

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

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**SIXTEENTH DAY'S PROCEEDINGS**

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

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Tuesday, May 26, 2009

The Senate was called to order at 5:40 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	Gray Evans	Mount
Adley	Guillory	Murray
Amedee	Hebert	Nevers
Appel	Heitmeier	Riser
Claitor	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	Morrell	
Gautreaux N	Morrish	
Total - 28		

**ABSENT**

Alario	Erdey	McPherson
Broome	Gautreaux B	Michot
Cheek	Jackson	Quinn
Crowe	Marionneaux	
Total - 11		

The President of the Senate announced there were 28 Senators present and a quorum.

**Prayer**

The prayer was offered by Reverend J.B. McNeal, following which the Senate joined in the Pledge of Allegiance to the flag of the United States of America.

**Reading of the Journal**

On motion of Senator Long, the reading of the Journal was dispensed with and the Journal of May 21, 2009, was adopted.

**Message from the House**

**CONCURRING IN  
SENATE CONCURRENT RESOLUTIONS**

May 21, 2009

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. 75—**  
BY SENATOR ADLEY

**A CONCURRENT RESOLUTION**

To authorize and direct the Department of Economic Development, with the assistance of the Louisiana Automobile Dealers Association, to take any and all necessary steps and actions to have General Motors and Chrysler to meet with each of their Louisiana dealerships which have been or will be advised of closure in order to permit the dealership to provide information regarding their continued operation and to extend any deadline which may have been set for such closure.

Reported with amendments.

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

**Privilege Report of the  
Legislative Bureau**

May 26, 2009

To the President and Members of the Senate:

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

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

**HOUSE BILL NO. 62—**  
BY REPRESENTATIVE BURRELL  
AN ACT

To amend and reenact R.S. 15:828(B), relative to additional good time; to provide for the awarding of one hundred eighty days of good time for satisfactory participation in approved certified treatment and rehabilitation programs; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 123—**  
BY REPRESENTATIVE WOOTON  
AN ACT

To enact R.S. 27:306(A)(5)(d), relative to video draw poker devices; to provide that the owner or lessor of a qualified truck stop facility may close the restaurant at a qualified truck stop facility during a legal holiday; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 148—**  
BY REPRESENTATIVES STIAES, ABRAMSON, EDWARDS, ERNST,  
HARDY, LEGER, RICHMOND, AND WHITE  
AN ACT

To amend and reenact Sections 23(C) and (D) and to enact Section 23(E) of Act No. 621 of the 2006 Regular Session of the Legislature as amended by Act No. 873 of the 2008 Regular Session of the Legislature, relative to the consolidation of the offices of the civil and criminal sheriffs in Orleans Parish; to provide for consolidation of the offices in 2010; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 148 by Representative Stiaes

AMENDMENT NO. 1

On page 1, line 8, following "(D)" and before "of" delete "and to enact Section 23(E)"

AMENDMENT NO. 2

On page 1, line 10, following "reenacted" and before "to read" insert "and Section 23(E) of Act No. 621 of the 2006 Regular Session of the Legislature as amended by Act. No. 873 of the 2008 Regular Session of the Legislature is hereby enacted"

**HOUSE BILL NO. 161—**

BY REPRESENTATIVE GARY SMITH  
AN ACT

To amend and reenact R.S. 15:571.4(A) and (C) and to enact R.S. 15:571.4(D), relative to forfeiture of diminution of sentence; to provide for the adoption of rules and regulations regarding the restoration of previously forfeited good time for disciplinary violations; to provide for criteria for eligibility to have previously forfeited good time restored; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 165—**

BY REPRESENTATIVES EDWARDS, ABRAMSON, CONNICK, ERNST, FOIL, FRANKLIN, HARDY, HARRISON, HINES, ROSALIND JONES, LEBAS, LEGER, MONICA, RICHMOND, SMILEY, AND WHITE  
AN ACT

To amend and reenact R.S. 29:381, relative to state war veterans hospitals and care facilities; to provide who may use the facilities; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 207—**

BY REPRESENTATIVE LEBAS  
AN ACT

To amend and reenact R.S. 40:1006(C), relative to the Prescription Monitoring Program Act; to provide the Louisiana Board of Pharmacy authority to exempt certain dispensers from the reporting of prescription monitoring information; to provide the board authorization to rescind exemptions; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 235—**

BY REPRESENTATIVES CHAMPAGNE, DOVE, AND ST. GERMAIN AND SENATORS DUPRE AND MORRISH  
AN ACT

To amend and reenact R.S. 14:108.1(A), (C), and (D)(2) and (4), relative to flight from an officer; to provide for operating a watercraft while fleeing from an officer; to provide for marked police watercraft; to provide for circumstances where human life is endangered; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 277—**

BY REPRESENTATIVE RITCHIE  
AN ACT

To amend and reenact R.S. 37:2102, 2104, 2110, and 2111, relative to sanitarians; to provide for the correction of the name of a referenced state agency; to provide for an increase in the maximum compensation a member of the Louisiana State Board of Examiners for Sanitarians may receive; to provide for the correction of statutory citations; to provide for clarification of the board's authority to issue sanitarian trainee permits; to provide for the revision of the qualifications of applicants seeking to become sanitarians; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 366—**

BY REPRESENTATIVES WOOTON, HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, AND THIBAUT AND SENATORS CROWE, DUPLESSIS, MICHOT, SMITH, AND WALSWORTH

AN ACT

To amend and reenact R.S. 15:560.1, 560.2(B)(introductory paragraph) and (1), (E), and (F), 560.3, 560.4(A), 560.5, 560.6(A), 561.2, and 561.4(A)(1) and (B)(1) and (3) and to enact R.S. 15:560.2(H) and (I) and 560.4(E), relative to sex offenders and child predators; to provide relative to the monitoring of sex offenders and predators; to provide with respect to the determination of which sex offenders are sexually violent predators and child sexual predators; to amend the provisions governing the sex offender assessment panels; to provide for definitions; to provide with respect to the membership of the sex offender assessment panels; to provide for a judicial determination following an assessment by the sex offender assessment panel; to provide for a hearing and notice thereof; to provide with respect to the effects of a determination of status as a sexually violent predator or child sexual predator; to provide with respect to supervision of such persons; to provide for criminal penalties for violations of the conditions of supervision; to provide with respect to supervised release of certain sex offenders; to require that notice be given to the sex offender of supervised release; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 366 by Representative Wooton

AMENDMENT NO. 1

On page 3, line 18, following "experience are" and before "with the" change "not incompatible" to "compatible"

AMENDMENT NO. 2

On page 4, line 18, following "child" and before "predator" insert "sexual"

**HOUSE BILL NO. 407—**

BY REPRESENTATIVES SMILEY, TUCKER, BALDONE, BILLIOT, HENRY BURNS, TIM BURNS, CARTER, CHAMPAGNE, DOVE, GISCLAIR, HARDY, HARRISON, HENDERSON, KATZ, LABRUZZO, LIGI, LOPINTO, POPE, ROY, JANE SMITH, PATRICIA SMITH, TEMPLET, AND WADDELL

AN ACT

To enact Chapter 19 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1301 through 1306, relative to boards, commissions, and like entities; to provide for a website to contain certain information concerning certain boards, commissions, and like entities; to provide for the content of the website; to provide relative to the duties and responsibilities of certain boards, commissions, and like entities concerning the website; to provide relative to the powers and duties of the commissioner of administration concerning the website; to provide relative to notice of meetings of certain boards, commissions, and like entities; to provide relative to minutes of meetings of certain boards, commissions, and like entities; to provide for electronic submission; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 432—**

BY REPRESENTATIVE BURFORD  
AN ACT

To amend and reenact R.S. 40:1300.51(3), 1300.52(D)(1), and 1300.53(C)(1) and to enact R.S. 40:1300.51(2)(n), relative to criminal history checks on nonlicensed persons and licensed ambulance personnel; to amend the definition of employer to include pediatric day health care facilities; to make all crimes reportable in background checks; to amend the provisions for waiver; to provide that certain convictions cannot be waived by an employer; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 462—**

BY REPRESENTATIVE BURRELL  
AN ACT

To amend and reenact R.S. 15:827.1(B)(5), (C)(1) and (2)(a), and (E) and to enact R.S. 15:827.1(F), relative to the reentry preparation program of the Department of Public Safety and Corrections; to provide technical changes to the law regarding reentry programs; to authorize the development of entrepreneurial education curriculum for eligible offenders; to provide for criteria for the program; to provide for eligibility of offenders to participate in the program; to provide for the adoption of rules and regulations regarding the program; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 466—**

BY REPRESENTATIVES BILLIOT, BARROW, BURFORD, DOERGE, HILL, HINES, KATZ, LABRUZZO, LEBAS, MILLS, NOWLIN, POPE, SIMON, WILLIAMS, AND WILLMOTT  
AN ACT

To amend and reenact R.S. 49:219.2(B)(1) and to enact R.S. 49:219.2(C)(6), relative to the Drug Policy Board; to provide for additional members; to provide for member designees; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 521—**

BY REPRESENTATIVE LAFONTA  
AN ACT

To enact Chapter 19 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1221 through 1223, and R.S. 36:4(AA) and 917, to create an advisory council in the governor's office to identify obstacles to the effective delivery of governmental services to Latin Americans and to make recommendations for removal of such obstacles; to provide for membership on the council; to provide for its powers and duties; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 551—**

BY REPRESENTATIVES MILLS, ABRAMSON, ARMES, AUSTINBADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CHAMPAGNE, CHANDLER, CHANEY, CORTEZ, CROMER, DIXON, DOERGE, DOVE, EDWARDS, FANNIN, GISCLAIR, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HILL, HINES, HOFFMANN, HOWARD, HUTTER, GIROD JACKSON, SAM JONES, KATZ, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LIGI, LITTLE, MONICA, MONToucET, MORRIS, NORTON, NOWLIN, PERRY, POPE, PUGH, RICHARD, RICHARDSON, ROBIDEAUX, SIMON, GARY SMITH, JANE SMITH, ST. GERMAIN, STIAES, THIBAUT, WADDELL, WILLIAMS, AND WILLMOTT  
AN ACT

To amend and reenact R.S. 40:4(A)(1)(b) and to enact R.S. 40:5.5.2 and 5.5.3, relative to seafood products; to create a seafood safety campaign regarding the risk of consumption of Chinese seafood; to grant the state health officer rulemaking authority; to encourage the labeling of certain seafood products; to encourage the posting of signs; to create the Seafood Safety Task Force; to provide for the membership of the task force; to provide for the purpose and duties of the task force; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 617—**

BY REPRESENTATIVE TALBOT  
AN ACT

To amend and reenact R.S. 29:723, 724(B), and 732, relative to price gouging during a declared state of emergency; to provide for definitions; to provide for powers of the governor; and to provide for related matters.

Reported without amendments.

**HOUSE BILL NO. 777—**

BY REPRESENTATIVE CHAMPAGNE  
AN ACT

To amend and reenact R.S. 42:1113(A)(1), relative to public servants and prohibited contractual arrangements; to authorize a municipal or parish governing authority to appoint one of its members to fill certain vacancies and to certain boards or commissions; to provide relative to the eligibility as a candidate in the next election of any governing authority member appointed to fill a vacancy; and to provide for related matters.

