy in the form of electronic data files, pursuant to rules and regulations established by the department, so that the department can determine if any of the injured persons or insureds are persons who owe past due child support or overpayments of child support. The insurer shall provide the information required in this Section at no cost if the information is in a readily available structure or format. If the department requests the information in a structure or format that is not readily available, the insurer may charge a reasonable fee, not to exceed the actual cost of providing the information. This information shall be provided monthly and once received by the department shall be confidential information.**

**(2) Any insurance company, as described in Subsection (A)(1), that is participating in an insurance industry database which contains the necessary information as provided by the rules and regulations established by the department from which the department is obtaining information shall be in compliance with this Section of the law.**

**(3) Any insurance company, as described in Subsection (A)(1), without the technical ability to process the data exchange, or without the ability to employ a third-party data processor to process the data exchange, shall forward to the Department a list of all insureds, their social security numbers, addresses, dates of**

**birth and claim numbers so that the Department can match that list with the file or files of past-due support obligors or those owing overpayments of child support, compiled in accordance with Subsection (A)(1).**

**AMENDMENT NO. 6**

On page 2, line 18, delete "**five hundred**" and insert "**one thousand**"

**AMENDMENT NO. 7**

On page 2, line 19, after "**company**" insert "**as described in Subsection (A)(1)**"

**AMENDMENT NO. 8**

On page 2, delete lines 20 and 21 and insert "**indemnity or compensation to an injured person, a company shall prepare the claimant's identifying**"

**AMENDMENT NO. 9**

On page 2, line 27, after "**company**" insert "**as described in Subsection (A)(1)**"

**AMENDMENT NO. 10**

On page 2, line 29, delete "**receiving**" and insert "**that received**"

**AMENDMENT NO. 11**

On page 3, between lines 6 and 7, insert "**D. (1) The Department shall be authorized to obtain, through an interagency agreement with Department of Health and Hospitals, health insurance enrollment data currently being provided in accordance with federal law and La. R.S. 44:14.**

**(2) The provisions of Paragraph (D)(1) shall not apply to the following types of insurance: limited benefit health and accident; Civilian Health and Medical Program of the Uniformed Services (CHAMPUS); dental; disability income; fixed indemnity; long-term care; Medicare supplement; Medicare Advantage; specified disease; vision; basic hospital expense; and basic medical-surgical expense.**

**AMENDMENT NO. 12**

On page 3, line 7, change "**D.**" to "**E.**"

**AMENDMENT NO. 13**

On page 3, line 16, change "**E.**" to "**F.**"

**AMENDMENT NO. 14**

On page 3, line 26, change "**F.**" to "**G.**"

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

**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. 16—**

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact Code of Civil Procedure Article 4843(D), (E), (F), and (G), relative to city court jurisdiction; to increase the civil jurisdictional amount in dispute for the City Court of Baker, the City Court of Baton Rouge, the First and Second City Courts of the city of New Orleans, and the City Court of Zachary; 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 Reengrossed House Bill No. 16 by Representative Greene

AMENDMENT NO. 1

On page 1, at the beginning of line 4, delete "City Court of Baker,"

AMENDMENT NO. 2

On page 1, line 16, change "~~the City Court of Baker,~~" to "the City Court of Baker,"

AMENDMENT NO. 3

On page 2, line 8, delete "City Court of Baker, the"

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. 29—**

BY REPRESENTATIVE MORRIS

AN ACT

To amend and reenact Children's Code Article 327(A)(2), relative to videotaped statements of protected persons; to provide with respect to the admissibility of videotaped statements of protected persons in juvenile proceedings; 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. 120—**

BY REPRESENTATIVE WOOTON

AN ACT

To amend and reenact R.S. 15:833(A), (B)(1) and (3), and (C) and to enact R.S. 15:833(D) and 833.2, relative to the temporary release of inmates; to provide for eligibility for temporary furlough; to provide for the release of inmates for medical care under certain circumstances; to provide for temporary secured release of inmates; to provide for applicability; 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. 120 by Representative Wooton

AMENDMENT NO. 1

On page 3, line 8, after "inmate is" insert "to be"

AMENDMENT NO. 2

On page 3, line 11, delete "The" and insert "Notwithstanding any other provision of law to the contrary, the" and after "inmate" insert ", except an inmate sentenced to death,"

AMENDMENT NO. 3

On page 3, delete line 22 and insert the following: "prolonged coma or mechanical ventilation."

C. Any inmate authorized for temporary"

AMENDMENT NO. 4

On page 3, line 23, change "Subsection" to "Section"

On motion of Senator Martiny, 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. 123—**

BY REPRESENTATIVES WOOTON AND BALDONE

AN ACT

To amend and reenact R.S. 15:574.12(G)(1)(a), relative to information regarding offenders while incarcerated; to provide for the release of certain pieces of information to the public pertaining to an individual's activities while incarcerated; 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. 124—**

BY REPRESENTATIVES WOOTON AND BALDONE

AN ACT

To amend and reenact R.S. 14:134.1, relative to malfeasance in office; to provide relative to prohibited sexual conduct between persons confined in correctional institutions and law enforcement officers; to expand the crime to include work-release facilities and the division of probation and parole; to make technical changes; to provide that the penalty provision provides that the sentence imposed be served at hard labor; 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. 124 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 16, change "or" to "employed by"

On motion of Senator Martiny, 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. 125—**

BY REPRESENTATIVES ELBERT GUILLORY AND NORTON

AN ACT

To amend and reenact R.S. 15:874(5), relative to inmate compensation accounts; to provide for the use of interest income earned from the investment of inmates' money; 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. 127—**

BY REPRESENTATIVES WOOTON, BALDONE, AND ELBERT GUILLORY

AN ACT

To amend and reenact R.S. 15:574.4(A)(2)(c)(ii), relative to eligibility for participation in intensive incarceration and intensive parole supervision; to provide with respect to number of years an offender may be committed to the Department of Public Safety and Corrections and be eligible for intensive incarceration and intensive parole supervision; 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. 129—**

BY REPRESENTATIVES MONICA, MILLS, AND RICHARDSON

AN ACT

To amend and reenact Code of Civil Procedure Article 4911(A) and 4912(A)(1) and (B), relative to justice of the peace courts; to increase the civil jurisdictional amount in dispute generally and in other specific cases; and to provide for related matters.

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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. 134—**

BY REPRESENTATIVE HENRY  
AN ACT

To enact R.S. 13:4344.1, relative to the removal of mortgage inscriptions affecting property subject to judicial sale; to provide for the contents and filing of an affidavit by a title insurer; to provide procedures for the removal of mortgage inscriptions; to provide a cause of action for improper cancellation; to provide for indemnification and exemption from liability under certain circumstances; 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. 136—**

BY REPRESENTATIVE HENRY  
AN ACT

To amend and reenact R.S. 13:917(A) and to enact R.S. 13:2562.26, relative to the destruction of useless records by clerks of court; to provide for time limitations on the destruction of records; to provide for conformity of such provisions in parish courts in Jefferson Parish, including limitation of actions against the clerk or judge for destruction of such records; 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. 136 by Representative Henry

**AMENDMENT NO. 1**

On page 1, line 17, after "records" delete the remainder of the line and delete lines 18 through 20 and insert a period "."

**AMENDMENT NO. 2**

On page 2, at the beginning of line 10, after "the record or records" delete the remainder of the line and delete lines 11 through 13 and insert a period "."

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. 138—**

BY REPRESENTATIVE GEYMANN  
AN ACT

To enact R.S. 13:2586(F), relative to constables of justice of the peace courts; to authorize constables of such courts to effectuate service of process parishwide; 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. 139—**

BY REPRESENTATIVE HENRY  
AN ACT

To amend and reenact Children's Code Article 415(B) and to enact Children's Code Article 415(A)(3), relative to the destruction of inactive and closed files; to provide for destruction of certain domestic relations and adoption reports and records; to provide guidelines for electronic reproduction; 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. 139 by Representative Henry

**AMENDMENT NO. 1**

On page 1, line 13, after "records" delete "which" and insert in lieu thereof "provided that" and on line 14, after "reproduced" insert "such records"

**AMENDMENT NO. 2**

On page 1, line 15, after "reproduction" delete the remainder of the line, and delete line 16 and insert in lieu thereof "and such reproduction shall be retained permanently by the clerk of court."

**AMENDMENT NO. 3**

On page 1, line 19, after "and" delete "the" and insert in lieu thereof "any"

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. 206—**

BY REPRESENTATIVES WOOTON AND BALDONE  
AN ACT

To amend and reenact R.S. 15:561.5(14), relative to conditions of supervised release; to provide for the defraying of costs; to provide which entity receives supervised release payments; 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. 283—**

BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact Children's Code Articles 631(A) and 652, relative to child in need of care proceedings; to provide relative to filing petitions; to provide relative to discovery; 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. 289—**

BY REPRESENTATIVE WOOTON  
AN ACT

To direct the Louisiana State Law Institute to redesignate the provisions of R.S. 15:574.4(A)(2) regarding intensive incarceration and intensive parole supervision as R.S. 15:574.4.1.

