

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

FORTY-FIRST DAY'S PROCEEDINGS

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

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Tuesday, June 10, 2008

The Senate was called to order at 2:20 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	Duplessis	Mount
Alario	Dupre	Murray
Amedee	Erdey	Nevers
Broome	Hebert	Riser
Cassidy	Kostelka	Shaw
Cheek	Long	Shepherd
Cravins	Marionneau	Smith
Donahue	Martiny	Walsworth
Dorsey	Michot	
Total - 26		

ABSENT

Adley	Gray	McPherson
Crowe	Heitmeier	Morrish
Gautreaux B	Jackson	Quinn
Gautreaux N	LaFleur	Thompson
Total - 12		

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

Prayer

The prayer was offered by Pastor Bill Parsons, 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 McPherson, the reading of the Journal was dispensed with and the Journal of June 9, 2008, was adopted.

Messages from the Governor

The following messages from the Governor were received and read as follows:

**STATE OF LOUISIANA
Office of the Governor**

June 6, 2008

The Honorable Glenn Koepf
Secretary of the Senate
State Capitol
Baton Rouge, Louisiana 70804

Re: Senate Bill 401 by Senator Cassidy
Organ Transplant Center Guidelines

Dear Mr. Koepf:

I have received a request from the Secretary of the Louisiana Department of Health and Hospitals to veto Senate Bill 401, along with a letter received by the Secretary from the Division of Survey and Certification, Region VI of the U.S. Department of Health & Human Services. I agree that an organ transplant center (OTC) that enrolls as a Medicaid provider should meet the criteria established for a Medicare approved organ transplant center, as contemplated by Senate Bill 401. However, as pointed out in the attached request for veto and the correspondence from Region VI of the U.S. Department of Health & Human Services, I am concerned that the exceptions created by SB 401 violate the current federal regulations for OTCs.

For these reasons, as more fully explained in the attachments, I have vetoed Senate Bill 401 and hereby return it to the Senate.

Very truly yours,
BOBBY JINDAL
Governor

**STATE OF LOUISIANA
Office of the Governor**

June 6, 2008

The Honorable Glenn Koepf
Secretary of the Senate
State Capitol
Baton Rouge, Louisiana 70804

Dear Mr. Koepf:

House Bill No. 231 would exempt the Firefighters Retirement System from the obligation to adopt and implement a constructive engagement strategy to avoid ownership of securities in certain prohibited nations, namely Iran, North Korea, Sudan and Syria, as required of all public retirement systems by R.S. 11:314. While I recognize the challenges created by Section 314, I strongly support the statute's important purpose of ensuring that public retirement system funds are not being used to finance harm to the citizens of this country. Further, the challenge of complying with Section 314 is mitigated by the statute's "best efforts" safe harbor.

For these reasons, I vetoed House Bill No. 231 and returned it to the House of Representatives.

Very truly yours,
BOBBY JINDAL
Governor

**STATE OF LOUISIANA
Office of the Governor**

June 6, 2008

The Honorable Glenn Koepf
Secretary of the Senate
State Capitol
Baton Rouge, Louisiana 70804

Dear Mr. Koepf:

House Bill No. 418 would amend R.S. 14:134.3 to provide that the crime of abuse of office "shall not prohibit or limit the ability of an elected official from responding to a request by his constituency

June 10, 2008

or any citizen of state of Louisiana". While I support legislation that encourages elected officials to diligently represent their constituents, I am concerned that House Bill No. 418 may have the unintended consequence of providing a defense to a public servant who attempts to use a constituent request as a shield to wrongdoing. Additionally, I am satisfied that the intent of House Bill No. 418 is satisfied by the final sentence in the existing version of Section 134.3C - "Nothing in this Section shall prohibit or limit the ability of a public officer or public employee from performing his duties as authorized by law or as a condition of his employment or office."

For these reasons, I vetoed House Bill No. 418 and returned it to the House of Representatives.

Very truly yours,
BOBBY JINDAL
Governor

**Appointment of Conference Committee
on Senate Bill No. 116**

The President of the Senate announced the following change in the Conference Committee membership on the disagreement to Senate Bill No. 116: Senator Shepherd, vice Senator Alario.

Messages from the House

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

Message from the House

HOUSE CONFEREES APPOINTED

June 9, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to Senate Bill No. 116 by Senator Martiny:

Representatives Templet, Hutter and Billiot.

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

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

June 9, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

**SENATE BILL NO. 332—
BY SENATOR THOMPSON**

AN ACT

To enact R.S. 40:1299.96.1, relative to health care information; to provide for the creation of the Health Care Information Technology and Infrastructure Advisory Collaborative; to provide for membership; to provide for powers, duties, and function; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 264—
BY SENATORS QUINN AND BROOME
AN ACT**

To amend and reenact R.S. 46:2136(A)(4) and 2136.1 and Children's Code Article 1570.1(A) and to enact R.S. 46:2135(A)(6) and (7) and Children's Code Articles 1569(A)(6) and (7) and 1570(A)(5), relative to domestic abuse assistance; to provide for temporary restraining orders; to expand the scope of protection of a temporary restraining order; to provide relative to protective orders; to provide for certain medical evaluations; to provide for the payment of attorney fees; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 72—
BY SENATOR CROWE
AN ACT**

To amend and reenact R.S. 38:2318.1(B) and to enact R.S. 38:2225.2.2, relative to public contracts; to authorize the city of Slidell to utilize design-build contracts in certain circumstances; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 235—
BY SENATOR NEVERS
AN ACT**

To amend and reenact the introductory paragraph of R.S. 40:2009.4(A)(6), the introductory paragraph of 2109(B)(1)(c), and the introductory paragraph of 2180.2(10) and to enact R.S. 40:2009.4(A)(6)(e), relative to rules, regulations, and minimum standards of certain facilities; authorizes the Department of Health and Hospitals to promulgate rules for facilities located in areas subject to hurricanes, tidal surges, or flooding; to provide for a determination of substantial damage in accordance with the Louisiana State Uniform Construction Code by certain persons; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 282—
BY SENATOR CROWE
AN ACT**

To amend and reenact R.S. 40:2116(K), relative to nursing homes; to provide for certain nursing home beds, which were placed in alternate healthcare use, to be re-licensed as nursing home beds; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 335—
BY SENATOR CRAVINS
AN ACT**

To amend and reenact Title 22 of the Louisiana Revised Statutes of 1950; to direct the Louisiana State Law Institute to redesignate the current provisions of Title 22 of the Louisiana Revised Statutes of 1950 into a new format and number scheme without changing the substance of the provisions, to be comprised of R.S. 22:1 through 2371, and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 17—
BY SENATOR CRAVINS
AN ACT**

To amend and reenact R.S. 22:1430.11(A) and (D), relative to Louisiana Citizens Property Insurance Corporation; to provide with respect to eligibility and application for coverage by the corporation; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 25—
BY SENATOR DUPRE AND REPRESENTATIVES HARRISON AND BALDONE

AN ACT

To enact R.S. 33:9357, relative to veterans' memorial districts; to create the Terrebonne Parish Veterans' Memorial District; to provide for its composition, powers, duties and functions; to provide for membership of the governing authority of the district; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 152—
BY SENATOR CRAVINS AND REPRESENTATIVES BARROW, HARDY, LAFONTA, LORUSSO, MARCHAND AND WILLIAMS

AN ACT

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

Reported without amendments.

SENATE BILL NO. 245—
BY SENATOR CRAVINS

AN ACT

To enact R.S. 22:48, relative to insurers; to provide for the type of insurers and other risk bearing entities regulated by the Louisiana Insurance Code; to provide for the effectiveness; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 36—
BY SENATORS DUPRE, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 40:1300.143(7)(a)(ii), relative to the definition of rural hospital; to provide for the definition of "rural hospital"; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 75—
BY SENATOR GRAY

AN ACT

To amend and reenact R.S. 40:2116(J)(1), relative to facility need review; to provide for facility need review approvals for nursing homes and intermediate care facilities for people with developmental disabilities that were located in an area affected by executive order or proclamation of emergency or disaster; to provide for extension of such facility need review approvals; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 77—
BY SENATORS GRAY, DONAHUE, N. GAUTREAUX, KOSTELKA, MICHOT, MURRAY AND QUINN AND REPRESENTATIVES BARROW, BURFORD, DOERGE, HILL, MICHAEL JACKSON, KATZ, LEBAS, MILLS, NOWLIN, POPE, WILLIAMS AND WILLMOTT

AN ACT

To enact Children's Code Article 603(13)(i), relative to child abuse; to provide for mandatory reporting by court appointed special advocates; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 291—
BY SENATOR DONAHUE

AN ACT

To amend and reenact the title of Chapter 27-A of Title 33 of the Louisiana Revised Statutes of 1950 and R.S. 33:9039.1 and 9039.2(A), relative to the East Florida Parishes Retirement District; to provide for the name of such district; to change the name of the district; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 347—
BY SENATOR CRAVINS

AN ACT

To repeal Part X of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:391 through 397, relative to insurers on the co-operative or assessment plan; to repeal provisions regarding the continuation of life, health and accident insurers on the co-operative or assessment plan organized as of October 1, 1948, and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 374—
BY SENATOR CRAVINS

AN ACT

To repeal Part XI of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1931 through 1943, relative to animal insurers; to repeal provisions regarding the licensing and operation of animal insurers; to provide for effectiveness of the Act; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 657—
BY SENATORS MCPHERSON, ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 32:1(10), 125(B), 141(C), 296(A)(introductory paragraph), 471(1) and (2), and 473.1(A) and (B), and 1735(C), to enact R.S. 32:125(D), Subpart E-1 of Part IV of Chapter 1 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of 32:151 through 153, 291.1(C), and 296(C), and to repeal R.S. 32:475, all relative to motor vehicles; to create and provide relative to the Open Roads Law; to provide for definitions; to provide relative to motor vehicles stopping, standing, or parking on state roadways and shoulder of roadways; to provide relative to the procedure upon approaching an authorized emergency vehicle; to provide relative to roadway hazard cleanup; to create and provide relative to the Instant Tow Dispatch Pilot Program and the Expedited Towing Pilot Program; to require submission of reports from pilot programs; to require removal of abandoned vehicles from roadways within a certain time; to repeal certain provisions relating to disposal of vehicles; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 366—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 17:3396.4(A), relative to the Research Park Corporation; to revise the membership of the Research Park Corporation's board of directors; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 414—
BY SENATOR MURRAY

AN ACT

To enact R.S. 40:1149(D), relative to certified operators; to provide for exceptions for municipal and public works contractors; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 99—
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1733(C) and to enact R.S. 11:1903(C)(3), relative to employer contributions of certain statewide retirement systems; to prohibit the transfer of

employer contributions from the Municipal Employees' Retirement System and from the Parochial Employees' Retirement System; to provide an exception to such prohibition for the transfer of funds from either system in association with the transfer of a member's service credit from such system to another public retirement or pension system, plan, or fund; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 120—

BY SENATOR B. GAUTREAUX

AN ACT

To enact R.S. 11:1456.1 and 1456.2 and to repeal R.S. 11:1456, relative to the Assessors' Retirement Fund; to create the Back-Deferred Retirement Option Program; to provide for eligibility, procedures for application, and calculation of benefits of such program; to provide for rescission of participation in the Deferred Retirement Option Plan; to provide for effective dates; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 147—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 33:441(B), relative to Lawrason Act municipalities; to authorize the board of alderman, upon the mayor's request, to appoint one or more magistrates and one or more prosecutors for the mayor's court; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 177—

BY SENATORS B. GAUTREAUX AND MURRAY

AN ACT

To enact R.S. 11:2178(C)(5) and 2178.1(A)(3), relative to the Sheriffs' Pension and Relief fund; to provide for eligibility for and calculation of a reduced retirement benefit; to allow a member with ten years of service credit to retire at age sixty and receive a reduced benefit; to prohibit such a member from participating in the Back-Deferred Retirement Option Plan; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 458—

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1921(A)(3)(a), relative to membership in the Parochial Employees' Retirement System; to allow certain elected justices of the peace to elect to become system members; to allow purchase of service credit; to provide for calculation of payment for such purchase; to provide for an effective date; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 696—

BY SENATOR ERDEY

AN ACT

To enact R.S. 33:4564.6, relative to the Livingston Parish Recreation District No. 2; to increase the per diem of the board of commissioners; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 732—

BY SENATOR GRAY

AN ACT

To enact Chapter 31-A of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1271.1 through 1271.4, relative to residential neighborhood enhancement programs; to establish the residential neighborhood enhancement program; to provide for definitions; to provide with respect to program requirements and limitations; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 745—

BY SENATORS GRAY, CROWE, DUPLESSIS, MURRAY, QUINN AND SHEPHERD AND REPRESENTATIVES ABRAMSON, GISCLAIR, HARDY, LAFONTA, LEGER, MARCHAND, MORRELL, PETERSON, ROY, PATRICIA SMITH AND TEMPLET

AN ACT

To amend and reenact R.S. 33:9039.66(A)(1), (B), and (E), 9039.68(B)(3), and 9039.72(B) and to enact R.S. 33:9039.68(A)(16), relative to the Greater New Orleans Bioscience Economic Development District; to provide for the board of commissioners; to provide for general powers; to provide for the promulgation of bylaws; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 192—

BY SENATOR DUPLESSIS

AN ACT

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

Reported without amendments.

SENATE BILL NO. 676—

BY SENATOR LAFLEUR AND REPRESENTATIVE LEBAS

AN ACT

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

Reported without amendments.

SENATE BILL NO. 220—

BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 9:374(E), relative to divorce; to provide relative to possession and use of the family residence or community movables or immovables; to provide terms, conditions, procedures, and requirements, and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 784—

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 27:323(B)(1), relative to gaming; to provide with respect to the Video Draw Poker Devices Control Law; to provide with respect to the Video Draw Poker Device Purse Supplement Fund; to provide with respect to purse supplements; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 763—
BY SENATOR DONAHUE

AN ACT

To authorize and provide for the transfer of certain state property; to provide for the transfer of state property in St. Tammany Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Reported without amendments.

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

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 10, 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. 94—
BY SENATOR QUINN

A CONCURRENT RESOLUTION

To commend Washington-St. Tammany Electric Co-operative (WST Electric) for seventy years of business serving the citizens of Washington, St. Tammany and Tangipahoa parishes.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 97—
BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to establish a group to review the core curriculum and other eligibility requirements currently established for the TOPS-Tech Award and to make recommendations regarding any changes deemed appropriate or necessary to ensure maximum utilization of the award by eligible students.

Reported without amendments.

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

Message from the House

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

June 10, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 1133—

BY REPRESENTATIVES DOWNS, BOBBY BADON, BILLIOT, HENRY BURNS, CARMODY, CARTER, CHANDLER, CHANEY, DIXON, EDWARDS, FANNIN, GISCLAIR, HARDY, HAZEL, HOFFMANN, MICHAEL JACKSON, POPE, SIMON, JANE SMITH, PATRICIA SMITH, AND TRAHAN

AN ACT

To amend and reenact R.S. 17:221(A)(2) and 233(B)(1) and to enact R.S. 17:233(C), relative to school attendance; to provide for the circumstances under which a student shall be considered

habitually tardy; to require parents and other persons having charge of a student to enforce the attendance of the student at school; to provide relative to violations of the enforcement requirement by parents, tutors, and other persons having charge of habitually tardy students; to provide for penalties; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 110—

BY REPRESENTATIVES CHAMPAGNE AND BARRAS
AN ACT

To amend and reenact R.S. 15:574.4(A)(3), relative to parole eligibility; to provide that persons convicted of armed robbery shall not be eligible for parole; and to provide for related matters.

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

House Bills and Joint Resolutions

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

HOUSE BILL NO. 110—

BY REPRESENTATIVES CHAMPAGNE AND BARRAS
AN ACT

To amend and reenact R.S. 15:574.4(A)(3), relative to parole eligibility; to provide that persons convicted of armed robbery shall not be eligible for parole; and to provide for related matters.

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

HOUSE BILL NO. 1133—

BY REPRESENTATIVES DOWNS, BOBBY BADON, BILLIOT, HENRY BURNS, CARMODY, CARTER, CHANDLER, CHANEY, DIXON, EDWARDS, FANNIN, GISCLAIR, HARDY, HAZEL, HOFFMANN, MICHAEL JACKSON, POPE, SIMON, JANE SMITH, PATRICIA SMITH, AND TRAHAN

AN ACT

To amend and reenact R.S. 17:221(A)(2) and 233(B)(1) and to enact R.S. 17:233(C), relative to school attendance; to provide for the circumstances under which a student shall be considered habitually tardy; to require parents and other persons having charge of a student to enforce the attendance of the student at school; to provide relative to violations of the enforcement requirement by parents, tutors, and other persons having charge of habitually tardy students; to provide for penalties; to provide for definitions; and to provide for related matters.

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

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 9, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

June 10, 2008

HOUSE CONCURRENT RESOLUTION NO. 206—
BY REPRESENTATIVES HENRY, CONNICK, GISCLAIR, LABRUZZO,
LIGI, LOPINTO, TALBOT, TEMPLET, AND WILLMOTT AND SENATORS
MARTINY, QUINN, AND SHEPHERD

A CONCURRENT RESOLUTION

To urge and request the state of Louisiana and the governor to
properly and completely fund cutting of grass along certain
routes within Jefferson Parish.

HOUSE CONCURRENT RESOLUTION NO. 203—
BY REPRESENTATIVES GALLOT, HONEY, MICHAEL JACKSON, AND
PATRICIA SMITH AND SENATORS BROOME AND DORSEY

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of
Drucilla S. Thomas.

HOUSE CONCURRENT RESOLUTION NO. 204—
BY REPRESENTATIVE HAZEL AND SENATOR RISER

A CONCURRENT RESOLUTION

To commend Brittany Stephenson of Buckeye High School, daughter
of Christina and Bobby Mink, upon her selection as an alternate
representative of Louisiana at the Hugh O'Brian World
Leadership Congress in Washington, D.C.

Respectfully submitted,
ALFRED W. SPEER

Clerk of the House of Representatives

House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 203—
BY REPRESENTATIVES GALLOT, HONEY, MICHAEL JACKSON, AND
PATRICIA SMITH AND SENATORS BROOME AND DORSEY

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of
Drucilla S. Thomas.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Alario, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre and their corresponding counts.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists names like Adley, LaFleur and their counts.

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

HOUSE CONCURRENT RESOLUTION NO. 204—

BY REPRESENTATIVE HAZEL AND SENATOR RISER

A CONCURRENT RESOLUTION

To commend Brittany Stephenson of Buckeye High School, daughter
of Christina and Bobby Mink, 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 Riser moved to concur
in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Alario, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre and their corresponding counts.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists names like Adley, Jackson and their counts.

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

HOUSE CONCURRENT RESOLUTION NO. 206—

BY REPRESENTATIVES HENRY, CONNICK, GISCLAIR, LABRUZZO,
LIGI, LOPINTO, TALBOT, TEMPLET, AND WILLMOTT AND SENATORS
MARTINY, QUINN, AND SHEPHERD

A CONCURRENT RESOLUTION

To urge and request the state of Louisiana and the governor to
properly and completely fund cutting of grass along certain
routes within Jefferson Parish.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Alario, Amedee, Broome, Cassidy, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre and their corresponding counts.

Total - 34

NAYS

Total - 0

ABSENT

Adley LaFleur
Jackson Shepherd
Total - 4

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

Reports of Committees

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON
JUDICIARY C**

Senator Lee "Jody" Amedee, Chairman on behalf of the Committee on Judiciary C, submitted the following report:

June 10, 2008

To the President and Members of the Senate:

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

SENATE BILL NO. 386—
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 14:90.4(A), 90.5(A) and (B), 93.11(A), and 93.12(A), and R.S. 26:90(A)(1)(a)(introductory paragraph), and 286(A)(1)(a) (introductory paragraph), and to enact R.S. 14:93.10(2)(a)(v), relative to certain criminal offenses affecting certain military personnel; to provide for certain exceptions; and to provide for related matters.

Reported with amendments.

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.

Reported favorably.