Reported with amendments.

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 777 by Representative Champagne

**AMENDMENT NO. 1**

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 21, 2009, on line 20, following "board" and before "provided that" delete ";" and following "provided that" delete ";"

**AMENDMENT NO. 2**

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on May 21, 2009, on line 23, following ";" and before "does" insert "and who"

Respectfully submitted,  
ROB MARIONNEAUX  
Chairman

**Adoption of Legislative Bureau Report**

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

**Introduction of Senate Resolutions**

Senator Long asked for and obtained a suspension of the rules to read Senate Resolutions a first and second time.

**SENATE RESOLUTION NO. 44—**

BY SENATOR LONG  
A RESOLUTION

To commend and recognize the occasion of sixty-five years of service by Reverend J.D. McNeal, ordained Pentecostal Minister, ministering to the spiritual needs of his extended church family and to Louisiana.

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

**SENATE RESOLUTION NO. 45—**

BY SENATOR LONG  
A RESOLUTION

To commend Mary Carmella McCart upon being named the 2009-2010 Elementary School Teacher of the Year by the Natchitoches Parish School Board.

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

**SENATE RESOLUTION NO. 46—**

BY SENATOR LONG  
A RESOLUTION

To commend J. F. "Jeff" Webb, upon being named the most worshipful grand master of the Grand Lodge of the State of Louisiana.

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

May 26, 2009

SENATE RESOLUTION NO. 47—

BY SENATOR GRAY EVANS
A RESOLUTION

To urge and request the Louisiana Student Financial Assistance Commission to study the feasibility of establishing a student loan repayment program for certain audiologists and speech-language pathologists who are employed in Louisiana's city, parish, and other local public schools.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 48—

BY SENATOR GRAY EVANS
A RESOLUTION

To urge and request the Louisiana Student Financial Assistance Commission to study the feasibility of establishing a student loan repayment program for certain school social workers who are employed in Louisiana's city, parish, and other local public schools.

The resolution was read by title and placed on the Calendar for a second reading.

SENATE RESOLUTION NO. 49—

BY SENATOR GRAY EVANS
A RESOLUTION

To commend and congratulate Blaine Robertson as the 2009 recipient of the Tom Joyner Foundation "Full Ride Scholarship."

On motion of Senator Gray Evans the resolution was read by title and adopted.

SENATE RESOLUTION NO. 50—

BY SENATOR LAFLEUR
A RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions made to the state with its history, culture, and people, and to proclaim May 27, 2009, as Tunica-Biloxi Day at the Senate.

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

Introduction of Senate Concurrent Resolutions

Senator Mount asked for and obtained a suspension of the rules to read Senate Concurrent Resolutions a first and second time.

SENATE CONCURRENT RESOLUTION NO. 77—

BY SENATOR MOUNT
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to collaborate with the Department of Education to examine the adequacy of current practices for ensuring the preventative health and well-being of adolescents in Louisiana.

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

SENATE CONCURRENT RESOLUTION NO. 78—

BY SENATOR MURRAY
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and recommend guidelines on the professional responsibilities, rights and duties of attorneys who represent fiduciaries, such as succession representatives and trustees.

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

SENATE CONCURRENT RESOLUTION NO. 79—

BY SENATOR MURRAY
A CONCURRENT RESOLUTION

To commend the North Rampart Community Center upon the occasion of its one hundredth anniversary.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. President, Adley, Alario, Amedee, Appel, Broome, Cheek, Claitor, Donahue, Dorsey, Duplessis, Dupre, Total - 34; Gautreaux N, Gray Evans, Guillory, Hebert, Heitmeier, Jackson, Kostelka, LaFleur, Long, Martiny, Michot, Morrell; Morrish, Mount, Murray, Nevers, Quinn, Riser, Shaw, Smith, Thompson, Walsworth.

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Crowe, Erdey, Total - 5; Gautreaux B, Marionneaux; McPherson.

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

Senate Bills and Joint Resolutions on Second Reading

SENATE BILL NO. 347— (Substitute of Senate Bill No. 243 by Senator Mount)

BY SENATOR MOUNT
AN ACT

To enact R.S. 14:92(E)(3), relative to delinquency; to provide for contributing to the delinquency of a juvenile; to provide for penalties; and to provide for related matters.

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

SENATE BILL NO. 348— (Substitute of Senate Bill No. 275 by Senator McPherson)

BY SENATOR MCPHERSON
AN ACT

To enact Part II-I of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2120.51 thru 2120.57, relative to employees providing nursing services; to provide for certified nurse aides in nursing facilities; to provide for state registration of certified nurse aides in nursing homes; to provide for medical staffing agencies; to provide for minimum requirements to maintain certification; to provide for rules and regulations; to provide for complaint investigations and restricted registrations; and to provide for related matters.

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

**Message from the House**

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

May 26, 2009

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. 350—**

BY REPRESENTATIVE TEMPLET  
AN ACT

To amend and reenact R.S. 33:1975(C)(2) and R.S. 40:1392(C)(2), relative to toll tags; to provide for the cost and purchase of toll tags for free passage on the Crescent City Connection Bridge; and to provide for related matters.

**HOUSE BILL NO. 859—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To enact R.S. 33:226, relative to the Central Thruway; to grant East Baton Rouge Parish the authority to name a bridge after a living person; and to provide for related matters.

**HOUSE BILL NO. 191—**

BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 56:700.13(C), relative to the Oyster Lease Damage Evaluation Board; to provide relative to selection of a biologist to survey oyster beds to determine quality, condition, and value of said beds; and to provide for related matters.

**HOUSE BILL NO. 233—**

BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 56:578.2(A)(1), relative to the Louisiana Seafood Promotion and Marketing Board; to place the board under the jurisdiction of the office of fisheries of the Department of Wildlife and Fisheries; and to provide for related matters.

**HOUSE BILL NO. 299—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 56:497(C)(1), relative to bait shrimp; to increase the fee for a bait shrimp permit; to provide for a beginning date for when bait shrimp may be taken; and to provide for related matters.

**HOUSE BILL NO. 423—**

BY REPRESENTATIVE LAMBERT  
AN ACT

To amend and reenact R.S. 49:214.24(C), relative to the coastal zone boundary; to include Ascension Parish within that zone; and to provide for related matters.

**HOUSE BILL NO. 576—**

BY REPRESENTATIVE JOHNSON  
AN ACT

To enact R.S. 17:24.3, relative to the state superintendent of education; to authorize the superintendent to set certain rates and fees for the Cecil J. Picard Educational and Recreational Center; to provide that the setting of such rates and fees by the superintendent shall be subject to approval by the State Board of Elementary and Secondary Education; and to provide for related matters.

**HOUSE BILL NO. 143—**

BY REPRESENTATIVE TALBOT  
AN ACT

To amend and reenact R.S. 47:1992(A)(1)(a) and (2), (B), and (F), relative to the inspection period for tax assessment lists in Jefferson Parish; to provide for the time period during which

assessment lists shall be open for inspection; and to provide for related matters.

**HOUSE BILL NO. 168—**

BY REPRESENTATIVE MICKEY GUILLORY  
AN ACT

To amend and reenact R.S. 40:384(16), relative to local housing authorities; to provide relative to the scope and nature of local housing authorities; and to provide for related matters.

**HOUSE BILL NO. 288—**

BY REPRESENTATIVE HAZEL  
AN ACT

To enact R.S. 33:2212(I), relative to the salaries of certain members of the Pineville police department; to require an increase in salary for certain members; to provide for the calculation of such increases; and to provide for related matters.

**HOUSE BILL NO. 501—**

BY REPRESENTATIVE HOFFMANN  
AN ACT

To enact R.S. 33:2491.4, relative to municipal fire and police civil service; to provide relative to the establishment and maintenance of promotional employment lists for the various classes of positions in the classified police service in the city of West Monroe; to provide relative to the period of time a name may remain on any such list; to provide relative to tests to determine the eligibility of applicants for entry upon any such list; and to provide for related matters.

**HOUSE BILL NO. 506—**

BY REPRESENTATIVE ERNST  
AN ACT

To enact R.S. 33:9615, relative to local ethics entities in certain municipalities; to authorize municipalities to establish an operating account for funds to be used in support of such entities; to provide relative to the maintenance of any such account; to authorize municipalities to authorize any such entity to establish an independent system of procurement procedures; and to provide for related matters.

**HOUSE BILL NO. 604—**

BY REPRESENTATIVE AUBERT  
AN ACT

To amend and reenact R.S. 33:4711, relative to surplus property of police juries; to provide for the exchange of surplus property to private persons; and to provide for related matters.

**HOUSE BILL NO. 699—**

BY REPRESENTATIVE ERNST  
AN ACT

To amend and reenact R.S. 33:9091.1(F)(2)(a), relative to the Lakeview Crime Prevention District; to provide relative to the parcel fee imposed within the district; to require the governing authority of the city of New Orleans to impose the fee on all parcels located within the district, subject to voter approval; and to provide for related matters.

**HOUSE BILL NO. 542—**

BY REPRESENTATIVE LABRUZZO  
AN ACT

To enact R.S. 56:642(C), relative to certain commercial licenses and permits issued by the Department of Wildlife and Fisheries; to provide for payment methods; to provide for rules and regulations; and to provide for related matters.

**HOUSE BILL NO. 50—**

BY REPRESENTATIVE CHAMPAGNE  
AN ACT

To enact R.S. 15:712 and 1113 and R.S. 40:2853, relative to facilities providing housing or temporary residence to individuals referred to or participating in work release programs; to provide for a limitation on the location of those facilities in relationship to schools or day care centers; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 651—**  
BY REPRESENTATIVE ARMES

AN ACT

To amend and reenact R.S. 11:1007(C) and (F), relative to the Louisiana School Employees' Retirement System; to provide relative to the reemployment of retired school bus drivers; to require the submission of certain information relative to such persons; to require certification of a school bus driver shortage by the employer; to provide for actuarial costs associated with reemploying such school bus drivers; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 712—**  
BY REPRESENTATIVE GARY SMITH

AN ACT

To enact Code of Criminal Procedure Article 202(E) and R.S. 49:251.4, relative to warrant of arrest; to provide that a justice of the peace shall not have the authority to issue a warrant for arrest unless he has received a certificate of completion for the required training course which has included education on the proper issuance of arrest warrants; to provide for the Attorney General's Arrest Warrants Course for Justices of the Peace; to require the attorney general's training course for justices of the peace to include specified subject matter areas; to provide for implementation; and to provide for related matters.

**HOUSE BILL NO. 840—**  
BY REPRESENTATIVE WHITE

AN ACT

To enact R.S. 29:727(I), relative to parish homeland security and emergency preparedness agencies; to provide for the creation of parish emergency management advisory committees; to provide for the membership of the committee; to provide for reporting procedures; and to provide for related matters.