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. 388—**

BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact Civil Code Articles 466 and 508, relative to component parts of immovable property; to provide relative to buildings and other constructions; to provide relative to accessories; 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. 393—**

BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact Code of Civil Procedure Article 1702(E), relative to default judgments; to provide for the confirmation of default judgments in a demand for divorce; to require certification of service; to provide for a certification by the clerk of court; 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. 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.

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. 424—**

BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact Code of Civil Procedure Article 74.4, relative to venue; to provide for venue for a suit on a promissory note; 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. 460—**

BY REPRESENTATIVE TUCKER  
AN ACT

To amend and reenact R.S. 46:2751(B)(1)(introductory paragraph) and (a) and to enact R.S. 46:2751(B)(1)(f), relative to the Juvenile Justice Reform Act Implementation Commission; to provide for the membership of the commission; 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. 492—**

BY REPRESENTATIVE RICHMOND  
AN ACT

To amend and reenact R.S. 32:663, relative to toxicology laboratories; to provide that certain professional organizations may be considered for certification; to provide for termination of certification; 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. 505—**

BY REPRESENTATIVE WOOTON  
AN ACT

To enact R.S. 11:608, relative to retired probation and parole officers; to allow officers to purchase their firearms upon retirement; to provide for certain criteria; 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. 531—**

BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 15:574.9(G)(2)(a)(ii) and Code of Criminal Procedure Article 900(A)(6)(b)(i)(bb), relative to probation and parole revocation; to amend the definition of a technical violation to include certain violations regarding controlled dangerous substances and drug paraphernalia; 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. 633—**

BY REPRESENTATIVE ANDERS  
AN ACT

To enact R.S. 9:2795.5, relative to civil liability; to provide a limitation of liability for certain agritourism activities; to provide for definitions; to provide for exceptions; to require certain warnings; 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 Reengrossed House Bill No. 633 by Representative Anders

**AMENDMENT NO. 1**

On page 1, delete lines 11 through 19 and insert

"(1) "Agritourism" means the travel or visit by the general public to, or the practice of inviting the general public to travel to or visit, a working farm, ranch, or other commercial agricultural, aquacultural, horticultural, or forestry operation for the purpose of enjoyment, education, or participation in the activities of the farm, ranch, or other agricultural, aquacultural, horticultural, or forestry operation.

(2) "Agritourism activities" means those activities related to agritourism as defined in rules and regulations adopted by the commissioner of agriculture and forestry in accordance with the Administrative Procedure Act, and which the conduct of any such activity is set forth in a plan of operation approved by the director of the Louisiana Cooperative Extension Service of the Louisiana State University Agricultural Center or his designee.

(3) "Agritourism professional" means any person and his employees or authorized agents who offers or conducts one or more agritourism activities for agritourism purposes.

(4) "Inherent risks of agritourism activity" means those conditions, dangers, or hazards that are an integral part of an agritourism activity, including surface and subsurface conditions of land and water; natural conditions of vegetation; the behavior of wild or domestic animals; those arising from the form or use of structures or equipment ordinarily used on a working farm, ranch, or other commercial agricultural, aquacultural, horticultural, or forestry operation; and the mistakes or negligent acts of a participant that may contribute to injury to the participant or others, including failing to follow instructions given by the agritourism professional or failing to exercise reasonable caution while engaging in the agritourism activity.

(5) "Participant" means any person, other than an agritourism professional, who engages in an agritourism activity, even if that person did not pay to participate in the agritourism activity."

**AMENDMENT NO. 2**

On page 2, delete lines 1 through 14

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. 681—**

BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact Children's Code Article 814(D), relative to juveniles; to provide with respect to the taking of a child into custody without a court order; to provide relative to duties of the peace officer; 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. 682—**

BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact Children's Code Article 818, relative to juveniles; to provide with respect to the identification procedures when taking children into custody; to authorize the photographing and fingerprinting of children taken into custody for felony and misdemeanor acts; to provide for the destruction of fingerprint records in certain cases; 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. 682 by Representative Hutter

AMENDMENT NO. 1

On page 2, line 13, delete "may" and insert "shall"

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. 748—**

BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 15:824(B)(1)(c)(introductory paragraph) and 831(A) and to enact R.S. 15:705(E), relative to the health care of inmates; to provide that a parish governing authority or the Department of Public Safety and Corrections shall reimburse health care providers for costs of extraordinary medical expenses of inmates at the published Medicare or Medicaid rate; 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. 768—**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact Code of Civil Procedure Article 2293(D), relative to notice of seizure in judgment debtor cases; to delete provisions requiring the automatic cancellation of the notice of seizure of property; to provide that a notice of seizure shall prescribe ten years after the date of recordation; to authorize a method of reinscription; 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. 768 by Representative Abramson

AMENDMENT NO. 1

On page line 13, change "automatically" to "automatically allow any interested party to"

AMENDMENT NO. 2

On page 1, delete line 14, and insert the following: "notice of seizure of property affected by the judgment mortgage upon submitting a request to cancel evidencing that the mortgage has been cancelled and upon submitting evidence that all costs due to the clerk of court and sheriff are paid in full. Nevertheless a notice of seizure"

AMENDMENT NO. 3

On page 1, at the end of line 16, after the period "." insert the following: "Any interested party may obtain cancellation of the notice of seizure on the basis of prescription upon submitting evidence that all costs due to the clerk of court and sheriff are paid in full."

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. 778—**

BY REPRESENTATIVE RICHMOND  
AN ACT

To amend and reenact Code of Criminal Procedure Article 926.1(A)(1) and (H)(3), relative to post-conviction relief DNA testing; to extend the time period in which to file an application for post-conviction DNA testing; to extend the time period for preservation of biological material which can be subject to DNA testing once application for DNA testing has been served; 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. 781—**

BY REPRESENTATIVE WADDELL  
AN ACT

To enact Chapter 9 of Title 35 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 35:601 through 604, relative to notaries public; to provide relative to the unlawful exercise of notarial powers; to provide for certain prohibitions; to provide for penalties; to provide for the filing of complaints; to provide for notice; to provide relative to evidence; to provide for the development of forms; to provide for applicability to attorneys licensed to practice law in this state; 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 Reengrossed House Bill No. 781 by Representative Waddell

AMENDMENT NO. 1

On page 4, delete lines 7 through 13 and insert the following: "Notwithstanding any provision of law to the contrary, the provisions of this Section are applicable to licensed attorneys and are supplemental to, but shall not supersede, the authority of the Supreme Court of Louisiana to regulate the practice of law pursuant to its inherent, plenary authority and its original jurisdiction."

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. 815—**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 9:5681(A) and (D), relative to prescription; to provide time periods for setting aside the sale of certain immovable property; to provide exceptions; 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. 828—**

BY REPRESENTATIVE HENRY  
AN ACT

To amend and reenact Code of Civil Procedure Article 258(A) and (C), relative to electronic filing of certain instruments; to require compliance with the Louisiana Uniform Electronic Transactions Act; to authorize any person to file certain electronic instruments; to repeal the requirement of the subsequent filing of a written instrument; 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. 840—**

BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 32:414.2(A)(2)(a) and (b), relative to commercial motor vehicle drivers disqualification; to provide a definition of felony; 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. 863—**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 9:5682, relative to power of attorney; to provide for prescription of actions to set aside a document or instrument on the ground that a power of attorney was unauthorized or invalid; to provide for prescription of actions involving documents recorded prior to August 15, 2008; 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. 879—**

BY REPRESENTATIVE SCHRODER  
AN ACT

To enact R.S. 13:2620, relative to justices of the peace; to provide for one justice of the peace in Ward 3 of St. Tammany Parish; to provide for one justice of the peace court; to abolish one office of justice of the peace; to continue the two offices of constable; to provide for an effective date; 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. 1004—**

BY REPRESENTATIVE CONNICK  
AN ACT

To amend and reenact R.S. 13:3667.3(B) and (C), R.S. 49:956.1, Code of Civil Procedure Article 1469(5), and Code of Criminal Procedure Article 740 and to enact R.S. 13:3667.3(D) and (E), relative to the attendance and testimony of legislators and legislative personnel in certain court and administrative proceedings; to provide for a definition of "legislative employee"; to provide with respect to the issuance of orders compelling discovery; to provide with respect to the issuance of subpoenas directing the testimony of matters of legislative speech and debate; to authorize the taking of supervisory writs; 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. 1008—**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To enact R.S. 9:1149.4(C) and R.S. 32:412.1(A)(3)(y), relative to the immobilization of manufactured homes; to require the filing of the recorded act of immobilization with the secretary of the Department of Public Safety and Corrections; to require the secretary to create a public record of the filings; to provide for a filing fee; to provide for a notice of the filing; to provide for the content of the filings; to provide for prospective application; 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. 1008 by Representative Abramson

**AMENDMENT NO. 1**

On page 1, at the beginning of line 16, delete "a" and insert in lieu thereof "an Internet accessible searchable database providing a"

**AMENDMENT NO. 2**

On page 2, delete lines 9 through 11, and insert the following: "of the immobilization as provided in this Subsection shall not impair the validity or enforceability of the act of immobilization as provided by this Section."