HOUSE BILL NO. 726—

BY REPRESENTATIVES HARDY, ABRAMSON, ARMES, AUBERT, AUSTIN BADON, BALDONE, BARROW, BURRELL, CHAMPAGNE, CORTEZ, DIXON, FRANKLIN, GISCLAIR, HINES, HONEY, GIROD JACKSON, LAFONTA, LEGER, MARCHAND, MILLS, MONTOUCET, MORRELL, NORTON, RITCHIE, ROBIDEAUX, PATRICIA SMITH, AND TRAHAN

AN ACT

To enact R.S. 14:40.5, relative to the public display of a noose for the purpose of intimidation; to create the crime of public display of a noose with the intent to intimidate; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1243—
BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 14:67.26, relative to theft; to provide for the crime of theft of copper from a religious building or cemetery or graveyard; to provide for definitions; to provide for penalties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1373— (Substitute for House Bill No. 1052 by Representative Baldone)

BY REPRESENTATIVES BALDONE, ARMES, ARNOLD, BOBBY BADON, HENRY BURNS, CHAMPAGNE, DOVE, GISCLAIR, HARDY, HENDERSON, HOFFMANN, HONEY, LABRUZZO, LEGER, LORUSSO, MILLS, MONTOUCET, MORRELL, NORTON, PEARSON, PETERSON, RICHARD, RICHMOND, GARY SMITH, JANE SMITH, ST. GERMAIN, TEMPLET, WADDELL, AND WHITE

AN ACT

To amend and reenact R.S. 15:241, 541(1)(d), (e), (f), (g), (h), (i), (j), and (k), (14.1), and (14.2)(a) and (f), 542(C)(2), 542.1(A)(1)(e) and (2)(a), 542.1.1(A)(1) and (B), 542.1.3(A), (B), and (F), 542.1.5(A)(1) and (2)(a) and (F), 542.1.6, 543(B)(introductory paragraph) and (6), 543.1, and 544(A), (B), (C), and (D)(3)(d), to enact R.S. 15:541(1)(l) and (m), 542.1.3(H), and 544(E), and to repeal R.S. 15:541(14.2)(k) and 542.1.1(A)(4), relative to sex offenses and offenses involving child victims; to provide with respect to victims of sex offenses; to provide with respect to the requirements of sex offender and child predator registration and notification provisions; to provide for definitions; to provide for the time period in which an offender must comply with registration and notification requirements; to provide for the duties of the Department of Public Safety and Corrections and the office of youth development; to provide relative to the duration of registration and notification requirements; to provide for written notification by the courts; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1374— (Substitute for House Bill No. 1283 by Representative Norton)

BY REPRESENTATIVES NORTON, ARMES, BARRAS, BARROW, BILLIOT, HENRY BURNS, BURRELL, CORTEZ, DIXON, FRANKLIN, GISCLAIR, GREENE, ELBERT GULLORY, HARDY, HAZEL, HINES, HOWARD, HUTTER, LIGI, LOPINTO, MILLS, MONICA, ROBIDEAUX, SCHRODER, SIMON, JANE SMITH, TEMPLET, AND WOOTON

AN ACT

To enact R.S. 14:107.4, relative to offenses affecting the general peace and order; to create the crime of unlawful filming or recording of criminal activity; to provide for penalties; to provide for exceptions; and to provide for related matters.

Reported favorably.

Respectfully submitted,
LEE "JODY" AMEDEE
Chairman

**REPORT OF COMMITTEE ON
ENVIRONMENTAL QUALITY**

Senator Troy Hebert, Chairman on behalf of the Committee on Environmental Quality, submitted the following report:

June 10, 2008

To the President and Members of the Senate:

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

June 10, 2008

HOUSE BILL NO. 376—
BY REPRESENTATIVE DOVE
AN ACT

To enact R.S. 38:3097.3(E), relative to ground water management; to provide for compliance orders; to provide for civil penalties and fines for violations of laws, regulations, and orders relating to ground water management; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 382—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 30:2374(B)(1), relative to the Hazardous Materials Information Development, Preparedness, and Response Act; provides for the collection of fees; and to provide for related matters.

Reported favorably.

Respectfully submitted,
TROY HEBERT
Chairman

Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees

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

SENATE BILL NO. 386—
BY SENATOR HEBERT
AN ACT

To amend and reenact R.S. 14:90.4(A), 90.5(A) and (B), 93.11(A), and 93.12(A), and R.S. 26:90(A)(1)(a)(introductory paragraph), and 286(A)(1)(a) (introductory paragraph), and to enact R.S. 14:93.10(2)(a)(v), relative to certain criminal offenses affecting certain military personnel; to provide for certain exceptions; and to provide for related matters.

Reported with amendments by the Committee on Judiciary C.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Original Senate Bill No. 386 by Senator Hebert

AMENDMENT NO. 1

On page 1, line 2, after "90.5(A) and (B)," delete the remainder of the line, delete line 3 and on line 4, delete "and to enact R.S. 14:93.10(2)(a)(v)" and insert "and R.S. 27:65(B)(9), 260, and 319 and R.S. 47:9070"

AMENDMENT NO. 2

On page 1, line 8, after "R.S. 14:90.4(A)" delete the remainder of the line and delete line 9 and insert the following: "and 90.5(A) and (B) are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 3

On page 2, delete lines 15 through 29, and on page 3, delete lines 1 through 29, and on page 4, delete lines 1 through 10 and insert the following:

"Section 2. R.S. 27:65(B)(9), 260, and 319 are hereby amended and reenacted to read as follows:

§65. Licenses to conduct gaming activities upon riverboats; limitations; exceptions

* * *

B. Gaming shall be conducted aboard riverboats, subject to the following requirements:

* * *

(9) A person under age twenty-one shall not be permitted in the designated gaming area of a riverboat, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state.

* * *

§260. Gaming or employment in gaming prohibited for persons under twenty-one; exceptions

A. A person under the age of twenty-one shall not, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state:

(1) Play, or be allowed to play, any licensed game or slot machine.

(2) Loiter, or be permitted to loiter, in or about any room, premises, or designated gaming area wherein any licensed game is operated or conducted.

(3) Be employed as a gaming employee.

B. Any casino operator, licensee, or other person who intentionally violates or permits the violation of any of the provisions of this Section and any person under twenty-one years of age, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, who violates any of the provisions of this Section may be punished by imprisonment of up to six months or a fine of up to one thousand dollars, or both.

C. In any prosecution or other proceeding for the violation of any of the provisions of this Section, it shall be a defense that the casino operator, employee, dealer, or other person had a reasonable factual basis to believe and in good faith believed the person was twenty-one years old or over, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state.

D. The casino gaming operator shall withhold all winnings from patrons who are determined to be under the age of twenty-one, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, and shall remit such winnings to the corporation.

* * *

§319. Allowing underage persons to play video draw poker devices; penalties; revocation of license; exceptions

A.(1) No person licensed pursuant to the provisions of this Chapter, or any agent or employee thereof, shall allow a person under the age of twenty-one, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, to play or operate a video draw poker device at a licensed establishment.

(2) The person licensed pursuant to provisions of this Chapter shall withhold all winnings from patrons who are determined to be under the age of twenty-one, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state.

(3) The person licensed pursuant to provisions of this Chapter shall each quarter report and remit to the division all winnings withheld from patrons who are determined to be under the age of twenty-one, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state.

B.(1) Violations of Subsection A of this Section shall be penalized by the division as follows:

(a) For allowing a person under the age of twenty-one, unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state, to play or operate a video draw poker device at a licensed establishment, unless the licensee, his employee, or agent reasonably believed that the person was twenty-one years old or older:

(i) For a first or second violation, a fine of one thousand dollars shall be imposed.

(ii) For a third or subsequent violation, license revocation shall be imposed.

(b) For allowing a person under the age of twenty-one, **unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state**, to play or operate a video draw poker device at a licensed establishment when the licensee, his employee, or agent is shown to have known or reasonably believed he was allowing a person under the age of twenty-one years old, **unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state**, to play or operate a video draw poker device, or for allowing a person under the age of fifteen years old to play or operate a video draw poker device at a licensed establishment regardless of what the licensee, his employee or agent knew or reasonably believed about the age of that person:

(i) For a first or second violation, license revocation may be imposed.

(ii) For a first or second violation, a fine of one thousand dollars shall be imposed if the license is not revoked.

(iii) For a third or subsequent violation, license revocation shall be imposed.

(2)(a) A licensee shall be provided notice of the charged violation and may concede the violation and accept the penalty or may deny the violation and demand a hearing be held, pursuant to R.S. 27:25, to make a determination regarding the charge.

(b) A violation shall have occurred only if the charged violation is conceded by the licensee to have occurred or is found to have occurred at a hearing held for that purpose.

(c) For the purposes of determining whether a second or subsequent violation has occurred, every violation shall have occurred on a separate occasion, at the same licensed location, and only violations that have occurred within a one-year period, regardless of when they were charged, conceded, or found to have occurred, shall be considered.

(d) For persons having more than one license issued pursuant to the provisions of this Chapter, license revocation as provided in this Subsection, shall only apply to the license of the licensed establishment where the violations occurred.

C.(1) It is unlawful for any person under twenty-one years of age, **unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state**, to play or operate a video poker device.

(2) Whoever violates the provisions of this Subsection shall be fined not more than one hundred dollars.

(3) Any person apprehended while violating the provisions of this Subsection may be issued a citation by the apprehending law enforcement officer, which shall be paid in the same manner as provided for the offenders of local traffic violations.

Section 3. R.S. 47:9070 is hereby amended and reenacted to read as follows:

§9070. Sale to minors: **exceptions**

A.(1) No lottery retailer and no agent, associate, employee, representative, or servant of any such person shall sell a lottery ticket to any person under the age of twenty-one years, **unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state**, or unless the person submits any one of the following forms of identification which establish the age of the person as twenty-one years or older:

(a) A valid, current, Louisiana driver's license which contains a photograph of the person presenting the driver's license.

(b) A valid, current, driver's license of another state which contains a photograph of the person and birth date of the person submitting the driver's license.

(c) A valid, current, special identification card issued by the state of Louisiana pursuant to R.S. 40:1321 containing a photograph of the person submitting the identification card.

(d) A valid, current, passport or visa issued by the federal government or another country or nation that contains a permanently attached photograph of the person and the date of birth of the person submitting the passport or visa.

(e) A valid, current, military or federal identification card issued by the federal government containing a photograph of the person and date of birth of the person submitting the identification card.

(2) Each form of identification listed in Paragraph (1) must on its face establish the age of the person as twenty-one years of age or older, **unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state**, and there must be no reason to doubt the authenticity or correctness of the identification. No form of identification mentioned in Paragraph (1) shall be accepted as proof of age if it is expired, defaced, mutilated, or altered. If the driver's license, state identification card, or lawful identification submitted is a duplicate, the person shall submit additional identification which contains the name, date of birth, and photograph of the person.

(3) An educational institution identification card, check-cashing identification card, or employee identification card shall not be considered as lawful identification for the purposes of this Subsection.

B. Any person who knowingly sells a lottery ticket to a person under twenty-one years of age, **unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state**, shall be fined not less than one hundred dollars nor more than five hundred dollars for the first offense and, for each subsequent offense, not less than two hundred dollars or more than one thousand dollars.

C.(1) It is unlawful for any person under twenty-one years of age to purchase a lottery ticket, **unless such person is at least the age of majority and an active or honorably discharged member of the United States Armed Services or the National Guard of any state**.

(2) Whoever violates the provisions of this Subsection shall be fined not more than one hundred dollars.

(3) Any person apprehended while violating the provisions of this Subsection shall be issued a citation by the apprehending law enforcement officer, which shall be paid in the same manner as provided for the offenders of local traffic violations."

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

House Concurrent Resolutions on Second Reading Reported by Committees

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

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.

Reported favorably by the Committee on Judiciary C.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers

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Cheek	Heitmeier	Quinn
Cravins	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	
Gautreaux B	Morrish	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	Cassidy
Broome	LaFleur
Total - 4	

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

**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. 3—
BY REPRESENTATIVE GREENE
AN ACT

To enact the Omnibus Bond Authorization Act of 2008, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. 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. 39—
BY REPRESENTATIVE HAZEL
AN ACT

To enact R.S. 14:2(B)(41) and (42), relative to crimes of violence; to add battery of a police officer and battery of a correctional facility employee to the list of enumerated crimes of violence; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 52—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 47:302.12(B), relative to state funds; to provide for use of monies appropriated from the West Calcasieu Community Center Fund; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 159—
BY REPRESENTATIVE BOBBY BADON
AN ACT

To amend and reenact R.S. 11:2260(A)(11)(g), relative to the Firefighters' Retirement System and the Firemen's Pension and Relief Fund for the city of Lafayette; to provide relative to mergers between those systems; to provide relative to benefits and cost-of-living adjustments of individuals who have been

merged into the Firefighters' Retirement System; to provide for remedies relative to the rights and benefits accruing to such individuals by virtue of such merger; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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. 296—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact Section 3 of Act No. 82 of the 1948 Regular Session of the Legislature, relative to the parish of Calcasieu; to provide relative to community center and playground districts in Calcasieu Parish; to provide relative to the board of commissioners of each such district; to provide relative to the appointment and terms of board members; to provide relative to the filling of vacancies on the board; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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. 337—
BY REPRESENTATIVES BURRELL, AUBERT, AUSTIN BADON, BOBBY BADON, BARRAS, BARROW, BURFORD, HENRY BURNS, CARMODY, CARTER, DIXON, DOWNS, FRANKLIN, GALLOT, HARDY, HENRY, HOFFMANN, HONEY, HOWARD, MICHAEL JACKSON, KATZ, LAFONTA, LEGER, LIGI, MARCHAND, MORRIS, NORTON, NOWLIN, PETERSON, RICHARD, RITCHIE, JANE SMITH, PATRICIA SMITH, TALBOT, WADDELL, AND WILLIAMS
AN ACT

To enact a new Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, formerly comprised of Parts I through III, to be comprised of new Parts I through VII; to enact Part I, to be comprised of R.S. 47:2121 through 2124, Part II, to be comprised of R.S. 47:2126 through 2137, Subpart A of Part III, to be comprised of R.S. 47:2141 through 2147, Subpart B of Part III, to be comprised of R.S. 47:2151 through 2163, Subpart A of Part IV, to be comprised of R.S. 47:2196 through 2197, Subpart B of Part IV, to be comprised of R.S. 47:2201 through 2211, Subpart C of Part IV, to be comprised of R.S. 47:2231 through 2237, Subpart A of Part V, to be comprised of R.S. 47:2241 through 2245, Subpart B of Part V, to be comprised of R.S. 47:2246 and 2247, Subpart A of Part VI, to be comprised of R.S. 47:2266, Subpart B of Part VI, to be comprised of R.S. 47:2271 through 2280, and Part VII, to be comprised of R.S. 47:2286 through 2292, and to repeal R.S. 13:4951, Subparts E, F, and G of Part II of Chapter 6 of Title 33, comprised of R.S. 33:2861 through 2892.9, Chapters 13A, 13B, and 13C of Title 33, comprised of R.S. 33:4720.11 through 4720.49, and Part II of Chapter 4 of Subtitle III of Title 47, comprised of R.S. 47:2101 through 2114; and to repeal former Parts I, II, and III of Chapter 5 of Subtitle III of Title 47, comprised of R.S. 47:2171 through 2194, 2221 through 2230, and 2251 through 2262, all relative to the payment and collection of property taxes, tax sales, and adjudicated property; to provide general provisions and definitions; to provide for payment and collection; to provide for tax sales of movable and immovable property; to provide for adjudicated property; to provide for redemptions; to provide procedures to quiet tax title and for actions to annul; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 337 by Representative Burrell

AMENDMENT NO. 1
On page 9, line 20, after "January 1" insert "or later"

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AMENDMENT NO. 2

On page 17, line 2, after "exempt" insert "or otherwise exempt"

AMENDMENT NO. 3

On page 17, line 10, after "homestead" insert "or other"

AMENDMENT NO. 4

On page 18, line 9, after "tax recipients." insert "The tax collector shall record the cancellation with the recorder of conveyances in the parish in which the property is located."

AMENDMENT NO. 5

On page 33, line 21, after "in excess thereof." insert "The tax collector may determine and establish that the least quantity that can be sold by undivided interests is one percent or less of the whole."

AMENDMENT NO. 6

On page 33, between lines 27 and 28, insert the following:

"(6) Except as otherwise provided in this Subpart, the tax sale shall be conducted in the manner provided by law for judicial sales. This provision shall not be construed to prohibit the tax collector from conducting the tax sale by using an online or electronic bidding process consistent with the law governing judicial sales."

AMENDMENT NO. 7

On page 36, line 17, after "property is located." insert "The tax sale certificate shall contain the full name and address of the tax sale purchaser."

AMENDMENT NO. 8

On page 53, line 9, after "A." delete "The" and insert "Subject to Article VII, Section 25 (A) (2) of the Constitution of Louisiana, the"

AMENDMENT NO. 9

On page 55, line 7, delete "next" and insert "any"

AMENDMENT NO. 10

On page 55, line 11, after "sale," delete "or" and insert "if" and after "readvertise," insert "or if the property is readvertised but not sold."

AMENDMENT NO. 11

On page 55, line 12, after "has been redeemed," insert "The purchaser of a tax sale title to an adjudicated property shall be deemed to have purchased the property at the tax sale at which the property was adjudicated to the political subdivision."

AMENDMENT NO. 12

On page 82, line 13, after "Subpart." insert "The tax collector shall promptly remit the redemption payment to the tax sale purchaser."

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

HOUSE BILL NO. 350—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 17:1990(B)(2)(a), relative to the operation of schools transferred to the Recovery School District; to authorize the Recovery School District to contract with for-profit providers for the operation of schools under its jurisdiction; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 416—

BY REPRESENTATIVE ELLINGTON

AN ACT

To enact R.S. 51:1787(A)(1)(a)(iii), (iv), and (v), relative to the rebate of sales and use taxes; to require the timely payment of

sales and use tax rebates; to authorize reconsideration of certain items; to require the payment of interest under certain circumstances; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. 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. 417—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 47:2101(A)(3), relative to the payment of ad valorem taxes; to change the deadline interest begins to accrue on delinquent ad valorem taxes; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. 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. 420—

BY REPRESENTATIVES GALLOT, BOBBY BADON, BARRAS, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, DANAHAY, DOERGE, DOWNS, ELLINGTON, FOIL, GEYMAN, ELBERT, GUILLOREY, HARDY, ROSALIND JONES, SAM JONES, KLECKLEY, MILLS, MONToucET, MORRIS, NORTON, PERRY, GARY SMITH, JANE SMITH, WADDELL, WILLIAMS, AND WOOTON

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(D)(3) and to enact Article VII, Section 4(D)(4) of the Constitution of Louisiana, to increase the maximum amount of the severance tax on certain natural resources which is remitted to parish governing authorities; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. 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. 445—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 47:2193, relative to tax sales; to provide that the listing of property in the name of the tax sale purchaser shall occur in the same manner as the listing of non-tax sale properties; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. 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. 463—

BY REPRESENTATIVES TRAHAN AND TUCKER

AN ACT

To amend and reenact R.S. 17:10.5(C), relative to the Recovery School District; to provide relative to the retention period for certain schools transferred to the Recovery School District; to require the Recovery School District to report certain information to the State Board of Elementary and Secondary Education on the status of such schools; to provide for information to be included in the report, including recommendations of the Recovery School District; to provide timelines relative to such reporting and actions taken by the State Board of Elementary and Secondary Education on such recommendations; and to provide for related matters.

Reported favorably by the Committee on Education. 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.

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HOUSE BILL NO. 465—

BY REPRESENTATIVES LABRUZZO, BILLIOT, CONNICK, LIGI, LOPINTO, TALBOT, WILLMOTT, AND WOOTON AND SENATOR MARTINY

AN ACT

To enact R.S. 33:1420.19, relative to economic development in Jefferson Parish; to provide for the creation of a special district in the parish for the purpose of promoting, encouraging, and participating in infrastructure improvements to stimulate the economy; to provide for the boundaries, governance, and duties and powers of the district, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 525—

BY REPRESENTATIVE ARNOLD

AN ACT

To enact R.S. 11:3688(A)(11), relative to the Harbor Police Retirement System (Port of New Orleans); to provide with respect to per diem; to establish the requirements for the receipt of per diem and the amount allowable; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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. 526—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3685(D), relative to the Harbor Police Retirement System; to provide for a change in the formula used to calculate a cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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. 534—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3690(D)(12), relative to the Harbor Police Retirement System; to provide with respect to the method of financing administrative expenses; to increase the amount of system funds which may be used for administrative expenses; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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. 558—

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 38:2212(A)(3)(a), (b), and (c), relative to public contracts; to require public entities which advertise bids for construction of public works to include an estimate of the budget in the advertisement; to provide relative to the procedures for bidding on such contracts including forms used for such purposes; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 558 by Representative Downs

AMENDMENT NO. 1

On page 1, delete lines 3 and 4, and insert: "provide relative to certain designer's estimates and to the"

AMENDMENT NO. 2

On page 2, line 8, after "Addenda," insert "Base Bid."

AMENDMENT NO. 3

On page 2, line 12, change "contract" to "Bidding Documents"

On motion of Senator McPherson, 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. 563—

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b), relative to the letting of contracts for public works; to provide relative to the more effective and efficient letting of such contracts; to provide relative to the procedures for bidding on such contracts including forms used for such purpose; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 563 by Representative Downs

AMENDMENT NO. 1

On page 1, line 16, delete "responsible"

AMENDMENT NO. 2

On page 1, line 17, after "Addenda," insert "Base Bid."