**HOUSE BILL NO. 890— (Substitute for House Bill No. 177 by Representative Mills)**

BY REPRESENTATIVES MILLS, CHAMPAGNE, HARDY, HAZEL, LEBAS, LOPINTO, NORTON, PERRY, SCHRODER, WOOTON, ANDERS, BALDONE, BARROW, BURFORD, TIM BURNS, BURRELL, CHANDLER, CORTEZ, DIXON, DOWNS, ELLINGTON, FANNIN, GISCLAIR, HOFFMANN, HOWARD, HUTTER, KLECKLEY, LABRUZZO, LAFONTA, LIGI, LITTLE, PEARSON, RICHARDSON, RITCHIE, STIAES, TALBOT, WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 40:962.1(E), 962.1.1(F), 964(Schedule V)(E), and 1006(E) and (F), and Part X-F of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1049.1 through 1049.11 and to repeal R.S. 40:962.1.1(D) and 962.1.2, relative to nonprescription compounds, mixtures, or preparations containing ephedrine, pseudoephedrine, or phenylpropanolamine; to provide that such nonprescription compounds, mixtures, and preparations and prescription products not otherwise scheduled are Schedule V drugs; to provide for the production of a photo identification prior to the purchase of nonprescription products containing pseudoephedrine, ephedrine, and phenylpropanolamine; to require the purchaser sign a log book prior to the purchase of nonprescription products containing ephedrine, pseudoephedrine, and phenylpropanolamine; to provide for a central computer monitoring system to monitor the purchase of those products; to provide for the acquisition and implementation of the central computer monitoring system; to provide for the access to information contained in the central computer monitoring system; to provide for the sharing of that information by certain agencies; to provide with respect to funding for the central computer monitoring system; to provide limitations on the quantities of products containing pseudoephedrine, ephedrine, or phenylpropanolamine which may be sold within a specified period of time; to authorize the reporting of suspected violations of law which are discovered due to the Prescription Monitoring Program to appropriate law enforcement and prosecutorial agencies; to repeal the provision of law authorizing the secretary of the Department of Health and Hospitals to exempt certain products containing ephedrine, pseudoephedrine, and phenylpropanolamine from sales and possession restrictions if determined not to be used in the

manufacture or production of methamphetamines; to repeal conflicting provisions of law regarding the purchase of products containing ephedrine, pseudoephedrine, and phenylpropanolamine; to provide for definitions; to repeal provisions of law providing for certain dosage forms containing ephedrine, pseudoephedrine, and phenylpropanolamine from sales restrictions; to provide for legislative findings; to provide for a limitation of liability; to provide for a defense for certain violations of the Uniform Controlled Substances Law; and to provide for related matters.

**HOUSE BILL NO. 766—**  
BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact R.S. 33:9091.6, relative to the Upper Hurstville Security District; to provide relative to the purpose, governance, powers, and duties of the district; to provide relative to the funding of the district, including the levy of a parcel fee; to provide for the merger of the district or a part thereof with another district or a part thereof; to provide for indemnification and exculpation of board members; and to provide for related matters.

**HOUSE BILL NO. 821—**  
BY REPRESENTATIVES CARTER, HENRY BURNS, CHAMPAGNE, CORTEZ, FOIL, LITTLE, PUGH, ROBIDEAUX, SIMON, SMILEY, AND JANE SMITH AND SENATORS CROWE, DUPLESSIS, MICHOT, SMITH, AND WALSWORTH

AN ACT

To enact R.S. 17:7(2)(f), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to provide for the use of certain funding by public school boards provided through the minimum foundation program formula; to provide reporting requirements; to provide guidelines and standards for such reports; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 771—**  
BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 17:1871(C), relative to the Board of Supervisors of Community and Technical Colleges; to authorize the board to set a uniform tuition amount for online courses offered by public postsecondary education institutions under its jurisdiction; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 163—**  
BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 47:305.56, relative to sales and use tax; to provide relative to the state sales and use tax exemption on the purchases of certain off-road vehicles; to delete certain requirements; to provide for 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  
on First Reading**

Senator Nevers asked for and obtained a suspension of the rules to read House Bills and Joint Resolutions a first and second time by title and refer them to Committee.

**HOUSE BILL NO. 50—**  
BY REPRESENTATIVE CHAMPAGNE

AN ACT

To enact R.S. 15:712 and 1113 and R.S. 40:2853, relative to facilities providing housing or temporary residence to individuals referred to or participating in work release programs; to provide for a limitation on the location of those facilities in relationship to schools or day care centers; 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 Judiciary B.

**HOUSE BILL NO. 143—**  
BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 47:1992(A)(1)(a) and (2), (B), and (F), relative to the inspection period for tax assessment lists in Jefferson Parish; to provide for the time period during which assessment lists shall be open for inspection; and to provide for related matters.

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

**HOUSE BILL NO. 163—**  
BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 47:305.56, relative to sales and use tax; to provide relative to the state sales and use tax exemption on the purchases of certain off-road vehicles; to delete certain requirements; to provide for an effective date; and to provide for related matters.

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

**HOUSE BILL NO. 168—**  
BY REPRESENTATIVE MICKEY GUILLORY

AN ACT

To amend and reenact R.S. 40:384(16), relative to local housing authorities; to provide relative to the scope and nature of local housing authorities; and to provide for related matters.

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

**HOUSE BILL NO. 191—**  
BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 56:700.13(C), relative to the Oyster Lease Damage Evaluation Board; to provide relative to selection of a biologist to survey oyster beds to determine quality, condition, and value of said beds; and to provide for related matters.

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

**HOUSE BILL NO. 233—**  
BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 56:578.2(A)(1), relative to the Louisiana Seafood Promotion and Marketing Board; to place the board under the jurisdiction of the office of fisheries of the Department of Wildlife and Fisheries; and to provide for related matters.

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

**HOUSE BILL NO. 288—**  
BY REPRESENTATIVE HAZEL

AN ACT

To enact R.S. 33:2212(I), relative to the salaries of certain members of the Pineville police department; to require an increase in salary for certain members; to provide for the calculation of such increases; and to provide for related matters.

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

**HOUSE BILL NO. 299—**  
BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:497(C)(1), relative to bait shrimp; to increase the fee for a bait shrimp permit; to provide for a beginning date for when bait shrimp may be taken; and to provide for related matters.

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

**HOUSE BILL NO. 350—**  
BY REPRESENTATIVE TEMPLET

AN ACT

To amend and reenact R.S. 33:1975(C)(2) and R.S. 40:1392(C)(2), relative to toll tags; to provide for the cost and purchase of toll tags for free passage on the Crescent City Connection Bridge; and to provide for related matters.

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

**HOUSE BILL NO. 423—**  
BY REPRESENTATIVE LAMBERT

AN ACT

To amend and reenact R.S. 49:214.24(C), relative to the coastal zone boundary; to include Ascension Parish within that zone; and to provide for related matters.

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

**HOUSE BILL NO. 501—**  
BY REPRESENTATIVE HOFFMANN

AN ACT

To enact R.S. 33:2491.4, relative to municipal fire and police civil service; to provide relative to the establishment and maintenance of promotional employment lists for the various classes of positions in the classified police service in the city of West Monroe; to provide relative to the period of time a name may remain on any such list; to provide relative to tests to determine the eligibility of applicants for entry upon any such list; and to provide for related matters.

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

**HOUSE BILL NO. 506—**  
BY REPRESENTATIVE ERNST

AN ACT

To enact R.S. 33:9615, relative to local ethics entities in certain municipalities; to authorize municipalities to establish an operating account for funds to be used in support of such entities; to provide relative to the maintenance of any such account; to authorize municipalities to authorize any such entity to establish an independent system of procurement procedures; and to provide for related matters.

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

**HOUSE BILL NO. 542—**  
BY REPRESENTATIVE LABRUZZO

AN ACT

To enact R.S. 56:642(C), relative to certain commercial licenses and permits issued by the Department of Wildlife and Fisheries; to provide for payment methods; to provide for rules and regulations; and to provide for related matters.

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

**HOUSE BILL NO. 576—**

BY REPRESENTATIVE JOHNSON  
AN ACT

To enact R.S. 17:24.3, relative to the state superintendent of education; to authorize the superintendent to set certain rates and fees for the Cecil J. Picard Educational and Recreational Center; to provide that the setting of such rates and fees by the superintendent shall be subject to approval by the State Board of Elementary and Secondary Education; and to provide for related matters.

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

**HOUSE BILL NO. 604—**

BY REPRESENTATIVE AUBERT  
AN ACT

To amend and reenact R.S. 33:4711, relative to surplus property of police juries; to provide for the exchange of surplus property to private persons; and to provide for related matters.

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

**HOUSE BILL NO. 651—**

BY REPRESENTATIVE ARMES  
AN ACT

To amend and reenact R.S. 11:1007(C) and (F), relative to the Louisiana School Employees' Retirement System; to provide relative to the reemployment of retired school bus drivers; to require the submission of certain information relative to such persons; to require certification of a school bus driver shortage by the employer; to provide for actuarial costs associated with reemploying such school bus drivers; 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 Retirement.

**HOUSE BILL NO. 699—**

BY REPRESENTATIVE ERNST  
AN ACT

To amend and reenact R.S. 33:9091.1(F)(2)(a), relative to the Lakeview Crime Prevention District; to provide relative to the parcel fee imposed within the district; to require the governing authority of the city of New Orleans to impose the fee on all parcels located within the district, subject to voter approval; and to provide for related matters.

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

**HOUSE BILL NO. 712—**

BY REPRESENTATIVE GARY SMITH  
AN ACT

To enact Code of Criminal Procedure Article 202(E) and R.S. 49:251.4, relative to warrant of arrest; to provide that a justice of the peace shall not have the authority to issue a warrant for arrest unless he has received a certificate of completion for the required training course which has included education on the proper issuance of arrest warrants; to provide for the Attorney General's Arrest Warrants Course for Justices of the Peace; to require the attorney general's training course for justices of the peace to include specified subject matter areas; to provide for implementation; 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. 766—**

BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 33:9091.6, relative to the Upper Hurstville Security District; to provide relative to the purpose, governance, powers, and duties of the district; to provide relative to the funding of the district, including the levy of a

parcel fee; to provide for the merger of the district or a part thereof with another district or a part thereof; to provide for indemnification and exculpation of board members; and to provide for related matters.

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

**HOUSE BILL NO. 771—**

BY REPRESENTATIVE HUTTER  
AN ACT

To enact R.S. 17:1871(C), relative to the Board of Supervisors of Community and Technical Colleges; to authorize the board to set a uniform tuition amount for online courses offered by public postsecondary education institutions under its jurisdiction; to provide for effectiveness; and to provide for related matters.

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

**HOUSE BILL NO. 821—**

BY REPRESENTATIVES CARTER, HENRY BURNS, CHAMPAGNE, CORTEZ, FOIL, LITTLE, PUGH, ROBIDEAUX, SIMON, SMILEY, AND JANE SMITH AND SENATORS CROWE, DUPLESSIS, MICHOT, SMITH, AND WALSWORTH

AN ACT

To enact R.S. 17:7(2)(f), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to provide for the use of certain funding by public school boards provided through the minimum foundation program formula; to provide reporting requirements; to provide guidelines and standards for such reports; to provide for effectiveness; and to provide for related matters.

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

**HOUSE BILL NO. 840—**

BY REPRESENTATIVE WHITE  
AN ACT

To enact R.S. 29:727(I), relative to parish homeland security and emergency preparedness agencies; to provide for the creation of parish emergency management advisory committees; to provide for the membership of the committee; to provide for reporting procedures; 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. 859—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To enact R.S. 33:226, relative to the Central Thruway; to grant East Baton Rouge Parish the authority to name a bridge after a living person; and to provide for related matters.