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. 1127— (Substitute for House Bill No. 663 by Representative Hutter)**

BY REPRESENTATIVE HUTTER  
AN ACT

To enact R.S. 9:2793.9, relative to civil liability; to provide a limitation of liability for certain religious organizations; to provide an exception for willful and wanton misconduct; 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. 1152—**

BY REPRESENTATIVE RICHMOND  
AN ACT

To amend and reenact R.S. 16:51(A)(4), (8), (9), (14), (22), (32), and (41), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; to provide for an effective date; 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. 1153—**

BY REPRESENTATIVE HAZEL  
AN ACT

To enact R.S. 14:95.9, relative to wearing or possessing body armor; to prohibit wearing or possessing body armor on school property, school-sponsored functions, or firearm-free zones; to provide for definitions; to provide for penalties; to provide for exceptions; 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.

June 4, 2008

HOUSE BILL NO. 1193—  
BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 3:2772(B) and to enact R.S. 3:2772(G), (H), and (I), relative to kennel licenses for dog breeders; to provide for license fees; to provide for penalties; and to provide for related matters.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Engrossed House Bill No. 1193 by Representative Ritchie

AMENDMENT NO. 1

On page 2, at the end of line 5 after "shall" insert "be dedicated solely for animal impoundment facilities and"

On motion of Senator Thompson, 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. 1253—  
BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 3:304, 496, 544(D), 556.3(B)(introductory paragraph), 557.4(A), (C), and (D), 558.3(B), 561(3), 562, 563, 565, 567(E) and (F), 663(1) and (2), 665(A) and (B), 666(5), 671, 732(A), 742, 1204(A)(1)(a)(introductory paragraph) and (b), (2), and (3), (B), (C), and (D)(5), (7), (8), (9), (10), and (12), 1205(A)(4), (B), (C), (D), (E), (F)(1) and (5), (G), (H), (I)(1), (2), (3), (4), (5), and (7), (J), (K), and (L), 1206, 1207(B) and (G), 1311(2), 1312(A), 1432(A), 1891(5) and (13), 1892(A)(1), 1961, 1962, 1963, 1965, 1967, 1968, 1969, 1970, 2005, 2091(A), (B)(1), (7), and (9), and (L), 2093(introductory paragraph) and (8), 2094, 2095, 2096, 2097(A)(3), 2099, 2100(A), 2131, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2180, 2181, 2182, 2183, 2184, 2186, 2187, 2221(A) and (C), 2223, 2224, 2226, 2228, 2232, 2261, 2262, 2263, 2264, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2358.1, 2358.3(8), 2358.4, 2358.5(introductory paragraph) and (1), 2358.6, 2358.7(A) and (B), 2358.8(A), 2358.9, 2358.10, 2358.11, 2358.12(B), (C), and (D), 2358.13(1), (2), (3), (4), and (8), 2358.14(B), 2391, 2433, 2435, 2436, 2437, 2438, 2452(A), 2453(A), 2651, 2802(1), 2859(A), 3002(1), 3106(A), 3112, 3202(8), 3362(3), 3363(A) and (B)(3), 3801(A)(1), (B), and (C)(4), (6), and (8), and 3807(B)(4), R.S. 30:2011(D)(20), and R.S. 36:621(C)(1), 627(A) and (E), 628(A) and (B), 629(O), and 802.12 and to enact R.S. 3:1(4), 559.4(K), and 2091(B)(16) and (M), relative to the Department of Agriculture and Forestry; to provide for technical changes; to provide for definitions; to provide for Louisiana Crawfish Promotion and Research Board; to provide for the Catfish Promotion and Research Program; to provide for a name change of the Louisiana State Livestock Sanitary Board; to provide for commission members; to provide for a name change of the assistant commissioner of the office of marketing; to provide for the Dairy Industry Promotion Board; to provide for Louisiana Aquaculture Development Act; to provide for the Livestock Brand Commission; to provide for the authority of the commissioner; to provide for the power to deal with contagious diseases of animals; to provide for a name change of the United States Bureau of Animal Industry; to provide for the name change for pet turtles; and to provide for related matters.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Reengrossed House Bill No. 1253 by Representative Simon

AMENDMENT NO. 1

On page 1, line 19, after "559.4(K)," delete "and"

AMENDMENT NO. 2

On page 1, line 20, after "(M)," insert "and 3410.2,"

AMENDMENT NO. 3

On page 2, line 8, after "turtles;" insert "to provide for the grain and cotton indemnity fund; to provide for an assessment; to provide relative to indemnity payments;"

AMENDMENT NO. 4

On page 2, line 25, after "559.4(K)," delete "and" and after "(M)" insert ", and 3410.2"

AMENDMENT NO. 5

On page 6, between lines 5 and 6, insert "\* \* \*"

AMENDMENT NO. 6

On page 12, between lines 15 and 16, insert "\* \* \*"

AMENDMENT NO. 7

On page 54, delete line 11

AMENDMENT NO. 8

On page 69, between lines 21 and 22, insert the following:

"§3410.2. Grain and Cotton Indemnity Fund; creation; assessment; rules and regulations; suspension of assessment; eligibility for reimbursement; availability of money; prorated claims; reimbursement for administrative expenses; failure to pay; subrogation

A. The commission may operate a Grain and Cotton Indemnity Fund for grain dealers and cotton merchants licensed under this Chapter.

B. The commission shall charge an assessment at the rate of one twenty-fifth of one percent on the value of all agricultural commodities regulated under this Chapter which are sold to grain dealers and cotton merchants. The assessments shall be due and payable to the commission by the licensee at the first point of sale.

C. The assessments charged under this Section shall be subject to the following provisions:

(1) All assessments collected pursuant to this Section shall be deposited immediately upon receipt in the state treasury.

(2) After compliance with the requirements of Article VII, Section 9 of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and prior to monies being placed in the state general fund, an amount equal to that deposited as required by Paragraph (1) of this Subsection shall be credited to a special fund hereby created in the state treasury to be known as the Grain and Cotton Indemnity Fund. The monies in this fund shall be used solely as provided in Paragraph (3) of this Subsection and only in the amounts appropriated by the legislature. All unexpended and unencumbered monies in this fund at the end of each fiscal year shall remain in this fund. The monies in this fund shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to this fund, again, following compliance with the requirement of Article VII, Section 9 of the Constitution of Louisiana relative to the Bond Security and Redemption Fund.

(3) The monies in the Grain and Cotton Indemnity Fund shall be used solely for the administration and operation of the Grain and Cotton Indemnity Fund provided for in this Section.

(4) The assessment shall not apply to grain or cotton purchased prior to August 15, 2008.

D. The commission shall adopt rules and regulations, in accordance with the Administrative Procedure Act, necessary for the efficient administration of the Grain and Cotton Indemnity Fund. Such rules shall include:



(1) Procedures for claims on the Grain and Cotton Indemnity Fund.

(2) Reimbursement limitations for each producer.

(3) Any rules and regulations necessary for the administration of the Grain and Cotton Indemnity Fund.

(4) Establish civil penalties for violations of this Section.

E. At the end of the calendar quarter in which the Grain and Cotton Indemnity Fund reaches a level of six million dollars, the commission shall suspend collection of the assessment required by this Section. If after suspension of collection the balance in the fund is less than three million dollars, the commission shall require collection of the assessment.

F. A person shall be eligible to receive indemnity payments from the Grain and Cotton Indemnity Fund if:

(1) The licensed grain dealer becomes insolvent.

(2) The licensed cotton merchant becomes insolvent.

(3) The licensed grain dealer or cotton merchant, as a result of the insolvency, does not fully compensate the producer in accordance with a sale.

G. Upon the insolvency of a licensed grain dealer or cotton merchant, the commission shall make the proceeds of the Grain and Cotton Indemnity Fund available for use in meeting the licensee's obligations with respect to the reimbursement of any producer who sold grain or cotton to the licensee and who was not fully compensated.

H. If claims for indemnity payments from the Grain and Cotton Indemnity Fund exceed the amount in the fund, the commission shall prorate the claims and pay the prorated amounts. As future assessments are collected, the commission shall continue to forward indemnity payments to each eligible person until the person receives the maximum amount payable in accordance with this Section.

I. Expenses incurred by the commission in administrating the Grain and Cotton Indemnity Fund shall be reimbursable from the fund.

J. Any licensee who knowingly or intentionally refuses or fails to collect the assessment required under this Section from producers or to submit any assessment collected from producers to the commission for deposit in the Grain and Cotton Indemnity Fund shall be subject to civil penalties.

K. Money paid from the Grain and Cotton Indemnity Fund in satisfaction of a valid claim constitutes a debt obligation of the person against whom the claim was made. The commission may take action on behalf of the fund against a person to recover the amount of payment made, plus costs and attorney fees. Any recovery for reimbursement to the fund shall include interest computed at the United States Treasury two-year note rate following rules promulgated by the department. Upon payment of a claim from the Grain and Cotton Indemnity Fund, the claimant shall subrogate its interest, if any, to the commission in a cause of action against all parties, to the amount of the loss that the claimant was reimbursed by the fund.

\* \* \*

On motion of Senator Thompson the committee amendment was adopted. The amended bill was read by title and recommitted to the Committee on Finance.