AMENDMENT NO. 3

On page 2, line 2, change "contract" to "Bidding Documents"

On motion of Senator McPherson, 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. 591—

BY REPRESENTATIVE DANAHAY

AN ACT

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

Reported favorably by the Committee on Local and Municipal Affairs. 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. 601—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 33:2002(A)(4)(a) and 2218.2(A)(2)(a), relative to state supplemental pay; to provide relative to supplemental pay for certain commissioned law enforcement officers; to provide relative to supplemental pay for certain fire protection officers; to provide for the locations of headquarters of agencies employing such officers; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 601 by Representative Arnold

AMENDMENT NO. 1

On page 2, line 18, after "other than the" delete the remainder of the line

AMENDMENT NO. 2

On page 2, at the beginning of line 19, delete "Connection Division, the"

AMENDMENT NO. 3

On page 2, delete line 25, and insert the following: "levees, waterways, and riverfront areas, or while patrolling bridges that are within"

On motion of Senator Michot, 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. 607—

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 47:306(E), relative to license plates for motor vehicles; to provide for an extension for the amount of time a motor vehicle dealer has to remit collected taxes; and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal Affairs. 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. 622—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 36:4(H) and R.S. 49:220.4(A)(1) and (B)(1) through (4) and 220.5(A)(2) and (D)(4), relative to the Louisiana Recovery Authority; to provide for the membership and terms of office of the board of directors; to provide for the transfer of the authority and its board of directors to the division of administration; to provide for the powers, duties, and functions of the authority, the board, and the executive director; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 718—

BY REPRESENTATIVE TRAHAN

AN ACT

To amend and reenact R.S. 17:3997(B)(2)(c), relative to the leave of absence granted by a city, parish, or other local public school board to an employee who subsequently becomes employed in a charter school, including the maximum time period for which such leave can be authorized and time periods for the taking of certain actions by the employee relative to returning to the system granting the leave; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 723—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:158(B) and 3361 and to enact R.S. 11:3391, relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for the purchase of service

credit; to provide for technical changes; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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. 750—

BY REPRESENTATIVE LAMBERT

AN ACT

To amend and reenact R.S. 33:130.16 through 130.18, relative to industrial areas; to correct statutory references; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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. 845—

BY REPRESENTATIVE PERRY

AN ACT

To amend and reenact R.S. 32:402(B)(1)(c)(introductory paragraph) and to enact R.S. 32:402(B)(1)(c)(iii) through (vi), relative to driving without a license; to provide for penalties for driving without a license to be the same as the penalties for driving with a suspended license; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 845 by Representative Perry

AMENDMENT NO. 1

On page 2, line 1, after "both" delete the remainder of the line, delete line 2, and insert a period "."

AMENDMENT NO. 2

On page 2, line 6, after "both" delete the remainder of the line, delete line 7, and insert a period "."

On motion of Senator McPherson, 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. 852—

BY REPRESENTATIVES AUSTIN BADON, BARROW, BILLIOT, GISCLAIR, HARDY, HENRY, LAFONTA, MARCHAND, PATRICIA SMITH, AND ST. GERMAIN

AN ACT

To enact R.S. 32:300.5, relative to the use of telephones and electronic communication devices while driving; to prohibit the use of wireless telephones while driving; to prohibit text messaging and e-mailing while driving; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 852 by Representative Austin Badon

AMENDMENT NO. 1

On page 2, line 12, after "hybrids," insert "or"

AMENDMENT NO. 2

On page 2, line 13, after "devices" delete the remainder of the line and insert a period "."

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AMENDMENT NO. 3

On page 2, line 29, change "less" to "more"

On motion of Senator McPherson, 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. 888—

BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 39:33.1(B)(1) and to enact R.S. 39:33.1(B)(4), relative to the expenditure of state funds; to provide for determination of the expenditure limit; to provide for the factors and method of calculation of the expenditure limit; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 888 by Representative Henry

AMENDMENT NO. 1

On page 1, line 19, change "year; and" to "year."

AMENDMENT NO. 2

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

"(c) Subtracting 1.0 from the result obtained in Subparagraph (b) of this Paragraph."

On motion of Senator Michot, 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. 903—

BY REPRESENTATIVE LORUSSO

AN ACT

To amend and reenact R.S. 33:1373(A), (B)(introductory paragraph), (C)(introductory paragraph), and (D) and to enact R.S. 13:1140.1, relative to Orleans Parish; to grant certain agencies and entities within the parish the authority to enforce health, safety, and welfare statutes or ordinances in any court of competent jurisdiction; to establish a separate environmental docket of the Civil District Court for the parish of Orleans, or the successor to such court, to hear matters related to the enforcement of such statutes and ordinances; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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. 909—

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact R.S. 17:10.7(C); to provide for the time period for which the Recovery School District shall retain jurisdiction over any school transferred to it; to provide relative to the return of a transferred school; to require certain reports; to provide relative to the powers and duties of the State Board of Elementary and Secondary Education; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 910—

BY REPRESENTATIVE TUCKER

AN ACT

To enact R.S. 39:1517.1, relative to state contracts; to require the reporting of certain information relating to the contract between the division of administration, office of community development, and ICF Emergency Management Services for management of The Road Home Program; to require oversight by the Legislative Audit Advisory Council; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 910 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 17, after "subcontractor," and before "contractor performance" insert "the value of the contract."

On motion of Senator Michot, 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. 928—

BY REPRESENTATIVE SAM JONES

AN ACT

To enact R.S. 25:912(15) and 914, relative to certain cemeteries within the state of Louisiana; to provide for the creation of a historic cemetery register within the division of historic preservation, office of cultural development, Department of Culture, Recreation and Tourism; to provide relative to the nomination, review, and approval of any such cemetery for inclusion on the state register; to provide relative to the adoption of rules and regulations by the division; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 928 by Representative Sam Jones

AMENDMENT NO. 1

On page 2, line 12, after "old," insert "or"

AMENDMENT NO. 2

On page 2, line 13, after "of" insert "civic,"

AMENDMENT NO. 3

On page 2, line 13, after "military service," and before "that are" delete "or contains buildings" and insert "cultural achievement, or historical significance, or contains structures"

On motion of Senator Gray, 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. 936—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 39:1311(D) and to enact R.S. 39:1305(F), relative to the Louisiana Local Government Budget Act; to provide for inclusion of certain judgments and settlement agreements as expenditures in budgets of certain municipalities; to provide for escrowing of revenue sharing funds when such judgments and agreements constitute more than a certain portion of total expenditures; to provide relative to the payment of

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judgments and agreements; to provide relative to borrowing by certain municipalities for capital purposes; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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. 945—

BY REPRESENTATIVE MONICA
AN ACT

To amend and reenact R.S. 32:473.1, relative to abandoned motor vehicles; to provide relative to the removal of abandoned vehicles from highways by parishes and municipalities; to provide relative to liability; to provide for notice of removal; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 945 by Representative Monica

AMENDMENT NO. 1

On page 1, line 15 change "forty-eight" to "twenty-four"

AMENDMENT NO. 2

On page 1, line 19 change "forty-eight" to "twenty-four"

On motion of Senator McPherson, 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. 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, MONTOUCET, 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 Finance. 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. 964—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 11:3685(C)(4)(a), (5), (7), and (11), relative to the Harbor Police Retirement System; to provide with respect to the deferred retirement option plan; to provide for eligibility for certain members; to provide for exclusion of accumulated leave at time of entry; to provide for duration of DROP participation period; to provide with respect to the type

of service and benefits accrued during the DROP period; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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. 970—

BY REPRESENTATIVE HONEY
AN ACT

To enact R.S. 33:2589, relative to the municipal fire and police civil service; to provide relative to policemen and firemen employed by certain municipalities; to provide relative to the compensation for work on holidays of any such fireman and policeman; to provide limitations; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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. 976—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 11:3384(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to change the accrual rate of retirement benefits for certain members; to change certain ages at which such accrual rates apply; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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. 994—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 11:3684(E), relative to the Harbor Police Retirement System (Port of New Orleans); to provide with respect to leave conversion; to establish rights of conversion at regular retirement; to establish rights of conversion upon entry into the deferred retirement option plan; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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. 1006—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide relative to the deferred retirement option plan; to provide for eligibility for a retroactive deferred retirement option plan benefit; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 1006 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 19 after "the pension" and before "the retroactive date" change "at" to "at on"

On motion of Senator B. Gautreaux, 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. 1018—
BY REPRESENTATIVES TUCKER, TRAHAN, AND LEGER
AN ACT

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

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 1018 by Representative Tucker

AMENDMENT NO. 1

On page 3, between lines 27 and 28, insert the following:

"E. The secretary of the Department of Labor, the secretary of the Department of Economic Development and the chief executive officer of the board shall annually report to the Senate Select Vocational and Technical Education Committee and the House Committee on Labor and Industrial Relations and such committees shall have oversight of the use of monies in the fund."

On motion of Senator Michot, 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. 1054—
BY REPRESENTATIVE PETERSON AND SENATOR GRAY
AN ACT

To enact R.S. 17:100.10, relative to authorizing city, parish, and other local public school boards to create public benefit corporations and enter into contracts with such public benefit corporations for the planning, renovation, construction, leasing, subleasing, management, and improvement of school properties; to exempt such school boards from certain limitations relative to property dispositions under certain circumstances; to authorize such school boards to enter into financing arrangements with their public benefit corporations and certain other private parties to construct new schools and to renovate existing school properties; and to provide for related matters.

Reported with amendments by the Committee on Revenue and Fiscal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 1054 by Representative Peterson

AMENDMENT NO. 1

On page 1, line 17, change "R.S. 12:202.1(D)" to the following: "all of the powers, duties, and limitations defined in R.S. 12:202.1(D) regardless of the population of the school board's district, all"

AMENDMENT NO. 2

On page 3, between lines 10 and 11, insert:

"G. By March first of each calendar year the Department of education shall provide a written report to the Joint Legislative Committee on the Budget on the utilization of the provisions of this Section based upon information which shall be provided to the department by January first of each calendar by each school board and public benefit corporation created and utilizing New Market Tax Credits in the manner to be provided for in rules and regulations approved by the Joint Legislative Committee on the Budget."

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

HOUSE BILL NO. 1068—
BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 11:441(A) and 544(B)(3), (D), and (E), and to enact R.S. 11:544(F), relative to certain enforcement personnel within the office of alcohol and tobacco control, Department of Revenue, who are members of the Louisiana State Employees' Retirement System; to provide for retirement eligibility; to provide relative to the deposit of monies in the Department of Revenue Alcohol and Tobacco Control Officers Fund; to provide for the abolition of such fund; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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. 1077—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 11:620, relative to the Louisiana State Employees' Retirement System; to provide for the transfer of service for members of existing hazardous duty plans to the Hazardous Duty Services Plan; to provide for the transfer of membership thereto; to provide for the purchase of an actuarial upgrade of service credit; and to provide for related matters.

Reported favorably by the Committee on Retirement 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. 1084—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 11:62(5)(g) and (h) and 444(A)(2)(d) and Subpart D of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:611 through 619, relative to the Louisiana State Employees' Retirement System; to provide relative to certain enforcement personnel who are members of such system; to provide for calculation of benefits; to provide for contributions; to provide for an effective date; to provide for the creation of a Hazardous Duty Services Plan; to provide for the employee contribution rate, eligibility, calculation of benefits, and certification for members of the Hazardous Duty Services Plan; to provide for disability and survivors benefits; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. 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. 1105—
BY REPRESENTATIVE TRAHAN
AN ACT

To amend and reenact R.S. 17:3995(A)(1)(introductory paragraph) and (4), relative to charter schools; to provide relative to charter school funding, including for Type 5 charter schools; to authorize the imposition of certain fees by chartering authorities; to provide relative to charges for the purchase of certain services by a charter school; to provide limitations; to provide for certain reports to a charter school; to provide an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 1108—
BY REPRESENTATIVE BARROW
AN ACT

To amend and reenact R.S. 33:4720.151(B)(6), (D), (E), (G)(5), (9), and (12), (H)(4)(b), (I)(2), (J)(1), (K), (L)(1), (3), and (4), and (O)(introductory paragraph), (1), and (4) and R.S. 44:4.1(B)(18), to enact R.S. 33:4720.151(H)(23) and (S), and to repeal R.S. 33:4720.151(G)(13), relative to the East Baton Rouge

Redevelopment Authority; to provide relative to the purposes and objects and powers and duties of the authority; to provide relative to the members of the governing board of the authority; to authorize the authority to initiate an expedited quiet title and foreclosure action; to provide relative to the procedures for any such action; to provide relative to the rights of property owners; to provide relative to due process; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Re-Reengrossed House Bill No. 1108 by Representative Barrow

AMENDMENT NO. 1

On page 1, line 3, after "(4)," delete "and"

AMENDMENT NO. 2

On page 1, line 3, after "(4)" insert ", and (Q)(6)"

AMENDMENT NO. 3

On page 1, line 4, between "(23)" and "and", insert ",(Q)(7)."

AMENDMENT NO. 4

On page 1, line 17, after "(4)." delete "and"

AMENDMENT NO. 5

On page 1, line 17, after "(4)" and before "are" insert "and "(Q)(6)"

AMENDMENT NO. 6

On page 1, line 18, between "238)" and "and", insert ",(Q)(7)."

AMENDMENT NO. 7

On page 4, line 28, after "amount" delete ":" and insert ",except for a higher bid submitted by a conventional mortgage holder holding a mortgage on the subject property."

AMENDMENT NO. 8

On page 6, line 11, delete "Such purchases" and insert "In addition to the authority set forth in Subpart B of Part IV of Chapter 5 of this Title, such purchases"

AMENDMENT NO. 9

On page 6, line 21, delete "R.S. 47:2183" and insert "Chapter 5 of this Title"

AMENDMENT NO. 10

On page 7, line 18, after "property" delete ":" insert ", except for a higher bid submitted by a conventional mortgage holder holding a mortgage on the subject property."

AMENDMENT NO. 11

On page 10, between lines 18 and 19, insert the following:
"Q. As used in this Chapter, the following terms shall have the meaning herein ascribed to them.

* * *

(6) "Real property" means all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith, and every estate, interest, right, or use, legal or equitable, therein, including terms for years "or immovable property" means any and all right, title, and interest in a tract of land, including its component parts and liens by way of judgment, mortgage, or otherwise.

(7) "Owners of a property interest" means anyone with a corporeal or incorporeal interest in immovable property filed for record in the conveyance records or mortgage records of the clerk of court and ex officio recorder of mortgages for the parish where the property is located, including a naked owner, a usufructuary, a mortgagee, a judgment creditor, or a holder of a personal or predial servitude."

AMENDMENT NO. 12

On page 10, line 24, after "the" delete "register of conveyances" and insert "conveyance records of the clerk of court and ex officio recorder of mortgages"

AMENDMENT NO. 13

On page 13, between lines 4 and 5, insert the following:

"(c) For a state or federal chartered depository financial institution, a search of entity records filed with the Louisiana office of financial institutions or with the Federal Deposit Insurance Corporation (FDIC)."

AMENDMENT NO. 14

On page 15, line 19, after "foreclosure" insert ", including a current holder of a conventional mortgage."

AMENDMENT NO. 15

On page 15, line 21, after "hearing," insert "A holder of a conventional mortgage may object to the action and is entitled to a dismissal of the proceedings by the district court upon a showing that it is the holder of a legally enforceable conventional mortgage and upon payment of the outstanding amount of any liens, taxes and related costs."

On motion of Senator Gray, 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. 1135—

BY REPRESENTATIVES ST. GERMAIN, ANDERS, BOBBY BADON, BARRAS, CHAMPAGNE, CORTEZ, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARRISON, HENDERSON, SAM JONES, LAMBERT, LEBAS, LEGER, MILLS, MONTOUCET, MORRIS, PERRY, RITCHIE, ROBIDEAUX, AND WHITE AND SENATORS AMEDEE, CRAVINS, B. GAUTREAUX, HEBERT, MARIONNEAUX, AND MICHOT

AN ACT

To amend and reenact R.S. 30:2000.2, 2000.4(A)(5)(introductory paragraph) and (B)(4), (6), (7), and (9), 2000.5, 2000.8(C), and 2000.9(C), to enact R.S. 30:2000.4(A)(1.1) and (B)(11), 2000.11, and 2000.12, and to repeal R.S. 30:2000.4(B)(8) and 2000.10, relative to the Atchafalaya Basin program; to provide for an annual plan to be submitted to the legislature; to provide relative to the duties of the secretary of the Department of Natural Resources; to provide for the duties of the Atchafalaya Basin Research and Promotion Board; to provide for the duties of the Atchafalaya Basin Advisory Committee; to create the technical advisory group and provide for its chair and responsibilities; to provide relative to an annual plan; to create the Atchafalaya Basin Conservation Fund; to provide for revenues and expenditures for the fund; and to provide for related matters.

Reported favorably by the Committee on Finance. 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. 1145—

BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 17:3351.6(B) and to enact R.S. 17:3351.6(A)(4), (5), and (6), relative to authorizing the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to increase tuition and nonresident fee amounts for students at the Paul M. Hebert Law Center; to authorize proportional amounts for part-time students and for summer sessions; to provide limitations; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Education. 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 10, 2008

HOUSE BILL NO. 1149—
BY REPRESENTATIVES MICHAEL JACKSON, ARMES, AUBERT,
AUSTIN BADON, CARTER, CHAMPAGNE, RITCHIE, PATRICIA SMITH,
AND TRAHAN

AN ACT

To enact R.S. 17:85.13, relative to naming a stadium; to authorize the
parish school board in certain parishes to name a stadium in
honor of a former principal; to provide limitations; and to
provide for related matters.

Reported with amendments by the Committee on Education.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to
Engrossed House Bill No. 1149 by Representative Michael Jackson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 17:85.13" insert "and 85.14" and change
"a stadium" to "certain school facilities"

AMENDMENT NO. 2

On page 1, line 3, between "principal;" and "to provide" insert "to
authorize the parish school board in certain parishes to name a
performing arts center in honor of a former principal;"

AMENDMENT NO. 3

On page 1, line 6, change " is" to "and 85.14 are"

AMENDMENT NO. 4

On page 1, after line 19, insert the following:

"§85.14. Naming of a performing arts center by certain school boards
Notwithstanding any provision of law to the contrary, a parish
school board in a parish having a population of more than two
hundred thousand persons according to the most recent federal
decennial census may name a performing arts center in the parish in
honor of a former principal who meets all of the following criteria:

(1) She served as a teacher, assistant principal of instruction and
curriculum, and chairwoman of a parishwide committee to determine
the feasibility of developing a junior high school magnet program in
the parish where the performing arts center is located.

(2) She was the founding principal of a middle magnet school,
serving in that capacity for at least ten years.

(3) The middle magnet school, for which she served as principal,
was honored as a National School of Excellence by the United States
Department of Education."

On motion of Senator Nevers, 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. 1164—

BY REPRESENTATIVE MORRIS

AN ACT

To amend and reenact R.S. 17:85 and to repeal R.S. 17:85.1, 85.2,
85.3, 85.5, 85.8, 85.11, and 85.12, relative to the naming of
facilities; to authorize school boards to name athletic facilities
after living persons; to repeal prior grants of similar authority
and to provide relative to actions taken by school boards under
such grants of authority; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 1184—

BY REPRESENTATIVE LEGER

AN ACT

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

financial statements; to provide for effectiveness; and to provide
for related matters.

Reported favorably by the Committee on Education. 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. 1232—

BY REPRESENTATIVE RICHARD

AN ACT

To amend and reenact R.S. 44:4.1(B)(29) and R.S. 47:2106, relative
to the postponement of the payment of ad valorem taxes; to
provide for an exception to the laws relative to public records;
to provide for the postponement of the payment of ad valorem
taxes; to provide for definitions; to provide conditions and
requirements under which postponement may be permitted; to
provide for the application and reapplication process and to
provide forms; to provide time limits; to provide for notification
to political subdivisions; to provide for an objection to
postponement and a review process; to provide for an effective
date; to provide for notice to the tax debtor of the right to have
the payment of ad valorem taxes postponed; to provide for the
payment of the postponed taxes in installments; to provide for a
tax sale if an installment is not timely paid; to provide for the
tax collector to compile a list of all persons whose taxes were
postponed; to provide for the remission of the postponed taxes;
and to provide for related matters.

Reported favorably by the Committee on Revenue and Fiscal
Affairs. 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. 1247—

BY REPRESENTATIVE RICHARDSON

AN ACT

To enact R.S. 17:221.4, relative to the placement in public
elementary school classrooms of children born at the same birth
event; to provide relative to parental requests for such
placement; to provide guidelines, timelines, and procedures for
such requests; to provide for review of initial placement
decisions; to provide limitations; to provide definitions; to
provide effectiveness, to provide an effective date; and to
provide for related matters.