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

**HOUSE BILL NO. 890— (Substitute for House Bill No. 177 by Representative Mills)**

BY REPRESENTATIVES MILLS, CHAMPAGNE, HARDY, HAZEL, LEBAS, LOPINTO, NORTON, PERRY, SCHRODER, WOOTON, ANDERS, BALDONE, BARROW, BURFORD, TIM BURNS, BURRELL, CHANDLER, CORTEZ, DIXON, DOWNS, ELLINGTON, FANNIN, GISCLAIR, HOFFMANN, HOWARD, HUTTER, KLECKLEY, LABRUZZO, LAFONTA, LIGI, LITTLE, PEARSON, RICHARDSON, RITCHIE, STIAES, TALBOT, WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 40:962.1(E), 962.1.1(F), 964(Schedule V)(E), and 1006(E) and (F), and Part X-F of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1049.1 through 1049.11 and to repeal R.S. 40:962.1.1(D) and 962.1.2, relative to nonprescription compounds, mixtures, or preparations containing ephedrine, pseudoephedrine, or phenylpropanolamine; to provide that such nonprescription compounds, mixtures, and preparations and prescription products not otherwise scheduled are Schedule V drugs; to



provide for the production of a photo identification prior to the purchase of nonprescription products containing pseudoephedrine, ephedrine, and phenylpropanolamine; to require the purchaser sign a log book prior to the purchase of nonprescription products containing ephedrine, pseudoephedrine, and phenylpropanolamine; to provide for a central computer monitoring system to monitor the purchase of those products; to provide for the acquisition and implementation of the central computer monitoring system; to provide for the access to information contained in the central computer monitoring system; to provide for the sharing of that information by certain agencies; to provide with respect to funding for the central computer monitoring system; to provide limitations on the quantities of products containing pseudoephedrine, ephedrine, or phenylpropanolamine which may be sold within a specified period of time; to authorize the reporting of suspected violations of law which are discovered due to the Prescription Monitoring Program to appropriate law enforcement and prosecutorial agencies; to repeal the provision of law authorizing the secretary of the Department of Health and Hospitals to exempt certain products containing ephedrine, pseudoephedrine, and phenylpropanolamine from sales and possession restrictions if determined not to be used in the manufacture or production of methamphetamines; to repeal conflicting provisions of law regarding the purchase of products containing ephedrine, pseudoephedrine, and phenylpropanolamine; to provide for definitions; to repeal provisions of law providing for certain dosage forms containing ephedrine, pseudoephedrine, and phenylpropanolamine from sales restrictions; to provide for legislative findings; to provide for a limitation of liability; to provide for a defense for certain violations of the Uniform Controlled Substances Law; and to provide for related matters.

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

### Message from the House

#### ASKING CONCURRENCE IN HOUSE CONCURRENT RESOLUTIONS

May 26, 2009

To the Honorable President and Members of the Senate:

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

#### HOUSE CONCURRENT RESOLUTION NO. 161— BY REPRESENTATIVE BROSETT

##### A CONCURRENT RESOLUTION

To urge and request the attorney general to develop a comprehensive, coordinated effort to combat gang activity in this state.

#### HOUSE CONCURRENT RESOLUTION NO. 155— BY REPRESENTATIVE HARRISON

##### A CONCURRENT RESOLUTION

To urge and request the Louisiana Housing Finance Agency to develop a mortgage recovery plan providing for state management of troubled mortgages and requesting federal stimulus money to finance the plan, and to submit the plan to the United States Department of Housing and Urban Development.

#### HOUSE CONCURRENT RESOLUTION NO. 156— BY REPRESENTATIVE LAFONTA

##### A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, office of public health, to study the feasibility of requiring retail establishments in low-income areas to provide clean, safe, and healthy shopping environments.

#### HOUSE CONCURRENT RESOLUTION NO. 157— BY REPRESENTATIVES BALDONE AND GARY SMITH

##### A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Enola Tauzin of Chackbay.

#### HOUSE CONCURRENT RESOLUTION NO. 158— BY REPRESENTATIVES ROY, DIXON, AND HAZEL AND SENATOR MCPHERSON

##### A CONCURRENT RESOLUTION

To commend Rapides Parish upon winning the Fifteenth Annual Elementary Championship Fitness Meet of the Governor's Games sponsored by the Governor's Council on Physical Fitness and Sports.

#### HOUSE CONCURRENT RESOLUTION NO. 49— BY REPRESENTATIVES RICHARDSON AND ST. GERMAIN

##### A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study the possibility of requiring all persons aboard a vessel to wear a personal flotation device.

#### HOUSE CONCURRENT RESOLUTION NO. 52— BY REPRESENTATIVE ST. GERMAIN

##### A CONCURRENT RESOLUTION

To approve the Atchafalaya Basin Annual Plan, as adopted by the Atchafalaya Basin Research and Promotion Board.

#### HOUSE CONCURRENT RESOLUTION NO. 89— BY REPRESENTATIVE BARROW

##### A CONCURRENT RESOLUTION

To urge and request all civil service systems in the state to utilize electronic testing procedures for applicants for classified positions and to report to the legislature by February 1, 2010, on progress towards implementing such procedures.

#### HOUSE CONCURRENT RESOLUTION NO. 90— BY REPRESENTATIVE BILLIOT

##### A CONCURRENT RESOLUTION

To adopt Joint Rule No. 21 of the Joint Rules of the Senate and House of Representatives to provide for electronic notification of instruments referred to committees.

#### HOUSE CONCURRENT RESOLUTION NO. 98— BY REPRESENTATIVES DANAHAY, BARRAS, CONNICK, RICHARD, AND WADDELL

##### A CONCURRENT RESOLUTION

To call upon the Department of State Civil Service to develop and implement a reporting system for all state departments and agencies to furnish the department certain information concerning the use of the Performance Planning and Review (PPR) system and pay increases for employees and to submit a report thereon to the legislature and certain committees thereof and also to direct all state departments and agencies to submit information to the Department of State Civil Service necessary for completion of such report.

#### HOUSE CONCURRENT RESOLUTION NO. 100— BY REPRESENTATIVE DIXON

##### A CONCURRENT RESOLUTION

To urge and request the Department of State Civil Service to study and the State Civil Service Commission to consider imposing time limits within which an appointing authority must conduct an investigation of an employee and take disciplinary action against the employee or lose the right to do so.

#### HOUSE CONCURRENT RESOLUTION NO. 105— BY REPRESENTATIVE DOVE

##### A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources, with assistance and input from the Department of Wildlife and Fisheries, to study the issues involved with the use of articulated concrete mats to protect underwater exposed or shallow pipelines.

**HOUSE CONCURRENT RESOLUTION NO. 76—**  
BY REPRESENTATIVE HARRISON  
A CONCURRENT RESOLUTION

To urge and request the attorney general to study the training requirements for justices of the peace who have attained the age of seventy and consider a reduction or elimination of such training requirements.

**HOUSE CONCURRENT RESOLUTION NO. 114—**  
BY REPRESENTATIVE PONTI  
A CONCURRENT RESOLUTION

To request the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to meet and function as a joint committee to study and make recommendations with respect to issues relating to the Louisiana State Plumbing Code and the adoption of the International Plumbing Code.

**HOUSE CONCURRENT RESOLUTION NO. 103—**  
BY REPRESENTATIVE TALBOT  
A CONCURRENT RESOLUTION

To urge and request the Department of Insurance to study the disparities in the amounts of co-payments between orally and intravenously administered chemotherapy medications.

**HOUSE CONCURRENT RESOLUTION NO. 107—**  
BY REPRESENTATIVES TUCKER, BURFORD, DOERGE, HILL, HINES, KATZ, LABRUZZO, NOWLIN, POPE, AND SIMON  
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals to study whether Louisiana health care providers should be mandated to adopt the Vista electronic medical record system technology utilized by the United States Department of Veterans Affairs.

**HOUSE CONCURRENT RESOLUTION NO. 115—**  
BY REPRESENTATIVES ROSALIND JONES AND BALDONE  
A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to study all aspects of the laws regarding discovery in criminal cases, and report its findings and make specific recommendations for legislation to the House of Representatives prior to the convening of the 2011 Regular Session of the Legislature of Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 109—**  
BY REPRESENTATIVE CHANDLER  
A CONCURRENT RESOLUTION

To urge and request support and assistance in providing funding for the Wood to Electricity Program being developed by the Wood Products Development Foundation.

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

To memorialize the United States Congress to provide funding for the Louisiana University of Medical Sciences, Inc., College of Primary Care Medicine.

**HOUSE CONCURRENT RESOLUTION NO. 141—**  
BY REPRESENTATIVE PATRICIA SMITH  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health and Hospitals to develop a plan to provide technical assistance to health care providers on becoming a qualified Program of All-Inclusive Care for the Elderly provider.

**HOUSE CONCURRENT RESOLUTION NO. 143—**  
BY REPRESENTATIVE GARY SMITH AND SENATOR CHAISSON  
A CONCURRENT RESOLUTION

To commend the Destrehan High School Wildcats upon winning the 2008 Class 5A state football championship.

**HOUSE CONCURRENT RESOLUTION NO. 144—**  
BY REPRESENTATIVE HARDY  
A CONCURRENT RESOLUTION

To commend Beryl Shipley and to welcome him to the Legislature of Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 145—**  
BY REPRESENTATIVE MONTOUCKET  
A CONCURRENT RESOLUTION

To urge and request the state fire marshal to study and report the feasibility of requiring sprinkler systems in residential homes.

**HOUSE CONCURRENT RESOLUTION NO. 146—**  
BY REPRESENTATIVE JOHNSON  
A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions to the state and to proclaim Wednesday, May 27, 2009, as Tunica-Biloxi Day.

**HOUSE CONCURRENT RESOLUTION NO. 148—**  
BY REPRESENTATIVE BALDONE  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to address the problem of hypoxia in the Gulf of Mexico.

**HOUSE CONCURRENT RESOLUTION NO. 149—**  
BY REPRESENTATIVE BALDONE  
A CONCURRENT RESOLUTION

To urge and request the governing authority of each public elementary and secondary school which has not yet done so to develop and implement a comprehensive anti-harassment, intimidation, and bullying program, which includes training of all school employees on addressing aggressive student behavior and the formation of a task force that includes parents, students, counselors, and school personnel to address related issues.

**HOUSE CONCURRENT RESOLUTION NO. 150—**  
BY REPRESENTATIVE RICHMOND  
A CONCURRENT RESOLUTION

To urge and request the New Orleans City Council to adopt an ordinance banning the possession and sale of assault weapons in the city of New Orleans.

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

**House Concurrent Resolutions**

Senator Mount asked for and obtained a suspension of the rules to read House Concurrent Resolutions a first and second time.

**HOUSE CONCURRENT RESOLUTION NO. 49—**  
BY REPRESENTATIVES RICHARDSON AND ST. GERMAIN  
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study the possibility of requiring all persons aboard a vessel to wear a personal flotation device.

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

**HOUSE CONCURRENT RESOLUTION NO. 52—**  
BY REPRESENTATIVE ST. GERMAIN  
A CONCURRENT RESOLUTION

To approve the Atchafalaya Basin Annual Plan, as adopted by the Atchafalaya Basin Research and Promotion Board.