**HOUSE BILL NO. 1270—**

BY REPRESENTATIVES PERRY, BOBBY BADON, BALDONE, BILLIOT, HENRY BURNS, CHAMPAGNE, CHANEY, ELLINGTON, GISCLAIR, ELBERT GUILLORY, HARDY, HAZEL, HOFFMANN, HOWARD, JOHNSON, LEBAS, LITTLE, RICHARD, RICHMOND, GARY SMITH, JANE SMITH, AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 39:364(A)(1) and to enact R.S. 39:364(A)(4) and Chapter 23-B of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:3761 through 3763, relative to the development of a biofuel industry development initiative; to provide for pilot programs; to provide for state incentives; to provide for the purchase or lease of fleet vehicles; to provide for the purchase of biofuels; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. 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. 1354— (Substitute for House Bill No. 142 by Representative Lopinto)**

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 29:732(A) and 734(B), relative to price gouging during a declared state of emergency; to provide that the prices charged or the value received by individual merchants may not exceed the prices ordinarily charged by the individual merchant; to delete specified activities as constituting prima facie proof of a violation; to provide for price changes attributable to market conditions; to provide for business risk expenses; 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 Reengrossed House Bill No. 1354 by Representative Lopinto

**AMENDMENT NO. 1**

On page 1, line 2, delete "and 734(B)"

**AMENDMENT NO. 2**

On page 1, delete lines 5 and 6 and insert "individual merchant; to provide for price changes attributable to market conditions; to"

**AMENDMENT NO. 3**

On page 1, line 9, delete "and 734(B) are" and insert "is"

**AMENDMENT NO. 4**

On page 1, delete lines 13 and 14 and insert "by the parish president, or during a named tropical storm or hurricane in or threatening the Gulf of Mexico, the prices charged or value received goods and"

**AMENDMENT NO. 5**

On page 2, delete lines 9 through 24

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. 1355— (Substitute for House Bill No. 1045 by Representative Ellington)**

BY REPRESENTATIVE ELLINGTON

AN ACT

To amend and reenact R.S. 3:559.28 and to repeal R.S. 3:559.25(C), relative to the Aquatic Chelonian Research and Promotion Board; to provide for the powers of the board; to provide for deposit and disbursements of assessments into a special fund; and to provide for related matters.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Engrossed House Bill No. 1355 by Representative Ellington

**AMENDMENT NO. 1**

On page 1, line 2, after "reenact" change "R.S. 3:559.28" to "R.S. 3:559.28(A) and (B)(2), to enact R.S. 3:559.28(B)(3),"

**AMENDMENT NO. 2**

On page 1, line 4, after "fund;" insert "to repeal provisions requiring a referendum for advertising, marketing, or other promotional activities;"

**AMENDMENT NO. 3**

On page 1, line 7, change "R.S. 3:559.28 is" to "R.S. 3:559.28(A) and

(B)(2) are" and after "reenacted" insert "and R.S. 3:559.28(B)(3) is hereby enacted"

AMENDMENT NO. 4

On page 1, delete lines 16 through 19 and insert " \* \* \*

On motion of Senator Thompson, 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. 1356— (Substitute for House Bill No. 986 by Representative Abramson)

BY REPRESENTATIVE ABRAMSON AN ACT

To amend and reenact R.S. 9:5685, relative to the prescription of liens, privileges, and judgments; to provide for a ten-year prescriptive period for all liens, privileges, and judgments, including the effect of recordation, in favor of the state, its agencies, and all political subdivisions thereof; to provide for reinscription; to provide for definitions; 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. 1356 by Representative Abramson

AMENDMENT NO. 1

On page 1, line 5, delete "to provide for reinscription;"

AMENDMENT NO. 2

On page 1, delete lines 13 and 14 and insert "by an appellate court."

AMENDMENT NO. 3

On page 1, line 18, delete "Nevertheless, the"

AMENDMENT NO. 4

On page 1, delete lines 19 and 20

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. 1376— (Substitute for House Bill No. 501 by Representative Mills)

BY REPRESENTATIVE MILLS AND SENATOR HEBERT AN ACT

To amend and reenact R.S. 3:556.1, relative to promotion and marketing of crawfish; to require cooperative effort by the Commissioner of Agriculture and the secretary of the Department of Wildlife and Fisheries to promote Louisiana wild-caught and farm-raised crawfish; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. 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. 1381— (Substitute for House Bill No. 1194 by Representative Ritchie)

BY REPRESENTATIVE RITCHIE AN ACT

To amend and reenact R.S. 44:4.1(B)(29) and to enact R.S. 47:1515.3, relative to cooperative agreements; to provide for a cooperative agreement between the Department of Agriculture and Forestry and the Department of Revenue; to provide for collection of delinquent timber severance taxes; and to provide for related matters.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development. 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.

Mr. President in the Chair

Motion to Recommit

Senator Mount asked for and obtained a suspension of the rules and recommitted House Concurrent Resolution No. 155 from the Committee on Judiciary C to the Committee on Health and Welfare.

Reconsideration

On motion of Senator Cravins, pursuant to the previous notice given, the vote by which the following bill failed to pass on Tuesday, June 3, 2008, was reconsidered.

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.

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

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

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

SENATE BILL NO. 12—

BY SENATOR N. GAUTREUX AND REPRESENTATIVE PERRY AN ACT

To amend and reenact R.S. 56:799.4(B)(7) and to enact R.S. 56:799.4(B)(9), relative to the White Lake Property Advisory Board; to revise the composition of the White Lake Property Advisory Board; to provide Vermilion Parish School Board with one at-large member on the White Lake Property Advisory Board; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Engrossed Senate Bill No. 12 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 15, delete "(a)"

AMENDMENT NO. 2

On page 1, delete lines 16 and 17 in their entirety and on page 2, delete lines 1 through 4 in their entirety

AMENDMENT NO. 3

On page 2, line 5, delete "at large"

AMENDMENT NO. 4

On page 2, line 7, delete "at large"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 12 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, following "R.S. 56:799.4(B)(7)" and before "and" insert "and (8)"

AMENDMENT NO. 2

On page 1, line 8, following "R.S. 56:799.4(B)(7)" and before "hereby" change "is" to "and (8) are"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 38

**NAYS**

Total - 0

**ABSENT**

Total - 0

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

**SENATE BILL NO. 14—**

BY SENATOR DUPRE

**AN ACT**

To amend and reenact R.S. 38:2212(A)(1)(d)(v), relative to levees; to change the termination date for contracts awarded for certain projects providing for the restoration and rehabilitation of certain levees under certain circumstances; to provide an effective date; and to provide for related matters.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative St. Germain to Engrossed Senate Bill No. 14 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 4, after "circumstances" and before "; to" insert the following: "or agreements for certain mitigation on public lands; to provide terms and conditions"

AMENDMENT NO. 2

On page 2, line 1, after "funds" and before "shall" insert the following: "or to perform mitigation on public lands owned by the state or a political subdivision."

AMENDMENT NO. 3

On page 2, line 3, after "employees" add the following: "or with the resources and employees of another public entity through a cooperative endeavor or other agreement with such entity"

AMENDMENT NO. 4

On page 2, at the end of line 4, add "or agreements entered into,"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 38

**NAYS**

Total - 0

**ABSENT**

Total - 0

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

**SENATE BILL NO. 57—**

BY SENATOR MARTINY AND REPRESENTATIVES BALDONE, BARROW, HENRY BURNS, CHANEY, CONNICK, DOWNS, GALLOT, GISCLAIR, ELBERT GUILLORY, MICKEY GUILLORY, HARDY, HOFFMANN, ROSALIND JONES, KATZ, LEGER, LIGI, LOPINTO, MORRELL, PEARSON, JANE SMITH, ST. GERMAIN, TEMPLET, WHITE, WILLIAMS AND WOOTON

**AN ACT**

To amend and reenact R.S. 14:403.2 and to enact Chapter 14 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1501 through 1511, relative to abuse and neglect of adults; to provide with respect to the failure to report incidents of adult abuse and the filing of false reports; to provide relative to acts of retaliation against persons who in good faith report suspected abuse or neglect of adults; to provide for immunities associated with good faith reporting; to provide for reporting of adult abuse and neglect, and the assignment, investigation, and disposition of such reports by appropriate state agencies; to provide penalties; and to provide for related matters.

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

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 57 by Senator Martiny

AMENDMENT NO. 1

On page 22, line 2, change "R.S. 15:1508(A)(1)(e)" to "R.S. 15:1508(B)(5)"

June 4, 2008

AMENDMENT NO. 2

On page 28, line 1, before "B." delete "(2)"

AMENDMENT NO. 3

On page 29, line 5, following "Such" and before "shall" change "Such" to "The order"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Erdey, Michot, Adley, Gautreaux B, Morrish, Alario, Gautreaux N, Mount, Amedee, Gray, Murray, Broome, Hebert, Nevers, Cassidy, Heitmeier, Quinn, Cheek, Jackson, Riser, Cravins, Kostelka, Shaw, Crowe, LaFleur, Shepherd, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth, Dupre, McPherson. Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 71— BY SENATOR MARTINY

AN ACT

To enact the Code of Criminal Procedure Article 211.5, relative to arrest; to provide for the issuance of a summons in certain circumstances; to provide for exceptions; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lopinto to Engrossed Senate Bill No. 71 by Senator Martiny

AMENDMENT NO. 1

On page 2, at the end of line 3, add "A duplicate original of the summons shall be forwarded by the peace officer or a designee of the officer's employing agency to the court that issued the initial warrant within seventy-two hours, excluding weekends, of the issuance of the summons."