Reported favorably by the Committee on Education. 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. 1248—

BY REPRESENTATIVE JOHNSON

AN ACT

To enact R.S. 45:561 and 562, relative to railroad safety; to provide
for the Public Service Commission; to implement the Federal
Railroad Safety State Participation program; to authorize
inspection of railroad facilities; and to provide for related
matters.

Reported with amendments by the Committee on Transportation,
Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation,
Highways and Public Works to Reengrossed House Bill No. 1248 by
Representative Johnson

AMENDMENT NO. 1

On page 1, after line 18, insert the following:

"Section 2. To implement the provisions of this Act, the Public
Service Commission shall not employ and cause to be trained and
certified more than six employees which authorization for such
employees shall first be obtained from the Joint Legislative
Committee on the Budget."

June 10, 2008

On motion of Senator McPherson, 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 favorably by the Committee on Finance. 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. 1267—

BY REPRESENTATIVE MONTOUCE

AN ACT

To amend and reenact R.S. 13:1883(J), relative to the marshal of the city of Rayne; to authorize an increase in salary; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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. 1296—

BY REPRESENTATIVE WILLMOTT

AN ACT

To enact R.S. 32:284(D), relative to riding in the bed of a pickup truck; to prohibit persons from riding in the bed of pickup trucks on certain roadways; and to provide for related matters.

Reported favorably by the Committee on Transportation, Highways and Public Works. 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. 1297—

BY REPRESENTATIVES BARROW AND ELBERT GUILLORY

AN ACT

To enact R.S. 33:1236.28, relative to buildings and structures that endanger the public health and welfare; to authorize parish and municipal ordinances, rules, and regulations to require securing or condemnation and demolition or removal or both of such structures and maintenance of property; to provide for notice; to provide for costs and payment of costs and procedures therefor; to authorize national guard assistance in removal and demolition of structures under certain conditions; and to provide for related matters.

Reported with amendments by the Committee on Local and Municipal Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1297 by Representative Barrow

AMENDMENT NO. 1

On page 4, line 19, between "The" and "municipality" insert "parish or"

On motion of Senator Gray, 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. 1304—

BY REPRESENTATIVE BALDONE

AN ACT

To enact R.S. 33:4564(D), relative to the boards of commissioners of recreation districts in certain parishes; to provide for a per diem for members of such boards; and to provide for related matters.

Reported favorably by the Committee on Local and Municipal Affairs. 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. 1314—

BY REPRESENTATIVE MICHAEL JACKSON

AN ACT

To amend and reenact R.S. 17:1855(D)(2) and to enact R.S. 17:1855(D)(3), relative to tuition; to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to increase tuition amounts for students in future years entering the law center; to authorize proportional amounts for part-time and for summer sessions; to provide limitations; to provide for effectiveness; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 1325—

BY REPRESENTATIVES DIXON, ARMES, CHANDLER, CHANEY, EDWARDS, RICHARDSON, AND RITCHE

AN ACT

To enact R.S. 17:3312(B), relative to the use of sick leave by unclassified employees at public colleges and universities; to provide relative to the use of sick leave for personal purposes by certain employees; to provide guidelines and limitations; to provide applicability; and to provide for related matters.

Reported favorably by the Committee on Education. 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 10, 2008

HOUSE BILL NO. 1335—
BY REPRESENTATIVE DOERGE
AN ACT

To enact Chapter 5-R of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.151 through 380.156, and R.S. 36:744(BB) and 801.21, to create the Germantown Colony Museum in the Department of State; to provide relative to the governing authority of the museum including its composition, powers, duties, responsibilities, meetings, and officers; to provide for the adoption of rules and regulations including fees; to provide for receipt and use of funds and property; to provide relative to the authority of the secretary of state and the Department of State with respect to the museum; to provide relative to personnel and budgets of the museum; and to provide for related matters.

Reported favorably by the Committee on Education. 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. 1367— (Substitute for House Bill No. 451 by Representative Hardy)
BY REPRESENTATIVES HARDY AND GISCLAIR
AN ACT

To enact R.S. 32:77.1, relative to passing in school zones; to prohibit passing in school zones; to provide for penalties for operators of motor vehicles who pass other motor vehicles in school zones; and to provide for related matters.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 1367 by Representative Hardy

AMENDMENT NO. 1

On page 1, delete lines 8 through 10 and insert the following:
"A. At all times while driving on two lane streets or highways in school zones, while school is in session, operators of motor vehicles shall not overtake or pass another vehicle."

On motion of Senator McPherson, 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.

Special Order of the Day

The following Senate Bill on Third Reading and Final Passage, which was made Special Order of the Day No. 1, was 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 Cassidy, 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. 87—

BY SENATORS SHAW, ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY, HEBERT, HEITMEIER, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, RISER, SHEPHERD, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES JANE SMITH, ABRAMSON, ANDERS, ARNOLD, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, GALLOT, GEYMANN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKY GUILLORY, GUINN, HARRISON, HAZEL, HENDERSON, HENRY, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, ROSALIND JONES, KATZ, KLECKLEY, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MCVEA, MILLS, MONICA, MORRELL, MORRIS, NOWLIN, PEARSON, PERRY, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RITCHE, ROBIDEAUX, SCHRODER, SIMON, SMILEY, GARY SMITH, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS AND WILLMOTT

AN ACT

To amend and reenact R.S. 47:31, 32(A), 290(B), 297.4(B)(1), 300.1, 6006(B), 6006.1(C), 6023(D)(1), and 6025(C), and R.S. 51:1807(C), relative to individual income tax; to provide for a reduction of the tax by phasing-out the tax on incomes of individuals, estates, and trusts; to provide with respect to certain refundable tax credits; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 87 by Senator Shaw

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 through 5 in their entirety and insert the following: "R.S. 47:32(A), relative to individual income tax; to provide for a reduction of rates and brackets; and to"

AMENDMENT NO. 2

On page 1, at the beginning of line 8, after "Section 1," delete the remainder of the line in its entirety and from the beginning of line 9, delete "6023(D)(1), and 6025(C) are" and insert "R.S. 47:32(A) is"

AMENDMENT NO. 3

On page 1, delete lines 10 through 17 in their entirety, delete pages 2, 3, 4, 5, and 6 in their entirety, and on page 7, delete lines 1 through 11 in their entirety and insert the following:
"§32. Rates of tax

A. On individuals. The tax to be assessed, levied, collected and paid upon the taxable income of an individual shall be computed at the following rates:

(1) Two percent on that portion of the first twelve thousand five hundred dollars of net income which is in excess of the credits against net income provided for in R.S. 47:79;

(2) Four percent on the next twelve thousand five hundred thirty-seven thousand five hundred dollars of net income;

(3) Six percent on any amount of net income in excess of twenty-five thousand fifty thousand dollars of net income.

Section 2. The provisions of this Act shall be applicable for all tax years beginning on and after January 1, 2009."

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Reengrossed Senate Bill No. 87 by Senator Shaw

AMENDMENT NO. 1

In Amendment No. 3 of the set of Amendments proposed by the House Committee on Ways and Means and adopted by the House of Representatives on May 19, 2008, on page 1, between lines 23 and 24, insert the following:

"Section 2. The secretary of the Department of Revenue shall not amend the withholding tables for individual income tax until after July 1, 2009."

AMENDMENT NO. 2

In Amendment No. 3 of the set of Amendments proposed by the House Committee on Ways and Means and adopted by the House of Representatives on May 19, 2008, on page 1, at the beginning of line 24, change "Section 2." to "Section 3."

AMENDMENT NO. 3

On page 7, at the beginning of line 12, change "Section 3." to "Section 4."

Senator Shaw 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 Shaw moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 123—

BY SENATOR DUPRE AND REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 23:921(J), (K) and (L), relative to the prohibition on restraint of business; to provide with regard to corporations; to provide with regard to partnerships; to provide with regard to limited liability companies; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 123 by Senator Dupre

AMENDMENT NO. 1

On page 1, at the beginning of line 2, delete "To" and insert in lieu thereof the following: "To amend and reenact R.S. 23:921(H) and to"

AMENDMENT NO. 2

On page 1, line 3, after "compete;" and before "to prohibit" insert "to provide for dissolution of noncompete agreements in certain situations; to allow members of a noncompete agreement to transfer, sell, or purchase stock in certain situations;"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." and before "R.S." insert the following: "R.S. 23:921(H) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:

"H. Any agreement covered by ~~Subsections~~ **Subsection B, C, E, F, or G, J, K, or L** of this Section shall be considered an obligation not to do, and failure to perform may entitle the obligee to recover damages for the loss sustained and the profit of which he has been deprived. In addition, upon proof of the obligor's failure to perform, and without the necessity of proving irreparable injury, a court of competent jurisdiction shall order injunctive relief enforcing the terms of the agreement. **Any agreement covered by Subsection J, K, or L of this Section shall be null and void if it is determined that members of the agreement were engaged in ultra vires acts. Nothing in Subsection J, K, or L of this Section shall prohibit the transfer, sale, or purchase of stock or interest in publicly traded entities.**

* * *

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 123 by Senator Dupre

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Commerce to Reengrossed Senate Bill No. 123 by Senator Dupre, delete line 5 and insert "On page 1, line 2, after "business;" insert "to provide for dissolution"

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. 172— BY SENATOR DUPLESSIS

AN ACT

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

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Engrossed Senate Bill No. 172 by Senator Duplessis

AMENDMENT NO. 1

On page 1, delete line 12 in its entirety and insert in lieu thereof the following:

"A. * * *

Senator Duplessis 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, Erdey, Michot, etc.

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 182—

BY SENATORS GRAY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SHEPHERD, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES ANDERS, ARNOLD, AUBERT, BARROW, BURRELL, CHAMPAGNE, CORTEZ, CROMER, GISCLAIR, ELBERT GUILLORY, HARDY, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, KATZ, LAFONTA, LEGER, MARCHAND, MILLS, MORRELL, NORTON, PEARSON, RICHARD, RICHARDSON, RICHMOND, ROBIDEAU, SCHRODER, SMILEY, PATRICIA SMITH, TEMPLET, TRAHAN, WADDELL, WILLIAMS AND WOOTON

AN ACT

To amend and reenact R.S. 28:53.2(B), the introductory paragraph of (C), (D), (E), (F), and (G), and to enact R.S. 28:53.2(H) and Part III-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:67 through 76, relative to involuntary outpatient treatment for behavioral health services; to provide for criteria for involuntary outpatient treatment; to provide for judicial procedure; to provide for an order of custody; to provide for a written treatment plan; to provide for an appeal; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 182 by Senator Gray

AMENDMENT NO. 1

On page 2, line 4, after "treatment" delete the remainder of the line and on line 5, delete "28 of the Louisiana Revised Statutes of 1950"

AMENDMENT NO. 2

On page 2, line 6, change "subject of the order" to "patient"

AMENDMENT NO. 3

On page 2, line 7, after "order" and before "and" delete "of involuntary outpatient treatment"

AMENDMENT NO. 4

On page 2, line 8, change "due to noncompliance the subject" to "he"

AMENDMENT NO. 5

On page 5, at the end of line 4, change "from" to "for"

AMENDMENT NO. 6

On page 5, line 7, change "from" to "for"

AMENDMENT NO. 7

On page 5, line 8, delete "in a hospital"

AMENDMENT NO. 8

On page 5, line 13, change "at" to "of"

AMENDMENT NO. 9

On page 5, line 17, delete "or her"

AMENDMENT NO. 10

On page 5, line 20, delete "patient's" and after "behavior" insert "of the patient"

AMENDMENT NO. 11

On page 5, line 21, delete "in order"

AMENDMENT NO. 12

On page 5, at the beginning of line 26, change "(8)" to "B."

AMENDMENT NO. 13

On page 5, line 27, delete "that" and change "such" to "the"

AMENDMENT NO. 14

On page 5, at the beginning of line 29, delete "**B.**"

AMENDMENT NO. 15

On page 6, line 4, change "**subject of the**" to "**patient**" and at the beginning of line 5, delete "**petition**"

AMENDMENT NO. 16

On page 6, line 6, delete "**only**" and at the beginning of line 7, change "**any**" to "**one**"

AMENDMENT NO. 17

On page 6, line 8, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 18

On page 6, at the end of line 10 and at the beginning of line 11, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 19

On page 6, at the beginning of line 13, delete "**regional**"

AMENDMENT NO. 20

On page 6, line 15, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 21

On page 6, line 18, change "**person who is the subject of the petition**" to "**patient**" and at the end of the line, delete "**set**" and at the beginning of line 19, delete "**out**"

AMENDMENT NO. 22

On page 6, line 26, change "**person who is the subject of the petition**" to "**patient**"

AMENDMENT NO. 23

On page 6, line 28, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 24

On page 7, at the end of line 3 and at the beginning of line 4, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 25

On page 7, line 4, change "**the subject**" to "**him**"

AMENDMENT NO. 26

On page 7, line 6, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 27

On page 7, at the end of line 7, delete "**that such physician,**" and at the beginning of line 8, change "**psychiatric mental health nurse practitioner or psychologists**" to "**he**"

AMENDMENT NO. 28

On page 7, line 9, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 29

On page 7, line 11, after "**time**" and before the comma "," insert "**and place for a hearing, which may be conducted before any judge in the judicial district, within five days**" and delete line 12 in its entirety

AMENDMENT NO. 30

On page 7, at the beginning of line 13, delete "**petition.**"

AMENDMENT NO. 31

On page 7, line 18, change "**at the hearing; that he has**" to a comma "," and after "**counsel**" change the semicolon ";" to a comma "," and at the end of the line delete "**that**"

AMENDMENT NO. 32

On page 7, at the beginning of line 19, change "**he, if**" to "**which may be appointed, if he is**"

AMENDMENT NO. 33

On page 7, line 20, after the semicolon ";" delete the remainder of the line and insert "**and a right**"

AMENDMENT NO. 34

On page 7, line 21, delete "**testifying at any hearing on such application**"

AMENDMENT NO. 35

On page 7, line 23, change "**On the day appointed, the**" to "**The**"

AMENDMENT NO. 36

On page 7, line 25, after "**shall**" delete the remainder of the line and on line 26, delete "**manner as possible under the circumstances and shall**"

AMENDMENT NO. 37

On page 7, line 28, change "**person who is the subject of the petition**" to "**patient**"

AMENDMENT NO. 38

On page 7, line 29, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 39

On page 8, line 1, after the comma "," delete the remainder of the line and delete lines 2 through 6 in their entirety and insert the following: "**and service of process was proper and appropriate attempts to elicit attendance failed, the court may conduct the hearing in the absence of the patient, but the court shall state the factual basis for conducting the hearing without the patient.**"

AMENDMENT NO. 40

On page 8, line 9, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 41

On page 8, at the end of line 10, delete "**in**" and at the beginning of line 12, delete "**person**"

AMENDMENT NO. 42

On page 8, line 12, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 43

On page 8, line 16, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 44

On page 8, line 18, delete "**acting pursuant to their special duties, or**"

AMENDMENT NO. 45

On page 8, line 19, after "**officers**" delete the remainder of the line and insert "**or the**"

AMENDMENT NO. 46

On page 8, line 20, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 47

On page 8, at the end of line 21, after "**examination**" insert a period "." delete "**by**" and delete line 22 in its entirety

AMENDMENT NO. 48

On page 8, line 23, change "**subject of the petition under such**" to "**patient in accordance with the court**"

AMENDMENT NO. 49

On page 8, line 24, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 50

On page 8, line 27, after "**if**" insert "**he**" and delete the remainder of the line

AMENDMENT NO. 51

On page 8, line 28, delete "**psychologist**" and change "**by such**" to "**or otherwise authorized by the**"

AMENDMENT NO. 52

On page 8, line 28, after "**center**" insert a period "." and delete the remainder of the line and line 29 in its entirety

AMENDMENT NO. 53

On page 9, line 2, after "**psychologist**" insert a comma "," and delete the remainder of the line and delete line 3 in its entirety

AMENDMENT NO. 54

On page 9, line 4, change "**practitioner or psychologist**" to "**he**"

AMENDMENT NO. 55

On page 9, line 7, change "**subject**" to "**patient**"

AMENDMENT NO. 56

On page 9, line 11, change "**subject**" to "**patient**"

AMENDMENT NO. 57

On page 9, line 14, delete "**for the recommended involuntary outpatient treatment**"

AMENDMENT NO. 58

On page 9, at the end of line 15, change "**such**" to "**the**" and delete line 16 in its entirety

AMENDMENT NO. 59

On page 9, line 17, change "**psychologist's testimony**" to "**testimony of the physician, psychiatric mental health nurse practitioner or medical psychologist**"

AMENDMENT NO. 60

On page 9, line 18, delete "**shall describe**"

AMENDMENT NO. 61

On page 9, line 19, change "**shall recommend whether such**" to "**whether the**"

AMENDMENT NO. 62

On page 9, line 22, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 63

On page 9, line 23, change "**behalf of the subject**" to "**his behalf**"

AMENDMENT NO. 64

On page 10, line 6, after "**as the**" delete the remainder of the line and delete lines 7 and 8 in their entirety and insert "**patient and upon his request, an individual significant to him and**"

AMENDMENT NO. 65

On page 10, at the beginning of line 9, delete "**otherwise**"

AMENDMENT NO. 66

On page 10, at the end of line 13, change "**that the**" to "**the patient**" and at the beginning of line 14, delete "**subject of the petition**"

AMENDMENT NO. 67

On page 10, line 15, change "**such medication**" to "**it**"

AMENDMENT NO. 68

On page 10, at the end of line 17, change "**subject**" to "**patient**"

AMENDMENT NO. 69

On page 10, line 19, change "**such plan**" to "**it**" and delete "**relevant**"

AMENDMENT NO. 70

On page 10, at the end of line 20, delete "**physician's,**" and at the beginning of line 21, delete "**psychiatric mental health nurse practitioner's or psychologist's**"

AMENDMENT NO. 71

On page 10, line 24, change "**That such person**" to "**The patient**"

AMENDMENT NO. 72

On page 10, line 25, change "**That such testing**" to "**Testing**" and after "**deterioration**" insert a period "."

AMENDMENT NO. 73

On page 10, line 28, change "**Such**" to "**The**"

AMENDMENT NO. 74

On page 11, delete line 3 in its entirety and insert "**regarding the**"

AMENDMENT NO. 75

On page 11, line 14, change "**along with**" to "**and**"

AMENDMENT NO. 76

On page 11, delete line 26, and insert "**A. If the court determines that the patient**"

AMENDMENT NO. 77

On page 11, at the beginning of line 27, delete "**of the petition**"

AMENDMENT NO. 78

On page 11, line 29, delete "**after hearing all relevant evidence,**"

AMENDMENT NO. 79

On page 12, line 1, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 80

On page 12, line 2, change "**there is no feasible**" to "**no**"

AMENDMENT NO. 81

On page 12, line 3, before the comma "," insert "**is feasible**" and change "**subject**" to "**patient**"

AMENDMENT NO. 82

On page 12, delete line 5, and insert "**state reasons why the proposed**"

AMENDMENT NO. 83

On page 12, at the beginning of line 7, change "**subject**" to "**patient**"

AMENDMENT NO. 84

On page 12, line 8, change "**subject**" to "**patient**"

AMENDMENT NO. 85

On page 12, line 11, delete "**for involuntary**" and on line 12, delete "**outpatient treatment as required in R.S. 28:71. Said**" and insert "**. The**"

AMENDMENT NO. 86

On page 12, line 18, delete "**after hearing all relevant evidence**"

AMENDMENT NO. 87

On page 12, line 19, change "**subject of the petition**" to "**patient**"

AMENDMENT NO. 88

On page 12, line 20, delete "**the court has yet to be provided with**"

AMENDMENT NO. 89

On page 12, line 21, change "**and testimony in connection thereto**" to "**has not been submitted**"

AMENDMENT NO. 90

On page 12, line 24, change "**the court with such**" to "**a**" and change "**no later than the fifty day, excluding**" to "**within five days**"

AMENDMENT NO. 91

On page 12, delete lines 25 through 27 and insert "**of the date of the order.**"

AMENDMENT NO. 92

On page 12, at the beginning of line 28, change "A" to "The"

AMENDMENT NO. 93

On page 13, line 1, change "Such order may" to "The order shall"

AMENDMENT NO. 94

On page 13, line 2, delete "such" and change "such order" to "it"

AMENDMENT NO. 95

On page 13, line 6, delete "or arrange for"

AMENDMENT NO. 96

On page 13, line 7, change "throughout the period of the order" to "services"

AMENDMENT NO. 97

On page 13, line 8, change "subject of the petition is to be" to "patient is"

AMENDMENT NO. 98

On page 13, line 11, after "petition" insert "and certified services are available" and after "the" and before "order" insert "court"

AMENDMENT NO. 99

On page 13, line 12, delete "for or arrange"

AMENDMENT NO. 100

On page 13, line 13, change "for the duration of the order" to "services." and delete the remainder of the line and delete lines 14 and 15 in their entirety

AMENDMENT NO. 101

On page 13, line 16, after "director" delete the remainder of the line and insert "or regional manager"

AMENDMENT NO. 102

On page 13, line 17, change "to the court for approval before" to "for court approval prior to"

AMENDMENT NO. 103

On page 13, line 19, after the period "." delete the remainder of the line and delete line 20 in its entirety and at the beginning of line 21, insert "For"

AMENDMENT NO. 104

On page 13, line 22, change "from the order of the" to "service" and at the beginning of line 23, delete "court"

AMENDMENT NO. 105

On page 13, line 23, change "patient's consent" to "consent of the patient"

AMENDMENT NO. 106

On page 13, line 25, delete "by the subject of the petition"

AMENDMENT NO. 107

On page 13, line 26, delete "such" and before "approval" insert "court" and change "those" to "all"

AMENDMENT NO. 108

On page 13, delete line 29 and insert "If a motion is not filed within five days from the date the application is"

AMENDMENT NO. 109

On page 14, line 6, after "A." insert "The court order for outpatient treatment shall expire at the end of the specified period unless a petition for an extension has been filed."