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

**HOUSE CONCURRENT RESOLUTION NO. 76—**

BY REPRESENTATIVE HARRISON  
A CONCURRENT RESOLUTION

To urge and request the attorney general to study the training requirements for justices of the peace who have attained the age of seventy and consider a reduction or elimination of such training requirements.

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

**HOUSE CONCURRENT RESOLUTION NO. 89—**

BY REPRESENTATIVE BARROW  
A CONCURRENT RESOLUTION

To urge and request all civil service systems in the state to utilize electronic testing procedures for applicants for classified positions and to report to the legislature by February 1, 2010, on progress towards implementing such procedures.

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

**HOUSE CONCURRENT RESOLUTION NO. 90—**

BY REPRESENTATIVE BILLIOT  
A CONCURRENT RESOLUTION

To adopt Joint Rule No. 21 of the Joint Rules of the Senate and House of Representatives to provide for electronic notification of instruments referred to committees.

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

**HOUSE CONCURRENT RESOLUTION NO. 98—**

BY REPRESENTATIVES DANAHAY, BARRAS, CONNICK, RICHARD,  
AND WADDELL  
A CONCURRENT RESOLUTION

To call upon the Department of State Civil Service to develop and implement a reporting system for all state departments and agencies to furnish the department certain information concerning the use of the Performance Planning and Review (PPR) system and pay increases for employees and to submit a report thereon to the legislature and certain committees thereof and also to direct all state departments and agencies to submit information to the Department of State Civil Service necessary for completion of such report.

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

**HOUSE CONCURRENT RESOLUTION NO. 100—**

BY REPRESENTATIVE DIXON  
A CONCURRENT RESOLUTION

To urge and request the Department of State Civil Service to study and the State Civil Service Commission to consider imposing time limits within which an appointing authority must conduct an investigation of an employee and take disciplinary action against the employee or lose the right to do so.

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

**HOUSE CONCURRENT RESOLUTION NO. 103—**

BY REPRESENTATIVE TALBOT  
A CONCURRENT RESOLUTION

To urge and request the Department of Insurance to study the disparities in the amounts of co-payments between orally and intravenously administered chemotherapy medications.

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

**HOUSE CONCURRENT RESOLUTION NO. 105—**

BY REPRESENTATIVE DOVE  
A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources, with assistance and input from the Department of Wildlife and Fisheries, to study the issues involved with the use of articulated concrete mats to protect underwater exposed or shallow pipelines.

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

**HOUSE CONCURRENT RESOLUTION NO. 107—**

BY REPRESENTATIVES TUCKER, BURFORD, DOERGE, HILL, HINES,  
KATZ, LABRUZZO, NOWLIN, POPE, AND SIMON  
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals to study whether Louisiana health care providers should be mandated to adopt the VistA electronic medical record system technology utilized by the United States Department of Veterans Affairs.

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

**HOUSE CONCURRENT RESOLUTION NO. 109—**

BY REPRESENTATIVE CHANDLER  
A CONCURRENT RESOLUTION

To urge and request support and assistance in providing funding for the Wood to Electricity Program being developed by the Wood Products Development Foundation.

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

**HOUSE CONCURRENT RESOLUTION NO. 114—**

BY REPRESENTATIVE PONTI  
A CONCURRENT RESOLUTION

To request the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to meet and function as a joint committee to study and make recommendations with respect to issues relating to the Louisiana State Plumbing Code and the adoption of the International Plumbing Code.

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

**HOUSE CONCURRENT RESOLUTION NO. 115—**

BY REPRESENTATIVES ROSALIND JONES AND BALDONE  
A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to study all aspects of the laws regarding discovery in criminal cases, and report its findings and make specific recommendations for legislation to the House of Representatives prior to the convening of the 2011 Regular Session of the Legislature of Louisiana.

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

**HOUSE CONCURRENT RESOLUTION NO. 139—**

BY REPRESENTATIVE TUCKER  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to provide funding for the Louisiana University of Medical Sciences, Inc., College of Primary Care Medicine.

The resolution was read by title and placed on the Calendar for a second reading.

May 26, 2009

**HOUSE CONCURRENT RESOLUTION NO. 141—**  
BY REPRESENTATIVE PATRICIA SMITH  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Health and Hospitals to develop a plan to provide technical assistance to health care providers on becoming a qualified Program of All-Inclusive Care for the Elderly provider.

The resolution was read by title and placed on the Calendar for a second reading.

**HOUSE CONCURRENT RESOLUTION NO. 143—**  
BY REPRESENTATIVE GARY SMITH AND SENATOR CHAISSON  
A CONCURRENT RESOLUTION

To commend the Destrehan High School Wildcats upon winning the 2008 Class 5A state football championship.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Morrell
Adley	Gautreaux N	Morrish
Alario	Gray Evans	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	Michot	

Total - 35

**NAYS**

Total - 0

**ABSENT**

Crowe	Marionneau
Gautreaux B	McPherson

Total - 4

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

**HOUSE CONCURRENT RESOLUTION NO. 144—**  
BY REPRESENTATIVE HARDY  
A CONCURRENT RESOLUTION

To commend Beryl Shipley and to welcome him to the Legislature of Louisiana.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Michot
Adley	Erdey	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw

Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth

Total - 36

**NAYS**

Total - 0

**ABSENT**

Gautreaux B	Marionneau	McPherson
-------------	------------	-----------

Total - 3

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

**HOUSE CONCURRENT RESOLUTION NO. 145—**  
BY REPRESENTATIVE MONTOUCKET  
A CONCURRENT RESOLUTION

To urge and request the state fire marshal to study and report the feasibility of requiring sprinkler systems in residential homes.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Michot
Adley	Erdey	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth

Total - 36

**NAYS**

Total - 0

**ABSENT**

Gautreaux B	Marionneau	McPherson
-------------	------------	-----------

Total - 3

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

**HOUSE CONCURRENT RESOLUTION NO. 146—**  
BY REPRESENTATIVE JOHNSON  
A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions to the state and to proclaim Wednesday, May 27, 2009, as Tunica-Biloxi Day.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Michot
Adley	Erdey	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount

Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Gautreaux B	Marionneaux	McPherson
Total - 3		

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

**HOUSE CONCURRENT RESOLUTION NO. 148—**  
BY REPRESENTATIVE BALDONE

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to address the problem of hypoxia in the Gulf of Mexico.

The resolution was read by title and placed on the Calendar for a second reading.

**HOUSE CONCURRENT RESOLUTION NO. 149—**  
BY REPRESENTATIVE BALDONE

A CONCURRENT RESOLUTION

To urge and request the governing authority of each public elementary and secondary school which has not yet done so to develop and implement a comprehensive anti-harassment, intimidation, and bullying program, which includes training of all school employees on addressing aggressive student behavior and the formation of a task force that includes parents, students, counselors, and school personnel to address related issues.

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

**HOUSE CONCURRENT RESOLUTION NO. 150—**  
BY REPRESENTATIVE RICHMOND

A CONCURRENT RESOLUTION

To urge and request the New Orleans City Council to adopt an ordinance banning the possession and sale of assault weapons in the city of New Orleans.

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

**HOUSE CONCURRENT RESOLUTION NO. 155—**  
BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Housing Finance Agency to develop a mortgage recovery plan providing for state management of troubled mortgages and requesting federal stimulus money to finance the plan, and to submit the plan to the United States Department of Housing and Urban Development.

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

**HOUSE CONCURRENT RESOLUTION NO. 156—**  
BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, office of public health, to study the feasibility of requiring retail establishments in low-income areas to provide clean, safe, and healthy shopping environments.

The resolution was read by title and placed on the Calendar for a second reading.

**HOUSE CONCURRENT RESOLUTION NO. 157—**  
BY REPRESENTATIVES BALDONE AND GARY SMITH  
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Enola Tauzin of Chackbay.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dupre	Michot
Adley	Erdey	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Total - 36		

NAYS

Total - 0

ABSENT

Gautreaux B	Marionneaux	McPherson
Total - 3		

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

**HOUSE CONCURRENT RESOLUTION NO. 158—**  
BY REPRESENTATIVES ROY, DIXON, AND HAZEL AND SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To commend Rapides Parish upon winning the Fifteenth Annual Elementary Championship Fitness Meet of the Governor's Games sponsored by the Governor's Council on Physical Fitness and Sports.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Adley	Gautreaux N	Morrish
Alario	Gray Evans	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	Michot	
Total - 35		

NAYS

Total - 0

May 26, 2009

ABSENT

Crowe
Gautreaux B
Total - 4

Marionneaux
McPherson

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

HOUSE CONCURRENT RESOLUTION NO. 161—
BY REPRESENTATIVE BROSSETT

A CONCURRENT RESOLUTION

To urge and request the attorney general to develop a comprehensive, coordinated effort to combat gang activity in this state.

The resolution was read by title and placed on the Calendar for a second reading.

House Concurrent Resolutions on Second Reading

HOUSE CONCURRENT RESOLUTION NO. 132—
BY REPRESENTATIVE MONTOUCET

A CONCURRENT RESOLUTION

To urge and request the city of Rayne and the state of Louisiana to continue to study the feasibility of construction of an additional interchange along Interstate 10 at Louisiana Highway 98 in Acadia Parish.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Dupre Michot
Adley Erdey Morrell
Alario Gautreaux N Morrish
Amedee Gray Evans Mount
Appel Guillory Murray
Broome Hebert Nevers
Cheek Heitmeier Quinn
Claitor Jackson Riser
Crowe Kostelka Shaw
Donahue LaFleur Smith
Dorsey Long Thompson
Duplessis Martiny Walsworth
Total - 36

NAYS

Total - 0

ABSENT

Gautreaux B Marionneaux McPherson
Total - 3

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

LOCAL AND MUNICIPAL AFFAIRS

Senator Cheryl Artise Gray Evans, Chairman on behalf of the Committee on Local and Municipal Affairs, submitted the following report:

May 21, 2009

To the President and Members of the Senate:

I am directed by your Committee on Local and Municipal Affairs to submit the following report:

SENATE BILL NO. 23—
BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 33:9097.1(F)(1) and (F)(3)(b), relative to neighborhood improvement districts; to provide relative to the Concord Estates Crime Prevention District; to increase the parcel fee; to extend the term of the imposition of the parcel fee; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 32—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 15:1098.7(D), relative to the authority of the governing authority of the parish of St. John the Baptist to expend an annual tax of one mill for a period of twenty years to fund the cost of housing juveniles; to permit the expenditure of such funds on hand and to be received for operation and maintenance cost and for construction and/or renovation of a facility to house the juvenile probation officers, judges, counselors, and other personnel associated with juvenile services; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 75—
BY SENATOR MURRAY

AN ACT

To enact R.S. 33:108.1, relative to the physical development of parishes and municipalities, to provide for voter approval of any master plan which has the force of law in Orleans Parish; to provide that voter approval must be obtained prior to implementation of the master plan; to provide for a definition; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 144—
BY SENATOR DUPLESSIS

AN ACT

To enact Chapter 30-B of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9100.31 through 9100.43, relative to New Orleans; to establish and provide for the membership, duties, powers, and functions of the Lower Ninth Ward Neighborhood Advisory Commission; and to provide for related matters.

Reported by substitute.