AMENDMENT NO. 2

On page 2, line 4, after "apply" delete the remainder of the line and delete line 5 in its entirety and insert the following: "to any of the following circumstances:

(1) When the information available to the officer indicates that the warrant or attachment was issued for any of the"

AMENDMENT NO. 3

On page 2, at the beginning of line 7, change "(1)" to "(a)"

AMENDMENT NO. 4

On page 2, at the beginning of line 8, change "(2)" to "(b)"

AMENDMENT NO. 5

On page 2, at the beginning of line 9, change "(3)" to "(c)"

AMENDMENT NO. 6

On page 2, line 10, after "battery" and before the period insert "unless the warrant or attachment indicates that the battery was prosecuted as a domestic abuse battery as defined in R.S. 14:35.3"

AMENDMENT NO. 7

On page 2, between lines 10 and 11, insert the following:

"(2) When the information available to the officer indicates that the warrant or attachment was issued for the failure of a defendant to appear for trial on the merits, for violation of probation or parole, or for default in payment of a fine or costs.

(3) When the information available to the officer indicates that the defendant has already received the benefit of the provisions of this Article and that he has failed to appear in court or has failed to satisfy the obligations of the previous warrant and summons."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Erdey, Michot, Adley, Gautreaux B, Morrish, Alario, Gautreaux N, Mount, Amedee, Gray, Murray, Broome, Hebert, Nevers, Cassidy, Heitmeier, Quinn, Cheek, Jackson, Riser, Cravins, Kostelka, Shaw, Crowe, LaFleur, Shepherd, Donahue, Long, Smith, Dorsey, Marionneaux, Thompson, Duplessis, Martiny, Walsworth, Dupre, McPherson. Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 81— BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 39:1800.4(C), relative to state and local corrections facilities; to provide for certain contracts; to provide for management contracts involving capital expenditures; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 81 by Senator Martiny

AMENDMENT NO. 1

On page 1, at the end of line 12 insert "subject to the requirement for of annual appropriation of funds."

AMENDMENT NO. 2

On page 1, delete lines 15 through 17 in their entirety

AMENDMENT NO. 3

On page 2, delete lines 1 and 2 in their entirety and insert the following:

"(2) Contracts awarded under the provisions of this Chapter for the provision of correctional or geriatric services may be entered into for successive periods not to exceed five years each, provided however, that such contracts which involve expenditures for capital improvements by the contractor may be awarded for a term up to ten years, all subject to the requirement of annual appropriation of funds."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 116—

BY SENATORS MARTINY, ALARIO, MCPHERSON, QUINN AND SCALISE AND REPRESENTATIVES CONNICK, HENRY, LABRUZZO, LIGI, LOPINTO, TALBOT, TEMPLET, WILLMOTT AND WOOTON AN ACT

To rename a portion of the West Bank Expressway in New Orleans, Louisiana, the Harry Lee Expressway; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Peterson to Engrossed Senate Bill No. 116 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, after "rename" delete "a portion" and insert "certain portions"

AMENDMENT NO. 2

On page 1, line 3, after "Expressway" insert "and the Avery C. Alexander Expressway"

AMENDMENT NO. 3

On page 1, between lines 7 and 8 insert the following: "Section 2. The portion of the West Bank Expressway from the east bank side of the bridge to the parish line in Jefferson Parish is hereby renamed the Avery C. Alexander Expressway in honor of the late Reverend Avery C. Alexander."

AMENDMENT NO. 4

On page 1, at the beginning of line 8, change "Section 2" to "Section 3"

AMENDMENT NO. 5

On page 1, line 10, after "West Bank Expressway" insert "and the "Avery C. Alexander Expressway" on or near the east bank side of the bridge to the parish line in Jefferson Parish"

AMENDMENT NO. 6

On page 1, at the beginning of line 11, change "Section 3" to "Section 4"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 237—

BY SENATOR THOMPSON AN ACT

To amend and reenact R.S. 14:79.1(A), relative to criminal abandonment; to provide for the crime of criminal abandonment; to provide for the elements of such crime; and to provide for related matters.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ellington to Engrossed Senate Bill No. 237 by Senator Thompson

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AMENDMENT NO. 1

On page 1, at the end of line 16, insert the following: "For the purpose of this Paragraph an aged person shall mean any individual who is sixty years of age or older."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 249—

BY SENATORS MOUNT AND MORRISH AND REPRESENTATIVES FRANKLIN AND GEYMAN

AN ACT

To amend and reenact R.S. 40:2116(D)(2) and to repeal R.S. 40:2116(D)(3), relative to the moratorium on beds in nursing facilities; to remove the prohibition on the replacement of existing nursing facilities; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 249 by Senator Mount

AMENDMENT NO. 1

On page 2, between lines 11 and 12, insert a set of asterisks

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Cassidy Heitmeier Quinn
Cheek Jackson Riser
Cravins Kostelka Shaw
Crowe LaFleur Shepherd
Donahue Long Smith
Dorsey Marionneaux Thompson
Duplessis Martiny Walsworth
Dupre McPherson

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 305—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:30.3, to provide relative to certain leases granted by the Department of Wildlife and Fisheries; to provide for the powers and duties of the secretary; to provide that certain lessees have the option to match the highest bid; to provide for terms, conditions, and exceptions; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Engrossed Senate Bill No. 305 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 4, after "department" delete the period "." and insert a comma "," and "or to any lease entered into by the State Mineral Board. The department shall promulgate rules and regulations providing for uniform criteria to assess the management of leased property."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lambert to Engrossed Senate Bill No. 305 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 3, after "oyster leases" and before "oil" delete "or" and insert a comma "," and on line 3, after "leases" and before "entered" insert ", or alligator leases"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Total - 0

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

**SENATE BILL NO. 488—**  
BY SENATORS THOMPSON AND WALSWORTH  
AN ACT

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

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 488 by Senator Thompson

AMENDMENT NO. 1  
On page 1, line 3, after "plan;" and before "to provide" insert "to provide for selection of the liaisons;"

AMENDMENT NO. 2  
On page 1, line 10, at the beginning, change "**chamber**" to "**house**"

AMENDMENT NO. 3  
On page 1, line 10, after "**legislature**" and before "**on**" insert "**selected by the chairman of the Senate Committee on Homeland Security and selected by the chairman of the House Committee on Homeland Security, respectively,**"

AMENDMENT NO. 4  
On page 1, line 14, after "**include**" and before "**the**" insert "**a role of support for**"

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

**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	Marionneau	Thompson
Dorsey	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Duplessis  
Total - 1

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

**SENATE BILL NO. 497—**  
BY SENATOR CROWE  
AN ACT

To amend and reenact R.S. 3:3801 (A)(1) and (B), 3803(14) and 3808(B) (3) and (I) and to enact R.S. 3:3803(17), 3808(B)(4) and (5), relative to retail florists; to provide terms and conditions of licenses and permits; to provide for the operation of automated floral climate-controlled vending kiosk systems; to provide for definitions; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Reengrossed Senate Bill No. 497 by Senator Crowe

AMENDMENT NO. 1  
On page 1, line 3, change "3808(B)(4) and (5)" to "3808(B)(4), (5), and (6)"

AMENDMENT NO. 2  
On page 1, line 9, change "3808(B)(4) and (5)" to "3808(B)(4), (5), and (6)"

AMENDMENT NO. 3  
On page 2, line 13, after "**any**", insert "**climate controlled**"

AMENDMENT NO. 4  
On page 2, line 21, delete "**engaged**" and insert the following: "**who is a licensed florist and who owns his own floral business**"

AMENDMENT NO. 5  
On page 2, line 22, delete "**in the profession of retail florist**"

AMENDMENT NO. 6  
On page 2, line 27, after "**permit**", delete the remainder of the line, and on line 28, delete "**to the licensee,**"

AMENDMENT NO. 7  
On page 2, line 29, after "**displayed**", insert "**inside the vending machine in plain view or**"

AMENDMENT NO. 8  
On page 3, delete lines 9 and 10 in their entirety and insert the following:  
"**(e) The vending machine is monitored in person or electronically by a licensed florist or an individual under the direct supervision of a licensed florist at least once each business day and serviced as needed.**"

AMENDMENT NO. 9  
On page 3, line 13, after "**operation**" delete "**and**" and insert a comma ",", and after "**location**" insert "**and monitoring**"

AMENDMENT NO. 10  
On page 3, line 19, after "**vending**" delete "**kiosk systems**" and insert "**machines**"

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AMENDMENT NO. 11

On page 3, line 20, after "parish" delete the remainder of the line and insert "more than 25 miles beyond their place of business."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Anders to Reengrossed Senate Bill No. 497 by Senator Crowe

AMENDMENT NO. 1

On page 2, line 21, delete "a person" and insert "an individual"

AMENDMENT NO. 2

On page 2, line 23, change "person's" to "individual's"

AMENDMENT NO. 3

On page 2, line 25, after "(a)" insert "(i)" and change "person" to "individual"

AMENDMENT NO. 4

On page 2, between lines 26 and 27, insert the following: "(ii) When a floral business is operated by two or more licensed florists, the floral business shall be limited to five vending machines, regardless of the number of licensed florists who are employed by the floral business."