AMENDMENT NO. 110

On page 14, line 6, delete "the condition of" and on line 7, delete "under an order of involuntary outpatient commitment"

AMENDMENT NO. 111

On page 14, line 8, change "the director" to "he"

AMENDMENT NO. 112

On page 14, line 9, change "outpatient" to "continued" and change "period of" to "initial"

AMENDMENT NO. 113

On page 14, line 10, after the period "." delete the remainder of the line and delete line 11 in its entirety

AMENDMENT NO. 114

On page 14, line 12, change "an extension. If a person" to "If a patient"

AMENDMENT NO. 115

On page 14, line 15, delete "under Subsection A of this" and at the beginning of line 16, delete "Section"

AMENDMENT NO. 116

On page 14, line 16, delete "the procedures and standards"

AMENDMENT NO. 117

On page 14, line 17, change "order provided that the time period provided for" to "order. However, the time periods provided"

AMENDMENT NO. 118

On page 14, at the end of line 18, insert a period "."

AMENDMENT NO. 119

On page 14, delete lines 19 and 20 and insert "The court order requiring blood or laboratory testing shall be subject to review after six"

AMENDMENT NO. 120

On page 14, line 22, change "another physician" to "who is" and on line 23, delete "psychiatric mental health nurse practitioner or psychologist"

AMENDMENT NO. 121

On page 14, delete lines 24 and 25 in their entirety and insert "director, and the blood or laboratory"

AMENDMENT NO. 122

On page 14, line 26, after "testing" insert "may be terminated"

AMENDMENT NO. 123

On page 14, delete lines 28 and 29 in their entirety and insert "In addition to any right or remedy available by law, the patient"

AMENDMENT NO. 124

On page 15, delete lines 1 and 2 in their entirety and insert "may apply to the court to stay, vacate, or modify the order and he shall notify the director or manager of his application."

AMENDMENT NO. 125

On page 15, line 4, change "Section" to "Part" and delete "had in like" and on line 5, change "manner as specified in" to "in accordance with"

AMENDMENT NO. 126

On page 15, line 7, delete "in the clinical judgment of"

AMENDMENT NO. 127

On page 15, line 8, after the comma ",", insert "determines" and after "failed" delete "or refused"

AMENDMENT NO. 128

On page 15, line 9, after "with the" delete the remainder of the line and delete lines 10 and 11 in their entirety and insert "ordered treatment, efforts were made to solicit compliance"

AMENDMENT NO. 129

On page 15, delete lines 13 through 25 and insert the following: "provider, and the patient may be in need of involuntary admission to a treatment facility, he may execute an emergency certificate in accordance with R.S. 28:53, request an order for custody in accordance with R.S. 28:53.2, or seek a judicial commitment in accordance with R.S. 28:54.

B. If the patient refuses to take medication or refuses to take or fails blood or other laboratory tests as required by court order, the physician, psychiatric mental health nurse practitioner or psychologist may consider his refusal in determining whether the patient is in need of inpatient treatment services."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 182 by Senator Gray

AMENDMENT NO. 1

In House Committee Amendment No. 29 proposed by the House Committee on Civil Law to Reengrossed Senate Bill 182 by Senator Gray, on page 3, line 8, change "delete line 12 in its entirety" to "delete the remainder of the line and delete line 12 in its entirety"

AMENDMENT NO. 2

In House Committee Amendment No. 41 proposed by the House Committee on Civil Law to Reengrossed Senate Bill 182 by Senator Gray, on page 4, line 7, following "line" and before "delete" change "12" to "11"

AMENDMENT NO. 3

In House Committee Amendment No. 67 proposed by the House Committee on Civil Law to Reengrossed Senate Bill 182 by Senator Gray, on page 6, line 4, delete the entire line and insert "On page 10, line 15, change "such" to "the""

AMENDMENT NO. 4

In House Committee Amendment No. 72 proposed by the House Committee on Civil Law to Reengrossed Senate Bill 182 by Senator Gray, on page 6, line 15, following "line" and before "change" change "25," to "26," and on page 6, line 16 following "." insert "and delete line 27 in its entirety"

AMENDMENT NO. 5

In House Committee Amendment No. 127 proposed by the House Committee on Civil Law to Reengrossed Senate Bill 182 by Senator Gray, on page 10, line 22, change "after" to "change" and change "insert" to "to"

AMENDMENT NO. 6

On page 1, line 2, following "28:53.2(B)," and before "(C)" delete "the introductory paragraph of"

AMENDMENT NO. 7

On page 1, line 10, following "28:53.2(B)," and before "(C)" delete "the introductory paragraph of"

AMENDMENT NO. 8

On page 2, delete line 13 in its entirety and insert "(1) The date and hour of issuance and the municipality or parish where issued.

(2) The name of the person to be taken into custody, or if his name is not known a designation of the person by any name or description by which he can be identified with reasonable certainty.

(3) A description of the acts or threats which have led to the belief that the person is mentally ill or suffering from substance abuse and is in need of immediate hospitalization to protect the person or others from physical harm, and

(4) That the person shall be taken to a community mental health center, a public or private general hospital, a public or private mental hospital, coroner's office or a detoxification center.

(5) That law enforcement officers are to use reasonable and necessary precautions when appropriate, in the execution of an order for custody pursuant to Subsection A and Paragraph (G)(1) of this Section, to avoid a violent encounter with the person being taken into custody. For the purposes of this Paragraph, "reasonable and necessary precautions" include crisis management strategies."

AMENDMENT NO. 9

On page 10, line 13, following "Subsection" and before "of this" change "F" to "E"

AMENDMENT NO. 10

On page 14, line 14, following "hundred" and before "eighty" delete "and"

Senator Gray 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 of members and their counts for Yeas and Nays.

NAYS

Total - 0

ABSENT

Total - 0

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

SENATE BILL NO. 190— BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 32:1262(B)(1), relative to the Motor Vehicles and Traffic Regulations Act; to provide for audits of automobile dealer records; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Engrossed Senate Bill No. 190 by Senator Duplessis

AMENDMENT NO. 1

On page 2, delete line 3 and insert in lieu thereof the following: "in not less than one hundred twenty days from the program period. Additionally, no penalty"

AMENDMENT NO. 2

On page 2, line 4, delete "but not sold" and insert "incorrectly"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed Senate Bill No. 190 by Senator Duplessis

AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on Commerce and adopted by the House of Representatives on May 14, 2008, on line 3, delete "**not**"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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 Duplessis moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

SENATE BILL NO. 285—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 35:1, 191(A)(1) and (2), (C) and (E), 199(A)(2)(b), and 201(A)(1) and (B) and to enact R.S. 35:2(C), 191.3(A) and (B), and 201(C), and to repeal R.S. 44:184.2, relative to notaries public and issuance of notary public commissions; to provide relative to qualifications, administration and procedures; to provide terms and conditions; to provide for recordation of acts affecting immovable property in the parish of Orleans; to provide for an effective date; and to provide for related matters.

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

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 285 by Senator Duplessis

AMENDMENT NO. 1

On page 2, line 17, after "**resident**" delete the remainder of the line and insert "**or citizen of this state.**"

AMENDMENT NO. 2

On page 2, at the end of line 29, change "must" to "**shall**"

AMENDMENT NO. 3

On page 4, at the beginning of line 11, change "**not**" to "**no**"

AMENDMENT NO. 4

On page 4, line 26, after "however," and before "be" change "must" to "**shall**"

AMENDMENT NO. 5

On page 5, line 28, after "**he**" and before "**meet**" change "**must**" to "**shall**"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 285 by Senator Duplessis

AMENDMENT NO. 1

On page 8, line 4, before "**Notwithstanding**" change "**(i)**" to "**(a)**"

AMENDMENT NO. 2

On page 8, line 16, before "**Notwithstanding**" change "**(ii)**" to "**(b)**"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johnson to Reengrossed Senate Bill No. 285 by Senator Duplessis

AMENDMENT NO. 1

Delete House Committee Amendment No. 1 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on May 14, 2008.

AMENDMENT NO. 2

On page 2, line 17, after "**resident**" and before "**citizen**" delete the comma ","

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	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 Duplessis moved to reconsider the vote by which the amendments were concurred in and laid the motion on the table.

Senate Concurrent Resolutions on Second Reading Reported by Committees

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

SENATE CONCURRENT RESOLUTION NO. 86— BY SENATOR LAFLEUR

A CONCURRENT RESOLUTION

To continue the Bayou Boeuf Advisory Committee and to require the advisory committee to study and make proposals to the Senate and House committees on transportation, highways and public works relative to uses of Bayou Boeuf, and the feasibility of the creation of a freshwater district along Bayou Boeuf from Alexandria to Washington in the parishes of Rapides, Avoyelles, Evangeline, and St. Landry.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 38

NAYS

Total - 0

ABSENT

Total - 0

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

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. 45—

BY SENATORS B. GAUTREAU, ADLEY, AMEDEE, CHEEK, CRAVINS, DUPRE, N. GAUTREAU, HEBERT, KOSTELKA, LAFLEUR, MCPHERSON, MURRAY, NEVERS, SHEPHERD AND THOMPSON AND REPRESENTATIVES GISCLAIR, HUTTER, PERRY, PUGH AND RICHARD

AN ACT

To amend and reenact R.S. 11:602 and to enact R.S. 11:444(A)(2)(d), 546, and 605(D), relative to retirement benefits for certain probation and parole officers who are Louisiana State Employees' Retirement System members; to provide for benefit calculation; to provide relative to payment of certain liabilities associated with such benefits; to create a fund for allocation of

certain sums; to provide for the deposit of certain monies to the fund; to provide for disbursements from the fund; to provide for actuarial calculation of amortization payments; to provide for an effective date; and to provide for related matters.

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

Rules Suspended

Senator Duplessis asked for a suspension of the rules for the purpose of reconsidering the vote by which the amendments to Senate Bill No. 285 were concurred in and laid on the table.

Without objection, so ordered.

Reconsideration

On motion of Senator Duplessis, the vote by which the amendments to Senate Bill No. 285 were concurred in earlier today was reconsidered.

SENATE BILL NO. 285— BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 35:1, 191(A)(1) and (2), (C) and (E), 199(A)(2)(b), and 201(A)(1) and (B) and to enact R.S. 35:2(C), 191.3(A) and (B), and 201(C), and to repeal R.S. 44:184.2, relative to notaries public and issuance of notary public commissions; to provide relative to qualifications, administration and procedures; to provide terms and conditions; to provide for recordation of acts affecting immovable property in the parish of Orleans; to provide for an effective date; and to provide for related matters.

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 285 by Senator Duplessis

AMENDMENT NO. 1

On page 2, line 17, after "resident" delete the remainder of the line and insert "or citizen of this state."

AMENDMENT NO. 2

On page 2, at the end of line 29, change "must" to "shall"

AMENDMENT NO. 3

On page 4, at the beginning of line 11, change "not" to "no"

AMENDMENT NO. 4

On page 4, line 26, after "however," and before "be" change "must" to "shall"

AMENDMENT NO. 5

On page 5, line 28, after "he" and before "meet" change "must" to "shall"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 285 by Senator Duplessis

AMENDMENT NO. 1

On page 8, line 4, before "Notwithstanding" change "(i)" to "(a)"

AMENDMENT NO. 2

On page 8, line 16, before "Notwithstanding" change "(ii)" to "(b)"

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johnson to Reengrossed Senate Bill No. 285 by Senator Duplessis

AMENDMENT NO. 1

Delete House Committee Amendment No. 1 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on May 14, 2008.

AMENDMENT NO. 2

On page 2, line 17, after "resident" and before "citizen" delete the comma ","

Senator Duplessis moved to reject 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 rejected. Senator Duplessis moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Senate Bills and Joint Resolutions on Third Reading and Final Passage, Resumed

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

SENATE BILL NO. 128—

BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 39:1484(A)(18), relative to professional, personal, consulting, and social services procurement; to provide for definitions; to add educational consultants to the list of recognized professions for which contracts for professional services may be awarded without competitive bidding or negotiation; and to provide for related matters.

Floor Amendments Sent Up

Senator Donahue sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Engrossed Senate Bill No. 128 by Senator Nevers

AMENDMENT NO. 1

On page 2, at the end of line 13, insert "The services of educational consultants may be contracted for only by the Department of Education. This contracting provision shall have no effect after December 31, 2012."

On motion of Senator Donahue, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Kostelka	Shepherd
Total - 2	

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

SENATE BILL NO. 706—

BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 17:3048.1(H)(2) and to enact R.S. 17:3048.1(B)(4), relative to the Tuition Opportunity Program for Students; to provide for the TOPS-Tech Plus Award; to provide relative to initial and continuation eligibility requirements; to provide relative to award applications; to provide for award amounts; to provide for the length of eligibility; to provide for effectiveness; and to provide for related matters.

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

SENATE BILL NO. 780—

BY SENATORS CROWE, ALARIO, BROOME, CASSIDY, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, HEBERT, LAFLEUR, LONG, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHEPHERD, SMITH, THOMPSON, WALSWORTH AND SHAW

AN ACT

To enact Chapter 49 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3491 through 3506, relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to create the authority and provide for a board of commissioners to govern the authority; to provide for the authority's powers, duties, and responsibilities; and to provide for related matters.

June 10, 2008

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. 780 by Senator Crowe

AMENDMENT NO. 1

On page 6, line 15, following "American" and before "Grain" change "Exporter" to "Export"

AMENDMENT NO. 2

On page 6, line 24, following "(1)" and before "." insert "of this Section"

AMENDMENT NO. 3

On page 16, line 23, following "and the" and before "of" change "Commercial Laws" to "Uniform Commercial Code"

AMENDMENT NO. 4

On page 22, line 12, following "of the" change "Commercial Laws" to "Uniform Commercial Code"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Crowe sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Crowe to Engrossed Senate Bill No. 780 by Senator Crowe

AMENDMENT NO. 1

On page 4, line 20, after "property" insert: ", beginning at latitude 28.929 degrees; longitude 89.405 degrees then east to latitude 28.924 degrees; longitude 89.399 then south to latitude 28.916 degrees; longitude 89.406 degrees then west to latitude 28.922 degrees; longitude 89.413 degrees and then back to point of beginning."

AMENDMENT NO. 2

On page 5, line 12, after "otherwise," insert "except mineral leases as provided for in R.S. 34:3498(E)."

AMENDMENT NO. 3

On page 6, delete lines 14 through 17 and insert: "(5) Two members at large."

AMENDMENT NO. 4

On page 6, line 18, change "(7)" to "(6)"

AMENDMENT NO. 5

On page 6, line 20, change "(8)" to "(7)"

AMENDMENT NO. 6

On page 9, line 21, after "purposes," delete the remainder of the line and delete lines 22 through 26

On motion of Senator Crowe, the amendments were adopted.

Floor Amendments Sent Up

Senator Shepherd sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Shepherd to Engrossed Senate Bill No. 780 by Senator Crowe

AMENDMENT NO. 1

Delete Senate Floor Amendment No.'s 3, 4, and 5 proposed by Senator Crowe and adopted by the Senate on June 10, 2008

AMENDMENT NO. 2

On page 6, delete lines 14 through 17 and insert:

"(5) One member at large. (6) One member appointed by the American Federation of Labor- Congress of Industrial Organizations."

On motion of Senator Shepherd, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists Cheek, Kostelka.

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

Senate 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:

Senator Walsworth in the Chair

Called from the Calendar

Senator Crowe asked that Senate Bill No. 790 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 790— BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 39:2002(7), 2004, the introductory paragraph of 2006(A), 2006(A)(4), 2007(A), (B), (C), (D) and (E), 2008(A), (B), the introductory paragraph of (C), and (C)(1)

and to enact R.S. 39:2008(D), relative to the Louisiana Initiative for Small Entrepreneurships (Hudson Initiative); to provide for small entrepreneurship procurements; to provide for goals and objectives; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Crowe sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Crowe to Engrossed Senate Bill No. 790 by Senator Crowe

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 and 4 in their entirety, and insert the following: "R.S. 39:2004, relative to the Louisiana Initiative"

AMENDMENT NO. 2

On page 1, line 9, after "Section 1" and the period "." delete the remainder of the line and delete lines 10 and 11 in their entirety, and insert the following: "R.S. 39:2004 is hereby amended and reenacted to read"

AMENDMENT NO. 3

On page 1, delete lines 13 through 17

AMENDMENT NO. 4

On page 2, delete lines 1 through 5

AMENDMENT NO. 5

On page 2, delete lines 7 through 29, and insert the following:

A. The commissioner of administration shall establish annual goals for small entrepreneurship participation in state procurement and public contracts. The commissioner shall determine the appropriate level and number of goals for each year. The formulation of each goal shall be based on historical procurement and public contracting data and any other factors which the commissioner deems useful. As part of development of goals, the commissioner may consider the capacity of small entrepreneurship available to participate in meeting goals, which may be determined based on past experience, available small entrepreneurship certifications, and recognized industry composition. The commissioner shall provide guidance to agencies with respect to estimation of dollar values for anticipated procurement and contract activity to be used in the development of a goal. Agencies shall report any data required by the commissioner in this regard in accordance with a schedule established by the commissioner.

B.(1) The Hudson Initiative Task Force is hereby established and shall meet no later than August 1, 2008. The task force shall consist of the following or their respective designees: the commissioner of administration, the secretaries of the Departments of Transportation and Development, Health and Hospitals, Economic Development and two other departments of state government selected by the commissioner, along with a representative of the Association of General Contractors, a representative of the Greater New Orleans, Inc., a representative of the St. Landry Parish Chamber of Commerce, a representative of the Monroe Chamber of Commerce, a representative of the Greater Shreveport Area Chamber of Commerce, a representative of the Baton Rouge Area Chamber of Commerce, a representative of the Greater Lafayette Chamber of Commerce, a representative of the Chamber of Commerce of Southwest Louisiana, a representative of the Central Louisiana Chamber of Commerce, the chairman, or his or her designee, of the Senate Committee on Commerce, Consumer Protection and International Affairs, the chairman, or his or her designee, of the House Committee on Commerce, the chairman, or his or her designee, of the House Committee on Appropriations and the chairman, or his or her designee, of the Senate Committee on Finance. The chairmen, or their designees, of the Senate Committee on Commerce, Consumer Protection and

International Affairs and the House Committee on Commerce shall serve as the co-chairs of the task force.

(2) The task force shall hold its first meeting no later than August 1, 2008. The task force shall complete its work and shall submit a final report to the House Committees on Appropriations and Commerce and the Senate Committees on Commerce, Consumer Protection, and International Affairs and Finance on or before July 1, 2010, at which time the task force shall cease to exist. The task force shall, commencing on August 1, 2008, submit progress reports to such committees on a quarterly basis.

(3) The task force shall study and evaluate the Hudson Initiative (the initiative) and shall specifically:

(a) Evaluate the current implementation of the initiative.

(b) Evaluate the appropriate level and number of goals for the initiative.

(c) Make recommendations for improving the effectiveness of the initiative, including appropriate goals and benchmarks for the initiative.

(d) Propose changes as needed to the laws and rules relative to the initiative."

AMENDMENT NO. 6

On page 3, delete lines 1 through 29

AMENDMENT NO. 7

On page 4, delete lines 1 through 29

AMENDMENT NO. 8

On page 5, delete lines 1 through 29

AMENDMENT NO. 9

On page 6, delete lines 1 through 7

On motion of Senator Crowe, the amendments were adopted.