SENATE BILL NO. 149—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:2244, relative to redemptions; to provide for actual costs incurred by a political subdivision; to provide for the imposition of a fee for preparation of redemption certificates; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 162—
BY SENATOR MARIONNEAUX

AN ACT

To provide for the continuation of parishwide economic development districts; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 167—**  
BY SENATOR GRAY

AN ACT

To amend and reenact R.S. 49:220.5(A)(2), relative to the Louisiana Recovery Authority; to provide relative to housing for victims of disasters; to require funding for emergency rental assistance; to provide for effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 256—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 25:799(D)(2)(b), and to enact R.S. 25:799(I), (J), and (K), relative to the French Quarter-Marigny Historic Area Management District; to provide relative to powers; to authorize the levying of taxes and parcel fees; to provide for a budget; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 304—**  
BY SENATOR HEBERT AND REPRESENTATIVES BARRAS,  
CHAMPAGNE, SAM JONES, MILLS, MONTOUCET AND PERRY

AN ACT

To increase the representation of local elected officials on policy boards and other committees of metropolitan planning organizations; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
CHERYL ARTISE GRAY EVANS  
Chairman

**REPORT OF COMMITTEE ON**

**TRANSPORTATION, HIGHWAYS AND  
PUBLIC WORKS**

Senator William Joseph McPherson, Jr., Chairman on behalf of the Committee on Transportation, Highways and Public Works, submitted the following report:

May 21, 2009

To the President and Members of the Senate:

I am directed by your Committee on Transportation, Highways and Public Works to submit the following report:

**SENATE BILL NO. 134—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b)(ii)(aa) and (3)(c)(ii), relative to public contracts; to require that the bid form include evidence of compliance with the agency's disadvantaged business enterprise program; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 229—**  
BY SENATOR GRAY EVANS

AN ACT

To amend and reenact R.S. 32:403, the introductory paragraph of 412.1(A), 413(B), and 40:1321(C); to enact R.S. 32:412(J), 412.1(D), and 429(C), relative to motor vehicles; to provide an exemption for the payment of fees and handling charges for state issued driver's licenses and identification cards to children who are in the care, custody, or guardianship of the office of community services; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 313—**  
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 32:661(A)(2)(b) and 681(C), and R.S. 33:1562(B) and 1563(B)(3) and to enact R.S. 32:154, relative to the Open Roads Law; to prohibit coroners and their designees from attending certain accident scenes; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 19—**

BY REPRESENTATIVE GISCLAIR AND SENATOR DUPRE  
AN ACT

To amend and reenact R.S. 34:1651(F), relative to the Greater Lafourche Port Commission; to increase the per diem amount for commission members; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 74—**

BY REPRESENTATIVE WADDELL  
AN ACT

To amend and reenact R.S. 48:1671(C)(1), relative to the Southern Rapid Rail Transit Commission; to change the name of the commission; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 355—**

BY REPRESENTATIVE WADDELL  
AN ACT

To amend and reenact R.S. 32:408(B)(2)(a)(ii), relative to Class "A" commercial driver's licenses; to provide a tractor-trailer combination gross vehicle weight rating; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 442—**

BY REPRESENTATIVE SMILEY  
AN ACT

To amend and reenact R.S. 49:308.3(D), to enact R.S. 32:402.3, and to repeal R.S. 17:282, relative to the Motorcycle Safety, Awareness, and Operator Training Program; to transfer administration of the Motorcycle Safety, Awareness, and Operator Training Program to the Department of Public Safety and Corrections; and to provide for related matters.

Reported with amendments.

**HOUSE BILL NO. 490—**

BY REPRESENTATIVE PETERSON AND SENATOR GRAY EVANS  
AN ACT

To amend and reenact R.S. 47:463.103, relative to motor vehicle prestige license plates; to provide for the Louisiana Delta Sigma Theta Sorority, Inc., prestige license plate; to provide for the issuance; to provide for the color and design; to provide relative to the fees; to provide for the use of such fees; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 522—**

BY REPRESENTATIVES BOBBY BADON, ARMES, AUBERT, BILLIOT,  
HENRY BURNS, DIXON, GISCLAIR, GUINN, HOWARD, SAM JONES,  
MONTOUCET, AND POPE  
AN ACT

To enact R.S. 47:463.139, relative to motor vehicle special prestige license plates; to provide for the creation and issuance of such plates; to provide for the design of such plates; to provide relative to the fee and application of the fee for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

Reported with amendments.

May 26, 2009

**HOUSE BILL NO. 575—**  
BY REPRESENTATIVE GISCLAIR  
AN ACT

To amend and reenact R.S. 48:2078(B) and (C), relative to the state-designated projects undertaken by the Louisiana Transportation Authority; to remove the requirement that the Louisiana Transportation Authority reimburse the Department of Transportation and Development for certain projects' costs expended by the department; to remove the requirement that the department serve as the agent for a project; to provide for an effective date; and to provide for related matters.

Reported favorably.

**HOUSE BILL NO. 854—**  
BY REPRESENTATIVE HILL  
AN ACT

To designate Louisiana Highway 26 from Mittie, Louisiana, to the intersection of Highway 377 as the Cecil B. Tramel Memorial Highway; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
JOE MCPHERSON  
Chairman

**REPORT OF COMMITTEE ON  
REVENUE AND FISCAL AFFAIRS**

Senator Robert M. Marionneau, Jr., Chairman on behalf of the Committee on Revenue and Fiscal Affairs, submitted the following report:

May 21, 2009

To the President and Members of the Senate:

I am directed by your Committee on Revenue and Fiscal Affairs to submit the following report:

**SENATE BILL NO. 21—**  
BY SENATOR MARIONNEAU  
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, relative to the dedication of severance tax revenue; to increase the maximum amount of the proceeds from the tax collected on the severance of certain natural resources which is remitted to parish governing authorities; to require the deposit of a certain amount of the proceeds of severance taxes collected into certain funds and provide for the use of such funds; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Reported favorably.

**SENATE BILL NO. 26—**  
BY SENATORS N. GAUTREAU, ADLEY, ALARIO, CHEEK, DUPRE, HEBERT, KOSTELKA, LONG, MARIONNEAU, MARTINY, MICHOT, MORRISH, MURRAY, RISER, SHAW, SMITH AND WALSWORTH AND REPRESENTATIVES JANE SMITH, BILLIOT, BURFORD, HENRY BURNS, CHAMPAGNE, ELLINGTON, GISCLAIR, GUINN, MONTOUCEY AND SIMON  
AN ACT

To enact R.S. 47:6035 and to repeal R.S. 47:38 and 287.757 and R.S. 51:2458(2), relative to individual income and corporate income tax credits; to increase the tax credit for the cost of qualified clean-burning motor vehicle fuel property; to increase the tax credit for the purchase of a motor vehicle with qualified clean-burning motor vehicle property installed by the vehicle's manufacturer; to provide relative to certain definitions; to provide for the refund of the tax credit under certain circumstances; to authorize the promulgation of rules and regulations under certain circumstances; to authorize a qualified

employer who receives a rebate in the Louisiana Quality Jobs Program to also claim the tax credit for the conversion of vehicles to alternative fuel usage; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 76—**  
BY SENATOR MICHOT  
AN ACT

To amend and reenact R.S. 39:467(A)(1), relative to sales and use tax exemptions of the state and political subdivisions of the state; to provide for an exemption for certain property containing domed arena facilities within certain parishes; to provide for the extent of the exemption; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 92—**  
BY SENATOR N. GAUTREAU  
AN ACT

To amend and reenact R.S. 47:6030(A), (B)(1) and (2), and (D)(1), relative to the wind or solar energy systems tax credit; to provide qualifications for the tax credit; to provide for the disclosure of such credit; to provide terms and conditions; to provide for applicable tax years; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 114—**  
BY SENATOR NEVERS  
AN ACT

To repeal R.S. 47:6033(B)(4), relative to tax credits; to repeal a requirement that the Workforce Development Commission provide the Department of Revenue a certain annual list; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 147—**  
BY SENATOR MURRAY  
AN ACT

To amend and reenact R.S. 47:6019(A)(3)(b)(i)(aa), relative to the tax credit for the rehabilitation of historic structures; to increase the number of allowable transfer; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 163—**  
BY SENATORS MARIONNEAU AND CHEEK  
AN ACT

To amend and reenact R.S. 47:297.10(A), 297.11, and 297.12, relative to individual income tax deductions for certain elementary and secondary school payments; to limit the deduction; to authorize a deduction for payments not made to a school; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 194—**  
BY SENATORS BROOME, DORSEY AND GRAY EVANS  
AN ACT

To enact R.S. 47:6035, relative to tax credits; to provide a credit against the corporate income tax and the corporation franchise tax for employers who allow parental involvement in schools during working hours; to provide for an effective date; and to provide for related matters.

Reported favorably.



**SENATE BILL NO. 221—**  
BY SENATORS BROOME AND DORSEY  
AN ACT

To amend and reenact R.S. 47:2323(C) and to enact R.S. 47:2323(D) and 6035, relative to ad valorem taxation; to provide relative to valuation of property for ad valorem property tax purposes; to provide relative to exemption from state taxes; to establish a state housing tax credit program; to provide with respect to rules and regulations; to provide for an effective date; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 268—**  
BY SENATOR DONAHUE AND REPRESENTATIVE TUCKER  
AN ACT

To amend and reenact R.S. 47:337.64 and 1512, relative to tax collection; to provide for alternative remedies for dealers; to provide for the collector to employ private counsel; to provide for prevailing party attorneys' fees and expenses of litigation; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 335—**  
BY SENATORS JACKSON AND BROOME  
AN ACT

To amend and reenact R.S. 47:293(3), relative to the individual income tax; to provide for a deduction for excess federal itemized personal deductions; to modify the state deduction for federal income tax paid; to provide for the effectiveness of such deduction; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
ROBERT M. MARIONNEAUX, JR.  
Chairman

**REPORT OF COMMITTEE ON  
EDUCATION**

Senator Ben W. Nevers, Chairman on behalf of the Committee on Education, submitted the following report:

May 21, 2009

To the President and Members of the Senate:

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

**SENATE BILL NO. 19—**  
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)(5), relative to the Louisiana Taylor Opportunity Program for Students; to provide for the TOPS-Tech Plus Award; to provide relative to initial and continuing eligibility requirements; to provide relative to award applications; to provide for award amounts; to provide relative to the duration of award eligibility; to provide for effectiveness; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 129—**  
BY SENATOR DORSEY  
AN ACT

To amend and reenact R.S. 17:3048.1(C)(2)(g) and (W), relative to the Taylor Opportunity Program for Students; to authorize the administering agency to promulgate rules to provide for the receipt and consideration of applications from students returning

from out-of-state colleges and universities under certain circumstances and conditions; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 223—**  
BY SENATORS CLAITOR, APPEL, CROWE, KOSTELKA, LONG, MICHOT, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, TIM BURNS, CHAMPAGNE, CONNICK, CORTEZ, DOVE, FOIL, LITTLE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, PATRICIA SMITH AND THIBAUT  
AN ACT

To amend and reenact R.S. 17:416(A)(1)(c)(i), (ii), and (vi) and (3)(e), relative to the discipline of pupils; to provide relative to circumstances under which pupils may be removed from the classroom; to require principals to provide parental notification and guidance to teachers when a pupil is removed from the classroom; to authorize school boards to adopt policies relative to parental attendance at certain intervention sessions and consequences for parents who fail to comply; to require that certain students be assigned and required to complete missed school work under certain circumstances; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 285—**  
BY SENATOR NEVERS  
AN ACT

To enact Chapter 25-A of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3161 through 3169, relative to educational institutions and programs; to provide for a comprehensive system of articulation and transfer of credit between and among public secondary and postsecondary educational institutions; to provide for the creation of a statewide articulation and transfer council and its membership, powers, and duties; to provide for a statewide articulation agreement; to provide for a common core curriculum; to provide relative to the length of degree programs; to provide for the transfer of specified courses and associate degrees; to provide relative to admission of transfer students to four-year colleges and universities; to provide for a statewide course numbering system; to provide relative to course levels and designations; to provide relative to accreditation of educational institutions; to provide for voluntary participation of certain independent colleges and universities; to provide relative to a comprehensive student information system; to provide for implementation timelines; to provide for reporting requirements; to provide for program rules; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 309—**  
BY SENATOR GRAY  
AN ACT

To enact R.S. 17:17.5, relative to physical fitness; to provide for physical fitness assessments in schools; to provide for a pilot program for the conduct of such assessments; to provide for legislative intent; to provide for program participants; to provide relative to the results from such assessments; to provide for reports; to provide for rules and guidelines; to provide for funding; and to provide for related matters.