AMENDMENT NO. 5

On page 3, line 4, change "person" to "individual"

AMENDMENT NO. 6

In House Committee Amendment No. 8 proposed by the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development and adopted by the House of Representatives on April 29, 2008, on line 2, change "a person" to "an individual"

AMENDMENT NO. 7

On page 3, line 19, change "Persons" to "Individuals"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis Total - 1

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

SENATE BILL NO. 590—

BY SENATOR BROOME

AN ACT

To enact R.S. 40:600.25.1, relative to mortgage foreclosures; to provide with respect to mortgage foreclosure assistance for homeowners; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 590 by Senator Broome

AMENDMENT NO. 1

On page 2, line 8, after "(2) The" and before "agency" insert the following: "program shall be funded through self-generated funds of the agency, however the"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 590 by Senator Broome

AMENDMENT NO. 1

On page 1, line 10, following "homes," and before "agency" change "The" to "If the agency determines to establish a program, the"

AMENDMENT NO. 2

On page 1, line 11, following "institutions" delete the remainder of the line and insert "."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Duplessis Total - 1

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

SENATE BILL NO. 623—

BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:3801(A)(1) and (B), 3803(14), and 3810 and to enact R.S. 3:3810.1 through 3810.3, relative to violations of the Horticulture Law; to provide for adjudicatory



proceedings; to provide for civil penalties; to provide for enforcement; to provide technical corrections; and to provide for related matters.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Reengrossed Senate Bill No. 623 by Senator Thompson

AMENDMENT NO. 1

On page 2, line 12, after "services" delete "without charge"

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Anders to Reengrossed Senate Bill No. 623 by Senator Thompson

AMENDMENT NO. 1

Delete House Committee Amendment No. 1 proposed by the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development and adopted by the House of Representatives on April 29, 2008.

AMENDMENT NO. 2

On page 2, line 12, after "services" delete the remainder of the line and insert a period "."

AMENDMENT NO. 3

On page 2, delete line 13 in its entirety

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 38

**NAYS**

Total - 0

**ABSENT**

Total - 0

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

**SENATE BILL NO. 697—**

BY SENATOR DUPRE

**AN ACT**

To enact Subpart Z.1 of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of

R.S. 47:120.82, relative to coastal protection; to provide for donations to the Coastal Protection and Restoration Fund; to provide relative to donation of tax refunds and donations in excess of tax due; and to provide for related matters.

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

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 697 by Senator Dupre

AMENDMENT NO. 1

On page 2, line 25, following "Chapter 5 of" and before "Title 47" insert "Subtitle II of"

AMENDMENT NO. 2

On page 2, line 27, following "Chapter 18 of" and before "Title 47" insert "Subtitle II of"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 38

**NAYS**

Total - 0

**ABSENT**

Total - 0

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

**SENATE BILL NO. 707—**

BY SENATOR ERDEY

**AN ACT**

To enact R.S. 15:1093.1, relative to regional juvenile justice commissions; to provide for immunity from liability; to provide terms and conditions; and to provide for related matters.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Edwards to Engrossed Senate Bill No. 707 by Senator Erdey

AMENDMENT NO. 1

On page 1, line 8, after "members" and before "of" delete "and employees"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, and NAYS. Lists names like Mr. President, Erdey, Michot, etc.

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 737— BY SENATOR MORRISH

AN ACT

To designate Louisiana Highway 385 as the "Wilson Anthony 'Boozoo' Chavis Memorial Highway" and Louisiana Highway 82 in Cameron Parish as the "Rodney Guilbeaux Memorial Highway."

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hutter to Engrossed Senate Bill No. 737 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 4, delete the period "." and insert a coma "," and "to designate Louisiana Highway 1245 in St. Bernard Parish as Leon Road."

AMENDMENT NO. 2

On page 1, after line 11, add the following: "Section 3. Louisiana Highway 1245 within the St. Bernard Parish limits shall hereinafter be known and designated as "Leon Road." The Department of Transportation and Development shall erect signage reflecting this designation."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hill to Engrossed Senate Bill No. 737 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 4, delete the period "." and insert a coma "," and "and to designate a portion of Louisiana Highway 165 North as the "Staff Sergeant Timothy B. Cole, Jr. Memorial Highway.""

AMENDMENT NO. 2

On page 1, after line 11, insert the following: "Section 4. Louisiana Highway 165 North from the Oakdale city limits to the Rapides Parish line shall hereinafter be known and designated as the "Staff Sergeant Timothy B. Cole, Jr. Memorial Highway." The Department of Transportation and Development shall erect signage reflecting this designation."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, and NAYS. Lists names like Mr. President, Erdey, Michot, etc.

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 777— BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 45:844.55(D)(2), relative to telecommunications; to provide for enforcement; to provide for cost allocation and affiliate transaction rules; and to provide for related matters.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 777 by Senator Michot

AMENDMENT NO. 1

On page 3, line 8, following "of" and before "R.S." delete "La."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, YEAS, and NAYS. Lists names like Mr. President, Erdey, Michot, etc.

Amedee	Gray	Murray
Broome	Hebert	Nevers
Cassidy	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Total - 38		

NAYS

Total - 0

ABSENT

Total - 0

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

**Senate 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. 276—**  
BY SENATOR CASSIDY

AN ACT

To amend and reenact R.S. 23:1203(B) and R.S. 40:2203.1(A), (C), and (G) and to enact R.S. 23:1034.3 and R.S. 40:2203(H), relative to workers' compensation, to provide for utilization of preferred provider organization agreements by insurers; to provide for notice of such agreements to be communicated to providers; to provide for notice of such agreements to employees; to provide for liability and penalties; to provide for an effective date; and to provide for related matters.

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

**SENATE BILL NO. 290—**  
BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 47:1512, relative to collection of taxes; to provide for the secretary of the Department of Revenue's and other collector's authority to employ private counsel; 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. 290 by Senator Kostelka

AMENDMENT NO. 1

On page 1, line 11, following "this" and before "," change "Sub-title" to "Subtitle"

AMENDMENT NO. 2

On page 1, line 12, at the beginning of the line, and before "." change "Sub-title" to "Subtitle"

AMENDMENT NO. 3

On page 2, line 2, following "may" and before "enter" delete "only"

AMENDMENT NO. 4

On page 2, line 4, at the beginning of the line, change "in which" to "only if the contract provides that"

AMENDMENT NO. 5

On page 2, line 5, at the beginning of the line, change "the contract shall" to "does"

On motion of Senator Marionneaux, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Morrish sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Morrish to Reengrossed Senate Bill No. 290 by Senator Kostelka

AMENDMENT NO. 1

On page 2, line 21, after "charge" insert "or penalty" and after "tax debtor" insert a period "." and delete the remainder of the line and delete line 22

On motion of Senator Morrish, the amendments were adopted.

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

**Senator Marionneaux in the Chair**

**SENATE BILL NO. 589—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:225(B) and to repeal R.S. 38:301(C)(2)(e), relative to levees; to modify the provision which allows for the removal of certain obstructions on levees at the expense of the owner; to repeal provision which allows for discretionary compensation to such land owners; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Amedee sent up floor amendments which were read.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Amedee to Engrossed Senate Bill No. 589 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, after "38:225(B)" insert "and 334(A)"

AMENDMENT NO. 2

On page 1, line 4, after "the owner;" and before "to repeal" insert "to provide for revenue utilization;"

AMENDMENT NO. 3

On page 1, line 7, after "38:225(B)" delete "is" and insert "and 334(A) are"

AMENDMENT NO. 4

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

"§334. Revenue utilization; Lafourche Basin Levee District

A. Of all the taxes collected by the Lafourche Basin Levee District from property located within St. Charles Parish located west of the Mississippi River, not less than ~~fifty-seven~~ **forty-three** percent of the tax monies shall be expended for the purposes of levee construction, levee maintenance, and other flood control and drainage works within that parish. These expenditures shall be in cash or

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in-kind services as determined by the parish governing body. When such funds are expended within St. Charles Parish, in-kind services shall not exceed fifty percent of such expenditures. Expenditures shall be certified as received by the parish's governing body at the end of each fiscal year.

\* \* \*

Senator Chaisson asked for a ruling from the Chair as to whether the amendment creates a dual object.

The Chair ruled that the amendment creates a dual object.

The amendment was withdrawn.

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. 589 by Senator Murray

AMENDMENT NO. 1

On page 2, at the end of line 13, delete the period "." and insert: "; however, the owner of the property attached and moved shall be compensated for any damages incurred by him within one year after the removal of the property."

On motion of Senator McPherson, 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

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

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Broome, Dupre, Total - 4; Quinn, Shaw.

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.

Mr. President in the Chair

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 Cheek asked that Senate Bill No. 33 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 33— BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 46:446.6(B)(3), the introductory paragraph of (4), (5), and (6), and to enact R.S. 46:446.6(B)(7) and (C), relative to medical assistance payments; to provide for the period of time within which a health care provider must submit payment to the Department of Health and Hospitals; to provide for reimbursements of monies paid erroneously under the Louisiana Medical Assistance Program; and to provide for related matters.