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

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	Smith
Donahue	Long	Thompson
Dorsey	Marionneau	Walsworth
Duplessis	Martiny	
Dupre	McPherson	

Total - 37

NAYS

Total - 0

ABSENT

Shepherd

Total - 1

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

Called from the Calendar

Senator Duplessis asked that Senate Bill No. 672 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 672— BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 24:31, 31.1(A) and (E), 502(A), 504(B), 506(A), and 507(B), relative to compensation of members of the legislature and per diem; to provide for per diem during regular and extraordinary sessions; to provide for an increase in the compensation paid to legislators; to provide for an increase in compensation paid to the speaker of the House of Representatives and the president of the Senate; to provide for an increase in the compensation paid to the speaker pro tempore of the House of Representatives and the president pro tempore of the Senate; to provide for an increase in compensation paid to the chairman of the Senate Finance Committee, the chairman of the Senate Revenue and Fiscal Affairs Committee, the chairman of the House Appropriations Committee, and the chairman of the House Ways and Means Committee; and to provide for related matters.

Floor Amendments Sent Up

Senator Duplessis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Engrossed Senate Bill No. 672 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 2, after "R.S.24:" delete "31,"

AMENDMENT NO. 2

On page 1, line 2, after "31.1(A)" delete "and (E)"

AMENDMENT NO. 3

On page 1, line 14, after "R.S.24:" delete "31,"

AMENDMENT NO. 4

On page 1, line 14, after "31.1(A)" delete "and (E)"

AMENDMENT NO. 5

On page 1, delete lines 16 and 17

AMENDMENT NO. 6

On page 2, delete lines 1 through 4

AMENDMENT NO. 7

On page 3, delete lines 6 through 12

On motion of Senator Duplessis, the amendments were adopted.

The bill was read by title. Senator Duplessis 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, Erdy, Martiny, Adley, Gautreaux B, Michot, Broome, Gray, Murray, Crowe, Jackson, Nevers, Dorsey, Kostelka, Shepherd, Duplessis, LaFleur, Thompson, Dupre, Marionneaux, Total - 20

NAYS

Table with 3 columns of names: Alario, Gautreaux N, Quinn, Amedee, Hebert, Riser, Cassidy, Heitmeier, Shaw, Cheek, McPherson, Walsworth, Cravins, Morrish, Donahue, Mount

Total - 16

ABSENT

Table with 2 columns of names: Long, Smith, Total - 2

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

Notice Regarding Vote

Senator Long stated he appeared as absent on the vote on Senate Bill No. 672. He had intended to vote nay on the bill. He asked that the Official Journal so state.

Called from the Calendar

Senator Quinn asked that Senate Bill No. 700 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 700— BY SENATOR QUINN

AN ACT

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 certain terms, conditions, procedures, and requirements; 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. 700 by Senator Quinn

AMENDMENT NO. 1

On page 2, line 10, following "described in" and before "(A)(1)" change "Subsection" to "Paragraph"

AMENDMENT NO. 2

On page 2, line 10, following "(A)(1)" and before ", that is" insert "of this Section"

AMENDMENT NO. 3

On page 2, line 15, following "described in" and before "(A)(1)" change "Subsection" to "Paragraph"

AMENDMENT NO. 4

On page 2, line 15, following "(A)(1)" and before "without" insert "of this Section"

AMENDMENT NO. 5

On page 2, line 18, following "to the" and before "a list" change "Department" to "department"

AMENDMENT NO. 6

On page 2, line 19, following "**that the**" and before "**can**" change "**Department**" to "**department**"

AMENDMENT NO. 7

On page 2, line 21, following "**accordance with**" and before "**(A)(1)**" change "**Subsection**" to "**Paragraph**"

AMENDMENT NO. 8

On page 2, line 21, following "**(A)(1)**" and before "**2**" insert "**of this Section**"

AMENDMENT NO. 9

On page 2, line 23, following "**described in**" and before "**(A)(1)**" change "**Subsection**" to "**Paragraph**"

AMENDMENT NO. 10

On page 2, line 23, following "**(A)(1)**" insert "**of this Section**"

AMENDMENT NO. 11

On page 2, line 25, following "**shall**" and before "**the claimants**" change "**prepare**" to "**compare**"

AMENDMENT NO. 12

On page 3, line 2, following "**described in**" and before "**(A)(1)**" change "**Subsection**" to "**Paragraph**"

AMENDMENT NO. 13

On page 3, line 2, following "**(A)(1)**" and before "**shall**" insert "**of this Section**"

AMENDMENT NO. 14

On page 3, line 10, following "**The**" and before "**shall**" change "**Department**" to "**department**"

AMENDMENT NO. 15

On page 3, line 13, following "**law and**" and before "**R.S. 44:14.**" delete "**La.**"

AMENDMENT NO. 16

On page 3, line 14, following "**(D)(1)**" and before "**shall**" insert "**of this Section**"

On motion of Senator Marionneaux, the amendments were adopted.

Floor Amendments Sent Up

Senator Quinn sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Quinn to Engrossed Senate Bill No. 700 by Senator Quinn

AMENDMENT NO. 1

On page 1, line 13, delete "**personal**" and insert "**bodily**"

AMENDMENT NO. 2

On page 2, delete lines 22 through 29 and insert "**B. (1) If based on a comparison of information provided by the insurance company to the department there is a child support debt or overpayment, the department shall issue a notice of lien or levy to the company.**"

AMENDMENT NO. 3

On page 3, delete lines 1 through 4 and insert "**(2) In response to a notice of lien or levy, and prior to making a non-recurring payment of one thousand dollars or more under any contract to provide for indemnity or compensation to an injured person, an insurance company shall encumber or surrender assets held by the company on behalf of the person ordered to pay support or the person that received an overpayment of child support.**"

AMENDMENT NO. 4

On page 4, line 3, delete "**A and B**" and insert "**A, B, and D**"

On motion of Senator Quinn, the amendments were adopted.

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

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

Called from the Calendar

Senator B. Gautreaux asked that Senate Bill No. 45 be called from the Calendar at this time for its final passage.

SENATE BILL NO. 45—

BY SENATORS B. GAUTREAU, ADLEY, AMEDEE, CHEEK, CRAVINS, DUPRE, N. GAUTREAU, HEBERT, KOSTELKA, LAFLEUR, MCPHERSON, MURRAY, NEVERS, SHEPHERD AND THOMPSON AND REPRESENTATIVES GISCLAIR, HUTTER, PERRY, PUGH AND RICHARD

AN ACT

To amend and reenact R.S. 11:602 and to enact R.S. 11:444(A)(2)(d), 546, and 605(D), relative to retirement benefits for certain probation and parole officers who are Louisiana State Employees' Retirement System members; to provide for benefit calculation; to provide relative to payment of certain liabilities associated with such benefits; to create a fund for allocation of certain sums; to provide for the deposit of certain monies to the fund; to provide for disbursements from the fund; to provide for actuarial calculation of amortization payments; to provide for an effective date; and to provide for related matters.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Adley	Gautreaux B	Mount
Alario	Gautreaux N	Murray

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

NAYS

Total - 0

ABSENT

Kostelka
Total - 1

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

Rules Suspended

Senator Broome asked for and obtained a suspension of the rules for the purpose of advancing to the order of

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Mr. President in the Chair

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Kostelka
Total - 1

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

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.

Floor Amendments Sent Up

Senator Dorsey sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dorsey to Engrossed House Bill No. 886 by Representative Morrell

AMENDMENT NO. 1
On page 3, line 7, after "developer" insert "applicant"

AMENDMENT NO. 2.
On page 3, line 8, after "meeting." insert the following: "If a contractor or developer applicant which has an interest in any bond issue on the agenda fails to attend the meeting, notice of the contractor or developer applicant's failure to attend the meeting shall be sent, by mail, by the parish or municipality to the Louisiana Housing Finance Agency within forty-eight hours after the hearing date."

On motion of Senator Dorsey, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Donahue Gautreaux N Hebert
Total - 3

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

Senator Dupre in the Chair

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.

Floor Amendments Sent Up

Senator Shepherd sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Shepherd to Reengrossed House Bill No. 905 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 4, after "districts;" insert "to provide certain terms, conditions, procedures, and requirements;"

AMENDMENT NO. 2

On page 1, delete lines 10 through 17 and insert
"B.(1) Except as provided in Paragraph (A)(2) of this Section, commencing six years after the initial appointment of members: ~~the position of each member whose term has expired shall be filled by a qualified elector of the district, elected by the qualified electors of the district in accordance with Title 18 of the Louisiana Revised Statutes of 1950.~~

(a) In Orleans Parish, the position of each member whose term has expired shall be filled by a qualified elector of the district elected by the qualified electors of the district in accordance with Title 18 of the Louisiana Revised Statutes of 1950.

(b) In parishes other than Orleans Parish, the position of each member whose term has expired shall be filled by a qualified elector of the district or, if there are no qualified electors of the district, then by a qualified elector of the parish or municipality that created the district. The governing authority of the parish or municipality that created the district shall appoint the members of the board"

AMENDMENT NO. 3

On page 1, line 20, change "~~elected or~~" to "elected or"

AMENDMENT NO. 4

On page 2, line 8, change "~~each election or~~" to "each election or"

On motion of Senator Shepherd, the amendments were adopted.

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

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.

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

Mr. President in the Chair

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, GEYMAN, 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, MONTOUCET, MORRELL, MORRIS, NOWLIN, PEARSON, PERRY, PETERSON, POPE, PUGH, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, 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 board's duties; to provide for the components of 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.

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

Privilege Report of the Legislative Bureau

June 10, 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.

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, MONToucET, 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 without amendments.

Respectfully submitted,
ROB MARIONNEAUX
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Marionneaux, the Bill was read by title and passed to a third reading.

Motion to Make Special Order

Senator Cravins asked for and obtained a suspension of the rules for the purpose of making House Bill No. 958, which was just advanced to a Third Reading and Final Passage, Special Order of the

Day No. 1 on Wednesday, June 11, 2008, immediately following the Morning Hour.

House Bills and Joint Resolutions on Third Reading and Final Passage, Resumed

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

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.

The bill was read by title.

On motion of Senator Duplessis, House Bill No. 1347 was made Special Order of the Day No. 2 on Wednesday, June 11, 2008, immediately following the Morning Hour.

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.

Floor Amendments Sent Up

Senator Murray sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed House Bill No. 388 by Representative Greene

AMENDMENT NO. 1

On page 4, after line 26, insert the following:

"Section 2. For purposes of the sales and use tax, the amendments to Civil Code Articles 466 and 508 by this Act are not intended and shall not be interpreted as changing the characterization of movables as tangible personal property prior to the attachment and/or incorporation of them into the structure of a building or other construction."

AMENDMENT NO. 2

On page 4, line 27, delete "2" and place in lieu thereof "3".

On motion of Senator Murray, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Jackson	Nevers	Shepherd
Total - 3		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Jackson	
Total - 1	

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

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.

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

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

NAYS

Total - 0

ABSENT

Dorsey	Jackson
Total - 2	

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Michot
Cravins	Jackson	Murray
Donahue	Kostelka	Quinn
Dorsey	LaFleur	Shepherd
Dupre	Long	
Gautreaux B	Martiny	
Total - 16		

NAYS

Adley	Crowe	Smith
Alario	Mount	Thompson
Cheek	Riser	Walsworth
Total - 9		

June 10, 2008

ABSENT

Amedee	Gautreaux N	Morrish
Broome	Gray	Nevers
Cassidy	Hebert	Shaw
Duplessis	Marionneaux	
Erdey	McPherson	
Total - 13		

The Chair declared the bill failed to pass.

Notice of Reconsideration

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

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.

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

Bagneris Rule

Senator Mount moved to suspend the rules to temporarily pass over controversial House Bills on Third Reading and Final Passage with the intention of taking them up later, in their regular order.

Without objection, so ordered.

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.

Floor Amendments Sent Up

Senator Martiny sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 1153 by Representative Hazel

AMENDMENT NO. 1

On page 2, delete line 15 and insert the following: "(3) A person who has notified the school principal or chancellor in writing at least twenty-four hours prior to wearing body armor."

On motion of Senator Martiny, the amendments were adopted.

Floor Amendments Sent Up

Senator Cravins sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cravins to Reengrossed House Bill No. 1153 by Representative Hazel

AMENDMENT NO. 1

On page 2, line 28, change "two" to "one"

AMENDMENT NO. 2

On page 3, line 1, delete "with or,"

AMENDMENT NO. 3

On page 3, line 1, change "one year" to "six months" and change "five years" to "one year"

On motion of Senator Cravins, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cassidy	Donahue	Shepherd
Total - 3		

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

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Dorsey	Marionneaux	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	
Total - 37		

NAYS

Total - 0

ABSENT

Cassidy
Total - 1

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cassidy
Total - 1

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Mr. President
Total - 2

Cassidy

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

HOUSE BILL NO. 302—

BY REPRESENTATIVES SAM JONES AND HARRISON AND SENATORS DUPRE AND B. GAUTREAUX

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Cassidy
Total - 2

Marionneaux

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

June 10, 2008

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.

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

HOUSE BILL NO. 366—
BY REPRESENTATIVES KATZ, ARMES, AUBERT, BOBBY BADON, BALDONE, BARROW, BILLIOT, BURFORD, HENRY BURNS, CHAMPAGNE, CHANDLER, CROMER, DOERGE, EDWARDS, ELLINGTON, FANNIN, FRANKLIN, GALLOT, GISCLAIR, ELBERT GUILLOREY, GUINN, HARRISON, HAZEL, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, LABRUZZO, LAFONTA, LEBAS, LEGER, LIGI, LORUSSO, MARCHAND, MILLS, MORRELL, NORTON, NOWLIN, PEARSON, PETERSON, POPE, PUGH, RICHMOND, RITCHIE, SIMON, SMILEY, ST. GERMAIN, TEMPLET, TRAHAN, TUCKER, WILLIAMS, AND WILLMOTT 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.

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

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, Amedee, Broome, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey and their corresponding counts.

NAYS

Total - 0

ABSENT

Cassidy
Total - 1

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, Amedee, Broome, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Erdey and their corresponding counts.

NAYS

Total - 0

ABSENT

Cassidy
Total - 1

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

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.

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cassidy	Donahue	Mount
Total - 3		

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux B	Morrish
Adley	Gautreaux N	Mount
Alario	Gray	Murray
Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn

Cheek	Jackson	Riser
Cravins	Kostelka	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	
Erdey	Michot	

Total - 37

NAYS

Total - 0

ABSENT

Cassidy	
Total - 1	

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Cassidy	
Total - 1	

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

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

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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.

Floor Amendments Sent Up

Senator Kostelka sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Kostelka to Reengrossed House Bill No. 853 by Representative Tucker

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Committee on Senate and Governmental Affairs and adopted by the Senate on June 4, 2008, on line 2 thereof change "(11)(b)" to "(10)"

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Committee on Senate and Governmental Affairs and adopted by the Senate on June 4, 2008, on line 4 thereof change "(11)(b)" to "(10)"

AMENDMENT NO. 3

In Senate Committee Amendment No. 3 proposed by the Committee on Senate and Governmental Affairs and adopted by the Senate on June 4, 2008, delete line 12 thereof and on line 13 change "(b)" to "(10)"

On motion of Senator Kostelka, the amendments were adopted.

Floor Amendments Sent Up

Senator Kostelka sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Kostelka to Reengrossed House Bill No. 853 by Representative Tucker

AMENDMENT NO. 1

Delete the set of amendments proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 5, 2008.

AMENDMENT NO. 2

On page 1, line 2, after "(d)" insert "and (E)(10)."

AMENDMENT NO. 3

On page 1, line 13, after "(d)" insert "and (E)(10)"

AMENDMENT NO. 4

On page 2, delete line 9 and insert "before the effective date of this Subparagraph shall be selected by August 15, 2008. The initial Ethics Adjudicatory Board"

AMENDMENT NO. 5

On page 3, between lines 14 and 15, insert the following: "E. Procedure. * * *

(10) Any public servant or other person who is aggrieved by any action taken by a panel may request a review of the panel's decision by the board within thirty days of the panel's decision. The board shall determine whether or not to review the panel's action within fourteen thirty days of the request for review. * * *

On motion of Senator Kostelka, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, etc. and counts for Yeas and Nays.

NAYS

Total - 0

ABSENT

Table with 2 columns: Name, Absent. Lists names like Amedee, Cassidy and a total count of 4.

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

HOUSE BILL NO. 873—

BY REPRESENTATIVES SIMON, ABRAMSON, ARMES, AUSTIN BADON, BOBBY BADON, BALDONE, HENRY BURNS, CARMODY, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, DOWNS, EDWARDS, GALLOT, GISCLAIR, GREENE, GUINN, HARDY, HAZEL HENDERSON, HENRY, HINES, HOFFMANN, HOWARD, HUTTER, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, LABRUZZO, LAFONTA, LEGER, LIGI, LOPINTO, LORUSSO, MILLS, MORRELL, NORTON, PEARSON, PONTI, POPE, PUGH, RICHARDSON, SCHRODER, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TUCKER, WADDELL, WHITE, AND WILLMOTT

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names like Mr. President, Adley, Alario, etc. and counts for Yeas and Nays.

Duplessis Martiny Walsworth
 Dupre McPherson
 Erdey Michot
 Total - 37
 NAYS
 Total - 0
 ABSENT
 Cassidy
 Total - 1

Cravins Kostelka Shaw
 Crowe LaFleur Shepherd
 Dorsey Long Smith
 Duplessis Marionneaux Thompson
 Dupre Martiny Walsworth
 Total - 36
 NAYS
 Total - 0
 ABSENT
 Donahue Quinn
 Total - 2

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

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

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.

Senator Broome in the Chair

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.

Floor Amendments Sent Up

Senator Kostelka sent up floor amendments which were read.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Kostelka to Reengrossed House Bill No. 923 by Representative Gallot

ROLL CALL

The roll was called with the following result:

AMENDMENT NO. 1

On page 1, delete lines 2 through 4 and insert "To amend and reenact R.S. 18:1303(I) and 1307(G), relative to absentee voting by mail; to"

YEAS

Mr. President Erdey McPherson
 Adley Gautreaux B Michot
 Alario Gautreaux N Morrish
 Amedee Gray Mount
 Broome Hebert Murray
 Cheek Heitmeier Nevers
 Cravins Jackson Quinn
 Crowe Kostelka Riser
 Donahue LaFleur Shaw
 Dorsey Long Shepherd
 Duplessis Marionneaux Thompson
 Dupre Martiny Walsworth
 Total - 36
 NAYS
 Total - 0
 ABSENT
 Cassidy Smith
 Total - 2

AMENDMENT NO. 2

On page 1, delete lines 10 and 11 and insert "Section 1. R.S. 18:1303(I) and 1307(G) are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 3

On page 1, delete lines 14 through 19

AMENDMENT NO. 4

On page 2, delete lines 1 through 3

AMENDMENT NO. 5

On page 2, delete lines 17 through 25

On motion of Senator Kostelka, the amendments were adopted.

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

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

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

HOUSE BILL NO. 987—
 BY REPRESENTATIVE GALLOT
 AN ACT

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

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

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ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Amedee, Cassidy, Total - 4; Kostelka, Smith

The Chair declared the bill was passed and returned 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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Amedee, Broome, Cheek, Cravins, Crowe, Donahue, Dorsey, Duplessis, Dupre, Total - 36; Erdey, Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, LaFleur, Long, Marionneaux, Martiny, McPherson; Michot, Morrish, Mount, Murray, Nevers, Quinn, Riser, Shaw, Shepherd, Smith, Thompson, Walsworth

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Cassidy, Total - 2; Kostelka

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

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.

The bill was read by title. Senator Long moved the final passage of the 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, Dupre, Total - 36; Erdey, Gautreaux B, Gautreaux N, Gray, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Marionneaux, Martiny; McPherson, Michot, Morrish, Mount, Murray, Nevers, Riser, Shaw, Shepherd, Smith, Thompson, Walsworth

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Broome, Total - 2; Quinn

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario; Gautreaux B, Gautreaux N, Gray; Morrish, Mount, Murray

Amedee	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Cravins	LaFleur	Shaw
Donahue	Long	Shepherd
Dorsey	Marionneaux	Smith
Duplessis	Martiny	Thompson
Dupre	McPherson	Walsworth
Erdey	Michot	

Total - 35

NAYS

Total - 0

ABSENT

Cassidy	Crowe	Kostelka
---------	-------	----------

Total - 3

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

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.