Reported with amendments.

Respectfully submitted,  
BEN W. NEVERS  
Chairman

**REPORT OF COMMITTEE ON  
NATURAL RESOURCES**

Senator Reggie P. Dupre, Jr., Chairman on behalf of the Committee on Natural Resources, submitted the following report:

May 26, 2009

May 21, 2009

To the President and Members of the Senate:

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

HOUSE BILL NO. 133— BY REPRESENTATIVE ROY AN ACT

To authorize and provide for the lease and sublease of certain state property in Rapides Parish; to authorize Community Receiving Home of Rapides Parish to sublease, for a period not to exceed fifty years, all or part of certain land leased to it pursuant to Act No. 443 of the 1972 Regular Session of the Legislature; to provide for supplementing Act No. 107 of the 1988 Regular Session of the Legislature; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 158— BY REPRESENTATIVE ANDERS AN ACT

To amend and reenact R.S. 38:3097.3(C)(9), relative to drought relief wells; to provide for the powers and duties of the commissioner of conservation; to provide for temporary agricultural use; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 512— BY REPRESENTATIVE GUINN AN ACT

To enact R.S. 40:1846(I) and (J), relative to the authority of the Liquefied Petroleum Gas Commission; to provide for rules and regulations during a governor's declared emergency or disaster; to provide for the promulgation of rules and regulations; to provide for exceptions to certain rules and regulations and standards; and to provide for related matters.

Reported favorably.

Respectfully submitted, REGGIE P. DUPRE, JR. Chairman

Senate Bills and Joint Resolutions on Third Reading and Final Passage

Bagneris Rule

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

Without objection, so ordered.

SENATE BILL NO. 168— BY SENATORS RISER AND B. GAUTREUX AN ACT

To amend and reenact R.S. 32:295.1(B), relative to seat belts; to provide that all occupants who are thirteen years of age or older shall wear a seat belt in certain vehicles; and to provide for related matters.

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

YEAS

Mr. President Dupre Morrell Alario Erdey Morrish Amedee Gautreaux N Mount Appel Gray Evans Murray

Broome Guillory Nevers Cheek Hebert Quinn Claitor Heitmeier Risser Crowe Jackson Shaw Donahue Long Smith Dorsey Martiny Thompson Duplessis Michot Walsworth

Total - 33

NAYS

Adley Total - 1

ABSENT

Gautreaux B LaFleur McPherson Kostelka Marionneaux Total - 5

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

SENATE BILL NO. 182— BY SENATOR CROWE AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain 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.

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

YEAS

Mr. President Erdey Morrish Alario Gautreaux N Mount Amedee Gray Evans Murray Appel Guillory Nevers Broome Hebert Quinn Cheek Heitmeier Risser Claitor Jackson Shaw Crowe LaFleur Smith Donahue Long Thompson Dorsey Martiny Walsworth Duplessis Michot Dupre Morrell

Total - 34

NAYS

Total - 0

ABSENT

Adley Kostelka McPherson Gautreaux B Marionneaux Total - 5

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

SENATE BILL NO. 187— BY SENATOR HEITMEIER AN ACT

To amend and reenact R.S. 32:361.2, relative to motor vehicle equipment; to provide relative to medical exemptions from prohibitions on certain window tinting; to provide relative to the contents of an affidavit for such medical exemption; to require certain information; to provide for certain departmental and board actions; to provide for violations; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Heitmeier sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 187 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 2 at the beginning of the line, insert "(2)"

On motion of Senator Heitmeier, the amendments were adopted.

**Floor Amendments Sent Up**

Senator Heitmeier sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Heitmeier to Engrossed Senate Bill No. 187 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 3, change "American Medical Association" to "World Health Organization"

AMENDMENT NO. 2

On page 2, line 25, change "American Medical Association" to "World Health Organization"

On motion of Senator Heitmeier, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Adley	Marionneaux
Gautreaux B	McPherson
Total - 4	

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

**SENATE BILL NO. 217—**  
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 33:4067(B), relative to the Cameron Parish Water and Wastewater Board for District No.1; to decrease the membership of the board of commissioners; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Adley	Marionneaux
Gautreaux B	McPherson
Total - 4	

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

**SENATE BILL NO. 224—**

BY SENATOR N. GAUTREAUX

AN ACT

To enact Subpart B-42 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.790 through 130.793, inclusive; to provide relative to local governmental subdivisions; to authorize the creation of sustainable energy financing districts; to provide terms, conditions, procedures, and requirements; to provide for the powers and duties of the districts; to authorize certain financing concerning property within the district; to provide for property assessment and collection of such assessments within the district; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw

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Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Adley	Marionneaux
Gautreaux B	McPherson
Total - 4	

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

**SENATE BILL NO. 239—**  
BY SENATORS DUPRE AND MORRISH AND REPRESENTATIVES DOVE AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 47:305.20(A), the introductory paragraph of (C), (1) and (2) and R.S. 56:303(E)(1) and 304(A), relative to tax exemptions; to provide for certain exclusions and exemptions from state sales, use, lease, and services taxes; to provide for a rebate of such taxes; to include possession of a vessel license by a commercial fisherman as qualifying for such tax exemptions; to provide for issuance of a vessel license to certain commercial fishermen; to provide for certification of certain commercial fishermen licenses; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrell
Alario	Gautreaux N	Morrish
Amedee	Gray Evans	Mount
Appel	Guillory	Murray
Broome	Hebert	Nevers
Cheek	Heitmeier	Quinn
Claitor	Jackson	Riser
Crowe	Kostelka	Shaw
Donahue	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	Michot	
Total - 35		

NAYS

Total - 0

ABSENT

Adley	Marionneaux
Gautreaux B	McPherson
Total - 4	

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

**SENATE BILL NO. 321—**  
BY SENATOR HEBERT

AN ACT

To enact R.S. 47:1925.10, relative to the assessor in the Iberia Parish Assessment District; to authorize the assessor in such district to receive an automobile expense allowance; 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 N	Morrish
Alario	Gray Evans	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Broome	Heitmeier	Quinn
Cheek	Jackson	Riser
Claitor	Kostelka	Shaw
Crowe	LaFleur	Smith
Dorsey	Long	Thompson
Duplessis	Martiny	Walsworth
Dupre	Michot	
Erdey	Morrell	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	Gautreaux B	McPherson
Donahue	Marionneaux	
Total - 5		

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

**SENATE BILL NO. 172—**  
BY SENATOR QUINN

AN ACT

To enact R.S. 41:1702(B)(4), (5), (6), (7), and (8), relative to reclamation of lands lost through erosion, compaction, subsidence, and sea level rise; to provide for certain boundary agreements; to provide terms, conditions, and procedures; to provide for retroactivity; to provide for an effective date; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Quinn sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Quinn to Engrossed Senate Bill No. 172 by Senator Quinn.

**AMENDMENT NO. 1**

On page 1, line 13, delete "secretary" and insert "commissioner of administration"

**AMENDMENT NO. 2**

On page 1, delete lines 14 and 15 and insert "shall enter into a boundary agreement with owners of land located in that part of Jefferson Parish commonly known as the Bucktown Peninsula, bounded on the north and west by the shores of Lake Pontchartrain, on the east by the 17th Street Canal, and on the south by the northern toe of the Lake Pontchartrain hurricane protection levee, that"

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	Dupre	Morrell
Alario	Erdey	Morrish
Amedee	Gautreaux N	Mount
Appel	Gray Evans	Murray
Broome	Guillory	Nevers
Cheek	Hebert	Quinn
Claitor	Heitmeier	Riser
Crowe	Jackson	Shaw
Donahue	Long	Smith
Dorsey	Martiny	Thompson
Duplessis	Michot	Walsworth

Total - 33

**NAYS**

Total - 0

**ABSENT**

Adley	Kostelka	Marionneaux
Gautreaux B	LaFleur	McPherson

Total - 6

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.

**SENATE BILL NO. 175—**

BY SENATORS MICHOT AND WALSWORTH  
AN ACT

To amend and reenact R.S. 32:781(5), (6), and (19), 782, 783(A), (F)(1), (2), and (8), and (I), 784(B) and (C), 785(C)(1), (D), and (E), 787, 789, 790(A) and (C), 802(A), 1251, 1252(2)(introductory paragraph), (a), and (c), (4), (8), (9), (12), (13), (16), (17), (19), (21), (23)(a), (b)(iv), and (c), (24), (25), (26), (27), (29), (33), (34), (35), (36)(a) and (b)(vi), and (37), 1253(A)(introductory paragraph), (1)(introductory paragraph), and (2), (3)(a) and (b), and (E), 1254(A)(6), (B)(2), (C)(9), (D)(4), (6) and (7), (E)(introductory sentence), (E)(1), (2), (3), (4)(a), (5), (7), (8), (9), (10)(a), and (11), (F)(4), and (N), 1255(A)(2), 1256, 1261(1)(a)(introductory paragraph), (1)(a)(iv) and (v), and (o), (q) and (t), and (6)(a), 1265, and 1268, to enact R.S. 32:1252 (39) through (50), 1254(A)(18) and (19), (D)(6)(c), 1257.1, 1258(A)(10), 1261(7), 1261.1, 1261.2, 1262(A)(5), 1268.1 and 1268.2, and to repeal R.S. 32:781(1) through (4), (9) through (18), (22) through (25), and (28), 783(F)(7) and (10), 784(A)(5) through (8), and Part IV of Chapter 4-C of Title 32 of the Louisiana Revised Statutes of 1950, comprised of R.S. 32:811 through 822, relative to the distribution and sale of motor vehicles; to provide for changes in definitions within the Recreational and Used Motor Vehicle Commission and the Motor Vehicle Commission; to provide for changes to the jurisdiction and authority of the Recreational and Used Motor Vehicle Commission and the Motor Vehicle Commission; to provide for changes to the membership of the Used Motor Vehicle Commission and the Motor Vehicle Commission; to transfer authority over recreational products from the Recreational and Used Motor Vehicle Commission to the Motor Vehicle Commission; to provide for unauthorized acts of a manufacturer, distributor, wholesaler, distributor branch, factory branch, or converter; to provide for acts of a motor vehicle dealer or specialty dealer; to provide for violations; to provide for indemnification of franchised dealers; to provide for payments to dealers; to provide for penalties; to provide for repurchase upon termination of a franchise; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Michot sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 175 by Senator Michot

AMENDMENT NO. 1

On page 1, line 2, following "(F)(1)," and before ")," insert "(2"

AMENDMENT NO. 2

On page 1, line 7, following "(D)(4)" delete ", (6)"

AMENDMENT NO. 3

On page 4, line 7, at the beginning of the line insert "dealers"

AMENDMENT NO. 4

On page 7, line 18, following "trust" delete ",,"

AMENDMENT NO. 5

On page 10, line 11, following "in" and before "(b)" change "Subparagraphs" to "Subparagraphs"

AMENDMENT NO. 6

On page 13, lines 27 and 29 change "speciality" to "specialty"

AMENDMENT NO. 7

On page 14, lines 6, 7, 18, 24 and 27, change "speciality" to "specialty"

AMENDMENT NO. 8

On page 15, lines 2, 9, 13 and 21, change "speciality" to "specialty"

AMENDMENT NO. 9

On page 16, line 16, following "attached" change "thereto" to "to it"

AMENDMENT NO. 10

On page 30, line 27, following "name" and before "the" change "with" to "within"

AMENDMENT NO. 11

On page 33, line 5, following "of a" and before "," change "like-make" to "like make" and following "that" and before "make" delete "line"

AMENDMENT NO. 12

On page 33, line 26, following "~~1999~~" and before "another" delete ",,"

AMENDMENT NO. 13

On page 35, line 3, following "warranty" and before "or" insert ","

AMENDMENT NO. 14

On page 35, line 11, following "due" and before "dealer" change "said" to "the"

AMENDMENT NO. 15

On page 35, line 13, following "make" and before "payments" delete "this"

AMENDMENT NO. 16

On page 35, line 16, following "due" and before "dealer" insert "the"

AMENDMENT NO. 17

On page 37, line 6, following "6,001" and before "or" insert "miles"

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AMENDMENT NO. 18

On page 39, line 6, following "the" and before "of" change "owner/lessor" to "owner or lessor"

AMENDMENT NO. 19

On page 40, lines 21, 26, and 27, change "Subparagraph" to "Paragraph"

AMENDMENT NO. 20

On page 40, line 29, change "Subparagraphs" to "Paragraphs"

On motion of Senator Michot, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray Evans	Murray
Appel	Guillory	Nevers
Broome	Hebert	Quinn
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw
Crowe	Kostelka	Smith
Donahue	Long	Thompson
Dorsey	Martiny	Walsworth
Duplessis	Michot	
Dupre	Morrell	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	LaFleur	McPherson
Gautreaux B	Marionneau	
Total - 5		

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

**SENATE BILL NO. 193—**

BY SENATOR LONG

AN ACT

To repeal R.S. 22:2372, relative to the Insure Louisiana Incentive Program; to repeal the requirement for use of unused monies in the program to assist individuals with homeowners' insurance premiums and to accelerate payoff of the Unfunded Accrued Liability of the state retirement systems; 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

Mr. President	Erdey	Morrish
Alario	Gray Evans	Mount
Amedee	Guillory	Murray
Appel	Hebert	Nevers
Cheek	Heitmeier	Riser
Crowe	Jackson	Shaw

Donahue	Long	Smith
Dorsey	Martiny	Thompson
Duplessis	Michot	Walsworth
Dupre	Morrell	

Total - 29

NAYS

Claitor  
Total - 1

ABSENT

Adley	Gautreaux N	Marionneau
Broome	Kostelka	McPherson
Gautreaux B	LaFleur	Quinn
Total - 9		

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

**SENATE BILL NO. 218—**

BY SENATOR MORRELL AND REPRESENTATIVE BROSSETT  
AN ACT

To amend and reenact R.S. 22:2292(6) and (12) relative to Louisiana Citizens Property Insurance Corporation; to provide with respect to Louisiana Property Insurance Corporation offering business interruption insurance coverage; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Erdey	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray Evans	Murray
Appel	Guillory	Nevers
Broome	Hebert	Quinn
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw
Crowe	Kostelka	Smith
Donahue	Long	Thompson
Dorsey	Martiny	Walsworth
Duplessis	Michot	
Dupre	Morrell	
Total - 34		

NAYS

Total - 0

ABSENT

Adley	LaFleur	McPherson
Gautreaux B	Marionneau	
Total - 5		

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

**SENATE BILL NO. 242—**

BY SENATOR MOUNT

AN ACT

To enact R.S. 22:1062.1, relative to health insurance; to provide for an enrollment period for individuals in an employer sponsored insurance program when certain conditions are satisfied; to provide for rule making; 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	Erdey	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray Evans	Murray
Appel	Guillory	Nevers
Broome	Hebert	Quinn
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw
Crowe	Kostelka	Smith
Donahue	Long	Thompson
Dorsey	Martiny	Walsworth
Duplessis	Michot	
Dupre	Morrell	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Adley	LaFleur	McPherson
Gautreaux B	Marionneaux	
Total - 5		

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

**SENATE BILL NO. 251—**  
BY SENATOR ERDEY

**AN ACT**

To amend and reenact R.S. 46:1426(C), relative to the Department of Social Services; to provide for disclosure of information by licensed day care centers to parents; and to provide for related matters.

**Floor Amendments Sent Up**

Senator Erdey sent up floor amendments.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Marionneaux on behalf of the Legislative Bureau to Engrossed Senate Bill No. 251 by Senator Erdey

**AMENDMENT NO. 1**

On page 1, line 11, following "(2)" and before "shall" change "**The day care center**" to "**Day care centers**"

On motion of Senator Erdey, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Erdey	Morrish
Alario	Gautreaux N	Mount
Amedee	Gray Evans	Murray
Appel	Guillory	Nevers

Broome	Hebert	Quinn
Cheek	Heitmeier	Riser
Claitor	Jackson	Shaw
Crowe	Kostelka	Smith
Donahue	Long	Thompson
Dorsey	Martiny	Walsworth
Duplessis	Michot	
Dupre	Morrell	
Total - 34		

**NAYS**

Total - 0

**ABSENT**

Adley	LaFleur	McPherson
Gautreaux B	Marionneaux	
Total - 5		

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

**Message from the House**

**SIGNED HOUSE CONCURRENT RESOLUTIONS**

May 26, 2009

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. 125—**

BY REPRESENTATIVE HENRY

**A CONCURRENT RESOLUTION**

To memorialize the Congress of the United States and to urge and request the Attorney General of the United States and the Federal Bureau of Prisons to refrain from sending detainees released or transferred from the facilities at Guantanamo Bay Detention Facility (GTMO), Cuba, to prisons in Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 127—**

BY REPRESENTATIVE TUCKER

**A CONCURRENT RESOLUTION**

To urge and request the Department of Health and Hospitals, office of public health, in consultation with the Board of Secondary and Elementary Education, to study issues related to children who are not immunized and report its findings to the House and Senate committees on health and welfare no later than November 1, 2009.

**HOUSE CONCURRENT RESOLUTION NO. 134—**

BY REPRESENTATIVES HUTTER AND TUCKER

**A CONCURRENT RESOLUTION**

To recognize June 8, 2009, as "Ports' Day" at the legislature and to commend Louisiana ports for their contributions to the state.

**HOUSE CONCURRENT RESOLUTION NO. 135—**

BY REPRESENTATIVE PATRICIA SMITH AND SENATOR BROOME

**A CONCURRENT RESOLUTION**

To commend Charlotte D. Placide upon her retirement as superintendent of the East Baton Rouge Parish School System, to recognize and record her myriad accomplishments and remarkable contributions, and to extend to her the best wishes of the legislature as she embarks upon new challenges and endeavors.

HOUSE CONCURRENT RESOLUTION NO. 138—

BY REPRESENTATIVE ELLINGTON
A CONCURRENT RESOLUTION

To recognize Wednesday, June 3, 2009, as 4-H Day at the Louisiana State Capitol and to commend 4-H members and volunteers throughout the state for their outstanding accomplishments and manifold contributions to their communities.

HOUSE CONCURRENT RESOLUTION NO. 122—

BY REPRESENTATIVE MICKEY GUILLORY
A CONCURRENT RESOLUTION

To recognize May 20, 2009, as Louisiana Housing Council Day.

HOUSE CONCURRENT RESOLUTION NO. 123—

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

A CONCURRENT RESOLUTION

To commend posthumously law enforcement officers from the Acadiana region who died or were slain in the line of duty.

HOUSE CONCURRENT RESOLUTION NO. 124—

BY REPRESENTATIVE ST. GERMAIN
A CONCURRENT RESOLUTION

To recognize May 20, 2009, as Girl Scouts of the USA Day at the state capitol.

HOUSE CONCURRENT RESOLUTION NO. 116—

BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to require that satellite television providers broadcast local television stations.

HOUSE CONCURRENT RESOLUTION NO. 119—

BY REPRESENTATIVES MILLS, BOBBY BADON, CORTEZ, AND ROBIDEAUX AND SENATOR MICHOT
A CONCURRENT RESOLUTION

To commend Richard Zuschlag, chairman and chief executive officer of Acadian Ambulance, which was named Large Business of the Year in the 2009 Acadiana Business Hall of Fame.

HOUSE CONCURRENT RESOLUTION NO. 120—

BY REPRESENTATIVES TUCKER, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTOUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATOR GUILLORY

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of former state representative Joseph F. Cerise.

HOUSE CONCURRENT RESOLUTION NO. 121—

BY REPRESENTATIVE DOVE
A CONCURRENT RESOLUTION

To recognize Monday, May 18, 2009, as Coastal Day at the Louisiana Legislature.

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.

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:

May 26, 2009

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. 76—

BY SENATORS CROWE AND DONAHUE AND REPRESENTATIVES PEARSON AND CROMER
A CONCURRENT RESOLUTION

To commend and congratulate Robert A. Baker of Baker Sales, Inc., for being named "Louisiana Small Business Person of the Year."

Respectfully submitted,
ROBERT W. "BOB" KOSTELKA
Chairman

The foregoing Senate Concurrent Resolution was signed by the President of the Senate.

ATTENDANCE ROLL CALL

PRESENT

Table with 3 columns: Name, Dupre, Michot. Lists names of present members including Mr. President, Adley, Alario, Amedee, Appel, Broome, Cheek, Claitor, Crowe, Donahue, Dorsey, Duplessis, Total - 36.

ABSENT

Table with 3 columns: Name, Marionneaux, McPherson. Lists names of absent members: Gautreaux B, Total - 3.



**Leaves of Absence**

The following leaves of absence were asked for and granted:

Adley	½ Day	B. Gautreaux	1 Day
Marionneaux	1 Day	McPherson	1 Day

**Adjournment**

On motion of Senator Thompson, at 6:45 o'clock P.M. the Senate adjourned until Wednesday, May 27, 2009, at 1:30 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:30 o'clock P.M. on Wednesday, May 27, 2009.

GLENN A. KOEPP  
Secretary of the Senate

DIANE O' QUIN  
Journal Clerk