Floor Amendments Sent Up

Senator Cheek sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cheek to Engrossed Senate Bill No. 33 by Senator Cheek

AMENDMENT NO. 1

On page 1, line 2 after "46:446.6(B)(3)" delete the remainder of the line and insert "and the introductory paragraph of R.S. 46:446.6(B)(4)," in lieu thereof

AMENDMENT NO. 2

On page 1, line 3 after "46:446.6" and before ",", delete "(B)(7) and (C)," and insert "(C), (D), and (E)," in lieu thereof

AMENDMENT NO. 3

On page 1, line 9 after "46:446.6(B)(3)" delete the remainder of the line and insert "and the introductory paragraph of R.S. 46:446.6(B)(4) are"

AMENDMENT NO. 4

On page 1, line 10 after "46:446.6" and before "are" delete "(B)(7) and (C)" and insert "(C), (D), and (E)" in lieu thereof

AMENDMENT NO. 5

On page 1, line 13 after "Hospital's" and before "right" insert "and health care provider's"

AMENDMENT NO. 6

On page 2, line 1 after "a" and before "claim" insert "subrogation"

AMENDMENT NO. 7

On page 2, delete lines 9 through 28 in their entirety and insert the following in lieu thereof:

"C. Health care providers shall have a right to recovery for the difference between the health insurer's original obligation for services provided to the insured and the amount the health care provider received from Medicaid, provided that the amount of the original obligation exceeds the amount paid by Medicaid.

D. The Department of Health and Hospitals shall provide notice to health care providers after a claim has been identified and the payment from the health insurer has been received from the Department of Health and Hospitals. Notwithstanding the

provisions of R.S. 22:250.34(C), reimbursement to the department of monies paid erroneously under the Louisiana Medical Assistance Program under this Section shall constitute an admission of an obligation to the health care provider for the difference. An insurer shall only be liable for such payment if the provider files the claim with the insurer within sixty days of receipt of notice from the Department of Health and Hospitals, and the claim meets the requirements of Paragraph (B)(4) of this Section. The health insurer shall pay any obligation on the claim within sixty days of the receipt of the claim.

E. No health insurer shall be liable for any payments under this Section that exceed the maximum benefits payable under the applicable insurance contract, regardless of whether such maximum was reached subsequent to the date that a claim described in Subsection D of this Section was originally submitted to Medicaid."

On motion of Senator Cheek, the amendments were adopted.

The bill was read by title. Senator Cheek moved the final passage of the amended 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	Riser
Cravins	Kostelka	Shepherd
Crowe	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Marionneaux	Walsworth
Dupre	Martiny	
Total - 35		

**NAYS**

Total - 0

**ABSENT**

Donahue	Quinn	Shaw
Total - 3		

The Chair declared the amended bill was passed, ordered reengrossed, 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.

**Called from the Calendar**

Senator Crowe asked that Senate Bill No. 566 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 566—**  
BY SENATOR CROWE

**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, relative to the Louisiana Wetlands Conservation and Hurricane Protection Tourist Center; to provide for legislative intent; to provide for creation, domicile, and membership; to provide for powers and duties; to provide for donations and grants; to provide for operating funds; to provide for rules; 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. 566 by Senator Crowe

**AMENDMENT NO. 1**

On page 3, line 23, following "**immovable**," and before "**, or any**" change "**tangible or intangible**" to "**corporeal or incorporeal**"

On motion of Senator Marionneaux, the amendments were adopted.

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

**Called from the Calendar**

Senator Gray asked that Senate Bill No. 594 be called from the Calendar at this time for its final passage.

**SENATE BILL NO. 594—**  
BY SENATOR GRAY

**AN ACT**

To enact Code of Criminal Procedure Article 800.1, relative to the duties of clerks of court; to provide with respect to the collection and reporting of statistical information relating to peremptory challenges; 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**

Mr. President	Cravins	Jackson
Adley	Dorsey	Murray
Broome	Duplessis	
Cheek	Gray	
Total - 10		

**NAYS**

Amedee	Heitmeier	Morrish
Cassidy	Kostelka	Mount
Crowe	LaFleur	Riser
Donahue	Long	Shaw
Dupre	Marionneaux	Smith
Erdey	Martiny	Thompson
Gautreaux B	McPherson	Walsworth
Hebert	Michot	
Total - 23		

**ABSENT**

Alario	Nevers	Shepherd
Gautreaux N	Quinn	
Total - 5		

The Chair declared the bill failed to pass.

**Notice of Reconsideration**

Senator Gray, 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, she would move to reconsider the vote by which the bill failed to pass.

**Rules Suspended**

Senator McPherson 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**

June 4, 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. 65—  
BY SENATOR CROWE**

**A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States to provide financial support for the establishment and construction of a general aviation facility in the lower portion of Plaquemines Parish.

Reported without amendments.

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

**Introduction of Senate Resolutions**

Senator Cheek 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. 110—  
BY SENATOR CHEEK**

**A RESOLUTION**

To urge and request the Department of Health and Hospitals to study and consider a provision which provides non-emergency transportation for new mothers to allow them to visit the hospital and bring their breast milk for their babies.

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

**Messages from the House**

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

**Message from the House**

**ASKING CONCURRENCE IN  
HOUSE CONCURRENT RESOLUTIONS**

June 4, 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. 183—  
BY REPRESENTATIVE GISCLAIR AND SENATOR DUPRE**

**A CONCURRENT RESOLUTION**

To commend Simone Nicole Guidry of South Lafourche High School, daughter of Troy and Kim Guidry, upon her selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

**HOUSE CONCURRENT RESOLUTION NO. 185—  
BY REPRESENTATIVE ROSALIND JONES**

**A CONCURRENT RESOLUTION**

To urge and request that each state correctional facility, local jail, or private correctional facility provide suitable space where inmates may receive substance abuse counseling.

**HOUSE CONCURRENT RESOLUTION NO. 186—  
BY REPRESENTATIVE CARTER AND SENATOR CASSIDY**

**A CONCURRENT RESOLUTION**

To commend Bonnie McLindon of St. Joseph Academy in Baton Rouge, daughter of Michelle and John McLindon, upon her selection as an alternate representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

**HOUSE CONCURRENT RESOLUTION NO. 187—  
BY REPRESENTATIVE SIMON**

**A CONCURRENT RESOLUTION**

To urge and request the town of Abita Springs, with the assistance of the Department of Transportation and Development, to develop a model "complete streets" plan which could be used as a design template for building streets, highways, and communities that provide for travel by all citizens regardless of mode of travel.

**HOUSE CONCURRENT RESOLUTION NO. 188—**

**BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, MARCHAND, NORTON, PETERSON, JANE SMITH, PATRICIA SMITH, AND ST. GERMAIN AND SENATORS BROOME, CHEEK, DORSEY, DUPLESSIS, GRAY, JACKSON, MOUNT, AND QUINN**

**A CONCURRENT RESOLUTION**

To commend Loretta Harrison of New Orleans upon her receipt of a 2008 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation and to recognize her outstanding contributions to entrepreneurship in Louisiana as the owner of Loretta's Authentic Pralines.

**HOUSE CONCURRENT RESOLUTION NO. 189—**

**BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, MARCHAND, NORTON, PETERSON, JANE SMITH, PATRICIA SMITH, AND ST. GERMAIN AND SENATORS BROOME, CHEEK, DORSEY, DUPLESSIS, GRAY, JACKSON, MOUNT, AND QUINN**

**A CONCURRENT RESOLUTION**

To commend Doris Voitier of Chalmette upon her receipt of a 2008 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation and to recognize her outstanding contributions to education in Louisiana as superintendent of St. Bernard Parish Public Schools.

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

**House Concurrent Resolutions**

Senator Dupre 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. 183—  
BY REPRESENTATIVE GISCLAIR AND SENATOR DUPRE**

**A CONCURRENT RESOLUTION**

To commend Simone Nicole Guidry of South Lafourche High School, daughter of Troy and Kim Guidry, upon her selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

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

**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	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneaux	Thompson
Dupre	Martiny	Walsworth
Total - 36		

**NAYS**

Total - 0

**ABSENT**

Duplessis Quinn  
Total - 2

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

**HOUSE CONCURRENT RESOLUTION NO. 185—**  
BY REPRESENTATIVE ROSALIND JONES  
**A CONCURRENT RESOLUTION**

To urge and request that each state correctional facility, local jail, or private correctional facility provide suitable space where inmates may receive substance abuse counseling.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Michot
Adley	Gautreaux B	Morrish
Alario	Gautreaux N	Mount
Amedee	Hebert	Murray
Broome	Heitmeier	Nevers
Cassidy	Jackson	Riser
Cheek	Kostelka	Shaw
Cravins	LaFleur	Shepherd
Crowe	Long	Smith
Donahue	Marionneaux	Thompson
Dorsey	Martiny	Walsworth
Dupre	McPherson	
Total - 35		

**NAYS**

Total - 0

**ABSENT**

Duplessis Gray Quinn  
Total - 3

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

**HOUSE CONCURRENT RESOLUTION NO. 186—**  
BY REPRESENTATIVE CARTER AND SENATOR CASSIDY  
**A CONCURRENT RESOLUTION**

To commend Bonnie McLindon of St. Joseph Academy in Baton Rouge, daughter of Michelle and John McLindon, upon her selection as an alternate representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Quinn  
Total - 1

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

**HOUSE CONCURRENT RESOLUTION NO. 187—**  
BY REPRESENTATIVE SIMON  
**A CONCURRENT RESOLUTION**

To urge and request the town of Abita Springs, with the assistance of the Department of Transportation and Development, to develop a model "complete streets" plan which could be used as a design template for building streets, highways, and communities that provide for travel by all citizens regardless of mode of travel.