Floor Amendments Sent Up

Senator Cheek sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cheek to Reengrossed House Bill No. 1098 by Representative Katz

AMENDMENT NO. 1

On page 1, line 6 after "2120.4(A), (B)" delete "(6)" and insert "(1), (6),"

AMENDMENT NO. 2

On page 2, line 25 after "(B)" delete "(6)" and insert "(1), (6)"

AMENDMENT NO. 3

On page 10, between lines 27 and 28 insert the following:

"(1) Licensure application and renewal application procedures and requirements. Licensure procedures and requirements may include provisions for granting deemed status to home- and community-based service providers that obtain accreditation through a recognized national, not-for-profit accrediting body; the licensure procedures and requirements may include provisions for denying and revoking deemed status, for complaint surveys and investigations of providers holding deemed status, and for approved accreditation organizations. Deemed status shall not be available to persons or entities seeking initial licensure with the department."

On motion of Senator Cheek, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 37

NAYS

Total - 0

ABSENT

Kostelka
Total - 1

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

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.

Floor Amendments Sent Up

Senator Donahue sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Reengrossed House Bill No. 1159 by Representative St. Germain

AMENDMENT NO. 1

On page 2, line 14, delete "Builders" and insert "Architects and builders"

On motion of Senator Donahue, the amendments were adopted.

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

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 amended bill was passed and returned to the House. Senator B. Gautreaux moved to reconsider the vote by which the bill was passed and laid the motion on the table.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Nevers
Total - 2

Quinn

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

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.

Floor Amendments Sent Up

Senator N. Gautreaux sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed House Bill No. 1176 by Representative Richmond

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 5, 2008, on page 1, delete lines 3 and 4, and insert the following: "~~Two such members shall be appointed from the state at large and the other four~~ Eight members shall be appointed as follows:"

On motion of Senator N. Gautreaux, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Kostelka
Total - 2

Quinn

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

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.

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

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 bill was passed and returned to the House. Senator Murray moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1262—

BY REPRESENTATIVE DANAHAY
AN ACT

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Dupre	McPherson
Adley	Erdey	Michot
Alario	Gautreaux B	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
Duplessis	Martiny	Walsworth

Total - 35

NAYS

Gautreaux N
Total - 2

Riser

ABSENT

Quinn

Total - 1

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

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.

Floor Amendments Sent Up

Senator Martiny sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed House Bill No. 1290 by Representative LeBas

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 22, proposed by the Senate Committee on Insurance and adopted by the Senate on June 5, 2008.

AMENDMENT NO. 2

On page 2, after line 25, insert the following:

"D. No remittance advice shall contain any information that would cause a violation of the Health Insurance Portability and Accountability Act, (42 USC 1320 et seq.), and shall follow the ANSI X12N 835 HIPAA Standard Transaction file format or any subsequent standards that are required.

Section 2. This Act shall become effective on July 1, 2009. Any contract for payment of a claim in effect on July 1, 2009 shall be subject to the provisions of this Act."

On motion of Senator Martiny, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 36

NAYS

Total - 0

ABSENT

Gautreaux N

Quinn

Total - 2

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

June 10, 2008

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 explosive 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.

Floor Amendments Sent Up

Senator Duplessis sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 1305 by Representative Downs

AMENDMENT NO. 1

On page 7, line 29, change "dealer" to "dealer-distributor"

On motion of Senator Duplessis, the amendments were adopted.

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

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 amended bill was passed and returned to the House. Senator Kostelka moved to reconsider the vote by which the bill was passed and laid the motion on the table.

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

BY REPRESENTATIVE PONTI

AN ACT

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

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

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 bill was passed and returned to the House. Senator Cassidy moved to reconsider the vote by which the bill was passed and laid the motion on the table.

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

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 bill was passed and returned to the House. Senator Duplessis moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Rules Suspended

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

Messages from the House

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 10, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1069 by Representative Williams, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

Message from the House

DISAGREEMENT TO HOUSE BILL

June 10, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has refused to concur in the proposed Senate Amendment(s) to House Bill No. 1293 by Representative Roy, and ask the President to appoint on the part of the Senate a committee to confer with a like committee from the House on the disagreement.

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

**Appointment of Conference Committee
on House Bill No. 1148**

The President of the Senate appointed on the Conference Committee on House Bill No. 1148 the following members of the Senate: Senators Shepherd, Murray and Adley.

Message from the House

HOUSE CONFEREES APPOINTED

June 10, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members, on the part of the House of Representatives, to confer, with a like committee from the Senate, on the disagreement to House Bill No. 280 by Representative Wooton:

Representatives Wooton, Lopinto and Peterson.

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

**Introduction of Resolutions,
Senate and Concurrent**

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

SENATE RESOLUTION NO. 117—

BY SENATOR SHEPHERD
A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt a policy requiring each city, parish, and other local public school boards to incorporate into its student code of conduct a discipline policy that requires students committing any of the following offenses to perform one hour of custodial work at the school, as directed by the school principal, while wearing a hot pink jumpsuit: fighting, showing disrespect to a teacher or other faculty member, unexcused absence from school, or defacing school property.

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

SENATE RESOLUTION NO. 118—

BY SENATOR GRAY
A RESOLUTION

To commend Laquante M. Nichols on his graduation from the Louisiana National Guard Youth Challenge Program.

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

SENATE RESOLUTION NO. 119—

BY SENATOR GRAY
A RESOLUTION

To commend Rogers Youngblood of New Orleans, Louisiana, on his determined pursuit of educational objectives and on the completion of the graduate exit exam.

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

SENATE RESOLUTION NO. 120—

BY SENATOR SHEPHERD
A RESOLUTION

To commend and congratulate Eugene Beresford Martin Green upon achieving the rank of Eagle Scout as a member of Troop 189 of the Fleur de Lis District of the Southeast Louisiana Council of the Boy Scouts of America.

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

SENATE RESOLUTION NO. 121—

BY SENATOR HEITMEIER
A RESOLUTION

To urge and request the Department of Health and Hospitals to study opportunities for optimizing Medicaid reimbursement to hospitals in parishes which contribute funds for health care services.

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

SENATE RESOLUTION NO. 122—

BY SENATOR JACKSON
A RESOLUTION

To urge and request the Department of Social Services, the Department of Health and Hospitals and the office of family and youth development within the Department of Education, to

June 10, 2008

jointly conduct a study and develop a comprehensive continuum of support from birth to adulthood for Louisiana's children, and to report to the Senate Select Committee on Women and Children prior to September 1, 2009.

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

SENATE CONCURRENT RESOLUTION NO. 100— BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To commend and honor the 2008 Foster Parents of the Year from each region of the state and to acknowledge the valuable contributions they provide to the abused children of Louisiana.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Kostelka Quinn
Total - 2

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

SENATE CONCURRENT RESOLUTION NO. 101— BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to allow immediate family to visit military personnel on extended deployment overseas who are in a rest and relaxation period.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Dorsey Marionneaux Walsworth
Duplessis Martiny
Total - 35

NAYS

Total - 0

ABSENT

Kostelka Quinn Shaw
Total - 3

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

SENATE CONCURRENT RESOLUTION NO. 102— BY SENATOR MARTINY

A CONCURRENT RESOLUTION

To direct the Louisiana Board of Pharmacy to appear before a joint committee meeting of the House Committee on the Administration of Criminal Justice and the Senate Committee on Judiciary B and report on the Prescription Monitoring Program.

The resolution was read by title. Senator Martiny moved to adopt the Senate 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
Cheek Heitmeier Nevers
Cravins Jackson Riser
Crowe Kostelka Shaw
Donahue LaFleur Smith
Dorsey Long Thompson
Duplessis Marionneaux Walsworth
Dupre Martiny
Total - 35

NAYS

Total - 0

ABSENT

Cassidy Quinn Shepherd
Total - 3

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

SENATE CONCURRENT RESOLUTION NO. 103— BY SENATOR GRAY

A CONCURRENT RESOLUTION

To authorize and provide with respect to study state laws regarding peremptory challenges.

The resolution was read by title. Senator Gray moved to adopt the Senate 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
Cheek	Heitmeier	Riser
Cravins	Jackson	Shaw
Crowe	LaFleur	Shepherd
Donahue	Long	Smith
Dorsey	Marionneau	Thompson
Duplessis	Martiny	Walsworth
Dupre	McPherson	

Total - 35

NAYS

Total - 0

ABSENT

Cassidy	Kostelka	Quinn
Total - 3		

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

PASSED SENATE BILLS AND JOINT RESOLUTIONS

June 10, 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 the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 807— (Substitute of Senate Bill No. 422 by Senator Duplessis)

BY SENATOR DUPLESSIS

AN ACT

To enact Chapter 10-A of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:1361 through 1378, relative to cable services and video services; to create the "Consumer Choice for Television Act"; to provide guidelines for cable services and video services; to provide for certificate of franchise authority to be distributed by the secretary of state; to provide for franchise fees associated with cable services or video services; to provide for franchise fee audits and dispute resolutions; to provide for the distribution of these fees; to provide for a prohibition against build-out requirements; to authorize a local governmental subdivision to regulate a certificate holder; to prohibit discrimination with regard to cable services or video services; to provide for public, educational, and governmental access programming streams and support; to provide for effect on local franchise agreements; to provide for a prohibition of in-kind contributions or grants; to provide for customer service standards; to provide for emergency alert services; to provide for indemnity; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 353—

BY SENATORS N. GAUTREAUX AND BROOME

AN ACT

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

Reported with amendments.

SENATE BILL NO. 426—

BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 6:969.20(D), relative to the Motor Vehicle Sales Finance Act; to provide certain duties for the lender or holder of a retail installment contract; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 543—

BY SENATOR QUINN

AN ACT

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

Reported with amendments.

SENATE BILL NO. 149—

BY SENATOR CRAVINS

AN ACT

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

Reported without amendments.

SENATE BILL NO. 150—

BY SENATOR CRAVINS

AN ACT

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

Reported without amendments.

SENATE BILL NO. 143—

BY SENATORS N. GAUTREAUX, AMEDEE, CROWE, DORSEY, DUPLESSIS AND MOUNT

AN ACT

To amend and reenact the introductory paragraph of R.S. 14:313(C) and to enact R.S. 14:313(E) and 313.1, relative to "sex offenders," to prohibit "sex offenders" from wearing a mask, hood or disguise during Halloween; and certain other holidays; to prohibit "sex offenders" from distributing candy or other gifts to minors on Halloween; and certain other holidays; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 44—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:3304(C), (D), and (F), and R.S. 36:696(B) and to enact R.S. 22:3309(E) and 3312, relative to Insure Louisiana Incentive Program; to provide for a third invitation for grant applications; to provide for recovery of unearned grants; to provide for use of unused monies in the program to assist individuals with homeowners insurance premiums; to create and provide for implementation of a homeowner policy premium assistance program; to provide for

participation in the premium program; to provide for coordination of the program by the office of consumer advocacy in the Department of Insurance; to authorize the department to promulgate rules and regulations to implement the program; to provide for rules; to provide for grants to existing insurers to insurer new dwellings when the level of risk of catastrophe is the same or less; to provide for grants to certain insurers who reinstate certain coverages; to provide for qualifications; and to provide for related matters.

Reported without amendments.

SENATE BILL NO. 80—
BY SENATOR MARTINY

AN ACT

To enact Code of Criminal Procedure Article 881.1(A)(3), relative to suspension and deferral of sentence with respect to certain felonies and misdemeanors; to provide for the procedure, and effect of the suspension of imposition of sentence; to require that certain criteria be satisfied; and to provide for related matters.

Reported without amendments.

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

Message from the House

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

June 10, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

HOUSE BILL NO. 164—

BY REPRESENTATIVES LORUSSO, ABRAMSON, BURFORD, TIM BURNS, CARTER, CROMER, EDWARDS, FOIL, GEYMAN, GISCLAIR, HAZEL, HENRY, HOWARD, LABRUZZO, LIGI, LOPINTO, MORRIS, PERRY, RICHARDSON, ROBIDEAUX, SCHRODER, SMILEY, ST. GERMAIN, TALBOT, TEMPLET, AND WILLMOTT
AN ACT

To enact Part V of Chapter 1 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:77.1 through 77.4; to provide for temporary successors for members of the legislature under certain circumstances; to provide for the designation of temporary successors; to provide for the qualifications, powers, functions, duties, and compensation of temporary successors; to provide for certain requirements and prohibitions; to provide for the compensation of a legislator for whom a temporary successor is serving in the legislature; to provide for definitions; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 183—

BY REPRESENTATIVES LORUSSO AND FOIL
A JOINT RESOLUTION

Proposing to add Article III, Section 4(F) of the Constitution of Louisiana, to require the legislature to provide by law for the succession to the powers and duties of a member of the legislature when the incumbent member becomes unavailable for certain reasons; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

HOUSE BILL NO. 1071—

BY REPRESENTATIVE ELLINGTON
AN ACT

To enact R.S. 40:1300.6, relative to student loans for physicians; to provide for the establishment of a loan forgiveness program for physicians who agree to work in rural areas; to provide for the

administration of the program; to provide for eligibility requirements; to provide for terms and conditions of a loan repayment assistance contract entered into between the applicant and the Department of Health and Hospitals; and to provide for related matters.

HOUSE BILL NO. 1075—

BY REPRESENTATIVES LABRUZZO AND RICHMOND
AN ACT

To amend and reenact R.S. 17:3048.6(A)(1), relative to initial eligibility requirements for Tuition Opportunity Program for Students awards for certain students displaced by Hurricane Katrina or Rita, or both; to provide waivers and exceptions; to provide limitations; to provide an effective date; and to provide for related matters.

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

House Bills and Joint Resolutions

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

HOUSE BILL NO. 164—

BY REPRESENTATIVES LORUSSO, ABRAMSON, BURFORD, TIM BURNS, CARTER, CROMER, EDWARDS, FOIL, GEYMAN, GISCLAIR, HAZEL, HENRY, HOWARD, LABRUZZO, LIGI, LOPINTO, MORRIS, PERRY, RICHARDSON, ROBIDEAUX, SCHRODER, SMILEY, ST. GERMAIN, TALBOT, TEMPLET, AND WILLMOTT
AN ACT

To enact Part V of Chapter 1 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:77.1 through 77.4; to provide for temporary successors for members of the legislature under certain circumstances; to provide for the designation of temporary successors; to provide for the qualifications, powers, functions, duties, and compensation of temporary successors; to provide for certain requirements and prohibitions; to provide for the compensation of a legislator for whom a temporary successor is serving in the legislature; to provide for definitions; to provide for effectiveness; and to provide for related matters.

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

HOUSE BILL NO. 183—

BY REPRESENTATIVES LORUSSO AND FOIL
A JOINT RESOLUTION

Proposing to add Article III, Section 4(F) of the Constitution of Louisiana, to require the legislature to provide by law for the succession to the powers and duties of a member of the legislature when the incumbent member becomes unavailable for certain reasons; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

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

HOUSE BILL NO. 1071—

BY REPRESENTATIVE ELLINGTON
AN ACT

To enact R.S. 40:1300.6, relative to student loans for physicians; to provide for the establishment of a loan forgiveness program for physicians who agree to work in rural areas; to provide for the administration of the program; to provide for eligibility requirements; to provide for terms and conditions of a loan repayment assistance contract entered into between the applicant and the Department of Health and Hospitals; and to provide for related matters.

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

HOUSE BILL NO. 1075—
BY REPRESENTATIVES LABRUZZO AND RICHMOND
AN ACT

To amend and reenact R.S. 17:3048.6(A)(1), relative to initial eligibility requirements for Tuition Opportunity Program for Students awards for certain students displaced by Hurricane Katrina or Rita, or both; to provide waivers and exceptions; to provide limitations; to provide an effective date; and to provide for related matters.

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

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

JUDICIARY A

Senator Julie Quinn, Chairman on behalf of the Committee on Judiciary A, submitted the following report:

June 10, 2008

To the President and Members of the Senate:

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

HOUSE CONCURRENT RESOLUTION NO. 50—
BY REPRESENTATIVE RICHMOND
A CONCURRENT RESOLUTION

To urge and request the Civil District Court for the parish of Orleans and the Criminal District Court for the parish of Orleans to consider establishing mental health divisions by a vote en banc of the judges for each of the two courts.

Reported favorably.

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.

Reported favorably.

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.

Reported favorably.

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.

Reported with amendments.

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.

Reported with amendments.

HOUSE BILL NO. 10—
BY REPRESENTATIVE RICHARDSON
AN ACT

To enact R.S. 33:452, relative to mayors' courts; to establish a mayor's court in the city of Central, East Baton Rouge Parish; to provide for the territorial jurisdiction of the court; to provide for the powers and authority of the mayor as magistrate of the court and other officers of the court; to provide relative to subject matter jurisdiction of the court; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 12—
BY REPRESENTATIVE RICHARDSON
AN ACT

To enact R.S. 33:441.31, relative to municipal courts; to provide that the mayor of the city of Central may appoint a court magistrate to preside over the mayor's court; to provide for the magistrate's duties and salary; to provide an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 69—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 13:61(A) and (B), relative to duties of the Judicial Council; to require the council to adopt determinate standards and guidelines to be applied in determining the necessity of splitting or merging a court; to require the council to provide information to the appropriate standing committees of the House of Representatives or of the Senate as to its recommendations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 79—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact Code of Civil Procedure Article 192.2 and Code of Criminal Procedure Article 25.1, relative to powers of the court; to provide for appointment of a competent interpreter for a non-English-speaking person who is a principal party in interest or a witness in a proceeding before the court; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 100—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 13:4341, relative to public sales; to provide for the location of sales by auction; to provide for sales at courthouse annexes in certain circumstances; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 115—
BY REPRESENTATIVES LAMBERT, HAZEL, AND NORTON
AN ACT

To enact Children's Code Article 412(K), relative to juvenile records; to provide for a disclosure exception for the confidentiality of

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juvenile records when there is an escape from a juvenile detention center; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 133—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact Code of Civil Procedure Article 4521 and to enact Code of Civil Procedure Articles 4272(C) and 4522, relative to minors; to provide for structured settlements; to provide for court approval of payments to minors; to provide for judgments in favor of minors; to provide procedures; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 158—
BY REPRESENTATIVE LORUSSO
AN ACT

To amend and reenact Title II of Book I of the Civil Code, comprised of Civil Code Articles 38 through 46, and to enact Code of Civil Procedure Article 11, relative to domicile; to provide for the domicile of a natural person; to provide that a person may not have more than one domicile; to provide for the lack of a habitual residence; to provide for the domicile of spouses; to provide for the domicile of interdicts; to provide for the domicile of a person under continued or permanent tutorship; to provide for the domicile of unemancipated minors; to provide for a change of domicile; to provide for the intent to change domicile; to provide for the domicile of persons who hold a temporary position; to provide for the domicile of military personnel; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 190—
BY REPRESENTATIVE MILLS
AN ACT

To enact R.S. 40:6(G), relative to the state Sanitary Code; to authorize the Department of Health and Hospitals to make an order of the secretary and state health officer executive in a state district court; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 193—
BY REPRESENTATIVE KATZ
AN ACT

To amend and reenact R.S. 40:1299.39(A)(1)(a)(ii), relative to medical malpractice coverage; to provide that voluntary services provided by physicians for the state via telemedicine be included in medical malpractice coverage; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 335—
BY REPRESENTATIVES WILLMOTT, JOHNSON, AND LOPINTO
AN ACT

To amend and reenact R.S. 9:315.5 and 315.16(A) and to enact R.S. 9:315.16(B)(11), relative to child support; to provide for the time period for determining extraordinary medical expenses; to provide for the review of the guidelines; to provide for the membership of the review committee; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 339—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 9:315.1(C)(1)(b), 315.6, and 315.13(B), relative to child support; to provide for the placement of child

support in a trust; to provide for the addition of special expenses; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 341—
BY REPRESENTATIVES JOHNSON, LOPINTO, AND WILLMOTT
AN ACT

To amend and reenact R.S. 9:315.2(A) and to enact R.S. 9:315.1.1, relative to child support guidelines; to provide for the determination of income; to provide for the admissibility of evidence of income; to provide for required documentation; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 374—
BY REPRESENTATIVE CHANDLER
AN ACT

To amend and reenact R.S. 9:334(B)(2) and (E) and Children's Code Article 439, relative to mediation; to provide for the qualifications of child custody mediators; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 444—
BY REPRESENTATIVE TEMPLET
AN ACT

To amend and reenact Children's Code Articles 1123(B) and (C), 1124, 1125, 1126, 1127, 1127.1, 1137(D), 1172, 1173(A)(2), 1185, 1186(A) and (B), 1188, 1189, 1190(A) and (C), 1191, 1192, 1269.1, 1269.2(B), 1269.6, 1270(A) and (C), 1272(C) and (D), and 1276 and to enact Children's Code Articles 1122(B)(12), (13), and (14), (F)(18), (19), and (20), (G)(18) and (19), and (H), 1123(D), 1190(D), 1269.1.1, and 1270(F), relative to the adoption of children; to provide for the act of surrender; to provide for the statement of family history; to provide for the age of a child eligible for adoption; to provide for the validity of continued contact agreements; to provide for the preplacement home study; to provide for counseling; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 447—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact Children's Code Articles 1117, 1121(A), 1122(B)(4), (5), (10), and (11), and 1130(A) and to enact Children's Code Articles 1130(E) and 1131(H), relative to the surrender of parental rights; to provide for licensing by the Department of Social Services; to provide for the declarations in the act of surrender; to provide time limitations for private adoptions; to provide time limitations for agency adoptions; to provide for the filing of the act of surrender; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 494—
BY REPRESENTATIVES HINES AND TIM BURNS
AN ACT