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

**HOUSE CONCURRENT RESOLUTION NO. 188—**  
BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, MARCHAND, NORTON, PETERSON, JANE SMITH, PATRICIA SMITH, AND ST. GERMAIN AND SENATORS BROOME, CHEEK, DORSEY, DUPLESSIS, GRAY, JACKSON, MOUNT, AND QUINN  
**A CONCURRENT RESOLUTION**

To commend Loretta Harrison of New Orleans upon her receipt of a 2008 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation and to recognize her outstanding contributions to entrepreneurship in Louisiana as the owner of Loretta's Authentic Pralines.

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

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ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Quinn Total - 1

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

HOUSE CONCURRENT RESOLUTION NO. 189— BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, MARCHAND, NORTON, PETERSON, JANE SMITH, PATRICIA SMITH, AND ST. GERMAIN AND SENATORS BROOME, CHEEK, DORSEY, DUPLESSIS, GRAY, JACKSON, MOUNT, AND QUINN

A CONCURRENT RESOLUTION

To commend Doris Voitier of Chalmette upon her receipt of a 2008 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation and to recognize her outstanding contributions to education in Louisiana as superintendent of St. Bernard Parish Public Schools.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Quinn Total - 1

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

Rules Suspended

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

Senate Concurrent Resolutions to be Adopted, Subject to Call

The following Senate Concurrent Resolutions to be adopted, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Crowe asked that Senate Concurrent Resolution No. 84 be called from the Calendar at this time.

SENATE CONCURRENT RESOLUTION NO. 84—

BY SENATOR CROWE

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Revenue and Fiscal Affairs and the House Committee on Ways and Means to meet and to function as a joint committee to study increasing the severance tax base for parishes currently capped under the state disbursement structure of oil and gas severance taxes, and further to study increasing the percentage of tax collections from one-fifth to one-third of severance tax on oil and gas allocated to the local governing authority of the parish in which severance production occurs.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Quinn Total - 1

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

Privilege Report of the Committee on Senate and Governmental Affairs

ENROLLMENTS

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



June 4, 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:

The following Senate Bills have been properly enrolled:

**SENATE BILL NO. 38—**  
BY SENATOR GRAY

AN ACT

To amend and reenact Children's Code Articles 834, 834.1(A)(Introductory Paragraph), (B), and (C), 835(A) and (C)(Introductory Paragraph), 836, 837(B) (Introductory Paragraph), (C)(Introductory Paragraph), (D)(Introductory Paragraph), and (F)(3), 837.1(A)(1), 838(A) and (B), and 869 and to enact Children's Code Articles 305(E), 869.1, 869.2, and 869.3, relative to competency commissions and sanity commissions; to provide for future proceedings in the case of a child, when a sanity or competency commission is ordered; to provide for the appointment of the competency commission, its composition and its authority; to provide for the documentation to be provided to the commission; to provide for the filing and content of the commission's report; to provide for the contradictory hearing to determine competency and for the admissibility of the commission's report and testimony by the commissioners; to provide for the procedure after determination of capacity and the burden of proof; to provide for restoration service providers; to provide for the procedure when capacity is regained; to provide for the appointment of a sanity commission; to provide for the commission's composition, qualifications and authority; to provide for the documents which shall be provided to the commission; to provide for the content and filing of the commission's report; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 86—**

BY SENATOR MARTINY AND REPRESENTATIVE RICHMOND  
AN ACT

To amend and reenact R.S. 15:572.1(A), relative to the Board of Pardons; to provide for membership on the Board of Pardons; and to provide for related matters.

**SENATE BILL NO. 93—**

BY SENATORS QUINN AND THOMPSON  
AN ACT

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

**SENATE BILL NO. 102—**

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 2:903(B), relative to the General Aviation and Reliever Airport Maintenance Grant Program; to increase the limit of Transportation Trust Fund monies made available to the program; and to provide for related matters.

**SENATE BILL NO. 140—**

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 32:391(A) and 398.1(A), relative to traffic citations; to provide for electronic tickets or e-tickets; to provide for the original signature or electronic signature of an arresting officer; and to provide for related matters.

**SENATE BILL NO. 146—**

BY SENATORS NEVERS, ADLEY, ERDEY, B. GAUTREAUX, HEITMEIER, MCPHERSON, MOUNT AND SHAW AND REPRESENTATIVE RITCHIE

AN ACT

To designate Louisiana Highway 3241 as the "B.B. "Sixty" Rayburn Memorial Highway"; and to provide for related matters.

**SENATE BILL NO. 167—**

BY SENATORS MURRAY AND WALSWORTH  
AN ACT

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

**SENATE BILL NO. 197—**

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 30:2183(G)(1), relative to environmental quality; to provide for a prescriptive period for instituting prosecutions for violations of the Hazardous Waste Control Law; and to provide for related matters.

**SENATE BILL NO. 297—**

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 6:1088(D) and to enact R.S. 6:1088.1(A)(8), relative to residential mortgage licensing; to provide for disclosure of information to certain regulatory agencies; and to provide for related matters.

**SENATE BILL NO. 303—**

BY SENATOR LAFLEUR

AN ACT

To enact Code of Evidence Art. 803.1, relative to hearsay; to provide for exceptions to hearsay evidence; to provide relative to certain foreign records as evidence; to provide for definitions; to provide terms and conditions; to provide for certain criteria; and to provide for related matters.

**SENATE BILL NO. 336—**

BY SENATOR MICHOT AND REPRESENTATIVE ROBIDEAUX

AN ACT

To enact R.S. 47:1508(B)(25), relative to confidential character of tax records; to provide an exemption from the confidential character of tax records for data related to cultural products districts; and to provide for related matters.

**SENATE BILL NO. 424—**

BY SENATOR WALSWORTH

AN ACT

To enact R.S. 8:206, relative to cemeteries; to require a cemetery authority to provide a written contract for burial rights and cemetery related merchandise and services to customers; and to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 427—**

BY SENATORS WALSWORTH AND THOMPSON

AN ACT

To amend and reenact R.S. 8:304, relative to cemeteries; to provide relative to dedication of property to cemeteries; to require the filing of an act of dedication; to provide for certain terms, conditions, and procedures; to provide for an effective date; and to provide for related matters.

**SENATE BILL NO. 525—**

BY SENATOR ERDEY AND REPRESENTATIVE BILLIOT

AN ACT

To enact R.S. 38:84(C), relative to authorization to comply with the federal flood insurance act; to require that parishes and municipalities participate in and comply with federal flood plain management and flood insurance programs before construction of local flood protection or storm damage reduction projects; and to provide for related matters.

**SENATE BILL NO. 711—**

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 32:387.17(A)(5), relative to special permits; to modify the provision terminating the authority of the secretary of the Department of Transportation and Development to issue special permits for trucks transporting containerized cargo in international trade intended for exportation within a

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fifty-mile radius of the Port of Ouachita; and to provide for related matters.

SENATE BILL NO. 725—  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 51:943(A)(9), (10), (11), (12) and (13), relative to the Small Business Entrepreneurship Commission; to provide for voting membership; and to provide for related matters.

Respectfully submitted,  
ROBERT W. "BOB" KOSTELKA  
Chairman

The foregoing Senate Bills were signed by the President of the Senate.

Privilege Report of the Committee on  
Senate and Governmental Affairs

ENROLLMENTS

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

June 4, 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:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 88—  
BY SENATOR CHAISSON AND REPRESENTATIVE WOOTON  
A CONCURRENT RESOLUTION

To commend James Michael Bell of Hahnville High School, son of Beth and Marlon Bell, upon his selection as a representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

SENATE CONCURRENT RESOLUTION NO. 90—  
BY SENATOR GRAY AND REPRESENTATIVE PETERSON  
A CONCURRENT RESOLUTION

To commend Delta Sigma Theta Sorority, Inc., for its achievements and community service and to designate June 4, 2008, as Delta Sigma Theta Sorority "Red and White" Day at the Legislature of Louisiana.

Respectfully submitted,  
ROBERT W. "BOB" KOSTELKA  
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

ATTENDANCE ROLL CALL

PRESENT

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

Duplessis  
Dupre  
Total - 38

Martiny  
McPherson

Walsworth

ABSENT

Total - 0

Adjournment

Senator Broome moved that the Senate adjourn until Thursday, June 5, 2008, at 10:00 o'clock A.M.

The President of the Senate declared the Senate adjourned until 10:00 o'clock A.M. on Thursday, June 5, 2008.

GLENN A. KOEPP  
Secretary of the Senate

LYNDA E. WHEELER  
Journal Clerk