To amend and reenact R.S. 9:315.19, relative to child support; to provide for the schedule of basic child support obligations; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 498—
BY REPRESENTATIVE EDWARDS
AN ACT

To enact Children's Code Articles 739(E) and 821(F), relative to continued custody hearings; to provide that continued custody

hearings may be conducted in any parish within a judicial district when the judicial district is comprised of more than one parish; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 530—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 13:621.44(A), relative to the Orleans Parish Juvenile Court; to provide for the term of office for a judge with the court in case of vacancy; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 538—
BY REPRESENTATIVE MORRELL
AN ACT

To amend and reenact R.S. 13:621.41(G), relative to the Forty-First Judicial District Court, to provide relative to judgeships; to authorize judges elected to the Forty-First Judicial District to automatically revert back to their respective section or division in civil and criminal district courts for the parish of Orleans if Act No. 621 of the 2006 Regular Session of the Louisiana Legislature is held unconstitutional; to authorize an elected or appointed magistrate to the Forty-First Judicial District to automatically revert back to their respective section or division in civil and criminal district courts for the parish of Orleans, if Act No. 621 of the 2006 Regular Session of the Louisiana Legislature is held unconstitutional; to provide for a condition precedent before the consolidation of the clerk's offices and the sheriff's offices of the civil and criminal district courts takes effect; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 585—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Article 4553, relative to post-judgment proceedings related to the interdiction; to provide that temporary restraining orders and injunctions shall be included as post-judgment proceedings related to the interdiction; to provide relative to the court and division conducting post-judgment proceedings related to an interdiction; to provide for proceedings related to an interdiction; to provide for legislative intent; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 605—
BY REPRESENTATIVE TIM BURNS
AN ACT

To amend and reenact R.S. 9:2271 through 2275, 2283, and 2291 and the heading of Chapter 2 of Code Title II of Code Book III, the heading of Part I of Chapter 2 of Code Title II of Code Book III, and the heading of Part II of Chapter 2 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to enact R.S. 9:2290, and to repeal R.S. 9:2276 through 2280 and 2292 through 2295, relative to trusts for charitable, benevolent, or eleemosynary purposes and to donations for charitable purposes; to provide for trusts for charitable purposes, to provide for trustees of a charitable trust; to provide for the application of the Louisiana Trust Code; to provide for standing to enforce a charitable trust; to provide for the governing instrument of a charitable trust; to provide for the duration of a charitable trust; to provide for the termination of a small charitable trust; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 715—
BY REPRESENTATIVE GEYMAN
AN ACT

To direct the Department of Public Safety and Corrections to not implement the provisions of the Federal Real ID Act of 2005; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 759—
BY REPRESENTATIVE HARRISON
AN ACT

To amend and reenact R.S. 9:311(A), relative to child support; to provide for a material change in circumstances; to provide for documentation; to require the Department of Social Services to provide information, rules and forms; to require the clerks of court to make forms available; to require a hearing within a certain period of time; to provide for retroactivity to the date of filing; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 954—
BY REPRESENTATIVE ELLINGTON
AN ACT

To amend and reenact R.S. 40:1299.40(A)(1), (B), and (E)(6) and to enact Part XXII-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.40.1, relative to electronic health care transactions; to permit consent to medical treatment to be given by other than written means, including electronic means; to authorize the use of electronic signature authentication and identification with respect to individually identifiable health information; to establish permitted features of an electronic signature authentication and identification system; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1007—
BY REPRESENTATIVES CROMER, HAZEL, NORTON, PEARSON, AND POPE
AN ACT

To amend and reenact R.S. 15:587.1(A)(1)(a) and (b) and (2), (B), (C)(introductory paragraph), and (H), R.S. 17:15(B), (C), and (E), and R.S. 46:51.2(A) and (E)(1)(introductory paragraph), relative to criminal history information; to provide with respect to criminal history records of persons with supervisory authority over children; to provide with respect to the criminal information that must be provided to persons who employ or are responsible for persons with authority over children; to provide for the crimes which must be reported; to provide with respect to the employment of persons with convictions; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1031—
BY REPRESENTATIVES GALLOT AND DOWNS AND SENATOR KOSTELKA
AN ACT

To amend and reenact the heading of Part III-F of Title 19 of the Louisiana Revised Statutes of 1950 and R.S. 19:135, 135.1(A), 135.2(3)(a), 135.3, 135.4, and 135.7(1) and to repeal Section 2 of Act No. 1212 of the 2003 Regular Session of the Legislature as amended by Act No. 538 of the 2006 Regular Session of the Legislature, relative to the expropriation of property by the city of Ruston; to authorize the city to expropriate by a declaration of taking; to define terms; to provide for purposes of the expropriation; to repeal termination dates; and to provide for related matters.

Reported favorably.

June 10, 2008

HOUSE BILL NO. 1040—
BY REPRESENTATIVES ABRAMSON AND LORUSSO
AN ACT

To amend and reenact R.S. 13:4711(A), 4712, 4713(A) and (C)(2), and 4715, relative to nuisances; to provide for definitions; to provide for the award of damages; to authorize certain people to file petitions; to provide for evidence; to provide for the closing of the premises; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1202—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 9:355.3(A), 355.6(introductory paragraph), and 355.8 and to repeal R.S. 9:355.3(C) and 355.7, relative to the relocation of the residence of a child; to require a court order; to provide for the failure to give notice; to provide for objecting to a relocation; to repeal existing provision requiring notice of relocation in absence of court order; to repeal existing provision providing for failure to object to notice of relocation; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1214—
BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact Children's Code Article 551, relative to child abuse; to further state legislative intent by providing for interaction between certain parties; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1258—
BY REPRESENTATIVE EDWARDS
AN ACT

To amend and reenact R.S. 13:4366(A)(1) and (2), relative to fees for appraisals conducted prior to a sheriff's sale; to increase the fees for appraisals conducted prior to a sheriff's sale on movables; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1286—
BY REPRESENTATIVE LAMBERT
AN ACT

To enact Code of Civil Procedure Article 2088(B) and to designate the undesignated introductory paragraph of Code of Civil Procedure Article 2088 as Paragraph A thereof, relative to civil appeals; to provide for jurisdiction; to provide for the retention of jurisdiction by the trial court; to provide for the conversion of an appeal; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1377— (Substitute for House Bill No. 561 by Representative Abramson)
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 33:441(A)(1), relative to mayor's courts; to authorize that a certain amount of court costs assessed may be allocated to the Louisiana Association of Chiefs of Police for certain purposes; to provide for deposit of funds; to provide for transmittal to the association; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1378— (Substitute for House Bill No. 611 by Representative Simon)
BY REPRESENTATIVE SIMON
AN ACT

To enact Chapter 24-D of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2529, relative to a Silver Alert Network for reporting and locating missing persons with

a mental impairment; to provide for a Silver Alert Steering Committee; to provide for authority and duties of the committee; to provide for recommendations to the legislature; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1379— (Substitute for House Bill No. 838 by Representative Tucker)

BY REPRESENTATIVES TUCKER, ARMES, ARNOLD, AUBERT, AUSTIN, BADON, BOBBY BADON, BALDONE, BARROW, BILLIOT, TIM BURNS, CHAMPAGNE, CHANEY, CONNICK, CROMER, DIXON, EDWARDS, FANNIN, GALLOT, GISCLAIR, GREENE, MICKY GUILLORY, GUINN, HAZEL, HINES, HOFFMANN, HONEY, GIROD JACKSON, ROSALIND JONES, KATZ, LAFONTA, LEBAS, LIGI, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONICA, MORRELL, NOWLIN, PEARSON, POPE, RICHARD, RICHARDSON, RICHMOND, SCHRODER, JANE SMITH, PATRICIA SMITH, TEMPLET, TRAHAN, WHITE, WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 29:735.3 and R.S. 40:1299.39.3, relative to health care services rendered during an emergency; to provide for legislative findings and intent; to provide for a review of health care services rendered during a state of emergency prior to criminal prosecution; to provide for an Emergency/Disaster Medicine Review Panel; to provide for membership of the review panel; to provide for a procedure for the review of health care services rendered during the state of emergency; to provide for definitions; to provide with respect to confidentiality; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1386— (Substitute for House Bill No. 758 by Representative Pontti)

BY REPRESENTATIVES PONTI, ABRAMSON, HENRY BURNS, BURRELL, CHAMPAGNE, DIXON, GUINN, HARDY, HINES, HOFFMANN, JOHNSON, LIGI, RICHARDSON, JANE SMITH, AND ST. GERMAIN

AN ACT

To amend and reenact Code of Civil Procedure Article 151(A) and (B), relative to the recusation of judges in civil matters; to provide for mandatory grounds for recusal; to provide for permissive grounds for recusal; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JULIE QUINN
Chairman

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 10, 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. 188—
BY SENATORS MARIONNEAUX, SCALISE AND THOMPSON
AN ACT

To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, Section 1 of Act No. 50 of the 1998 Regular Session of the

Legislature, Section 1 of Act No. 7 of the 2001 First Extraordinary Session of the Legislature, Section 1 of Act No. 14 of the 2004 First Extraordinary Session of the Legislature, and Section 1 of Act No. 76 of the 2006 Regular Session of the Legislature, relative to the Louisiana Tax Free Shopping Program; to change the termination date of the program; 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 10, 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 Resolution has been properly enrolled:

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.

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

Message from the House

SIGNED HOUSE CONCURRENT RESOLUTIONS

June 10, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 198—
BY REPRESENTATIVE HENRY AND SENATOR ALARIO
A CONCURRENT RESOLUTION

To urge and request the Louisiana Board of Pharmacy to convene its Regulation Revision Committee to consider changes to the rules and regulations of the board to expressly prohibit a pharmacist from interchanging an antiepileptic drug or a formulation of an antiepileptic drug for the treatment of epilepsy without the prior notification of both the prescribing physician and the patient.

HOUSE CONCURRENT RESOLUTION NO. 201—

BY REPRESENTATIVE GARY SMITH
A CONCURRENT RESOLUTION

To commend the members of the Rousseau family upon the memorable occasion of their first family reunion.

HOUSE CONCURRENT RESOLUTION NO. 193—

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 Lieutenant Colonel Genevieve L. May of Baton Rouge 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 law enforcement in Louisiana as a lieutenant colonel with the Louisiana State Police.

HOUSE CONCURRENT RESOLUTION NO. 194—

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 Dr. Karen B. DeSalvo 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 health care in Louisiana as an associate professor of medicine at Tulane University School of Medicine.

HOUSE CONCURRENT RESOLUTION NO. 195—

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 Kim Sport 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 the citizens of Louisiana as an active and dedicated community servant.

HOUSE CONCURRENT RESOLUTION NO. 196—

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 Catherine Elizabeth Rouchon of Clinton, Louisiana, 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 Louisiana as an active and dedicated young citizen.

and asked that the President of the Senate affix his signature to the same.

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

The House Concurrent Resolutions contained herein were signed by the President of the Senate.

Message from the House

SIGNED HOUSE BILLS AND JOINT RESOLUTIONS

June 10, 2008

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has signed the following House Bills and Joint Resolutions:

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

HOUSE BILL NO. 657—

BY REPRESENTATIVES TRAHAN, BILLIOT, BURFORD, HENRY BURNS, CARTER, CHAMPAGNE, CHANEY, CONNICK, DOVE, DOWNS, EDWARDS, GISCLAIR, ELBERT GUILLORY, GUINN, HARDY, HARRISON, HENRY, HOFFMANN, HOWARD, HUTTER, ROSALIND JONES, LEGER, MONTUCET, NOWLIN, PEARSON, PUGH, RICHARD, RICHARDSON, SCHRODER, SMILEY, JANE SMITH, ST. GERMAIN, AND TALBOT

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.

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.

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.

HOUSE BILL NO. 791—

BY REPRESENTATIVE HUTTER

AN ACT

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

HOUSE BILL NO. 930—

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

AN ACT

To amend and reenact R.S. 36:258(G) through (L), to enact Chapter 20 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:901 through 906, and Chapter 21 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:911 through 920, and to repeal R.S. 28:382.2 and

R.S. 46:2661 through 2666, relative to human services districts; to provide relative to the Capital Area Human Services District, including the powers, duties, and functions of the district, its governing board and nomination procedures, reporting duties, and the transfer of powers, duties, functions, and employees from the Department of Health and Hospitals to the district; to provide for the reversion of the functions of human services districts to the Department of Health and Hospitals in the event of the termination of a contract; to create statewide human services delivery systems; to establish the jurisdiction of human services districts; to create governing boards and provide for the appointment of board members, their terms, and compensation; to establish requirements for existing and newly created boards; to provide for the powers, duties, and functions of the districts; to provide for the transfer of certain powers, duties, and functions from the Department of Health and Hospitals to the districts; to provide for transfer of employees; to provide relative to the membership, responsibilities, and duties of the Human Services Interagency Council; to establish the duties and responsibilities of the Department of Health and Hospitals; to provide for the event of a conflict with other laws; and to provide for related matters.

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.

HOUSE BILL NO. 1117—

BY REPRESENTATIVE MORRIS AND SENATOR DUPRE
AN ACT

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

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.

HOUSE BILL NO. 1169—

BY REPRESENTATIVE RITCHIE
AN ACT

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

HOUSE BILL NO. 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.

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.

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.

HOUSE BILL NO. 1252—

BY REPRESENTATIVE MONTOU CET
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.

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.

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 AND SENATORS N. GAUTREAUX, LONG, RISER, THOMPSON, AND WALSWORTH
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.

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.

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.

HOUSE BILL NO. 138—
BY REPRESENTATIVE GEYMAN
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.

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.

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.

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.

HOUSE BILL NO. 520—
BY REPRESENTATIVE MONTOUCE
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.

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.

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.

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.

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.

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.

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.

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.

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.

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.

HOUSE BILL NO. 84—
BY REPRESENTATIVES ROSALIND JONES, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BILLIOT, TIM BURNS, BURRELL, CARMODY, CHANDLER, DIXON, GISCLAIR, GREENE, MICKEY GUILLORY, HARDY, HAZEL, HENRY, HINES, HONEY, HOWARD, HUTTER, JOHNSON, KATZ, LABRUZZO, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MORRELL, NORTON, PERRY, PETERSON, PUGH, ROY, JANE SMITH, PATRICIA SMITH, TEMPLET, TRAHAN, WHITE, WILLIAMS, WILLMOTT, AND WOOTON
AN ACT

To enact R.S. 14:75(C)(5), relative to failure to pay child support obligation; to provide for an increase in the penalty provision when the amount of support owed is more than twenty-five thousand dollars; and to provide for related matters.

HOUSE BILL NO. 93—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

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

HOUSE BILL NO. 137—

BY REPRESENTATIVE HILL
AN ACT

To enact R.S. 14:70.7, relative to misappropriation without violence; to create the crime of the unlawful production, manufacturing, distribution, or possession of fraudulent documents for identification purposes; to provide for definitions; to provide for penalties; and to provide for related matters.

HOUSE BILL NO. 155—

BY REPRESENTATIVE KATZ
AN ACT

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

HOUSE BILL NO. 192—

BY REPRESENTATIVE ARNOLD
AN ACT

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

HOUSE BILL NO. 318—

BY REPRESENTATIVES KLECKLEY, ARNOLD, AUSTIN BADON, BOBBY BADON, BARROW, BILLIOT, BURRELL, CARMODY, DANAHAY, EDWARDS, FRANKLIN, GALLOT, GEYMAN, HAZEL, HENDERSON, HINES, HONEY, MICHAEL JACKSON, JOHNSON, SAM JONES, LAFONTA, LEBAS, LEGER, MARCHAND, MONTOUCET, MORRELL, MORRIS, NORTON, PERRY, PETERSON, RICHMOND, ROY, SIMON, PATRICIA SMITH, ST. GERMAIN, TALBOT, WILLIAMS, AND WILLMOTT AND SENATOR ERDEY
AN ACT

To enact R.S. 22:215.26, relative to health insurance; to require health insurance policies, contracts, and plans, including health maintenance contracts and agreements, to provide coverage of prosthetic devices and prosthetic services; and to provide for related matters.

HOUSE BILL NO. 322—

BY REPRESENTATIVE ROSALIND JONES
AN ACT

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

HOUSE BILL NO. 402—

BY REPRESENTATIVES FOIL AND HARDY
AN ACT

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

HOUSE BILL NO. 461—

BY REPRESENTATIVE RITCHIE AND SENATOR NEVERS
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.

HOUSE BILL NO. 634—

BY REPRESENTATIVE PONTI
AN ACT

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

HOUSE BILL NO. 662—

BY REPRESENTATIVE WILLMOTT
AN ACT

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

HOUSE BILL NO. 757—

BY REPRESENTATIVES TRAHAN, ELBERT GUILLORY, HOWARD, KATZ, NORTON, AND SCHRODER AND SENATOR NEVERS
AN ACT

To amend and reenact R.S. 14:34.3(B) and 38.2(B), relative to crimes against a school teacher; to provide for penalties for the crimes of battery of and assault on a school teacher; and to provide for related matters.

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.

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.

HOUSE BILL NO. 858—

BY REPRESENTATIVE KATZ
AN ACT

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

HOUSE BILL NO. 980—

BY REPRESENTATIVE HENRY BURNS
AN ACT

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

HOUSE BILL NO. 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.

HOUSE BILL NO. 1120—

BY REPRESENTATIVE LORUSSO
AN ACT

To amend and reenact Section 2 of Act No. 38 of the First Extraordinary Session of 2006, relative to contracts let by the adjutant general and the Military Department; to extend the termination date of provisions authorizing the utilization of design-build; and to provide for related matters.

HOUSE BILL NO. 1332—

BY REPRESENTATIVE PETERSON
AN ACT

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

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.

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 AND SENATORS CASSIDY, DONAHUE, DORSEY, DUPRE, LAFLEUR, LONG, AND NEVERS
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.

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.

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.

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.

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.

HOUSE BILL NO. 266—

BY REPRESENTATIVES MILLS, ARNOLD, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, DIXON, ELLINGTON, FANNIN, GEYMAN, GISCLAIR, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HUTTER, JOHNSON, SAM JONES, KLECKLEY, LABRUZZO, LAFONTA, LEBAS, LIGI, LITTLE, LOPINTO, MARCHAND, MONICA, MONTOUCET, NORTON, NOWLIN, PERRY, PONTI, RICHARD, ROBIDEAUX, SIMON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, WADDELL, AND WOOTON AND SENATORS DUPRE, HEBERT, LAFLEUR, AND SMITH
AN ACT

To enact R.S. 56:578.14, relative to crawfish and shrimp; to provide for notice of foreign or domestic crawfish or shrimp in certain situations; to provide for penalties; and to provide for related matters.

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.

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.

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.

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.

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.

HOUSE BILL NO. 408—
BY REPRESENTATIVE HOFFMANN AND SENATOR WALSWORTH

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.

HOUSE BILL NO. 699—
BY REPRESENTATIVE ST. GERMAIN AND SENATOR DUPRE

AN ACT

To enact Subpart B-2 of Part II of Chapter 1 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:69.21 through 69.31, relative to the Wildlife Violator Compact; to provide for findings; to provide for definitions; to provide issuing citations to a resident of a participating state; to provide for home state procedures; to provide for a compact administrator; to provide for entering, amending, and withdrawal of compact; to provide for severability; and to provide for related matters.

HOUSE BILL NO. 1328—
BY REPRESENTATIVES MILLS, BOBBY BADON, GISCLAIR, AND HARRISON

AN ACT

To amend and reenact R.S. 30:83(F)(6), 84(A)(1) and (2), and 86(A) and to enact R.S. 30:83(I), relative to the Oilfield Site Restoration Law; to provide for the duties and powers of the Oilfield Site Restoration Commission and the secretary of the Department of Natural Resources; and to provide for related matters.

and asked that the President of the Senate affix his signature to the same.

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

The House Bills and Joint Resolutions contained herein were signed by the President of the Senate.

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	Martiny	Walsworth
Dupre	McPherson	

Total - 38

ABSENT

Total - 0

Adjournment

Senator Broome moved that the Senate adjourn until Wednesday, June 11, 2008, at 2:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 2:00 o'clock P.M. on Wednesday, June 11, 2008.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk

